

Harrisburg City Council
Meeting Minutes

The regular meeting of the City Council was called to order on July 7th, 2014, at 6:00 p.m., with Mayor Julie Burke-Bowen presiding. Council members present were Ryan Olson, Rob Handshumaker and Ryan Berg. Absent; Allison Sanderson. Also present from the city were Andrew Pietrus, Alysia Simunek, Dan Fink and Marcus Mahlen. 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.

Council reviewed the agenda.

Motion Olson to approve the June 23rd, 2014, Harrisburg City Council Meeting Minutes as presented with no changes, seconded Handshumaker.

Motion Berg to approve all claims as presented, seconded Handshumaker. Above Standard Cleaning – Utilities (Govt Bldgs) \$80.00; Agora-X Inc. – Supplies & Materials (Streets, Water, Sewer, Parks, Street Cleaning, Storm Drainage) \$3,931.50; Albers Electric – Repairs & Maintenance (Public Safety) \$229.59; American Planning Association – Professional Services (Planning & Zoning Admin) \$269.00; Anderson, Christen & Corey – Meter Deposit Refund (Water) \$74.05; Brown & Saenger – Supplies & Materials (Fin Admin) \$244.46; Burton, Trevor – Meter Deposit Refund (Water) \$150.00; Campbell Supply – Supplies & Materials (Storm Drainage, Weed Control) \$243.88; Cardmember Services – Supplies & Materials (Streets, Sewer, Water, Parks, Mayor, Board, Library) Books (Library) \$1,787.48; Certified Laboratories – Supplies & Materials (Streets, Water, Sewer, Parks) \$445.25; Customeyez Designs – Repairs & Maintenance (Public Safety) \$170.00; Cutler & Donahoe, LLP – Professional Services & Fees (Fin Admin) \$483.00; Decourcey, Kelly – Meter Deposit Refund (Water) \$123.25; Department of Treasury – Federal and Fica Withholdings \$6,654.09; Fastenal Company – Supplies & Materials (Storm Drainage) \$13.26; Fink, Dan – Utilities (Govt Bldgs) \$35.00; First National Bank – June Payroll \$52,238.58; First National Bank – Principal and Interest (Water) \$62,389.53; First National Bank – Principal & Interest (Sewer) \$33,268.42; Fortin, Justin – Meter Deposit Refund (Water) \$7.80; Geotek Engineering – Professional Services & Fees (Sewer, Storm Drainage) \$1,293.00; Hammerstrom, Gene – Utilities (Govt Bldg) \$35.00; Harrisburg School System – Rentals (Library) \$500.00; Harrisburg Water – Utilities (Govt Bldgs, Parks) \$210.90; HD Supply Waterworks – Professional Services and Supplies & Materials (Water) \$1,837.54; HR Green Inc. – Professional Services (Engineering, Water, Sewer) \$38,986.53; Huizenga, Toby – Utilities (Govt Bldg) \$35.00; International Industries Inc. – Repairs & Maintenance (Sewer) \$1,403.80; Intl Institute of Municipal Clerks – Professional Services & Fees – (Fin Admin) \$145.00; Lewis & Clark Regional Water System – Professional Services & Fees, Water for Resale (Water) \$11,862.87; Koelling, Chris & Whitney – Meter Deposit Refund (Water) \$86.35; Krupke, Sara – Meter Deposit Refund (Water) \$98.65; LG Everist – Principal & Interest (TIF District #1) \$88,188.06; Marco Inc. – Rentals and Supplies & Materials (Fin Admin) \$240.17; Maske, Michael & Emily – Meter Deposit Refund (Water) \$67.40; McClung, Mark – Utilities (Govt Bldgs) \$35.00; McClung, Mary – Travel & Conference (Fin Admin) \$163.52; Menards – Supplies & Materials (Streets, Water, Sewer, Parks) \$289.43; Myrl & Roys Paving, Inc. – Supplies & Materials (Storm Drainage) \$463.44; Nybergs Ace Hardware Inc. – Supplies & Materials (Storm Drainage, Govt Bldg) \$192.90; Office of Child Support – Other Withholdings \$554.10; Payment Service Network – Professional Services & Fees (Water, Sewer) \$49.95; Pfeifers – Repairs & Maintenance (Streets, Water, Sewer, Parks) \$65.08; Pheasantland Industries – Supplies & Materials (Fin Admin) \$106.68; Pietrus, Andrew – Utilities (Govt Bldgs) \$35.00; Preheim, Dustin – Utilities (Govt Bldgs) \$35.00; Re-Markable (Reeves, Dan & Carol) – Meter Deposit Refund (Water) \$110.95; Rural Route 1 Services – Utilities (Govt Bldgs) \$85.85; Saatkamp, Alan – Meter Deposit Refund (Water) \$47.30; Sams Club – Supplies & Materials (Board, Mayor, Library) Books (Library) \$854.09; Sanders, Brandon- Meter Deposit Refund (Water) \$120.40; Savage, Emily – Meter Deposit Refund (Water) \$35.00; Schoeneman Bros Co – Supplies & Materials (Streets, Water, Sewer, Parks, Govt Bldgs, Storm Drainage) \$631.12; Seeley, James – Meter Deposit Refund (Water) \$123.25; Simunek, Alysia – Travel & Conference (Fin Admin) \$163.52; Sioux Falls Utilities – Resale of Sewer (Sewer) \$7,263.60; Sioux International – Supplies & Materials (Parks) \$94.26; Sioux Valley News – Publishing (Ord, Res) \$155.49; South Dakota DOT – Improvement other than Bldgs (Streets) \$1,107.61; SD Retirement System – Retirement Withholdings \$5,978.44; SD Unemployment Insurance Division – Unemployment \$362.09; Stan Houston – Supplies & Materials (Parks) \$37.92; Sturdevants Auto Supply – Supplies & Materials (Streets, Water, Sewer, Parks) \$82.08; Thurston, Jason – Utilities (Govt Bldg) \$35.00; Traffic Solutions Inc. – Professional Services (Storm Drainage) \$506.00; United States Post Office - Supplies & Materials (Water, Sewer, Fin Adm) \$688.62; VanKampen, Lucas – Meter Deposit Refund (Water) \$150.00; Vis, Sheena – Meter Deposit Refund (Water) \$74.05; Wright, Daniel & Kathleen – Meter Deposit Refund (Water) \$110.70; Xcel Energy – Utilities (Park Lighting, Govt Bldgs, Public Safety, Water, Sewer, Street Lighting) \$9,129.95

Motion Handshumaker to table the Request to use United Avenue for Tiger Nation 5K Walk/Run, seconded Olson.

Motion Handshumaker to approve the Garbage License Renewals for 2014-2015 term for Novak Sanitary and Waste Management, seconded Berg.

Motion Berg to approve Resolution 2014-06 approving the transfer of WOW! (Knology) Internet, Cable, and Phone properties in SD, MN and IA to Clarity Telecom, seconded Handshumaker.

RESOLUTION # 2014-06

RESOLUTION CONSENTING TO TRANSFER OF FRANCHISE

WHEREAS, Knology, Inc. (“Franchisee”) currently holds a cable television franchise (“Franchise”) granted by the City of Harrisburg, South Dakota (“Municipality”) authorizing Franchisee to own and operate a cable television system in the Municipality;

WHEREAS, Franchisee and certain of its affiliates have entered into an Asset Purchase Agreement (“Agreement”) with Clarity Telecom, LLC (“Clarity”) dated June 12, 2014 under which Clarity will acquire the cable system assets (including the Franchise) of Franchisee (“Transaction”);

WHEREAS, Franchisee and Clarity, according to the requirements of the Franchise and applicable law, have requested that Municipality consent to the Transaction as described in the FCC Form 394 files with Municipality (“Transfer Application”); and

WHEREAS, Municipality has reviewed the Transfer Application and will consent to the transfer of control as described in the Transfer Application.

NOW THEREFORE MUNICIPALITY RESOLVES:

1. Municipality consents to the transfer of the Franchise to Clarity.
2. Municipality confirms the Franchise is valid and in full force and effect.
3. The Finance Officer of Municipality is authorized to enter into, execute, and deliver on behalf of Municipality a certificate, along with other documents as may be necessary evidencing this Resolution without further action by this governing body.

ADOPTED AND APPROVED THIS 7th day of July, 2014.

CITY OF HARRISBURG, SOUTH DAKOTA

By: Julie Burke Bowen
Name: Julie Burke Bowen
Title: Mayor

ATTEST:

By: Alysia Simunek
Name: Alysia Simunek
Title: Deputy Finance Officer

Motion Handshumaker to table Resolution 2014-07 Rural Service District Designation until the July 21st, 2014, City Council Meeting, seconded Olson.

A Public Hearing was held at 6:10pm for the On Sale Liquor License Site Transfer for Sperber Holdings, LLC (Game Changer). Motion Handshumaker to approve the site transfer for Sperber Holdings, LLC (Game Changer) for their retail on sale liquor license to change the legal description to be Tracts 21 and 22 of the Harrisburg Industrial Park, seconded Berg.

Motion Berg to table the Harrisburg Transportation Alternatives Program (TAP) Willow Street Shared Use Path/Trail until the next meeting, seconded Handshumaker.

Mark Reiners from MidAmerican Energy was present to discuss the franchise agreement between Harrisburg and MidAmerican Energy. Motion Olson to set a Public Hearing for MidAmerican Franchise Agreement for August 4th, 2014, seconded Handshumaker.

Rilyn Fox is working on an Eagle Scout project and would like to install a Gaga Ball Pit in one of the city parks. Council recommended Rilyn look for outside donations and then present a remaining figure to council. Council also requested Rilyn present this to the Park Board prior to council approval.

Motion Handshumaker to approve the Safe Routes to School Project Change Order #3 in the amount of \$1,784.19 modifying the total contract price to \$131,546.98 and changing the contract completion date to July 10, 2014, seconded Berg.

Motion Berg to set the joint meeting with the Harrisburg Planning & Zoning Board for Monday, July 21st, 2014, to begin at 6:30pm at the Harrisburg Liberty School Board Room, seconded Handshumaker.

Bill Moran from HR Green gave the monthly engineering report and a copy is on file at the city office.

Fink presented the monthly water and city maintenance report to the council.

Pietrus presented the city administrator report to the council.

Mayor Burke-Bowen thanked Dan and the Volunteer Fire Department for the fireworks display put on the evening of the 4th of July.

The next meeting of the City Council and Planning & Zoning Commission will be held jointly on Monday, July 21st, 2014, at the Liberty School Community Room, 200 E Willow Street at 6:30 p.m.

With no further business, a motion was made by Handshumaker to adjourn the meeting at 7:18 p.m., Berg seconded.

Alysia Simunek, Deputy Finance Officer

Please publish once at the approximate cost of _____.