

MILBANK CITY COUNCIL PROCEEDINGS
JUNE 14, 2010

PURSUANT TO DUE CALL AND NOTICE THEREOF, a regular meeting of the City Council was duly held at City Hall at 7:00 PM. Following members were present: Mayor Dale Aesoph, Councilmen Don Larson, Steve Wiener, Scott Hoeke, Mike Mach, Joel Foster and Lane Lindquist. Absent: none. Present from the staff were Craig Ash, Tim Kwasniewski, Boyd VanVooren, Dick Poppen, Cynthia Schumacher, Don Settje and Bryan Lambrechts. Present from the public: Darla Johanson, Jeff Natalie-Lees, and Chad Nolz.

Mayor Aesoph called the meeting to order and roll call was taken.

A motion was made and seconded to approve the minutes of May 10, 2010 meeting. Motion carried 6-0.

Public Hearing – A public hearing was held for the renewal of malt beverage licenses. No one spoke for or against the renewals. A motion was made and seconded to approve the renewals as follows. Motion carried 6-0.

1. Sue Ann Kasuske, Back Door Pub, 220 East 2nd Avenue, Lot 18, Block 6, Original Townsite of Milbank, Retail (on-off) malt beverage renewal.
2. Comes Investments Inc., Pizza Hut, 1201 East Milbank Avenue, Lot 3, Eslinger's Addition, City of Milbank, Retail (on-off) malt beverage renewal.
3. Shamrock Foods LLC, Shenanigans Sports Bar & Grill, 1510 Morningside Drive, Lot 101 a part of Lot 1, Block 3, Morningside Addition to the City of Milbank, Retail (on-off) malt beverage renewal.
4. Steven & Anna Swaney, The Pump, 205 South Main Street, Lot 16, Block 6, Original Townsite of Milbank, Package off-sale malt beverage renewal.
5. Lyle & Laurie Hoeke, Top Hat Lanes, 314 West 4th Avenue, Lots 3-6, Block 4, West End Addition to the City of Milbank, Retail (on-off) malt beverage renewal.

Open Session – Darla Johanson, Whetstone Valley Business Opportunities was present and explained the assistance programs they provide for current and future

business owners within Grant, Roberts and Day counties. WVBO is a non-profit organization which is funded in part by grants and donations. Johanson asked if the council would again support WVBO with a donation.

A motion was made and seconded to approve Consent Agenda as follows.
Motion carried 6-0.

1. Approve automatic budget supplement – Airport:

Revenue: 101-33107	Federal Grant	\$316,922
101-33401	State Grant	\$ 1,361
Expense: 101-43500-43000	Airport Capital	\$318,283

2. Authorize Great Western Bank to use Third Avenue from Main Street west to the alley for a Brat/Hot Dog Feed, July 29th, 2010, 7:00 am to 2:00 pm.

3. Authorize the split of wages between water and wastewater for Darin Thiele during the construction season.

4. Approve the advertising for Public Hearing for Special Assessments, E 92' of S 94' of Lot 3, Block 1, Bartlett's First Addn, 708 E 4th Ave.

5. Declare 1987 Chev S10 pickup surplus. Appoint Gesswein Motors, Unzen Motors and Ford Garage as appraisers.

6. Approve applications for Garbage Hauler's License: Wittrock & Sons, Inc. and Waste Management.

7. Approve applications for Hauling Recyclable Materials License: Wittrock & Sons, Sackreiter Pallet Recycling, and Penny Pinchers-Doug Rollins.

8. Approve Resolution 6-14-10, Contingency Resolution

BE IT RESOLVED by the City Council of the City of Milbank, South Dakota will transfer the appropriated amount of \$1,000.00 from the Contingency account of \$35,000.00 in General Fund to the below listed accounts with an insufficient appropriation amount as follows:

Rubble Site Utilities: 101-43240-42800	\$1,000.00
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Dated this 14th day of June, 2010

Aye: 6

Nay: 0

Absent: none

Dale Aesoph, Mayor

ATTEST: Cynthia Schumacher, Finance Officer

DEPARTMENT REPORTS

Water – Wiener reported the water main and services have been finished on Viola St/Third Avenue. The water main on the Sixth Avenue project is complete and service line installation continues. The nitrate samples came back with good results. The city is utilizing 95% spring water.

Wastewater – Larson reported the plant is experiencing some foam problems. The air conditioner in the digester control rooms is not operating properly. The auger monster has been repaired and reinstalled. On June 1st, States Border began work on the pond closure project. A draft copy of the new sludge permit was received.

Rubble Site – Larson stated that volume is down. They burned last week.

Park & Cemetery – The tennis courts were resurfaced. The park shop was moved onto a new foundation. They have sprayed for mosquitoes three times and will continue as weather permits.

Attorney Ash was directed to review the mowing contract.

Streets – Dust control chemical was applied to West Twelfth Avenue, Eastman Street and the rubble site road. Parking stripes and crosswalks were repainted in the Main Street area.

Finance – A motion was made and seconded to approve the May Treasurer's report. Motion carried 6-0.

A motion was made and seconded to approve the bills list in the amount of \$588,159.01. Motion carried 6-0.

A motion was made and seconded to approve the first reading of Ordinance 765 pertaining to Malt Beverage Licenses. Motion failed by roll call vote, 2-4; Aye: Mach, Larson. Nay: Foster, Lindquist, Hoeke, Wiener.

A motion was made and seconded to approve the first reading of Ordinance 767, 2010 Supplemental Budget. Motion carried by roll call vote, 6-0.

Schumacher reviewed the quotes received for health insurance. A motion was made and seconded to approve switching to Dakota Care insurance. Motion carried 6-0.

A motion was made and seconded to approve the change to the Personnel Handbook 6.4.1 to read: Coverage for dependents may be obtained in the group plan. The city will pay 50% with the rest of the premium being paid by the employee. Motion carried 6-0.

May Salaries: Finance \$9,999; Rubble Site \$722; Mayor/Council \$1,600; P&Z \$175; Park \$1,469; Police \$18,070; Street \$10,469; Wastewater \$12,626; Water \$3,136.

Attorney – Ash was directed to move forward with the property standards issues.

Police – Lindquist stated Officer Mogard attended training for grade crossing safety (accidents involving trains.) They are working on a remedy pertaining to issues with dogs running at large, no tags and no shots. They are preparing shifts for Farley Fest. The reserves will be assisting Friday and Saturday.

The Police Department would like to applaud the citizens involved in the cancer walk. They believe this is a great community event and are proud that it happens in Milbank.

Fire – Mach stated fourteen members were in Brookings for the State Fire School. Drills will continue every Thursday throughout the summer.

Airport – Construction continues.

Planning & Zoning – Foster reported the Board of Adjustments approved a variance for Daniel Bray for the construction of an accessory structure located within the secondary front yard setback, 708 S Viola Street. A variance was approved for Rick and Cheri Meagher for the construction of an attached garage extending into the required rear yard setback, 1005 East Milbank Avenue.

A conditional use permit was approved for Tracie Grant for the operation of a photography studio at 101 N Dakota Street.

May building permits: Jerry Ehlebracht, 102 Aspen Ct, residential addn; Ron Krause, 702 S 4th St, deck; Dan Bray, 708 S Viola St, storage shed.

Fence Permit: Eric Miller – 912 S 3rd St; Travis Whitesitt – 903 Jefferson Drive.

Demolition Permit: Ken Quade, 709 E Milbank Ave, house.

Adjourn – The next regular meeting will be July 12, 2010, 7:00 pm. With no additional business, a motion was made and seconded to adjourn at 7:39 pm. Motion carried 6-0.

Dale Aesoph, Mayor

ATTEST

Cynthia Schumacher, Finance Officer

Publish: 6/30/10

Publish once at the approximate cost of \$_____