

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

The Elk Point City Council met in regular session on Monday, November 7, 2022, at 6:30pm in the council chambers of City Hall located at 106 W. Pleasant Street with Mayor McCreary presiding and these members present: Penfield, Verros, Hurlbert, Irlbeck, Abraham and VonHaden. No one was absent. Also present were City Attorney Thompson, City Administrator Tuttle, Public Works Director Job, Police Chief Limoges, and Finance Officer Hammitt.

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

Motion made by Irlbeck, seconded by Penfield to approve the agenda. All in favor.

VonHaden moved and Verros seconded a motion to approve the minutes from the October 3, 2022, council meeting. Unanimous.

Motion and second, Hurlbert/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: \$55,648.41.; Enterprise Fund: \$20,930.54; Fringe Benefits: General Fund: \$15,310.03; Enterprise Fund: \$6,127.97; Bills: Analytical & Consulting Services-professional services: \$202.50; Avera Occupations Med-professional services: \$79.00; Banyon Data Systems-software: \$6,305.00; Beringer, James & Amanda-tax abatement: \$2,243.32; Bomgaars-uniforms: \$199.95; Border States Industries-supplies: \$3,230.83; Brian's Repair, Inc.-repairs: \$27.03; Cardmember Services-supplies: \$11,742.56; City of Sioux Falls-professional services: \$87.00; City of Vermillion-tipping fees: \$4,588.20; Code Enforcement Specialists-professional services: \$2,079.94; Conover, Victoria-tax abatement: \$2,639.29; Core & Main-supplies: \$521.86; Core-Mark Midcontinent, Inc.-concessions: \$1,334.30; Craig Thompson Law Office-professional services: \$1,364.40; D-P Tools-supplies: \$28.36; DANR-dues: \$600.00; DGR Consulting Engineers-professional services: \$1,309.00; Electronic Engineering-supplies: \$485.44; Elk Point Ace Hardware-supplies: \$1,247.27; Flikkema, LuAnne & James-tax abatement: \$2,346.77; Floyd River Materials-supplies: \$481.20; Galls-uniforms: \$139.31; Graham Tire-repairs: \$6,080.40; Hammitt, Erika-travel reimbursement: \$230.00; Hawkins, Inc.-supplies: \$1,030.20; Hudelson, Donald & Leah-tax abatement: \$2,433.61; Ingram Library Services-library books: \$780.67; Interstate Battery System SD-supplies: \$119.95; Jack's Uniforms & Equipment-uniforms: \$1,408.64; Jeff's Lawn Care-fertilizer: \$70.00; Jim Hawk Trailers-supplies: \$2,483.53; Jones Food Center-supplies: \$159.04; Keegan, Justin-uniform reimbursement: \$162.06; Keen, Becky-tax abatement: \$1,461.02; Knoepfler Chevrolet-repairs: \$77.53; Kollbaum Construction-repairs: \$10,575.02; Leader-Courier-publishing: \$538.03; Maurstad, Doug-tax abatement: \$816.95; McLaury Engineering-professional services: \$9,842.50; Menards-supplies: \$1,657.29; Midcontinent Communications-utilities: \$1,023.89; Midwest Alarm Company, Inc.-monitoring system: \$81.75; Midwest Wheel Companies-supplies: \$130.96; MSC-supplies: \$1,171.83; MSC Industrial Supply Co.-supplies: \$397.35; One Office Solutions-office expense: \$31.98; Pedersen Machine, Inc.-supplies: \$438.35; Public Health Laboratory-professional services: \$13.00; Roan, Gary-professional services: \$620.00; Runnings Supply-supplies: \$4,983.49; Sanford Health Occ Med-professional services: \$25.00; Sayler, Robert-tax abatement: \$2,355.95; Schaffer-tax

abatement: \$1,274.14; Schaffer, Ryan-tax abatement: \$585.52; SD Department of Revenue-liquor transfer fee: \$150.00; SDWWA-dues: \$10.00; Sign Solutions-signs: \$232.34; South Dakota One Call-locate tickets: \$67.20; Southeast Farmers Elevator-auto expense: \$2,514.31; Stan Houston-rental fee: \$1,800.00; State Industrial Products-dues: \$2,002.98; Sturdevant's/Auto Value-supplies: \$413.35; Teamsters Local 120-dues: \$237.00; Tudog's Computing, LTD-professional services: \$430.00; Union County Electric Coop.-utilities: \$3,350.00; Union County Register of Deeds-deeds: \$150.00; US Bank-refunding certificate: \$2,600.00; US Bank St. Paul-bond payment: \$82,316.88; Verizon Wireless-utilities: \$205.63; Wesco Distribution-supplies: \$697.40; White, John-tax abatement: \$620.46; Wieckowski, Etal & Jennifer-tax abatement: \$1,021.67.

Greg Hovland spoke during the public forum about Ordinance #420

Greg Hollenbeck who lives at 303 Lexington Street thanked the council for installing the stop sign at the intersection of Country Club Drive and Lexington Street.

Doug Briese discussed the issues he was having with storm water on his property at 311 E. Jefferson Street. Council agreed there will be no issue with him draining the water on to Jefferson Street. Mr. Briese also stated the speed limit should be 20mph through the business district on Main Street.

Motion made by Penfield, seconded by VonHaden to approve the payment to Elk Point Investments for \$50,000.00 for installing culverts on Jack Nicklaus Drive. Unanimous.

Penfield moved and VonHaden seconded a motion to approve the following Resolution. All in favor.

#### RESOLUTION #2022-8

#### RESOLUTION ACCEPTING A PORTION OF JACK NICKLAUS DRIVE

WHEREAS, Elk Point Investments is desirous of dedicating to the City of Elk Point a portion of Jack Nicklaus Drive as platted, to wit:

A portion of Jack Nicklaus Drive contiguous to Block 4 beginning with Lot 30 and continuing through Lot 35, and contiguous to Block 5 beginning with Lot 40 and continuing through Lot 44, of Country Club Estates, City of Elk Point, Union County, South Dakota; and

WHEREAS, the City of Elk Point has determined it is in the best interest of the public to accept the street as described herein;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the City Council of the City of Elk Point, South Dakota:

The City of Elk Point hereby accepts the dedication of a portion of Jack Nicklaus Drive as described below for public dedication and use:

A portion of Jack Nicklaus Drive contiguous to Block 4 beginning with Lot 30 and continuing through Lot 35, and contiguous to Block 5 beginning with Lot 40 and continuing through Lot 44, of Country Club Estates, City of Elk Point, Union County, South Dakota as shown on the survey plat adopted by the Elk Point City Council on March 7, 2022;

Adopted this 7<sup>th</sup> day of November 2022.

CITY OF ELK POINT

Deb McCreary  
Mayor

ATTEST: Erika Hammitt  
Finance Officer

Aiden Jansen, Boy Scout with Troop 87 presented his Eagle Scout Project to the City Council. His plans are to fix and refurbish the "Welcome to Elk Point" sign on the Northeast side of town. Jansen distributed pictures of the current condition of the sign along with plans for the new sign. Motion and second, Verros/Abraham to approve the payment of \$2,500.00 towards the project. Additional money will be donated by the Women's Wednesday Club. Unanimous.

Motion and second, Penfield and Hurlbert to approve the 2023 Package Off-Sale Liquor License application for Jones Food Center. Unanimous.

Penfield moved and Hurlbert seconded a motion to approve the 2023 Retail On-Sale Liquor License applications for Los Amigos Mexican Restaurant. All in favor.

Penfield moved and Hurlbert seconded a motion to approve the 2023 Package Off-Sale Liquor License application for Casey's General Store. Unanimous.

Motion made by Penfield, seconded by Hurlbert to approve the 2023 Retail On-Sale Liquor License application for Pace's, LLC. All in favor.

Moved by Penfield, seconded by Hurlbert to approve the 2023 Retail On-Sale Liquor License application for the Recreation Development Association. Unanimous.

Penfield moved and Hurlbert seconded a motion to approve the 2023 Retail On-sale Liquor License for Bump N Sam's, Inc. All in favor.

Motion made by Penfield, seconded by Hurlbert to approve the 2023 Retail On-Off Sale Wine and Cider License application for the Dolgan Midwest LLC (Dollar General Store). Unanimous.

Penfield moved and Hurlbert seconded a motion to approve the 2023 Package Off-Sale Liquor and Retail On-Off Sale Wine and Cider Licenses for Kiran, LLC (A-1 Quick Stop). All in favor.

Motion and second, Penfield/ Hurlbert to approve the 2023 Retail On-Sale Liquor License application for Spink Family Restaurant. Unanimous.

First Reading was given to Ordinance No. 420, an Ordinance to Amend Title 3 of the Elk Point Municipal Code, Defining Nuisances, and Setting Forth Conditions for Violation, Acts, and Omissions, and Administrative Proceedings for Enforcement.

First reading was given to Ordinance No. 421, an Ordinance to Amend Title 3 of the Elk Point Municipal Code, Defining Abatement, and Setting Forth Conditions for Abatement Costs be Assessed to the Real Property.

Discussion was held on the Comprehensive Plan. City Administrator will make the suggested changes and bring the plan to the regular meeting in December for final approval.

Motion made by VonHaden, seconded by Penfield to adjourn. All in favor.

Attest: Erika Hammitt  
Finance Officer

Deb McCreary  
Mayor

Publish: November 17, 2022