

Minutes of the July 8, 2013 City Council Meeting

The meeting of the Eureka City Council was called to order on July 8, 2013 at 7:00 p.m. by Mayor Miller in the councilroom of the Municipal Building with the following present: Mayor Miller, Councilmembers Bertsch, Billotto, Goehring, Obenauer, Regula, Weisbeck and Finance Officer Ottenbacher. Also present were Linda Bergman with the Northwest Blade, Don Heinrich, Mel Kary, Jerry Morgan, Katy Doud, Samantha Jenkins, Cheryl Kirschenmann, Cindy Gab, Ruby Gab, Sharon Aman and Deputy Scott Warzecha.

Mel Kary joined the meeting to present a check for the fireworks in the amount of \$2,141.40. The City donated \$1,000.00 for the event.

A motion was made by Regula and seconded by Billotto to approve the agenda with the addition of: Update on Cleaning/Maintenance Position and Curb Stops on Highway 10. All voted Aye. Motion Carried.

Don Heinrich was present representing the American Legion Baseball Program. Heinrich presented the council with the American Legion 2012 financial report. Last year Selby ran the teener program and this year the Eureka American Legion is funding the entire program. They hold pancake breakfast fundraisers. The City donated \$2,000.00 in 2012. The City will look at this as they put the 2014 budget together.

Jerry Morgan was present to discuss services at his 308 10th Street property. The house was sold on contract for deed three years ago to Crystal Peplinski and Todd Meier. One payment was made and the keys were returned to the attorney. Peplinski and Meier's names are still on the tax roll, but Morgan's have been paying all the taxes on the property. The Morgan's would like to move back into the property and have the water turned on, but a lien has been filed on the past due account. Morgan is willing to pay the lien, by Eureka City, if he could get relief on the additional fees owed. The Council stated that if the money does not stay against the property we have no other means of collecting the fees. A motion was made by Obenauer and seconded by Weisbeck that the total of \$262.50 is due and a note will be setup for payment in three equal installments. All voted Aye. Motion Carried. The water can be turned on after the first installment is received.

Sharon Aman, Ruby Gab, Cheryl Kirschenmann, Cindy Gab, Katy Doud and Samantha Jenkins were all present to discuss an incident at the Sharon Aman home.

On June 13, 2013, three dogs belonging to Bill and Charity Allen got loose and entered the Aman garage, killing two of her cats. R. Gab and Kirschenmann saw the dogs in the driveway on the Aman premises. The sheriff was notified and responded. Aman has filed a legal statement with the McPherson County Sheriff's office. This is not the first time that the dogs have been loose. Aman wishes that people would take responsibility for their pets and would like something done about this situation. Doud, Jenkins and C. Gab have all had confrontations with the animals. The Humane Society has been

notified. They thanked the council for their time and they left the meeting. Notes are on file at the Finance Office.

Deputy Scott Warzecha was present for the police report. Deputy Warzecha is going to check into ASPCA - American Society for the Prevention of Cruelty to Animals. The 4 way stop signs were discussed. Deputy Warzecha had 139 City hours and 40 county hours for the month of June.

Lucas Hoover was present to discuss the Wastewater Improvement Project - Phase II bid opening that took place on June 18, 2013. The bids were over budget. Hoover recommended that Bid Schedule C be accepted. A motion to accept the Bid Schedule C was made at the June council meeting. Hoover recommended that we re-bid the Phase II project (replacing sewer lines from G Avenue to around the lake) with a completion date of June 2014. By re-bidding the project, he felt the City may get more state competitive bids. The Council discussed putting Schedule A and B together for re-bidding, along with having a local contractor bid the building for the control panel. A motion was made by Bertsch and seconded by Weisbeck to reject the Bid Schedules A and B. Motion Carried. Roll call vote was taken. Bertsch yes, Billotto yes, Goehring yes, Obenauer yes, Regula yes and Weisbeck yes. Unanimous Vote. Motion Carried. A motion was made by Obenauer and seconded by Regula to do a Change Order for Option A - to throw the sanitary sewer pipe on the current contract of highway 10 and the lift stations be rebuilt by June 14, and Rebid Option B - to move the sewer lines and the lift station by June 1, 2014. A roll call vote was taken. Weisbeck yes, Regula yes, Obenauer yes, Goehring yes, Billotto yes, and Bertsch yes. Unanimous Vote. Motion Carried. The City will also look at bidding it ourselves. The bid opening for the rebidding will be September 9, 2013.

Guy Boschee was present for the Public Works Director report.

The chipping is about a quarter done and not sure when it will be finished.

The hot mix is laid and the holes will be filled this week.

The new grass bin is complete and ready to use. It is located on the East side of the City shop, is posted and will be monitored.

The air conditioner went out on the 140H and a new receiver/dryer was put on.

The highway project is progressing. Conduit will be placed for the street lights this week and they are preparing to set the curb and gutter. The water line needed to be lowered on 13th Street and will be billed to the State. Forty feet of transit line has been replaced with plastic line by the Wolff and Quinn property. This will be a city expense and Duininck will do the digging.

The airport has been mowed twice and passed the FAA airport inspection.

The landfill passed inspection with a few things that need to be corrected.

Three quotes will be needed for Rip Rap to be put around the NE corner of the east lake, the south side of the east lake, and the south side of the west lake where the trees are located. The rip-rap will need to be replaced every two to three years.

The curb stops along Highway 10 were discussed. A state representative met with each individual along the highway before the work began.

The shop computers picked up an FBI virus and locked up the laptops. The tower is okay. There will be virus protectors installed on the computers and the tower will be used strictly for water reports.

A motion was made by Weisbeck and seconded by Bertsch to approve the Duininck, Inc. pay estimate of \$93,957.99. A roll call vote was taken. Bertsch yes, Billotto yes, Goehring yes, Regula yes, and Weisbeck yes. Obenauer abstained from voting. Motion Carried.

A motion was made by Bertsch and seconded by Regula to approve the Helms and Associates pay estimate of \$24,822.96. All voted Aye. Motion Carried.

Northeast Council of Government conducted an inspection on June 26, 2013. No deficiencies were noted at the time of the inspection.

A motion was made by Weisbeck and seconded by Billotto to approve the minutes as presented from June 10 and June 18, 2013. All voted Aye. Motion Carried.

A motion was made by Weisbeck and seconded by Obenauer to approve the financials as presented. All voted Aye. Motion Carried.

A motion was made by Billotto and seconded by Goehring to approve the bills as presented. All voted Aye. Motion Carried.

June Financials:

Finance Office - \$3,892.70, Gen. Gov't. Bldgs - \$3.17, Streets - \$1,979.09, Park - \$4,175.34, Library - \$662.26, Water - \$701.64, Sewer - \$827.95, Sanitation - \$854.72

June Bills:

A & B Business, Inc. Solutions, office supplies - \$105.29, Bank of America, Amazon books - \$84.98, Bantz, Gosch & Cremer, LLC, attorney fees - \$334.81, Best Western Ramkota, lodging - \$195.98, Cash, office supplies - \$27.75, Cornerstone Café and Convenience, ethanol - \$376.01, Dakota Backup, computer backup contract - \$119.09, Dakota Supply Group, water & park supplies - \$885.74, Doud, Kathryn, refund customer deposit - \$75.00, Eberhart, Allen, refund customer deposit - \$75.00, Eureka Community Development, 1st half payment - \$17,500.00 Eureka Community Health, 1st half payment - \$6,250.00, Eureka Elevator, compost pile - \$59.70, Eureka Manufacturing Co.,

recycling bin & compost - \$1,251.72, Eureka Plumbing & Heating, repair toilet bathhouse - \$343.53, Eureka Ready Mix, concrete - storm sewer - \$300.00, Fitzgerald, Vivian, refund customer deposit - \$75.00, Flemmer, Josh, refund pitch mound - \$90.94, Great Plains Bank, water project - \$1,694.00, Great Plains Bank, airport insurance - \$1,500.00, Great Plains Bank, water utilities - \$14.50, Hawkins, chlorine Cylinder - \$5.00, Heartland Waste Management, sanitation service - \$5,168.10, Inman Irrigation, drip system - \$246.00, JP Lumber, park street & shop supplies - \$413.54, Jensen Rock & Sand, supplies/repair & maintenance - \$50,117.50, K & A Implement, repairs/maintenance/supplies - \$217.57, Kaiser, Jessica, refund customer deposit - \$75.00, Kary, McKyla, mileage - lifeguard sub - \$19.24, Kary's Home Oil, gas & tire repair - \$188.92, Ken's Food Fair, cleanings supplies - \$43.62, Lew's Fireworks, fireworks - \$3,141.40, Lutz, Susan, reimburse meals - \$16.63, Lyle Signs Inc., no trucks allowed signs - \$131.14, McPherson County Auditor, law enforcement contract - \$3,500.00, McPherson County Conservation, trees - \$1,019.62, MARC, cleaning supplies - \$229.64, Montana Dakota Utilities, utilities - \$4,261.70, Mayer, Brandi, refund customer deposit - \$75.00, Northwest Blade, publishing - \$398.04, Opp, Teddy, refund customer deposit - \$75.00, Ottenbacher, Bobbi, mileage/meals/tar removal - \$374.39, Pheasantland Industries, maintenance clothing - \$354.20, Public Health Laboratory, water samples - \$69.00, Ron's Service Center, switch for Dodge - \$192.24, Servall, cleaning supplies - \$91.09, SD Dept. of Revenue, drivers license - \$215.00, SD Retirement, retirement - \$1,251.92, SD State Treasurer, sales tax - \$453.49, SD Unemployment Insurance, unemployment - \$42.30, Templeton, David, refund customer deposit - \$50.00, US Postmaster, postcard mailing - \$500.00, US Postmaster, stamps - \$46.00, Valley Telecommunications, phone utilities - \$299.05, Vilas Pharmacy, park supplies - \$10.63, Volk, Terri, refund customer deposit - \$75.00, Weisbeck Construction, compost/repair/storm sewer - \$10,677.76, Wellmark, health insurance - \$2,338.68

July Bills:

FEM, utilities - \$888.95, WEB Water, water - \$4,930.36, Great Plains Bank, payroll taxes - \$3,389.62.

A motion was made by Regula and seconded by Weisbeck to approve the building permits as presented. All voted Aye. Motion Carried.

A motion was made by Billotto and seconded by Obenauer to approve the 2nd Reading of Ordinance 2013O-6 - Supplement the Budget.

Ordinance 2013O-6
Supplemental Budget Ordinance

Be it ordained by the City of Eureka, that the following sums are supplementally appropriated to meet the obligations of the City of Eureka.

101	General Fund	
	431 Streets	\$82,000.00
	Street Supply and Repair	

Source of Funding - Cashed in Sanitation CD's	
July CD	\$32,000.00
August CD	\$50,000.00
101 General Fund	
419 General Government Buildings Insurance	\$8,000.00
Source of Funding - Cashed in Sanitation CD	
July CD	\$8,000.00

Dated this 8th day of July, 2013.

First Reading: June 10, 2013
 Second Reading: July 8, 2013
 Published: July 18, 2013
 Effective Date: July 28, 2013

Annual park expenses were presented as requested. The grand stand was discussed and Weisbeck inspected the structure. The parts of the building that are exposed to the sunlight need to be replaced along with some supports. A motion was made by Bertsch and seconded by Obenauer to put together specs and bid out the grand stand project for October. All voted Aye. Motion Carried.

The mayor will be attending the elected officials workshop on July 24, 2013 and Bertsch will let the finance officer know by July 17, 2013 if he will also attend.

Credit Collections Bureau has an Expo Program, which is like a pre collect program and they send out letters for the City. There are no commissions taken out, but the City does have to pay for the letters. A motion was made by Weisbeck and seconded by Regula to purchase 100 letters at \$1.25 per letter. All voted Aye. Motion Carried.

A motion was made by Goehring and seconded by Billotto to approve the Application for Federal Funding for the Runway/Taxiway/Apron Overlay Project scheduled for 2014. All voted Aye. Motion Carried.

Wellmark Health Insurance was tabled until August.

A motion was made by Weisbeck and seconded by Billotto to approve Lisa Kauk and Claudia Merthan as the new library board members. All voted Aye. Motion Carried.

Eureka Community Development Company has requested \$35,000.00 appropriation fee for 2014. They will be at the August meeting.

Les Walker - K Avenue Street Light the street light will go up.

Nuisance Complaint Filed by Charlotte Dicken - 1102 L Avenue and Valerie Chavarria - 1108 L Avenue. The complaint deals with dogs defecating on personal property and the owners are not cleaning it up.

A motion was made by Bertsch and seconded by Obenauer to change the regular monthly council meeting to August 5, 2013 at 7:00 p.m. All vote Aye. Motion Carried.

The cleaning/maintenance duties were discussed.

A motion was made by Weisbeck and seconded by Regula to approve to adjourn. All voted Aye. Motion Carried.

Lloyd L. Miller - Mayor

ATTEST:

Bobbi Ottenbacher - Finance Officer