

**CITY OF PLATTE  
CITY COUNCIL PROCEEDINGS  
REGULAR MEETING  
March 2, 2009**

**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: Jared Ahlberg, Steve Christensen, Kevin Kuiper, Ralph Nachtigal, Laura Vanden Berge, Nicole Westerhuis, and Tim Whalen.

**AGENDA.** The following changes were made to the agenda. Add: Mower Quotes, Community Center Fund, Restrooms at Parks, Proposed Track Project.

**MINUTES.** Westerhuis read aloud the February 16 regular meeting and February 25 special meeting minutes. Spoelstra moved and Hoppe seconded to approve the minutes as read. Motion passed on voice vote.

**REPORTS.**

**Mayor Gustad.** Asked the street committee to address traffic control around South Park prior to the next meeting.

**Councilmember Spoelstra.** Stated that Leann DeHaan is not in favor of extending 10<sup>th</sup> Street to the west past her house.

**Remaining Councilmembers.** No report.

**Community Center.** Foxley gave the community center report.

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

**Finance Officer.** Westerhuis reported the following. 1) PDIII's Legislative Dinner will be March 19 in Mitchell. 2) Missouri Sedimentation Action Coalition's annual meeting will be March 20 in Pierre. 3) SD Municipal League District 4 meeting will be April 7 in Wagner.

**Police Department.** Chief Christensen distributed the following report for the month of February.

**AGE RELATED ISSUES**

<b>JUVENILE CONTACTS (&lt;18)</b>	<b>Nos.</b>	<b>ADULT CONTACTS (Over 18)</b>	<b>Nos.</b>
Verbal Warnings	5	Verbal Warnings	4
Written Warnings	6	Written Warnings	14
Written Citations	3	Written Citations	3
Charged By Warrant	0	Arrest by Warrant	0
<b>Total Traffic Stops (Non-Alcohol)</b>	<b>14</b>	<b>Total Traffic Stops (Non-Alcohol)</b>	<b>21</b>
Complaints Received	0	Complaints Received	0
Field Sobriety Tests Only	0	Field Sobriety Tests Only	0
DWI Arrests	0	DWI Arrests	0
Open Container Citations	0	Open Container Citations	1
Underage Consumption Cit.	0	Underage Consumption Cit.	1
<b>Total Alcohol Related Contacts</b>	<b>0</b>	<b>Total Alcohol Related Contacts</b>	<b>1</b>

**NON-AGE DELINEATED CONTACTS**

Property Related Issues	Nos.	Family Violence	Nos.
Vehicle Accidents (under \$250)	0	Complaints	1
Vehicle Accidents (over \$250)	3	Arrests	2
Burglary Complaints	0	Protective Custody	0
Burglary Arrests	0		
Robbery Complaints	0	Dog Issues	
Robbery Arrests	0	Complaints	2
Theft Reports	1	Dogs Captured	0
Vandalism Reports	0	Dogs Terminated	0
Auto Thefts	0	Owners Warned	2
Hit & Run Property	0	Owners Issued Tickets	0
Officers Asst.	5		
Other Complaints	3	Other Animals – Complaints	0
911 Calls	2	Terminated	0

**GENERAL OPERATIONS STATISTICS**

Miles Driven on Ford Crown Vic 06	1073		
Miles Driven on Ford Crown Vic 09	1114	Community Service Performed	4 hrs.
Time Vehicle Out of Service	5 hrs.	Training Sessions Attended	0
Hours Spent in Court		Business Alarms	0
Funeral Escorts	2	Motorist Assists	3

1) Would like to attend the SD Chief’s Conference in April. 2) Seth Meyerink is working on getting rid of some viruses on the police department’s desktop computer.

**Public Works.** No report.

**PUBLIC FORUM.** No requests.

**BUILDING PERMITS.** Marlon and Ghena Ferguson applied for a permit to build a beer garden outside the rear entrance to Fergie’s Pub & Barrister. The application includes a request for an easement to move Fergie’s propane tanks to city property across the street. All agreed to postpone discussion until legal council arrives.

**FINANCE REPORT.** Westerhuis gave the finance report for the period ending February 28, 2009.

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

**SOUTH PARK POND.** All agreed to postpone discussion until legal council arrives.

**CHIP/SEAL BIDS.** Four bids were received for seal coat. The bids were as follows: The Road Guy Construction Co, Inc, of Yankton, \$0.839/sq yd, for a total of \$70,476.00; Topkote, Inc, of Yankton, \$0.898/sq yd, for a total of \$75,432.00; Asphalt Paving and Materials Co, of Huron, \$1.16/sq yd, for a total of \$97,440.00; and Bituminous Paving, Inc, of Ortonville, MN, \$1.24/sq yd, for a total of \$104,160.00. **Dalldorf moved and Foxley seconded accepting the bid of The Road Guy Construction**

**Co, Inc, of \$0.839 per square yard for seal coat. Motion passed on voice vote.** Two bids were received for chips. Asphalt Paving and Materials Co of Huron bid \$17.00 per ton delivered, and Spencer Quarries, Inc of Spencer SD bid \$17.15 per ton delivered. **Hoppe moved and Iedema seconded accepting the bid of Asphalt Paving and Materials Co, of \$17.00 per ton delivered for chips. Motion passed on voice vote.**

**SPRAY QUOTES.** Two quotes were received for weed spraying. The quotes per application were as follows: Don's Tree & Turf, \$1,713 and Kuiper Spraying Service, \$1,745. It was noted that South Park will likely not need a spring spraying because grass was just planted. **Overweg moved and Foxley seconded to accept the spray quote of \$1,713.00 per application from Don's Tree & Turf. Motion passed on voice vote.** It was noted that Don must stay in contact with Kevin Kuiper to avoid conflicts between spraying and mowing, ballgames, etc.

**GRAVEL QUOTES.** Two gravel quotes were received. VanZee Gravel & Construction submitted a quote of \$8.53 per ton for crushed gravel and \$6.44 per ton for screen gravel. Boyden Construction submitted a quote of \$7.40 per ton for crushed gravel and \$6.25 for screen gravel. **Foxley moved and Iedema seconded accepting the gravel quotes as information. Motion passed on voice vote.** The lowest quotes will be utilized, providing the quality of gravel is acceptable.

**SUMMER HELP APPLICATIONS.** Only three applications for lifeguard positions were received. **Dalldorf moved and Hoppe seconded extending the deadline for swimming pool summer applications until March 12 at 5 p.m. Motion passed on voice vote.**

**AUDIT QUOTES.** Two quotes were received to audit the city's 2007-08 records. Schoenfish & Co of Parkston quoted \$7,500, and Gary Larson of Pierre quoted \$15,000. **Dalldorf moved and Foxley seconded accepting Schoenfish & Co's quote of \$7,500 to audit the city's 2007-08 records. Motion passed on voice vote.**

**CHANGE LANDFILL HOURS & DESIGNATE CLEANUP.** **Hoppe moved and Foxley seconded changing the landfill hours to Tuesday through Saturday, noon to 5:00 p.m., effective April 1, and starting a month of cleanup effective the month of April. Motion passed on voice vote.** During this time, tree branches and yard waste, such as leaves, grass clippings, will be accepted at the site free of charge. As always, no household garbage, plastic or cardboard will be accepted.

**PLAT APPROVAL RESOLUTION #030209-1.** Westerhuis explained that she received a plat splitting Tom & Elaine Jaeger's lot into two, as they have sold the business, but not their house.

RESOLUTION #030209-1  
A RESOLUTION TO APPROVE A PLAT WITHIN THE  
CITY OF PLATTE, SOUTH DAKOTA

WHEREAS, the owners of the land platted as Lots 6A and 6B of Lot 6, First North Addition, City of Platte, Charles Mix County, South Dakota, submitted said plat to the City Council of the City of Platte, South Dakota for their consideration and acceptance; and

WHEREAS, the City Council has examined the same and found that it appears that the system of streets and alleys, if any, set forth therein conforms to the system of streets and alleys of the existing plats of the City; and

WHEREAS, all provisions of any subdivision regulations have been complied with; and

WHEREAS, all taxes and special assessments upon the tract or subdivision have been fully paid; and

WHEREAS, said plat and the survey thereof have been lawfully executed;

NOW THEREFORE BE IT RESOLVED, that the said plat be approved.

Dated this 2<sup>nd</sup> day of March, 2009.

/s/

Rick Gustad  
Mayor of Platte

ATTEST:

/s/

Nicole Westerhuis  
City Finance Officer

**Iedema moved and Hoppe seconded approving Resolution #030209-1. Motion passed on voice vote.**

**PLAT APPROVAL RESOLUTION #030209-2.** Westerhuis explained that she received a plat of property adjacent to city limits owned by Jim Hoffman, and informed the council that state law requires the city council to approve plats of property that lie adjacent to city limits.

RESOLUTION #030209-2  
A RESOLUTION TO APPROVE A PLAT OF PROPERTY ADJACENT TO THE  
CITY OF PLATTE, SOUTH DAKOTA

WHEREAS, the owners of the land platted as Implement Lot D2, in the NE ¼, Section 24, Township 99 N, Range 68 W of the 5<sup>th</sup> P.M., Charles Mix County, South Dakota, submitted said plat to the City Council of the City of Platte, South Dakota for their consideration and acceptance; and

WHEREAS, the City Council has examined the same and found that it appears that the system of streets and alleys, if any, set forth therein conforms to the system of streets and alleys of the existing plats of the City; and

WHEREAS, all provisions of any subdivision regulations have been complied with; and

WHEREAS, all taxes and special assessments upon the tract or subdivision have been fully paid; and

WHEREAS, said plat and the survey thereof have been lawfully executed;

NOW THEREFORE BE IT RESOLVED, that the said plat be approved.

Dated this 2<sup>nd</sup> day of March, 2009.

/s/

Rick Gustad  
Mayor of Platte

ATTEST:

/s/

Nicole Westerhuis  
City Finance Officer

**Overweg moved and Hoppe seconded approving Resolution #030209-2. Motion passed on voice vote.**

**2008 ANNUAL REPORT.** Westerhuis requested an extension for completion and filing of the 2008 Annual Report. **Foxley moved and Iedema seconded allowing an extension for completion and filing of the 2008 Annual Financial Report. Motion passed on voice vote.**

**MOWER QUOTES.** The following quotes were received for a new riding lawn mower.

Midwest Ag Center	Dixon Grizzly 72	\$8,000.00
Corsica Implement, Inc	John Deere 1420 Gas	\$15,861.96
Van Der Werff Implement, Inc	New Holland G6030 Diesel	\$16,100.00
	New Holland G6035 Diesel	\$17,100.00

Discussion was held regarding the difference in spec between the models. Kuiper stated his preference would be the John Deere 1420, as the city purchased this exact machine two years ago, and has had no problems with it. In addition, when requesting quotes, a gas engine was specified, as the tank can then be filled from the gas tank in the back of the pickup rather than carrying diesel cans. Spoelstra stated he feels the city owes it to the local businessmen to keep the business here in town, and added that he feels the New Holland would be more machine for the money. **Spoelstra moved and Dalldorf seconded to purchase a New Holland G6030 30HP 72" diesel front mount mower from Van Der Werff Implement, Inc, at a cost of \$16,100.00. Motion passed on roll call vote 6 to 0.**

**COMMUNITY CENTER FUND.** Mayor Gustad asked how much donations remain after paying for the new sound system. Westerhuis stated that a total of \$30,025 in revenue was received in ticket sales and donations. Of this, \$1,312 was/will be paid in banquet expenses, and \$13,112.26 was paid for the sound system. This leaves a balance of \$15,600.74. Gustad asked if a motion needs to be made to place these funds in a capital improvement fund to be used for Community Center expenses. Westerhuis will find out if a motion must be made for this purpose. No official action taken.

**RESTROOMS AT PARKS.** Hoppe stated that he has had several comments regarding the restrooms at North Park and the swimming pool park. All agreed the restrooms, particularly at the swimming pool, are not in good shape. Kuiper was asked to come to the city council with a plan for what can be done to improve the restrooms. Mayor Gustad stated that weather permitting, the city council should take a trip to see the bathrooms at one of the next meetings. No official action taken.

**BUILDING PERMITS.** (Continued from above.) City Attorney Tim Whalen was asked about the legality of a private propane line running under a public street. Whalen stated that this should not be allowed. All agreed to not take action on the application, and send it to the Planning Commission first, as variances would be necessary. No official action taken.

**EXECUTIVE SESSION.** Hoppe moved and Spoelstra seconded entering into executive session at 8:42 p.m. for discussion of potential litigation. Mayor Gustad declared an end to executive session at 8:52 p.m.

**SOUTH PARK POND.** (Continued from above.) Kevin Kuiper gave a summary of what happened at the South Park committee meeting held on February 25<sup>th</sup>. He stated that after the public meeting, the committee met, and unanimously agreed to recommend that the city council moves forward with the pond project. After some discussion, **Spoelstra moved and Foxley seconded to proceed with construction**

**of the pond at South Park as planned in the park layout plan. Motion passed on voice vote. Foxley moved and Hoppe seconded to adopt the South Park layout plan as proposed by Brian Clark + Associates, subject to the approval of expenditures as necessary. Motion passed on voice vote.**

**PROPOSED TRACK PROJECT.** Tim Whalen distributed a preliminary layout for the proposed running track project. Whalen stated that the track group will continue to work with Eisenbraun & Associates regarding drainage, access points, road construction, etc. He stated that the track group asks for the city's involvement and support in the project. Mayor Gustad stated that the city will not want to annex a small portion of property for use only by the school, as that is a lot to lay out with very little return in the aspect of property tax. Whalen stated that an annexation would likely involve a large chunk of property, which would allow for growth and property taxes in the future. No official action taken.

**COUNCIL COMMENTS.** There being no further business before the City Council, **Dalldorf moved and Overweg seconded to adjourn the meeting at 9:08 p.m. Motion passed on voice vote.**

DATED: \_\_\_\_\_

By: \_\_\_\_\_

Rick Gustad  
Mayor

By: \_\_\_\_\_

Nicole Westerhuis  
City Finance Officer