

Minutes for July 11, 2016 City Council Meeting

The meeting of the Eureka City Council was called to order on July 11, 2016, at 7:00 p.m. by Mayor Miller in the council room of the Municipal Building with the following present: Mayor Miller, Council members: Duquette, Eberhart, Flemmer, Schwingler, Weisbeck, Finance Officer Frerk, and City Attorney, Marshall Lovrien. Absent Heilman.

Others present: Paulette Bauer, Deb Larson, Mike Olson, Gregg Arnold, Tim Serr, Bonnie Serr, and Mel Kary.

Any changes or additions: Chris Gonska will be attending around 8:00 p.m., and Mosquito fogger discussed under Public Works Director Report. Motion by Weisbeck, seconded by Flemmer to accept the changes and additions to the agenda. All voted aye. Motion carried.

Bill Hudson and Susan Hudson joined the meeting.

Dennis Schwingler was sworn in by oath as appointed Council member for Ward 2.

Dawn Regula, Ralph Bond, and Jean Bertsch joined the meeting.

Citizen Open Forum:

Tim Serr present to discuss his interest in purchasing Lots 1, 2, 3, 4 and part of 5 of Lakeside Addition, Block 1 instead of the lots east of the lake he was originally interested in of Lakeside Addition, Block 12.

Bill Hudson and Susan Hudson present to discuss that they came into the office to put their utility bill in their name and were responsible for the past due bill at that address before services could be put into their name. Tabled until August's meeting.

Mike Olson, Code Enforcement Specialist, discussed the updated list of residences in violation and who have completed work with the Council. The first notices had been sent out and were given a deadline of July 1. Second notices would be the next step. Mike asked the Council how they want to move forward at this point. He will proceed once he receives Council direction.

Dawn Regula present to discuss the Community Transit System. Bus drivers, Bill and Diane, were also present. Every year the City of Eureka budgets \$1,500.00. Eureka has been put up for a new bus, which may roughly cost \$12,000.00. Dawn is on the agenda with the County for their August meeting to discuss their possible budget for the Community Transit System. Dawn has also discussed doing fundraisers and other financial avenues with other organizations. She is requesting the budget consideration of the \$1,500.00 annual match, and also budget consideration towards the \$12,000.00 for the new bus plus budgeting for fundraising costs.

Jean Bertsch and Barry Lapp present to discuss the Eureka Pioneer Museum and budget consideration for the 2017 budget.

Mel Kary present to report on the fireworks display for 2016. Mel Kary presented the Council a check for \$2,500.00 from fireworks' donations. The fireworks show is planned for Tuesday, July 4, next year.

Terry Schutz present to discuss the upcoming 9th Annual Carp Tournament on August 13. He is requesting funds for the care packages that are given to the kids at the tournament. In the past the City employees have run the truck and loader to dispose of the carp; however, they may not need this help this year. Motion by Duquette, seconded by Flemmer to contribute funding of \$350.00 to the Sportsman's Club to use for the kids' care packages at the Carp Tournament. All voted aye. Motion carried.

Ralph Bond present to address the damage to his grass at 405 J Ave. Motion by Eberhart, seconded by Schwingler to seed, spread, and drag the area where grass was damaged after October 1, 2016, and allow to lay dormant over the winter. All voted aye. Motion carried.

Chris Gonska present to discuss the City's ordinance of having three animals per lot. He believes there is an issue with cats in the City and the food stations are attracting skunks, raccoons, and rodents into town. He is concerned who is responsible for the cats. He would like the Council to look into an ordinance to license and leash cats. The Council requests City Attorney, Marshall Lovrien, to draft an ordinance to license cats and address the food stations. Tabled until August's meeting.

Assistant Finance Officer, Paulette Bauer, present to discuss the wording of the current sanitation fee schedule pertaining to seasonal homes including snow birds, hunter houses, and vacant houses. She requests individuals provide the office in writing notification when they are leaving town and this form will be kept on file at the office. Motion by Eberhart, seconded by Weisbeck to amend the fee schedule to read the home owner is responsible for informing the Finance Office through written notification with the form on file at the Finance Office prior to leaving. All voted aye. Motion carried.

Paulette Bauer also discussed that the water meter reading handheld device will need replacement soon. It hasn't been working properly and Ferguson Waterworks has informed us that our current handheld is no longer available. Council asks the office to continue to pursue and clarify quote from Ferguson Waterworks for a new handheld. Tabled until August's meeting.

Deputy Smith gave the Police Report and reported hours and services completed.

Gregg Arnold gave the Public Works Director report. There was discussion on the estimated costs of around \$34,000.00 for the sewer repair done by the Eureka School (9th St. & H Ave.). Also, street asphalt repairs and chip sealing was discussed and bid package reviewed by the Council. The City is working on applying for a Community Access grant for road improvement possibly on 9th and 10th Street and Walnut Road.

Motion by Weisbeck, seconded by Flemmer to publish an advertisement for bids for asphalt repairs and chip sealing of City streets. All voted aye. Motion carried.

Council discussed the quote from Ferguson Waterworks to put a 2" meter in the bulk water station. There was also discussion to install a keypad where bulk water users would be assigned a code to enter and also installing a camera for surveillance. Motion by Duquette, seconded by Schwingler to install a keypad and a camera with a steel box with a lock at the bulk water station. All voted aye. Motion carried. Council requested City Attorney, Marshall Lovrien, to look at revising the ordinance to include a deposit for bulk water users when assigned a code.

There was discussion on the 6" meter quote from Ferguson Waterworks for the Weixel Trailer Court. In addition, discussion on installing multiple meters instead. City to invite owner, Jim Weixel, to next month's Council meeting to discuss options. Tabled until August's meeting.

Weisbeck has an interested individual in the City's mosquito fogger which has been surplus. Finance Officer Frerk informed that individual should bring bid to the City office and Council can review at next month's Council meeting.

There was discussion on the artesian well that it is barely flowing, and is wide open. Public Works Director, Gregg Arnold, attempting to contact Scott Heimer with Water System Drilling Inc. to come out and look at the artesian well.

Motion by Eberhart, seconded by Weisbeck to go into executive session at 9:11 p.m. to discuss personnel matters and litigation. Public Works Director, Gregg Arnold, asked to stay in executive session. All voted aye. Motion carried.

Motion by Duquette, seconded by Schwingler to come out of executive session at 9:30 p.m. All voted aye. Motion carried.

Council took a break. Meeting reconvened at 9:35 p.m.

City Attorney, Marshall Lovrien, is in contact with WEB Water to relay the Council's position on the lease agreement regarding the length and dollar amount decided.

Marshall Lovrien presented the Council with a revised Zoning Variances Ordinance. The current ordinance states an applicant for a variance permit must prove an 'undue hardship', which makes it difficult for the Zoning Board to approve any variance. Tabled until August's meeting.

Marshall Lovrien left the meeting.

Motion by Weisbeck, seconded by Eberhart to approve the June 7, 2016, Emergency special City council meeting minutes, and June 13, 2016, City council meeting minutes. All voted aye. Motion carried.

There was discussion on the monthly bill from Matheson for acetylene. Finance Officer Frerk will look into what the bill is all for and report to the Council at next month's meeting.

Motion by Flemmer, seconded by Schwingler to approve the bills as presented. Weisbeck abstained. All voted aye. Motion carried.

Bills for July 11, 2016: Fischer's Plumbing, camera/sewer repair by Eureka School \$50.00; Community Transit Inc., community bus 2016 \$1,500.00; Kary's, supplies/repairs \$357.10; Lloyd Miller, mileage \$63.00; Heartland Waste, sanitation fees \$5,093.20; Bank of America, books \$255.77; Flexible Pipe Tool Company, sewer supplies \$210.95; The Stop, gas \$229.76; Northern Plains, diesel \$689.50; Northwest Blade, publishing/advertising/supplies \$733.65; Lew's Fireworks, fireworks display 2016 \$4,496.60; Valleytel, utilities \$383.90; USA Blue Book, sewer supplies \$255.23; Gregg Arnold, water supplies \$26.27; SDML, Budget training/Elected Officials workshop \$125.00; Hall Manufacturing, LLC, Bush Whacker-hub assembly \$148.48; Ken's, supplies \$76.50; Van Diest Supply Company, herbicide \$283.00; Dept of Revenue, public health laboratory \$15.00; Bantz, Gosch & Cremer, attorney fees \$1,698.28; Premier Equipment, shop supplies \$179.06; A&B Business, supplies \$28.74; SD Dept of Revenue, drivers licensing \$370.00; MDU, utilities \$5,451.40; Holiday Inn-Spearfish, FO school 2016 \$611.70; Eureka Plumbing &

Heating, supplies for beach house bathroom \$48.15; Ferguson Waterworks, water supplies \$581.82; JP Lumber, supplies \$18.46; Helms & Associates, drafting-water map revisions \$162.50; WEB, water \$8,054.56; FEM, utilities \$782.42; A&H Excavating, sewer repair by Eureka School \$9,500.00; SD Retirement, retirement \$1,485.12; Wellmark, health insurance \$4,174.80; Guardian, dental/vision insurance \$403.86; Wellmark, finance charge \$19.13; Great Plains Bank, utilities \$14.80; Great Plains Bank, payroll taxes \$3,013.93; SD Dept of Labor & Regulation, unemployment insurance-Qtr. 2 \$24.63; Jamie Olson, refund water turn off \$20.00; Eureka Community Health Services, hospital debt \$6,250.00; McPherson County Auditor, police contract \$3,500.00; Postmaster, roll of stamps \$94.00; USDA Rural Development, water project/loan \$1,694.00; First National Bank, regular pymt/prepayment clean water SRF loan \$243,181.32; First National Bank, drinking water SRF loan \$3,342.03; SD State Treasurer, sales tax \$503.25; Hall Manufacturing, mower maintenance \$201.97; Vilas Pharmacy, supplies \$16.50; Dakota Cloud Recovery, computer back up \$237.20; Servall, cleaning supplies \$111.60; Olson Consulting, code enforcement \$1,061.50; Weisbeck Construction, community bus shed repair \$175.95; Matheson, acetylene \$23.15; SD One Call, message fees \$6.30.

Motion by Weisbeck, seconded by Eberhart to approve the financials. All voted aye. Motion carried.

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

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

Vacation time: no requests.

Motion by Weisbeck, seconded by Eberhart to surplus the following items at zero value: 1 couch, 1 dresser, 1 Intoxometer Alco-Sensor, 3 leather cartridge belt slide holders, 6 duty belts, 5 magazine holders, 6 radio holders, shirts, pants, wooden computer desk, and Swintec 1000 portable word processor. All voted aye. Motion carried.

Motion by Schwingler, seconded by Duquette to accept Interstate Engineering's proposal to survey and re-plat Lots 1-11, Block 12, Lakeside Addition. Roll call vote taken. Duquette-yes, Eberhart-yes, Flemmer-yes, Schwingler-yes, Weisbeck-yes. Unanimous vote. 1 absent. All aye. Motion carried.

Mayor Miller attended a NECOG meeting and learned of the Community Access Grant Program. These grants are state funds for towns less than 5,000 in population and are for the construction and reconstruction of major streets in town such as Main Street, the road to the elevator, schools, hospitals, etc. This program provides for 60% of the construction costs of the project, not including engineering or utility work. The City is working with NECOG on the application and waiting for a cost estimate from Helms & Associates for the application as well.

Motion by Flemmer, seconded by Schwingler to approve Resolution 2016R-2 – Resolution of Financial Commitment, Responsibility for Road Maintenance, and Support for Project. All voted aye. Motion carried.

RESOLUTION 2016R-2

RESOLUTION OF FINANCIAL COMMITMENT, RESPONSIBILITY FOR ROAD MAINTENANCE, AND SUPPORT FOR PROJECT

Be it resolved, the City of Eureka is applying to the Community Access Grant Program for road improvement on 9th Street, H Ave. to I Ave., and 10th Street, G Ave. to I Ave. due to the new school construction. The City of Eureka agrees to commit to continued maintenance of the project and financial obligations of the costs of engineering and the local match.

Dated this 11th day of July, 2016.

Lloyd Miller, Mayor

ATTEST:

Nicole Frerk, Finance Officer

There was brief discussion on the upcoming budget for 2017. City Council's regular meeting in August will be August 8, 2016, at 7:00 p.m. There will also be a special meeting in August on August 15, 2016, at 7:00 p.m.

Motion by Flemmer, seconded by Duquette to offer the Rubble Site position to Arnold Fauth at \$10.00 per hour, hours on Saturdays from 1:00-4:00 p.m. All voted aye. Motion carried.

Motion by Schwingler, seconded by Eberhart to offer the Custodian/Building Cleaning Maintenance position to Elizabeth Jundt at \$12.00 per hour, approximately 10-12 hours per week or less. All voted aye. Motion carried.

Motion by Weisbeck, seconded by Schwingler to have Mike Olson, Code Enforcement Specialist, send second notice letters to those who have not responded to their first notice letter. All voted aye. Motion carried.

The City Council received an invitation from the Eureka Community Development board to have an informal meeting together and a cook out during the month of July. Pending the recommendation of the City Attorney, the Council is interested in meeting with ECDC.

Motion by Eberhart, seconded by Flemmer to adjourn the meeting at 10:50 p.m. All voted aye. Motion carried.

Mayor Lloyd Miller

Nicole Frerk, Finance Officer