

**CITY OF PLATTE
CITY COUNCIL PROCEEDINGS
REGULAR MEETING
December 1, 2008**

Mayor Gustad called the meeting to order at Platte City Hall at 7:30 p.m. Those present for Roll Call were: Arnold Dalldorf, Joel Foxley, Rick Gustad, Rich Hoppe, Gary Iedema, Jerry Overweg, and Todd Spoelstra. Others present were: Steve Christensen, Kevin Kuiper, Ralph Nachtigal, Karen Stekly, Laura Vanden Berge, and Nicole Westerhuis.

AGENDA. No changes were made to the agenda.

MINUTES. The November 17 regular meeting, November 21 special meeting, and November 24 special meeting minutes were read aloud. Foxley stated that because he was absent on November 24, he did not make a motion to adjourn the meeting. Westerhuis stated she would look back at her notes to find out who the motion and second were made by, and make the correction. **Foxley moved and Iedema seconded to approve the minutes as amended. Motion passed on voice vote.**

REPORTS.

Councilmember Overweg. Had someone state their concern about the pond at South Park. Kuiper stated that all the sides of the pond will be sloped 6 to 1, then 4 to 1, so it will not have a big drop off. Kuiper stated that this was discussed thoroughly with the park architects, Brian Clark & Associates, earlier this year, as well as at several public hearings.

Councilmember Foxley. The island at Lake Platte has been cleaned up.

Mayor & Remaining Councilmembers. No report.

Community Center. Gary Iedema gave the monthly report.

Platte Area Chamber of Commerce. Laura Vanden Berge gave the monthly report.

Finance Officer. Westerhuis reported the following. 1) Ken Cotton, attorney for Eugene and Ruth Keegel said that the Keegel's would like to be given until June 1 to clean up their lot located at 800 S Delaware Avenue. All agreed to allow the Keegel's until June 1, 2009 to get the buildings removed and the lot cleaned up, and that no extensions to that agreement will be allowed.

Police Department. Police Chief Christensen reported the following for the month of November.

AGE RELATED ISSUES

| JUVENILE CONTACTS (<18) | Nos. | ADULT CONTACTS (Over 18) | Nos. |
|-----------------------------------|-------------|-----------------------------------|-------------|
| Verbal Warnings | 10 | Verbal Warnings | 5 |
| Written Warnings | 4 | Written Warnings | 4 |
| Written Citations | 4 | Written Citations | 3 |
| Charged By Warrant | 0 | Arrest by Warrant | 0 |
| Total Traffic Stops (Non-Alcohol) | 18 | Total Traffic Stops (Non-Alcohol) | 12 |
| Complaints Received | 0 | Complaints Received | 0 |
| Field Sobriety Tests Only | 0 | Field Sobriety Tests Only | 0 |
| DWI Arrests | 0 | DWI Arrests | 1 |

| | | | |
|--------------------------------|---|--------------------------------|---|
| Open Container Citations | 0 | Open Container Citations | 2 |
| Underage Consumption Cit. | 0 | Underage Possession Cit. | 2 |
| Total Alcohol Related Contacts | 0 | Total Alcohol Related Contacts | 1 |
| | | | |

NON-AGE DELINEATED CONTACTS

| Property Related Issues | Nos. | Family Violence | Nos. |
|---------------------------------|------|----------------------------|------|
| Vehicle Accidents (under \$250) | 0 | Complaints | 0 |
| Vehicle Accidents (over \$250) | 8 | Arrests | 0 |
| Burglary Complaints | 0 | Protective Custody | 0 |
| Burglary Arrests | 1 | | |
| Robbery Complaints | 0 | Dog Issues | |
| Robbery Arrests | 0 | Complaints | 0 |
| Theft Reports | 0 | Dogs Captured | 0 |
| Vandalism Reports | 6 | Dogs Terminated | 0 |
| Hit and Run Property | 1 | Owners Warned | 0 |
| Other Complaints | 0 | Owners Issued Tickets | 0 |
| Ambulance Asst. | 0 | | |
| Officers Asst. | 4 | Other Animals – Complaints | 0 |
| 911 Calls | 3 | Terminated | 0 |

GENERAL OPERATIONS STATISTICS

| | | | |
|-----------------------------------|-------|-----------------------------|-------|
| Miles Driven on Ford Crown Vic 06 | 1,580 | Community Service Performed | 4 hr |
| Miles Driven on Ford Crown Vic 09 | 1,050 | Training Sessions Attended | 16 hr |
| Time Vehicle Out of Service | 3 hr | Business Alarms | 0 |
| Hours Spent in Court | 3 hr | Motorist Assists | 1 |
| Funeral Escorts | 3 | | |

Public Works. Kuiper reported the following. 1) Disinfection by-product testing results are good. 2) The required lead/copper testing is underway. 3) The lagoons are being discharged. 4) Spruce Up projects at the former Les Harding house and the house owned by Mike Anderson are complete. Approximate cost savings to owner's are \$8,325 and \$3,200 respectively. 5) Sandy Gant has asked that two students in her workability program are allowed to have internships with the city in the spring. They would work for 1 ½ hours for 2-3 days per week, and would not be paid. The city's insurance company would cover them at no additional cost to the city. 6) The restroom expansion at the ballpark remains ready for brick to be laid. 7) Dave Vanderpol dug the pond at South Park in 2 ½ days. 8) Received information regarding South Dakota Water and Wastewater Agency Response Network (SD WARN), which is a mutual aid assistance program whereby public and private water and wastewater utilities agree to help each other when needed without the need for a disaster to be declared. There are no membership fees, and an entity is not obligated to respond to a utility's request even if they have signed the agreement. **Overweg moved and Iedema seconded signing the SD WARN agreement. Motion passed on voice vote.**

PUBLIC HEARING – LIQUOR & MALT BEVERAGE LICENSE TRANSFERS. Mayor Gustad opened the public hearing for comment at 8:00 p.m. Westerhuis explained that 44 Road Stop is changing ownership, and is requesting transfer of the liquor and malt beverage licenses from previous owners Ross & Amy Ringling and Deb Foxley to new owners Jeff & Rhonda Engebretson. All the

proper paperwork has been completed. **Mayor Gustad closed the public hearing at 8:03 p.m. Hoppe moved and Foxley seconded approving the transfer of ownership of the Package (off-sale) Liquor license and the Package (off-sale) Malt Beverage license from previous owners Ross & Amy Ringling and Deb Foxley to new owners Jeff & Rhonda Engebretson. Motion passed on voice vote.**

ROUND UP DONATION CHECK TO COMMUNITY FOUNDATION. Westerhuis stated the amount donated this year is \$1,373.38. **Spaelstra moved and Dalldorf seconded giving a check in the amount of \$1,373.38 to the Platte Community Foundation. Motion passed on roll call vote 6 to 0.**

PUBLIC HEARING – LIQUOR LICENSE APPLICATION RENEWALS. Mayor Gustad opened the public hearing for comment at 8:05 p.m. Westerhuis stated that there is no pending litigation against any of the applicants, and taxes are paid to date. **Mayor Gustad closed the public hearing at 8:07 p.m. Foxley moved and Hoppe seconded approving the Package (off-sale) Liquor license for 44 Road Stop. Motion passed on voice vote. Dalldorf moved and Hoppe seconded approving the Retail (on-sale) plus Sunday Liquor license for Fergie’s Pub & Barrister. Motion passed on voice vote. Spaelstra moved and Foxley seconded approving the Package (off-sale) Liquor license for Fergie’s Pub & Barrister. Motion passed on voice vote. Foxley moved and Hoppe seconded approving the Retail (on-sale) Liquor license for Kuip’s Lounge. Motion passed on voice vote. Hoppe moved and Overweg seconded approving the Retail (on-sale) Liquor license for Shorty’s Café & Bar. Motion passed on voice vote. Dalldorf moved and Foxley seconded approving the Package (off-sale) Liquor license for Hoffman Gas & Grill. Motion passed on voice vote.**

PUBLIC FORUM. No requests.

BUILDING PERMITS. No applications.

FINANCE REPORT. Westerhuis gave the finance report for the period ending November 30, 2008.

BILLS/PAYROLL. Westerhuis presented the bills. *(Attached as separate document).* **Foxley moved and Dalldorf seconded to approve the bills as presented. Motion passed on roll call vote 6 to 0.**

APPOINTMENT OF PLANNING COMMISSION MEMBERS. Gustad stated that Paul Turnbull resigned from the Planning Commission due to his position with the US Postal Service requiring him to be out of town for an indefinite period of time. Gustad stated that the third position on the Planning Commission had not been filled since July. He stated that Deb Foxley and Linda Berens both volunteered to serve on the Planning Commission. After the length of their terms being determined by a coin flip, Gustad appointed Deb Foxley to a term to expire in July, 2009, and Linda Berens to a term to expire in July, 2010. **Hoppe moved and Iedema seconded approving Mayor Gustad’s appointment of Deb Foxley to the Planning Commission with a term to expire in July, 2009, and Linda Berens to the Planning Commission with a term to expire in July, 2010. Motion passed on voice vote.**

FIRST READING ORDINANCE NO 317 - SUPPLEMENTAL APPROPRIATIONS. Westerhuis presented the council with Supplemental Appropriation Ordinance No. 317, which supplements the Sewer Fund \$5,000.00 from revenues received. **Foxley moved and Hoppe seconded giving first reading to Supplemental Appropriation Ordinance No. 317. Motion passed on roll call vote 6 to 0.**

SET END OF YEAR MEETING DATE. Foxley moved and Hoppe seconded setting Monday, December 29 at 7:00 a.m. as the date and time for the last meeting of the fiscal year. **Motion passed on voice vote.**

FY 2009 AIRPORT CAPITAL IMPROVEMENT PLAN & PROJECT VALIDATION

WORKSHEET. Westerhuis stated that because an airport improvement project is not planned for fiscal year 2009, the council should authorize the FAA to carry the entitlements over to the next fiscal year. The pavement markings do need to be repainted, however, this is not an FAA eligible project. The SD DOT Aeronautics is considering a statewide project to repaint pavement markings, and the city will be contacted for participation in the project if it comes to fruition. **Overweg moved and Iedema seconded authorizing Mayor Gustad to sign the 2009 ACIP Validation Worksheet. Motion passed on voice vote.**

EXECUTIVE SESSION – PERSONNEL MATTERS. Dalldorf moved and Hoppe seconded authorizing entering into executive session at 8:24 p.m. for the discussion of personnel matters. Motion passed on voice vote. Mayor Gustad declared an end to executive session at 9:12 p.m.

OFFER MAINTENANCE POSITION. Spoelstra moved and Foxley seconded offering the certifiable city maintenance position to Travis Dyk with an hourly rate of \$12.00, overtime paid at 150% for hours worked over 8 each day, a \$0.50 per hour raise upon completion of the 6 month probation period, additional \$0.50 per hour raises upon completion of each of the three required water and wastewater certifications; one of the required certifications (Water Distribution, Wastewater Collection, or Wastewater Treatment) must be obtained within the first six months of employment, and all three must be obtained within the first two years of employment; all other benefits as per the human resources manual. Motion passed on roll call vote 6 to 0.

COUNCIL COMMENTS. There being no further business before the City Council, Hoppe moved and Iedema seconded to adjourn the meeting at 9:13 p.m. Motion passed on voice vote.

DATED: _____

By: _____
Rick Gustad
Mayor of Platte

By: _____
Nicole Westerhuis
City Finance Officer