

Harrisburg City Council
Meeting Minutes

The regular meeting of the City Council was called to order on June 1st, 2015, at 6:00 p.m., with Mayor Julie Burke-Bowen presiding. Council members present were Ryan Olson, Allison Sanderson, Ryan Berg and Ryan Wolbrink. Also present from the city were Mary McClung, Andrew Pietrus, Dan Fink, Michael McMahon, Toby Huizenga, Marcus Mahlen and Alysia Simunek. 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: Mayor Burke-Bowen added Executive Session pursuant to SDCL 1-25-2 (3) to Business Items. Motion Olson, to approve the consent agenda consisting of the following: 1) agenda addition of Executive Session pursuant to SDCL 1-25-2 (3); 2) May 18th, 2015, City Council/Planning Commission Joint Meeting Minutes; 3) June 1st, 2015, claims, seconded Wolbrink. Above Standard Cleaning – Utilities (Govt Bldgs) \$80.00; Aflac – Aflac Withholdings - \$192.46; Agora X Inc. – Supplies & Materials (Streets, Water, Sewer, Parks) \$1,251.33; Boekhout, Myrna – Customer Deposit Refund (Water) \$52.31; Brandt, Tom – Customer Deposit Refund (Water) \$84.50; Campbell Supply – Supplies & Materials (Streets, Water, Sewer, Parks) \$43.92; Cardmember Services – Supplies & Materials, Books, Travel & Conference, Professional Services, Computer Software (Library, Police Services, Fin Admin, Govt Bldgs, Streets, Economic Development, Parks, City Admin, Sewer, Water, Board) - \$4,709.29; Code Works Inc. – Professional Services & Fees (Planning & Zoning) \$3,472.40; Coder, Brian & Lisa – Customer Deposit Refund (Water) \$71.85; Customeyez Designs – Supplies & Materials (Streets, Parks, Economic Dev) \$1,294.00; Cutler & Donahoe, LLP – Professional Services & Fees (Attorney) \$1,742.00; Darger, June – Customer Deposit Refund (Water) \$97.15; Demeester, Daniel IV & Danica – Customer Deposit Refund (Water) \$59.20; DENR – Professional Services & Fees (Storm Drainage, Water) \$350.00; Department of Treasury – 941 Taxes \$4,946.73; Earthbend – Supplies & Materials (Govt Bldgs) \$110.00; Fastenal Company – Supplies & Materials (Streets, Water, Sewer, Parks) \$18.62; Fuller, Adam – Customer Deposit Refund (Water) \$33.90; Gacke, Scott & Emily – Customer Deposit Refund (Water) \$122.45; Gordon, Dale P & Darcey K – Customer Deposit Refund (Water) \$97.15; Government Finance Officers Association – Professional Services & Fees (Fin Admin) \$160.00; Harrisburg School System – Rentals (Library) \$1,500.00; Hauck, Lowell – Customer Deposit Refund (Water) \$109.80; HD Supply Waterworks – Supplies & Materials (Water) \$2,843.52; Heilman, David – Customer Deposit (Water) \$109.80; HR Green Inc. – Professional Services & Fees (Engineering Gen Fund, Sewer) \$11,063.08; Larson, Dustin – Customer Deposit Refund (Water) \$84.50; LaValley Township – Repairs & Maintenance (Streets) \$600.00; LG Everist – Principal & Interest (TIF District #1) \$70,575.02; Lincoln County Register of Deeds – Supplies & Materials (Planner) \$4.00; Marco Inc. – Rentals, Supplies & Materials (Fin Admin) \$217.84; Menards East – Supplies & Materials (Sewer) \$7.28; Miller, Megan & Jonathan – Customer Deposit Refund (Water) \$92.70; Miller, Peggy – Customer Deposit Refund (Water) \$109.80; Peacock, Heather – Customer Deposit Refund (Water) \$84.50; Petty Cash – Supplies & Materials (Water, Sewer, Planner) \$38.53; Pockets Full of Fun – Professional Services & Fees (Library) \$235.00; Respec Consulting & Services - Professional Services & Fees (Storm Drainage) \$14,823.15; Rural Route 1 Services – Utilities (Govt Bldgs) \$85.85; Sams Club GEMB – Supplies & Materials (Streets, Water, Sewer, Parks) \$146.14; Schoeneman Bros. Co. – Supplies & Materials (Streets, Water, Sewer, Parks) \$343.93; Seykora, Whitney – Customer Deposit Refund (Water) \$12.06; Sinks N More – Machinery & Equipment (Parks) \$7,161.00; Sioux Falls Utilities – (Sewer) \$49,123.73; Sioux Valley News – Publishing (Ord, Res and Proceedings) \$303.97; South Dakota Retirement System – Retirement Withholdings \$4,193.26; South Dak Supplemental Retirement Plan – Retirement Withholdings \$368.00; Spomer, Todd & Kelly – Customer Deposit Refund (Water) \$33.90; Stan Houston – Supplies & Materials, (Streets, Water, Sewer, Parks) Repairs & Maintenance (Parks) \$191.36; Sundem, David & Jennifer – Customer Deposit Refund (Water) \$84.50; Titan Machinery – Machinery & Equipment (Streets, Water, Sewer, Parks) \$78,891.00; Tolsma, Joan & Lauren – Customer Deposit Refund (Water) \$97.15; Uhlich, Ben – Customer Deposit Refund (Water) \$71.85; United States Census Bureau – Professional Services & Fees (Planner) \$93,819.00; United States Post Office – Supplies & Materials (Planner, Fin Admin, Water, Sewer) \$455.00; VanderHaags – Repairs & Maintenance (Streets) \$997.18; Wallace Caswell Inc. – Improvement other than Buildings (Sewer) \$11,250.00; Weideman, Jessica – Customer Deposit Refund (Water) \$59.20; Whiteside, Ashley – Customer Deposit Refund (Water) \$59.20; Zep Manufacturing Company – Supplies & Materials (Streets, Water, Sewer, Parks) \$164.70.

Motion Sanderson to remove from the table Public Hearing for Issuance of On Sale Liquor License.

Thomas Scofield with Sam's BP and Doug Smith were present for the Public Hearing for Issuance of On Sale Liquor License.

Motion Olson to approve the application for an On Sale Liquor License for Agora LLC (Smitty's Pizza Inc.), seconded Sanderson.

Motion Wolbrink to approve Ordinance 2015-03 Supplement to the Budget, seconded Berg.

Motion Olson to approve Resolution 2015-08 Setting Restaurant Liquor License Fee setting the fee at \$4,089.00, seconded Sanderson.

RESOLUTION NO. 2015-08

A RESOLUTION ESTABLISHING THE FAIR MARKET VALUE OF FULL-SERVICE RESTAURANT ON-SALE LICENSES.

WHEREAS, the South Dakota Legislature has enacted SDCL 35-4-111 which authorized the issuance of additional on-sale licenses to full-service restaurants subject to certain conditions;

WHEREAS, pursuant to the authority established by SDCL 35-4-111 the City of Harrisburg adopted Ordinance No. 2014-02 to implement the provisions of the full-service restaurant on-sale license;

WHEREAS, SDCL 35-4-116 requires that any municipality adopting such ordinance shall charge at least one dollar for each person residing within the municipality as measured by the last preceding decennial federal census;

WHEREAS, SDCL 35-4-117 requires any municipality intending to authorize the issuance of such licenses to establish the fair market value of the full-service restaurant on-sale license by using the documented value of the arm's-length transactions, less the value of any real or personal property included in the transaction, between January 1, 2003 and January 1, 2008; and

WHEREAS, the City of Harrisburg has received confidential documentation indicating the value attributed to the sale of the on-sale license by the parties involved in that transaction has not exceeded the minimum price required by SDCL 35-4-116.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Harrisburg, South Dakota, that the fee for a full-service on-sale restaurant license is hereby established, pursuant to SDCL 35-4-116, at \$4,089.00.

Dated this 1st day of June, 2015.

Julie Burke-Bowen
Mayor

ATTEST:
Mary McClung
Finance Officer

Motion Sanderson to approve that the City enter into and have the Mayor sign the agreement to provide space at 203 Prairie Street for the Food Pantry contingent on receiving proof of liability insurance listing the City of Harrisburg as an additional insured, seconded Berg.

Motion Olson to approve the Garbage License Renewals for 2015-2016 term for Novak Sanitary, RBS Sanitation, Bolte's Sanitary Service, Inc., and Waste Management, seconded Wolbrink.

Motion Wolbrink to approve the low quote from Roto Rooter Sewer-Drain Service for the sanitary sewer cleaning and televising of the Harvest Acres Addition in the amount of \$5,738.85, seconded Berg.

Mitch Mergen from Stockwell Engineers Stockwell provided the city engineer report, on file at city hall.

Huizenga provided a Harrisburg Days update to council.

Fink provided the Public Utilities Department report and the items that they have been working on this past month. Fink also gave a presentation on the Delmont tornado.

McMahon provided the Planning and Zoning Department report including the May Building Permit Report.

McClung provided the May 2015 Finance report.

Mahlen provided the Intern Report.

Motion Olson to enter into Executive Session pursuant to SDCL 1-25-2 (3) for Contractual discussion at 7:03 p.m.

Mayor Burke-Bowen declared Executive Session over at 7:30 p.m.

The next meeting of the Planning Commission will be held on Tuesday, June 9th, 2015, at 6:00 p.m. at the Harrisburg City Hall Conference Room. The next regular meeting of the City Council will be held on Monday, June 15th, 2015, at the Liberty School Board Room at 6:00 p.m.

With no further business, a motion was made by Berg to adjourn the meeting at 7:31 p.m., seconded Sanderson.

Alysia Simunek, Deputy Finance Officer

Please publish once at the approximate cost of _____.