

Minutes for November 13, 2017 City Council Meeting

The meeting of the Eureka City Council was called to order on November 13, 2017, at 7:00 p.m. by Mayor Miller in the council room of the Municipal Building with the following present: Mayor Miller, Council members: Delzer, Duquette, Eberhart, Flemmer, Heilman, Schwingler; and Finance Officer Frerk.

Others: Kyle Hemeyer, Polly Gab, Corney Goehring, Mark Opp, and Jim Weixel.

Motion by Schwingler, seconded by Eberhart to approve the agenda. All voted aye. Motion carried.

Citizen Open Forum: none.

Jerry Haupt and Scott Moore with FEM Electric were present. Scott and the Council discussed electrical issues. Scott informed the Council that changes are being made in the Leola and Bowdle areas. The Council informed Scott that Eureka continues to have cases when the power goes out. Scott suggested that FEM and MDU work together. Scott will also work with a power company called East River. He will discuss Eureka's power reliability issues with them. Scott feels the issues are happening because the system needs to be upgraded and again hopes FEM and MDU can work together on that. Scott asks that the Council and City document outages and send letters to inform MDU.

Interstate Engineering not present and no update.

Motion by Schwingler, seconded by Delzer to approve the 2018 liquor and wine license renewals for the following: Eureka Golf Course, Prime Time, Vilas Pharmacy, and two for the Wolff Den. All voted aye. Motion carried. DC American Canteen chose to not renew their 2018 liquor license.

Motion by Duquette, seconded by Delzer to approve the October 16, 2017, city council meeting minutes, and the October 19, 2017, special city council meeting minutes. All voted aye. Motion carried.

The bill from Premier Equipment was discussed. Eberhart asked Hemeyer about purchasing oil and if it would be more cost effective to buy oil in bulk instead.

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

Bills for November 13, 2017: WEB, water \$7,237.68; Ferguson Water Works, meter/supplies \$1,723.07; Grainger, supplies \$44.60; Hawkins, chlorine cylinders on hand \$10.00; House of Glass, door locks \$510.97; Northwest Blade, publishing \$61.20; American Legion, American flag \$30.00; FEM Electric, utilities \$200.40; A&B Business, backup power \$120.00; Ken's Food Fair, supplies \$19.42; Valleytel, utilities \$257.70; MDU, utilities \$3,064.48; Lien Transportation, 9th Street repair \$63,220.80; Bank of America, library books/shredder \$693.52; Greg Serr, customer deposit refund \$75.00; Don Marshalek, customer deposit refund \$75.00; Tim Serr, customer deposit refund \$75.00; Davis Equipment, park supplies \$218.93; Eureka School District, FSA fund allocated \$1,562.00; Ramkota Hotel, SDML conference lodging \$359.97; SD Dept of Revenue, water samples \$45.00; DSG, supplies \$434.11; SDML, election workshop registration \$25.00; Paulette Bauer, election workshop mileage \$100.80; Bantz, Gosch, & Cremer, attorney fees \$2,506.71; Kary's, gas/tires/supplies \$1,156.40; Heartland Waste, sanitation fees \$5,852.90; Premier Equipment, supplies \$541.77; SD Dept. of Revenue, drivers licensing \$286.00; SD Retirement, retirement \$1,482.44; Glen Olene meal reimbursement for

classes/certifications \$96.00; DENR, water certification registration \$10.00; DENR, wastewater certification registration \$10.00; Paulette Bauer, meal reimbursement for election workshop \$47.00; Water System Drilling, Inc., artesian well project \$41,528.75; Eureka Chamber of Commerce, Christmas Treasure Chest contribution \$2,000.00; Great Plains Bank, payroll taxes \$3,950.47; Vilas Pharmacy, supplies \$12.26; SDML, annual dues \$1,003.98; Lakeside Lumber, supplies \$5.07; John Nelson, library books \$245.36; Great Plains Bank, utilities \$15.50; Rural Development, water project loan \$1,694.00; Postmaster, postage/water billing postage \$598.00; McPherson County Auditor, police contract \$3,500.00; SD State Treasurer, sales tax \$544.11; A&B Business, copier contract \$71.10; Servall, supplies \$157.90; Riteway, water billing statements \$296.46; The Stop, gas \$62.75; MDU, utilities \$77.44; Riteway, W2/1099 forms \$81.00; Eureka Manufacturing, supplies \$10.10; Sanitation Products, street sweeper \$555.52; SD One Call, message fees \$24.15.

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

Motion by Flemmer, seconded by Delzer to approve the building permit. All voted aye. Motion carried.

Motion by Eberhart, seconded by Schwingler to approve the payroll report. All voted aye. Motion carried.

Kyle Hemeyer gave the Public Works Director report. Hemeyer received quotes for fixing the turbo and transmission on the dump truck. The lowest quote came from Crawford out of Aberdeen. The quote was \$5,647.00 for parts and \$1500-1800.00 for labor. Motion by Schwingler, seconded by Flemmer to accept the quote from Crawford to fix the dump truck. All voted aye. Motion carried. Hemeyer was asked to work with the County to transfer the dump truck to Aberdeen to be fixed.

Hemeyer informed the Council that winterizing is done for the City except the City campground, which will stay open through November for deer hunting unless we get a lot of snow. The Council asked Kyle about the artesian well. He informed them that three monster blocks have been placed around the well head to help protect it over the winter this year. The Council does wish at some point to possibly put up a building to protect the well head and bury the pipe out there. At the earliest, this will be discussed next spring.

Motion by Eberhart, seconded by Flemmer to approve the safety manual with editorial changes effective immediately. All voted aye. Motion carried.

Finance Officer Frerk gave an update on code enforcement on behalf of Mike Olson. Dahme's will be tearing down the old Spare Time building and Obenauer's house on 10th Street sometime after Thanksgiving. They are wondering if the Council would like the Kitzler building also torn down at that time. The Council stated they do not wish to proceed with the tear down of the Kitzler building at this time. Mayor Miller updated the Council on the tear downs that are taking place with Eureka Beautification. The City workers should clean out the houses as they have time since there are items that cannot go out to the City's rubble site. The City and County workers are helping Eureka Beautification tear down these houses.

The Council discussed the sewer charges at 701 J Ave. The property has not had sewer service since the Hwy 10 project was completed. Motion by Duquette to refund the sewer charges from when the project was completed. Mayor Miller suggested the Council discuss the charges in executive session due to possible litigation.

The digging of a valve for the Weixel Trailer Court was discussed. Heilman suggested that the 6 inch meter purchased be put in, the current tenant's meter be taken out, she pay her landlord directly, and there only be one water meter on the property. Jim Weixel was present at the meeting. He stated he has had no communication from the City nor has his attorney. Furthermore, he feels the City cannot go on his property. There was further discussion between the Council and Weixel on the history of the trailer court, decisions made on the trailer court by past Councils, billing, etc. Ultimately, the Council must follow the current ordinance which states all water must be metered and there can be no more unmetered water. The Council tabled further discussion until discussion is held with City Attorney, Marshall Lovrien.

The agreement with Heartland Waste for sanitation services is expiring in March 2018. Motion by Schwingler, seconded by Eberhart to advertise for City sanitation services. All voted aye. Motion carried.

Deputy Ted Smith gave the police report. Mayor Miller informed the Council that the Leola City Council recently voted to discontinue their City police force. They will be joining the County law enforcement like Eureka has. There was brief discussion on the dog complaints.

Motion by Flemmer, seconded by Delzer to approve the payment to the SD Governmental Finance Officers' Association in the amount of \$70.00 for 2018 dues. All voted aye. Motion carried.

Motion by Heilman, seconded by Schwingler to update the City's personnel policy 5.2.1 that employees accrue vacation leave on paid leave, but do not accrue vacation leave on a leave without pay and overtime. All voted aye. Motion carried.

Motion by Flemmer, seconded by Schwingler to amend the City's personnel policy 5.2.1 pertaining to the carry-over of vacation leave. The maximum accrual carry over will coincide with the employees' years of employment. Maximum accrual will be as follows: 1st year cumulative to 5 days; 2nd year cumulative to 10 days; 3rd – 10 years cumulative to 15 days; 11 – 16 years cumulative to 20 days; More than 16 years cumulative to 20 days. All voted aye. Motion carried.

The Council reviewed and discussed the health insurance renewal information for 2018. They will discuss further in executive session.

The City's holiday party will be on January 6. This year the City will check to see if the Country Club and Keith Roberts are available. If available, Keith will be asked to propose a menu to be discussed at December's meeting. Social with start at 6:00 p.m. and dinner to follow at 6:30 p.m.

Motion by Heilman, seconded by Schwingler to go into executive session at 8:45 p.m. All voted aye. Motion carried.

Motion by Delzer, seconded by Flemmer to come out of executive session at 9:11 p.m. All voted aye. Motion carried.

Motion by Heilman, seconded by Eberhart to reimburse the sewer charges at 701 J Ave from when the project was completed until the present time, authorize the payment, and also authorize sewer charges be removed from the billing account until sewer service is reconnected at the property. All voted aye. Motion carried.

Motion by Schwingler, seconded by Delzer to approve the health insurance Renewal plan effective January 1, 2018. The City will cover 100% of the employee only plan and 60% of the family plan. All voted aye. Motion carried.

Motion by Delzer, seconded by Flemmer to update the City's personnel policy 12.4.1 that employees who qualify for health insurance coverage, but choose to waive coverage through the City due to other coverage will receive a \$200.00 monthly stipend upon showing proof of the other health insurance coverage. All voted aye. Motion carried.

Motion by Duquette, seconded by Delzer to reimburse Glen Olene the \$200.00 monthly stipend retroactive to his hire date of August 1, 2017, upon him showing proof of his other health insurance coverage. All voted aye. Motion carried.

Motion by Duquette, seconded by Heilman to adjourn the meeting at 9:23 p.m. All voted aye. Motion carried.

Mayor Lloyd Miller

Nicole Frerk, Finance Officer