

**City of Garretson
July 1, 2019**

The City Council of the City of Garretson, Minnehaha County, South Dakota met in regular session on Monday, July 1, 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
 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, Dwayne Jacobson, Kelli Schleuter, Denise, Jon, & Jacob Schmidt, Mark Williamson, Vanessa Victor, Tanner Odegaard, Cole Gebhart, Doug Hoy, And Scott Dubbe. (NOTE: All attendees hereinafter to be referred to by last name and first initials when necessary)

CONSENT AGENDA APPROVAL:
 A. Agenda – 07-01-2019 Regular Meeting
 B. Claims Approved Dated 07-01-2019
 C. Minutes 06-03-2019 Regular Meeting

Council member Hofer made a motion to approve the Consent Calendar Agenda , Hoskins 2nd, 6 Ayes, 0 Nay. Motion passed.

**MONTHLY REPORT OF VOUCHERS PROCESSED
FOR THE JULY 1, 2019 REGULAR MEETING**

Payroll-Mayor & Council	Gross Amount	-
Payroll-Finance Office	Gross Amount	3,775.74
Payroll-Water	Gross Amount	1,851.62
Payroll-Sewer	Gross Amount	1,544.92
Payroll-Natural Gas	Gross Amount	2,160.38
Payroll-Streets	Gross Amount	1,540.82
Payroll-Branch Pile	Gross Amount	-
Payroll-Pool	Gross Amount	1,505.65
Payroll-Parks	Gross Amount	5,529.67
Payroll-Gvmnt. Buildings	Gross Amount	1,982.25
Payroll-Snow Removal	Gross Amount	
Payroll-SRP Info Ctr	Gross Amount	1,441.00
Payroll-SRP Camping	Gross Amount	-
Payroll-DG Info Ctr	Gross Amount	602.55
TOTAL	Gross Amount	21,934.60
A&B Business	maintnenace	448.04
All Around Welding	fire pits, box	90.50
Alliance Communitations	service	425.16
Avesis	insurance	20.86
Brandon Ace	shop supplies	281.83
Centerpoint	NG	8,673.59
Colonial Research Chem	supplies	2.32
Concrete Materials	concrete	359.60
Cutler Law Firm	legal services	5,032.50
Dakota Supply Group	water parts	37.00
Danielson, Linda	June, supplies	238.48
DENR	drinking water fee	380.00
Dept of Revenue	lab testing	60.00
Drake Construction	grind tree stump	1,250.00

Ellefson, Jill	paint in park	120.00
First Bank & Trust	collections	100.00
First Bank & Trust - Credit Card	DG, misc, office, SRP, postage	981.53
First Rate Excavating	Pay Ap #1	27,784.83
Garretson Ball Assoc	subsidy	1,000.00
Garretson Fire Dept	subsidy 2nd 1/2	20,000.00
Garretson Food Center	supplies	582.80
Garretson Gazette	publications	662.41
Hawkins Water Treatment Group	pool chems	2,231.23
Haarsma	street project pymt 11	90,665.41
Heath Consultants	odorator repair	407.86
Helpline	ng service fees	108.00
Infrastructure Design Group	engineering	17,914.05
Jesse James Country Store	fuel	686.37
Johnson, Tait	mowing	100.00
Justice Fire & Safety	inspection and recharge	478.50
Menards -esst	paint, primer, misc	108.67
Michael Todd	broom	124.87
Minnehaha Com. Water	water	21.67
Minnehaha Funeral Home	sprinkler repairs	240.72
Monarch Sales	SRP, DG supplies, tshirts	13,806.67
Myrl & Roys	material 105552	720.43
Performance Press	DG Trail Maps	376.00
Pitney Bowes	postage	2,018.50
Plunketts Pest Control	services	181.05
Principal Group	insurance	377.47
Quill	park supplies	135.89
Randy Megard	kubota	200.00
Rock Vet Clinic	vaccinations	62.00
Sam's Club	renewal, SRP supplies	830.81
Sanitation Products	wire	125.00
Sayre Associates	engineering	20,117.81
Sioux Falls Humane Society	services	141.92
Stevenson's Asphalt	street repair	39,800.00
Steve's Electric	RV pedestals	4,687.00
The Treasure Chest	booth rent	12.00
Uhl, Anna	postage, cell	220.00
Unemployment	1st quarter	127.73
Verizon	service, equipment	712.22
Wellmark	insurance	2,009.41
XCEL Energy	street lighting	6,138.45
Zabels	steel	1,221.58

TOTALVOUCHERS 275,640.74

TOTAL VOUCHERS & PAYROLL 297,575.34

Committee Reports:

Natural Gas

- **Natural Gas Prices** - Uhl presented. Council member Hofer made a motion to accept natural gas prices as recommended, Hoskins 2nd, 6 Ayes, 0 Nays. Motion passed.

Parks & Cultural Recreation

- Park Board – Schleuter presented. There has been a lot of clearing out of old trees and cleaning up rocky areas that the mower cannot get. Bench Dedication will be July 6th at 11am near Split Rock Dam.

Streets

- Nussbaum presented.

Resolutions & Ordinances

- Resolution 2019-17 Meinders Business Use of Home. Read by Hofer. Bonte made a motion to approve resolution 2017-17, Gloe 2nd, 6 Ayes, 0 Nays. Motion passed.

RESOLUTION #2019-17

A RESOLUTION AUTHORIZING A CONDITIONAL USE PERMIT

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

WHEREAS, Mike Meinders own the property at 513 Essex St. described as Lots 9 & 10, Block 2, Royce's 1st Addition to the City of Garretson, Minnehaha County, South Dakota, and has applied for a conditional use permit for the property to operate a home locksmith business, and

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

1. The property, while owned by Mike Meinders may operate their home occupation in their residence at said location. The home occupation is a home locksmith business on the said property.
2. Any other ordinances or sections of the Municipal Code of the City of Garretson that may apply, will be complied with.
3. This conditional use will not apply to any subsequent owner.

Adopted the 1st day of July, 2019.

Greg Beaner, Mayor

(SEAL)
ATTEST:

Anna N. Uhl
Municipal Finance Officer

- Ordinance 642 - 2018 International Building Code. Hofer made a motion to approve as amended removing the "U" classification from the ordinance, Bonte 2nd, Roll Call. Godbey Aye, Bonte - Aye, Hofer - Aye, Hoskins - Aye, Gloe - Aye, Franka - Aye, 6 Ayes, 0 Nays. Motion passed
- Ordinance 643-2018 International Property Maintenance Code Hofer made a motion to approve as amended removing the "U" classification from the ordinance, Bonte 2nd, Discussion about section R112.2 Uhl will contact City attorney to verify and will address at next meeting. Roll Call. Godbey nay, Bonte - aye, Hofer - aye, Hoskins - nay, Gloe - nay, Franka - nay, 2 Ayes, 4 Nays. Motion failed
- Ordinance 644-2018 I IRBC Hofer made a motion to approve as amended removing the "U" classification from the ordinance, Bonte 2nd, Discussion about section R112.2 Uhl will contact City attorney to verify and will address at next meeting. Roll Call. Godbey nay, Bonte - aye, Hofer - aye, Hoskins - nay, Gloe - nay, Franka - nay, 2 Ayes, 4 Nays. Motion failed.
- Ordinance 645-2018 I IEBC Hofer made a motion to approve as amended removing the "U" classification from the ordinance, Bonte 2nd, Discussion about section R112.2 Uhl will contact City attorney to verify and will address at next meeting. Roll Call. Godbey nay, Bonte - aye, Hofer - aye, Hoskins - nay, Gloe - nay, Franka - nay, 2 Ayes, 4 Nays. Motion failed.

New Business:

- Nuisances Update - Code Enforcement Officer Dubbe presented. To date, Dubbe has been following up with the nuisance violation which Wipf had started. Those violations have been abated. He has addressed several more nuisances within the city limits. If someone is in violation of the code it is documented, pictures taken, letters sent with a 14 day deadline. If the property or homeowner have not been in communication requesting an extension, the property is abated using an outside property managemnt contractor. The property owner is then

billed for the services. Godbey asked if property owners are present during the abatement. Dubbe stated that they may or may not be as it will occur during the normal working hours of the contractor hired by the city. Currently the contractor does not document what they take, however Dubbe provides the contractor the same letter that was sent to the homeowner which specifically lists which items are not in compliance and need to be removed. Franka asked about the entrance onto private property. CO must enter property to deliver and post notices as required by the city ordinance. Per the city attorney, if a nuisance is seen from the sidewalk, street, alley, etc, CO may enter onto the property to better view the violation, take pictures, and document. Dubbe has adapted a courtesy notice from the City of Salem which lists the top 5 nuisance violations. The hanger may be posted on a door or vehicle in question to serve as notice provided. It has the CO contact information to follow-up with. Dubbe has found that the City of Hot Springs does a Cars for Groceries program in which the abandoned vehicle owner signs over the title of the vehicle in question to the city. In return, the city issues the vehicle owner a gift card for groceries or Garretson Commercial Club Certificates. Beaner will be checking with Nordstrom's to see if they are willing to assist with this program. Uhl will add it to the next council meeting for follow-up. Jon Schmidt asked about the items removed from Vince Eide's property as he offered to purchase them. Employee of property management stated that they all go to Art, the owner. Lynde stated that when they cleaned up his property they took 2 kayak paddles, stainless steel shelving in his backyard that had mower blades on them and rainbow play set sides, but they didn't take the tire laying in his front yard. They took the milled logs and wood behind his fence. Beaner had asked Lynde how long they have been there. Lynde replied at least 1 year. Beaner explained that he was sent multiple letters over the past 2 years with very minimal results. Dubbe stated that he had sent certified letter that exactly which items would be removed any time after the deadline. This is what happened. The property management subcontractor is given the same letter to pick up and remove those items listed.

- Sidewalk on 3rd Street - Gebhart addressed the concerns out the installation of the sidewalk on the southside of 3rd St. Many residents and council members questioned by the constant change in elevations of the sidewalk. Gebhart stated that due to the more terraced type lay of the property owners land on the south side of the street required more "landings" per ADA requirements as well as the many different levels to connect the driveways. Every "x" number of feet at a 2% grade per ADA guidelines requires a flat landing. Depending on the distances between driveways and the percent of grade, some of these landings had to occur prior to driveways. All newly constructed sidewalks are required to follow ADA requirements. There will be more feathering back of the lawns to have a gentle lawn to the sidewalk. Some residents questioned if the sidewalk was actually on their property and not the right-a-way. They have been assured that the sidewalks are in the right-a-way many with and extra 3 feet available. There was a jog in the sidewalk to a lot for an existing tree in the boulevard. Hofer stated that it would have been nice to know what this would have looked like prior to the installation of this sidewalk so that other options could have been discussed. Hoskins asked why does the sidewalk not continue to Oak drive and just stop. Hoy stated that it is not recommended to lead a sidewalk to a highway as it is a liability to lead those using a sidewalk to a busy highway without an adequate crossing to another sidewalk or a controlled intersection. Hoy stated that this is a safety practice that is done on sidewalk projects. If you go to other communities, you'll see the same thing. Bonte stated that new construction always looks "goofy" until it is fully completed. D. Schmidt stated that it would have been nice to have a straight sidewalk instead of going around the one tree. Jon Schmidt stated that there are some variations between the property pins and the original abstracts that he has from when he purchased his property. Nussbaum stated that the best thing to do is to get it surveyed. Godbey asked about new sidewalks by the new daycare and how that grade would affect them. Gebhart stated that that is something they would check into when and if that project happens. Gebhart reminded everyone that the grade and front lawns of homes and lots on property purchased 30 years ago is much different than homes and lots purchased in a development today. Hoskins asked if they were satisfied with the subcontractor completing the work. Gebhart stated yes. Godbey asked about the slant of the sidewalk in front of O So Good. Gebhart explained that the different colored sidewalk does not meet ADA standards which is why it is a different color as that is required practice. Hoy stated that the business owner actually requested it this way so that he could have outdoor seating. The options were a gradual grade with a step or less of a grade closer to the building and a sharp grade near the street. Jacob Schmidt asked if they had talked to the property owner or just the renter. Gebhart stated that they only talked to the current renter as these were the only 2 options.

Old Business:

- Dows St Sidewalk Project - Odeguard stated that there are a few punch items that still need to be completed. The contractor has been sent a follow-up letter stating that liquidated damages will be assessed as of July 12th.
- 5th Street Water/Sewer Extension Project Update - Odeguard presented that the utility work on 5th street has been completed. All have passed bacteria testing and pressure testing. They are hoping to get a paver soon to repair the areas that were crossed on 5th St. The crew has started the installation of the 10" line in the ditch north of Bonte/Thornton driveway. Once everything else has been completed, the river crossing will be last. Bonte spoke with Ross Petrick who directed him to Jeff Hove to discuss the shared installation of an additional river crossing line. Hoskins asked about the general time line for completion. Odeguard stated that it is scheduled for the end of October but right now everything is dependent upon the water levels in the river. Nussbaum asked who owned the large rocks that the contractor has been digging out as many residents are interested in them. Odeguard stated that the contractor keeps them.

Executive Session:

8:01 pm Frank made a motion to enter into executive session pursuant of SDCL 1-25-2, Gloe 2nd, 6 Ayes, 0 Nays.

8:39 pm Mayor Beaner declared out of executive session.

Other Business Brought Before the Council:

none

8:40 pm Hofer made a motion to adjourn, Hoskins 2nd, 6 Ayes, 0 Nays. Meeting Adjourned.

ATTEST

Greg Beaner, Mayor

Anna N. Uhl

Finance Officer

(Unapproved)

Published once at the approximate cost of _____.