

City Council Meeting – Regular Meeting November 7, 2017

Mayor Jeremy Menning called the meeting to order at 7:00 p.m. at Hartford City Hall with the following city council members present: Mark Monahan, Arden Jones, Mark Brenneman, Travis Kuehl, Ryan Horn and Scott Nelson. Also present were City Administrator Teresa Sidel, City Finance Officer Audra Sternke, Public Works Superintendent Craig Wagner, City Attorney Larry Nelson and City Engineer Mitch Mergen.

Approve Agenda: A motion was made by Horn, second by Nelson, to approve the agenda as presented – all voted yes, motion carried.

Approve Minutes of October 17, 2017 Meeting: A motion was made by Monahan, second by Horn, to approve the October 17, 2017 meeting minutes – all voted yes, motion carried.

Visitors:

Minnehaha County Economic Development Association: Nick Fosheim of the Minnehaha County Economic Development Association presented a partnership summary to the council of the work they have been doing for Hartford.

Sports Complex Information – Mark Monahan: Councilman Mark Monahan read a letter aloud written by himself regarding the Sports Complex. Below is the letter he submitted to the city.

“I am writing this letter in response to the Swenson letter and would like it included in the minutes and posted in the paper as part of those minutes. First, I will start with the facts. On 5-4-10 Mike Swier in his ward report stated that talks with land owners was going well. On 8-24-10 the sports complex fund was created. On 10-5-10 the Swenson land purchase was approved. Then came the Banner Engineering layout dated 1-21-2011, approved by the city council per recommendation of the Hartford Area Sports Complex and clearly shows industrial land in the north 40 acres of the Swenson land. 3 months after the land purchase agreement was approved the design included 40 acres of industrial land! All voting yes, no mayoral veto and with support of the Rec Committee. On 4-3-12 I motioned with Bob Deelstra seconding to have an agreement drafted between the City and the HADC to transfer 10 acres of land to the HADC. All voted yes with no mayoral veto. On 4-17-12 I motioned with Leah Johnson seconding to have the 75 acres replatted into 3 lots. All voted yes with no mayoral veto. At the same 4-17-12 meeting I motioned with Gail Olson Duck seconding to approve the 10 acre land transfer agreement with the HADC. All voted yes with no mayoral veto.

We have had the Swenson family send a letter voicing concern about the rezoning of 20 acres 7 years after the land purchase agreement was approved, but not one word from them after the transfer or replat and rezone of 10 acres shortly after the sale of their land. The purchase agreement clearly states "portion" of land to be used for sports complex. The agreement which the Swensons signed. Have they not seen Central States before now? They didn't even mention Central States sitting on those 10 acres in their letter? As a council person that was involved in the purchase, platting, rezoning and development of this property I take offense to this letter from the Swensons claiming they would not have sold the land if they knew the entire 75 acres was not going to be used for recreation. The City never tried to hide its intent starting in January of 2011 with the first Banner Eng layout. Then with the 10 acre transfer to the HADC for Central States.

We can have the discussion about how big the sports complex should be. I think that's fair. When people start to question the actions of former councils, whether it's the Swensons or former elected officials, or people that are reacting to the Swensons letter, I feel it's time for myself to set the record straight. Check the city council minutes, check the timeline, check the city council support and lack of vetos on council action. Then ask yourself why the Swensons waited 7 years to respond to a 20 acre rezone yet failed to respond to a 10 acre transfer, re-plat, rezone and manufacture building 5 years ago.

Mark Monahan”

Hearings, Ordinances, & Resolutions:

Veto of Ordinance 648: Rezoning of the N 685' of Lot 1, Swenson Addition to the City of Hartford in the W1/2 of the NW 1/4 Section 15, Township 102 N, Range 51W of the 5th P.M., Minnehaha County, SD from Natural Resource Conservation District to Light Industrial: Ordinance 648 is an ordinance that rezones part of the current Sports Complex to Light Industrial. Mayor Menning had vetoed the ordinance in writing to the Finance

Office and stopped the process of rezoning. Each councilmember had a chance to discuss the veto and their opinions. A motion was made by Monahan, second by Horn, to overturn the mayor's veto. The motion was rescinded. A motion was made by Monahan, second by Horn, to approve Ordinance 648. Matt Evans approached the council to give his opinion on the matter. More discussion was held. A vote was taken – all voted yes, motion carried.

Special Event Application: Hometown Christmas Event on 12/3/17: Lisa Hellvig, of the Hometown Christmas Committee, approached the council to state the committee's requests. The only change to the request this year is they are holding a 5K fun run/walk. A motion was made by Horn, second by Nelson, to approve the special events permit. The motion was rescinded. A motion was made by Horn, second by Nelson, to approve the special event permit for the Hometown Christmas Committee and waive the fee – all votes yes, motion carried. A motion was made by Monahan to approve city personal to run city equipment for the event. The motion was rescinded.

Reports:

Minnehaha County Sheriff Deputy Report: Deputy Ford reported to the council that she is still monitoring school zones and speed zones. She reported about complaints on Railroad Street to the north that parking is occurring during sporting events despite signs posted prohibiting it and that the department is working on the issue. Ford reported that the days allowed to park on City streets has now changed to a maximum 3 days for the winter months. She also reported on the recent liquor license violations in Hartford.

City Engineer Report: Engineer Mergen reported that the Mike Franken Trail is coming along and will be finaling out in the next few weeks with a final inspection. Mergen answered some questions regarding the process of building the trail. He reported that they are continuing to work on plan reviews, plat reviews and making updates to the CIP. He also reported that they attended the sports complex planning meeting recently.

Public Works Superintendent Report:

Streets – Superintendent Wagner reported that patch work has been completed for the season. He reported that they will be doing work on gravel roads before the freeze. He reported that the yard waste disposal site has been closed and the dumpsters have been removed. Wagner reported that they will continue to use the traffic counters until the snow flies. He also reported that 2 gas leaks on south main are being fixed this week.

Water & Sewer – Wagner reported that the ponds are still testing high and we will have to discharge soon. The daily levels are good but not the monthly average which is what they were hoping for. He will let the council know when they discharge.

Park and Pool – Wagner reported that the parks are getting closed up and the nets from goals being taken down. They are preparing everything for winter at this time.

Finance Officer Report: Finance Officer Sternke gave a report with a look at the revenues. She reported on progress on the new website and the process she is doing to go through all the pages and make the necessary updates and changes. She also provided the calendar of events.

City Administrator Report: Administrator Sidel provided the council with the Building Inspector report as well as the Code Enforcer report. She reported that the health care coverage costs for next year will be staying the same with no increase. She reported that the Jamboree Committee and the Chamber each had a meeting and came to the decision of letting the Chamber continue to run the carnival at Jamboree days. Sidel reported that she is hiring Eric Top for part time seasonal snow removal for the winter season at \$14.50 an hour. Sidel reported that the yard waste disposal site is now closed and people have been asking about what to do with their leaves since it has been a warmer fall this year. She gave the council the information that is being given to citizens about options they have including 2 sites in Sioux Falls that are open to Minnehaha County residents. The information she presented is at City Hall and can also be found on the website. Sidel also reported that the county is working on updating the administrative rules in Hartford to coincide with the speed limit signs posted on Highway 38. No changes are being made to the physical signs that are posted.

Old Business:

Update and Discussion of Mickelson Road Project: Sidel updated the Council on the latest information regarding Mickelson Road. She reported that a few changes are being made to Mr. Assam's agreement but that he has signed off on the agreement. She reported that Mrs. Stumpe's attorney got back to her this afternoon and indicated that she is not willing to sign the agreement but will still sell the land and give the necessary easements for the project. Discussion was held on what that means for the City. A motion was made by Monahan, second by Horn, to have City staff continue to work with Mr. Assam and Mrs. Stumpe to secure the land and easements and any remaining

construction easements needed. More discussion was held. Councilman Horn moved to call the vote – all voted yes, motion carried.

New Business:

Review/Approve Preliminary Plans for Western Oaks Estates: Sidel updated the Council on preliminary plans for Western Oaks Estates and also reported on the P&Z special meeting held the prior night. Vance Peterson approached the Council to answer questions regarding the development. A motion was made by Brenneman, second by Horn, to approve the preliminary plans for Western Oaks Estates. Pat DeGroot approached the Council to ask questions and give his opinion on the project. Tony Randall approached the Council on behalf of the P&Z Board with comments. A vote was taken – all voted yes, motion carried.

2017 Appropriation Request – Humboldt Ambulance: Sidel presented the 2017 Appropriation request from the Humboldt Ambulance for \$12,000.00. A motion was made by Monahan, second by Nelson, to approve the appropriation for the Humboldt Ambulance for \$12,000.00 – all voted yes, motion carried.

Executive Session – SDCL 1-25-2 (1) Personnel: A motion was made by Monahan, second by Horn, to adjourn to Executive Session – SDCL 1-25-2 (1) Personnel at 10:02 p.m. – all voted yes, motion carried. A motion was made by Monahan, second by Kuehl, to exit executive session at 10:31pm - all voted yes, motion carried. A motion was made by Nelson, second by Horn, to adjourn at 10:32 p.m. – all voted yes, motion carried.

Minutes recorded by Finance Officer, Audra Sternke.

I, the undersigned, Audra Sternke, Finance Officer in and for the City of Hartford, South Dakota, do hereby certify that the above and foregoing is a true and correct copy of the minutes which is on file at the Municipal Finance Office.

Audra Sternke, Finance Officer