

**MINUTES OF THE REGULAR MEETING OF THE SALEM CITY COUNCIL HELD IN THE COUNCIL ROOM OF CITY HALL IN SALEM SOUTH DAKOTA ON MONDAY, JULY 11, 2016 AT 6:00 P.M.**

Mayor Robin Rayman called the meeting to order with Council Members George Eichacker, Ben Johnson, Ron Mayrose, Doug Mokros and Robin Westhoff present. Foreman William Selland, Brian Mentele; Mary Jo Heiberger; Gabriel Laber of DRG Engineering; Dan Feige & Julie Lambert of EDC Inc; David Alink; and Josh Olsem & Dan Kline of Salem Farmer's Market were also present.

Council member Laura Gessner was absent.

Motions made were unanimous of Council members present unless roll call identifies otherwise.

Motion Mokros, second Eichacker, carried, to approve the minutes of June 6, 2016 and June 27, 2016 as written.

Motion Mayrose, second Johnson, carried, to approve the following reports: the Finance report stating a balance of \$2,769,561.10 for all funds and includes all investments and cash on hand; sewer pumpage of 6,134,000 gallons; water pumpage of 4,000,900 gallons; and the bacteriology report is satisfactory.

Motion Mokros, second Westhoff, carried, to approve the police report provided by the McCook County Sheriff Dept.

Motion Mokros, second Johnson, carried, to approve the Foreman report presented by Foreman Selland.

Dan Feige and Julie Lambert presented information on their "Stabilock" product.

Gabe Laber updated Council on NANO Skid repairs and reviewed the Sewer/Water/Street Project.

At 7:00 p.m., a public hearing was held to consider the following application for a New Retail Off-Sale Malt Beverage and SD Farm Wine License to operate within the municipality for licensing period July 11, 2016 – June 30, 2017.

**Application for Retail Off -Sale Malt Beverage and SD Farm Wine License for:**

Salem Farmers Market, Maynard's Food Center of Westbrook, Inc, (141 S Main St) Lots 1-7; Blk 3, OT, Salem, McCook County, South Dakota.

Josh Olsem & Dan Kline were present to answer questions.

Motion Mokros, second Eichacker, carried, to approve the application for a New Retail Off-Sale Malt Beverage and SD Farm Wine License to operate within the municipality for licensing period July 11, 2016 – June 30, 2017 for Salem Farmers Market, Maynard's Food Center of Westbrook, Inc, (141 S Main St) Lots 1-7; Blk 3, OT, Salem, McCook County, South Dakota.

David Alink was present regarding traffic control in the alley by his business and to ask permission to block off a section of Vermont Street in front of his property this fall for a "Fall Festival". Council has allowed in past; Alink will present request for street closure date at a future meeting.

Motion Eichacker, second Mokros, carried, to declare the pool bathhouse as surplus and junk as it is no longer useful or suitable for the purpose for which it was acquired. Building is to be torn down.

Motion Mayrose, second Westhoff, carried, to declare the playground equipment (slide, jungle-gym, tire swings and regular swings) surplus and junk as they are no longer useful or suitable for the purpose for which they were acquired.

Motion Mayrose, second Johnson, carried, to approve the following:

**RESOLUTION 2016-008**

**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 items are 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 playground equipment will be advertised for sale as required by SDCL 6-13-4:

- |  |          |
|--|----------|
| 1) Cast: Horse Playground Spring Ride -          | \$150.00 |
| 2) Cast: "Paris" Elephant Playground Spring Ride | \$150.00 |
| 3) Cast: Tiger Playground Spring Ride            | \$150.00 |
| 4) Cast: Turtle Playground Spring Ride           | \$150.00 |

Dated this 11 day of July, 2016, in Salem, South Dakota.

Robin Rayman,  
Mayor

ATTEST:

Lori Heumiller  
Finance Officer

Motion Mokros, second Johnson, carried, to approve the agreement with Golden View Colony for the removal of playground equipment. Agreement is on file at City Hall.

Committee reports were given.

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

**Payroll:** Finance Office \$6647.56; City Hall \$34.58; Streets \$1693.79; Restricted-Use Site \$662.56; Mosquito Control \$126.79; Summer Rec \$2625.00; Pool \$4250.22; Parks \$3408.38; Armory \$513.90; Planning/Zoning \$46.24; Storm-Sewer \$370.29; Water \$2675.31; Sewer \$3023.52; Payroll Taxes \$1944.66; City Share: Health \$1775.04; Dental \$94.78; Aflac \$95.28; Life 43.80; Retirement \$1004.27.

**Claims:**

VENDOR NAME	DESCRIPTION	AMOUNT
S.D.R.S -SUPPLEMENT	DUSTIN WEBER, BRIAN MENTELE, LORI HEUMILLER	185.00
AFFORDABLE AUTO BODY	REPL DOOR HANDLE '94 FORD	239.74
BLM COMPANIES LLC	UBBILL OVERPAYMENT	28.90
BOBS CANDY SERVICE INC	POOL MERCHANDISE	433.80
BRANDON LAUER	JUNE 2016 UMPIRING	220.00
C & B OPERATIONS LLC	STREETS: DIESEL EXHAUST FLUID	13.23
CALVIN SANDINE	RADIUS: SW VERMONT/MINNESOTA	832.55
CENTRAL FARMERS CO-OP	DIESEL FUEL: STREETS/SEWR/STSE SUPPLIES: POOL	314.33
CENTURY BUSINESS PRODUCTS	COPIER MAINTENANCE CONTRACT	26.25
COLE CHEESEMAN	JUNE 2016 UMPIRING	210.00
CONSOLIDATED WATER SOLUTIONS	WTP FILTERS	816.84
DARCY OLLERICH	DEPOSIT REFUND	16.19
DAVE'S ELECTRIC	POOL: PUMP REPLACEMENT	156.57
DGR ENGINEERING	WTP IMPROVEMENT CONTRACT	154.00
DUSTTEX SERVICE INC	RUG SERVICE CITYHALL	125.45
FLORAL BOKAY	FUNDER FLOWERS	70.00
FRIEBERG, NELSON & ASK LLP	NUISANCE FILING	1,639.51
GARRETT GASSMAN	JUNE 2016 UMPIRING	60.00

GRAINGER INC	WTP: SUPPLIES	301.95
HAWKINS INC	POOL CHEMICALS	890.26
HD SUPPLY WATERWORKS	(2) MXU UNITS	979.13
HEIMAN FIRE EQUIPMENT	SEWER: SUPPLIES (HOSE)	303.00
HILLYARD	ARMORY/PARK: SUPPLIES	185.45
HOLIDAY INN HOTEL & CONVENTION	HR/FIN OFFICER SCHOOL	305.85
INFRASTRUCTURE DESIGN GROUP IN	BATHHOUSE/PLAYGRD ENGR CONTRACTS	3,805.00
IRON WHEEL SALES & SERVICE INC	POOL: SUPPLIES	3,582.32
ISAAC ANDERSON	JUNE 2016 UMPIRING	10.00
J & L SUPPLY	WEED CONTROL: STREETS	72.00
KW ELECTRIC INC	PARK NIGHT LIGHT REPAIR	280.32
LACEY RENTALS INC	2 PORTABLE RESTROOMS CARNIVAL	250.00
LEWS FIREWORKS INC	2016 FIREWORKS SHOW	3,000.00
LORI A HEUMILLER	REIMBURSEMENT MILEAGE/MEALS	323.36
MATTHEW DEMENT	DEPOSIT REFUND	32.03
MC&R POOLS INC	POOL: 7/5HP 3500RPM 3 PHASE POOL PUMP W/ STRAINER	5,961.00
	SKIMMER NET & CHEMICALS	534.45
MCCOOK COUNTY AUDITOR	POLICE AGREEMENT	7,323.00
MICHAEL TODD & COMPANY INC	LOCATE (PAINT/FLAGS): SWEEPER BROOMS	205.21
	SWEEPER BROOMS & MEASURING WHEEL	1,209.85
MID-AMERICA SPORTS ADVANTAGE	BASEBALL FIELD: DRAG	297.35
MIDAMERICAN ENERGY CO	UTILITIES	96.68
PETTY CASH FINANCE OFFICER	POSTAGE: FIN OFFICE	87.68
PRODUCTIVITY PLUS ACCOUNT	LOADER DOOR HANDLE	71.30
PULSE ELECTRIC INC	CITY HALL: WIRING NEW AC UNIT STARTUP TEST OF GENERATOR	332.66
PUTHOFF REPAIR SALES & SERVICE	STREET: SUPPLIES	47.80
RBS SANITATION INC	CITY SERVICE JUNE 2016 & RESIDENT CONTRACT	5,757.30
RONALD BERTRAM	JUNE UMPIRING	150.00
SALEM CONCRETE	RADIUS: SW VERMONT/MINNESOTA	540.00
SALEM FARMERS MARKET	POOL: MERCH/SUPPLIES WATER/CHALL: SUPPLIES	287.25
SALEM LUMBER CO	SUPPLIES: PARKS	107.48
SALEM SALES INC	FUEL	329.73
SALEM SPECIAL	JUNE 2016 PUBLISHING	339.46
SALEM WATER DEPARTMENT	UTILITIES	886.02
SERVALL TOWEL & LINEN	RAG SERVICE: STREETS	16.80
SIOUX FALLS NETWORKS	MONTHLY BACKUP SERVICE	34.00
SOUTH DAKOTA DEPT OF LABOR	2016 2ND QTR UNEMPLOYMENT	33.87
SOUTH DAKOTA ONE CALL	JUNE 2016 LOCATES	24.15
SOUTHEASTERN ELECTRIC COOPERAT	UTILITIES	230.27
SPENCER QUARRIES INC	STREETS: HOT MIX	2,657.56
	CHIPS - STREET SEAL	664.70
STATE OF SOUTH DAKOTA	WATER TESTING FEES WTP	55.00
STURDEVANT'S SALEM INC	H2O: SUPPLIES	9.99
TED GOSMIRE	JUNE 2016 UMPIRING	240.00
TIM GASSMANN	JUNE 2016 UMPIRING	10.00
TRIOTEL COMMUNICATIONS INC	UTILITIES	340.79
US POSTAL SERVICE	(4) BOXES STAMPED ENVELOPES	1,143.25
US POSTMASTER	18 ROLL .34 CENT STAMPS UBBILL	612.00
WHOLESALE SUPPLY COMPNAY INC	POOL MERCHANDISE	701.25

XCEL ENERGY	UTILITIES	8,430.94
ZAPP HARDWARE	SUPPLIES ST/PARK/POOL/WATER	232.66
<b>CLAIMS PRE-APPROVED:</b>		
MCDERMOTT FAMILY SHOWS	PRESALE TICKETS	4,595.49
LEISURE CRAFT INC	(6) 8' PICNIC TABLES - BASEBALL PARK	4,976.35
SD MUNICIPAL LEAGUE	ELECTED OFFICIALS/BUDGET WORKSHOPS	100.00
VFW BASEBALL	(2) TEENER TEAMS	300.00
VERIZON	UTILITIES	104.91
<b>ACH</b>		
STATE OF SOUTH DAKOTA	SALES TAX COLLECTED DECEMBER 2015	913.06
FIRST NATIONAL BANK SIOUX FALLS	SRF LOAN PAYMENTS	38,842.41

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

**RESOLUTION 2016-006  
CITY OF SALEM, SOUTH DAKOTA  
RESOLUTION OF COMMITMENT**

WHEREAS, the City of Salem is desirous of requesting assistance from the South Dakota Department of Transportation Community Access Program for the purpose of completing a proposed street reconstruction and improvement project along Norton Avenue between Idaho Street and Dakota Street, Essex Avenue between Main Street and Minnesota Street, and

WHEREAS, the Salem City Council does hereby commit to the continued maintenance of the project and,

WHEREAS, the Salem City Council makes a firm financial commitment to cover the costs of the engineering and the local match for the project, currently estimated at approximately \$1,665,130, and,

Whereas, the Salem City Council acknowledges its responsibility to secure any needed right-of-way or easements for construction.

NOW, THEREFORE, BE IT RESOLVED that the Salem City Council does hereby adopt this resolution authorizing the filing of the grant application, including all understandings and assurances contained therein, for the South Dakota Department of Transportation Community Access Program, and does hereby authorize the Mayor to act in connection with the application and to provide such additional information as may be required.

A motion was made by Doug Mokros and seconded by Ron Mayrose to approve the reading of Resolution number 2016-006. The motion carried.

Dated this 11<sup>th</sup> day of July, 2016.

Robin Rayman, Mayor

ATTEST:

Lori Heumiller  
Finance Officer

Motion Mokros, second Westhoff, carried, to approve the following:

**RESOLUTION NO. 2016-007**

**WHEREAS, the United States of American and the State of South Dakota have authorized the making of grants from the Land and Water Conservation Fund (LWCF) to public bodies to aid in financing the acquisition and/or construction of specific public outdoor recreation projects;**

NOW, THEREFORE BE IT RESOLVED:

1. That Lori Heumiller is hereby authorized to execute and file an application on behalf of the City of Salem with the National Park Service, U.S. Department of the Interior, through the State of South Dakota, Department of Game, Fish and Parks, Division of Parks and Recreation, for an LWCF grant to aid in financing the Salem Softball Field Playground Equipment Project for the City of Salem, South Dakota and its Environs.
2. That Lori Heumiller, Finance Officer is hereby authorized and directed to furnish such information as the above mentioned federal and/or state agencies may reasonably request in connections with the application which is hereby authorized to be filed.
3. That the City of Salem shall provide a minimum of 50% of the total cost of the project; and will assume all responsibility in the operation and maintenance of the project upon completion of construction, for the reasonable life expectancy of the facility.

Dated this 11<sup>th</sup> day of July 2016 at Salem, South Dakota.

Robin Rayman  
Mayor

Attest:

Lori Heumiller  
Finance Officer

**CERTIFICATE OF RECORDING OFFICER**

The undersigned duly qualified and acting Finance Officer of the City of Salem does hereby certify: That the attached Resolution is a true and correct copy of the Resolution, authorizing the filing of application with the National Park Service as regularly adopted at a legally convened meeting of the City of Salem duly held on the 6<sup>th</sup> day June, 2016: and further that such Resolution has been fully recorded in the journal of proceedings and records in my office.

IN WITNESS WHEREOF, I have hereunto set my hand this 11<sup>th</sup> day of July 2016.

\_\_\_\_\_  
Signature of Recording Officer

SEAL

\_\_\_\_\_  
Title of Recording Officer

Motion Mayrose, second Johnson, carried, to adjourn as old Council and reconvene as new Council.

Oaths of office were taken by: Mayor Robin Rayman; Council members Ben Johnson – Ward I; and Doug Mokros – Ward II.

Mayor Rayman announced the appointment of Mary Jo Heiberger to the open Council position in Ward III for a 1-year term.

Motion Mokros, second Westhoff, carried, to approve the Mayor's appointment of Mary Jo Heiberger.

Oath of office was taken by Mary Jo Heiberger, council member, Ward III.

Mayor Rayman turned the meeting over to Council President Eichacker for the nomination and election of President and Vice-President for the 2016/2017 period.

Eichacker called for nominations for President of the Council.

Mayrose nominated George Eichacker as Council President. Being no further nominations -

Motion Mayrose, second Mokros, to accept the nomination of George Eichacker as Council President for the 2016-2017 year. Roll Call (5) five "Aye" (Johnson, Mayrose, Heiberger, Mokros, Westhoff) Eichacker abstained.

Eichacker called for nominations for Vice-President of the Council.

Mokros nominated Ron Mayrose as Council Vice-President. Being no further nominations -

Motion Mokros, second Johnson, to accept the nomination of Ron Mayrose as Council Vice-President for the 2016-2017 year. Roll Call (5) five "Aye" (Eichacker, Johnson, Heiberger, Mokros, Westhoff) Mayrose abstained.

Eichacker turned the meeting back over to Mayor Rayman.

Mayor Rayman announced the following committee (first named is chair), professional and employee appointments.

**JULY 2016 – JUNE 2017 COMMITTEE MEMBERS**

**WATER & SEWER—B. Johnson**, D. Mokros

**ARMORY BLDGS BURNPIT—D. Mokros**, M. Heiberger

**STREET & EQUIPMENT—G. Eichacker**, R. Westhoff

**PARKS, REC, LIQUOR—M. Heiberger**, R. Mayrose

**POOL—R. Westhoff**, B. Johnson

**LAW & FIRE—R. Mayrose**, G. Eichacker

**CIVIL DEFENSE—Council President**, Mayor

Roger Gerlach, City Attorney; Tom Frieberg, Nuisance Attorney; Geoffrey Fillingsness, Code Enforcement Officer; John Barnett, Health Inspector; George Eichacker, Planning Commission; Doug Mokros & Ben Johnson, Housing & Redevelopment Commission; Lori Heumiller, Finance Officer & Zoning Administrator; William Selland, Foreman and Water & Sewer Superintendent.

Motion Mayrose, second Johnson, carried, to accept Mayor Rayman's committee, professional and employee appointments.

Motion Mokros, second Mayrose, carried, to approve the street sweeping contract with the SD DOT for 30 hours of sweeping at \$80.00 per hour between July1, 2016 and July 1, 2017.

Motion Mayrose, second Johnson, carried, to enter into executive session at 7:55 p.m. in accordance to SDCL 1-25-2; Item #1 – personnel discussion.

Mayor Rayman declared out of executive session at 8:45 p.m.

A special meeting will be held on Monday, July 25, 2016; next regular meeting is scheduled for Monday, August 8, 2016.

Motion Mokros, second Johnson, carried, to adjourn at 8:50 PM.

Dated this 11<sup>th</sup> day of July, 2016, at Salem, South Dakota.

Robin Rayman  
Mayor

ATTEST:

Lori Heumiller  
Finance Officer

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