

City Council Proceedings

The Canistota City Council met Monday, October 7, 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, Darin Ligtenberg, Marie Chandler, Alise Nickel and April Spicer. Jeff Nielsen arrived at 7:20 PM.

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

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

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

The written report received from the Sheriff was reviewed with a breakdown of hours on the job discussed. The report was approved on a motion by Bertelson, second by Miller, all voted yes, the motion carried.

Richarz presented the report for the Canistota Volunteer Fire Department, they responded to six rescue calls with four fire calls. The Department has ordered new pagers and radios. September 28th was a training day in controlled burns along with vehicle extrication. The tanker truck is need of repairs. The report was approved as presented on a motion by Miller, second by O'Donnell, all voted yes, the motion carried. Richarz left the meeting at 6:05PM.

Spicer met with the Council to discuss the Festival of Trees celebration which will be held Saturday, December 7th at the Legion Hall. The Committee would like to decorate the tree beside City Hall and hold a tree lighting ceremony in conjunction with the Festival of Trees. Lights for the tree will be donated. Mayor Engbarth and EDD could assist with providing the equipment to place the lights on the tree. Businesses on Main Street are encouraged to decorate and light up Main Street. Spicer left the meeting at 6:15 PM

Nugteren presented the report for the Planning and Zoning Commission: four building permits were issued, several calls for utility locates were received, questions from a developer were answered by Nugteren. Nugteren also consulted with the City Attorney concerning zoning, permits and nuisance issues. Nugteren will begin the process of reviewing and updating the Planning and Zoning Ordinances along with Ordinances addressing subdivisions. The Planning and Zoning Commission convened concerning the first reading of Ordinance 2024-10. No one was present either for against the proposed ordinance. The Planning and Zoning Commission recommended passage of the ordinance at the November meeting. Bertelson motioned, second by Anderson to approve the report as presented, all voted yes, the motion carried.

Canistota Development Corporation will meet Thursday, October 24th, no other meeting has been held.

Mayor Engbarth opened the Public Hearing for the first reading of Ordinance 2024-10; Owner Occupied Short-Term Rentals. There was no one present either for or against the ordinance. The second reading will be held on November 4, 2024 at the next regular City Council meeting.

Ligtenberg, City Engineer, updated the Council on the Phase 3 Improvement Project. The H & W crew was on site in Canistota Monday, October 7th working on the punch list items, specifically, dirt work along with seeding several lawns. In some areas, more backfill will be needed. Ligtenberg talked about leaving the contract open until the punch list is completed and a final inspection conducted, there is approximately \$300,000.00 in retainage fees being held. Also discussed was closing this contract and entering into a new contract for sewer line repairs at the

pool. The cost of that repair would be offset by not needing to update and replace the existing water line to the pool, which was included in the original project. A grate/cover for a culvert located between two homes on 7th Ave was discussed. Chandler is asking for gravel along her driveway along with some holes in her yard filled with dirt. Ligtenberg, Chandler and Nickel left the meeting at 7:40 PM

Citizen Concerns: None

Nugteren and Dolejsi presented the Maintenance report for September: There have been several calls from residents requesting live traps for skunks, opossums, woodchucks, and cats. Nugteren and Dolejsi will begin trimming trees along city streets and alleys; this is needed to protect City equipment when clearing streets and alleys. Property owners also have the option to trim their trees. Nugteren is still waiting to hear from DANR concerning the Air Quality Permit for the City of Canistota. The International dump truck has been repaired with bed vibrators being installed to aid in snow not sticking in the box. Nugteren is getting estimates on repairs and updating the entrance welcome sign. Hoiten has been running the street sweeper at time allows. The sprinklers at the ballfield have been repaired. The donation of a permanent corn hole game was discussed. There is room at Stalting Park, the project will be coordinated by Nugteren and Dolejsi when other concrete project updates are scheduled. The pool has been winterized. Mayor Engbarth would like to see the baby pool concrete repairs completed this fall so the baby pool will be operational next summer. The enzyme treatment at the Lagoon has been begun with results already obvious. There are still residences in Canistota not in compliance with the mandatory lead pipe survey. The maintenance report was approved as presented on a motion by Anderson, second by Miller, all voted yes, the motion carried.

Miller motioned, second by O'Donnell to approve the following bills for payment: all voted yes, the motion carried. The Finance Officer will submit an invoice for reimbursement for the fee from the Sioux Falls Humane Society.

Addy Disposal, Collections & Dumpster Fees, \$4,989.94; Al's Feed Service, Supplies, \$27.50; Alphagraphics, Prof. Services, \$80.13; Badger Meters, Prof. Services, \$31.50; Becker, Crystal, Certification Reimbursement, \$230.00; Cadwell Attorney Group, Prof. Fees, \$391.50; Code Enforcement, Prof. Fees, \$81.73; Core & Main, Supplies, \$4,660.33; Dakota Fluid Power, Repairs, \$1,890.28; Doug's Custom Paint, Supplies, \$370.00; Golden West, Utilities, \$424.19; Great Plains Electric, Pay App #2, Ballpark, \$48,639.10; Jan's Garage, Repairs, \$30.00; Larry's Service, Repairs, \$350.56; Marco, Prof. Fee, \$45.71; Matthaei Excavating, Supplies, \$1,140.00; McCook County Treas., Law Enforcement, \$4,712.50; Menards, Supplies, \$620.69; New Century Press, Prof. Fee, \$270.07; Northwestern Energy, Utilities, \$41.86; October 1, Payroll, Streets, \$1,741.22, Rubble Site, \$310.30; Clean Water, \$1,543.79; Drinking Water, \$1,543.79; Finance Office, \$477.65; SD Dept. of Revenue, Sales & Use Tax, \$319.08; Sioux Falls Humane Society, Prof. Fee, \$106.00; Sioux International, Parts, \$676.43; Team Lab, Supplies, \$9,605.00; TM Rural Water, Water Purchased, \$7,273.95; Total Stop, Fuel & Supplies, \$538.44; Townsend, Kathy, Mileage & Utility, 92.24; US Bank, Supplies, \$2,106.85; US Bank Trust, Debt Service, \$1,000.00; Verizon Wireless, Utilities, \$212.29; Xcel Energy, Utilities, \$2,992.65; Z-Image, Repairs, \$705.00.

The following bills were approved for payment after the last meeting: AFLAC, Full time Employees, \$426.62; Jacobsen, Ann, Reimbursement, \$15.00; Puetz, Ashley, Reimbursement, \$11.75; September Payroll, 3rd Quarter, Council, \$2,216.41; September Employee Payroll, \$5,582.09; SDRS, Full Time Employees, \$1,478.84; Security State Bank, Payroll Taxes, \$3,846.92; Treasurer's Office, Prof Fee, License, \$26.70; Xcel Energy, Utilities, \$1,327.25;

Nielsen was present to visit with the Council about activities the Legion Hall is sponsoring, including Boys and Girls State. Fund raising activities include: Bingo nights, puzzle competitions, community gatherings after home sporting events, and Chase the Ace in conjunction with the United Church. Nielsen left the meeting at 7:50 PM

Delinquent utility accounts were acknowledged in the Finance Officer's report. City Offices are closed October 14th in observance of Columbus Day. The Finance Office will be closed October 17th and October 18th. O'Donnell motioned, second by Miller to approve the report as presented, all voted yes, the motion carried.

Council Concerns:

Mayor Engbarth: O'Donnell motioned, second by Miller to approve the following Front Foot Assessment Resolution:

RESOLUTION 2024-11

A RESOLUTION PROVIDING FOR ANNUAL STREET ASSESSMENT-2025

WHEREAS, it is necessary and appropriate to maintain all streets within the City of Canistota; and

WHEREAS, the City of Canistota annually incurs expense to maintain those streets; and

WHEREAS, the City of Canistota may levy annually for the purpose of maintaining and repairing street surfacing or pavement; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Canistota, as follows:

1. Designation of lots to be assessed. All lots in the City of Canistota fronting and abutting a street shall be assessed annually on the front foot basis.
2. Amount of Assessment. There shall be levied upon all lots fronting and abutting a street, one dollar and five cents (\$1.05) per front foot. Front foot means the actual front of the premises as established by the buildings thereon, recorded title and use of the property, regardless of the original plat.
3. Assessment. The City Finance Officer is directed to add such assessment to the general assessment against the property and certify the assessment together with the regular assessment to the county auditor to be collected as municipal taxes for general purposes.
4. Assessment subject to review. The assessment is subject to review and equalization the same as assessments or taxes for general purposes.

Dated this 7th Day of October, 2024

SEAL:

Signed:

Justin Lee Engbarth

Mayor, City of Canistota

ATTEST:

Kathy J. Townsend,

Finance Officer, City of Canistota

The first reading of Ordinance 2024-12 was acknowledged. Anderson motioned, second by O'Donnell to approve the Retail On-Sale Beverage renewal application for the American Legion, all voted yes, the motion carried. Miller motioned, second by Anderson to approve the Package Off-Sale License renewal for Total Stop, all voted yes, the motion carried. Miller, second by Bertelson motioned to approve the Retail On-Sale renewal application for Hawks Nest, all voted yes, the motion carried. The Package Off-Sale License renewal application was motioned for approval by O'Donnell, supported by Anderson, all voted yes, the motion carried. McCook County ambulance service discussed. Initiated Measure 28 was discussed. Because of a football play-off game interfering with Halloween, Trunk or Treat gatherings will be held on Wednesday, October 30th. Safety concern for trick or treaters was a consideration.

O'Donnell had no concerns

Miller had no concerns

Bertelson had no concerns

Anderson: Updating City Ordinances to address using vacant homes for storage along with parking vehicles and campers in front yards rather than on a concrete pad are a concern and would be addressed when Planning and Zoning Ordinances are updated.

The next regular City Council meeting will be held on Monday, November 4, 2024 at 6 PM in the Community Room of City Hall, all are welcome.

The meeting was adjourned at 8:50 PM on a motion by Bertelson, second by Anderson, all voted yes, the motion carried.

SEAL:

Mayor Justin Lee Engbarth
Mayor, City of Canistota

ATTEST:

Kathy J. Townsend
Finance Officer, City of Canistota