

**CITY OF PLATTE  
CITY COUNCIL PROCEEDINGS  
APPROVED REGULAR MEETING  
July 2, 2012**

**Mayor Gustad called the meeting to order at Platte City Hall at 7:38 p.m. Those present for roll call were: Arnold Dalldorf, Joel Foxley, Rick Gustad, Rich Hoppe, Jarrod Lang, Jerry Overweg and Todd Spoelstra. Others present were: Kevin Kuiper, Shauna Meyerink, Ralph Nachtigal, and Brandon Semmler.**

**AGENDA.**

**MINUTES. Councilmember Hoppe motioned to approve the June 18, 2012, regular meeting minutes following the correction of who motioned to approve the June 18<sup>th</sup> claims. Motion seconded by Foxley. Motion carried on voice vote.**

**REPORTS.**

**Councilmember Overweg:** Reported that he had received a question regarding mowing at the airport. Overweg stated that an individual had to mow 30 plus feet in front of their hangar. It was clarified that the renter is responsible for the 10 feet surrounding the hangar. Kuiper will remind the Maintenance Department of the mowing near the hangars.

**Councilmember Dalldorf:** Reported that a house on Delaware has a yard full of creeping jenny and was wondering if there is anything the City can do for that or if it should be considered a nuisance. Councilmember Dalldorf was told that the property will be checked and if deemed appropriate a letter will be sent to the homeowner.

**Remaining Councilmembers:** No reports.

**Mayor Gustad:** No report.

**Finance Officer.** Meyerink reported on the following topics: 1) Reminded the council that if anyone is interested in attending the Elected Officials Workshop in Pierre that registration is due July 13<sup>th</sup>. 2) Received a request to waive the landfill fees for the SERVE kids who have coordinated a time with City Superintendent Kuiper to collect appliances that are brought curb side. The council asked Meyerink to contact Jay VanderWerff and inquire about the possibility of him taking the appliances at his salvage yard. The other concern stated by the council was that the potential of items being brought to the curb after the group has already been past the house or street. The council agreed not to waive landfill fees at this time for the disposal of the appliances and that alternate plans should be arranged.

**Police Department.** Chief Semmler presented the following police report for the month of June.

**AGE RELATED ISSUES**

<b>JUVENILE CONTACTS (&lt;18)</b>	<b>Nos.</b>	<b>ADULT CONTACTS (Over 18)</b>	<b>Nos.</b>
<b>Verbal Warnings</b>	<b>0</b>	<b>Verbal Warnings</b>	<b>14</b>
<b>Written Warnings</b>	<b>3</b>	<b>Written Warnings</b>	<b>24</b>
<b>Written Citations</b>	<b>1</b>	<b>Written Citations</b>	<b>06</b>
<b>Charged By Warrant</b>	<b>0</b>	<b>Arrest by Warrant</b>	<b>0</b>
<b>Total Traffic Stops (Non-Alcohol)</b>	<b>4</b>	<b>Total Traffic Stops (Non-Alcohol)</b>	<b>44</b>
<b>Complaints Received</b>	<b>0</b>	<b>Complaints Received</b>	<b>1</b>
<b>Field Sobriety Tests Only</b>	<b>0</b>	<b>Field Sobriety Tests Only</b>	<b>1</b>

<b>DWI Arrests</b>	<b>0</b>	<b>DWI Arrests</b>	<b>0</b>
<b>Open Container Citations</b>	<b>0</b>	<b>Open Container Citations</b>	<b>0</b>
<b>Underage Consumption Cit.</b>	<b>0</b>	<b>Underage Consumption Cit.</b>	<b>2</b>
<b>Total Alcohol Related Contacts</b>	<b>0</b>	<b>Total Alcohol Related Contacts</b>	<b>3</b>

**NON-AGE DELINEATED CONTACTS**

<b>Property Related Issues</b>	<b>Nos.</b>	<b>Family Violence</b>	<b>Nos.</b>
<b>Vehicle Accidents (under \$250)</b>	<b>0</b>	<b>Complaints</b>	<b>0</b>
<b>Vehicle Accidents (over \$250)</b>	<b>10</b>	<b>Arrests</b>	<b>0</b>
<b>Burglary Complaints</b>	<b>1</b>	<b>Protective Custody</b>	<b>0</b>
<b>Burglary Arrests</b>	<b>3</b>	<b>Domestic Violence Calls</b>	<b>0</b>
<b>Welfare Checks</b>	<b>0</b>	<b>Dog Issues</b>	
<b>Robbery Arrests</b>	<b>0</b>	<b>Complaints</b>	<b>6</b>
<b>Theft Reports</b>	<b>5</b>	<b>Dogs Captured</b>	<b>2</b>
<b>Vandalism Reports</b>	<b>2</b>	<b>Dogs Terminated</b>	<b>0</b>
<b>Auto Thefts</b>	<b>0</b>	<b>Owners Warned</b>	<b>1</b>
<b>Hit &amp; Run Property</b>	<b>0</b>	<b>Owners Issued Tickets</b>	<b>1</b>
<b>Other Complaints</b>	<b>33</b>		
<b>Officers Asst.</b>	<b>0</b>	<b>Other Animals – Complaints</b>	<b>5</b>
<b>911 Calls</b>	<b>2</b>	<b>Terminated</b>	<b>2</b>

**GENERAL OPERATIONS STATISTICS**

<b>Miles Driven on 2011 Dodge P/U</b>	<b>2200</b>	<b>Ambulance Assists</b>	<b>2</b>
<b>Miles Driven on Ford Crown Vic 09</b>	<b>1700</b>	<b>Community Service Performed</b>	<b>3</b>
<b>Time Vehicle Out of Service</b>	<b>0 hrs.</b>	<b>Training Sessions Attended</b>	<b>3</b>
<b>Hours Spent in Court</b>	<b>1 hrs.</b>	<b>Business Alarms</b>	<b>0</b>
<b>Funeral Escorts</b>	<b>5</b>	<b>Motorist Assists</b>	<b>6</b>

Chief Semmler reported on the following topics: 1) Semmler presented the new taser purchased for the department. Councilmember Overweg questioned if the plan is to switch the taser between officers to whoever is on duty. Semmler replied that will be the plan until a second taser can be ordered. 2) Two new bullet proof vests have been ordered. 3) Both officers are scheduled to patrol on July 4<sup>th</sup> and on the day of Play-In-Platte July 28<sup>th</sup>. 4) Councilmember Hoppe questioned Semmler about the thefts reported. Semmler stated those are thefts from vehicles and yards. Councilmember Lang stated he would like to get the thefts under control as comments are being stated in surround towns.

**Public Works.** City Superintendent Kuiper reported on the following topics: 1) Gravel has been put down on Rag Town Road from the city limits to the county road. 2) The shingling is done at the City shop and the overhead doors are installed. The maintenance department will be busy pouring concrete for the doors the week of July 2-6. 3) Kuiper reported that the fountain at South Park is still having problems. It was repaired once under warranty. Once the fountain was received back it worked for a total of approximately 48 hours. Kuiper reported that he had contacted the company and a brand new fountain should be received later in the week. 4) At the last meeting Kuiper reported that the maintainer was still having problems and those are now repaired. 5) It was also determined at the last meeting to do a mag water treatment to the road Kuiper deemed appropriate. Kuiper reported that the treatment has been done and that all usual roads were treated this time. 6) The department has been busy spraying curb lines, around the lake and the old dump. 7) The white goods pile has been crushed and hauled off since the June 18<sup>th</sup> meeting. 8) With the dry summer thus

far the spillway has stopped running over. Superintendent Kuiper questioned where the council would like to go next regarding the holes in the spillway. Councilmember Foxley stated the spillway is in poor condition and that something needs to be done. If the spillway gives way, all irrigation for the golf course is gone. Kuiper reported the spillway did have some patching done in the early 90's. Councilmember Dalldorf stated that the city should do what needs to be done to preserve the spillway. Dalldorf questioned how soon work should start. No exact time frame was set. Mayor Gustad asked Kuiper to keep a log of the work done and the approximate hours spent on the project. 9) Kuiper reported that Tyler Veurink has started.

## **PUBLIC FORUM.**

### **CLAIMS.**

**Councilmember Foxley motioned to approve all claims as presented. Motion seconded by Spoelstra. Motion carried on roll call vote of 6-0. (Attached as separate document)**

**BUILDING PERMITS.** Meyerink presented a list of approved building permits: 1) Joe and Kathy Tegethoff approved for a new brick fence in the northwest corner of the lot at 220 Ohio Avenue. 2) Jerry & Joyce Vanderham were approved for a 6' privacy fence along the north lot line at 813 Indiana Avenue. 3) Mike Ringling was approved for a 10 x 14 garden shed in the northeast corner of his lot at 721 S Pennsylvania Avenue. 4) Gerald & Candace Dyk were approved for a wheel chair ramp to be added to the east side of the home located at 111 East North Street. 5) Randy & Marla Tegethoff will be adding a pergola & deck to the North side of the house located at 307 East 8<sup>th</sup> Street. 6) Helen Dyk was approved to install a 4'x100' fence on the east side of property located at 213 South Dakota Avenue. 7) Jeanette Jacobsen was approved for a 6'x8' roof to be installed on the rear side of the home located at 512 Kansas Avenue. 8) Mike Severson will be adding a new 8'x9' porch with roof on the west side of the home located at 801 South Main Street.

### **OLD BUSINESS.**

**Rifle Range:** Councilmember Foxley expressed that he does not want the rifle range too close. Councilmember Lang suggested the possibility of East River Sportsman managing the facility or would it be feasible to install a fence along both sides in hopes to prevent appliances from being brought out and shot at. Councilmember Spoelstra thought the fence would be a great deturant. Councilmember Dalldorf stated that a few individuals have spoke to him and they have been trying to clean it up but believe there is partying taking place there. Mayor Gustad suggested that the City clean up the area one more time and give the community a one year probation period; if the range is all shot up again with trash all over next year around this time the rifle range will be closed. All the council agreed. City Superintendent Kuiper requested the permission of the council to purchase two mats from Tractor Supply Company in Mitchell to replace the current belt that is out there. Councilmember Spoelstra suggested the use of tires instead; Kuiper however, said there is currently none on hand at the shop unless someone else would have used ones to donate. No further discussion took place.

### **NEW BUSINESS.**

**Public Hearing (Vacating Utah Ave):** Mayor Gustad opened the public hearing for comment at 8:03 p.m. With no public comment, the public hearing closed at 8:05 p.m. Councilmember Overweg asked if the business will continue to use the road as an entrance or driveway. No distinct primary use has been noted at this time. Councilmember Foxley asked for clarification that if the council shall vacate Utah Avenue, would it be possible to ever get the designated ground back in the future or would it need to be purchased back. The ground would need to be purchased is so desired. Councilmember Dalldorf expressed his opposition of vacating any street or alley.

**Resolution to Vacate Utah Avenue: Councilmember Spoelstra motioned to approve Resolution #70212-01. Motion seconded by Councilmember Hoppe. Motion carried on roll call vote of 5-1 with Dalldorf opposing.**

RESOLUTION #70212-01  
RESOLUTION TO VACATE STREET

**WHEREAS Utah Avenue, the street located between lot one (1) of block four (4) and lot two (2) of block three (3) in Howard's Revised First Addition to the town, now city of Platte, in Charles Mix County, South Dakota, which intersects Highway 44 on the North and the alley to the South and is platted as a City street; and**

**WHEREAS** said street is not presently used as a public street; and

**WHEREAS** said street has not been used nor maintained in the past 30 years; and

**WHEREAS** said street is of no use as a street at this time because it is used as driveway to a business and serves no purpose for the adjoining land owners or the public; and

**WHEREAS** the only owner of the property on either side of the street is Dennis Van Der Werff; and

**WHEREAS** the existing dealership located on the block through which the street runs will be expanded, and such expansion will cross over the existing street; and

**WHEREAS** the City of Platte believes it is in the best interest of the citizens of the City of Platte to vacate said street to allow for the expansion of the dealership, so as to provide better service to the citizens of the Platte area; be it hereby

**RESOLVED**, that Utah Avenue located between lot one (1) of block four (4) and lot two (2) of block three (3) in Howard's Revised First Addition to the town, now city of Platte, in Charles Mix County, South Dakota which intersects Highway 44 on the North and the alley on the South be and the same is hereby vacated.

Dated this 2<sup>nd</sup> day of July, 2012.

/s/

Rick Gustad, Mayor of Platte

/s/

Shauna Meyerink, City Finance Officer

**Award Bid – Sale of 2010 Wheel Loader:** Only one bid was received for the purchase of the 2010 John Deere 544K Wheel Loader. RDO Equipment of Sioux Falls, submitted a purchase bid of \$121,000.00. **Councilmember Overweg motioned to accept RDO Equipments purchase bid of \$121,000.00 for the City's 2010 John Deere 544K Wheel Loader. Motion seconded by Dalldorf. Motion carried on voice vote of 6-0.**

**Award Bid – Purchase Wheel Loader:** Two bids were received for a 2012 or newer wheel loader: Sheehan Mack Sales & Equipment bid a Volvo L70G Wheel Loader for \$138,250.00 with a delivery date of November 15, 2012. RDO Equipment Company submitted a bid for a 2012 John Deere 544K Wheel Loader for \$130,000.00 to be delivered within 80-100 days. **Councilmember Lang motioned to accept RDO Equipment Company's bid of \$130,000.00 for a 2012 John Deere 544K Wheel Loader. Motion seconded by Hoppe. Motion carried on voice vote of 6-0.**

**COUNCIL COMMENTS.** There being no further business before the City Council, **Dalldorf moved and Lang seconded to adjourn the meeting at 8:29 p.m. Motion passed on voice vote.**

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

By: \_\_\_\_\_  
Rick Gustad  
Mayor

ATTEST:

\_\_\_\_\_  
Shauna Meyerink  
City Finance Officer