

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

The Elk Point City Council met in regular session on Tuesday, August 3, 2021 at 6:30pm in the council chambers of City Hall located at 106 W. Pleasant Street with Mayor McCreary presiding and these members present: Irlbeck, Nelson, Abraham, Verros and VonHaden. Penfield was absent. Also present were: City Attorney Thompson, City Engineer McLaury, City Administrator Tuttle, Police Chief Limoges and Finance Officer Hammitt. Public Works Director Job was absent.

The meeting began at 6:30pm with study session and the regular council meeting began at 7:00pm.

Motion made by Verros, seconded by Abraham to approve the agenda. All in favor.

VonHaden moved and Irlbeck seconded a motion to approve the minutes from the July 6, 2021 council meeting. Unanimous.

Motion and second, Abraham/Irlbeck to approve the following salaries and bills and to instruct the Finance Officer for payment of the same. All in favor. Salaries: General Fund: \$50,843.13; Enterprise Fund: \$25,582.52; Fringe Benefits: General Fund: \$13,365.32; Enterprise Fund: \$7,124.44; Bills: 3D Specialties, Inc.-supplies: \$1,052.00; Avera Occupational Medicine-professional fees: \$66.00; B & D Diamond Pro, Inc.-supplies: \$179.20; Border States Electric Supply-supplies: \$1,591.17; Brick Markers-supplies: \$41.44; Cardis Fence & Iron Co.-supplies: \$1,850.00; Cardmember Services-supplies: \$5,609.80; Carrol Construction Supply-supplies: \$8,251.46; City of Sioux Falls-water testing: \$188.50; City of Vermillion-tipping fees: \$4,601.99; Craig K. Thompson, Atty.-professional services: \$2,000.20; Dave's Roofing-repairs: \$1,500.00; DGR Consulting Engineers, Inc.-professional services: \$867.00; Elk Point Ace Hardware-supplies: \$846.40; FedEx-shipping: \$18.13; Fleet US LLC-supplies: \$57.00; Floyd River Materials-supplies: \$786.50; Hammitt, Erika-travel reimbursement: \$55.00; Jack's Uniform & Equipment-uniforms: \$31.85; Jeff's Lawn Care, Inc.-repairs: \$35.70; Jones' Food Center-supplies: \$170.15; Kollbaum Construction-repairs: \$23,332.50; Leader-Courier-publishing: \$385.17; Matheson Tri-Gas, Inc.-supplies: \$58.21; McLaury Engineering, Inc.-professional services: \$20,856.50; MidAmerican Energy-utilities: \$81.08; Midwest Wheel Companies-supplies: \$13.08; MSC-supplies: \$836.15; One Office Solution-supplies: \$48.86; Penfield, Lance-travel reimbursement: \$55.00; Pheasantland Industries-supplies: \$634.70; Resco-supplies: \$20,805.00; Riteway-office expense: \$1,305.24; Sanford Health Plan-insurance: \$12,117.56; Sanitation Products-repairs: \$112.88; Sooland Bobcat-repairs: \$902.00; South Dakota One Call-locate tickets: \$152.25; Southeast Farmer Elevator Coop.-auto expense: \$3,136.72; Stan Houston-supplies: \$247.50; State Chemical Solutions-repairs: \$500.00; Sturdevant's Auto Parts-supplies: \$12.66; Tool Depot-supplies: \$215.71; Transource-repairs: \$129.98; Tudog's Computing, LTD-professional services: \$533.45; UNUM Life Insurance Company-insurance: \$81.34; USA Blue Book-supplies: \$325.58; Utility Equipment Co.-supplies: \$286.66; Vast Broadband-utilities: \$1,040.81; Verizon Wireless-utilities: \$235.54; Wesco Distribution-supplies: \$3,692.45; Woodhouse Auto Family-repairs: \$259.40; Zimco Supply Company-fertilizer: \$938.40

Second reading was given to the following Ordinance.

ORDINANCE NO. 411

AN ORDINANCE OF THE CITY OF ELK POINT, SD, AMENDING THE REVISED MUNICIPAL ORDINANCES OF THE CITY OF ELK POINT BY AMENDING CHAPTER 5.03, FIREWORKS AND FIREARMS.

BE IT ORDAINED BY THE CITY OF ELK POINT, SD:

That Section 5.0301, of the Revised Municipal Ordinances of Elk Point, SD, which sets forth guidelines for the discharge of fireworks prohibited without a permit therein, is hereby amended to read as follows:

CHAPTER 5.03 - FIREWORKS AND FIREARMS

5.0301 Discharge of Fireworks Prohibited Without Permit. It shall be unlawful for any person to shoot, discharge or explode, or cause to be shot, discharged or exploded, any firecrackers, sky rockets, bottle rockets, blank cartridges, fireworks, or other explosives used for fireworks or fireworks display, in the City of Elk Point. Nothing in this section shall prohibit the use of a public display of fireworks in the City, provided that any person responsible for such public display shall, prior thereto, receive a permit from the City Administrator.

Exception: The City of Elk Point shall follow SDCL #34-37-16.1 for dates on which fireworks can be discharged for the 4th of July holiday. The time limits set by Elk Point City Ordinance will be between the hours of 10:00 a.m. to 11:00 p.m. Additionally, fireworks may be discharged on December 31st and January 1st of each year, between the hours of 11:45pm and 12:15am. No fireworks may be discharged on Main Street or upon city park property of Elk Point.

CITY OF ELK POINT, SOUTH DAKOTA

By: Deb McCreary
Mayor

ATTEST:

Erika Hammitt
Finance Officer

First Reading: July 6, 2021
Second Reading: August 3, 2021
Passed and Approved: August 3, 2021
Published: August 12, 2021

Motion made by Verros, seconded by VonHaden to approve Ordinance No. 411 as presented. Unanimous.

Verros moved and Irlbeck seconded a motion to table scheduling a special meeting in August for the 2022 budget until the end of the meeting. All in favor.

The regular meeting in September was rescheduled for Monday, September 13, 2021 at 7:00pm with a study session beginning at 6:30pm.

Discussion was held on the Addendum to Memorandum of Understanding Between the City of Elk Point and Recreation Development Association (RDA). The RDA desires to build a Storm Shelter/Golf Cart Shed and the City will be receiving a donation to fully support the cost of the building. Motion and second, Nelson/VonHaden to approve the Addendum to the Memorandum of Understanding. Voting in favor: Nelson, VonHaden, Verros and Abraham. Irlbeck abstained. Motion carried.

Discussion was held on the Memorandum of Understanding between the City of Elk Point (City) and Elk Point Investments LLP (EPI) in which EPI is constructing certain infrastructure items for the benefit of the City and at the sole cost of EPI. The City and EPI wish to memorialize in this MOU the terms, obligations and responsibilities of the Parties with regard to the infrastructure work to be performed by EPI on the extension of Jack Nicklaus Drive. Motion made by Verros, seconded by Irlbeck to table until the special meeting, so that two different items can be discussed for clarity with EPI. Unanimous.

Nelson moved and Irlbeck seconded a motion to approve Pay Request #5 to Christiansen Construction Company for work completed on the new swimming pool for \$95,494.43. The original pay request was for \$107,066.48, but council deducted \$12,181.10 minus 5% (\$11,572.05) for materials stored as the council did not authorize this change order. All in favor.

Motion and second, Verros/Nelson to approve Change Order #2 for the 2021 Douglas/Washington Streets Project. The change order increased project costs by \$69,794.14. Voting in favor: Verros, Nelson, Abraham and Irlbeck. VonHaden abstained. Motion carried.

Motion made by Irlbeck, seconded by Abraham to approve Pay Request #4 to Slowey Construction for completed on the 2021 Douglas/Washington Streets Project for \$174,866.66. Voting in favor: Irlbeck, Abraham, Verros and Nelson. VonHaden abstained. Motion carried.

A special meeting was scheduled for Monday, August 16, 2021 at 6:00pm for the 2022 Annual Appropriations Budget. Unanimous.

Motion to adjourn, Verros/Abraham. All in favor.

Attest: Erika Hammitt
Finance Officer

Deb McCreary
Mayor

Publish: August 12, 2021