

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

The Elk Point City Council met in regular session on Monday, March 7, 2022, at 7:00pm in the council chambers of City Hall located at 106 W. Pleasant Street with Mayor McCreary presiding and these members present: Abraham, Penfield, Nelson, Verros and VonHaden. Absent was Irlbeck. Also present were City Attorney Thompson, City Engineer Nebelsick, City Administrator Tuttle, Public Works Director Job, Police Chief Limoges, and Finance Officer Hammitt.

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

Nelson moved and Verros seconded a motion to approve the minutes from the February 7 and 15, 2022, 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: \$51,047.63; Enterprise Fund: \$21,529.06; Fringe Benefits: General Fund: \$13,803.29; Enterprise Fund: \$6,177.30; Bills: 2Lazy2P-snow removal: \$102.04; Axon Enterprise, Inc.-equipment: \$1,320.00; Big Sioux Auto Parts-repairs: \$263.96; Bomgaars-uniforms: \$134.97; Border States Industries-supplies: \$205.40; Brian's Repair, Inc.-repairs: \$25.38; Broadcaster Press-publishing: \$125.50; Cardmember Services-supplies: \$2,213.18; City of Vermillion-tipping fees: \$3,287.06; Clark Equipment Co.-equipment: \$5,978.00; Craig Thompson Law Office-professional services: \$1,291.00; Dakota Playground-supplies: \$6,435.00; Dan Hutcheson-travel reimbursement: \$14.00; DANR Fiscal Office-permit: \$100.00; Demco, Inc.-supplies: \$92.83; East River Electric-power: \$83,375.11; Elk Point Ace Hardware-supplies: \$574.27; Eric Haines-travel reimbursement: \$14.00; Frontline Warning Systems-professional services: \$1,050.00; GWorks-software: \$38,519.20; Hanson, Mark-travel reimbursement: \$14.00; Hawkins, Inc.-supplies: \$2,575.64; Ingram Library Services-library books: \$571.90; Itron, Inc.-software: \$540.00; Jack's Uniforms & Equipment-uniforms: \$1,264.45; Job, Trevor-travel reimbursement: \$58.00; Jones' Food Center-supplies: \$69.17; Junior Library Guild-library books: \$636.70; Keegan, Justin-travel reimbursement: \$72.00; Kevin O'Dell Electric, Inc.-repairs: \$96.94; Leader-Courier-publishing: \$597.19; Loffler-copier lease: \$484.65; Matheson Tri-Gas-supplies: \$53.83; MC&R Pools, Inc.-training: \$325.00; MSC-supplies: \$1,336.05; MSC Industrial Supply Co.-supplies: \$147.77; One Source-professional services: \$148.00; Per Mar Security Systems-monitoring services: \$1,034.40; Pumps Tire-repairs: \$493.95; Post Office-dues: \$265.00; Preferred Printing-office expense: \$369.20; Pyle, Kirk-travel reimbursement: \$14.00; Resco-inventory: \$9,929.00; Sanford Health Plan-insurance: \$12,314.88; SD Dept of Revenue-title transfer and plates: \$21.20; SD Municipal League-dues: \$104.00; SEAFog-dues: \$40.00; Sooland Bobcat-supplies: \$23.11; South Dakota One Call-locate tickets: \$7.35; Southeast Farmer's Elevator-fuel: \$2,547.67; State Industrial Products-maintenance: \$1,008.33; Sturdevant's-repairs: \$264.42; Teamster Local 120-dues: \$406.00; Todd Mockler-travel reimbursement: \$72.00; Tudog's Computing, LTD-professional services: \$120.00; Union County Register of Deeds-filing fees: \$30.00; USA Bluebook-equipment: \$11,796.23; VanRoekel, Troy-travel reimbursement: \$14.00; Verizon Wireless-utilities:

\$205.75; Vermillion Ace Hardware-supplies: \$59.98; Watch Guard-warranty: \$130.00; Wesco Distribution-supplies: \$126.64.

A Public Hearing was held at 7:00pm on a 5-foot side yard variance request from Andy Kappenman to build an unattached garage at 1608 Jack Nicklaus Dr. Discussion was held.

A Public Hearing was held at 7:00pm to review the Survey Plat of Lots 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44 and 45 in Block 2, Lot 29, 30, 31, 32, 33, 34 and 35 in Block 4, and Lots 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43 and 44 in Block 5 of Country Club Estates Addition, and Addition to the City of Elk Point, Union County, South Dakota. Discussion was held on the easement.

Motion made by VonHaden, seconded by Penfield to table the variance for 1608 Jack Nicklaus Drive after the homeowner receives permission from the neighbors. Unanimous.

Penfield moved and Nelson seconded a motion to approve the Survey Plat of Lots 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44 and 45 in Block 2, Lot 29, 30, 31, 32, 33, 34 and 35 in Block 4, and Lots 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43 and 44 in Block 5 of Country Club Estates Addition, and Addition to the City of Elk Point, Union County, South Dakota. All in favor.

Second reading was given to the following Ordinance.

ORDINANCE NO. 415

AN ORDINANCE OF THE CITY OF ELK POINT, SD, AMENDING THE REVISED MUNICIPAL ORDINANCES OF THE CITY BY AMENDING SECTION 2.0201, WARDS AND VOTING PRECINCTS.

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

Section 1. That Section 2.0201 of the Revised Municipal Ordinances of Elk Point, SD, is hereby amended to read as follows:

2.0201 Wards and Voting Precincts. The City shall be divided into three wards, which shall be combined and consolidated into one election precinct, and shall be designated respectively as Wards One, Two and Three. The wards shall be described by setting for the certain street or avenue designations or other landmarks that divide and border the wards. Any reference to street or avenue below shall mean an imaginary line running down the approximate middle of each street or avenue. The wards of the City of Elk Point are as set forth below and the map thereof. Any discrepancies shall be resolved by reference to the map rather than the physical descriptions set forth herein.

The First Ward shall include all of that part of the City west of Court Street. It shall also include all of that part of the City northeast of Sherman Street and northwest of

Pearl Street. It shall also include all of that part of the City west of Pearl Street lying between DuPont Street and Lincoln Street. It shall also include south of Lexington Street and south of Country Club Drive. It shall also include the southeast section of Main Street/Interstate 29 Business Loop (Kum & Go Lots).

The Second Ward shall include all of that part of the City South of Jefferson Street and East of Pearl Street including the North side of Lexington Street. It shall also include all of that part of the City southeast of Clay Street beginning at Elm Street to include Green Court Drive and Truman Lane. It shall also include all of that part of the City southeast of Main Street/Interstate 29 Business Loop and east of Green Street excluding the South side of Country Club Drive and the southeast section of Main Street/Interstate 29 Business Loop (Kum & Go Lots).

The Third Ward shall include all of that part of the City northeast of Main Street/Interstate 29 Business Loop beginning east of Court Street up to south Sherman Street. It shall also include all of that part of the City southeast of Court Street lying between DuPont Street and Sherman Street. It shall also include all of that part of the City north of DuPont Street between Court Street and Pearl Street and southwest of Jefferson Street. It shall also include all of that part of the City northeast of Jefferson Street between Green Street and Pearl Street. It shall also include all of that part of the City northeast of Clay Street between Green Street and Wood Street.

Adopted this 7th day of March 2022.

Deb McCreary
Mayor

ATTEST:

Erika Hammitt
Finance Officer

First Reading: February 7, 2022
Second Reading & Adoption: March 7, 2022
Publication: March 17, 2022
Effective Date: April 6, 2022

Motion and second, Penfield/Nelson to approve Ordinance No. 415. All in favor.

The Local Board of Equalization meeting was scheduled for Tuesday, March 22, 2022, at 6:00pm.

Motion made by VonHaden, seconded by Abraham to donate a raffle basket with a value of up to \$200 to the Elk Point-Jefferson Education Foundation Chili Cup event. Unanimous.

Discussion was held on an invoice from the Dunham Company for the culvert extension on Jack Nicklaus Drive for \$50,000.00. Council discussed their concerns regarding the erosion and the amount of sand in the culverts. Penfield moved and Abraham seconded a motion to table approval until more information is obtained on future plans to clean up and prevent the issue. All in favor.

Discussion was held on the estimate from McLaury Engineering on a Facility Plan for the lagoon facility. Motion and second, Nelson/VonHaden to approve the expense of \$57,500.00. Unanimous.

Motion made by Nelson, seconded by Penfield to switch the city's internet and phone provider from Vast Broadband to Midco. All in favor.

Verros moved and Abraham seconded a motion to approve the tax abatement request from Dan Fullenkamp for his property located at 402 E. Washington St. Unanimous.

Motion and second, Penfield/VonHaden to approve the 2022 street sweeping contract with the State of South Dakota for \$3,600.00. All in favor.

Penfield moved and Abraham seconded a motion to declare the snow blower, John Deere zero turn mower and Hustler zero turn mower surplus property and sell them on the PurpleWave auction website. Unanimous.

Motion to adjourn, VonHaden/Penfield. All in favor.

Attest: Erika Hammitt
Finance Officer

Deb McCreary
Mayor

Publish: March 17, 2022