

City Council Proceedings

The Canistota City Council met Monday, March 3, 2025 at 6:00 PM in the Canistota City Hall Community Room. City Council Members present: Mayor Justin Lee Engbarth, Donovan O'Donnell, Jerry Bertelson, and Jamie Miller. Matt Anderson was absent. Others present: Maintenance Supervisor, Darin Nugteren, Maintenance Assistant, Brandon Dolejsi, Finance Officer, Kathy J. Townsend, Fire Chief Dave Miller, Joe & Amanda Tieszen, Nate & Jessica Kerher, Jamie Feterl, and Gabe Laber, HDR Engineering. Mike Kerrigan arrived at 6:15 PM.

Mayor Engbarth called the meeting to order and led the Pledge of Allegiance.

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

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

On a motion by Miller, support by Bertelson, the proceedings from the February 13th Special meeting were approved, all voted yes, the motion carried.

The written reports from the Sheriff's office for both January and February were reviewed and approved on a motion by Miller, second by O'Donnell, all voted yes, the motion carried. A request was made to the Sheriff's Office to have a deputy attend the Council meetings quarterly.

Fire Chief Miller presented a report for the Fire Department: The Department responded to three fire calls and two rescue calls in February. The Department's annual pancake feed will be held on Sunday, April 6 from 9 AM to 1 PM. A monthly training for the members will be held on March 12th. Water availability and the use of the Round House to fill tankers rather than draining the water tower was discussed. The report was approved on a motion by O'Donnell, second by Bertelson, all voted yes, the motion carried. Miller left the meeting at 6:05 PM.

Nugteren presented the Planning and Zoning report: Nugteren and Dolejsi are working to update zoning ordinances and regulations. One plat was submitted for approval by the P & Z Commission. Nugteren also answered concerns about various setbacks zoning regulations. Property for development is being explored along with the CDC considering investing in a housing study for the City of Canistota. The CDC asked if the City would partner with the group to fund the study. Further discussion and action was moved to the end of the meeting. The report was approved on a motion by O'Donnell, supported by Bertelson, the motion was approved.

At 6:15 PM a public hearing was held on the proposed transfer of the Retail (On-Sale) Alcoholic Beverage License from Hawks Nest to Friendly Fork, LLC. No one appeared either for against the transfer and on a motion by Bertelson, second by Miller the transfer was approved.

Citizen Concerns:

Feterl was present to address the nuisance concerns with his property on 2nd Avenue. Numerous complaints and concerns from neighbors have been received by the Mayor and Council. A deadline to bring the property into compliance with city codes and ordinances was sent to Feterl. He is asking for an extension to April 1, 2025 to complete the clean-up of the property, which was granted. Code enforcement will address the abandoned vehicle and lack of a current license tag. Feterl was instructed to remove all litter/garbage, and other debris from the property. Also, an oil drum must be removed by the extension date. At the present time the property is being utilized as a motel which meets the zoning regulations. Feterl left the meeting at 6:25 PM.

Gabe Laber, HDR Engineering, was present to introduce himself to the Council. There are new Council members that have not met or know him. He wanted to touch base with the Council to answer questions and concerns about his proposed "on-call" contract with the City. For a municipality the size of Canistota, an on-call contract is a cost-

effective solution, especially when there is no utility project to design. Further discussion and action on the contract were tabled until the end of the meeting.

At 6:30 PM, Mayor Engbarth opened the Public Hearing portion of the meeting regarding consideration of the Plat of Lot 3 in Block 11, Out-lot C, City of Canistota. Residents from the neighborhood of the proposed development are all in favor of progress but wanted to share their concerns of the proposed development: the number of homes to be constructed, lot size for the homes in the proposed development along with the aesthetics of new homes; keeping in mind the style and size of current homes in the neighborhood, covenants, safety, and street width were heard and addressed by the Mayor and developer. On a motion by Bertelson, second by Miller, the Plat of Lot 3 in Blk 11, Out-lot C, City of Canistota was approved as presented, all voted yes, the motion carried. The Ligtenberg's and Tieszen's left the meeting at 6:50 PM.

Deputy Troy Rempfer arrived at the meeting at 6:56 PM

Kerrigan presented a brief update on his proposed TIF District. He is still working on the required paperwork. He will need to submit information to the City engineer for approval and is in close contact with the SD Department of Revenue. Kerrigan left the meeting at 7:00 PM.

Deputy Officer Rempfer visited with the Council to address questions and concerns. The Sheriff's Department is currently fully staffed with eight deputies along with Sheriff Norris. The Deputy left the meeting at 7:10 PM.

Nugteren and Dolejsi presented the February maintenance report: They have fielded several questions from residents concerning neighbor signatures on the application for a permit to raise chickens in City limits. Several pet complaints were addressed. A logo for a new entrance sign was discussed. The cost is approximately \$3,100.00, Nugteren was instructed to move forward with the purchase. A replacement radar speed sign has been ordered to replace the damaged sign. The round house is close to being operational, Nugteren will contact the electrician for a complete ion date. The new grandstands, to be installed at the football complex have been ordered with the removal options of the current grandstand being explored. Nugteren visited with the Council about the need to have a city engineer on call, questions come up concerning plans and specifications for property development along with drainage, water tower and other concerns. The Canistota Lion's Club reached out to partner with the City to replace outdated playground equipment at the park located by the pool. Bertelson is a member of the Lion's Club, he will keep the city updated. The baby pool repairs will be completed in time to open at the same time as the big pool. Nugteren and SECOG are exploring grant opportunities to assist with the funding of security cameras at the rubble site along with the purchase of mixers for the lagoon. The ice-skating rink is closed for the season with Nugteren and Dolejsi dismantling the rink for the winter. Miller motioned, second by O'Donnell to approve the report as presented, all voted yes, the motion carried.

O'Donnell motioned, second by Miller to approve the following bills for payment including the Xcel Energy billing which was not received in time for this meeting, all voted yes, the motion carried:

Addy Disposal, Collections Fee and Dumpster Fee, \$4,602.84; Al's Feed, Supplies, \$27.50; Badger Meters, Prof. Services, \$31.00; Cadwell, Sanford, Deibert & Garry, Prof. Fees, \$445.50; Canistota Volunteer Fire Department, Annual Contribution, \$15,000.00; City of Bridgewater, Poles, \$200.00; C & R Supply, Supplies, \$57.76; Diamond Maps, Annual Renewal, \$264.00; Golden West, Utilities, \$424.67; Larry's Service, Repairs, \$102.20; March 1, Payroll, Streets, \$1,234.24; Clean Water, \$1,514.11, Drinking Water, \$1,514.11; Parks, \$106.53, Finance Office, \$494.13; Marco, Prof. Fee, \$51.88; McCook County EMS, Contribution, \$1,027.48; McCook County Treas., Law Enforcement, \$5,200.00; Menards, Supplies, \$1,791.00; Metering & Tech Solutions, Supplies, \$813.62; New Century Press, Prof. Fee, \$193.13; Northwestern Energy, Utilities, \$1,479.50; Radar Signs, Sign, \$3,882.00; RTC Pedal Pulls, Prof. Fee, \$100.00; SD Dept. of Health, \$15.00; SD Dept. of Revenue, Sales & Use Tax, \$315.25; SDML, Annual Dues, \$1,047.00; SDPAA, Insurance, \$1,767.43; Sioux Falls Humane Society, Prof. Fee, \$90.00; Sioux International, Equipment, \$35,900.00; Sperling Repairs, Prof. Fee, \$624.83; Steve's Welding, \$175.00; Titan Machinery, Supplies, \$8,697.47; TM Rural Water, Water Purchased, \$4,854.40; Total Stop, Fuel & Supplies, \$423.33; Townsend, Kathy, Utilities & Mileage, \$71.00; US Bank, Supplies, \$1,350.38; US Bank Trust, Debt Service, \$17,481.56; Verizon Wireless, Utilities, \$213.60;

The following bills were approved for payment after the last meeting: AFLAC, Full time Employees, \$426.62; Dolejsi, Brandon, Supplies, \$16.98; February 15, Payroll, \$4,696.27; SDRS, Full Time Employees, \$1,578.96; Security State Bank, Payroll Taxes, \$3,425.12; Xcel Energy, \$2,678.92.

Marty Lindbloom arrived at 7:15 PM

Delinquent utility accounts were acknowledged in the Finance Officer's report. The Council will convene as the Board of Equalization on Monday, March 17th, 2025 at 6 PM. There will be no municipal election. J. Miller's petition was the only one returned to the Finance Office. The City remembered Don Laufman who passed away, with a plant for his funeral. The Finance Officer's report was approved on a motion by Miller, second by O'Donnell, the motion carried.

Council Concerns:

Mayor Justin Lee Engbarth: On a motion by Miller, second by O'Donnell, the second reading and adoption of Ordinance 2025-02, Repealing Ordinance 2022-06, Amending Subdivision Regulations was approved, all voted yes, the motion carried. The Ordinance is printed elsewhere in this edition of The Special. Bertelson moved, second by O'Donnell to approve the revised Resolution 2025-03, A Resolution providing for Annual Street Assessment as presented, all voted yes, the motion carried.

RESOLUTION 2025-03, REVISED

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 3rd Day of March, 2025

SEAL:

Signed:

Justin Lee Engbarth
Mayor, City of Canistota

ATTEST:

Kathy J. Townsend,
Finance Officer, City of Canistota

The second reading and adoption of Ordinance 2025-04, FEMA Flood Damage Prevention was approved on a motion by Miller, second by Bertelson, all voted yes, the motion carried. The Ordinance is printed elsewhere in this edition of The Special. Bertelson motioned, second by O'Donnell to approve the Memorandum of Understanding between CHS and the City of Canistota with the following correction noted: CHS, the District, has agreed to fund 100 hundred percent (100%) of the total cost up front for the purchase and installation of a new PA System at the Football Complex, all voted yes, the motion carried. The Finance Officer will advertise for lifeguards for this summer. Miller motioned, second by Bertelson to sponsor the tractor pull this summer during the Sport Days celebration with Mayor Engbarth signing the contract, all voted yes, the motion carried. Nugteren will bring more information to the April meeting concerning the proposed housing study. Bertelson motioned, second by O'Donnell to approve the On-Call engineer contract with HDR Engineering, all voted yes, the motion carried.

O'Donnell had no concerns
Miller had no concerns
Bertelson had no concerns

Lindbloom thanked the Council for the opportunity to work at the ice-skating rink this winter. He feels the city had a successful skating season. He also expressed his appreciation to work as the rubble site attendant for the City. He would like the City to consider opening a fenced dog park for pets to exercise. He volunteered to help maintain the property. Lindbloom left the meeting at 8:07 PM.

At 8:13 PM, Miller motioned, supported by O'Donnell to adjourn the meeting, the motion carried. The next regular meeting of the Canistota City Council will be held on Monday, April 7, 2025 at 6 PM in the Community Room at City Hall. All are welcome and encouraged to attend.

SEAL:

Justin Lee Engbarth
Mayor, City of Canistota

ATTEST:

Kathy J. Townsend
Finance Officer, City of Canistota