

UNAPPROVED MINUTES OF THE REGULAR MEETING OF THE ELK POINT CITY COUNCIL

The Elk Point City Council met in regular session on Monday, October 6, 2014 at 7:00pm in the council chamber of City Hall located at 106 W. Pleasant Street with Mayor Trobaugh presiding and these members present: Zevenbergen, Leitru, Buum and McCreary. Absent were: Honomichl and Verros. Also present were: City Attorney Thompson, City Administrator Nelsen, Public Works Director Buum and Finance Officer Hammitt. Police Chief Fleek was absent.

Guests attending the meeting were Ann Tornberg and the Boy Scouts.

Motion made by Zevenbergen, seconded by McCreary to approve the agenda. All in favor.

McCreary moved and Buum seconded a motion to approve the minutes from the September 8th and 22nd, 2014 council meetings. Unanimous.

Motion and second, Zevenbergen/Buum to approve the following salaries and bills and to instruct the Finance Officer for payment of the same. All in favor. Salaries: General Fund: \$59,779.97; Enterprise Fund: \$34,445.07; Fringe Benefits: General Fund: \$14,759.55; Enterprise Fund: \$8,564.01; Bills: 3D Specialties, Inc.-supplies: \$890.11; Analytical & Consulting-sewer testing: \$393.50; Barkley Asphalt, Inc.-street repairs: \$1,516.41; Boomgars-uniforms: \$242.21; Border States Electric Supply-supplies: \$8,200.97; Cardmember Services-supplies: \$779.13; Chase Card Services-repairs: \$167.72; City of Vermillion-tipping fees: \$3,066.40; Classic C Solutions Group-supplies: \$204.77; Craig K. Thompson, Atty.-professional services: \$1,893.45; Department of Revenue-water testing: \$446.00; D-P Tools, Inc.-repairs: \$483.31; First National Bank-bonds payable: \$52,155.06; Grafex Shoppe-banners: \$368.61; Graham Tire Company-repairs: \$702.08; Hammitt, Erika-travel and conference: \$63.00; Hanson, Mark-utilities: \$20.00; Hawkins, Inc.-chemicals: \$1,158.00; Ingram Library Services-library books: \$250.45; Jim Hawk Truck Trailers, Inc.-repairs: \$105.99; Jones' Food Center-supplies: \$73.14; Knoepfler Chevrolet Company-repairs: \$122.84; Lawson Products, Inc.-supplies: \$939.04; Leader-Courier-publishing: \$359.39; McKinney Olson Insurance-insurance: \$11,963.50; McLaury Engineering, Inc.-professional services: \$3,188.75; MidAmerican Energy-utilities: \$53.66; Midwest Wheel Companies-repairs: \$150.70; Modern Marketing-supplies: \$183.14; MSC Industrial Supply Co.-supplies: \$234.71; Nygren's True Value-supplies: \$518.09; O'Reilly Auto Parts-repairs: \$130.34; Pedersen Machine, Inc.-repairs: \$642.91; Perkins Office Solutions-office expense: \$333.86; Petal Pusher-supplies: \$51.94; Post Office-annual fee: \$86.00; Quam & Berglin, CPA's-professional services: \$19,500.00; RDJ Specialties, Inc.-supplies: \$234.86; Resco-inventory for resale: \$3,159.00; Roan, Gary-professional services: \$820.00; Sanford Health Plan-insurance: \$11,784.76; Sioux Sales, Co.-uniforms: \$312.70; Siouxland Humane Society, Inc.-holding fees: \$37.00; South Dakota One Call-locate tickets: \$32.55; Southeast Farmer Elevator Coop.-auto expense: \$3,194.66; Southeast SD Tourism Assoc.-SD vacation guide: \$2,550.00; Sturdevant's Auto Parts-supplies: \$1,416.42; Titan Access Account-repairs: \$46.00; Union County Electric Coop.-utilities: \$1,919.65; US Bank Equipment Finance-copier lease: \$162.47; VanRoekel, Troy-utilities:

\$20.00; Verizon Wireless-utilities: \$306.22; Vision Solutions-safety glasses: \$270.00; Welch, Jason-utilities: \$20.00; Wesco Distribution-supplies: \$191.83

Austin Taylor attended the meeting to discuss his plans to install and build two trail guides along the Hike and Bike Trail. Austin is working towards his Eagle Scout rank. The two proposed locations are near the golf course and the city park. Austin would like to replace the kiosk currently located at the park and incorporate a new one in his project. The trail guides will include a city map, safe routes and distances. He is requesting a donation of \$2,000.00 for materials from the City and he would be responsible to build and install the trail guides. Motion made by Zevenbergen, seconded by Leitru to approve the donation of \$2,000.00 for materials. Unanimous.

City Attorney Thompson reviewed the City Ordinance and the bill sent to Union County. Mr. Thompson doesn't believe we can charge them \$200.00 each time as they were not a habitual offender.

Motion made by Buum, seconded by Leitru to approve Resolution #2014-5. All in favor.

RESOLUTION #2014-5

RESOLUTION APPROVING THE SALE AND EXECUTION AND DELIVERY OF A GRATUITOUS TRANSFER OF PROPERTY AGREEMENT VIA A QUIT CLAIM DEED BETWEEN THE ELK POINT UNITED PARISH, ACTING ON BEHALF OF THE ELK POINT FOOD PANTRY AND THE CITY OF ELK POINT, SOUTH DAKOTA.

WHEREAS, pursuant to SDCL 6-5-2 regarding gratuitous transfers of property to another political subdivision or nonprofit corporation, any political subdivision may convey and transfer any real or personal property which is held or owned by it, the title to which has been obtained and which is not held for public use or which is about to be abandoned for public purposes, or humanitarian purposes and accommodations without offering the property for sale and without requiring the political subdivision or nonprofit corporation to pay for the property; and

WHEREAS, pursuant to SDCL 6-5-3, if the governing body deems it advisable and in the best interest of the public to convey any such property to another political subdivision or nonprofit corporation pursuant to SDCL 6-5-2, it shall by resolution direct that said property be so conveyed and transferred. Thereupon a deed of conveyance shall be made to the political subdivision or nonprofit corporation.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL AS FOLLOWS:

1. Approval of the transfer. The City is hereby approves the sale of the property located at 107 N. Douglas Street (S 50' of Lot 1 and the Easterly 25' of the S 50' of Lot 2, Block 5, Original Town site of Elk Point, Union County, South Dakota) "as is" for one-dollar (\$1.00) to the Elk Point

United Parish which facilitates the Elk Point Food Pantry for humanitarian purposes; and

2. Execution of Documents. The City is hereby authorized to enter into and the officers and officials of the City are hereby authorized and directed to execute and deliver, for and on behalf of and as the act and deed of the City, the Sale and such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Resolution including, but not limited to, a Quit Claim Deed conveying said property to Grantee in its "as is" condition; and
3. Further Authority. The City shall, and the officials, agents and employees of the City are hereby authorized and directed to, take such further action, and execute such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Resolution, and to carry out, comply with and perform the duties of the City with respect to the Sale; and
4. Effective Date. This Resolution shall take effect on the twentieth day after its publication unless suspended by referendum.

Dated this 6th day of October 2014.

Isabel Trobaugh, Mayor

ATTEST:

Erika Hammitt, Finance Officer

Zevenbergen moved and Leitru seconded a motion to approve a \$100.00 donation to the Elk Point-Jefferson Music Boosters to help support their participation in the Alamo Bowl. Unanimous.

Motion and second, McCreary/Buum to approve the revised Employee Safety Manual as presented. All in favor.

Motion made by Zevenbergen, seconded by McCreary to approve the purchase of a new loader off of the Minnesota Department of Transportation bid from Sheehan Mack in 2015 and trade in the existing loader as budgeted in the 2015 budget. The new loader price is \$124,700.00 with amount allowed for trade in of our current equipment \$95,000.00 making the total purchase price \$29,700.00. Unanimous.

Buum moved and Leitru seconded a motion to file the following assessments with the County Auditor. All in favor.

1. Parcel #03.02.10.1000 - \$218.72
2. Parcel #03.10.09.1090 - \$218.72
3. Parcel #03.10.02.1050 - \$100.00
4. Parcel #03.02.05.1000 - \$770.94
5. Parcel #03.05.27.1025 - \$100.00

6. Parcel #03.05.14.1000 - \$773.36

Discussion was held on the asphalt extension on South Pinckney Street. Motion and second, Zevenbergen/Buum to table discussion until the next regular meeting when more information can be provided. Unanimous.

Motion made by McCreary, seconded by Buum to send the following unclaimed property to the State of South Dakota Treasures Department. All in favor.

1. Reece Evans - \$2.60
2. Cody O'Dell - \$1.00
3. Ryan Olson - \$113.68

Mayor Trobaugh signed the following Proclamation:

A PROCLAMATION DECLARING OCTOBER AS DOMESTIC VIOLENCE AWARENESS
MONTH

WHEREAS, domestic violence is a serious crime that affects people of all races, ages, gender, and income levels; and

WHEREAS, Domestic violence is widespread and affects over four million Americans each year; and

WHEREAS, on in three Americans have witnessed an incident of domestic violence; and

WHEREAS, children that grow up in violent homes are believed to be abused and neglected at a rate higher than the national average; and

WHEREAS, domestic violence costs the nation billions of dollars annually in medical expenses, police and court costs, shelters, foster care, sick leave, absenteeism, and non-productivity; and

WHEREAS, only a coordinated community effort will put a stop to this heinous crime; and

WHEREAS, Domestic Violence Awareness Month provides and excellent opportunity for citizens to learn more about preventing domestic violence and to show support for the organizations and individuals who provide critical advocacy, services, and assistance to victims

NOW, THEREFORE, IT IS PROCLAIMED by Mayor Isabel Trobaugh and City Council of Elk Point, South Dakota, the month of October in the year 2014 as Domestic Violence Awareness Month and urge the citizens of Elk Point to participate the scheduled activities and programs sponsored by Domestic Violence Safe Options Services and all other Victim's Assistance programs to work towards the elimination of personal and institutional violence against women and girls and to declare NO TOLERANCE for domestic violence.

The 2013 Audit Report was presented to the City Council.

Motion and second to adjourn, Buum/Leitru. Unanimous.

Attest: Erika Hammitt
Finance Officer

Isabel Trobaugh
Mayor

Publish: October 16, 2014

