

City Council Proceedings

The Canistota City Council met Tuesday, September 3, 2024 at 6:00 PM in the Canistota City Hall Community Room. City Council Members present: Mayor Justin Lee Engbarth, Jamie Miller, Jerry Bertelsen, Matt Anderson and Donovan O'Donnell. Others present: Maintenance Supervisor, Darin Nugteren, Maintenance Assistant, Brandon Dolejsi, Finance Officer, Kathy J. Townsend, Fire Department Representative, Adam Richarz, City Engineer, Kyle Sokulski, CHS Superintendent Zach Campbell, and School Board Rep, John Remacle. Also present: Marie Chandler and Alise Nickel. Karen Ford arrived at 6:27 PM

Mayor Engbarth called the meeting to order at 6:00 PM and led the Pledge of Allegiance.

Miller motioned, second by Bertelson to approve the agenda as presented, all voted yes, the motion carried.

Bertelson motioned, second by Miller to approve the proceedings from the August meeting as presented, all voted yes, the motion carried.

The written report received from the Sheriff was approved on a motion by O'Donnell, second by Bertelson, all voted yes, the motion carried.

Richarz presented the report for the Canistota Volunteer Fire Department, they responded to four rescue calls with no fire calls. Three firefighters will be attending the SE Fire School. The Department will be holding a training extrication drill. The Department is getting updated radios which will enhance their ability to call for mutual aid or even call for helicopter transport if needed. EMT's with the department were noted. The report was approved as presented on a motion by Bertelson, second by Miller, all voted yes, the motion carried. Richarz left the meeting at 6:05PM.

Nugteren presented the report for the Planning and Zoning Commission: ten building permits were issued, several calls for utility locates were received, questions from a developer were answered by Nugteren. Nugteren is also working closely with SECOG on an amendment to the Planning and Zoning Ordinances. A first reading on the amendment will be held at the October Council meeting.

Anderson presented an update from the Canistota Development Corporation. The CDC is studying options to market Canistota. Updates to the City website are being explored. The report was approved on a motion by O'Donnell, second by Bertelson, all voted yes, the motion carried.

Superintendent Zach Campbell met with the Council to discuss the rental agreement between CHS and the City of Canistota for the use of the baseball/football complex. The City has proposed a rental fee of \$5,000.00 for the 2024-2025 Sports season. Superintendent Campbell and the school board would like to work with the City for cost-sharing on future updates such a sound system. Campbell updated the Council on the addition of sanctioned baseball by the SDHSAA in approximately 18 months. Would this entail another contract between the school and City? Upgrading the bleacher seating is a priority for the City's strategic planning. An estimated cost to replace the existing bleachers is between \$100,000.00 and \$198,000.000. The rental agreement between the City and School will be discussed in the Spring rather than the fall. Anderson motioned, second by O'Donnell to authorize Mayor Justin Lee Engbarth to sign a one-year rental contract with the school for \$5,000.00, Miller abstain, O'Donnell, yes, Anderson, yes and Bertelson, yes, the motion carried.

At 6:30 PM, Mayor Engbarth opened the public hearing for the Phase 3 Assessment Roll Hearing. No one was present to express concerns for or against their property assessment, the roll was reviewed by the Mayor and Council.

Remacle and Campbell left the meeting at 6:35PM

Sokulski, City Engineer, updated the Council on the Phase 3 Improvement Project. The weeds were sprayed on August 30th. Sokulski will have the seeding company back out the first week in September to over seed and also till any areas as deemed necessary. The concrete repairs have been completed. The sewer line to the pool has not been repaired; there are still other items on the punch list that need to be addressed.

The Mayor opened the floor to Chandler and Nickel, they expressed their concern and frustration with the weeds that have not been killed with the spray which was applied on Friday, August 30th. The City engineer has given them deadlines that have not been met as far as completing the repairs on their affected property. The Mayor assured them the City has not made a final payment to the Contractor on this project and will not do so until the project is completed and has passed final inspection.

Citizen Concerns:

Ford was present to express concerns about residents not cleaning up after their 4th of July fireworks celebration. She cleaned up debris that either blew or fell onto her property. She also inquired about fund raising and City financial support of fund raising. The Mayor informed her there are several groups in the City that she could collaborate with for any fund raising endeavors.

Chandler and Nickel left the meeting at 6:55 PM

Sokulski left the meeting at 7:07 PM

Nugteren and Dolejsi presented the Maintenance report for August: The Wheel Loader has been inspected with the dealer being notified the City will proceed with an extended warranty as approved at the August Council meeting. The generators have been installed and inspected by the State. The final paperwork has been finalized and submitted for reimbursement from the grant funds the City was awarded for this project. Anderson motioned, second by Bertelson to purchase a five (5) year maintenance contract with Sorlien Electric for the generators at a onetime cost for five years of \$3,000.00 for both generators, all voted yes, the motion carried. The Mahindra tractor has also been serviced; parts have been ordered to update the hydraulics. The Maintenance Department purchased a 2020 Kawasaki Mule that will be used year-round because of the added features the current mule does not have. Options to replace or repair the 1993 dump truck are being explored by Nugteren and Dolejsi. The street sweeper has been serviced with gutter broom being adjusted. Hoiten has been sweeping streets as his time allows. Nugteren will be attending the SDARWA Technical Conference in Pierre in January, 2025. The upgraded lights and poles at the football field are installed. A final walk-through inspection was done with a punch list for the contractor to complete before the job is finalized. Very positive and appreciative comments were heard about the lights from the first football game this season. The pool is ready to be winterized with concrete work at the baby pool, scheduled to be completed this fall.

The sludge issues at the lagoon were discussed with Miller motioning, second by O'Donnell to accept the Team Lab plan to reduce sludge by using enzymes at a cost of \$9,300.00, all voted yes, the motion carried. Progress is being made on the mandatory lead pipe survey required by the State of SD. The maintenance report was approved on a motion by Miller, second by O'Donnell, all voted yes, the motion carried.

O'Donnell motioned, second by Anderson to approve the following bills for payment and to also include Xcel Energy which was not received in time for approval at the September meeting, all voted yes, the motion carried. Addy Disposal, Collections & Dumpster Fees, \$4,689.63; Al's Feed Service, Supplies, \$27.50; Badger Meters, Prof. Services, \$31.50; Cadwell Attorney Group, Prof. Fees, \$216.00; Core & Main, Supplies, \$4,081.041; Golden West, Utilities, \$373.88; Hawkins, Supplies, \$3,895.46; Jan's Garage, Repairs, \$40.00; Kleinsasser's, Supplies, \$44.04; Marco, Prof. Fee, \$64.66; McCook County Highway, Supplies, \$2,267.01; McCook County Treas., Law Enforcement & Beacon Renewal, \$4,912.50; New Century Press, Prof. Fee, \$184.13; Northwestern Energy, Utilities, \$62.76; Nugteren, Jim, Supplies, \$435.00; Pfeifer Implement, Equipment, \$24,909.20; Sanitation Products, Repairs, \$1,178.00; Schoenwald Landscaping, Repairs, \$2,346.00; SECOG, Prof. Fee, \$262.50; September 1, Payroll, Streets, \$1,163.68; Parks, \$1,098.97, Rubble Site, \$426.66; Finance Office, \$511.04; Clean Water, \$1,674.72; Drinking Water, \$1,674.72; SD Dept of Revenue, Prof. Fees, \$30.00; SD Dept. of Revenue, Sales & Use Tax, \$352.65; Sioux International, Repairs, \$2,275.83; Snyder & Assoc. Pay App #13, \$73,875.48; Sorlien Electric, Prof Fee, \$250.41; Spicer, April, Reimbursement, \$15.50; Steve's Welding, Repairs, \$150.52;

Titan Machinery, Repairs, \$1,201.99; TM Rural Water, Water Purchased, \$7,870.35; Total Stop, Fuel & Supplies, \$873.60; Townsend, Kathy, Utility, \$50.00; US Bank, Supplies, \$1,634.05; US Bank Trust, Debt Service, \$16,481.56; Van Diest Supply, Supplies, \$709.80; Verizon Wireless, Cell Phones, \$221.20; The following bills were approved for payment after the August meeting: AFLAC, Full time Employees, \$426.62; All Season Power Sports, Equip. Purchase, \$6,548.50; August 15, Payroll, \$5,473.90; August Pool & Summer Rec Payroll, \$4,074.01; SDRS, Full Time Employees, \$1,541.04; Security State Bank, Payroll Taxes, \$5,234.28.

Delinquent utility accounts were acknowledged in the Finance Officer's report.

Council Concerns:

Mayor Engbarth: After discussion concerning McCook County EMS, Bertelson motioned, second by Miller to contribute \$12,329.74 for a one-year contract with McCook County, payable monthly for one (1) year beginning January 1, 2025 and ending December 31, 2025, contingent upon unanimous support from all municipalities in McCook County to contribute their share, all voted yes, the motion carried. The City Attorney will execute a one-year contract to be signed by the County and City of Canistota. The second reading of Appropriations Ordinance 2024-08 was approved and adopted on a motion by Miller, second by O'Donnell, all voted yes, the motion carried. The Ordinance is printed elsewhere in this issue of The Special. Concession account balances were reviewed, any balance over \$10.00 will be reimbursed, motion by Bertelson, second by Anderson, all voted yes, the motion carried. Resolution 2024-09, Phase 3 Curb and Gutter Special Assessments was adopted on a motion by Miller, second by Bertelson, all voted yes, the motion carried.

PHASE 3 RESOLUTION #2024-09

WHEREAS, the City of Canistota has adopted Resolution #2022-07 adopted April 4, 2022 to improve substantially Pine Street from 3rd Avenue to 7th Avenue, 7th Avenue from Main Street to Ash Street, Fir Street from 7th Avenue west to dead end, Walnut Street from 7th Avenue west to dead end, Oak Street from 7th Avenue west to dead end, 6th Avenue from Pine Street south to dead end, 5th Avenue from Main Street south to City Park, within the City of Canistota, McCook County, South Dakota, by the addition of water, wastewater, curb and gutter and drainage improvements where needed in the City of Canistota, McCook County, South Dakota, all within the City of Canistota, South Dakota, known as Phase 3 Street Improvement Project.

WHEREAS, the City of Canistota has caused the Phase 3 Street Improvement Project to be constructed,

WHEREAS, the assessment roll has been filed in the office of the Municipal Finance Officer by the City Finance Officer on September 3, 2024,

WHEREAS, the City Council of the City of Canistota has reviewed the assessment roll and found it to be correct and has held the required public hearing prior to the adoption of this resolution.

THEREFORE, LET IT BE RESOLVED that the assessment roll for the Phase 3 Street Improvement Project is approved and that the Assessments may be prepaid at any time, at the office of the Municipal Finance Officer, within 30 days after filing of the assessment roll. The assessments will be collected under Plan One (collection by the county treasurer) and will become due and payable at the office of the county treasurer in ten installments, together with interest at three and a half percent per annum, with the general taxes and will be payable at the county treasurer's office on January 1, 2025 the remaining installments with interest at three and a half percent annum will become due and payable on an annual basis at the county treasurer's office on January 1, of each following year until the total assessment, with interest, is paid in full. Installments paid prior to due dates deemed paid in reverse order.

Dated this 3rd Day of September, 2024

SEAL

Justin Lee Engbarth
Mayor, City of Canistota

ATTEST:

Kathy J. Townsend
Municipal Finance Officer

Abating late fees on Account #3998006 was discussed with Miller motioning, second by Bertelson, to waive late fees of \$405.00 contingent upon the remaining balance of \$1,777.34 being paid in full by September 16, 2024 and the utility account must be registered in the name of the property owner, all voted yes, the motion carried. Free Fall Dump Days at the Rubble Site are Saturday, October 26th and Saturday, November 2, 2024. Anderson will inform Karmon Hoiten of the next CDC meeting to discuss the “Good Neighbor” program. Nugteren has talked with Midwest Survey, the City of Canistota is on the list to have a survey of the ballpark completed.

O'Donnell had no concerns

Miller had no concerns

Bertelson had no concerns

Anderson inquired to the process of amending City Ordinances to address vehicles, campers and boats parked in front yards/lawns of homes. Also discussed: vacant houses in Canistota.

Bertelson motioned, second by Anderson to adjourn the meeting at 9:05PM PM, all voted yes, the motion carried.

Canistota City Council will meet in regular session at 6 PM on Monday, October 7, 2024 in the Community Room of City Hall. All are welcome.

SEAL:

Mayor Justin Lee Engbarth
Mayor, City of Canistota

ATTEST:

Kathy J. Townsend
Finance Officer, City of Canistota