

Harrisburg City Council
Meeting Minutes

The regular meeting of the City Council was called to order on July 5th, 2016, at 6:00 pm, with Mayor Julie Burke-Van Luvanee presiding. Council members present were Ryan Olson, Allison Sanderson, and Ryan Berg. Absent was Ryan Wolbrink. Also present from the city were Mary McClung, Andrew Pietrus, and Michael McMahon. A list of all others in attendance is on file at the city office. Motions: All motions were by majority vote and approved unanimously by those members present unless otherwise indicated.

Pledge of Allegiance was recited.

Consent Agenda: Motion Olson to approve the consent agenda consisting of the following items: 1) July 5, 2016 agenda; 2) June 20, 2016 City Council Meeting Minutes; 3) July 5, 2016 claims; 4) Garbage License renewal for Affordable Sanitation, Inc.; 5) Lincoln County Rural Water request to serve Block 1 Lot 4 Tom Sawyer Addition – Approval to not provide water service to the applicant at this time and consents in writing that Lincoln County Rural Water System Inc. may service the applicant until such time as City service is available; 6) Authorizing Mayor to sign Agreement to purchase Sensus Vehicle Gateway Base Station jointly with Lincoln County Rural Water; 7) Authorizing Mayor to sign Recipient Contract with SD Dept of Health for Mosquito Control Grant; seconded Sanderson. Motion carried.

Above Standard Cleaning – Utilities (Govt Bldgs) \$80.00; Board of Operator Certification – Professional Services/Fees (Water) \$10.00; Briscoe, Brett – Customer Deposit Refund (Water) \$84.88; Campbell Supply – Supplies/Materials (Streets) \$21.10; Cardmember Services – Supplies/Materials, Travel/Conference, Books, Computer Software (Parks, City Admin, Streets, Water, Sewer, Fin Admin, Library, Planner, Storm Drainage) \$6,150.18; Carolan Rental – Rentals (Parks) \$327.00; Cawthorne, Kelly – Customer Deposit Refund (Water) \$87.37; Coplan, Matt & Kim - Customer Deposit Refund (Water) \$106.40; C & R Supply Inc. – Supplies/Materials (Water) \$425.28; Cutler Law Firm, LLP – Professional Services/Fees (Attorney) \$3,107.00; DeJonge, Brent - Customer Deposit Refund (Water) \$106.40; Department of Treasury – Federal Withholding Taxes \$6,228.74; Department of Treasury – Federal Withholding Taxes \$3,658.76; Distinct Auto Glass & Tires – Repairs/Maintenance (Streets, Water, Sewer, Parks) \$40.00; Division of Motor Vehicles – Professional Services/Fees (Streets) \$16.20; Fink, Dan – Utilities (Govt Bldgs) \$35.00; First National Bank – Principal & Interest (Water) \$10,409.21; First National Bank – Principal & Interest (Sewer) \$33,268.42; First National Bank – Principal & Interest (Water) \$22,053.69; First National Bank – Principal & Interest (Water) \$29,926.63; First National Bank – Principal & Interest (Sewer) \$11,373.07; Principal & Interest (Storm Drainage) \$24,342.43; First National Bank – June 2016 Payroll \$38,555.69; First National Bank – NSF Check (Water/Sewer) \$57.28; First National Bank – NSF Check (Water, Sewer) \$84.64; Frislie, Marlyn - Customer Deposit Refund (Water) \$106.40; Gunn, Lori - Customer Deposit Refund (Water) \$120.08; Hammerstrom, Gene – Utilities (Govt Bldgs) \$35.00; Harrisburg Days – Rentals (Parks) \$113.50; Harrisburg Water – Utilities (Govt Bldgs, Parks) \$464.35; HD Supply Waterworks – Supplies/Materials (Water) \$3,678.52; He, Steven – Customer Deposit Refund (Water) \$120.08; HR Green Inc. – Professional Services/Fees (Engineering) \$10,787.15; Huizenga, Toby – Utilities (Govt Bldgs) \$35.00; IIMC – Professional Services/Fees (Fin Admin) \$155.00; Jones, Kristi – Supplies/Materials (Library) \$35.00; LaValley Township – Repairs/Maintenance (Streets) \$625.00; Lewis & Clark Regional Water System – Resale of Water (Water) \$16,018.28; Lind, Douglas - Customer Deposit Refund (Water) \$49.12; LG Everist – Principal (TIF #1) \$4,569.97; McClung, Mark – Utilities (Govt Bldgs), Supplies/Materials (Streets, Water, Sewer, Parks) \$64.88; Midwest Alarm Company, Inc. – Machinery/Equipment (Govt Bldg) \$1,115.65; Myrl & Roys Paving, Inc. – Supplies/Materials (Streets, Water, Sewer, Parks, Storm Drainage) \$422.25; Novak Sanitary Service – Utilities (Govt Bldgs) \$65.94; Pedersen, Anne – Customer Deposit Refund (Water) \$106.40; Pietrus, Andrew – Utilities (Govt Bldgs) Supplies & Materials (City Admin) \$9.86; Preheim, Dustin – Utilities (Govt Bldgs) Supplies/Materials (Streets, Water, Sewer, Parks) \$84.98; Ries, Tom - Customer Deposit Refund (Water) \$120.08; Rodriguez, Stacia & Sandy - Customer Deposit Refund (Water) \$120.08; Rotert, Joseph & Jackie - Customer Deposit Refund (Water) \$115.44; Rural Route 1 Services – Utilities, Supplies/Materials (Govt Bldgs) \$173.30; Sams Club GEMB – Supplies/Materials (Mayor, Board, Parks) Books (Library) \$137.28; Schoeneman Bros Co. – Supplies/Materials (Streets, Water, Sewer, Parks) \$622.32; Sioux Falls Utilities – Pumping (Sewer) \$69,421.31; Sioux International – Repairs/Maintenance (Streets, Water, Sewer, Parks) \$54.75; Sioux Valley Environmental – Supplies/Materials (Sewer) \$450.00; Sioux Valley News – Publishing (Ord, Res Proceedings) \$278.81; Smith, Annette – Travel (Planner) \$10.80; SD Retirement System – Retirement \$4,478.12; SD State Treasurer – Other Current Expense (Fin Admin) \$1.28; SD Supplemental Retirement – Retirement \$350.00; SD Unemployment Insurance (Fin Admin) \$476.81; Smallfield, Ted & Stacy Customer Deposit Refund (Water) \$79.04; Southeastern Electric Cooperative – Utilities (Sewer, Street Lighting, Streets, Water) \$5,502.46; Staples

Advantage – Supplies/Materials (Fin Admin, Planner) \$113.94; Stockwell Engineers Inc. – Professional Services/Fees (General, Sewer) \$62,585.20; Thurston, Jason – Utilities (Govt Bldgs) \$35.00; Tobin, Dannette - Customer Deposit Refund (Water) \$65.36; Tschetter, Mark – Customer Deposit Refund (Water) \$106.40; USA Bluebook – Supplies/Materials (Water) \$483.69; United States Post Office – Supplies/Materials (Water, Sewer) \$1,181.17; VanDiest Supply Company – Supplies/Materials (West Nile Prevention) \$3,577.75; WalMart Community – Books, Supplies/Materials (Library) \$246.48; Weatherton, Samantha - Customer Deposit Refund (Water) \$108.96; Web Concentrate – Professional Services/Fees (Fin Admin) \$99.06; Wittrock, Rebecca - Customer Deposit Refund (Water) \$51.68; Xcel Energy – Utilities (Park Lighting Govt Bldgs, Public Safety, Water, Sewer, Street Lighting) \$9,735.72; Zep Manufacturing Company – Supplies/Materials (Govt Bldgs) \$264.78

Discussion was held on amending the Lewis & Clark Regional Water System’s ARCA to allow the use of the Capital Improvement Reserve Fund prior to the entire “System” being completed. If approved by all 20 members of Lewis and Clark the amendment would allow them to access funds prior to the full completion of the system. Once money is put into the three reserve funds the ARCA prevents moving the money from one reserve fund to another. The “System” has been operational for a while now and there has come a time where these funds could or should be used to replace some of the “components of the System” (it’s intended purpose) but the ARCA prevents the use of those funds until the entire system is completed, the amendment would remove the stipulation that the entire “System” be completed prior to use of the CIRF. The consensus of the Harrisburg City Council is to amend the Lewis & Clark Regional Water System’s ARCA.

Discussion held on a request to change the traffic light on Willow Street by the high school entrance back to a green/yellow/red signal as it currently is flashing yellow/red and doesn’t allow for a safe crosswalk to and from school. No action taken at this time.

Motion Berg to remove to take Utility Service Maintenance Plan for the Water Towers from the table; seconded Sanderson. The Maintenance Program includes annual inspections (either visual or washouts), emergency services, all repairs, mixers for both towers, exterior paintings, interior renovations, and the entire cost of which is spread out over the years of the contract. Nichole Grasma with USG was present to answer questions that the council had regarding the services provided. Brown had some additional concerns with the contract draft he had reviewed. Motion Berg to retable Utility Service Maintenance Plan for the Water Towers, seconded Sanderson.

Public hearing for the proposed Resolution of Necessity 2016-08 for the Devitt Farms Regional Detention Facility was held at approximately 6:20 pm. Brown, Stockwell Engineers reviewed the project with those present. Public comment from Sweetman Const. Co., Hurco, Showplace and Harrisburg High School representatives was received and discussion was held. Public comment was closed at 7:33 p.m.

Motion Olson to approve Resolution 2016-08 Resolution of Necessity for the Special Assessment of the Devitt Farms Regional Detention Facility with amendment, seconded Sanderson. Amendment: BE IT FURTHER RESOLVED that the assessments shall reflect a credit given for prior payments by the assessed property owners into the Stormwater Drainage Fund as of the date of the adoption of this resolution.

RESOLUTION NO. 2016-08 RESOLUTION OF NECESSITY

WHEREAS, the City Council of the City of Harrisburg, South Dakota (the “City”) has declared that the convenience and necessity has arisen to construct a regional storm water detention facility at the Devitt Farms development within the City of Harrisburg, Lincoln County, South Dakota;

WHEREAS, the City has published and mailed notices to property owners as required by South Dakota Codified Laws; and

WHEREAS, the City is ready to proceed with the project and again declare the necessity to make the improvements.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Harrisburg, South Dakota, at a regular meeting thereof held at the Liberty School Board Room, 200 East Willow Street, Harrisburg, South Dakota at 6:00 o’clock p.m. on the 5th day of July 2016, that the convenience and necessity has arisen to

construct a regional storm water detention facility at the Devitt Farms development within the City of Harrisburg, Lincoln County, South Dakota. Such properties affected being hereinafter named:

See attached Exhibit A.

BE IT FURTHER RESOLVED, that the material to be used in the project shall be according to plans and specifications prepared by engineers for the City of Harrisburg and on file in the office of the Finance Officer and open to public inspection and incorporated hereby.

BE IT FURTHER RESOLVED, that the total estimated cost of the project is \$905,721. The total costs shall include the contract price and all engineering, inspection, publication, fiscal, legal, and all other expenses incidental thereto. The costs of the improvements and all other expenses incidental thereto shall be assessed against all assessable lots and tracts of land within the contributing basin who do not have onsite detention facilities in place or an approved development plan indicating onsite detention facilities. The amount that each benefitted property will be assessed will be based on the area (acres) that are included in the watershed basin, and the land use as shown on the Future Land Use Map in the City of Harrisburg's Comprehensive Plan.

BE IT FURTHER RESOLVED that the City may by subsequent resolution assume a portion of the costs of the improvements set out above.

BE IT FURTHER RESOLVED, that the assessments will be divided into twenty equal annual installments which shall be payable under Plan One, collection by the County Treasurer, as set forth in SDCL §9-43-102, et seq., and that all deferred installments shall bear interest at such rate as shall be determined by the City Council, but not in excess of six percent (6%) per annum.

BE IT FURTHER RESOLVED, that the assessed property owners shall be given the option to elect prior to the passage of the special assessment roll to have the assessments divided into five equal annual installments which shall be payable under Plan One, collection by the County Treasurer, as set forth in SDCL §9-43-102, et seq., and that all deferred installments shall bear interest at such rate as shall be determined by the City Council, but not in excess of four percent (4%) per annum.

BE IT FURTHER RESOLVED that the assessments shall reflect a credit given for prior payments by the assessed property owners into the Stormwater Drainage Fund as of the date of the adoption of this resolution.

BE IT FURTHER RESOLVED that the contractors who undertake to perform the work of construction herein provided for shall be paid in cash from City funds or borrowed funds that will be refunded, upon completion of the project, with the sale of special assessment bonds.

BE IT FURTHER RESOLVED, that the Finance Officer is directed to take such action as is necessary to carry out the intent of the resolution.

Dated this 5th day of July 2016.

JULIE BURKE-VAN LUVANEE
Mayor

ATTEST:

MARY MCCLUNG
Finance Officer

(SEAL)

EXHIBIT A
Properties Affected

Parcel ID - Legal

270.56.00.2000 - TRACT 20 INDUSTRIAL PARK ADDITION TO THE CITY OF HARRISBURG, LINCOLN COUNTY, SOUTH DAKOTA
270.56.00.700 - TRACT 7 INDUSTRIAL PARK ADDITION TO THE CITY OF HARRISBURG, LINCOLN COUNTY, SOUTH DAKOTA

270.56.00.600 - TRACT 6 & PART VACATED STREET INDUSTRIAL PARK ADDITION TO THE CITY OF HARRISBURG, LINCOLN COUNTY, SOUTH DAKOTA

270.56.00.500A - TRACT 5A INDUSTRIAL PARK ADDITION TO THE CITY OF HARRISBURG, LINCOLN COUNTY, SOUTH DAKOTA

270.56.00.200 - TRACTS 2-3 & 4 & PART VACATED STREET INDUSTRIAL PARK ADDITION TO THE CITY OF HARRISBURG, LINCOLN COUNTY, SOUTH DAKOTA

207.56.00.100A - TRACT 1A INDUSTRIAL PARK ADDITION TO THE CITY OF HARRISBURG, LINCOLN COUNTY, SOUTH DAKOTA

270.56.00.1600 - TRACT 16 INDUSTRIAL PARK ADDITION TO THE CITY OF HARRISBURG, LINCOLN COUNTY, SOUTH DAKOTA

270.56.00.800 - THE WEST 73' OF TRACT 8 INDUSTRIAL PARK ADDITION TO THE CITY OF HARRISBURG, LINCOLN COUNTY, SOUTH DAKOTA

270.80.00.800 - THE EAST 27' OF TRACT 8 INDUSTRIAL PARK ADDITION TO THE CITY OF HARRISBURG, LINCOLN COUNTY, SOUTH DAKOTA

270.55.36.3000 - W1/2 SW1/4 (EXCEPT FURNITURE BARN ADDITION) ALONG WITH THAT PORTION OF THE E1/2 SW1/4 LYING SOUTH AND WEST OF CENTRAL PARK ADDITION, AND THAT PORTION OF THE E1/2 OF THE SW1/4 LYING WEST OF THE COLUMBIA STREET RIGHT OF WAY (EXCEPT OUTLOT 12) ALL IN THE SW1/4 36-100-50, LINCOLN COUNTY, SOUTH DAKOTA

270.77.00.A100 - TRACT 1 CENTRAL PARK ADDITION TO THE CITY OF HARRISBURG, LINCOLN COUNTY, SOUTH DAKOTA

270.55.37.004 - TRACT 4 REPLAT OF HARRISBURG SCHOOL ADDITION TO THE CITY OF HARRISBURG, LINCOLN COUNTY, SOUTH DAKOTA

270.55.37.005 - TRACT 5 REPLAT OF HARRISBURG SCHOOL ADDITION TO THE CITY OF HARRISBURG, LINCOLN COUNTY, SOUTH DAKOTA

270.55.37.003 - TRACTS 1 & 3 REPLAT OF HARRISBURG SCHOOL ADDITION TO THE CITY OF HARRISBURG, LINCOLN COUNTY, SOUTH DAKOTA

270.55.37.002 - TRACT 2 REPLAT OF HARRISBURG SCHOOL ADDITION TO THE CITY OF HARRISBURG, LINCOLN COUNTY, SOUTH DAKOTA

270.55.36.001 - LOT 1 SUBDIVISION OF SE1/4 SW1/4 36-100-50, LINCOLN COUNTY, SOUTH DAKOTA

270.14.00.002 - TRACTS 1 & 2 OLSON ADDITION TO THE CITY OF HARRISBURG, LINCOLN COUNTY, SOUTH DAKOTA

270.15.00.015 - A PORTION OF O.L. 13 AND ALL OF O.L. 14-15 SE1/4 SW1/4 36-100-50, LINCOLN COUNTY, SOUTH DAKOTA

270.26.09.013 - W 8' OF S 115' LOT 8 & ALL LOTS 9 TO 13 & VACATED ALLEY - BLOCK 9 THORSONS N ADDITION TO THE CITY OF HARRISBURG, LINCOLN COUNTY, SOUTH DAKOTA

270.26.09.008 - S 115' LOTS 4-5-6-7 & S 115' OF E 17' LOT 8 - BLOCK 9 THORSONS N ADDITION TO THE CITY OF HARRISBURG, LINCOLN COUNTY, SOUTH DAKOTA

270.26.09.003 - LOTS 2 & 3 - BLOCK 9 THORSONS N ADDITION TO THE CITY OF HARRISBURG, LINCOLN COUNTY, SOUTH DAKOTA

270.26.09.001 - LOT 1 - BLOCK 9 THORSONS N ADDITION TO THE CITY OF HARRISBURG, LINCOLN COUNTY, SOUTH DAKOTA

270.36.00.001 - LOTS 1 RAILROAD ADDITION TO THE CITY OF HARRISBURG, LINCOLN COUNTY, SOUTH DAKOTA

270.36.00.003 - LOTS E-1, E-2, E-3 & E-4 RAILROAD ADDITION TO THE CITY OF HARRISBURG, LINCOLN COUNTY, SOUTH DAKOTA

270.76.01.002 - LOT 2 BLOCK 1 HARRISBURG FURNITURE BARN ADDITION TO THE CITY OF HARRISBURG, LINCOLN COUNTY, SOUTH DAKOTA

270.76.01.001 - LOT 1 BLOCK 1 HARRISBURG FURNITURE BARN ADDITION TO THE CITY OF HARRISBURG, LINCOLN COUNTY, SOUTH DAKOTA

270.76.01.003 - LOT 3 BLOCK 1 HARRISBURG FURNITURE BARN ADDITION TO THE CITY OF HARRISBURG, LINCOLN COUNTY, SOUTH DAKOTA

270.15.00.012 - O.L. 12 *EXCEPT LOT 1 & PORTION ON LOT 3 HARRISBURG FURNITURE BARN ADDITION* TO THE CITY OF HARRISBURG, LINCOLN COUNTY, SOUTH DAKOTA

270.56.00.90 - TRACT 9 INDUSTRIAL PARK ADDITION TO THE CITY OF HARRISBURG, LINCOLN COUNTY, SOUTH DAKOTA

Published once at the approximate cost of _____.

Jon Brown with Stockwell provided the city engineer report, on file at city hall.

McMahon provided the June building permit report and activities being planned by the park board including National Night Out to be held on August 2, 2016.

McClung provided the June finance report and June sales tax reports.

Pietrus provided the city administrator report.

The next meeting of the Planning Commission will be held on Tuesday, July 12, 2016, at 6:00 p.m. at the Harrisburg City Hall Conference Room. The next meeting of the City Council will be held on Monday, July 18, 2016 at 6:00 pm at the Liberty School Board Room.

With no further business, a motion was made by Sanderson to adjourn the meeting at 8:03 p.m., seconded Olson. Motion carried.

Mary McClung, Finance Officer

Please publish once at the approximate cost of _____.