

CITY HALL, CITY OF ARLINGTON, SOUTH DAKOTA  
May 1, 2023

The City Council met in regular session in the Municipal Building. Present on Roll Call were Mayor Curt Lundquist and Council Members: Terry Mutziger, Terry Rowbotham, Garth Johnson, Beth Sundberg, Cory Falconer, and Rob Achterberg. Absent: None

Motion was made by Johnson, seconded by Falconer to approve the minutes of the April 3<sup>rd</sup>, and 24<sup>th</sup> meetings. All in favor—Carried.

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

Bills approved as follows:

31730-31733	Salaries		101	\$3,331.37
			602	\$720.60
			603	\$3,021.89
			604	\$209.02
31734	ARLINGTON INSURANCE AGENCY	Concession Stand and Scoreboard at Ball Diamond		\$231.00
31735	EAST RIVER ELECTRIC POWER COOP	Energy		\$3,707.88
31736	ELECTRIC FUND	Utility Bill		\$3,514.50
31737	HEARTLAND ENERGY	Energy		\$22,946.02
31738	KINGSBURY COUNTY AUDITOR	County Contract Law		\$5,655.00
31739	VALLEY FIBERCOM	Phone/Internet		\$209.54
31740	WESTERN AREA POWER ADM	Energy		\$18,944.66
31741-31764	Salaries		101	\$16,044.07
			602	\$1,010.64
			603	\$4,845.81
			604	\$1,073.40
31765	A T & T	Cell Phone/lpad		\$47.25
31766	COLONIAL LIFE	Payroll Deduction		\$106.53
31767	NORTHWESTERN	Service to City Shops		\$935.13
31768	PLIC-SBD GRAND ISLAND	Short Term Disability		\$180.34
31769	S D RETIREMENT SYSTEM	April Retirement		\$3,267.22
31770	SIOUX VALLEY ENERGY	Electricity - Airport		\$69.00
31771	THE HEALTH POOL OF SD	Insurance Premiums		\$4,528.90
31772	VISA--COR TRUST BANK	Domain ownership fee		\$290.98
31773	A-OX WELDING SUPPLY CO INC	Cylinder Rent		\$93.66
31774	ARLINGTON SUN	Publishing		\$446.88
31775	AVID HAWK, LLC	Monthly Website Service		\$45.00
31776	BADGER OIL INC	2023 Bad Boy Rebel 54"		\$4,743.00
31777	BANNER ASSOCIATES, INC	Sewer & Birch St.-attend meeting		\$19,421.00
31778	BARSCH, MALINDA	Meter Deposit Balance Refund		\$44.75
31779	BUNKER AUTO INC	air fitting, mirror, wheel nuts		\$149.68
31780	Century Business Products	Service Agreement 3/19/23-4/18/23		\$33.21
31781	CITIZENS STATE BANK	April Service Charge		\$20.00
31782	Colvin, Tammy	Meter Deposit Balance Refund		\$92.43
31783	COOK S WASTEPAPER & RECYCLING	April Garbage		\$5,463.00

31784	DEMCO	Book Cards, pockets, date due slips	\$67.25
31785	ELAN CITY INC	Radar Speed Sign	\$3,800.00
31786	ELECTRIC FUND	Meter Deposits applied to bills	\$412.82
31787	FASTENAL COMPANY	T190-Ag Jobber 9/64	\$41.41
31788	HANDI MART	Amb. Fuel	\$950.16
31789	HEIMAN	Valve Repairs (insurance)	\$3,530.99
31790	INTERSTATE ALL BATTERY CENTER	MT-26	\$133.95
31791	KINGBROOK RURAL WATER SYSTEM	April Water and Lease Pmts	\$12,506.93
31792	PCC AMBULANCE BILLING SERVICE	Amb Billing 2/1/23-2/28/23	\$558.06
31793	PRAIRIE AG PARTNERS	Filters, Oil	\$1,936.58
31794	Raztech LLC	March 2023 IT (3/1-3/31)	\$920.00
31795	RESCO	Meter 1210+C RM2S	\$139.29
31796	RUNNINGS SUPPLY INC	Clothing - Marshal	\$301.93
31797	S D GOVT FINANCE OFFICERS ASSN	SDGFOA Finance Officers School	\$75.00
31798	S D HUMAN RESOURCE ASSN	SDGHRA Human Resource School	\$50.00
31799	SNAP ON TOOLS	RECSD ALUM STR	\$178.50
31800	SOUTH DAKOTA MAGAZINE	Subscription Renewal - Library	\$50.00
31801	SOUTH DAKOTA ONE CALL	Locates Jan-March 2023	\$14.70
31802	SOUTH DAKOTA PUBLIC HEALTH LAB	Water Testing	\$15.00
31803	TITAN MACHINERY	Payloader Repair	\$9,194.44
31804	U.S. BANK ST. PAUL	Bond Payment	\$155,210.00
31805	WESCO DISTRIBUTION INC	25KVA 1 PH PADS	\$14,130.00
	RURAL DEVELOPMENT	Water Loan	\$1,343.00
	RURAL DEVELOPMENT	Wastewater Loan	\$2,958.00

Motion was made by Mutziger, seconded by Rowbotham to adopt Resolution #2648 as follows:

**RESOLUTION #2648**

BE IT RESOLVED, that \$12,000 be transferred from the Sewer Fund to the General Fund for payment to Banner Associates for the Sewer Project. All in favor—Carried.

Second reading of Ordinance #608 was held and approved regarding Car Charging stations by motion of Mutziger, seconded by Falconer. All in favor—Carried.

**ORDINANCE #608**

**Electric Vehicle Supply Equipment for Residential Use**

The International Code Council has adopted practices for Electric Vehicle Supply Equipment (EVSE) for electric vehicles. The City of Arlington as a municipal electrical supplier intends to support consistency in approach and provide a degree of certainty for building owners, designers, contractors and building and safety professionals in the construction and installation of EVSE equipment.

The electrical infrastructure requirements for the city require that the city be made aware of any intended construction or remodeling designed for electrical vehicle charging.

The following terms are applicable to the policy:

**Electric Vehicle (EV):**

A vehicle for on-road use, such as passenger automobiles, pickups, buses, trucks, vans, neighborhood electric vehicles, and electric motorcycles, primarily powered by an electric motor that draws current from a buildings electrical service, EVSE, a rechargeable storage battery, a fuel cell, a photovoltaic array, or another source of electric current.

**Electric Vehicle Supply Equipment (EVSE):**

The conductors, including the ungrounded, grounded and equipment grounding conductors, and the EV connectors, attachment plugs, and all other fittings, devices, power outlets, or apparatuses installed specifically for the purpose of transferring energy between the premises wiring and the EV.

**EV Capable Space:**

A dedicated parking space, in or outside of a structure, which is provided with electrical panel capacity and space to support a minimum of 40-ampere, 208/240-volt branch circuit for each EV parking space, and the installation of raceways, both underground and surface mounted, to support the EVSE.

**EV Ready Space:**

A designated parking space which is provided with one 40-ampere, 208/240-volt dedicated branch circuit for future dedicated Level 2 EVSE services EVs. The circuit shall terminate at a suitable termination point such as a receptacle, junction box, or an EVSE, and be located in close proximity to the proposed location of the EV parking spaces. The circuit shall have no other outlets. The service panel shall include an over-current protective device and provide sufficient capacity and space to accommodate the circuit and over current protective device and be located in close proximity to the proposed location of the EV parking spaces.

**Identification:**

Construction documents shall indicate the raceway termination point and proposed location of future EV spaces and EV chargers. Construction documents shall also provide information about the amperage of future ESVE, raceway methods, wiring schematics and electrical load calculations to verify that the electrical panel service capacity and electrical system, including

on-site distribution transformers, have sufficient capacity to simultaneously charge all EVs at all required EV spaces at the full rated amperage of the EVSE and that the city's distribution system is compatible with the intended use.

**General Requirements:**

The City will not assume any responsibility for the protection of any portion of the EVSE. The Customer is fully responsible for protecting its equipment in such manner that faults or other disturbances on the City's system or the regional transmission system with which the City is interconnected, do not cause damage to its equipment. The Customer shall install the EVSE in such a manner that the city, the general public, or any equipment or personnel, are protected from faults or disturbances originating in the EVSE.

The city has the right to reject any proposed ESVE installation if the city's electrical distribution lines, transformers and or related equipment can be adversely impacted by the EVSE.

The Customer shall comply with all applicable provisions of the State Electrical Code, the National Electrical Safety Code and the National Electrical Code.

The Customer shall provide the City with copies of all electrical permits and inspections from agencies having jurisdiction over the location of the installation.

The City reserves the right to promulgate such other safety and reliability standards necessary for the operation of its system as may be allowed or required by law or regulation.

The City reserves the right to, at any time, develop retail rates for the sale of electricity that may apply directly or indirectly to the charging of EVs, including the implementation of time-of-use rates that discourage charging of EVs on-peak, and encourage charging of EVs during off-peak times.

Any person, business or entity desiring to install EVSE for electric vehicles shall notify the City of

Arlington at the following location: 202 West Elm Street, Arlington, SD 57212, and provide the identification information as specified in the policy. All installation with a Level 2 ESVE space shall require installation by a licensed electrician.

First Reading: 4/3/23  
Second Reading: 5/1/23  
Published: 5/4/23

CITY OF ARLINGTON, SOUTH DAKOTA

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Curt Lundquist- Mayor

ATTEST:

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Stephanie Damm- Finance Officer

Second reading of Ordinance #609 was held and approved to change the zoning of the property at 105 S. 3<sup>rd</sup> St. from Commercial to Residential (R2) by motion of Achterberg, seconded by Johnson. All in favor—Carried.

**ORDINANCE #609**

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: NW<sup>ly</sup> 105 feet, Lot 19, Block 3, Original Plat to the City of Arlington to Residential 2 (R-2 ) from Central Commercial (C1).

CITY OF ARLINGTON

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Mayor

ATTEST:

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Finance Officer

The Mayor advised the Council that he spoke to an adjoining Peach Street land owner was reluctant to have the street abandoned, therefore, the Council chose to keep it as a city street. The Council/Mayor will speak with the school on what they are wanting as far as gravel, etc. and decide at the next Council meeting.

Mayor Lundquist shared the findings from the Liquor Sub-Committee and as they are needing additional information regarding the 3<sup>rd</sup> Penny tax, it was tabled, and we will add this onto the next Council meeting.

There being no further old business, Motion was made by Achterberg, seconded by Johnson to adjourn the old council. All in favor—Carried.

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Stephanie Damm, Finance Officer

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Curt Lundquist, Mayor

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

CITY HALL, CITY OF ARLINGTON, SOUTH DAKOTA

May 1, 2023

Mayor Lundquist appointed Rob Achterberg and Garth Johnson to a 1 year term of office.

Beth Sundberg, Rob Achterberg, and Garth Johnson took their oaths of office to begin serving a new term of office as administered by Todd Wilkinson.

The City Council was called to order with the following members who answered Roll Call—Mayor Curt Lundquist and Council Members: Terry Mutziger, Terry Rowbotham, Garth Johnson, Rob Achterberg, Beth Sundberg, and Cory Falconer. Absent: None

Now was the time for Public Comments – no public comments

Gaylord Syrstad spoke to the Council about a street that runs through his property and the fact that he is paying taxes on it. Discussion was held with Wilkinson stating that this may have a prescriptive easement. The road may have been curved due to the RR right of way. The “no tax” options Mr. Syrstad has are to deed the property to the city (the city would pay for the survey to determine the land area), or sell that portion of land to the city. He will review the options and get back to the Council. The Council also requested he bring the map he received from the survey company he received to the Finance Office.

Doug Malone spoke to the Council about the electric rates in the Wigglebutts building, and requested he be able to back to residential pricing as they will not be having the dog grooming business there. If it changes, there are minimums that will still be charged. He was asked to stop at the office to have the billing clerk run two months of his bills as Small Commercial and Residential to see the difference and make his decision from there and the Council will approve his request.

Motion was made by Falconer, seconded by Rowbotham to approve the first reading of an ordinance changing the R2 zoning to allow temporary medical cannabis manufacturing as a special exception.

Motion was made by Achterberg, seconded by Sundberg to approve the first reading of an ordinance updating the existing short term lodging ordinance #607.

There was no Electric or ACDC Report.

The council reviewed the applications for On and Off Sale Retailer Malt Beverage/SD Farm Wine Licenses for 2022-2023. The malt beverage license that is now available is the new RB (on-off sale malt beverage and on-off sale South Dakota farm wines) license. Applications on file were submitted to the City Council and on Motion by Achterberg seconded by Johnson the following applications were approved with all voting Aye on Roll Call Vote—Carried.

City of Arlington—Handi-Mart—Replat of OL Z; RR Lot 2, FPG Lots A & B, Original RR Lots-Package (On-Off Sale) Malt Beverage-Wine

Bunker Auto Inc—Lot 1, Ecklein’s Second Addition to the City of Arlington-Package (Off-Sale) Malt Beverage-Wine

City of Arlington—Dakota Ram DBA 1481 Grille—North 200 ft. of the South 417.64 ft of Lot B of Lots B & C Addition to the City of Arlington, located in Lot 1 of Ecklein’s Second Addition to the City of Arlington and located in Lot H1 in the SE ¼ of Section 1, Township 110 North, Range 53 West of the 5<sup>th</sup> P.M.—Retail (On-Off Sale) Malt Beverage-Wine

Maynard’s Food Center—Tract 7BSE 1-110-53, City of Arlington—Package Off Sale Malt Beverage & SD Farm Wine

Motion was made by Falconer, seconded by Rowbotham to approve the Employee Overtime and Police Report. All in favor—Carried.

The following building permits had been submitted and were approved this month: John & Sharon Reents to construct a 1140 sq. ft. attached garage at Lot 10, Block 1, Miller Addn (309 W. Cottonwood); HRC to construct a 1284 sq/ ft. home w/attached garage at Lot 4, Block 1, J&E Smith 4<sup>th</sup> Addn (207 Cottonwood St); King Bros to construct a 1251 sq. ft. home w/attached garage at Lot 31, Block 2 of Lot A, Johnson Addn in SE 1-110-53 (308 E. Hickory St.); Kent & Teresa Bucher to construct a 720 sq. ft. detached garage at Lot 4, J&E Smith 2<sup>nd</sup> Addn to Arlington S2SE 36-11-53 Replat (114 W. Poplar St.); Mike & Beth Wright to put up a fence at Lot 2, Block 2, Chandler’s 1<sup>st</sup> Addn (510 S. Highland St.). A reminder of fines up to \$500 for not getting building permits prior to building or bringing in sheds was noted.

The council reviewed the Revenue/Expense, Cash & Utility Reports

Marshal Mix discussed the water leak on 3<sup>rd</sup> Street and had the portion of the pipe that was the cause of the leak. He was asked to contact Banner just in case there are more.

Mayor Lundquist stated that nominations were open for President and Vice-President of the Council. Mutziger nominated Terry Rowbotham as President and Garth Johnson as Vice-President, seconded by Falconer to cast a unanimous vote for Terry Rowbotham (President) and Garth Johnson (Vice-President). All in favor—Carried.

Mayor Lundquist made the following appointments at this time:

- HEALTH DEPT ----- -Redfish, Jensen, Wilde, Jerstad
- CITY FOREMAN ----- -Marshal Mix
- POLICE ----- Kingsbury County Sheriff
- NEWSPAPER ----- Arlington Sun

OFFICIAL DEPOSITORY -----Citizens State Bank  
CITY ATTORNEY ----- Todd Wilkinson  
FINANCE OFFICER ----- Stephanie Damm  
CITY ENGINEER -----Banner Associates Inc

Mayor Lundquist made the following Committee Appointments:

AUDIT & FINANCE -----Sundberg & Johnson  
ELECTRIC ----- Rowbotham & Mutziger  
EMERGENCY SERVICES -----Falconer & Johnson  
PARKS & RECREATION -----Achterberg & Falconer  
STREETS ----- Rowbotham & Sundberg  
WATER & SEWER ----- Mutziger & Achterberg

Motion was made by Achterberg, seconded by Johnson to approve the above listed annual appointments and committee annual appointments. All in favor—Carried.

Several applications have been received for the swimming pool and as we had more for the bathhouse than needed, they were chosen by “pulling out of a hat”. Motion was made by Achterberg, seconded by Falconer to hire Nicole Steffensen, Rachel Steffensen, Harley Johnson, Erica Mohr, Madalynn Bacon, Morgan Larsen, and Tommy Bacon as lifeguards with those returning lifeguards receiving a \$.25 raise from last year, and to hire Jett Spilde, Madisen Steffensen, and Brody Miller as bathhouse attendees with those returning receiving a \$.25 raise from last year. All in favor—Carried.

Cemetery monuments were discussed and as our ordinance right now has quite a restrictive height on single monuments, this will be tabled for next meeting after measurements and information gathering can be done.

Discussion was held regarding the swimming pool as the Finance Officer received a quote for engineering with the cost of \$3625.00 for Phase 1 – Step #1. The Council decided not to move forward with this as the age of the existing pool would prohibit cost effectiveness and perhaps there could be discussion in the future of a new pool. Marshal reported that he was unable to find anyone to fabricate steps for the pool, so the Finance Officer and the Parks & Recs Committee will review what options are available.

Additional Items: The city will not be having dump cards this year. The Finance Officer Stephanie Damm requested permission from the council to attend Finance Officers School and Human Resource School in Pierre this year. No one had any issues with that request. There will be no tree spraying at the cemetery this year as the trees we spray are no longer there. The Council was reminded of the following: Spring Cleanup will be May 11<sup>th</sup>; May 10<sup>th</sup> is the scheduled Land Use and Zoning Ordinance update meeting, but the Finance Officer will be requesting another date and time. Additional water and sewer funds were discussed with the Council agreeing to pay down corresponding loans with the funds.

Motion was made by Achterberg, seconded by Falconer to enter into executive session at 8:57 P.M. for personnel matters. All in favor—Carried.

Mayor Lundquist declared the Council out of executive session at 9:07 P.M.

Motion to adjourn was made by Achterberg, seconded by Mutziger. All in favor—Carried.

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Stephanie Damm, Finance Officer

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Curt Lundquist, Mayor

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