

**MINUTES OF THE REGULAR MEETING OF THE SALEM CITY COUNCIL HELD IN THE COUNCIL ROOM OF CITY HALL IN SALEM SOUTH DAKOTA ON MONDAY, OCTOBER 7, 2013 AT 6:00 P.M.**

Mayor Robin Rayman called the meeting to order with Council Members Ben Johnson, Ron Mayrose, Doug Mokros and Robin Westhoff present. Foreman William Selland; Ed Kranz – Planning Commission; Ray McCorkell, Francisca Boggess and Donna Zahrdt were also present. Council members George Eichacker and Laura Gessner were absent.

Motion Mokros, second Mayrose, carried, to approve the minutes of September 9, 2013 and September 23, 2013 as written.

Motion Mayrose, second Mokros, carried, to approve the following reports: the Finance report stating a balance of \$2,160,340.89 for all funds and includes all investments and cash on hand; sewer pumpage of 4,659,000 gallons; water pumpage of 3,700,000 gallons; and the bacteriology and fluoride reports are unsatisfactory.

Motion Mokros, second Mayrose, carried, to approve the monthly police report from the McCook County Sheriff Dept.

Motion Mayrose, second Mokros, carried, to enter into executive session at 6:05 p.m. to discuss personnel performance - SDCL 1-25-2 (1).

Mayor Rayman declared out of executive session at 6:10 p.m.

Motion Mokros, second Johnson, carried, to approve a .25 cent raise for Dustin Weber effective 10/07/2013.

Motion Mokros, second Johnson, carried, to approve the Foreman report presented by Foreman Selland. The following items were discussed:

- Water Treatment Plant filter cleaning options from Consolidated Water Solutions were reviewed.
- Bob Hansen's request to clean out the culverts under Richard Ave. Consensus of the Council is to remove the debris on the south side of the culverts and shape the ditch so the flow is not restricted. Twedt Construction or Matthaai Excavating will be contacted for this work.
- Surplus of the old Main Street lights and 1972 Cat Maintainer.
- Southeastern Electric easement. Review of document from City Attorney Gerlach was discussed.

Motion Mayrose, second Westhoff, carried, to hire Consolidated Water Solutions to perform an on-site annual deep cleaning of the Nano Filters. Two days will be spent on-site cleaning and testing for a cost of \$6,500.00 which includes the chemical cost. This will allow the City employees to train on the new cleaning process and determine if they will be able to perform the process in the future.

Motion Johnson, second Westhoff, to declare the 28 existing steel main street light poles surplus and junk as they are no longer useful or suitable for the purpose for which they were acquired. The poles will be sold as scrap metal.

Motion Mayrose, second Mokros, carried, to approve the following resolution:

**RESOLUTION 2013-005**

**A RESOLUTION TO DECLARE CITY PROPERTY AS SURPLUS AND FOR SALE**

**BE IT RESOLVED AS FOLLOWS:**

**WHEREAS**, the City Council has decided that a certain item is not useful to the City anymore and have declared it surplus property;

**AND WHEREAS**, the item has been appraised by the council acting as a “Board of Appraisers”;

**NOW, THEREFORE, BE IS RESOLVED**, the following item will be advertised for sale as required by SDCL 6-13-4:

- 1) 1972 CAT MAINTAINER– appraised value \$10,000.00.

Dated this 7<sup>th</sup> day of October, 2013 in Salem, South Dakota.

Robin Rayman,  
Mayor

ATTEST:

Lori Heumiller  
Finance Officer

The progress report on the Main Street Lighting Project from WPE was reviewed. The shipping date on the new street lights is December 15, 2013. The concrete cuts have been filled with chips for the winter. Motion Mayrose, second Mokros, carried, to approve the pay request from Pulse Electric in the amount of \$56,122.55 for work performed to date on the Main Street Lighting Project.

Committee reports were given.

Motion Mayrose, second Mokros, carried to approve the following claims:

**PAYROLL:** FINANCE OFFICE \$3908.42; CITY HALL \$28.35; STREETS \$1140.14; MOSQUITO CONTROL \$75.18; RESTRICTED-USE SITE \$558.00; PARKS \$954.89; ARMORY \$769.33; STORM SEWER \$47.25; WATER \$5824.68; SEWER \$966.83; PAYROLL TAXES \$1046.11; CITY SHARE: HEALTH \$1839.48; DENTAL \$94.78; AFLAC \$95.28; LIFE 43.80; RETIREMENT \$830.65.

**CLAIMS:**

| <u>Vendor Name</u>           | <u>Invoice Description</u>        | <u>Total</u> |
|------------------------------|-----------------------------------|--------------|
| AMERIPRIDE SERVICES INC      | RUG SERVICE CITYHALL/ARMORY       | 104.37       |
| ARON KOURIL                  | DEPOSIT REFUND                    | 41.90        |
| AVENET LLC                   | GOV OFFICE WEBSITE DUES           | 450.00       |
| CALVIN SANDINE               | RADIUS - JEFF/PECK NW             | 642.60       |
| CAMERON HOWARD               | REFUND PREPAYMT UB BILL & DEPOSIT | 244.15       |
| CENTRAL FARMERS CO-OP        | FUEL/SUPPLIES: ST/WA/SE           | 707.28       |
| CENTURY BUSINESS PRODUCTS    | MAINTENANCE AGREEMENT             | 22.50        |
| CLETAS ALTERATIONS           | SUMMER REC: REPAIR PANTS (7)      | 28.00        |
| DETCO                        | SUPPLIES: SEWER/WA/PARKS/ARM      | 499.72       |
| DIVISION OF AGRICULTURAL SER | 2013 PESTICIDE RENEWAL TRAINING   | 60.00        |
| FREMAR LLC                   | CHEMICALS: PARKS                  | 167.00       |
| GRAINGER INC                 | SUPPLIES: ARMORY                  | 32.13        |
| HAWKINS INC                  | CHEMICALS WTP                     | 7,380.90     |
| HD SUPPLY WATERWORKS         | DISTRIBUTION SUPPLIES             | 2,143.53     |
| JAN MCCORKELL                | DEPOSIT REFUND                    | 15.10        |
| JOHNSON BROTHERS FAMOUS      | OPERATING AGREEMENT PURCHASES     | 5,068.74     |
| JP COOKE COMPANY             | 2014 DOG LICENSE & SUPPLIES       | 80.47        |

|                             |                                   |            |
|-----------------------------|-----------------------------------|------------|
| KUNDERT WILLIAMS INS AGENCY | BACKSTOP/FENCE ENDORSEMENT        | 70.00      |
| LORI A HEUMILLER            | PAINT: NEW STREET LIGHTS          | 102.80     |
| MARJORIE LAMPE              | DEPOSIT REFUND                    | 15.10      |
| MCCOOK COUNTY AUDITOR       | LAW CONTRACT                      | 6,985.34   |
| MCCORMICK MOTORS INC        | WATER/SEWER VEHICLE REPAIR        | 73.08      |
| MIDAMERICAN ENERGY CO       | UTILITIES                         | 76.77      |
| MIDAMERICAN RESEARCH CHEM   | MOSQUITO SPRAY                    | 2,715.90   |
| NOVAK SANITARY SERVICE      | GARBAGE CONTRACT                  | 6,356.49   |
| PATRICK CRANNY              | CDL DRIVING EXAM                  | 90.00      |
| PETTY CASH                  | POSTAGE: FINOFF/WATER             | 107.88     |
| PULSE ELECTRIC INC          | STREET LIGHT PROJECT              | 56,122.55  |
| PUTHOFF REPAIR SALES & SERV | SWEeper - PUMP                    | 176.00     |
| QUILL CORPORATION           | CITY HALL SUPPLIES                | 265.57     |
| R & S SANITATION INC        | GARBAGE SERVICE                   | 138.14     |
| REPUBLIC BEVERAGE COMPANY   | OPERATING AGEEMENT PURCHASES      | 3,496.46   |
| SALEM CONCRETE              | CURB/GUTTER ARMORY RADIUS         | 550.00     |
| SALEM FARMERS MARKET        | SUPPLIES: WATER DEPT              | 22.76      |
| SALEM SPECIAL               | PUBLISHING                        | 316.13     |
| SALEM WATER DEPARTMENT      | UTILITIES - ARMORY/STREETS        | 120.01     |
| SCHMUCKER PAUL NOHR & ASSO  | CURB/GUTTER DESIGN                | 170.00     |
| SD MUNICIPAL LEAGUE         | ELECTION WORKSHOP                 | 25.00      |
| SD UNEMPLOYEMENT INSURAN    | 3RD QTR UNEMPLOYMENT              | 34.29      |
| SERVALL TOWEL & LINEN       | TOWEL SERVICE: STREETS            | 16.80      |
| SHORT STOP                  | FUEL: WATER/SEWER                 | 57.46      |
| SIOUX FALLS SERVICES        | COMPUTER OFF SITE BACKUP          | 34.00      |
| SOUTH DAKOTA ONE CALL       | SEPT 2013 LOCATES                 | 22.05      |
| SOUTHEASTERN ELECTRIC COOP  | UTILITIES                         | 155.91     |
| STATE OF SOUTH DAKOTA       | WATER TESTING FEES                | 110.00     |
| STATE TREASURER             | SALES TAX - SEPT 2013 COLLECTIONS | 488.40     |
| STURDEVANT'S SALEM INC      | SUPPLIES: ARMORY/POOL/PARKS/SE    | 97.93      |
| T & C PIT STOP INC          | FUEL: ARM/ST/WA/SE                | 205.49     |
| THE FIRST NATIONAL BANK SFL | CW & DW LOAN PAYMENTS             | 38,842.41  |
| THOMAS OYEN                 | SEWER PIPE - SUPPLIES             | 28.20      |
| TRIOTEL COMMUNICATIONS INC  | UTILITIES                         | 321.93     |
| TWEDT CONSTRUCTION          | WATER MAIN REPLACEMENT            | 45,000.00  |
| USABLUBOOK                  | WTP FILTERS                       | 1,352.05   |
| US POSTAL SERVICE           | 2-BOXES STAMPED ENVLEOPES         | 565.10     |
| VERIZON WIRELESS            | UTILITIES                         | 87.58      |
| XCEL ENERGY                 | UTILITIES                         | 8,978.88   |
| ZAPP HARDWARE               | SUPPLIES: POOL/PARKS/ARM/H2O      | 175.36     |
|                             | TOTAL CLAIMS                      | 192,258.21 |

Motion Mokros, second Johnson, carried, to approve the Second Reading and Adoption of Ordinance No. 600 – an ordinance revising Water Rates; an increase of \$1.10 to the water flat fee and increase of .0001 cents to the cost per gallon. Rate increase is necessary to maintain the required 110% ratio of revenues to operating costs required by DENR and accommodates additional annual funds into the filter replacement reserve. The rate increase will generate approximately \$11,680.00 in revenue. At 6:55 PM, a public hearing was held on the assessments for the abatement of nuisances for FY2013. No one was present and no written comments were received.

Motion Johnson, second Mokros, carried, to approve the following assessment for the abatement of nuisances in the City of Salem for FY2013 to be filed with the McCook County Auditor.

**Simmons, Dennis & Shawna; 351 S Main St, Salem, SD 57058:**  
**Legal Description of Property: Lots 9 & S20' of W16' of Lot 10; Blk 9, Drakes Addt, Salem.**  
**Parcel #17.18.0909: 2013 Mowing Fees - \$144.63**

At 7:00 PM & 7:05 PM, the Council meeting as a "Board of Adjustment" held public hearings on the requests of the following variance applications:

- 7:00 PM - Ronald Schnider a Variance to build (2) Single-Family attached dwellings (14) foot from the south property line instead of the required (20) foot. Legal description of property is Lots 15-20; Blk 16; First Addition, site address is 201 N Idaho Street.
- 7:05 PM - Ray McCorkell a Variance to build a 10 x 16 deck addition (5) foot from the east property line instead of the required (20) foot. Legal description of property is Lots 1 and 2; Blk 76; Pettigrew's 2<sup>nd</sup> Addition, site address is 341 E Richard Ave.

No verbal or written comments against the variances were received from the public. The Planning Commission put a condition on the Conditional Use Permit of Ronald Schnider that no trees or landscaping hindering visibility on the south side of property be planted or constructed due to the heavy traffic on Norton Ave.

Motion Mokros, second Mayrose, carried, to approve the variance application of Ronald Schnider to build (2) Single-Family attached dwellings (14) foot from the south property line instead of the required (20) foot. Legal description of property is Lots 15-20; Blk 16; First Addition, site address is 201 N Idaho Street.

Motion Johnson, second Mayrose, carried, to approve the Variance application of Ray McCorkell to build a 10 x 16 deck addition (5) foot from the east property line instead of the required (20) foot. Legal description of property is Lots 1 and 2; Blk 76; Pettigrew's 2<sup>nd</sup> Addition, site address is 341 E Richard Ave.

Francisca Boggess met with the Council to discuss the on-going sewer smell in her home. Mrs. Boggess stated the lagoons are causing the smell in her home and would like the problem fixed. A letter to Mrs. Boggess from State Plumbing inspector Jeff Leuning was reviewed by the Council. After discussion, the Council recommended the advice of Mr. Leuning to contact an environmental firm or business that specializes in indoor air quality, as the Council can't fix a problem with the lagoon when the problem is an unknown and there have been no other complaints of this nature. The Council will have Foreman Selland check with the owner of the lot north of her house to ensure the sewer line was properly capped when an old trailer house was removed.

Motion Mayrose, second Mokros, carried, to approve the following plat and certify the same:

**CITY COUNCIL CERTIFICATE**

Be it resolved by the City Council of Salem, South Dakota, that the plat known and described as "LOT 1 OF CENTRAL FARMERS ADDITION IN THE NORTHEAST ¼ OF THE NORTHWEST ¼ OF SECTION 24, TOWNSHIP 103 NORTH, RANGE 55 WEST OF THE 5<sup>TH</sup> P.M., McCOOK COUNTY, SOUTH DAKOTA" is hereby approved and that the City Finance Officer is hereby directed to endorse on such plat a copy of this resolution and certify the same hereon, adopted on this 7<sup>th</sup> day of October, 2013.

Mayor, City of Salem, South Dakota

I, the undersigned, the duly appointed, qualified and acting Municipal Finance Officer of the City of Salem, South Dakota, hereby certify that the above resolution is a true and correct copy of the resolution adopted by

the City Council of Salem, South Dakota at a meeting held on 7<sup>th</sup> day of October, 2013.

Municipal Finance Officer, City of Salem, South Dakota

Motion Westhoff, second Mokros, carried, to approve a \$265.52 annual increase to the Novak Sanitary Service's Residential Garbage Collection contract effective 1/1/2014 due to an increase in hauler fees at Sioux Falls Regional Landfill. No increase to the residential fees will be necessary.

Motion Mokros, second Johnson, carried, to set Saturday, October 19<sup>th</sup> & 26<sup>th</sup> as free weekends at the Salem Restricted-Use site; Salem residents and businesses can use the restricted-use site at no charge - only permitted items will be allowed at the site.

Motion Mokros, second Johnson, carried, to adjourn.

Dated this day 7<sup>th</sup> day of October, 2013, at Salem, South Dakota.

Robin Rayman  
Mayor

ATTEST:

Lori Heumiller  
Finance Officer

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