

City of Milbank

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MILBANK CITY COUNCIL PROCEEDINGS NOVEMBER 9, 2009

PURSUANT TO DUE CALL AND NOTICE THEREOF, a regular meeting of the City Council was duly held at City Hall at 7:00 PM. Following members were present: Mayor Dale Aesoph. Councilmen Don Larson, Scott Hoeke, Joel Foster, Mike Mach, Steve Wiener and Lane Lindquist. Absent: none. Present from the staff were Tim Kwasniewski, Jason Kettwig, Boyd VanVooren, Dick Poppen, Cynthia Schumacher and Bryan Lambrechts. Present from the public: Jeff Natalie-Lees, Mike Doran, Wyatt Kurtz, Devin Bagaus, Laura Foss, Bill Jurgens and Katie Jurgens.

Mayor Aesoph called the meeting to order and roll call was taken.

A motion was made and seconded to approve the minutes of the October 12, 2009 meeting. Motion carried 6-0.

Consent Agenda – A motion was made and seconded to approve the consent agenda as follows. Motion carried 6-0.

1. Approve airport change orders:
 - Ronglien Excavating, Inc – increase \$1,188.00
 - Dallas I. Hanson Construction, Inc. – increase \$4,365.00.
2. Authorize advertising for bids for Phase II, Wastewater Improvements.
3. Declare surplus and authorize advertising for bids:
 - 2000 Komatsu WA250-3 Avance Plus Wheeler Loader.
4. Approve Holiday Parade, November 27, 2009, 7:00 pm, Main Street between 5th Avenue and Railway Avenue.

DEPARTMENT REPORTS

Water – Wiener stated routine fire hydrant flushing is completed and all hydrants have been inspected and winterized. The I.O.C. and nitrite samples were collected. A water break was repaired on Bell Avenue. Wellhouse #2 project has been completed. The city is utilizing 100% spring water.

Wastewater – Larson reported the plant has been experiencing high flows do to the rain. Contractors were on site doing warranty work. Engineers were here to review the project.

A motion was made and seconded to approve Resolution 11-9-09B, providing for a surcharge. Motion carried 6-0. (Resolution published 11-18-09)

A motion was made and seconded to approve Resolution 11-9-09C, providing for a surcharge. Motion carried 6-0. (Resolution published 11-18-09)

Rubble Site – Larson reported the new building is on site and should be ready to move into next week. Burning will start as weather permits.

Park & Cemetery – They have been putting park benches together, funded by donations.

A motion was made and seconded to authorize the Mayor to sign the purchase agreement for the additional park land/campground. The purchase price is \$69,900. Motion carried 6-0.

East Side Trail Project – The trail is prepped and ready for asphalt, however some areas are too wet. The Mill site is ready for sidewalk installation.

Streets – Hoeke stated the department has been busy doing fall sweeping in the residential areas. Hot mix patching is done for the season; plan to patch potholes with cold mix this week.

Hoeke requested all sump pump hoses be discharged into the lawns rather than the streets. As weather requires, sump pumps may be discharged into the sanitary sewer.

The Mayor requested Kwasniewski and VanVooren to review the Main Street parking areas indicating existing and proposed handicapped parking spots.

Ninth Street Project – Hoeke reported the majority of the concrete work is complete and the second lift of asphalt has been installed. Additional concrete work and the hospital and St Williams remains. Dirt work and seeding remains.

Second Street Project – Concrete work is complete and the asphalt on Fifth Avenue was installed. Dirt work and seeding remains.

Finance – A motion was made and seconded to approve the October Treasurer's report. Motion carried 6-0.

A motion was made and seconded to approve the bills list in the amount of \$494,740.48. Motion carried 6-0.

October Salaries: Finance \$10,285; Rubble Site \$706; Mayor/Council \$1,600; P&Z \$150; Police \$17,808; Street \$9,713; Wastewater \$12,064; Water \$6,271.

A public hearing was held for the liquor license renewal applications. No one was present to speak for or against. A motion was made and seconded to approve the application renewals for Valley Liquors, VFW, Lantern Inn, Midtown Liquors, American Legion, The Pump and Speedway Bar & Grill. Motion carried 6-0.

Attorney – Property standard issues were discussed. A motion was made and seconded to direct Ash to begin condemnation procedures on 708 E 4th Avenue. Motion carried 6-0.

Police – Lindquist reported domestic violence training was held here, law enforcement from several communities attended. A drug class is scheduled for later this month. Approximately \$4,500 was awarded through the Jag-Bierne Grant for equipment in the new patrol car when it arrives. The Point of Distribution (POD) exercise will be held November 18, at the High School. The department will provide security. Officer Bray will complete training November 20, 2009.

Lindquist thanked all who assisted with the accident on Hwy 12. Response time and action of emergency personnel was exceptional.

Fire – Mach reported they were busy during Fire Prevention Week.

Airport – Mach stated the project is progressing well and will continue as weather permits.

Planning & Zoning – A motion was made and seconded to approve Resolution 11-9-09. Motion carried 5-0, Larson abstained.

Resolution 11-9-09 – Resolution to Approve Plat

WHEREAS, the City Planning Commission of the City of Milbank, South Dakota, has progressed in its master planning to the stage of making and adoption of a major street plan, and has filed a certified copy of the Comprehensive Plan of the City of Milbank, which includes a major street plan, in the Office of the Register of Deeds of Grant County, South Dakota, thereby acquiring platting jurisdiction of land within the City of Milbank and adjacent to the corporate limits thereof; pursuant to the statutes in which such cases made and provided; and,

WHEREAS, Robert C. Biersbach, has applied for the approval of the Plat hereinafter described and the City Planning Commission of the City of Milbank having by resolution reported to the City Council on said Plat recommending approval thereof; and,

WHEREAS, the land surveyed and platted on said Plat is designated as:

“Lots 1 and 2, B & G Property Subdivision in the City of Milbank
Located in the NE ¼ of Section 13, Township 120 North,
Range 49 West of the 5th PM, Grant County, South Dakota”

BE IT HEREBY RESOLVED by the City Council of the City of Milbank, South Dakota that the Plat of:

“Lots 1 and 2, B & G Property Subdivision in the City of Milbank
Located in the NE ¼ of Section 13, Township 120 North,
Range 49 West of the 5th PM, Grant County, South Dakota”

has been submitted for examination, and the Plat and survey thereof having been found to have been executed according to law, is hereby approved, and the Mayor is hereby authorized to endorse on such Plat a copy of this Resolution and to certify the same.

The above foregoing Resolution was adopted upon roll call vote at a regular meeting held on the 9th day of November 2009.

Dated at Milbank South Dakota this 9th day of November 2009.

Dale Aesoph, Mayor

ATTEST: Cynthia Schumacher, City Finance Officer

I, Cynthia Schumacher, the duly appointed, qualified and acting Finance Officer of the City of Milbank, do certify that the Resolution approving the Plat of the above described property is a true and exact copy of said Resolution as passed and approved by the Milbank City Council.

Dated this 9th day of November 2009.

Cynthia Schumacher, City of Milbank, South Dakota
Finance Officer

A motion was made and seconded to approve Resolution 11-9-09A. Motion carried 5-0, Larson abstained.

Resolution 11-9-09A – Resolution to Approve Plat

WHEREAS, the City Planning Commission of the City of Milbank, South Dakota, has progressed in its master planning to the stage of making and adoption of a major street plan, and has filed a certified copy of the Comprehensive Plan of the City of Milbank, which includes a major street plan, in the Office of the Register of Deeds of Grant County, South Dakota, thereby acquiring platting jurisdiction of land within the City of Milbank and adjacent to the corporate limits thereof; pursuant to the statutes in which such cases made and provided; and,

WHEREAS, Michael J. Wadsworth, has applied for the approval of the Plat hereinafter described and the City Planning Commission of the City of Milbank having by resolution reported to the City Council on said Plat recommending approval thereof; and,

WHEREAS, the land surveyed and platted on said Plat is designated as:

“Lot 1A of Outlot 3 and Lot 1A of Outlot 5, to the city of Milbank, South Dakota”

BE IT HEREBY RESOLVED by the City Council of the City of Milbank, South Dakota that the Plat of:

“Lot 1A of Outlot 3 and Lot 1A of Outlot 5, to the city of Milbank, South Dakota”

has been submitted for examination, and the Plat and survey thereof having been found to have been executed according to law, is hereby approved, and the Mayor is hereby authorized to endorse on such Plat a copy of this Resolution and to certify the same.

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Finance Officer

A motion was made and seconded to approve the first reading of Ordinance 760 – Flood Damage Prevention Regulations (Revised). Motion carried by roll call vote 6-0.

October building permits: Jerry Ehlebracht – 102 Aspen Ct – storage shed. Kenneth Wiseman – 205 N Grant St – garage. Wayde Fraasch – 1505 Elmwood Ave – deck. Fence permits: none. Demolition permits: Richard Fish – 803 S 4th St – garage. Al Mathiason – 202 N Dakota St – house. ITC – 220 E 4th Ave – commercial building. Robert Mueller – 409 S 3rd St – house. Moving permits: none.

Executive Session – A motion was made and seconded to go into Executive Session for personnel reasons. Motion carried 6-0. The Mayor called the Council out of Executive Session.

Adjourn – The next regular meeting will be December 14, 2009, 7:00 pm. A motion was made and seconded to adjourn at 8:05 pm. Motion carried 6-0.

Dale Aesoph, Mayor

ATTEST

Cynthia Schumacher, Finance Officer

Submitted: 11-16-09

Publish: 11-18-09

Publish once at the approximate cost of \$_____.

CITY OF MILBANK
CLAIM REGISTER
November 9, 2009

Alco	supplies	\$	19.99
American Family Ins	insurance	\$	643.44
Ameripride & Linen	rugs/coveralls	\$	145.23
Ash, Craig	retainer fee/sm claims expense	\$	721.94
Banner Associates	engineering	\$	57,265.85
Banyon Data Systems, Inc.	computer support	\$	195.00
Bill's Super Valu	supplies	\$	13.98
Bituminous Paving, Inc.	asphalt	\$	64,799.65
Border States Coop	gas	\$	51.61
City of Milbank	deposit refund	\$	534.84
Crime Star	annual support	\$	250.00
Dakota Ammo	ammo	\$	22.60
Dakota Storage Buildings	office building	\$	8,900.00
Dallas I. Hanson Const.	airport improvements	\$	16,114.50
Ellis-Lieffort Painting, Inc.	painting	\$	4,780.00
Food-N-Fuel	gas	\$	55.98
FSH Communications	phone service	\$	60.00
Grant County Auditor	services	\$	1,000.00
Grant County Development	allocation	\$	5,000.00
Grant County Review	publications	\$	656.88
Grant, Tracy	web design	\$	85.00
Grass Pros	mowing contract	\$	9,361.12
Hardware Hank	supplies	\$	76.20
Hasslen Construction	pump house project	\$	12,826.00
Hawkins, Inc.	chemicals	\$	4,660.40
Heiman Fire	parts	\$	4,113.32
Helms & Associates	engineering	\$	51,140.87
Hernandez, Janet	deposit refund	\$	15.16
Inventory Trading Company	uniforms	\$	25.58
ITC	telephone	\$	460.42
J.P. Cooke	pet license	\$	49.34
Krech Dakota Airspray	FBO Contract	\$	1,200.00
Kwasniewski, Tim	travel expense	\$	52.00
Mach, Mike	travel expense	\$	292.50
Milbank Chamber	allocation	\$	7,250.00
Milbank Communications	equipment repair	\$	60.00
Milbank Fire Department	rent	\$	3,750.00
Milbank Lumber	supplies/misc lumber	\$	322.66
Milbank Winwater	parts	\$	119.68
Mill-Valley Industries	equipment repair	\$	18.16
New York Life Ins	insurance	\$	20.00
NW Energy	natural gas	\$	195.19
Omega Engineering	supplies	\$	87.41
Otter Tail Power	electric	\$	11,994.89
Peter's Gravel	base material	\$	1,677.89
Petty Cash	postage	\$	24.92
Praxair Distribution Inc.	air system	\$	10.55
Professional Mailing	postage	\$	200.00
Quick Pro Lube	vehicle maint.	\$	36.32
Radio Shack	supplies	\$	14.99

Radisson Hotel	travel expense	\$	344.44
Rausch Bros. Monument	repairs	\$	180.00
RC Technologies Inc.	services	\$	39.95
Roger's Electric Motor	parts/supplies	\$	245.50
Ronglien Excavating, Inc.	Second St/Ninth St/Airport projects	\$	202,755.76
Runnings	supplies	\$	175.51
Rural Development	bond payment	\$	14,156.00
SD Dept of Health	shots	\$	18.00
SD Dept of Revenue	taxes	\$	48.92
SD Dept of Revenue	testing	\$	74.00
Seehafer Do It Best	supplies	\$	233.58
Star Laundry & Cleaners	rugs	\$	39.48
Stengel, Tim	mill project	\$	500.00
Sturdevants Auto Parts	parts	\$	71.66
Tetra Tech, Inc	testing	\$	68.25
Trav's Outfitter	uniforms	\$	169.98
Twin Valley Tire	tires service	\$	30.00
Tyler Computer Service	equipment/supplies	\$	50.00
Up North Concrete	concrete work	\$	422.50
UPI	gas	\$	2,551.17
US Postal Service	stamps	\$	88.00
Valley Office Products	supplies	\$	508.75
Version	cell phone	\$	177.32
Whetstone Valley Electric	electric	\$	243.62
Xerox	copier lease	\$	156.93
Zem's Fresh Start	supplies	\$	19.10
Total		\$	494,740.48