

**City of Garretson
June 3, 2019**

The City Council of the City of Garretson, Minnehaha County, South Dakota met in regular session on Monday, June 3, 2019, at 6:30 p.m. at American Legion, with Mayor Beaner presiding.

6:30 P.M. Mayor Beamer called the regular meeting to order with the Pledge of Allegiance.

ROLL CALL: Greg Beaner – Mayor
Greg Franka – Ward I
William Hoskins – Ward I - absent
Dave Bonte – Ward II
Dwayne Jacobson – Ward II
Jodi Gloe – Ward III
Richelle Hofer -- Ward III

OTHERS IN ATTENDANCE: Anna Uhl, Craig Nussbaum, Carrie Moritz, Colleen Collier, Chad Hanisch, Dwayne Jacobson, Kelli Schleuter, Tracy & Dennis Hagemeyer, Lisa Meinders, JR Hofer, Jennifer Weiland, Rebecca Weiland, Jerry, Weiland, Nick Ortmeier, Jackie Engebretson, Andrew Gilbert, Keisha Grubb, and Kelly Nielson. (NOTE: All attendees hereinafter to be referred to by last name and first initials when necessary)

CONSENT AGENDA APPROVAL:
A. Agenda – 06-03-2019 Regular Meeting
B. Claims Approved Dated 06-03-2019
C. Minutes 05-6-2019 Regular Meeting

Council member Hofer made a motion to approve the Consent Calendar Agenda as amended, Franka 2nd, 5 Ayes, 0 Nay. Motion passed.

**MONTHLY REPORT OF VOUCHERS PROCESSED
FOR THE JUNE 3, 2019**

Payroll-Mayor & Council	Gross Amount	\$9,680.00
Payroll-Finance Office	Gross Amount	\$2,061.66
Payroll-Water	Gross Amount	\$890.76
Payroll-Sewer	Gross Amount	\$890.76
Payroll-Natural Gas	Gross Amount	\$1,037.24
Payroll-Streets	Gross Amount	\$597.81
Payroll-Branch Pile	Gross Amount	\$0.00
Payroll-Pool	Gross Amount	\$0.00
Payroll-Parks	Gross Amount	\$1,380.86
Payroll-SRP Info Ctr	Gross Amount	\$0.00
Payroll-SRP Camping	Gross Amount	\$0.00
Payroll-DG Info Ctr	Gross Amount	\$0.00
Payroll-Gvmnt. Buildings	Gross Amount	292.96
Payroll-Snow Removal	Gross Amount	0
TOTAL	Gross Amount	16,832.05

A-1 Septic	pump outhouse	180.00
Alliance	services	482.37
A-Ox	rent	19.59
Avesis	insurance	20.86
Brandon Ace	shop, park supplies	158.90
Centerpoint	NG purchased	60,835.51
Colonial Research	digester	121.98
Dakota Supply Group	water parts	55.00
Danielson, Linda	cleaning	160.00
Dept of Revenue	Lab services	30.00
First Bank & Trust - Petty cash	DG cash	100.00
First Bank & Trust	collections	100.00
First Bank & Trust	SRP cash	100.00
Frist Bank & Trust	gravel, laptop, postage, etc	1,619.89

Garbage N More	May Service	170.00
Garretson Commercial Club	subsidy	3,000.00
Garretson Food Center	Misc supplies, DG supplies	98.10
Gas Training Specialties	training	250.06
Grant & Williams	annual report	15,600.00
Great Plains Structures	tower inspections	1,750.00
Helpline	NG phone fees	216.00
Jesse James Country Store	fuel	378.17
Kibble	repairs	74.06
KorManagement Solutions	drug testing	187.10
Lacey's Restrooms	portable restrooms	367.00
Mac's Hardware	parts	7.08
Menards - East	floor dri, batteries, shop supplies	1,193.58
Metering & Technology	water parts	1,074.92
Michael Todd	paint	309.90
Myrl & Roys	gravel	1,412.49
Palisades Oil	fuel	2.60
Pitney Bowes	Postage meter	143.91
Principal Financial	insurance	377.47
Qwill	office supplies	656.49
RotoRooter	inspection	250.00
Sander's Printing	fold stmts	50.00
Sioux Falls Humane Society	services	64.46
Steve's Electric	frozen lines	1,693.66
Treasure Chest	rent	22.80
Uhl, Anna	cell	50.00
Vandersnick Excavating	water line	1,030.61
Verizon Wireless	Cell phones	332.76
Wellmark	insurance	2,009.41
XCEL Energy	Street Lighting	8,387.77
TOTALVOUCHERS		105,144.50

TOTAL VOUCHERS & PAYROLL **121,976.55**

Committee Reports:

Natural Gas

- **Natural Gas Prices** - Uhl presented. Council member Hofer made a motion to accept natural gas prices as recommended, Bonte 2nd, 5 Ayes, 0 Nays. Motion passed.

Parks & Cultural Recreation

- Park Board – Schleuter presented. Collier, Nussbaum, Moritz and Randy Megard completed a walk through for bench placements. Movie nights have been set - June 15th, July 19th, and August 17th. Park Board has received estimates for 3-D Security, Tuck Pointing, Picnic Shelter. FFA will be starting the landscape around the JC Sign. Steve's Electric is finishing up the electrical upgrades on the campsites. The SRP Bathhouse is open daily and looks very nice. Beaner made a recommendation to approve the renewal of Park Board Members Bruce Rekstad and Carrie Morritz. Gloe made a motion to approve the appointment of the noted Park Board Members, Bonte 2nd, Discussion ensued concerning Rekstad and conflict of interest. However, it was determined that the Park Board is just an advisory board and all decisions are made by the council. Bonte commended the Park Board and Park Employees for their excellent work. and stated that it is the best it's every looked. The motion was then put to a vote. 5 Ayes, 0 Nays, Motion passed.

Streets

- Nussbaum presented.

Resolutions & Ordinances

- Resolution 2019-13. Hagemeyer Front Deck. Discussion ensued. Read by Hofer. Bonte made a motion to approve resolution 2019-13, Gloe 2nd, 5 Ayes. 0 Nays. Motion passed.

RESOLUTION #2019-13

A RESOLUTION AUTHORIZING A VARIANCE

WHEREAS, Chapter 4.04.03 of the Municipal Zoning Regulations of the City of Garretson authorizes variances for property in the residential district; and

WHEREAS, Tracy & Dennis Hagemeyer own the property described as 55410 Garretson Royce's 1st Addition, Lots 37-40 Block 4 and S1/2 Vacated Alley lying adjacent parcel 23163, City of Garretson, Minnehaha County, South Dakota (404 Dows Street) has applied for a variance on said property. The variance will allow for the construction of a front deck measuring up to 8'x8' on the front of the house.

NOW THEREFORE, be it resolved by the City Council of the City of Garretson that a variance for the said property is hereby granted for the above described property under the following conditions:

1. The property described as 55410 Garretson Royce's 1st Addition, Lots 37-40 Block 4 and S1/2 Vacated Alley lying adjacent parcel 23163, City of Garretson, Minnehaha County, South Dakota (404 Dows Street) being owned by Tracy & Dennis Hagemeyer upon said variance approval can construct a front deck measuring up to 8'x8' as set forth in the zoning regulations 3.03.05
2. Any other ordinances or sections of the Municipal Code of the City of Garretson that may apply will be complied with.
3. This variance will apply to any subsequent owner as it relates to said construction permitted by this resolution

Adopted this 3rd day of June, 2019.

 Greg Beaner
 Mayor, City of Garretson

(SEAL)

ATTEST:

 Anna N. Uhl
 Municipal Finance Officer

Publication: June 12, 2019
Effective Date: July 2, 2019

Published once at the approximate cost of _____.

- Resolution 2019-14 Ortmeier Privacy Fence. Read by Beaner. Discussion ensued. Ortmeier stated that it would be a 6', white, vinyl privacy fence to help block rocks from Jesse James Country Store's parking lot. Franka made a motion to approve resolution 2019-14, Bonte 2nd. 5Ayes, 0 Nays. Motion passed.

RESOLUTION #2019-14

A RESOLUTION AUTHORIZING A VARIANCE

WHEREAS, Chapter 4.04.02 of the Municipal Zoning Regulations of the City of Garretson authorizes variance for property in the residential district; and

WHEREAS, Nick Ortmeier owns the property at 308 Dows St. described as Lots 32 & 33, S1/2 of vacated alley lying adjacent, Block 4, Royce's 1st Addition to the City of Garretson, Minnehaha County, South Dakota, and has applied for a variance to place a fence on their property that would extend beyond the back of the home, and

NOW THEREFORE, be it resolved by the City Council of the City of Garretson, that a variance is hereby granted for the above described property under the following conditions:

1. The property described as Lots 32 & 33, S1/2 of vacated alley lying adjacent, Block 4, Royce's 1st Addition to the City of Garretson, Minnehaha County, South Dakota (308 Dows St.) and has applied for a fence variance on said property. The variance will allow for the placement of a fence along the west side of home to separate residential property from the commercial property and continue to the front of the house on said property as set forth in the zoning regulations 3.03.05
2. Any other ordinances or sections of the Municipal Code of the City of Garretson that may apply, will be complied with
3. This variance will apply to any subsequent owner as it relates to said construction permitted by this resolution

Adopted this 3rd day of June, 2019.

Greg Beaner
Mayor, City of Garretson

(SEAL)

ATTEST:

Anna N. Uhl
Municipal Finance Officer

Publication:
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- Resolution 2019-15 -- Hofer abstaining as a council member and participating as a resident in the discussion. Resolution to accept a front footage lot width of 60' instead of the 66' required by zoning ordinance. Nielson presented pictures of homes that are in other developments on lots of similar size. He stated that these homes tend to be about \$230,000 and are 3 stall garages. Bonte asked if he would consider setting covenants that are similar to the neighboring properties. Hanisch asked about a drainage easement to the south. JR Hofer stated that the East end of Sarah C. Street is concerned about ascetics -- comparable lots sizes and house structures. If the same lot sizes would be used as the existing, there would be 8 houses in the proposed location instead of 14 houses. The residents were concerned if the smaller homes with less square footage would decrease property values of other homes. Bonte asked Nielson if he was trying to put a nicer home on a smaller lot. Nielson said yes. Beaner stated a concern about the lots that Nielson would sell instead of build on and the quality of homes on those lots. Council and Nielson discussed the possibility of adding covenants. Council decided to amend the resolution to include a #3 stating that the new structures must use the entire front width of the property for the structure minus the side setback requirements and the homes have to have a minimum of 1000 square feet on the main level. Bonte made a motion to approve the amendment, Franka 2nd, 5 Ayes, 0 Nays. Motion passed. Godbey made a motion to approve the resolution as amended, Gloe 2nd, 5 Ayes, 0 Nays. Motion passed.

RESOLUTION #2019-15

A RESOLUTION AUTHORIZING A VARIANCE

WHEREAS, Chapter 4.04.02 of the Municipal Zoning Regulations of the City of Garretson authorizes variance for property in the residential district; and

WHEREAS, Kelly Nielson of Nielson Construction owns the property at Block 1, Lots 2-6 and Block 3, Lots 2-6 of the Valley View Addition to the City of Garretson, Minnehaha County, South Dakota has applied for a variance on said property. The variance will allow for the construction homes on lots with a 60' front footage, and

NOW THEREFORE, be it resolved by the City Council of the City of Garretson, that a variance is hereby granted for the above described property under the following conditions:

1. The property described as Block 1, Lots 2-6 and Block 3, Lots 2-6 of the Valley View Addition to the City of Garretson, Minnehaha County, South Dakota on said property as set forth in the zoning regulations 3.03.05
2. Any other ordinances or sections of the Municipal Code of the City of Garretson that may apply, will be complied with
3. Any new structures must use the entire front width of the property for the structure minus the side setback requirements and the homes must have a minimum of 1000 square feet on the main level.
4. This variance will apply to any subsequent owner as it relates to said construction permitted by this resolution

Adopted this 3rd day of June, 2019.

Greg Beaner
Mayor, City of Garretson

(SEAL)

ATTEST:

Anna N. Uhl
Municipal Finance Officer

Publication:
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- Resolution 2019-16 Plat Approval Valley View Plat. Discussion ensued. Council was concerned about shutting off/ending the street to the Valley Road as well as snow removal by making this street a cul de sac. Nielson stated that the cul de sac is a little wider than the ones to the north which should improve snow removal ability. Nielson also state that he was asked to build \$350,000- \$450,000 homes similar to those north of the proposed cul de sac. These larger lots in the cul de sac would accommodate such homes. Nielson stated that he was trying to hit the demand of housing varieties which was originally proposed to him prior to purchase. Hanisch recommended a sewer/water easement to help continue further development. Godbey was concerned that the cul de sac would stop development. Nussbaum was concerned about dead ending any streets in town as that would end expansion of the community. R. Hofer stated that a cul de sac would help to protect the home values of the existing homes. Franka made a motion approve the resolutions 2019-16, Gloe 2nd. 3 Ayes, 1 Nay (Godbey), 1 Abstain (Hofer), 1 Absent. Motion died due to lack of the majority. Discussion continued about how to continue development. Gloe made a motion to approve the plat, Franka 2nd, 4 Ayes, 0 Nays, 1 Abstain (Hofer), 1 Absent.

RESOLUTION # 2019-16

RESOLUTION OF CITY COUNCIL

WHEREAS, it appears from examination of the plat known and described as Lot A of Flanagan's Tract 3 Addition in the south 1/2 of Section 20-103-47 to the City of Garretson, Minnehaha County, South Dakota, is in accordance with and not in conflict with the system of streets and alleys as set forth by the City Council of the City of Garretson, South Dakota, and that such plat has been prepared according to law, and that all municipal taxes and special assessments, if any, upon said property have been fully paid.

Therefore, be it resolved by the City Council of Garretson, South Dakota, that the said plat, be and is hereby approved and the city auditor is hereby directed to endorse on said plat a copy of this resolution and certify the same thereon.

Adopted this 3rd day of June, 2019

Greg Beaner
Mayor

(SEAL)

ATTEST:

Anna N. Uhl
City Finance Officer

Publication:
Effective Date:

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- Ord. 642-2018 International Bldg Code - 1st Reading.
- Ord. 643 2018 IRC Property Maintenance Code 2019 - 1st Reading
- Ord. 644 2018 IRC - 1st Reading
- Ord. 645 IEBC - 1st Reading

New Business:

- Fireworks Permit - Hofer made a motion to approve the fireworks permit for Bev Howe, Bonte 2nd, 5 Ayes, 0 Nay, 1 Absent. Motion passed.
- Abatement of Property Taxes - Council discussed the abatement of property taxes for 509 Sarah C. St. Hofer made a motion to approve the abatement, Bonte 2nd, 5 Ayes, 0 Nays. 1 Absent. Motion passed.

- No Diving/No Jumping off bridge sign - Godbey proposed the placement of the sign near the crappy bridge. Council state that this had been discussed with the attorney in the past and there was an issue with acceptance of liability. Godbey then asked about a shallow water sign or rocks below as a warning. Council agreed. Uhl will confirm with attorney and move forward.

Old Business:

- Lease of City Land - Hofer made a motion to approve the continuation of the lease with Dwayne and Shirley Jacobson as amended, Godbey 2nd, 5 Ayes, 0 Nay, 1 Absent. Motion passed.
- 5th Street Water/Sewer Extension Project Update - Nussbaum provided. Bonte suggested the installation of a 2nd pipe under the river as a proactive measure for the future to minimize future boring of the river. Council discussed share cost options. Bonte with research further.
- 3rd Street/Main/Truck Route Update - Beaner provided information from Cole Gebhart who stated that Haarsma is working however not necessarily following the timelines in order. Cole checks all pay requests and approves prior to the Mayor's approval for payment.

Executive Session:

8:22 pm Gloe made a motion to enter into executive session pursuant of SDCL 1-25-2, Hofer 2nd, 5 Ayes, 0 Nays.

8:31 pm Mayor Beaner declared out of executive session.

Other Business Brought Before the Council:

- Godbey asked if the council gave a courtesy announcement or if we could make it an ordinance requiring the incumbent to state whether or not they are running for re-election incase others wanted to run. Uhl stated that SDCL requires publication stating who is up for re-election. Any resident with in the designated ward is allowed to take out a petition and return it. Hofer stated that any person is encouraged to run for council whether anyone else is already running. Every citizen has the right to pursue a position regardless of a returning incumbent.
- Godbey asked when the 3-way stop by the school will be removed - Council stated that it had been determined at a previous council meeting to keep the 3-way stop at least until construction has been completed. Residents have voiced opinions to keep the signs permanent as that is a busy road by the school.
- Godbey asked about the old basement hole at Vince Eide's. Uhl will let the code enforcement officer know.
- Godbey asked about the small stop signs at the 4-way stop on Dows and Main. Council stated that they were placed there to increase awareness of the stop signs and the intersection as many still do not stop here.

8:45 pm Gloe made a motion to adjourn, Hofer 2nd, 5 Ayes, 0 Nays, 1 Absent. Meeting Adjourned.

Greg Beaner, Mayor

ATTEST

Anna N. Uhl
Finance Officer

(Unapproved)

Published once at the approximate cost of _____.