

**CITY OF PLATTE
CITY COUNCIL PROCEEDINGS
APPROVED REGULAR MEETING
May 20, 2013**

Mayor Gustad called the meeting to order at Platte City Hall at 7:30 p.m. Those present for roll call were: Joel Foxley, Rick Gustad, Rich Hoppe, Jarrod Lang, Jerry Overweg, and Todd Spoelstra. Councilmember Lorraine Plooster was absent. Others present were: Jerome Bentz, Lisa Brumbaugh, Lisa Creasey, Cindy Deadrick, Deb Foxley, Sadie Hanson, Michele Holzbauer, Marc King, Kevin Kuiper, Shauna Meyerink, Ralph Nachtigal, Elizabeth Nepodal, Brandon Semmler, Melanie Sondgeroth, Laura VandenBerge, and Ken VanZee.

AGENDA.

MINUTES. Councilmember Spoelstra motioned to approve the May 6, 2013, regular meeting minutes as presented. Motion seconded by Hoppe. Motion carried on voice vote of 5-0.

REPORTS.

Mayor Gustad and Councilmembers: No report.

Finance Officer. Finance Officer Meyerink reported on the following topics: 1) Informed the Council of the pre-construction meeting held on May 9th for the Apron and Taxiway expansion project. Construction was scheduled to begin on Tuesday May 14th. As of May 17th the base course was basically finished. The week of May 20 – 24th was scheduled to prime, weather permitting. Once priming is complete they can begin laying asphalt. Asphaltting will take place approximately two weeks from May 20th, weather permitting also. 2) The Elected Officials training will be held in Pierre on July 24th. 3) It was determined today that the compressor went out of the roof top unit for the office so that will be replaced.

Police Department. Chief Semmler reported on the following topics: 1) That Officer Sarne has taken the reciprocity exam and they are now awaiting results.

Public Works. City Superintendent Kuiper reported on the following topics: 1) The results of the second lagoon sample has arrived and discharging has begun. 2) The pool is cleaned and prepped to be painted; will paint as soon as weather permits. 3) The materials are here for the disc golf course. Kuiper stated he discussed the disc golf course with a gentleman from Pierre who is a state champion in disc golf. The gentleman would be willing to come to Platte for \$100.00 to assist in designing the course here. Kuiper has spoke to both Matthew Randall and Frank Cutler about the idea and both were in favor of the assistance. The council granted permission to have the guy from Pierre to help design the disc golf course in South Park.

Chamber. Laura VandenBerge reported on the following items for the Chamber: 1) The annual fishing tournament received a good turnout this year with 90 teams participating. It has seemed to improve the tournament by making it a one day tournament versus a two day. 2) Presented a printout of the visitation overview of the new website. The site has had an increase of 14.9% of new visitors. 3) There was an insert about Platte in the American Journal Magazine. 4) VandenBerge showed the council the updated poster which is displayed in various information centers across South Dakota. 6) The newly updated brochure was presented. Three thousand copies were printed. They are distributed to information centers, motels, convenient stores, and also mailed out to anyone who inquires about Platte.

PUBLIC FORUM.

BUILDING PERMITS.

Finance Officer Meyerink presented the following list of approved building permits: 1) A cement patio, sidewalk, and drive way to be replaced at 420 South Ohio for Sharon Groskopf. 2) A 40'x128'x40' chain link fence to be installed at Sharon Groskopf's property at 420 South Ohio. 3) A 7'x9' awning to be built at 11 East North Street for Tom Jaeger. 4) A 16'x6' deck to be added to the property of Donna Travis at 810 Main Avenue.

CLAIMS.

Councilmember Lang motioned to approve all claims upon the correction of a payee from VanZee Gravel to Konechne Heating and Cooling for the roof vent filters. Motion seconded by Foxley. Motion carried on roll call vote of 5-0. (Attached as separate document)

OLD BUSINESS.

2012 Annual Report: Councilmember Spoelstra moved and Lang seconded to approve the 2012 Annual Financial Report presented on May 6th. Motion carried on voice vote of 5-0.

Stop Sign at Pennsylvania & 4th Street: Councilmember Lang explained to the council that he thought about the request after the previous meeting and feels that it is not the duty of the council to go around town changing signs to accommodate individuals who feel there is a problem with existing signage but rather the duty of the police department to enforce what is already established. Councilmember Spoelstra stated he thought the same way for a while but it has been brought to the councils attention several times. Councilmember Foxley explained that he agreed with Lang that the stop sign should remain in the existing locations. **Councilmember Lang motioned to rescind the May 6th motion removing the stop signs on Pennsylvania Avenue at the Pennsylvania Avenue and 4th Street intersection; and to install yield signs on 4th Street at the Pennsylvania Avenue and 4th Street intersection. Motion seconded by Foxley. Motion carried on a roll call vote of 3-2, Councilmembers Foxley, Hoppe, and Lang voted in favor and Councilmembers Overweg and Spoelstra opposing the motion.**

Oath of Offices: Finance Officer Meyerink administered the Oath of Office for Mayor Gustad.

Winter Road Maintenance: The concern with the Winter Road Maintenance was to determine who should make the call of the policy being violated. It was determined that the street department should make that determination; however, that cannot take place until the current policy is incorporated into an ordinance. City Attorney Whalen will research the details and draft some language. No further action was taken at this time.

NEW BUSINESS.

Pool Committee: Tim Whalen was present on behalf of the pool committee to discuss the need to move forward with the process of the new pool. Whalen explained he has completed the 501-C-3 paperwork for the committee and they are now waiting on the IRS to process the information. Whalen informed the council that his only experience in working with a committee and board, in this case a council, with the same goal was with the track project. Whalen expressed the importance of breaking down the project into phases. In this case, phase one would be determining the location and design; phase two would be the process of going to bid; and phase three would be the construction of the pool. Whalen stated the pool committee would like to recommend and request the council make a motion to set the Southeast corner of South Park as the location of the new pool. Council discussed different scenarios and situations that would be both a benefit and a hindrance to the location and therefore were not comfortable setting an exact location without engineering being involved. Mayor Gustad explained to Whalen that it was the council's objective to have an engineer involved for determining the location, design, and plan for the new pool. The council also had intentions of contacting engineering firms this year to begin discussing the pool but was waiting to find out how the budget was looking for the year. Mayor Gustad also informed Whalen that the City will not be taking on any additional debt until at least 2016 due to current bond payments which was previously

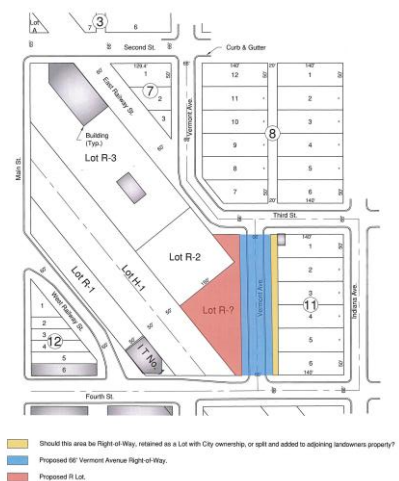
explained to the committee. **Motion by Spoelstra to preliminarily approve the new swimming pool location to be in the SE corner of South Park; and preliminarily approve the pool design that was previously submitted by the Platte Pool Committee; and send out RFPs to engineers for purposes of reviewing their credentials to act as the engineer for the design and construction of the new pool. Motion seconded by Councilmember Hoppe. Motion carried on voice vote of 5-0.**

Randal Brumbaugh: Brumbaugh approached the council regarding the \$125.00 invoice sent for snow removal based on the May 6th City Council meeting. Brumbaugh expressed that he is innocent until proven guilty and in this case he does not believe he did anything illegal. Brumbaugh stated that he has no intentions of paying the bill and will have to be brought before Small Claims if the City still wishes to pursue the issue. Mayor Gustad informed City Attorney Tim Whalen of the situation which was discussed on May 6th. Whalen informed the council that the Winter Road Maintenance Policy is not an ordinance and therefore no fees can be assessed in his opinion. If the City wishes to correct the issue for next winter, Whalen was willing to draft new language to incorporate it into the ordinance. Mayor Gustad directed Whalen to draft new language to correct the ordinance so the Council and City have authority to take necessary action in violation cases. **Councilmember Hoppe moved and Foxley seconded to rescind the May 6th motion billing Randal Brumbaugh \$125.00 for snow removal off the corner of Highway 45 and Second Street. Motion carried on voice vote of 5-0.**

Second Reading of Supplemental Ordinance #327: Supplemental Ordinance No. 327 will provide annual appropriations to conduct the indispensable functions of the Street Department of the General Fund in the amount of \$23,840.61, the Sanitation Department of the General Fund in the amount of \$2,352.73, the Airport Department of the General Fund in the amount of \$731,087.73, the Recreation Complex of the General Fund in the amount of \$8,055.08, the Parks Department of the General Fund in the amount of \$7,350.45, and the Library Department of the General Fund by \$442.51; the Water Department by \$721.00 with transferring \$25,000.00 from Contingency, a donation from Summer Recreation Program of \$5,556.46, a DOT Grant of \$697,032.93, and from transferring \$45,539.72 from reserves. **Councilmember Spoelstra motioned and Lang seconded approving the second reading of Supplemental Ordinance No. 327. Motion carried on roll call vote of 5-0.**

First Reading of Supplemental Ordinance #328: Supplemental Ordinance No. 328 will provide annual appropriations to conduct the indispensable functions of the Special Projects line of the Water Department Fund. This will transfer funds from reserves to the Special Project line of the Water Department Fund in the amount of \$23,697.50. **Councilmember Overweg moved and Hoppe seconded to approve the first reading of Supplemental Ordinance No. 328. Motion carried on roll call vote of 5-0.**

R Lot Survey Question: Finance Officer Meyerink presented the diagram on the right. Mayor Gustad explained the diagram. The proposed question is whether or not the area in yellow will remain a right-of-way or if the council would like to discuss the option of giving it to the landowners. Finance Officer Meyerink was instructed to find out if the homeowners can petition for the ground or the estimated costs of giving them the ground.



Set Public Hearing for Liquor License Renewals: Councilmember Foxley moved and Spoelstra seconded to set the public hearing for liquor license renewals for Monday June 3, 2012, at 8:00 p.m. Motion carried on voice vote of 5-0.

Set Public Hearing for Liquor License Application: Councilmember Hoppe moved and Lang seconded to set the public hearing for Monday June 3, 2012 at 8:15 p.m. for the consideration of an on-off sale retail wine license. Motion carried on voice vote of 5-0.

Planning Commission Recommendation: Councilmember Lang explained the Planning Commission recommends the approval of the variance request by Pranger's Feed Mill, owner John Pranger.

Set Public Hearing for Variance Request: Councilmember Spoelstra moved and Foxley seconded to set the public hearing for Monday June 3, 2012 at 8:30 p.m. for the consideration of a variance by Pranger's Feed Mill. Motion carried on roll call vote of 5-0.

Advertise for Hay Bids: Councilmember Hoppe motioned to advertise for hay bids for 2013 with bids due by Friday, May 31st to be considered at the Monday, June 3rd regular City Council meeting; a minimum amount of \$210.50 will be required if haying is not completed and all payments for hay must be submitted by November 1st of the concurring year or be subject to standard city finance charges of 18%. Motion seconded by Councilmember Foxley. Motion carried on voice vote of 5-0.

Airport Advisory Board: Mayor Gustad informed the council that Dr. Regg Hagge has resigned from the Airport Advisory Board effect immediately. An appointment for a replacement board member will be provided at a following meeting.

COUNCIL COMMENTS. There being no further business before the City Council, **Spoelstra moved and Hoppe seconded to adjourn the meeting at 9:06 p.m. Motion passed on voice vote of 5-0.**

DATED: _____

By: _____
Rick Gustad
Mayor

ATTEST:

Shauna Meyerink
City Finance Officer