

## Minutes for September 10, 2018 City Council Meeting

The meeting of the Eureka City Council was called to order on September 10, 2018, at 7:00 p.m. by Mayor Miller in the council room of the Municipal Building with the following present: Mayor Miller, Council members: Flemmer, Yarr, Schwingler, Woehlhaff, Eberhart, Heilman; and Finance Officer Frerk.

Others: Perry Thompson, Paulette Bauer, Glen Olene, Kaytlin Beck, Ted Smith, and Gary Oster.

Any changes/additions: Airport meeting update; Eureka Fire Department raffle.

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

Citizen Open Forum:

Perry Thompson was present for the American Legion requesting at least \$2,000.00 for the baseball program this year. However, he mentioned there is a lot of work to do in the ballpark and they will be using it next year so would then request \$3,000.00. Motion by Heilman, seconded by Flemmer to approve a \$3,000.00 financial contribution to the American Legion for the baseball program. All voted aye. Motion carried. Perry also informed the Council that the Legion will be doing a raffle because they will be hosting an American Legion event at the ballpark next June. The Mayor informed him to submit a written request for the raffle and event information to the City office.

Gary Oster was present to inform the Council that he will be putting up a storage shed at 412 H Ave. Eventually, he would like to put a driveway in from the building to the street. It will go across the sidewalk, boulevard, and curb. He is asking for the Council's approval to purchase a building permit for the driveway. Motion by Schwingler, seconded by Eberhart to approve Oster's request to build a driveway across the sidewalk, boulevard, and curb to his new storage shed located at 412 H Ave. All voted aye. Motion carried.

No one in attendance regarding property at 1108 E Ave.

1606 J Ave residence requested to be removed from the agenda.

Kaytlin Beck was present to discuss the street closures for Schmeckfest. Streets will be closed from the Senior Center to Lakeside Lumber, and from Art's Body Shop to Ken's. The City maintenance workers will be in contact with Les Merkel regarding the tractor pull.

The Council reviewed the letter from WEB Water informing the City that WEB water rates will be increasing again this year in October. The Council discussed increasing the City water rates. Motion by Eberhart, seconded by Schwingler to increase the City water rates effective October 1, 2018, from \$3.70 per 1000 gallons to \$5.00 per 1000 gallons. Water will be \$15.00 plus \$5.00 per 1000 gallons used effective on October 1, 2018. Roll call vote taken. Flemmer-yes, Yarr-yes, Schwingler-yes, Woehlhaff-yes, Eberhart-yes, Heilman-yes. All voted aye. Motion carried.

Bulk water rates tabled until next month's meeting.

The Council discussed the rubble site rates and rubble site winter hours. Rates were tabled until January 2019's meeting. Motion by Eberhart, seconded by Heilman to end the current rubble site hours on

October 27, and winter dumpings will need to be requested through the City office and managed by the City maintenance workers except during days of snow removal. All voted aye. Motion carried.

The rubble site will be closed on Friday, September 14, and Saturday, September 15.

The regular October council meeting will be changed to October 15 at 7:00 p.m. since the second Monday in October is a holiday.

Motion by Flemmer, seconded by Woehlhoff to approve the City of Eureka ad in the Regional Travel Guide in 2019. All voted aye. Motion carried.

Motion by Schwingler, seconded by Eberhart to approve the August 13, 2018, city council meeting minutes, and the August 16, 2018, special city council meeting minutes. All voted aye. Motion carried.

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

Bills for September 10, 2018: Wellmark, health insurance \$2,546.08; Glen Olene, travel/conference \$96.00; Great Plains Bank, utilities \$16.30; Glen Olene, insurance stipend \$200.00; DENR, wastewater collection exam \$10.00; Cheryl Kirschenmann, building permit refund \$20.00; USDA Rural Development, water loan \$1,694.00; Guardian, dental/vision insurance \$396.01; Great Plains Bank, payroll taxes \$4,199.74; FEM, utilities \$425.52; WEB, water \$10,557.60; SD Retirement, retirement \$1,775.92; SD State Treasurer, sales tax \$614.48; McPherson County Auditor, police contract \$3,750.00; Postmaster, postage \$150.00; Ryan's Candy, supplies \$79.65; Larry Olene, supplies \$157.96; MDU, utilities \$6,299.13; Matt Opp, customer deposit refund \$75.00; Wilma Kaul, customer deposit refund \$75.00; Sandra Wanner, customer deposit refund \$75.00; Darwin Aman, customer deposit refund \$75.00; Greg Schumacher, customer deposit refund \$75.00; Justin Hemmingson, customer deposit refund \$75.00; Bank of America, library books \$102.48; Ken's, supplies \$101.78; Lakeside Lumber, supplies \$113.14; Dakota Country, supplies/gas \$232.81; Crawford Trucks, parts \$7.50; Premier Equipment, supplies \$285.48; A&B Business, supplies \$151.71; SD One Call, message fees \$12.60; Jensen Rock & Sand, pump rental/operator \$1,160.25; Ramkota Hotel, travel/conference \$213.98; Bantz, Gosch & Cremer, attorney fees \$1,843.00; Glen Olene, mileage \$156.24; Heartland Sanitation, sanitation fees \$4,239.10; Hawkins, chlorine cylinder \$5.00; SD Rural Water, annual dues \$485.00; Valleytel, utilities \$433.00; Northwest Blade, publishing fees \$322.61; Dept of Revenue, water samples \$232.00; Connelly, WEB tower/SCADA system \$30,447.30; SD Dept of Revenue, drivers licensing \$185.00; Ken's Super Fair (Aberdeen), cupcakes \$25.54; Northern Plains, summer fill & prepay contract for propane \$6,608.67.

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

Motion by Schwingler, seconded by Yarr to approve the building permits. All voted aye. Motion carried.

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

Deputy Ted Smith gave the police report.

Glen Olene gave the Public Works Director report. Glen presented a quote for a skid steer from Premier Equipment. The Council requests more quotes be solicited.

Win Water out of Milbank is putting a quote together on the artesian well to plumb it underground. We can then put a small building around it to secure it. They are also giving us a quote for the second motor and plumbing at the WEB tower.

Motion by Woehlhaff, seconded by Yarr to pay Glen Olene a cell phone stipend of \$25 per month. All voted aye. Motion carried.

Glen and Larry started fixing meter readers that have not been working. There was vandalism of the windows at the beach house. The windows have been fixed and replaced. The new SCADA system worked well in last night's storm with no alarms. Glen passed his wastewater collection test in August. The trees in the park are down and cleaned up. The hole by the lake is filled in. Glen will be starting to paint the curbs in the main street area.

Motion by Heilman, seconded by Flemmer to approve the second reading of the 2019 budget and Appropriation Ordinance 2018O-1. Roll call vote taken. Flemmer-yes, Yarr-yes, Schwingler-yes, Woehlhaff-yes, Eberhart-yes, Heilman-yes. All voted aye. Motion carried.

**ORDINANCE 2018O-1  
2019 BUDGET APPROPRIATION ORDINANCE**

Part I: Be it ordained by the City of Eureka, SD that the following sums are appropriated to meet the obligations of the City of Eureka.

	<b>GENERAL</b>	<b>DEBT SERVICE</b>	<b>CAPITAL PROJECTS</b>
	<b><u>FUND</u></b>	<b><u>FUND</u></b>	<b><u>FUND</u></b>
<b><u>Governmental Funds</u></b>			
410 General Government			
410 Contingency	\$ 57,130.00		
411 Ordinance and Publication	\$ 3,500.00		
412 Mayor and Council	\$ 23,100.00		
413 Elections	\$ 1,250.00		
414 Attorney	\$ 20,000.00		
415 Finance Officer	\$ 137,800.00		
416 General Government Buildings	\$ 166,600.00		
417 General Government Insurance	\$ 7,000.00		
418 Advertising	<u>\$ 1,500.00</u>		
<b>Total General Government</b>	<b>\$ 417,880.00</b>		

420 Public Safety	
421 Police	\$ 51,000.00
422 Fire Department - Fire Hall	\$ 2,000.00
429 Other	<u>\$ 1,000.00</u>
<b>Total Public Safety</b>	<b>\$ 54,000.00</b>

430 Public Works	
431 Highways and Streets	\$ 331,900.00
432 Street Lights	\$ 40,000.00
432 Sanitation/Rubble	\$ 88,600.00
433 Snow Removal	\$ 26,000.00
435 Airport	<u>\$ 20,150.00</u>
<b>Total Public Works</b>	<b>\$ 506,650.00</b>

440 Health and Welfare	
441 West Nile	\$ 1,300.00
447 Hospitals-debt retirement	-
<b>Total Health and Welfare</b>	<b>\$ 1,300.00</b>

450 Culture and Recreation	
451 Senior Center	\$ 1,500.00
451 Bus	\$ 2,500.00
452 Parks	\$ 95,800.00
455 Library	\$ 16,900.00
458 Museum	<u>\$ 5,000.00</u>
<b>Total Culture and Recreation</b>	<b>\$ 121,700.00</b>

4650 Economic Development	\$ 15,000.00
4653 Promoting the City	\$ 83,200.00
4653 Avera Health Care	-
	<u>\$ 98,200.00</u>

4700 Debt Service

**Total 2019 Appropriations** **\$ 1,199,730.00**

Part II: The following designates the fund or funds that money derived from the following sources is applied to.

	<b>GENERAL</b>	<b>DEBT SERVICE</b>	<b>CAPITAL PROJECTS</b>
	<u><b>FUND</b></u>	<u><b>FUND</b></u>	<u><b>FUND</b></u>
 <b><u>Governmental Funds</u></b>			
Unobligated Cash	\$ 387,143.51		
310 Taxes	\$ 304,550.00		
General Tax Levy	\$ 327,556.49		
320 Licenses and Permits	\$ 6,130.00		
330 Intergovernmental Revenue	\$ 62,500.00		
340 Charges for Goods and Services	\$ 4,800.00		
360 Miscellaneous Revenue	\$ 14,050.00		
380 Sanitation/Rubble	\$ 93,000.00		
391 Other sources - Federal FAA Funds	-		
391 Other Sources - State Share FAA Funds	-		
Transfer from General to Capital Projects Fund	-		
<b>Total Means of Finance</b>	<b>\$ 1,199,730.00</b>		

**Proprietary Funds**

**602 Water**

Source	\$ 24,000.00		
Power	\$ 12,000.00		
Purification	\$ 4,500.00		
Distribution	\$ 272,500.00		
Administration	\$ 108,700.00		
Water Revenue Bonds	<u>\$ 4,000.00</u>		
<b>Total Water</b>	<b>\$ 425,700.00</b>		

**604 Sewer & Federal Funding** **\$ 195,750.00**

**Total Water and Sewer** **\$ 621,450.00**

**Total Proprietary Means of Finance**

	<b>Water</b>	<b>Sewer</b>	<b>Sanitation</b>
	<b><u>Fund</u></b>	<b><u>Fund</u></b>	<b><u>Fund</u></b>
Beginning Retained Earnings	\$ 1,761,397.66	\$ 1,375,498.75	
Estimated Revenue	\$ 194,600.00	\$ 161,300.00	
Total Available	\$ 1,955,997.66	\$ 1,536,798.75	
Less Appropriations (Expenses)	\$ 425,700.00	\$ 195,750.00	
Transfer In	\$ -	\$ -	
Estimated Surplus	\$ 1,530,297.66	\$ 1,341,048.75	
Less Estimated Surplus Retained	\$ 1,530,297.66	\$ 1,341,048.75	
Estimated Surplus to be transferred to Governmental Funds	\$ -	\$ -	

The Finance Officer is directed to certify the following dollar amount of tax levies made in this ordinance to the McPherson County Auditor.

County Auditor says that our growth is 1.58%. This amounts to \$4,991.70.

The taxes levied for this current year are \$315,930.25; therefore, our maximum tax request for 2018 is \$327,556.49.

Dated this 10th day of September 2018

First Reading: August 16, 2018

Second Reading: September 10, 2018

Published: September 20, 2018

Effective Date: October 11, 2018

Lloyd Miller - Mayor

ATTEST: Nicole Frerk, Finance Officer

Motion by Eberhart, seconded by Flemmer to reject the quote from BOS Construction for the south picnic shelter (by the beach house) roof. All voted aye. Motion carried. The City maintenance workers will be doing the roof.

Two quotes for the EMS AC unit electrician services were reviewed by the Council. One from Gappa Electric for \$404.42 and one from 4DK Electric for \$154.59. Motion by Heilman, seconded by Flemmer to accept the quote from 4DK Electric for \$154.59 for electrician services to connect the new AC unit on the EMS garage. All voted aye. Motion carried.

Ordinance Chapter 15.12 – Building Permits tabled until next month’s meeting.

The Council discussed the Mayor and Council term lengths. Mayor Miller will be working with a couple council members to draft an ordinance to change the term of office for Mayor to four years and alderman to three years. Tabled until next month’s meeting.

Motion by Heilman, seconded by Yarr to approve the second reading of Ordinance 8.12.020. All voted aye. Motion carried.

#### REVISED ORDINANCE 8.12.020

#### Maintenance of premises and buildings

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

It shall be unlawful for any person owning, leasing, occupying, or having charge or possession of any buildings or premises in the city to keep or maintain such buildings or premises in a manner which is at variance with and inferior to the level or maintenance of surrounding properties. The following condition or conditions constitute such a variance and are declared a public nuisance:

A. Buildings which are abandoned, boarded up, partially destroyed, or partially constructed and uncompleted subsequent to the expiration of building permit;

B. Buildings with deteriorating or peeling paint that allows the exterior building coverings to deteriorate or to permit the effects of sun and water penetration so as to encourage decay, dry rot, warping, and cracking;

- C. Buildings with broken windows, doors, and attic vents;
- D. Overgrown (as defined as more than four-inches in length) vegetation, grass, or weeds, which are unsightly and/or likely to harbor rats or vermin;
- E. Dead, decayed, or diseased trees, weeds, and other vegetation;
- G. Lumber, junk, old iron, cement slabs, trash, tires, debris, salvage materials or anything whatsoever in which rodents may live or breed, maintained upon any premises which is visible from a public street, alley, or adjoining property;
- H. Abandoned, discarded, or unused furniture, stoves, refrigerators, ice boxes, sinks, toilets, cabinets, or other household fixtures or equipment stored so as to be visible at ground level from a public alley, street, or adjoining premises;
- I. Premises having a topography, geology, or configuration which as a result of grading operations or improvements to the land causes erosion, subsidence, unstable soil conditions, or surface or subsurface drainage problems as to pose a threat to or be injurious to adjacent premises;
- J. Abandoned, unlicensed, wrecked, dismantled, or inoperative trailers, automobiles, pickups, campers, boats and other motor vehicles which are accumulated or stored in yard areas;
- K. Building exteriors, walls, fences, driveways, or walkways which are cracked, broken, defective, or deteriorated, in disrepair, or defaced;
- L. Undressed hides or dead animals or fowl kept longer than twenty-four (24) hours except at a place where they are to be manufactured, any decaying fruit, vegetables, fish, meat, bones or any foul substance maintained or deposited on any public or private property;
- M. Accumulation on any private or public property of manure, garbage, or anything whatsoever in which flies may breed;



N. Erecting or maintaining any privy or cesspool except when plans are approved by the state of South Dakota;

O. Any imperfect, leaking, unclean, or filthy sink, water closet, urinal or other plumbing fixture in any building used or occupied by human beings;

P. The piling or depositing of any dirt, shavings, straw, seeds, sawdust, leaves, ashes, manure or waste material of any kind upon any street, alley or public ground or in Lake Eureka;

Q. Burning any dirt, filth, manure, garbage, leaves, ashes, paper or waste material of any kind within the city limits;

R. Any like or similar condition or conditions. (Ord. 98-2 § 1 (part); prior Code § 6-6-2).

Dated this 10<sup>th</sup> day of September, 2018.

ATTEST:

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Lloyd Miller, Mayor

Nicole Frerk — Finance Officer

First Reading: August 13, 2018

Second Reading: September 10, 2018

Published: September 20, 2018

Effective: October 11, 2018

The SDML Annual Conference will be October 2-5 in Pierre. Council members Heilman, Yarr, and Eberhart are planning on attending on October 4, and Deputy Finance Officer, Paulette Bauer, is planning to attend October 3-5.

Eberhart gave the Council an update on the airport meeting held for the beacon pole project. The engineer will be issuing a NOTAM that the beacon is out of commission and the old beacon pole will be taken down. Eureka Ready Mix will be putting a new concrete base for the new pole on October 3 or 4. The new pole will be shipped sometime in December. Muth Electric will be installing the new pole in January. Extra bulbs for the beacon will also be sent. The City will keep the old pole. The beacon will also be checked for damages from the hail storm. If damaged due to the storm the airport may be receiving a new beacon.

Airport maintenance equipment tabled until next month's meeting.

Motion by Flemmer, seconded by Eberhart to approve the raffle for the Eureka Fire Department for their annual Hunter's Steak Fry event on October 20. All voted aye. Motion carried.

Motion by Heilman, seconded by Schwingler to go into executive session at 8:40 p.m. All voted aye. Motion carried. Finance Officer and Deputy Finance Officer in attendance.

Motion by Eberhart, seconded by Flemmer to come out of executive session at 9:22 p.m. All voted aye. Motion carried.

No action taken.

Motion by Flemmer, seconded by Schwingler to adjourn the meeting at 9:25 p.m. All voted aye. Motion carried.

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Mayor Lloyd Miller

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Nicole Frerk, Finance Officer