

## Minutes for February 12, 2015 City Council Meeting

The meeting of the Eureka City Council was called to order on January 12, 2015, at 7:00 p.m. by Mayor Opp in the councilroom of the Municipal Building with the following present: Mayor Opp, Councilmember's: Bertsch, Billotto, Goehring, Obenauer, Regula, Weisbeck and Finance Officer Ottenbacher. Also present was John and Renee Schwingler, Anita Duquette, Mark Schaffner, Patricia Myrmoe and Elisa Opp.

A motion was made by Weisbeck and seconded by Obenauer to approve the agenda with the following additions: Discuss Phone Harassment, Update on Artesian Well, Update on Lifeguards, BLEWH Group and Park Light Poles. All voted Aye. Motion Carried.

Mark Schaffner with Northern Plains was present to request permission to raise funds for Harvest for Hunger. The program is run on a local level, but the money raised in Eureka will be distributed to local organizations. Schaffner gave a brief history of past events held. This year they would like to do a polar plunge and is currently scheduled for March 9, weather permitting, with an alternate date of March 29, 2015. The Eureka Ambulance and Eureka Fire Department will be on hand. Northern Plains will supply a BBQ feed after the event. Raffle buckets will be placed in various businesses. A motion was made by Regula and seconded by Obenauer to approve the raffle with a waiver releasing the City from any liability. All voted Aye. Motion Carried.

Anita Duquette was present to address Code Enforcement issues, pertaining to expired vehicle license tags, snow and vehicles placed on City property. The Code Enforcement, Sheriff and Deputy Sheriff will address these and future issues. Discussion was held on snow removable on sidewalks in the Business districts and residential areas. The Sidewalk Snow Removal Ordinance will be revisited further and will be sent to the City Attorney for review.

Schaffner asked, "What can Northern Plains do, to help eliminate traffic between the fertilizer plant and the Quonset?" It is not a through road and the Deputy Sheriff will patrol it. Schaffner left the meeting.

Deputy Ted Smith joined the meeting for his monthly police report. Deputy Smith had 106 City hours, 37 County hours and 43 training hours. He is monitoring the out of state vehicles that need a South Dakota license. There was discussion on licensing ice houses on trailers and vehicles that are left unlicensed temporarily.

There was discussion on two phone calls made to the City office and one to the Mayor, at 2:55 p.m. 3:00 p.m. and 3:05 p.m. on February 12, 2015, from the same caller. The information was documented as instructed by the City Attorney.

There was no Public Works Director Report.

The International Property Maintenance Code Ordinance was discussed. Regula will look at the book and added to the March agenda. The Abatement of Dangerous Buildings Book was reviewed and there are no updated inserts for the book.

John and Renee Schwingler and Elisa Opp left the meeting.

The Hazard Communication Policy, Accident Investigation Policy and the Confined Space Policy was available for Council review.

Regula reviewed the Plumbing Commission Book and installing grease traps. Regula felt reading through the material that it is not necessary and only required, if the City would require all facilities to do it. The Prime Time Bar and Restaurant is putting one in and they are conferring with the plumbing commission. Public Works Director Boschee said at the previous meeting, "That the City has them cleaned out one time a year and the other times they are cleaned out professionally."

The Mayor has requested that all employee vacation days be approved before taken. Weisbeck made a motion and seconded by Bertsch to approve February 23 and 24, 2015, as vacation days for Boschee. All voted Aye. Motion Carried. Bertsch made a motion and seconded by Regula to approve March 30, 2015, as a vacation day for Ottenbacher and May 22, July 1 and 2, September 4, October 12 and November 20, 2015, for Duquette. All voted Aye. Motion Carried.

A motion was made by Weisbeck and seconded by Bertsch to approve the Interstate Engineering Reimbursement Request to update Airport Layout Plan and Narrative Report in the amount of \$3,200.00. All Voted Aye. Motion Carried.

A motion was made by Regula and seconded by Billotto to approve the Helms & Associates SRF Pay Request 18 in the amount of \$2,312.20. All voted Aye. Motion Carried.

Weisbeck reviewed the breakdown of the Duinick, Inc. bill for Prime Time Bar and Restaurant for the work that was done. Regula felt that there was an agreement with the Prime Time Bar and Restaurant to get this fixed. It has been proven that the City does not have a warranty problem with the Prime Time Bar and Restaurant and it is a part of Helms and Associates contract. If Helms and Associates feel it is part of the warranty then they should pay the bill. The City has already agreed to pay Helms and Associates and Sewer Duck. The City Grant should not be used for this problem. The City was under the impression that it was a warranty issue and the property is not even City owned. Jay Koch had requested for the work to be done and has proven there are no warranty issues and the City has nothing on record stating that the City asked for any of the work to be done. This will be sent for legal counsel to review.

Ray Rohrbach was present on behalf of the VFW Organization. They are requesting to move the pump down by the Veteran's Memorial at the lake and push the water, rather than pull the water. They felt it would be easier on the pump. They will mark it so that people know it is there. Rohrbach also requested that the Senior Center have a handicap spot in the front of the building. The Finance Officer will check into this.

Correction to the Minutes from January 12, 2015, should have included:

The pipes were televised and there was a heated discussion between the engineer and the owner. Second correction to the Minutes from January 12, 2015, under the Public Works Director report it should have read: The grease buildup is very hard on the lift station and it gets cleaned out approximately every two years and on the off year it is cleaned out locally. Not whenever a truck is in the area.

When there is snow fall, it will be advertised on Valley Telecommunications Channel 2, KSFY and KELO Land to notify the residents of street cleaning.

A motion was made by Obenauer and seconded by Regula to approve the changes to the January 12, 2015 minutes. All voted Aye. Motion Carried. The January 22, 2015 minutes were approved at the 11:00 a.m. meeting.

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

The furnace at the information center needed some repair. The parts were covered under warranty but the labor was not and the bill has not been received yet. A motion was made by Weisbeck and seconded by Goehring to approve the bills as presented. All voted Aye. Motion Carried.

#### **January Financials:**

Mayor and Council - \$4,605.00, Finance Office - \$4,932.72, Gen. Gov't. Bldg. - \$147.71, Streets - \$1,727.19, Snow Removal - \$1,498.74, Sanitation - \$439.53, West Nile - \$125.58, Park - \$492.66, Library - \$1,108.89, Water - \$1,122.97, Sewer - \$1,306.98.

#### **January Financials:**

A & B Business, exit lights & office supplies - \$685.76, A & B Business, copier contract - \$194.38, Bank of America, heater parts - \$77.60, Bank of America, magazine subscriptions - \$105.61, Bank of America, virus protector - \$85.81, Bank of America, library supplies - \$21.72, Bank of America, Amazon books - \$714.62, Bantz Gosch & Cremer, attorney fees - \$1,513.89, Banyon Data Systems, ub meter device support - \$295.00, Boschee, Guy, travel & conference - \$104.59, Butler Machinery, supplies - \$631.27, Cahill Bauer & Associates, LLC, misc. fees - \$500.00, Cash, repair & supplies - \$44.93, CNH Capital, repairs - \$53.72, Dakota Cloud Recovery, computer backup - \$142.35, Dakota Country, fuel - \$639.80, Display Sales, supplies - \$1,019.00, DuQuette, Brandon, travel & conference - \$190.87, Eureka Manufacturing, repairs - \$658.20, Eureka Plumbing & Heating, fix furnace info center - \$46.00, First National Bank, drinking water - \$3,342.03, First National Bank, clean water SRF - \$16,918.99, Great Plains Bank, water project - \$1,694.00, Great Plains Bank, water utilities - \$15.25, Hawkins, chemical - \$325.11, Hawkins, powder pillows chlorine - \$100.51, Heartland Waste, sanitation fees - \$4,922.00, Helms & Associates, engineer fees - \$6,715.60, Derick Hiers, customer deposit refund - \$5.93, JP Lumber, supplies - \$100.03, Lyric Lanes, Christmas supper - \$463.60, Matheson Tri-gas, acetylene - \$8.68, McPherson County Auditor, police contract - \$3,500.00, Montana Dakota Utilities, utilities - \$4,694.00, Northwest Blade, adv. supplies & ordinance - \$428.49, One Call, message fees - \$1.05, Premier Equipment, LLC, supplies - \$125.64, Servall, cleaning supplies - \$100.14, Sewer Duck, cleanout - \$721.25, SD Retirement, retirement - \$1,409.56, SD Dept. of Revenue, drivers license - \$230.00, SD State Treasurer, sales tax - \$444.35, The Stop, gas - \$114.78, US Postmaster, postage - \$49.00, US Postmaster, metered contract - \$500.00, Valley Telecommunications, phone utilities - \$294.14, Wellmark, health insurance - \$2,187.56

#### **February Bills**

FEM Electric, utilities - \$693.93, Great Plains Bank, payroll - \$4,192.42, Great Plains Bank, Artesian Well - \$15,405.09, WEB Water, utilities - \$4,806.92

A motion was made by Billotto and seconded by Weisbeck to approve the building permits for James and Judy Dohn, Craig Connell and Clyde Ottenbacher. All voted Aye. Motion Carried.

No bidding or money can be spent on the Land Water and Conservation Grant. It has several steps to go through yet and it could be April before the project is approved. There was discussion on generators being used for Freedom Days if the lighting cannot be completed in time. The Mayor was going to check on the lighting and power requirements needed for the band. If generators would be needed for the event, they would fall under the City expenses. Tabled for next month.

The Mayor is still waiting to get some maps to Mr. Oaks and will ask him to survey the whole park area.

Myrmoe left the meeting.

The Eureka Beautification Company has received a grant to plant trees along the highway. There is one available to the City if they choose to plant one and maintain it after it is planted. There was discussion on the life of the trees and if the State has approved the project. The Finance Officer will check into it.

Concilmembers Weisbeck, Bertsch, Regula, Assistant Finance Officer Bauer and Finance Officer Ottenbacher will attend the District Meeting in Ipswich on March 18, 2015, at 6:00 p.m.

The Eureka Chamber of Commerce is inviting everybody to join. They are looking at different ideas to increase the membership. Organizations turn to the Chamber of Commerce for insurance needs when special functions are held and they do need to be Chamber members and pay organizational dues to be able to apply for the insurance. The insurance does carry many different guidelines that need to be considered before covering an event. The Eureka Chamber in return needs to be listed on the advertising. A motion was made by Bertsch and seconded by Goehring for the City to become a member of the Chamber of Commerce and pay the \$75.00 fee. All voted Aye. Motion Carried.

The annual 2014 Performance Report for Northeast Council of Government was reviewed.

Two framed and matted drawing prints donated by Clarence Mutschler will be among the prizes for the Pie and Ice Cream Social Raffle for Avera Health Care Center. A motion was made by Weisbeck and seconded by Bertsch to approve the raffle. All voted Aye. Motion Carried.

A resident located at 504 5<sup>th</sup> Street has two dogs and refuses to purchase licenses for the dogs. A motion was made by Bertsch and seconded by Obenauer to turn this over to the Attorney for the next step. All voted Aye. Motion Carried.

The Mayor will contact Scott Heimer on the Artesian Well.

The City will advertise for lifeguards again.

Executive session was not needed.

Eframson Electric is putting an estimate together for the light poles at the park.

Eberhart left the meeting.

The Sidewalk Snow Removal Ordinance will be sent to the City Attorney for review. A motion was made by Billotto and seconded by Obenauer to adjourn the meeting at 10:14 p.m. All Voted Aye. Motion Carried.

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Mayor – Mark W. Opp

ATTEST:

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Bobbi Ottenbacher – Finance Officer