

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

The Elk Point City Council met in regular session on Monday, May 1, 2023, at 6:30pm in the council chambers of City Hall located at 106 W. Pleasant Street with Mayor McCreary presiding and these members present: Abraham, Penfield, Hurlbert, Verros and VonHaden. Irlbeck was absent. Also present were City Attorney Thompson, City Engineer Nebelsick, City Administrator Tuttle, Public Works Director Job, Police Chief Limoges, and Finance Officer Hammitt.

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

The oath of office was given by Finance Officer Hammitt to Ward One council member Amadan Abraham, Ward Two council member Lance Penfield, Ward Three council members Marta Verros and Kenneth VonHaden.

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

Hurlbert moved and Verros seconded a motion to approve the minutes from the April 3, 2023, 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: \$54,663.57; Enterprise Fund: \$26,843.29; Fringe Benefits: General Fund: \$16,357.11; Enterprise Fund: \$8,188.01; Bills: Aflac-insurance: \$927.81; Amsoil, Inc.-repairs: \$658.06; Armand Advertising, LLC-supplies: \$171.27; Avery Brothers-supplies: \$100.00; Bomgaars-uniforms: \$153.98; Border States Electric Supply-supplies: \$1,908.05; Brick Markers-supplies: \$1,271.00; Cardmember Services-supplies: \$4,603.00; Central Square Technologies-software: \$1,129.20; City of Sioux Falls-water testing: \$87.00; City of Vermillion-tipping fees: \$5,025.54; Craig Thompson Attorney at Law-professional services: \$1,267.80; Dakota Supply Group-supplies: \$25,485.43; East River Electric-power: \$95,575.95; Elk Point Ace Hardware-supplies: \$2,050.85; Flags Unlimited 2-supplies: \$1,145.70; Hammitt, Erika-travel and conference: \$65.00; Harbor Freight-supplies: \$239.99; Hawkins, Inc.-supplies: \$3,683.23; Interstate Battery System of SD-supplies: \$754.20; JCL Sioux Falls Branch-supplies: \$252.59; Jim Hawk Truck Trailers, Inc.-supplies: \$1,526.15; Job, Trevor-travel and conference: \$54.00; Jones Food Center-supplies: \$135.41; Kevin O'Dell Electric, Inc.-repairs: \$689.39; Leader-Courier-publishing: \$374.22; Loffler-copier lease: \$609.52; Matheson Tri-Gas, Inc.-supplies: \$60.35; McDermott, Matt-half of lifeguard training reimbursement: \$100.00; McLaury Engineering, Inc.-professional services: \$8,922.75; Menards-supplies: \$1,333.41; Mid States Audio & Video-repairs: \$7,610.05; MidAmerican Energy-utilities: \$491.56; Midcontinent Communications-utilities: \$905.22; Midwest Irrigation-repairs: \$51.17; Moore, Kyle-half of lifeguard training reimbursement: \$100.00; MSC Industrial Supply Co.-supplies: \$211.01; MSC-supplies: \$287.29; Norris, Melanie-half of lifeguard training reimbursement: \$100.00; Northern Truck Equipment Co.-supplies: \$896.00; One Office Solution-office expense: \$165.78; Orkin-professional services: \$158.69; Pomp's Tire Service-repairs: \$610.80; Post Office-postage: \$80.00; Roto-Rooter-repairs: \$300.00; Running Supply-supplies: \$576.94; Sanford Health Plan-insurance: \$16,455.76; Schmitz, Brian-tax abatement:

\$2,156.36; Schmitz, Lisa-half of lifeguard training reimbursement: \$100.00; Building Officials Assoc.-dues: \$50.00; SD City Managers Assoc.-dues: \$150.00; SD Gov't Finance Officers Assoc.-dues: \$115.00; SD Human Resource Assoc.-dues: \$25.00; SD Municipal Street Maintenance Assoc.-dues: \$35.00; SD Police Chiefs Assoc.-dues: \$99.00; Sooland Bobcat-supplies: \$194.51; South Dakota One Call-locate tickets: \$38.85; Southeast Farmers Elevator-fuel: \$3,091.40; Stan Houston-repairs: \$947.50; Staples Credit Plan-office expense: \$177.39; State Chemical Solutions-maintenance: \$1,487.98; State Industrial Products-maintenance: \$530.45; Sturdevant's Auto Parts-repairs: \$427.40; Terry, Jacob-tax abatement: \$1,178.42; The Lumberyard, LLC-repairs: \$94.48; Transource-repairs: \$436.98; Union County Register of Deeds-filing fees: \$30.00; UNUM Life Insurance Company-insurance: \$95.89; US Bank Equipment Finance-copier lease: \$255.17; US Bank St Paul-pool bond: \$12,106.88; Utility Equipment Co.-supplies: \$363.28; White, John-tax abatement: \$2,658.60; Wieckowski, Etal-tax abatement: \$950.28; Zach, Chad-half of lifeguard training reimbursement: \$100.00; Zimco Supply Company-supplies: \$120.00

A public hearing was held at 7:00pm on a variance request for Seth and Abbey Fischer to put a greenhouse at 401 E. Sherman Street. The greenhouse exceeds the allowable size. Discussion was held.

John Orr discussed his plan for the property located at 204 N. Elm Street, if he purchases the property. A variance would be needed to move forward with his plans. Discussion was held.

Robin Schiro approached the council to discuss concerns she has with her property. Discussion was held.

Motion made by Penfield, seconded by Abraham to approve the variance request for Seth and Abbey Fischer to build a greenhouse at 401 E. Sherman Street. Unanimous.

John Graupman with Bolton & Menk discussed and answered questions on the Wastewater Treatment Facility study. Council agreed option three would be the best fit for the city. Council directed Public Works Director Job to begin getting prices on aerators and what others prefer.

Mayor McCreary requested nominations for the Council President position. Council member VonHaden nominated Lance Penfield as Council President. VonHaden moved and Verros seconded a motion that nominations cease, and a unanimous ballot be cast for Penfield. All in favor.

Mayor McCreary requested nominations for the Council Vice President position. Council member Penfield nominated Ben Irlbeck as Council Vice President. Penfield moved and VonHaden seconded a motion that nominations cease, and a unanimous ballot be cast for Irlbeck. Unanimous.

Motion by VonHaden second by Penfield to approve the following Mayoral city official appointments: City Administrator: Derek Tuttle; Finance Officer: Erika Hammitt; Public Works Director: Trevor Job; Police Chief: Jacob Limoges; and City Attorney Thompson. All in favor.

Motion by VonHaden, second by Penfield to approve the following Mayoral committee appointments: Labor and Benefits: Irlbeck, Penfield and Abraham; Codes and Policies: Abraham, VonHaden and Verros; Rates and Fees: VonHaden, Verros and Hurlbert; Budget: Irlbeck, Penfield and Hurlbert. Unanimous.

Penfield moved and Verros seconded a motion to appoint the Leader Courier as the City official newspaper. All in favor.

Motion by Penfield, seconded by Verros to appoint First Dakota National Bank, Liberty National Bank and SD Federal Investment Trust as official depositories. Unanimous.

Hurlbert moved and Penfield seconded a motion to approve the 2023-2024 Retail On-Off Sale Malt Beverage License application for Pace's LLC. Unanimous.

Motion made by Hurlbert, second by Penfield to approve the 2023-2024 Retail On-Off Sale Malt Beverage License application for Blue Tequila. All in favor.

Motion and second, Hurlbert/Penfield, to approve the 2023-2024 Package Off Sale Malt Beverage License application for Jones Food Center. Unanimous.

Hurlbert moved and Penfield seconded a motion, to approve the 2023-2024 Package Off Sale Malt Beverage License application for Kum and Go. All in favor.

Motion made by Hurlbert, second by Penfield to approve the 2023-2024 Retail On-Off Sale Malt Beverage License application for Casey's General Store. Unanimous.

Hurlbert moved and Penfield seconded a motion to approve the 2023-2024 Retail On-Off Sale Malt Beverage License application for the Recreation and Development Association. All in favor.

Motion and second, Hurlbert/Penfield, to approve the 2023-2024 Retail On-Off Sale Malt Beverage License application for A-1 Quick Stop (Seema Retail, LLC). Unanimous.

Motion made by Hurlbert, second by Penfield to approve the 2023-2024 Retail On-Off Sale Malt Beverage License application for Bump N Sam's. All in favor.

Hurlbert moved and Penfield seconded a motion to approve the 2023-2024 Retail On-Off Sale Malt Beverage License application for Dollar General Store #15447. Unanimous.

Motion and second, Hurlbert/Penfield to approve the 2023-2024 Retail On-Off Sale Malt Beverage License Application for Spink Family Restaurant. All in favor.

Motion made by VonHaden, seconded by Abraham to declare the following surplus property. 2009 Case backhoe with frost tooth, trench bucket, and frost bucket; 1990 Bomag steel faced roller; 2017 60-inch Hustler mower; (2) FS 110 Stihl weed trimmers; (2) FS 130 Stihl weed trimmers; Whacker transfer pump. Unanimous.

Discussion was held on the proposed garbage route. The new garbage route would allow for more street projects to be completed. Council agreed to adjust the route to Monday's for those who are currently picked up on Thursday's and Tuesday pickup will stay the same for those currently picked up on this day.

Council also discussed commercial garbage rates and twice a week pickup for some businesses. City staff will meet with the Rates and Fees committee to discuss.

Penfield moved and VonHaden seconded a motion to hire Isaac Spaulder as a certified on-call police officer. All in favor.

The city will be hosting Friends Feast on Monday, May 8th.

Motion and second to adjourn, Penfield/Abraham. Unanimous.

Attest: Erika Hammitt
Finance Officer

Deb McCreary
Mayor

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