

Harrisburg City Council
Meeting Minutes

The regular meeting of the City Council was called to order on May 20, 2019, at 6:00 pm, with Mayor Julie Burke-Van Luvanee presiding. Council members present were Ryan Berg, Kevin Maxwell, Ryan Olson & Danny Tank. Also present from the city were Mary McClung, Jill Johnke, Andrew Pietrus, Michael McMahon, Toby Huizenga, and Joe Stonesifer. 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 Berg, seconded Maxwell, to approve the consent agenda consisting of the following items:

1. Approval of May 20, 2019 Agenda.
2. Approval of May 6, 2019 City Council Meeting Minutes
3. Approval of May 8, 2019 City Council Special Meeting Minutes
4. Approval of May 20, 2019 – Approval of Claims
5. Mayor Appointments to Planning & Zoning Board
 - a.) Wendi Hogan – 5-year term (Term 2024)
6. Mayor Proclamation -Motorcycle Safety and Awareness Month (May)

Upon Roll call vote; all in favor.

Avera McGreevy Clinic – Professional Services/Fees (Sewer) \$285.00; Barnes & Noble Booksellers – Books (Library) \$549.56; Blue Valley Public Safety, Inc. – Professional Services/Fees (Public Safety) \$816.00; Code Works Inc. – Professional Services/Fees (Govt Bldgs) \$2,432.34; Core & Main – Supplies/Materials (Water) \$622.24; Customeyez Designs – Supplies/Materials (Streets, Water, Sewer, Parks) \$450.00; Cutler Law Firm, LLP – Professional Services/Fees (Sewer, General) \$8,082.81; Dakota Entertainment – Professional Services/Fees (Economic Dev. Promo) \$2,420.25; Department of Treasury – Federal Withholdings \$6,517.58; Federal Signal Corporation – Professional Services/Fees (Public Safety) \$7,027.88; First National Bank – NSF Check (Water, Sewer) \$143.00; First National Bank – NSF Check (Sewer) \$160.00; First National Bank – NSF Check (Water, Sewer) \$62.39; Health Equity – Professional Services/Fees, H.S.A. Withholdings (City Admin, Fin Admin, Streets, Water, Sewer, Parks) \$282.50; Home Definition, Inc. – Professional Services/Fees (Govt Bldgs) \$25.00; IHy-Vee Accounts Receivable – Supplies/Materials (Engineer) \$25.00; MS Infrastructure Mgmt Service – Professional Services/Fees (Streets) \$9,577.50; Interstate Power Systems – Repairs/Maintenance (Sewer) \$2,093.00; J.P. Cooke Company – Supplies/Materials (Animal Control) \$95.10; Laceys – Utilities (Parks) \$3,500.00; Lloyd Properties – TIF #2 Principal \$59,125.65; Lewis & Clark Regional Water – Improvements other than Buildings (Water) \$3,765.14; Marco, Inc. – Rentals, Professional Services/Fees (Streets, Water, Sewer Parks) \$169.18; MidAmerican Energy – Utilities (Sewer, Govt Bldgs) \$883.54; Miracle Recreation – Repairs/Maintenance (Parks) \$1,642.22; Myrl & Roys Paving, Inc. – Repairs/Maintenance (Streets) \$271.30; Nursery Wholesalers, Inc. – Supplies/Materials (Parks) \$62.00; Optilegra, Inc. – Group Insurance, Insurance Withholdings (City Admin, Fin Admin, Planner, Engineer, Streets, Water, Sewer, Parks) \$111.12; Pfeifer Implement – Machinery/Equipment (Snow Removal, Parks) \$38,206.00; Prairie Wind Trailers, LLC – Repairs/Maintenance, Supplies/Materials (Streets, Water, Sewer, Parks) \$460.00; R & L Supply – Repairs/Maintenance (Water) \$345.66; Sanitation Products – Repairs/Maintenance (Sewer) \$84.49; Sioux Falls Area Humane Society – Professional Services/Fees (Animal Control) \$177.42; Siouxland Heritage Museums – Community Education/Events (Library) \$158.40; Sisson Printing Inc. –

Supplies/Materials (Planner) \$279.60; Siteworks, LLC – Improvements other than Bldgs (Sewer) \$191,884.34; SD DENR – Water Rights – Professional Services/Fee (Water) \$105.00; SD Dept of Transportation – Supplies/Materials (Snow Removal) \$26,275.57; SD One Call Systems – Professional Services/Fees (Water, Sewer) \$150.15; South Dakota Public Assurance Alliance – Insurance (Economic Development Promo) \$403.41; SD Supplemental Retirement Plan – Retirement Withholdings \$450.00; Staples Advantage – Supplies/Materials (Planner, Water, Sewer, Streets, Parks, Fin Admin) \$372.72; Stockwell Engineers – Engineering (Water, Sewer, General) \$161,713.59; Traffic Solutions Inc. – Rentals (Streets) \$300.00; Verizon Wireless – Utilities (Water) \$40.01; Web Concentrate – Professional Services/Fees (Economic Development Promo) \$562.50; Wellmark Blue Cross Blue Shield – Group Insurance (Planner) \$158.20; Wellmark Blue Cross Blue Shield – Group Insurance (City Admin, Fin Admin, Streets, Water, Sewer, Parks) \$3,939.78; White Glove Cleaning Services – Utilities (Govt Bldgs) \$75.00

No public comment

Business Item 1. HEDC Update and Subsidy Request – Adrienne McKeown. McKeown introduced the Economic Development Board, gave a brief chamber update, shared the strategic vision of the Economic Development Board and their strategy for moving forward with the council. Motion Berg, seconded Maxwell to approve the 2019 subsidy to the Harrisburg Economic Development Corporation in the amount of \$40,000.00. Upon roll call vote; all in favor.

Business Item 2. Mayor Liaison Designations

- a.) Public Works – All council members will take turns
- b.) Planning and Zoning - Tank

Business Item 3. 2nd Reading Ordinance 2019-04 to rezone Tract E of the Devitt Farm Addition and a portion of the SW1/4 of Section 36, T100N, R50W, 5th P.M., City of Harrisburg, Lincoln County, South Dakota from General Business and R-1 Single Family Detached Residential Zoning Districts to R-2 Low Density Residential District. Motion Tank, seconded Berg to approve Ordinance 2019-04 to rezone Tract E of the Devitt Farm Addition and a portion of the SW1/4 of Section 36, T100N, R50W, 5th P.M., City of Harrisburg, Lincoln County, South Dakota from General Business and R-1 Single Family Detached Residential Zoning Districts to R-2 Low Density Residential District. Published separate from the minutes.

Business Item 4. Resolution 2019-10 A Resolution of Intent to Declare the Intent to Reimburse Expenditures with Proceeds of Bond Issue – Motion Olson, seconded Berg to approve Resolution 2019-10 A Resolution of Intent to Declare the Intent to Reimburse Expenditures with Proceeds of Bond Issues. Upon Roll call vote; all in favor.

RESOLUTION NO. 2019-10

A RESOLUTION TO DECLARE THE INTENT TO REIMBURSE EXPENDITURES WITH PROCEEDS OF BOND ISSUE

WHEREAS, the City of Harrisburg, South Dakota (the “Issuer”), by virtue of the laws of the State of South Dakota, particularly SDCL Title 6-8B and 9-40 (collectively the “Act”) and the authorities therein mentioned, wishes to take the necessary actions for the issuance of a Water System Surcharge Revenue Bond up to \$1,500,000 (the “Bond”) in order to assist in the financing of Highway 115 water main improvements (the “Project”); and

WHEREAS, United States Treasury Regulations §1.150-2 (the “Reimbursement Regulations”) prescribe conditions under which proceeds of bonds, notes or other obligations used to reimburse advances made for capital and certain other expenditures (“Original Expenditures”) paid before the issuance of such Bond will be deemed to be expended (or properly allocated to expenditures) for purposes of Sections 103 and 141-150 of the Internal Revenue Code of 1986, as amended (the “Code”), upon such reimbursement so that the proceeds so used will no longer be subject to requirements or restrictions under those sections of the Code; and

WHEREAS, certain provisions of the Reimbursement Regulations require that there be a Declaration of Official Intent not later than 60 days following payment of the Original Expenditures expected to be reimbursed from proceeds of Bond, and that the reimbursement occur within certain prescribed time periods after an Original Expenditure is paid or after the property resulting from that Original Expenditure is placed in service; and

WHEREAS, the Issuer wishes to take steps to comply with the Reimbursement Regulations;
NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HARRISBURG, SOUTH DAKOTA:

1) This Council hereby declares that the Issuer reasonably expects that the capital and other expenditures described in the first recital of this resolution as the Project, to the extent such expenditures are made prior to the issuance of the Bond, will be reimbursed with the proceeds of the Bond (as that term is defined in Section 150 of the Code). The maximum principal amount of Bond expected to be issued for the Project is \$1,500,000.

2) This declaration of intent shall be available for public inspection. A reimbursement allocation of the expenditures for the Project with the proceeds of the borrowing described here will occur not later than 18 months after the later of (i) the date on which the expenditure is paid, or (ii) the date the Project is placed in service or abandoned, but in no event more than three (3) years after the original expenditure is paid. A reimbursement allocation is an allocation in writing that evidences the Issuer’s use of the proceeds of the debt to be issued for the Project to reimburse the Issuer for a capital expenditure made pursuant to this Resolution.

3) This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this resolution were taken in an open meeting of this Council and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

4) This Resolution shall take effect on the 20th day following its publication, unless suspended by a referendum.

Adopted at City of Harrisburg, South Dakota, this 20th day of May 2019.

APPROVED:
Julie Burke Luvanee
Mayor
(SEAL)

Attest: Mary McClung

City Finance Officer

Passed: May 20, 2019

Published: May 30, 2019

Effective: June 19, 2019

Published once at the approximate cost of \$_____.

Business Item 5. Pay Application #1 for HWY 115 Water Main. Motion Tank, seconded Maxwell to approve pay request HB1001 to Lincoln County Rural Water System, Inc in the amount of \$114,771.82 for the SD HWY 115 Water Main project #80813 PCN X02Y. Upon Roll Call vote; all in favor.

Business Item 6. Amendment #1 for the Joint Powers Maintenance and Financial Agreement between the City of Sioux Falls, City of Harrisburg, Lincoln Rural Water System, Inc. and the Department of Transportation for SD 115. Motion Maxwell, seconded Olson to approve and have the Mayor sign the Amendment #1 for the Joint Powers Maintenance and Financial Agreement between the City of Sioux Falls, City of Harrisburg, Lincoln County Rural Water System, Inc and the Department of Transportation for SD Hwy 115 contingent on attorney and engineer review and approval. Upon roll call vote; all in favor.

Business Item 7. Write off Water Account (2382 – McGrew) Motion Olson, seconded Maxwell to approve the write off water account #2382 for McGrew in the amount of \$112.39 as uncollectable. Upon roll call vote; all in favor.

Business Item 8. Consider public works request to hire a temporary Summer Public Works employee. Motion Tank, seconded Maxwell to approve the hire of a temporary summer public works employee. Upon roll call vote; all in favor.

Business Item 9. Consider Public Works – Request for Purchase of Laptop and Data Plan for jetpack/hotspot device. Motion Tank, seconded Berg, to approve proceeding with the purchase of a laptop and data plan for a jetpack/hotspot device not to exceed \$1,500.00. Upon roll call vote; all in favor.

Business Item 10. Consider Street Asphalt Repairs to Prairie Street – Motion Tank, seconded Maxwell to approve repairs to Prairie Street at a cost not to exceed \$15,000.00, contingent on being done prior to Harrisburg Days. Upon roll call vote; all in favor.

Business Item 11. Consider Geotek Proposal for Public Works Facility Parking Lot Paving Project. Motion Maxwell, seconded Tank to approve the proposal from Geotek in an amount not to exceed \$1,600.00 for geotechnical exploration services at the Harrisburg Public Works facility for the parking lot paving project on the site. Upon roll call vote; all in favor.

Business Item 12. 2019 Mosquito Trapping Plan with the City of Sioux Falls vector control. Motion Olson, seconded Berg to approve the 2019 mosquito trapping plan with the City of Sioux Falls vector control for trapping and testing services in the amount of \$2,712.06. Upon roll call vote; all in favor.

Business Item 13. Consider recommendation from Park Board to Construct a Picnic Shelter in Lions Park. Motion Tank, seconded Maxwell to approve the quote from MLC Construction in the base amount of \$31,430.00 to construct a picnic shelter in Lions Park plus the steel roof upgrade add on option of \$3,668.00 and \$1,566.00 for concrete pad for a sensory wall add on for a total of \$36,664.00. Upon roll call vote; all in favor.

Business Item 14. Consider recommendation from Park Board to construct a sensory wall and add three accessible swings. Motion Maxwell, seconded Tank to approve the quote from Dakota Playground to purchase and construct a sensory wall in Lions Park and purchase and add 3 accessible swings in Hugh Robinson park with mats. Upon roll call vote; all in favor.

Business Item 15. Consider participation in pilot project for state – maintained document site. Motion Berg, seconded Olson to approve the City of Harrisburg participates, with McClung being contact person, to participate in the pilot project for a state-maintained document site. Upon roll call vote; all in favor.

Business Item 16. Set Special City Council Meeting Date for Strategic Planning Work Session. Initiatives for the strategic planning should be sent to McClung by May 30th, 2019 to be distributed to the council for their review prior to and adoption at the June 3, 2019 city council meeting. Motion Maxwell, seconded Berg to set June 22nd, 2019 from 9am until 12pm for a special city council meeting for a Strategic Planning Work Session.

Business Item 17. Consider request to change date of 2nd meeting in June. Motion Berg, seconded Olson to approve setting the 2nd meeting in June for June 19th, 2019.

Stonesifer presented a draft lighting fee ordinance for the council's consideration.

Verbal reports were given by Stockwell Engineer, city council, and the Mayor, which included city projects, and engineering activity.

Business Item 18. Executive Session Pursuant to SDCL 1-25-2(1) Personnel (4) Contract Negotiations. Motion Maxwell, seconded Tank to enter into executive session at 8:33pm pursuant to SDCL 1-25-2 (1) Personnel and (4) Contract Negotiations.

Mayor declared out of executive session at 9:35pm.

The next regular meeting of the Harrisburg City Council will be held at 6:00 pm on Monday, June 3, 2019 at the Liberty School Community Room.

With no further business, a motion was made by Olson, seconded Maxwell, to adjourn the city council meeting at 9:36 pm.

Submitted by Jill Johnke, Administrative Assistant/Deputy Finance Officer