

CITY HALL, CITY OF ARLINGTON, SOUTH DAKOTA

February 5, 2018

The City Council met as the Zoning Commission. There was no business. Meeting adjourned.

The City Council met in regular session in the Municipal Building. Present on Roll Call were Mayor Amiel Redfish and Council Members: Curt Lundquist, Terry Rowbotham, Garth Johnson and Jesse Steffensen. Absent: Rob Achterberg and Rick Lozano.

The Mayor advised that he had a telephone conversation with Rick Lozano and he advised that he would no longer be able to serve on city council as it didn't work out with his schedule.

Motion was made by Steffensen, seconded by Lundquist to accept Rick's resignation from city council. All in favor—Carried.

The Mayor presented the name of Cory Falconer to serve on the City Council from Ward 3. Motion was made by Lundquist, seconded by Rowbotham to approve the appointment of Cory Falconer to the city council. All in favor—Carried.

Todd Wilkinson administered the oath of office for Cory Falconer to serve on city council representing Ward 3.

Now was the time as advertised for the Hearing for the Curb and Gutter Assessment on Park Circle, Hemlock Street and Walnut Street. There were six property owners in attendance at the hearing. It did not appear that anyone is against the street project being done, however; they did question the amount that the property owners were being expected to pay toward the project for curb and gutter being installed in front of their property and also a concern as to the height of the street and curb and gutter so that properties would not have water backed up in their yards. After discussion time on the project—the hearing was closed with the next hearing being scheduled for Monday, April 2, 2018 @ 6:45 P.M.

It was moved by City Council Member Johnson and seconded by City Council Member Steffensen that the following Resolution #2559 be passed and adopted as it was previously written, except that the legal description of Lot 12, Block 1, Chandler's First Addition must be added as an amendment:

RESOLUTION NO. 2559

A RESOLUTION AUTHORIZING NECESSARY CURB AND GUTTER IMPROVEMENT BY SPECIAL ASSESSMENT PURSUANT TO SDCL 9-43-82.

WHEREAS, The City of Arlington intends to reconstruct a portion of Hemlock Street from Highland Street to Spruce Street; Walnut Street from Highland Street to Spruce Street and Park Circle from the intersection Hopkins Drive and Park Circle east to the intersection of Park Circle and Ash Street and the City Council deems it necessary to construct and install curb and gutter located North of the North real property line of the following described property, to-wit:

Lot 2 in Block 1, Johnson's 2nd Addition,

Lot 3 in Block 1, Johnson's 2nd Addition,

Lots 20A, 21 and 22 in Block 2 of Johnson's Addition, and

Lot 1 of Johnson's Addition except Blocks 1, 2, 3, and 4 and except the assigned Street and except replat of Johnson's Addition and except Lot B1 in Section 1-110-53, all in the City of Arlington, Kingsbury County, South Dakota.

Located South of the South real property line of the following described property, to-wit:

Lots 1, 2, 3, 4, 5, 6 and 7 in Block 2 and all of Block 3 in Ecklein's First Addition to the City of Arlington, being a part of the SE ¼ of Section 1, Township 110, Range 53, City of Arlington, Kingsbury County, South Dakota.

Located North of the North real property line of the following described property, to-wit:

Lot 6 in Block 5, Chandler's 1st Addition,

Lot 7 in Block 5, Chandler's 1st Addition,

Lot 6 in Block 3, Chandler's 1st Addition, and

Lot 7 in Block 3, Chandler's 1st Addition, all in the City of Arlington, Kingsbury County, South Dakota.

Located South of the South real property line of the following described property, to wit:

Lot 12 in Block 1, Chandler's 1st Addition,

Lots 1 and 2 in Block 1, Chandler's 1st Addition, and

Lots 1 and 2 in Block 3, Chandler's 1st Addition, both in the City of Arlington, Kingsbury County, South Dakota.

WHEREAS, to facilitate this curb and gutter construction project a special assessment is necessary for the curb and gutter improvements to be made;

NOW THEREFORE BE IT RESOLVED that it is necessary to construct and install curb and gutter adjacent to the above described property located in the City of Arlington, in Kingsbury County, South Dakota. That the nature of such improvement is to remove and replace any existing curb and gutter and install new curb and gutter along said streets in accordance with the plans and specifications on file in the Office of the City Finance Officer of said City, which specifications are available for inspection by and person interested therein, or affected thereby, and the same by this reference, and made a part hereof any incorporated herein. That the materials to be used for said improvements are gravel, cement and other materials necessary for the removal, construction and installation of curb and gutter on the above described premises. That only the cost associated with the removal, installation, construction and replacement of curb and gutter is to be involved in this special assessment. That the estimate of the cost per square foot to the adjoining property owners for removal, construction and replacement of curb and gutter is estimated at \$23.00 per lineal foot. That the classes of the lots to be assessed are residential. That the cost of the improvement will be proportioned to the property fronting and abutting upon said streets by special assessment for the cost of the removal, construction and replacement of curb and gutter and all remaining costs shall be paid by the City out of general funds.

Special assessment, if approved, shall be collected under Plan One—Collection by County Treasurer in five annual installments, together with interest at seven (7) percent per annum in accordance with SDCL 9-43-102.

On Roll Call, all voting “aye”, Resolution declared passed and adopted.

City Finance Officer
Arlington, South Dakota

Scott Mohror gave the council a plan for the street project which includes Park Circle, Hemlock and Walnut Streets and asked for their approval to move forward and advertise for bids on this project to be opened on February 22, 2018.

Motion was made by Johnson, seconded by Falconer to approve having Banner advertise for bids on the Park Circle, Hemlock and Walnut Street Project with bids to be opened on Thursday, February 22, 2018. All in favor—Carried.

Motion was made by Johnson, seconded by Lundquist to approve the minutes of the January 2nd and 15th meetings. All in favor—Carried.

Bills on file were submitted for consideration and on Motion by Lundquist, seconded by Falconer, the Finance Officer was instructed to issue payment for same. All in favor on Roll Call Vote—Carried.

Bills approved as follows:

25880	Merchants Capital Resource	Final maintainer pymt		24098.60
255881-25888	Salaries	General Fund	101	3608.27
		Water	602	584.97
		Electric	603	2470.67
		Sewer	604	708.01
25889	Birch Communications	Phone Chges		121.62
Auto Debit	Citizens State Bank	EFTPS—Jan 16 th WH-SS-Medicare		2831.25
25890	East River Electric Power Coop	Energy		3281.35
25891	Electric Fund	City Utility Bills		2974.31

25892	Heartland Consumer Power Dist	Energy		36948.26
25893	J & J Earthworks Inc	Payment of revised final Pay Request #6		38150.00
25894	Kingsbury County Auditor	County Law Enforcement Contract		5655.00
25895	SD State Treasurer	Sales Tax		6661.29
25896	Western Area Power Adm	Energy		18945.52
25897	Mediacom LLC	Internet		81.95
25898	SDWWA	Annual Water Seminar Registration		60.00
25899-25917	Salaries	General Fund	101	10647.57
		Water	602	640.61
		Electric	603	3644.47
		Sewer	604	816.91
25918	AFLAC	Payroll Deductions		255.06
25919	AT&T	Cell Phone Chges		63.45
Auto Debit	Citizens State Bank	EFTPS—Jan 31 st WH-SS-Medicare		5380.73
25920	Northwestern	Service to Shop & Coop Shop Bldgs		618.30
25921	PLIC-SBD Grand Island	Short Term Disability		204.56
25922	SD Retirement System	Jan Retirement		3080.88
25923	Sioux Valley Energy	Electricity @ Airport		50.00
25924	SD Supp Retirement	Supp Retirement/Steve		100.00
25925	The Health Pool of SD	Feb Health Insurance Premiums		4436.16
25926	Visa	Lites for CSB/fuel & meals/Tourism Conference Registration/Spraying certificate renewal classes- Marshal-Steve-Lonnie		1250.09
25927	Jerry's Chevrolet	2018 Chevrolet Pickup		31733.00
25928	SDMEA	Conference Registration—Matt		85.00

25929	Amazon Credit Plan	Books/Library	79.04
25930	A-Ox Welding Supply Co	Cylinder Rent	55.31
25931	Arlington Sun	Publications	405.33
25932	Banner Associates	Fire Hall Engineering/Design Work-Street Projects	
			7060.00
25933	Baum Hydraulics Corp	Hydraulic repairs	126.20
25934	Brookings Economic Dev Corp	2018 Annual Membership Dues	5000.00
25935	Citizens State Bank	Feb Service Chge	20.00
25936	Cook's Wastepaper & Recycling	December Garbage	5059.89
25937	Core & Main	Reducing couplings	657.78
25938	Demco	Library supplies	130.84
25939	Dept of Revenue	Water testing	15.00
25940	DGR Engineering	Rate updates	891.00
25941	Electric Fund	Meter deposits app to RO bills	69.03
25942	Ben Elliott	Balance due for 2016 Audit Report	1325.00
25943	First District Assn/Local Govt	2018 Annual Dues	1118.36
25944	Glacial Lakes & Prairies Tourism	2018 Membership Dues	200.00
25945	Hawkins Inc	Solutions—water testing	42.30
25946	Infotech Solutions LLC	Monthly maintenance/backup/hosting	297.00
25947	Kingbrook Rural Water System	January Water & Lease	8402.58
25948	Larsen Overhead Door	Repair shop door	185.13
25949	Lowes	Shop materials/Electric inventory	227.09
25950	Justin Maas	Refund bal meter deposit	80.97
25951	Macksteel Warehouse	Metal tubing—picnic tables	995.53
25952	Macs Inc	Materials for picnic tables	143.96

25953	Matheson Tri-Gas Inc	Materials for shop/welding supplies	317.76
25954	Milbank Winwater Works	Sewer Dept inventory/Water Dept inventory/storm drain repairs	532.26
25955	MMUA	Job training-safety program for Electric	1000.00
25956	Office Peeps Inc	Service agreement-copier/IRS forms/pull towels/ paper products/ink cartridge	255.19
25957	Omni-Pro Software	Load mgmt. software license & support/substation Scada support, license & load mgmt	13136.00
25958	PCC Ambulance Billing Service	Ambulance billings December 2017	72.42
25959	Petty Cash	Postage	42.23
25960	Prairie Ag Partners	Electric materials/street lite materials/tire repair	397.20
25961	Amiel Redfish	Mileage-personal auto use to Tourism Conference in Pierre	181.90
25962	Runnings Supply Inc	Casters/hose valve/hose	240.30
25963	SD Federal Property Agency	Bending & forming machine/office supplies/tools	977.00
25964	Snap on Tools	Shop tools	750.35
25965	South Dakota One Call	Locates Oct – Dec 2017	40.95
25966	Stuart Irby Co	5KV transformer	504.00
25967	Michael Todd Company	Grader blades	691.81
25968	US Post Office	Postage stamps	100.00
25969	Warnke Electric	Change exhaust fan-restroom/pull wire for air compressor-FD	787.75
25970	Wesco Distribution Inc	Street lites/secondary pedestals	828.90

25971	Westmor Industries	Repairs—error codes on pump #2 @ shop	366.33
Auto Debit	Rural Development	Water Improvement Loan	1343.00
Auto Debit	Rural Development	Wastewater Improvement Loan	2859.00

Motion was made by Lundquist, seconded by Rowbotham to adopt Resolution #2560 as follows:

RESOLUTION #2560

BE IT RESOLVED, that \$24,098.60 be transferred from the Street Equipment funds to the General Fund for payment of the final maintainer payment. All in favor—Carried.

Motion was made by Rowbotham, seconded by Lundquist to pre-approve payments prior to the council meetings for payroll, benefits, utilities, sales tax, credit card bill, loan payments, etc. All bills will presented to the council at the next regular monthly meeting. All in favor—Carried.

Doug & Sandy Malone met with the council to request that their business plan to board dogs plus the dog grooming business be added as a special exception to the Central Commercial Zoning district. The council advised that he will need to come back to the council with the proposal as it will not be initiated by the council.

Casey Hansen requested a meeting with the city council to discuss what is going on with the Legion. Casey wanted to inform the council what plans the legion has for construction of a new building and put a stop to rumors that have been circulating around town. The new structure will be known as the Edgar L Herrick Post 42 Legion & Event Center.

Tammy Anderson, Director of Equalization, was unable to attend the meeting, however; sent a letter advising the council that the valuations for 2018 for all residential structures, residential lots and commercial lots will increase by 10%.

Erica Falla met with the council to voice a complaint on the current dog ordinances. Her dog was attacked by another dog while David Julian was out walking their dogs. Their dog was badly injured and had to be taken to the vet plus David was bitten on the arm and he was treated at the ER for this bite. Todd Wilkinson advised that he will make some changes to the ordinance and will bring it back to the council for a first reading at next month's meeting.

There was another session of discussion regarding what action was going to be taken—remove the wall in the fire hall; put an addition on the west end of the fire hall and possibly install a shower and a washing machine for the EMT's; or build a new building. Adam Hanson, Banner Associates, was unable to attend the meeting. The council felt that if the figures and information that was being furnished by Brad Bunker and his sources was correct—they would proceed with the wall project. Jay DeVries advised that he had gotten a price on a commercial washing machine but was going to get a second price to make sure that the cost was in the ball park.

Scott Mohror presented the draft of the Water System Preliminary Engineering Report that was to have been completed by October 2017. He asked the council to review it and that any necessary changes can be made prior to when the completed report is delivered. This plan is scheduled to make improvements to the water system in 5 different phases going thru 2045.

Motion was made by Johnson seconded by Rowbotham to enter into executive session at 9:07 P.M. for contract matters—with Scott Mohror in attendance. All in favor—Carried.

Motion was made by Lundquist, seconded by Steffensen to come out of executive session at 9:30 P.M. All in favor—Carried. No action taken at this time.

The council reviewed the building permit application that was submitted by Steven Anderson to add a 20 X 24 family room on to his residence at Lot 1 & 14, Block 17, WTL Co 4th Addn—300 N Main Street. Motion was made by Johnson, seconded by Falconer to approve this permit as presented. All in favor—Carried.

The only item on the Electric Report was that the City had just received a check from Heartland Consumer Power District in the amount of \$5000 for street lighting upgrades.

Motion was made by Steffensen, seconded by Johnson to approve the Employee Overtime, Library and Police Reports. All in favor—Carried.

Motion was made by Rowbotham, seconded by Falconer to approve Brock Madsen, Amanda Doren and Cody Doren as new members of the Arlington Fire Dept. All in favor—Carried.

Motion was made by Lundquist, seconded by Rowbotham to adopt Resolution #2561 to accept Hickory Street as follows:

RESOLUTION #2561

WHEREAS, South Dakota Department of Housing, State of South Dakota, as the Owner of a certain right of way in a Subdivision, known as the Johnson's Addition to the City of Arlington, Kingsbury County, South Dakota and as such has requested the City Arlington to formally accept a portion of Hickory Street in accordance with the City's Subdivision Ordinance; and

WHEREAS, the City Engineers have reviewed the improvements made to the subject portion of Hickory Street and find them to be constructed in accordance with the Subdivision requirement of the City of Arlington.

NOW, THEREFORE, BE IT RESOLVED that Hickory Street and the improvements made thereto are accepted as right of way to be owned and operated by the City of Arlington from a point beginning at the intersection of Terry Street and Hickory Street, and continuing in a south easterly direction to a point bordering on the south by the east property line of Lot Eight (8), Block Seven (7) and on the north by the east property line of Lot Twenty- Nine (29), Block Two (2), both in Johnson's Addition to the City of Arlington, Township One Hundred Ten (110), Range Fifty-Three (53), West of the 5th P.M. Kingsbury County, South Dakota.

Dated this 5th day of February, 2018.

Upon motion duly made and seconded.

All voted aye, motion carried.

ATTEST:

City Finance Officer

Mayor

The removal of snow from the sidewalks on the first two blocks of Main Street was brought for discussion. In the long run it would save the City time and money if they could clear the sidewalks before the snow was removed from Main Street rather than having to go back the next day to clear what had been pushed in the street from the sidewalks. Todd Wilkinson advises that there is a liability issue in taking this on and he does not feel that it is in the City's best interest to set a policy for this action.

Motion was made by Johnson, seconded by Falconer to approve the first reading of an ordinance adding an Administrative Official to oversee building permits, building inspections, etc. All in favor—Carried.

The council reviewed the Revenue/Expense, Cash and Utility Reports.

Marshal Mix presented the financial report for the ACDC.

The Finance Officer presented the 2016 Audit as prepared by Ben Elliott and advised that a letter has been received from the Dept of Legislative Audit approving the audit. Motion was made by Lundquist, seconded by Steffensen to approve the 2016 audit. All in favor—Carried.

The idea was presented to the council to change the HRC Board from 5 members to 6 members. Some felt that it was not a good idea to have an even number of members on the board. Todd Wilkinson advised that he would need to check into the matter if they wanted to make that change. Doug Rogers had stated that he would be willing to step down from the board and he would be replaced by Marshal Mix.

Motion was made by Steffensen, seconded by Lundquist to approve that change to the HRC Board. All in favor—Carried.

Ordinance #561 received the second reading and on Motion by Johnson, seconded by Lundquist same was approved with all Voting Aye—Carried.

ORDINANCE #561

AN ORDINANCE AMENDING SECTION 36 OF ORDINANCE NO 124, 182, 252, 335, 359, 417, 429, 440, 495, 501, 516, 530, 537, 543 and 553 "RATES" OF CHAPTER V ENTITLED

"WATER REGULATIONS"

BE IT ORDAINED BY THE CITY OF ARLINGTON, KINGSBURY COUNTY, SOUTH DAKOTA:

Section 1. That the following rates shall be charged for water sold to residential customers or users within the corporate limits of the City of Arlington, South Dakota.

Minimum \$17.00 per month

\$5.05 per 1,000 gallons

Section 2. That the following rate shall apply to water sold outside the corporate limits of the City of Arlington, South Dakota.

Minimum \$18.00 per month

\$5.05 per 1,000 gallons

Section 3. Any Ordinance or parts of Ordinances in conflict herewith are hereby repealed. This Ordinance shall be effective with the March, 2018 meter readings.

Passed first reading January 2, 2018

Passed second reading February 5, 2018

Passed and approved February 5, 2018

ATTEST:

City Finance Officer

Mayor

Ordinance #561 received the second reading and on Motion by Rowbotham, seconded by Steffensen same was approved with all voting aye—Carried.

ORDINANCE #561

AN ORDINANCE AMENDING ORDINANCE #444—AN ORDINANCE AMENDNG APPENDIX B OF ORDINANCE NO 349b “RATES” OF CHAPTER II-4 ENTITLED

“SEWER REGULATIONS”

BE IT ORDAINED BY THE CITY OF ARLINGTON, SOUTH DAKOTA: That Ordinance #444 An Ordinance Amending Appendix B of Ordinance No 349b “Rates” of Chapter II-4 Entitled “Sewer Regulations” be and the same is hereby to read as follows:

APPENDIX B: Residential user, except for Multiple Family Dwelling Users, are considered to be one class of user and are assessed a charge of \$27.00 per month. For purpose of this Ordinance, Multiple Family Dwelling users shall be assessed a charge of \$27.00 per month per water meter, together with an additional charge of \$2.70 per 1,000 gallons per month based upon metered water use. Non-residential users with flows no greater than the average residential user's flow of 10,000 gallons per month and with BOD and TSS no greater than the average residential user's strength of 200 ppm BOD and 250 ppm TSS will pay the same charge of \$27.00 per month as the average residential user. Average residential user flow will be calculated annually on the basis of winter quarter water use records. Non-residential users with volumes greater than the average residential user will pay an additional charge of \$2.70 per 1,000 gallons per month for all flows greater than the average residential user's flow of 10,000 gallons per month.

All other provisions of this ordinance not specifically modified by this amendment shall remain in full force and effect.

Dated this 5th day of February, 2018.

Passed First Reading: January 2, 2018

Passed Second Reading: February 5, 2018

Passed and Approved: February 5, 2018

ATTEST:

CITY OF ARLINGTON

City Finance Officer

Mayor

Ordinance #562 received the second reading and on Motion by Steffensen, seconded by Lundquist same was approved with all voting Aye—Carried.

ORDINANCE #562

AN ORDINANCE ENTITLED, AN ORDINANCE TO AMEND ZONING DESIGNATIONS AS ADOPTED BY ORDINANCE NO 446 ON NOVEMBER 5, 2001 AS THE ZONING ORDINANCE OF ARLINGTON, SD

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ARLINGTON, SD: that the Zoning Designations as adopted by Ordinance No 446 of the City of Arlington, be amended to classify the following property: Lots 6 thru 9, Block 22, Western Town Lot Co Plat of Block 20-24 to the City of Arlington to Industrial from Residential 2 (R-2).

CITY OF ARLINGTON

Mayor

ATTEST:

Finance Officer

Motion was made by Johnson, seconded by Lundquist to declare the following property as surplus property—box, bumper and tailgate from the 2018 pickup which was just purchased and also the 1994 Ford pickup. It will be determined at a later date as to whether they will be disposed of by sealed bids or an auction. All in favor—Carried.

Motion was made by Steffensen, seconded by Lundquist to have the finance officer advertise for summer help which includes mowers, swimming pool manager-lifeguards-bath house attendants, and city crew helpers. Applications will be reviewed on March 19th. All in favor—Carried.

Motion was made by Johnson, seconded by Falconer to have the finance officer advertise for quotes for a 60 inch mower for the parks—sealed quotes will be reviewed at the March 5th meeting. All in favor—Carried.

Motion was made by Lundquist, seconded by Falconer to have the finance officer advertise for sealed bids/quotes for the Crack Sealing and Seal Coating Projects for this summer which will be opened at the March 5th meeting.

Additional items: Municipal Government Day—Feb 7th, Local Board of Equalization Meeting—March 19th, District 2 Meeting in Huron, March 28th and a reminder that election petitions must be returned to the finance office by February 23rd @ 5:00 P.M.

Motion was made by Falconer seconded by Lundquist to enter into executive session at 10:20 P.M. for contract matters. All in favor—Carried.

Motion was made by Lundquist, seconded by Rowbotham to come out of executive session at 10:35 P.M. All in favor—Carried. No action taken at this time.

Motion to adjourn was made by Rowbotham, seconded by Steffensen. All in favor—Carried.

Sue Falconer, Finance Officer

Amiel Redfish, Mayor

The City of Arlington is an equal opportunity provider and employer.