

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

The Elk Point City Council met in regular session on Monday, September 13, 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: Nelson, Abraham, Penfield and VonHaden. Irlbeck and Verros were absent. Also present were: City Attorney Thompson, City Engineer McLaury, City Administrator Tuttle, Public Works Director Job, Police Chief Limoges and Finance Officer Hammitt

The meeting began at 6:30pm with a presentation with Toby Morris with Colliers Securities LLC on TIF Districts and the regular council meeting began at 7:18pm.

Motion made by Penfield, seconded by Abraham to approve the agenda with the removal of the Campbell Grading quote. All in favor.

Nelson moved and Penfield seconded a motion to approve the minutes from the August 3 and 16, 2021 and September 1, 2021 council meetings. Unanimous.

Motion and second, Penfield/Abraham to approve the following salaries and bills and to instruct the Finance Officer for payment of the same. All in favor. Salaries: General Fund: \$49,888.15; Enterprise Fund: \$25,286.61; Fringe Benefits: General Fund: \$13,221.15; Enterprise Fund: \$7,084.06; Bills: Ace Engine & Parts Dist.-repairs: \$770.90; Blue White-supplies: \$181.00; Bomgaars-uniforms: \$225.94; Border States Electric Supply-supplies: \$667.08; City of Vermillion-tipping fees: \$5,493.98; Core & Main-repairs: \$6,005.20; Craig K. Thompson, Atty.-professional services: \$4,760.00; Division of Motor Vehicles-title & license fees: \$21.20; ECI Systems-repairs: \$300.00; Elk Point Chamber-dues: \$10.00; Fed Ex-office expense: \$15.76; Hammitt, Erika-travel reimbursement: \$66.00; Hawkins, Inc.-supplies: \$2,424.92; Ingram Library Services-library books: \$347.79; Itron, Inc.-repairs: \$423.30; Jones' Food Center-supplies: \$103.95; Leader-Courier-publishing: \$40.00; Liberty Mutual Insurance-insurance: \$2,220.00; McNeilus Truck & Mfg. Co.-repairs: \$135.92; Midwest Ready Mix-supplies: \$375.00; MSC-supplies: \$263.69; Northern Truck Equipment Co.-inventory for resale: \$896.00; One Office Solution-supplies: \$35.23; Roan, Gary-professional services: \$720.00; Stan Houston-supplies: \$435.00; Transource-repairs: \$31.19; Union County Abstract-professional services: \$399.38; US Bank Equipment Finance-copier lease: \$255.17; Woodhouse Auto Family-repairs: \$405.82

Paula Wilson and Cristy Harkness approached the council to discuss their concerns with the Douglas Street Project and the way their yards were left after completion. Discussion was held. City Engineer McLaury and City Administrator Tuttle will meet with the contractor to discuss the issues. They will be in contact with the two homeowners.

Second Reading was given to Ordinance No. 412, an Ordinance providing for the Annual Appropriations for the City of Elk Point, South Dakota and Levying for the Year 2022. Motion made by Nelson, seconded by Penfield to approve the Ordinance. Voting in favor: Nelson,

Penfield and Abraham. Voting against: VonHaden. Motion carried. The Ordinance is published separately in the September 23, 2021 Leader-Courier newspaper.

Second Reading to Ordinance No. 413, An Ordinance Amending Ordinance No. 348 (Existing Zoning Ordinance) and All Amendments Thereto, in Accordance with the Provision of Chapter 11-4, 1967 SDCL, and Amendments Thereof, and for the Repeal of all Resolutions and Ordinances in Conflict Therewith. Nelson moved and Penfield seconded a motion to approve the Ordinance with the change of keeping the distance of distribution of 1,000 feet from a school and removing the distance requirements from all other facilities. Voting in favor: Nelson, Penfield and Abraham. Voting against: VonHaden. Motion carried. The Ordinance is published separately in the September 23, 2021 Leader-Courier newspaper.

Motion and second, Penfield/VonHaden to approve a 25% down payment for new fund accounting, payroll, utility, front desk and website SimpleCity software to gWorks. The remainder is included in the 2022 budget. Unanimous.

The following bids were received for the Corydon Drive water and sewer expansion project.

1. Hulstein Excavating - \$300,625.00
2. Mark Albenesius, Inc. - \$232,298.00
3. VanderPol Excavating - \$309,696.37
4. H and W Contracting, Inc. - \$251,924.00

Motion made by VonHaden, seconded by Penfield to approve the low bid from Mark Albenesius, Inc. for \$232,298.00. All in favor.

VonHaden moved and Penfield seconded a motion to approve the Memorandum of Understanding between the City of Elk Point (City) and Thermo Bond in which Thermo Bond Buildings LLC Is expanding its business in Elk Point to a significantly larger facility; and the expansion project provides the City of Elk Point a vital economic development opportunity; and is a part of the overall future utility expansion that was part of the Westside Lift Station upgrade; and wish to memorialize in this MOU the terms, obligations and responsibilities of the Parties with regard to the infrastructure work to be performed by Thermo Bond and the City. The City of Elk Point will construct 500 feet of sanitary sewer line, one manhole, and other ancillary expenses, at the expense of the city. Any other additional domestic waterline, or sanitary sewer line that is needed to be constructed for the completion of the Thermo Bond Project will be paid for by Thermo Bond. The city will design and bid out the project. Thermo Bond will reimburse the city for the costs of domestic waterline, sanitary sewer lines, manholes and other construction costs associated with the construction over the original 500 ft. Thermo Bond agrees to reimburse the city at the Bid Cost of the City's Project. A copy is available at city hall and is open to the public for viewing. Unanimous.

Motion and second, Penfield/Nelson to approve Change Order #3 (increase of \$5,241.95) for the 2021 Washington/Douglas Streets Project. All in favor.

Motion made by Penfield, seconded by Nelson to table approval of Pay Request #5 (final) for \$119,998.22 to Slowey Construction for work completed on the 2021 Washington/Douglas Streets Project until the October meeting. Unanimous.

Penfield moved and Nelson seconded a motion to table the approval of the 2021 Washington/Douglas Streets Project substantial completion and notice of acceptance until issues with residents are resolved. All in favor.

Motion and second, Nelson/Penfield to accept Mark Rubida's retirement after 27 years of service. Unanimous.

Motion made by Penfield, seconded by Nelson to advertise for a Wastewater Technician. Voting in favor: Penfield, Nelson and Abraham. Voting against: VonHaden. Motion carried.

Nelson moved and VonHaden seconded a motion to appoint Mayor McCreary as the authorized representative and Councilmember Penfield as the alternate authorized representative for the Basin Electric Annual Meeting. All in favor.

Motion to adjourn, Abraham/VonHaden. Unanimous.

Attest: Erika Hammitt
Finance Officer

Deb McCreary
Mayor

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