

MILBANK CITY COUNCIL PROCEEDINGS

August 9, 2021

PURSUANT TO DUE CALL AND NOTICE THEREOF, a regular meeting of the City Council was duly held at City Hall at 7:00 PM. The following members were present: Mayor Pat Raffety, Councilmen Roger Briggs, Steve Wiener, Mike Hanson, Josh Karels, Mindy Rogers. Absent: Scott Hoeke. Present from the staff: Attorney Mark Reedstrom, John Forman, Boyd VanVooren, Cynthia Schumacher, Dick Poppen, Scott Meyer, Darin Thiele, Don Settje, Dan Keyes, and Ron Krause.

Public present: Laurie Folk, Kathy Ward, Holli Seehafer, Tom Schuneman and Nathan Bass.

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

Public Input – Tom Schuneman and Nathan Bass, board members of the Whetstone Creek Golf Course, addressed the Council. Schuneman explained the facility was purchased in 2019 by a non-profit group. It is a public 18-hole course. Golf is a lifetime family sport for all ages. An attraction to the city and county. Season pass holders are not only from Milbank but from Summit, Corona, Big Stone City, Revillo areas and Big Stone Lake residents. It is utilized for gatherings such as company events, family get-togethers, etc.

Schuneman stated they have partnership with the city operating the youth golf program. Partnership with the school, hosting cross country meets, the OST golf program and the school's boys and girls golf programs.

They are however, in an odd spot as most area courses are owned and operated by the city. Their operating budget is approximately \$400,000, \$150,000 in payroll back into the community. This handles the operating expenses but not for much capital. Upon the purchase of the facility, \$380,000 was put into new irrigation system, pumps, and course improvements. Additional items that need to be addressed include bridge replacement, construction of a maintenance shed, course restrooms and cart paths. They are asking for consideration from the city for capital expenditures.

Schuneman stated this is not a city responsibility but asked for consideration based on the benefits the facility brings to the community.

Mayor Raffety stated there are no funds available in the 2022 budget. He would like community feedback before committing funds.

A motion was made and seconded to approve the minutes from the July 12, 2021, meetings. Motion carried 5-0.

A motion was made and seconded to approve the Consent Agenda as follows. Motion carried 5-0.

1. Approve facility rental agreement with Core Kinetics Dance Studio, \$625/mo, 9 mo.
2. Approve facility rental agreement with the Milbank Area Lions Swim Team, 2021-2022, \$13/hr.
3. Approve Nicole Berg from full-time to $\frac{3}{4}$ -time, effective August 7, 2021.
4. Approve Applications for Hauling Recyclable Materials License: Robert Sackreiter, Sackreiter Pallet Recycling. Jason Sackreiter, Valley Rental & Recycling, LLC. Waste Management.
5. Approve Applications for Garbage Hauler's License: Jason Sackreiter Investments LLC, Whetstone Sanitation. Waste Management.
6. Approve purchase of jet rodder from T.A. Lauritsen Septic & Drain Inc., \$47,000, 1996 Ford CC Con.
7. Approve the appointment of Mindy Rogers to the Ad Hoc Bicycle Pedestrian Trails Committee.

DEPARTMENT REPORTS

Water – Councilman Wiener reported we received two positive bacteria test results. Steps to correct were taken and samples will be tested again. There were 6 on the monthly shut off list. The city is utilizing 32% spring water.

Property Standards – No report.

Rubble Site – Scott Meyer reported they continue to work the contaminated and compost sites.

Street – They assisted with Farley Fest and the firework preparations. Mosquito spraying continues on a weekly basis as weather permits. The Flynn Nature Trail was mowed. Parking lines, cross walks and the 12th Avenue bike lane were painted.

Housing & Redevelopment – A motion was made and seconded to approve Resolution 8-9-21. Motion carried 5-0.

RESOLUTION 8-9-21

RESOLUTION APPROVING AND RECOMMENDING OF TAX INCREMENTAL DISTRICT PLAN NUMBER FOUR, CITY OF MILBANK

WHEREAS, the Planning Commission of City of Milbank, South Dakota, received an application to create a Tax Incremental District and thereafter prepared a Notice of Hearing held on June 7, 2021, advising interested parties that they were being given a reasonable opportunity to express their views on the proposed creation of a Tax Incremental District on real property consisting of the following parcels:

District Legal Description:

- Outlots LOT A3 IN SW1/4 EX LT P-1 & LT 1 KOCH SCHOOL ADDN A
- PART OF LT P-1 OF LT A-3 (KOCH SCHOOL)

All located in the City of Milbank, Grant County, South Dakota including within and adjacent rights-of-ways.

WHEREAS, such Notice was published in the official newspapers in City of Milbank not less than ten (10) nor more than thirty (30) days from the date of hearing which was held on June 7, 2021

WHEREAS, a copy of the Notice was sent prior to publication by first-class mail to the Chief Executive Officers of the following taxing entities:

Grant County Commission
City of Milbank
Milbank School District
Grant County Water District

WHEREAS, a hearing was held on June 7, 2021, as provided in such Notice, and all interested parties were allowed a reasonable opportunity to be heard on the proposed Tax Incremental District Four plan.

NOW, THEREFORE, BE IT RESOLVED by the City Council of City of Milbank, South Dakota:

Authority and declaration of necessity. Pursuant to SDCL § § 11-9-4 & 11-9-13, City of Milbank – City Council hereby declares the necessity to form a tax incremental district in the City of Milbank.

NOW, THEREFORE, IT IS HEREBY RESOLVED:

1. Authority and Declaration of Necessity. The City Council declares the necessity for the approval of Tax Incremental District Number Four plan, City of Milbank, Grant County (hereinafter sometimes referred to as the “District”), pursuant to SDCL Chapter 11-9, and finds that the improvement of the area within the District are likely to enhance significantly the value of substantially all of the other real property in the District and is necessary for economic development with the County and the City of Milbank.
2. Findings. The City Council makes the following findings with regard to economic development:
 - a. More than 50% of the property in the District by area will stimulate and develop the general economic welfare and prosperity of the city by creating economic development;
 - b. Improvements to the District will significantly and substantially enhance the value of all property within the District;

- c. The aggregate assessed value of the District plus the tax incremental base of all other existing Districts in the City does not exceed Ten (10%) percent of the total assessed valuation in the City;
3. Creation of District. There is hereby created, pursuant to SDCL Chapter 11-9, Tax Increment District Number Four, City of Milbank, South Dakota. The District is hereby created on the day this resolution becomes effective which shall be twenty (20) days after publication of this resolution.
4. Boundaries of District. The Boundaries of the district are determined to be as follows:
 - Outlots LOT A3 IN SW1/4 EX LT P-1 & LT 1 KOCH SCHOOL ADDN A
 - PART OF LT P-1 OF LT A-3 (KOCH SCHOOL)
5. Adoption of Tax Increment Plan. The City Council of the City of Milbank does hereby adopt the Tax Increment Plan Number four as presented.
6. Authority to Sign. Authority is given to the Mayor to execute the Developer's Agreement.

Passed this 9th day of August, 2021

Pat Raffety, Mayor

ATTEST:

Cynthia Schumacher, Finance Officer

Police – Councilman Karels the department aided with Farley Fest. Residents are reminded to check for and remove any low hanging tree branches of the roadways, to avoid hitting the school busses, plows, etc.

Personnel – No report.

Attorney – No report.

Finance – A motion was made and seconded to approve the July Treasurer's report. Motion carried 5-0.

A motion was made and seconded to approve the claims list, \$559,127.55. Motion carried 5-0.

A motion was made and seconded to approve payment to T.A.Lauritsen Septic & Drain Inc., \$47,000. Motion carried 5-0.

A motion was made and seconded to approve the first reading of Ordinance 837, 2022 Appropriations. Motion carried by roll call vote 5-0, Hoeke absent.

July salaries: Mayor/Council \$2,000; Finance \$14,641; Police \$25,386; Fire \$1,671; Street \$10,779; Rubble Site \$730; Recreation \$26,545; Park \$15,281; Water \$6,359; Wastewater \$13,716.

Airport – No report.

Wastewater – Councilman Briggs reported the low flows into the plant have caused issues. The recent rain increased flows, bringing things back to normal. The generator was utilized during a short power outage.

Park – Councilwoman Rogers reported the area at Lake Farley was tilled in preparation for the soccer fields. The fence was installed around the pickleball court. They remain busy with routine park and equipment maintenance.

Planning & Zoning – Councilwoman Rogers stated a conditional use permit, requested by Jacob Ebsen, was approved allowing a drive thru coffee shop at 402 W 4th Ave.

Mayor Raffety called a special council meeting to be combined with the Planning & Zoning Commission August 23, 2021, at 6:00 pm. The special meeting is for the purpose of acting on proposed ordinances pertaining to the zoning and licensing of cannabis related establishments.

July Permits:

Building Permits: Sage Rentals-1120-1130 S Dakota St-commercial storage units. Sarah Stengel-709 S 5th St-deck. Steve Bogenrief-808 E Park Ave-deck.

Demolition Permits: none.

Sign Permits: none.

Roofing Permits: Michelle Karges-216 W 4th Ave-asphalt. Jeremy Steffenson-106 S 5th St-asphalt. Valley Dairy Supply-712 S 4th St-metal. Matt O'Farrell-802 S 2nd St-asphalt.

Fence Permits: Doug Gulley-901 S Main St.

Special Event Permits: Milbank Area Chamber-fireworks display, Lake Farley, 7/30/21 (rescheduled from July 4th.) Unity Health & Fitness-summer celebration- 904 E 4th Ave, 8/21/21.

Unity Health & Fitness – Councilwoman Rogers stated the summer programs are done. Flag football program registration is open. The 24/7 app, which allows clients to access the facility during off hours, is now available. The new corporate membership agreement has been finalized. A new marketing space sales program at Unity has been implemented. This will replace the previous banner program. Operational issues continue with the chiller and elevator. Funds to repair both have been budgeted for 2022.

Unity Health & Fitness Summer Celebration will be held August 21, 2021, 8:00 am-2:00 pm. The event is open to the public and provides free access to the facility, class introduction sessions and numerous kids activities.

Fire – The fire department held National Night Out in conjunction with 4-H achievement days, August 3, 2021.

Lake Farley Projects – The American Legion kicked off their baseball fund raising efforts at Farley Fest, selling walkway pavers.

Adjourn – The next regular meeting will be September 13, 2021, at 7:00 PM. A motion was made and seconded to adjourn. Motion carried 5-0.

Pat Raffety, Mayor

ATTEST

Cynthia Schumacher, Finance Officer

Publish: 8/18/21

Publish at an approximate cost of: \$ _____

CLAIMS

8/9/2021

Advanced Technologies Inc.	shipping/equipment/supplies	\$	881.66
American Fence Co	gate installation	\$	5,932.00
AT&T Mobility	cell phone	\$	467.32
Auto Value Parts Store	parts/supplies	\$	88.96
Avera Occupational Medicine	CDL testing	\$	73.00
Banner Associates, Inc.	engineering services	\$	15,862.85
Benting, Marian	airport land lease	\$	16,000.00
Bituminous Paving Inc	asphalt paving	\$	330,151.56
Bolin, Janet	airport land lease	\$	2,666.67
CHS	gas	\$	2,675.15
City of Milbank	deposit to final bill	\$	79.17
Cole Papers Inc.	supplies	\$	1,203.17
Colette G.B. Burton	airport land lease	\$	2,666.67
Colonial Research	supplies	\$	176.19

Companion Life Ins.	admin fee	\$	10.00
Connie Peterson	sew patches	\$	8.00
Corporate Technology	service agreement/supplies	\$	1,489.50
Eastside Car Wash	truck wash usage	\$	8.82
Efraimson Electric LLC	AWOS III project	\$	14,075.06
Erickson, Evan	travel expense	\$	203.68
Faeth Fencing	pickleball court fence	\$	3,668.94
Fischer, Eli	travel expense	\$	407.28
Flexible Pipe Tool Co.	parts/supplies	\$	714.40
Food-N-Fuel	gas	\$	330.27
Forman, John	supplies	\$	27.52
Gesswein Motors	vehicle service	\$	67.88
Grant County Review	publications	\$	453.04
Hartmans Family Foods	supplies	\$	7.88
Hawkins Inc.	chemicals	\$	5,948.94
Heiman Fire Equipment	helmets/parts	\$	1,710.77
Helms & Associates	engineering services	\$	4,976.02
Hickman's Recycling	remove fuel	\$	200.00
Independent/Northern Star	banner	\$	227.00
ITC	telephone/internet service	\$	1,393.39
J & J Earthworks	street/campground projects	\$	56,268.23
	staff		
Jankord, Trey	shirts/engraving/lettering	\$	98.00
John Deere Financial	parts/repairs	\$	3,892.74
Johnson, Daniel	deposit refund	\$	20.83
Kelly Kutters	mowing contract	\$	11,983.33
Keyes, Dan	travel expense	\$	378.28
Lewis Drug Stores	supplies	\$	5.99
Magedanz Electric LLC	install fixture	\$	590.54
MC&R Pools	parts	\$	620.46
Milbank Area Community			
Tennis	program agreement	\$	1,490.00
Milbank Ball Diamond Assn	program agreement	\$	3,185.00
Milbank FCA	program agreement	\$	2,275.00
Milbank Winwater	parts/supplies	\$	1,442.03
	annual fire extinguisher		
Minn-Dak fire & Safety	inspct	\$	1,406.70
NAPA Auto Parts	parts/supplies	\$	236.55
Norm's Auto & Truck Repair	repairs	\$	20.00
NW Energy	natural gas	\$	878.32
Otter Tail Power	electric	\$	21,390.67
Peak Software	software maint agreement	\$	140.00
Petty Cash	postage/supplies/filing fee	\$	140.93

Plunkett's Pest Control	pest control	\$	189.00
Praxair Distribution Inc.	service air system	\$	46.64
Pro Image Partners	signs	\$	480.00
Purchase Power	postage	\$	719.62
Reedstrom, Mark	retainer fee	\$	1,000.00
Running's Supply, Inc.	supplies/parts	\$	3,377.91
Safeguard Q B S	supplies	\$	629.74
Schumacher, Cynthia	supplies	\$	74.54
SD Dept of Revenue & Regulation	sales tax	\$	2,027.13
SD Public Health Lab	testing	\$	245.00
SDWWA	registraion fee	\$	130.00
Sioux Equipment	parts	\$	1,534.49
South Dakota 811	one calls	\$	60.90
Star Laundry & Cleaners	laundry service	\$	253.50
Sturdevants Auto Parts	supplies	\$	344.27
T. A. Lauristen Septic & Drain	jet rodder	\$	47,000.00
The Original Marketing Group	marketing agreement	\$	3,500.00
Thiele, Darin	supplies	\$	51.72
Thue, Taylor	travel expense	\$	128.20
TK Elevator Corp	service elevator	\$	157.13
Transource	parts	\$	950.61
Twin Valley Tire	tires/tire service	\$	2,219.00
Up North Concrete Paving	cement work	\$	4,845.75
UPI Petroleum	gas	\$	1,189.96
US Postal Service	postage	\$	360.00
Valley Office Products	supplies	\$	204.15
Valley Rental & Recycling	recycling agreement	\$	650.00
Van Diest Supply Co.	mosquito chemicals	\$	596.75
Vanorney Tree Service	tree removal	\$	300.00
Walker, Roger & Joyce	airport land easement	\$	2,666.67
Whetstone Creek Golf Course	program agreement	\$	943.00
Whetstone Home Center Inc.	field marker	\$	815.96
	portable restroom		
Whetstone Sanitation	maintenance	\$	475.00
Whetstone Valley Electric	electric/repairs	\$	865.21
Wilbur Ellis	FBO Contract	\$	1,200.00
WM Corporate Services Inc.	garbage service	\$	4,003.92
Xerox	copier lease	\$	530.42
Yara Figueroa	rental refund	\$	45.00
		\$	606,127.55