

Minutes for January 11, 2016 City Council Meeting

The meeting of the Eureka City Council was called to order on January 11, 2016, at 7:00 p.m. by Mayor Opp in the council room of the Municipal Building with the following present: Mayor Opp, Council members: Bertsch, Billotto, Heilman, Obenauer, Regula, Weisbeck, and Finance Officer Frerk. Others present: Gregg Arnold, Jayne Arnold, Deb Larson, John Schwingler, Renee Schwingler, and Anita Duquette.

Any changes or additions: Eureka School Landscaping, City Building, Fire Hall. Motion by Billotto, seconded by Obenauer to accept the changes and additions to the agenda. All voted aye. Motion carried.

Citizen Open Forum: no discussion.

Opening of sealed bids for Lot 4, Block 9, Sunrise Addition there were two bids. One from John Schwingler for \$5,100.00 and one from Weixel Real Estate for \$5,000.00.

Motion by Bertsch, seconded by Heilman to accept the bid from John Schwingler for \$5,100.00. All voted aye. Motion carried.

Motion by Weisbeck, seconded by Obenauer to keep the utilities in the alley bordering the property for Lot 4, Block 9, Sunrise Addition. All voted aye. Motion carried.

John Schwingler and Renee Schwingler left the meeting.

There was discussion on the Ambassadors' request for financial assistance for Freedom Dayz for a tent and other operating costs. Council will discuss their request for financial assistance after the Ambassadors' Dueling Pianos fundraiser. Council also discussed providing services at the ballpark as they did last year.

Motion by Weisbeck, seconded by Obenauer to approve the December 14, 2015, city council meeting minutes, and the December 29, 2015, special city council meeting minutes. All voted aye. Motion carried.

Ron Hemmingson will be paid \$16.50/hour for the 11 hours worked to help remove snow on December 16 and 17, 2015.

There was discussion on the bill for the SD Department of Transportation. Council requests Finance Officer Frerk check with Helm's and Associates and look into the agreement before this bill is paid.

Motion by Weisbeck, seconded by Bertsch to approve the other bills as presented. All voted aye. Motion carried.

Bills for January 11, 2016 (December bills): Eureka Community Health Services/Avera, hospital debt \$6,250.00; ECDC, economic development \$5,500.00; Dakota Country, supplies/fuel oil \$664.39; JP

Lumber, supplies \$99.22; Ron's Service Center, 1993 Ford dump truck maintenance \$633.97; Raymond Rohrback, indoor American flag \$39.95; Michael Todd & Company, snow removal supplies \$3,082.15; Heartland Waste, sanitation fees \$4,964.80; Northwest Blade, advertising/publishing \$175.45; Dept of Revenue, water sampling \$15.00; Bantz, Gosch & Cremer, attorney fees \$124.28; A&B Business, supplies \$135.88; Premier Equipment, supplies/maintenance \$844.37; MDU, utilities \$6,898.74; SD Dept of Revenue, driver's license \$322.00; WEB, water \$6,397.08; FEM, utilities \$828.92; Dakota Cloud Recovery, computer backup \$188.58; Bank of America, books \$18.27; Bank of America, books \$98.35; Bank of America, finance charge \$11.63; Wellmark, health insurance \$5,624.73; Guardian, dental/vision insurance \$403.86; SD Retirement System, retirement \$1,411.72; Great Plains Bank, utilities \$14.30; Great Plains Bank, payroll \$2,714.48; SD Dept of Labor & Regulation, unemployment insurance \$26.88; Matheson, acetylene \$116.93; Ken's, supplies \$18.49; SD State Treasurer, sales tax \$432.97; Servall, cleaning supplies \$103.96; Gregg Arnold, repairs \$22.69; McPherson Co. Highway Dept., streets maintenance \$2,851.42; Eureka Manufacturing Co., streets/snow removal maintenance \$82.55; SD One Call, message fees \$3.15; Vilas Pharmacy, supplies \$80.50; Quality Inn & Suites, operator cert. class/exams-lodging \$165.00; McPherson Co. Auditor, police contract remaining amt. 2015 \$405.93.

Bills for January 11, 2016 (January bills): SD Govt Finance Officers' Assn., 2016 affiliate dues \$70.00; NECOG, 2016 dues \$1,533.89; Valleytel, phones/utilities \$356.48; JP Lumber, supplies \$23.67; Cash, roll of stamps-water billing \$49.00; Postmaster, roll of stamps \$49.00; McPherson Co. Auditor, police contract \$3,500.00; Gregg Arnold, supplies \$42.42; Eureka Pioneer Museum, museum \$5,000.00; MDU, utilities \$279.33.

Bo Beck joined the meeting.

Motion by Bertsch, seconded by Heilman to approve the financials. All voted aye. Motion carried.

Deputy Ted Smith joined the meeting.

Motion by Billotto, seconded by Obenauer to approve the building permits. Weisbeck abstained. All voted aye. Motion carried.

Motion by Weisbeck, seconded by Heilman to approve the payroll report. All voted aye. Motion carried.

Deputy Smith gave the police report. Council requested that Deputy Smith watch traffic during times of snow removal.

Deputy Smith left the meeting.

Gregg Arnold gave the Public Works Director report. Gregg discussed the activities for the month and reviewed needs.

Council reviewed the Library Report given to them from librarian, Susan Fischer.

Bo Beck gave an update to the Council on the new school project. He discussed that a committee headed by Karen Mettler and Kaci Vander Vorst was created to raise funds for landscaping. He informed

the Council that \$2,000.00 has been raised so far for landscaping. Bo Beck on behalf of the Eureka School is requesting financial assistance from the City for the landscaping fund, which includes costs for trees, grass, and a sprinkler system. Bo Beck also informed the Council that the Eureka School is planning to have an auction on Sunday, May 15, 2016.

The Eureka Fire Hall is requesting permission to use the City's buffer to buff their floor in their office. Council approves the Eureka Fire Hall borrowing the City's buffer.

The City Municipal Building's restrooms have been missing toilet paper. According to the SD Municipal League, the City is not obligated to provide 24/7 access to public restrooms. Also, the City Attorney, Marshall Lovrien, reviewed the City's ordinance book and could not find any ordinances on a City storm shelter. Therefore, the City Municipal Building's front entrance will be locked after business hours of the Finance office Monday through Friday, and on weekends. It will be open on Monday and Wednesday evenings, and on Saturday afternoons when the Library is open.

Vacation time: no requests.

It was discussed that Ducks Unlimited is interested in purchasing city land that Lee Oster currently has an easement to cut and graze. No action taken.

Motion by Weisbeck, seconded by Obenauer to approve the First Reading of Ordinance 5.16.100 – Dance Hours. 5 voted aye. Bertsch-no. Motion carried.

Motion by Bertsch, seconded by Heilman to approve the First Reading of Ordinance 15.12.015 – Building and Plumbing Permits Fees. All voted aye. Motion carried.

Motion by Weisbeck, seconded by Billotto to approve the Second Reading of Ordinance 13.04.300 – Delinquent water payments. All voted aye. Motion carried.

ORDINANCE 2016O-1

ORDINANCE 13-04-300

Delinquent water payments

BE IT ORDAINED BY THE MUNICIPALITY OF EUREKA, McPHERSON COUNTY, SOUTH DAKOTA,

1. All water accounts inside or outside the city limits shall be payable at the city finance office by the 20th of each month. If not paid by the 20th of each month, they shall become delinquent and a penalty of five percent shall be added to such bill.
2. If such water bill and penalty shall not be paid within 10 days after becoming delinquent, a 10% penalty shall be added to such bill.

3. If such water bill and penalty are not paid within 10 days after becoming delinquent, the water shall be shut off without notice, and when turned off for nonpayment of water rents, the water shall not be turned on again until all back rents, a 10% penalty, and the disconnect and reconnect charges are received by the city finance office. No partial payments will be allowed.
4. No notice is required to be given when water rents will become due and delinquent.
5. The City reserves the right to pursue all legal remedies in its collection of delinquent utility bills.

Dated this 29th day of December, 2015.

ATTEST:

Mark Opp, Mayor

Nicole Frerk — Finance Officer

First Reading: December 29, 2015

Second Reading: January 11, 2016

Published: January 21, 2016

Effective: February 11, 2016

Motion by Weisbeck, seconded by Obenauer to approve the Second Reading 13.04.310 – Utility Disconnection. All voted aye. Motion carried.

ORDINANCE 2016O-2

AN ORDINANCE REPEALING 13.04.310

Utility Disconnection

BE IT ORDAINED BY THE MUNICIPALITY OF EUREKA, McPHERSON COUNTY, SOUTH DAKOTA,

Ordinance number 13.04.310 is hereby repealed.

Dated this 29th day of December, 2015.

ATTEST:

Mark Opp, Mayor

Nicole Frerk — Finance Officer

First Reading: December 29, 2015

Second Reading: January 11, 2016

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The City employee Christmas party will be on Saturday, January 23, at Prime Time. The social will be at 5:00 p.m. The meal will start at 6:00 p.m. There will be an optional \$10.00 gift exchange game.

Motion by Bertsch, seconded by Obenauer to purchase 25 tons of agri-lime from Bryan Rock Products at \$71.00/ton for delivery in March or April. All voted aye. Motion carried.

The Finance Office is researching after-hours drop boxes for the City office with A&B Business.

There was discussion on the City's WEB water bills and what the City charges for bulk water. The Finance Office will discuss with Dakota Pump & Control and get options on bulk water coin or PIN operated meters. There was also discussion on the City's contract with WEB water.

Measurements will be taken and quotes will be given on bleachers for the ballpark. Tentative plan is to order in February or March. Bleachers are not covered under the grant. There will also be further discussion on the set up of the bleachers.

Gregg Arnold and Jayne Arnold left the meeting.

There was discussion on the HRC apartments. Bertsch informed the Council that Unit 1 may be a good investment for someone once the payoff amount gets down to about \$435,000-450,000. That may be in possibly 3-5 years. The building permit for Unit 1 was approved in 2006 and rent for Unit 1 started in 2007.

There was discussion on the yearly electric charge for the airport lessees. Bertsch will discuss with Airport Board Chairman, James Grossmann.

There was discussion on a letter that the City received from the SD Department of Transportation regarding a phone call from a Eureka resident (Anita – she didn't give her last name). The complaint was

that the sidewalks adjacent to SD Hwy 10 had not been cleared by the city forces. The City Attorney, Marshall Lovrien, will contact the DOT office and follow up with the City.

Motion by Bertsch, seconded by Heilman to approve Resolution 2016R-1 – Employee Wages. All voted aye. Motion carried.

Resolution 2016R-1
2016 Employee Wages

WHEREAS, the City of Eureka has municipal ordinance which specify the salaries, and

WHEREAS, the City Council of the City of Eureka has the power to establish the amount of salaries, and

WHEREAS, the City Council of the City of Eureka has determined the amounts of the following salaries for the year 2016.

Darvin Ackerman - \$8.75 per hour, Harold G. Arnold - \$48,256.00 per year, Paulette Bauer - \$13.65 per hour, Susan Fischer - \$12.75 per hour, Nicole Frerk - \$17.15 per hour, Kyle Hemeyer - \$17.00 per hour, Bonnie Kary - \$9.00 per hour, Sandy Kirschenmann \$10.75 per hour, Doreen Lang - \$8.55 per hour and lifeguards \$9.50 per hour.

NOW, THEREFORE BE IT RESOLVED, that the City Council of the City of Eureka adopt these amounts that apply for salaries to become effective retroactive to the beginning of the January 2016 pay period.

The salary for Mayor is \$275.00 per month plus \$30.00 per special meeting, and the salary for Council members is \$175.00 per month, plus an additional \$30.00 per special meeting, payable quarterly.

Dated this 11th day of January, 2016.

Mark W. Opp, Mayor

ATTEST:

Nicole Frerk, Finance Officer

Motion by Weisbeck, seconded by Obenauer to go into executive session at 9:35 p.m. All voted aye. Motion carried.

Bo Beck, Deb Larson, and Anita Duquette left the meeting.

At 10:00 p.m. motion by Heilman, seconded by Weisbeck to come out of executive session. All voted aye. Motion carried.

The Council will work on redoing zoning ordinances in the zoning book.

Motion by Bertsch, seconded by Billotto to adjourn the meeting at 10:01 p.m. All voted aye. Motion carried.

Mayor Mark W. Opp

Nicole Frerk, Finance Officer