

Harrisburg City Council
Approved Meeting Minutes

The regular meeting of the City Council was called to order on March 18, 2024 at 11:00 pm, with Mayor Derick Wenck presiding. Council members were Tom Anez, Matt Westerman, Kevin Maxwell and Chris Kindt. Also present from the City were Andrew Pietrus, Deb Harris, Toby Huizenga, Monty Jenkins and Jill Johnke. A list of all others in attendance is on file at the city office.

Pledge of Allegiance was recited.

Public Hearing to receive input regarding a Petition to Vacate Public Right-of-Way

No Public Comment

Motion Kindt, seconded Maxwell to add Business Item # 9 Executive Session pursuant to SDCL 1-25-2 (4) contract negotiations and to remove # 5 in consent agenda.

Consent Agenda: Motion Kindt, seconded Westerman to approve the consent agenda as presented.

1. Approved Agenda
2. Approved March 5, 2024 City Council Meeting Minutes
3. Approved March 18, 2024 claims.
4. Approved moving April 2, 2024 City Council Meeting to April 9, 2024 (SDML District Meeting 04/02/24)
5. Appoint Election Board - Remove
6. Approve Public Works Surplus Item: Case 55C Tractor
7. Approved appointment of Park Board Members – Heather Stolsmark & Elizabeth Heidinger.

Accounts Management \$377.60; Ace Hardware \$4,230.08; Butler Machinery \$164,251.13; CHS \$8,200.48; City of Harrisburg \$1,387.82; Cleveland, Jen \$337.52; Core & Main \$25.02; Creekside Place LLC \$11,286.77; Dakota Data Shred \$62.71; Dell Marketing \$1,999.19; Dept of Treasury \$15,559.12; Dept of Revenue \$40.00; Fareway \$12.97; Grainger \$1,041.65; Harrisburg Heritage \$10,577.66; HDL LLC \$15,222.69; Health Equity \$788.26; Helland, Joann \$40.20; Home Definition \$25.00; Innovative Office \$564.25; Kelly, Shonda \$33.65; Lookout Plan & Code \$263.06; Mcleods \$78.54; MARC \$173.18; Midamerican Energy \$3,409.33; Midco \$5.00; Midstates \$934.48; Novak \$183.97; Pfeifer Implement \$57.59; QPS \$756.43; Revier Pressure Washers \$4,200.00; Rural Route 1 Service \$232.29; SDPAA \$536.32; SDRS Supplemental \$100.00; Sioux Valley News \$235.87; Sisson Printing \$322.80; South Dakota 811 \$61.95; Spielman Excavating \$4,363.97; Stockwell Engineers \$511,283.05; Sturdevants \$647.86; Titan Machinery \$4,035.00; Trojan Technologies \$1,313.82; White Glove Cleaning \$247.50; XCEL Energy \$30.79, Payroll \$46,280.73

Business Item 1. Motion Anez, seconded Maxwell to approve Bid Tabulation and Notice of Award for 2024 Slurry Seal to Asphalt Surface Technologies Corp in the amount of \$142,880.46. Upon roll call vote; all in favor.

Business Item 2. Motion Maxwell, seconded Kindt to approve Change Order #2 for Legendary Estates Drainage Improvements Phase 1 – a deduction in the amount of -\$52,694.25. Upon roll call vote; all in favor.

Business Item 3. Motion Kindt seconded Maxwell to approve Pay Application #5 – Legendary Estates Drainage Improvements Phase 1 to SiteWorks in the amount of \$46,575.63. Upon roll call vote; all in favor.

Business Item 4. Motion Anez, seconded Maxwell to approve petition to vacate Commerce Avenue right of way from E Industrial Dr to the North as shown in Exhibit A. Upon roll call vote; all in favor.

Business Item 5. Motion Maxwell, seconded Anez to approve Easement, Construction and Maintenance Agreement to Vacate Commerce Avenue. Upon roll call vote; all in favor.

Business Item 6. Motion Maxwell, seconded Anez to approve Resolution 2024-03 A Resolution Vacating Commerce Avenue from E Industrial Drive to the North shown on Exhibit A. Upon roll call vote; all present in favor.

Resolution 2024-03

A RESOLUTION VACATING COMMERCE AVENUE FROM E INDUSTRIAL DRIVE TO THE NORTH, AS SHOWN ON EXHIBIT A.

WHEREAS a petition to vacate City right of way has been filed by the owners of the following described property:

Tract 17 of Harrisburg Industrial Park Addition in the NW Quarter, Section 36, T100N, R50W of the 5th P.M., City of Harrisburg, Lincoln County, South Dakota

Tract 18 of Harrisburg Industrial Park Addition in the NW Quarter, Section 36, T100N, R50W of the 5th P.M., City of Harrisburg, Lincoln County, South Dakota

Tracts 11A of Industrial Park Addition to the City of Harrisburg, Lincoln County, South Dakota

Tracts 29 of Industrial Park Addition to the City of Harrisburg, Lincoln County, South Dakota

WHEREAS the hearing was held on March 18, 2024, and the petition has been duly examined and investigated by the City Council of the City of Harrisburg. The testimony of said petition has been heard. Said property, as shown upon the plat attached to and made a part of said petition, has been used as a street, alley, or public ground but no longer serves a useful public purpose.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF HARRISBURG, SD:

That the following described right of way, recorded in Book 1 of Plats on pages 77 in the office of the Register of Deeds for Lincoln County, SD, on June 6, 2007, is hereby declared vacated.

Dated at Harrisburg, South Dakota, this 18th day of March, 2024.

COMMON COUNCIL OF THE CITY OF HARRISBURG

Derick Wenck, Mayor

Attest:

Deb Harris, Finance Officer

Published: March 28, 2024

Effective: April 17, 2024

Business Item 7. Motion Anez, seconded Maxwell to approve Ordinance 2024-02 Revising the Zoning Regulations – Keeping of Chickens. Upon roll call vote; all in favor.

Business Item # 8. Motion Anez, seconded Maxwell to approve change order # 5 Harrisburg Roundabout -Cliff Avenue and Willow Street in the amount of \$53,033.78. Upon roll call vote all present in favor.

Business Item # 9 Motion Maxwell, seconded Kindt to move into executive session SDCL 1-25-2 (4) Contract Negotiations at 11:19pm

Mayor declared out of executive session at 12:16am.

With no further business, a motion was made by Maxwell seconded Anez to adjourn the city council meeting at 12:17am. Upon roll call, all members present in favor.

The next regular meeting of the Harrisburg City Council will be held at 6:00pm on Tuesday, April 9, 2024.

Submitted by Jill Johnke, Deputy Finance Officer

Mayor_____

Deputy Finance Officer_____

Finance Officer_____