

## **City Council Meeting – Regular Meeting August 15, 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, Chamber and Economic Development Director Jesse Fonkert, and City Engineer Mitch Mergen.

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

**Approve Minutes of August 1, 2017 Regular Meeting:** A motion was made by Horn, second by Nelson, to approve the August 1, 2017 regular meeting minutes – all voted yes, motion carried.

**Approve Minutes of August 8, 2017 Special Meeting:** A motion was made by Kuehl, second by Horn, to approve the August 8, 2017 special meeting minutes – Brenneman abstained with all others voting yes, motion carried.

**Approve Bills submitted for Payment:** A motion was made by Monahan, second by Horn, to approve the bills as submitted – all voted yes, motion carried.

### **Hearings, Ordinances, & Resolutions:**

#### **7:00 Hearing – Resolution 2017-5 – Proposed Resolution of Necessity for Mickelson Road Improvement**

**Project:** A Resolution of Necessity for the Mickelson Road project was presented to the council. Kevin Berg approached the council in regards to the land that he rents. A motion was made by Monahan, second by Jones, to approve Resolution 2017-5 – all voted yes, motion carried.

#### **2<sup>nd</sup> Reading of Ordinance 646 – Rezone 107 S Eastern Avenue from Light Industrial to Community**

**Commercial:** Alex Espinosa, owner of the property, approached the council to answer questions from the council regarding the rezoning of his property. Scott Kalb, a renter on the property, also approached the council to answer questions regarding his business on the property. Bryon Voth approached the council to voice his concern regarding the safety of the kids that are in the area. Eric Baartman from the Planning and Zoning Board was asked to approach the council regarding the denial of the change of use permit and the reasons why the P&Z Board did not recommend rezoning. A motion was made by Nelson, second by Kuehl, to approve the 2<sup>nd</sup> reading of Ordinance 646 – Monahan voted no with all others voting yes, motion carried.

### **Reports:**

**Fire Department Report:** Chief Bryon Shumaker presented the Fire Department report to the Council. He reported that there were 21 total calls in July with 8 of them being within city limits. There was a structure fire at Wall Lake during July and already in August there have been 2 structure fires in city limits, but there was minimal damage. He reported that there were 8 lifeguard drills conducted this summer at the pool. He also stated that the annual fundraising street dance is coming up on August 19<sup>th</sup>.

**Chamber and Economic Development Director Report:** Director Fonkert reported that the HADC has a booth at the Turner County Fair and that has been going well. He wanted to say a special thanks to Terry Hagen for volunteering his time to help in manning the booth. He reported that the HADC is looking at land in town for a possible new business and that a request for information has been sent off to the state. He stated that US House Representative candidate Dusty Johnson attended a Commerce & Coffee on August 3. He reported that the next Chamber mixer would be on August 16 at Knotty Gnome. He also gave a report of new members. He stated that there will be a Hartford Area Job Fair on September 14 and the Community Information Night will be on September 25.

**City Engineer Report:** Engineer Mergen reported on the Mickelson Road project. Mergen reported that currently they are working on approving easements and waiting on agreements for construction. He reported that they went over the preliminary results from the Vandemark design with city staff. He will have changes updated on the design and will meet with staff again before presenting it to the council. He also reported that the DOT has the Mike Franklin Trail project advertised for bid.

### **Public Works Superintendent Report:**

**Streets** – Superintendent Wagner reported slurry seal is scheduled to be done on August 22 and 23. Notices will be put out to the residents that are affected by the work being done. He reported that crack sealing has

been completed and that crosswalks will be painted soon. Wagner reported that Sioux Valley Energy is done with their underground project for the year. He also reported that the traffic counters arrived on Monday and they will be putting them out next week.

**Water & Sewer** – Wagner reported that they are still monitoring the ponds and cannot discharge at this time. He also reported that the water tower is scheduled to be inspected soon.

**Park and Pool** – Wagner reported that the pool will be closing on Monday, August 21 at 5 p.m. He reported that the issues on the drainage that were identified will be worked on now with a permanent fix.

**Public Buildings** – Wagner reported that City Hall got a new coat of fresh paint.

**Finance Officer Report:** City Administrator Sidel gave the financial report and provided the council with the cash report and sales tax revenue. She stated that, per the auditors, the council will now be provided a copy of the bank statement with the cash reports. A copy of the committee funds and calendar of events were also provided.

**City Administrator Report:** Administrator Sidel gave an update on City business. She reported that the repairs on 2<sup>nd</sup> street have been completed. She also reported that the State's Attorney had informed her that they were going to pursue criminal charges against the person responsible for the damages to 2<sup>nd</sup> street. Sidel provided the council with the information for the upcoming SDML conference which will be held in Sioux Falls this year. Sidel reported that the council's laptops are all configured and will be delivered this week. They may be ready to use as soon as the next council meeting.

#### **Old Business:**

**Discussion of Site for City Materials:** Public Works Superintendent Wagner updated the council in regards to the land the city was looking at moving the piles to. He reported that the land in question has been spoken for and will most likely be purchased and is therefore not an option for the city's use. No other action was taken.

**Discussion of Yard Waste Disposal Site:** City Administrator Sidel reported that the State has come in and looked at the current site and made recommendations on controlling the site. A motion was made by Monahan, second by Kuehl, to rescind Brenneman's motion on August 1 to follow staff recommendations for the current yard work disposal site. Tony Randall approached the council and gave his opinion on the matter. Horn voted no with all others voting yes, motion carried. A motion was made by Monahan, second by Jones, for city staff to put together a time frame for cameras, access, closure, and personnel to man Wednesday and Saturday and to present it to the council. Monahan made an amended motion, second by Nelson, to go ahead and put the staff recommendations in motion without the fence and with the chain across the entrance – all voted yes, motion carried.

**Discuss City's Fireworks Ordinance Regarding Selling & Use of Fireworks:** Discussion was held about the sale of fireworks in city limits. Cindy Buss approached the council regarding the topic. No action was taken.

#### **New Business:**

**Reschedule 2018 Budget Meeting:** A motion was made by Horn, second by Nelson, to reschedule the 2018 budget meeting to August 28 at 7 p.m. – all voted yes, motion carried.

**Cresswood Addition – Stop Work Order:** Due to lack of inspection, a stop work order was placed on the Cresswood Addition project. Brook Horstmeyer, the contractor on the project, approached the council regarding the project and answered the council's questions. A motion was made by Kuehl, second by Horn, to lift the stop work order under the stipulation that the warranty be for 4 years and to camera the project now, in 2 years and in 4 years and if the contractor doesn't agree that we would require to expose all of the project for inspection – all voted yes, motion carried.

**City Procedures for Contractors:** Discussion was held regarding what the city requires of contractors when working on projects within city limits. Neil Hanisch approached the council regarding the issue. A motion was made by Brenneman, second by Monahan, to have city staff provide similar policies for the council to review in regards to excavation of the right of way on city owned property – all voted yes, motion carried.

**Correspondence:** Mayor Menning proposed to write a thank you to the HADC and to Terry Hagen for volunteering and holding a booth at the Turner County Fair. It was the consensus of the council to write this thank you.

**Executive Session – SDCL 1-25-2 (1) Personnel:** A motion was made by Horn, second by Nelson, to adjourn to Executive Session – SDCL 1-25-2 (1) Personnel at 9:46 p.m. – all voted yes, motion carried. A motion was made by Kuehl, second by Brenneman to exit executive session at 11:02pm – all voted yes, motion carried. A motion was made by Jones, second by Nelson to adjourn at 11:02pm – 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.

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Audra Sternke, Finance Officer