

**CITY OF PLATTE
CITY COUNCIL PROCEEDINGS
APPROVED REGULAR MEETING
May 6, 2013**

Vice President Jarrod Lang called the meeting to order at Platte City Hall at 7:45 p.m. Those present for roll call were: Rich Hoppe, Jarrod Lang, Jerry Overweg, and Todd Spoelstra. Councilmembers Joel Foxley, Rick Gustad, and Lorraine Plooster were absent. Others present were: Mitch Antonsen, Kevin Kuiper, Shauna Meyerink, Ralph Nachtigal, and Brandon Semmler.

AGENDA.

MINUTES. Councilmember Hoppe motioned to approve the April 15, 2013, regular meeting minutes following the correction that Chief Semmler would be taking crime scene preservation training not fire arms training. Motion seconded by Spoelstra. Motion carried on voice vote of 4-0.

REPORTS.

Councilmember Overweg: Stated that he received a complaint about the police department being on the phone while patrolling.

Finance Officer. Finance Officer Meyerink reported on the following topics: 1) Informed the council that the pre-construction meeting with Helms and Associates will be on Thursday. If anyone plans to attend, please notify the office so we have enough copies prepared for everyone. 2) Requested permission to attend HR and Finance Officer school June 11th – 14th. Meyerink further explained that it is tentatively scheduled to have the 2011-2012 audit starting on the 6th of June. If the audit is still going on, Meyerink will not attend the schooling. Council granted permission for Meyerink to attend the meeting if her schedule permits. 3) Eisenbraun & Associates were in town to research and begin the process of surveying the old skating rink. We should have that plat in the near future.

Police Department. Chief Semmler presented the following report for the month of April:

AGE RELATED ISSUES

JUVENILE CONTACTS	Nos.	ADULT CONTACTS	Nos.
Verbal Warnings	0	Verbal Warnings	12
Written Warnings	0	Written Warnings	21
Written Citations (1 stop)	1	Written Citations	2
Traffic Complaints Received	0	Traffic Complaints Received	1
Total Traffic Stops (Non-Alcohol)	1	Total Traffic Stops (Non-Alcohol)	36
Open Container Citations	0		
Underage Tobacco	0	DWI Arrests	0
DWI Arrests	0	Open Container Warnings	1
Underage Consumption (-18)	0	Open Container Citations	0
Underage Consumption (+18)	0	Field Sobriety Tests Only	0
Total Alcohol Related Contacts	0	Total Alcohol Related Contacts	1

NON-AGE DELINEATED CONTACTS

Property Related Issues	Nos.	Family Violence	Nos.
Vehicle Accidents	1	Complaints	1
Warrant Arrests	1	Arrests	0
Burglary Complaints	0	Protective Custody	0
Drug Reports/Complaints	1	Domestic Violence Calls	2
Welfare Checks	1	Dog Issues	
Robbery Arrests	0	Complaints	2
Theft Reports	1	Dogs Captured	0
Vandalism Reports	0	Dogs Terminated	0
Auto Thefts	0	Owners Warned	1
Assaults	0	Owners Issued Tickets	0
Other Complaints/Misc. Calls	44		
Other Arrests	0	Other Animals – Complaints	0
911 Calls	1	Terminated	0

GENERAL OPERATIONS STATISTICS

Miles Driven on 2011 Dodge	1700	Ambulance Assists	0
Miles Driven on Ford Crown Vic 09	1000	Community Service Performed	1
Time Vehicle Out of Service	0	Training Sessions Attended	2
Hours Spent in Court	1	Business Alarms	0
Funeral Escorts	1	Motorist Assists	3

Chief Semmler reported on the following topics: 1) Both Officer Sarne and Chief Semmler passed the fire arms training course recently taken. 2) Semmler asked the 3rd and 4th grade classes to design posters to place around town in awareness of seat belt safety. 3) Chief Semmler reported on the Police Chief conference he attended in Deadwood. Discussion was held regarding transient vendors and legislation. The conference held a active shooter course and notified the Chiefs of a Police Chief Academy being put together which would be held sometime in September or October. 4) Officer Sarne will take his reciprocity exam on May 15th in Mitchell. This test can take approximately 9 hours.

Public Works. City Superintendent Kuiper reported on the following topics: 1) The previous lagoon sample sent in for permission to discharge was denied due to high ammonia levels. Kuiper contacted the state explaining the need for a discharge. Kuiper was given some ideas to help lower the ammonia levels which he did follow. A new sample was sent in but results have not been received. The aerators have been turned on in the first pond. Councilmember Overweg questioned if the ammonia levels are commonly higher in the spring. Kuiper explained that they can possibly be. A transfer from pond two to pond three could have caused a slight increase in levels and it is always hard to determine what winter is going to do to the levels. 2) Michael Buitenbos started on Monday the 6th. Turner Antonsen will begin after graduation. 3) The pool has been drained and it will need to be painted again this year. Kuiper’s intentions are to have the pool filled and heated by the end of May. 4) Normal spring cleanup is well underway. The baseball fields have been prepped and are ready to go. The snow piles have been cleaned up.

PUBLIC FORUM.

BUILDING PERMITS.

Meyerink reported that she approved a 6' fence for the rear yard at Klazina Kok's property which is at 809 South Delaware Avenue.

CLAIMS.

Councilmember Hoppe motioned to approve all claims as presented. Motion seconded by Spoelstra. Motion carried on roll call vote of 4-0. (Attached as separate document)

OLD BUSINESS.

None

NEW BUSINESS.

Stop Sign Request – Mitch Antonsen: Mitch Antonsen approached the City council in regards to the stop sign at the corner of 4th Street and Pennsylvania. Antonsen explained individuals run the stop sign and therefore it would make more sense to have the sign on 4th Street where traffic is going East and West. Antonsen contacted the police department regarding the issue and they have been patrolling the area. Antonsen explained it was dangerous for families living near the intersection. The issue has been problematic for a period of time. Chief Semmler stated that patrolling has been taking place however, no tickets have been warranted at this time. **Councilmember Spoelstra moved to remove 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 Councilmember Hoppe. Motion carried on a voice vote of 4-0.**

Pool Committee: Was unable to attend the meeting therefore will be rescheduled.

Lifeguard Application: Meyerink explained an application was submitted by Sid Holter for lifeguarding. Meyerink spoke to Manager Tami Smit who informed her that she was in need of another certified WSI instructor for the summer and therefore would like to offer him a position. **Councilmember Hoppe moved and Spoelstra seconded to hire Sid Holter as a lifeguard/WSI instructor for the 2013 summer season at \$7.75 per hour. Motion carried on voice vote of 4-0.**

Snow Removal Policy: Vice-President Lang explained that he had initiated the item. Lang further explained that 1 Block North of the City Office on Highway 45 an individual piled snow from their lot onto the corner of Highway 45 and Second Street. Lang stated that due to the pile, visibility to the North was impossible until the front of his pickup was nearly crossing the yellow line in the middle of the Highway. The pile appeared to be 15' high. Upon, personally witnessing the conditions, Lang determined the party should be invoiced for the time the maintenance department had to take and re-clean the area. Councilmember Overweg stated that a person in his neighborhood did the same thing and they were not billed. Overweg also stated that they cannot pick and choose who is billed and who is not. Spoelstra commented that it was a poor choice by the individual. Hoppe questioned if it was a state issue. Kuiper explained that the State DOT is concerned about the Highways. They will clean Main Street curb to curb if the rest of the highway is completely open. Kuiper went into further detail that the traffic in City limits is his concern and the state will help if they have time but they are obligated to the safety of the state highways first and foremost.

Councilmember Lang moved to bill the party \$125.00 for snow removal off the corner of Highway 45 and Second Street. Councilmember Hoppe seconded the motion. Motion carried on a voice vote of 3-1 with Councilmember Overweg opposing.

Street Light Changes: Northwestern Energy proposed that the City consider replacing the street lights in the Main Street Alleys. A total of 12 lights would be replaced all together. This would increase the total bill by approximately \$246.00 per year. The new lighting system would give a considerable amount of lighting by replacing the existing 175 mercury vapor lights with 150 HPS lights. Kuiper stated that the light behind Kuip's Lounge has been changed and it is much brighter. Kuiper doesn't believe any businessman in town

will object to the new lights. **Councilmember Overweg moved and Spoelstra seconded to change out the 175 mercury vapor lights with 150 hps lights in the Main Street Alleys. Motion carried on voice vote of 4-0.**

Request to Close County Road: Meyerink explained she had received a call from a Reign Fest committee member and the request was to close County Road on June 9th from 12:00 noon until 8:00 p.m. This would be during the Go Fish concert to be held at South Park. Councilmember Hoppe questioned when the schedule was to pave County Road. Kuiper explained that the schedule is not yet set. When the contractors are ready, they will notify Kuiper who will then prepared the road and it will be done within a short period thereof. Kuiper did not believe the two schedules would conflict. **Councilmember Hoppe moved to close County Road during the Go Fish concert on June 9th from 12:00 noon until 8:00 p.m. Motion seconded by Overweg. Motion carried on voice vote of 4-0.**

Oath of Offices: Finance Officer Meyerink administered the Oath of Office for Jarrod Lang, Ward I, Rich Hoppe, Ward II, and Todd Spoelstra, Ward III.

Award Asphalt Testing: Three bids were received for the asphalt testing at the Platte Municipal Airport for the taxiway and apron expansion. Those bids were as follows: American Engineering, Inc. proposed on-site testing at a cost \$4,480.00; American Engineering, Inc. proposed a cost of \$3,900.00 to test at their Sioux Falls laboratory; and Aaron Swan & Associates proposed a cost of \$2,715.00. Helms & Associates recommended accepting the proposal from Aaron Swan & Associates. **Councilmember Hoppe moved to accept the proposal from Aaron Swan & Associates in the amount \$2,715.00, to conduct asphalt testing and reporting for construction of the new Apron and Taxiway Improvements at the Platte Municipal Airport. Motion seconded by Spoelstra. Motion carried on voice vote of 4-0.**

Affidavit Resolutions: Finance Officer Meyerink presented Resolution No. 050613-01 which will correct the legal description of the annexed property on resolution number 020711-01.

RESOLUTION NO. 050613-01

WHEREAS, Platte-Geddes School District 11-5 has petitioned the City of Platte, pursuant to SDCL 9-4-1, to annex certain real property into the corporate limits of the City of Platte; and

WHEREAS, Resolution Number 020711-01 contained technical errors which needed to be corrected by a subsequent resolution.

NOW, THEREFORE, BE IT RESOLVED by The City Council of the City of Platte, South Dakota, that the following described real property is hereby annexed into the corporate limits of the City of Platte, South Dakota:

DESCRIPTION OF TRACT TO BE ANNEXED

A Plat of the Hillside Addition, lying in the Southeast Quarter (SE ¼), Section 13, Township 99 North, Range 68 West of the 5th P.M., Charles Mix County, South Dakota, containing 15 acres more or less which includes the extensions of First and Third Streets.

Further this resolution shall amend and correct Resolution Number 020711-01.

Adopted this 5 day of May, 2013.

/s/

Rick Gustad, Mayor

ATTEST:

/s/

Shauna Meyerink, Finance Officer

Councilmember Hoppe moved and Lang seconded to approve Resolution No. 050613-01, a resolution approving the amendment and correction of resolution number 020711-01. Motion carried on voice vote of 4-0.

Meyerink presented Resolution No 050613-02 prepared to include the extentions of Montana Avenue, 11th Street, and 13th Streets which should have been included in Resolution No. 040212-01.

RESOLUTION NO. 050613-02

WHEREAS, Chad and Darla Johnson has petitioned the City of Platte, pursuant to SDCL 9-4-1, to annex certain real property into the corporate limits of the City of Platte.

WHEREAS, Resolution Number 040212-01 contained an omission which needed to be corrected by a subsequent resolution.

NOW, THEREFORE, BE IT RESOLVED by The City Council of the City of Platte, South Dakota, that the following described real property is hereby annexed into the corporate limits of the City of Platte, South Dakota:

DESCRIPTION OF TRACT TO BE ANNEXED

A Plat of Lot 1 of Blocks 2, Lot 1, 2 and 3 of Block 3, Lots 1 and 2 of Block 4, Lot 1 of Block 5 and Outlot 2 of Sunset Acres, City of Platte, South Dakota, formerly known as: Lot 1 of Block 2, Lots 1, 2 and 3 of Block 3, Lot 1 of Block 4, Outlots 1 and 2 of Sunset Acres, City of Platte, South Dakota and a portion of Lot C-4 lying in the Northeast Quarter (NE1/4) of Section 23, Township 99 North, Range 68 West of the 5th P.M., Charles Mix County, South Dakota, which includes Montana Avenue, 11th Street, and 13th Street.

Further this resolution shall amend and correct Resolution Number 040212-01

Adopted this 6th day of May, 2013.

/s/

Rick Gustad, Mayor

ATTEST:

/s/

Shauna Meyerink, Finance Officer

Councilmember Lang moved and Overweg seconded to approve Resolution No. 050613-02, a resolution approving the amendment and correction of resolution number 040212-01. Motion carried on voice vote of 4-0.

Annual Report: Finance Officer Meyerink presented the annual report for fiscal year 2012. Councilmember Spoelstra asked that they take action on the report at the May 20th meeting so council can have time to review the report. No further action was taken at this time.

Supplemental Ordinance: Finance Officer Meyerink presented the following supplemental ordinance for fiscal year 2012.

SUPPLEMENTAL APPROPRIATION ORDINANCE NO. 327

Be it ordained by the City Council of the City of Platte, South Dakota that Ordinance No. 327, the Fiscal Year 2012 Appropriations Ordinance be supplemented as outlined below:

Section 1 Whereas there was a failure to provide by the annual appropriation ordinance for 2012 a sufficient appropriation to enable the City of Platte, South Dakota to conduct the

indispensable functions of government relating to the operation and maintenance of the Street Department, Sanitation Department, Airport, Recreation Complex, Parks Department, and Library Department of the General Fund, and 2012 Water Fund. Now therefore, the following sums are hereby appropriated for the continued operation and maintenance of the designated funds and departments:

General Fund:	
Street	\$ 23,840.61
Sanitation	\$ 2,352.73
Airport	\$ 731,087.73
Recreation Complex	\$ 8,055.08
Parks	\$ 7,350.45
Library	\$ 442.51
	<u>\$ 773,129.11</u>

Source of Funding:	
Contingency Transfer	\$ 25,000.00
Summer Recreation Program	\$ 5,556.46
DOT Grant	\$ 697,032.93
Undesignated Fund Balance	\$ 45,539.72
	<u>\$ 773,129.11</u>

Water Fund:	<u>\$ 721.00</u>
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Source of Funding:	
Undesignated Fund Balance	<u>\$ 721.00</u>

Section 2 All ordinances or parts of ordinances in conflict herewith are hereby expressly repealed.

Section 3 Should any section or sections of this ordinance be declared unconstitutional by a court of last resort, the same shall not invalidate the remaining sections of this ordinance.

By:
Rick Gustad
Mayor

ATTEST:
Shauna Meyerink
City Finance Officer

First Reading: May 6, 2013
Second Reading: May 20, 2013
Approved: May 20, 2013
Published: May 23, 2013

Councilmember Hoppe moved and Spoelstra seconded giving first reading to Supplemental Ordinance No 327 providing appropriations for the continued operation and maintenance of the designated funds and departments. Motion carried on voice vote of 4-0.

COUNCIL COMMENTS. There being no further business before the City Council, **Spolstra moved and Lang seconded to adjourn the meeting at 8:55p.m. Motion passed on voice vote of 4-0.**

DATED: _____

By: _____
Rick Gustad
Mayor

ATTEST:

Shauna Meyerink
City Finance Officer