

MINUTES OF REGULAR MEETING

The City Council of the City of Volga, SD met for a regular meeting Tuesday, July 5, 2022 at 5:32 PM in the conference room of City Hall; Mayor Randy Santema presiding. Members present: Ken Fideler, Bev Cotton, Stacy Sahr, Kelly VanderWal, Matt Jaquet, and Doug Wermedal. Also present: City Attorney Steve Britzman, City Administrator Michael Schulte, Finance Officer Krista Larson, Fire Chief Jamie Russell, Sam Algood with the Volga Tribune, Jackie Bjerke, and Chester Vanderzee.

Following the Pledge of Allegiance, Motion by Wermedal, seconded by VanderWal, to approve the July 5, 2022, agenda. All in favor. Motion carried 6 – 0. Motion by Fideler, seconded by VanderWal, to approve the consent agenda. All in favor. Motion carried 6 – 0. The following items were on the consent agenda: Approval of the June 21, 2022 City Council Regular Meeting Minutes, Resolution #2022-28 Blend & Consume License – Hays, and Resolution #2022-29 Blend & Consume License – SDSP.

RESOLUTION #2022-28 APPROVING BLEND & CONSUME LICENSE CITY OF VOLGA, SD

BE IT RESOLVED that in accordance with SDCL 35-1-5.5, prior authorization for persons to consume or blend alcoholic beverages on July 16, 2022 at the Volga Community Center under the name of Hays is hereby given. All such consumption or blending shall occur during the said event. Said property shall be considered for purposes of the Resolution to be the location of a special license and shall not constitute a public place as defined by Ordinance 145 of the City of Volga. Sale of alcohol beverages shall not be permitted at any time at the above described location. There shall be no consumption of any alcoholic beverage by any individual who is under twenty-one years of age. This permit shall commence at 12:00 AM on July 16, 2022 and shall conclude at 11:59 PM on July 16, 2022. Dated this 5th day of July 2022. City of VOLGA, South Dakota BY s/Randy Santema, Mayor, ATTEST: s/Krista Larson, Finance Officer

RESOLUTION #2022-29 APPROVING BLEND & CONSUME LICENSE CITY OF VOLGA, SD

BE IT RESOLVED that in accordance with SDCL 35-1-5.5, prior authorization for persons to consume or blend alcoholic beverages on July 20, 2022 at the Doc & Roma Peeke Park under the name of South Dakota Soybean Processors is hereby given. All such consumption or blending shall occur during the said event. Said property shall be considered for purposes of the Resolution to be the location of a special license and shall not constitute a public place as defined by Ordinance 145 of the City of Volga. Sale of alcohol beverages shall not be permitted at any time at the above described location. There shall be no consumption of any alcoholic beverage by any individual who is under twenty-one years of age. This permit shall commence at 12:00 AM on July 20, 2022 and shall conclude at 11:59 PM on July 20, 2022. Dated this 5th day of July 2022. BY s/Randy Santema, Mayor, ATTEST: s/Krista Larson, Finance Officer

Visitors, Timed Items, and Public Hearings

A public hearing was held on the re-zoning application for John Heylens and Doug Leighton. Schulte noted that the original three lots being re-zoned will go from three lots to two and change from C-2 Highway Commercial to C-1 General commercial due to spacing limitations. A new Bankstar Financial will be built on the larger of the re-zoned lots. The Zoning Board recommended approval of the re-zoning.

A public hearing was held on the re-zoning application for Daniel Beukelman. The two existing lots will be divided into three and the recently annexed lot will change zoning from Agriculture to R-2 Residential. The Zoning Board recommended approval of the re-zoning.

Public Safety

Fire Chief Jamie Russell reported there were 22 fire department calls this month and 90 calls year-to-date. At this time last year, the fire department had 67 calls year-to-date. Russell also noted the need for more policing of burning of trash, stumps, and larger items in residential yards. Staff will work with the Brookings County Sheriff's Department to resolve these issues and to remind residents of the burn policy.

Community Development

Motion by VanderWal, seconded by Fideler, to approve first reading of ORDINANCE #2022-04 AN ORDINANCE EXTENDING THE TERM OF A FRANCHISE GRANTED TO MEDIACOM MINNESOTA LLC, TO CONSTRUCT, OPERATE, MAINTAIN, REPAIR, REPLACE, RECONSTRUCT AND REMOVE A CABLE TELEVISION SYSTEM IN THE CITY OF VOLGA, SOUTH DAKOTA. The City Council of the City of Volga ordains:

I. 1. Extension of Cable Television Franchise Agreement. The cable television Franchise now held by Mediacom Minnesota LLC, the Grantee, is hereby extended for an additional period of Five (5) years from the effective date of this Extension, unless renewed, revoked, terminated, shortened or extended, subject to the terms and conditions of the Franchise Agreement (hereinafter also referred to as the "Agreement"). This extension provides Grantee with the authority, right and privilege, to construct, reconstruct, operate, maintain, repair, replace and remove a Cable Television System and to provide cable service and any other cable services permitted by this Franchise or applicable law within the Streets in the City as it is now or may in the future be constituted. 2. Effective Date of Extension. The extension of the above-referenced Franchise Ordinance shall be effective following adoption of this Ordinance on the date that both parties have executed this Franchise Agreement, provided that said date is no later than sixty (60) days after the date that the City Council approves this extension of Franchise Agreement. This renewal is further contingent upon the filing by Grantee with the City Finance Officer, of the executed Franchise Agreement and the required insurance certificates.

II. Any or all ordinances in conflict herewith are hereby repealed. CITY OF VOLGA, SOUTH DAKOTA BY s/Randy Santema, Mayor, ATTEST: s/Krista Larson, Finance Officer. Schulte noted this agreement will extend the contract with Mediacom to provide in town services for another five years. On roll call: Fideler, Yes; Cotton, Yes; Sahr, Yes; VanderWal, Yes; Jaquet, Yes; Wermedal, Yes. Motion Carried 6 – 0.

Motion by VanderWal, seconded by Fideler, to approve RESOLUTION #2022-30 A RESOLUTION APPROVING VACATING LOTS 6 & 7, BLOCK 4 IN JOHNSON'S ADDITION, AND LOT 1 IN REEVE'S ADDITION, CITY OF VOLGA, BROOKINGS

COUNTY, SOUTH DAKOTA AND PLATTING LOTS 1, 2, 3, OF BEUKELMAN ADDITION TO THE CITY OF VOLGA, BROOKINGS COUNTY, SOUTH DAKOTA BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF VOLGA AS FOLLOWS: WHEREAS, a replat to vacate of the following real property: *LOTS 6 & 7, BLOCK 4 IN JOHNSON'S ADDITION TO VOLGA, BROOKINGS COUNTY, SOUTH DAKOTA, SUCH PLAT FILED DECEMBER 9, 1901 IN BOOK 1 OF PLATS PAGE 175, AND LOT 1 IN REEVE'S ADDITION IN THE SW1/4 OF THE SW1/4 SECTION 23, T110N, R51W OF THE 5TH P.M., BROOKINGS COUNTY, SOUTH DAKOTA, SUCH PLAT FILED AUGUST 9, 1994 IN BOOK 19 OF PLATS PAGE 17.*

has been submitted by Daniel Beukelman, Authorized Representative of Beukelman Properties, Inc, for approval by the Volga City Council, with the property to be referred to as: *LOTS 1, 2, AND 3, BEUKELMAN ADDITION TO THE CITY OF VOLGA, COUNTY OF BROOKINGS, STATE OF SOUTH DAKOTA.* WHEREAS, upon examination of said plat it appears that the system of streets set forth therein conforms to the system of streets of the City of Volga and that all provisions of the subdivision regulations have been complied with, and that all taxes and special assessments upon the property described above have been fully paid, and the said plat has been executed according to law, NOW THEREFORE, BE IT RESOLVED that the plat of the above described real property within the City of Volga, State of South Dakota, is hereby approved by the Volga City Council, and BE IT FURTHER RESOLVED that the City officials designated on the plat shall sign the plat of the above described real property within the City of Volga, State of South Dakota. Dated this 5th day of July, 2022. CITY OF VOLGA, SOUTH DAKOTA BY s/Randy Santema, Mayor, ATTEST: s/Krista Larson, Finance Officer. Schulte and Chester Vanderzee discussed the sewer and water implications of the properties. Schulte noted that the owner will be responsible for the connection to public utilities despite possible challenges due to the elevation of the land and shallowness of the city's wastewater line. On roll call: Cotton, Yes; Sahr, Yes; VanderWal, Yes; Jaquet, Yes; Wermedal, Yes; Fideler, Yes. Motion Carried 6 – 0.

Motion by VanderWal, seconded by Fideler, to approve RESOLUTION #2022-31 A RESOLUTION APPROVING THE REPLAT OF LOTS 3, 4, 5, AND 6 OF PLAINVIEW PLAZA ADDITION TO THE CITY OF VOLGA, BROOKINGS COUNTY, SOUTH DAKOTA BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF VOLGA AS FOLLOWS: WHEREAS, a replat of the following real property: *Lots 3, 4, 5, and 6 of Plainview Plaza Addition to the City of Volga, Brookings County, South Dakota* has been submitted by John Heylens & Doug Leighton, Authorized Representatives of BankStar Financial and S H Investments, LLC, respectively, for approval by the Volga City Council, with the property to be referred to as *Lots 4A & Lots 5A of Plat of Lots 1 to 10 Plainview Plaza Addition to the City of Volga, Brookings County, South Dakota* WHEREAS, upon examination of said plat it appears that the system of streets set forth therein conforms to the system of streets of the City of Volga and that all provisions of the subdivision regulations have been complied with, and that all taxes and special assessments upon the property described above have been fully paid, and the said plat has been executed according to law, NOW THEREFORE, BE IT RESOLVED that the plat of the above described real property within the City of Volga, State of South Dakota, is hereby

approved by the Volga City Council, and BE IT FURTHER RESOLVED that the City officials designated on the plat shall sign the plat of the above described real property within the City of Volga, State of South Dakota. Dated this 5th day of July, 2022. CITY OF VOLGA, SOUTH DAKOTA BY s/Randy Santema, Mayor, ATTEST: s/Krista Larson, Finance Officer. Wermdal noted the need for any signage to be placed in a way that does not reduce visibility along Highway 14. Schulte stated that he would work with Bankstar during the building permitting process to align with any visibility concerns. On roll call: Sahr, Yes; VanderWal, Yes; Jaquet, Yes; Wermedal, Yes; Fideler, Yes; Cotton, Yes. Motion Carried 6 – 0.

Motion by VanderWal, seconded by Fideler, to approve first reading of ORDINANCE #2022-05 AN ORDINANCE TO AMEND SECTION 1.03.01 THE OFFICIAL ZONING MAP ADOPTED BY ORDINANCE 2015 01, APRIL 6, 2015 AS AMENDED, OF THE ZONING ORDINANCE OF THE CITY OF VOLGA BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF VOLGA, SOUTH DAKOTA, AS FOLLOWS: I. Section 1.03.01 The Official Zoning Map adopted by Ordinance 2015-01, April 6, 2015, as amended, of the Zoning Ordinance of the City of Volga be amended to classify the following properties: Part of Lot 2 and the Full Lot 3 of Beukelman Addition (formerly known as *LOT 1 IN REEVE'S ADDITION IN THE SW1/4 OF THE SW1/4 SECTION 23, T110N, R51W OF THE 5TH P.M., BROOKINGS COUNTY, SOUTH DAKOTA, SUCH PLAT FILED AUGUST 9, 1994 IN BOOK 19 OF PLATS PAGE 17.*) To “R-2” Multiple Family Residential District from “A” Agricultural District II. Any and all other ordinances in conflict herewith are hereby repealed. CITY OF VOLGA, SOUTH DAKOTA BY s/Randy Santema, Mayor, ATTEST: s/Krista Larson, Finance Officer. On roll call: VanderWal, Yes; Jaquet, Yes; Wermedal, Yes; Fideler, Yes; Cotton, Yes; Sahr, Yes. Motion Carried 6 – 0.

Motion by VanderWal, seconded by Fideler, to approve first reading of ORDINANCE #2022-06 AN ORDINANCE TO AMEND SECTION 1.03.01 THE OFFICIAL ZONING MAP ADOPTED BY ORDINANCE 2015-01, APRIL 6, 2015 AS AMENDED, OF THE ZONING ORDINANCE OF THE CITY OF VOLGA BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF VOLGA, SOUTH DAKOTA, AS FOLLOWS: I. Section 1.03.01 The Official Zoning Map adopted by Ordinance 2015-01, April 6, 2015, as amended, of the Zoning Ordinance of the City of Volga be amended to classify the following properties: Lots 4A & Lots 5A of Plat of Lots 1 to 10 Plainview Plaza Addition to the City of Volga, Brookings County, South Dakota To “C-2” Highway Commercial District from “C-1” General Commercial District II. Any and all other ordinances in conflict herewith are hereby repealed. CITY OF VOLGA, SOUTH DAKOTA BY s/Randy Santema, Mayor, ATTEST: s/Krista Larson, Finance Officer. On roll call: Jaquet, Yes; Wermedal, Yes; Fideler, Yes; Cotton, Yes; Sahr, Yes; VanderWal, Yes. Motion Carried 6 – 0.

Public Works

Motion by Wermedal, seconded by Jaquet, to approve Resolution 2022-32. A RESOLUTION APPROVING THE SUBMISSION OF A SOUTH DAKOTA DEPARTMENT OF TRANSPORTATION COMMUNITY ACCESS GRANT APPLICATION WHEREAS it is the desire of the City of Volga to upgrade a portion of Samara Street to better serve the businesses located in this area of the community; and WHEREAS the City of Volga agrees to provide a

40% local match for street construction costs, plus pay all engineering and administrative costs associated with said project; and WHEREAS the City of Volga will secure the required right-of-way for the construction of the project; and WHEREAS the City of Volga agrees to maintain the street for its useful life. THEREFORE, BE IT RESOLVED, that the Volga City Council duly approves the submission of a SD Department of Transportation Community Access Grant application requesting 60% of the eligible street construction costs for the project as submitted by the Mayor of Volga on behalf of the City of Volga. THEREFORE, BE IT FURTHER RESOLVED, the Mayor of the City of Volga be authorized to execute the grant application on behalf of the City of Volga. Adopted and effective this 5th day of July, 2022. CITY OF VOLGA, SOUTH DAKOTA BY s/Randy Santema, Mayor, ATTEST: s/Krista Larson, Finance Officer. Schulte noted that the Community Access Grant Application is for the construction of the Samara Ave improvements. The same grant was applied for in 2018 but will now focus on infrastructure to and near businesses as opposed to the residential focus of the previously denied application. Wermedal stated his hope to see the new approach increase our likelihood of receiving the grant. Details of the proposed project continue to be discussed with the county and will be presented in greater detail at a later date. and On roll call: Wermedal, Yes Fideler, Yes; Cotton, Yes; Sahr, Yes; VanderWal, Yes; Jaquet, Yes. Motion Carried 6 – 0.

Schulte noted that pressure to Well #9 has steadied and a variable frequency drive was installed from Well #6 on the well. The city is still waiting for a new variable frequency drive to be installed on Well #6. It should be completely fixed within the next week. Concerns regarding contracted service providers will be looked in to. Level 1 watering restrictions are also in place and continue to be recommended.

Council and Schulte discussed options of supplying businesses and residents with better quality water. The city recently took a raw water test to send to Hawkins, the city's chemical provider, to see if the water quality has changed to determine if the right dosage of chemicals is being adequately applied to the water. There is potential that the new chemical is loosening up built up manganese in the city's pipes in which certain homeowners and Prairie AquaTech are experiencing the loose particles in their water. The city's water remains in compliance with state requirements and remains safe to drink, even if loose particles do appear. When the city receives the water test back, it may adjust the dosage of chemicals being applied or switch chemicals entirely if the state allows. Questions about Hawkins, the water treatment supplier, also spurred discussion of potential supplier changes. Britzman noted that BMU would be a good resource regarding water treatment and supplier recommendations. Wermedal noted that potential aquifer changes may also be affecting our water as well. At this point, the city does not have an exact answer why there is more sediment than before. The current water quality does pass all state testing. The city will work with Banner and Hawkins to ensure the right dosage of chemicals are being applied and see if there are other options that the state allows. The city will also work with Banner to see if there are other water treatment options available or what the updated costs would be if a large scale project was chosen.

Schulte and council discussed trees at intersections causing visibility issues and our Clear View Triangle Ordinance. Jaquet and Wermedal noted they would like to discuss the topic further after reviewing how other cities handle these types of visibility concerns. Britzman noted that

Brookings requires residents to trim trees up ten feet from the ground to allow for better visibility. VanderWal asked if code enforcement could assist with these issues and asked that Code Enforcement Officer Tim Austin be present at a future meeting. Further work will be completed by staff for future discussion.

Parks, Recreation, and Buildings

Cotton noted requests for pickleball courts. Others do play in the Auditorium from time to time, but further research will be done to possibly create a combined tennis court and pickleball court at an existing Volga park.

Electric

Schulte noted that sealed bids for a SDSP transformer were opened at 12:00 PM prior to the meeting. The bids will be reviewed for accuracy by Electrical Superintendent Chad Collins and may be awarded at the next meeting. Discussion ensued on transformers and infrastructure. Costs of certain transformers have doubled since 2019 and lead times are anywhere from 6-10 months.

Finance and Economic Development

Motion by Fideler, seconded by Wermedal, to approve claims as presented. All in favor. Motion carried 4 – 0.

Vendor	Amount	Comments
5 Star Properties	\$400.00	Water Heater Rebates
AFLAC	\$691.04	Premiums
ALICE INTERMILL	\$200.00	Water Heater Rebate
AMANDA ZACHARIAS	\$400.00	Water Heater Rebate
AMBER GUTHMILLER	\$140.00	Softball Refunds (\$70each x2)
Antonio Aragon	\$400.00	Water Heater Rebate
ASSOCIATED SUPPLY COMPANY, INC	\$100.76	Pool Chemicals & tabs
BAN-KOE SYSTEMS, INC.	\$95.92	Time & attendance system fees
BankStar Financial	\$6,808.18	Meadow Creek Loan Payment 2022 (3 of 4)
BROOKINGS CO SHERIFF'S OFFICE	\$124.32	Animal Control 06/06/2022
CORE & MAIN	\$5,160.00	1" Meter Yokes & Supplies
DAVES WINDOW CLEANING, INC.	\$55.00	June Window Cleaning
DELTA DENTAL	\$563.30	Premiums
DON SUTERA	\$400.00	Water Heater Rebate
EFTPS	\$7,727.41	Payroll Taxes
FIRST LINE APPARATUS TRAINING	\$300.00	VFD Training
HAWKINS INC.	\$3,118.03	Chlorine Cylinders
HEALTH POOL OF SOUTH DAKOTA	\$12,002.96	Premiums
HEIDI MADSEN	\$400.00	Water Heater Rebate
HOMESTEAD DO-IT CENTER	\$37.16	Field Paint
JERES HOME INSPECTIONS	\$2,700.00	YTD Building Permit Inspections
KACIE METTEER	\$122.36	Pool Refund
KATHY HANSON	\$200.00	Water Heater Rebate
KRISTA BENSON	\$50.00	Pool Refund

LEMME'S PLUMBING	\$649.75	Pool Startup & Slide repair
LYLE SIGNS INC.	\$525.74	Street Signs
MEDARY ACRES GREENHOUSE, INC.	\$418.11	Liners & Flowers
NORTH CENTRAL INTERNATIONAL	\$2,920.44	Truck Repairs
NORTHWESTERN ENERGY	\$1,588.79	Utilities
OFFICE PEEPS INC.	\$275.85	Monthly Copier Charges
OHM'S APPLIANCE CENTER	\$894.59	Community Center Fridge
PROCHEM DYNAMICS	\$150.59	Shop Supplies
PUBLIC HEALTH LABORATORY	\$445.00	Water & Pool Testing
SDRS	\$4,611.94	June Retirement Contributions
SHERI HOLT	\$150.00	Theater Camp Additions
SPEED CONNECT, LLC	\$56.90	SDSP Metering
STEVE KARLSTAD	\$200.00	Water Heater Rebate
STEVEN J. BRITZMAN	\$6,786.00	Legal Fees
TATE STEFFENSEN	\$222.86	Lifeguard Training Reimbursement
TIANNA STOKELY	\$400.00	Water Heater Rebate
TONYA STEFFENSEN	\$1,200.00	June Cleaning
VERIZON WIRELESS	\$329.53	Cell Service
VOLGA ACE HARDWARE	\$796.24	Supplies & Repairs
GENERAL FUND	\$34,196.71	June Payroll
WATER FUND	\$5,046.66	June Payroll
ELECTRIC FUND	\$14,778.91	June Payroll
WASTEWATER FUND	\$3,886.13	June Payroll

Larson gave a year-to-date financial report covering utility billing revenue, overall revenues guidelines, expenditure guidelines, property tax revenues, a sales tax update and projection, and an update on upcoming debt expenditures.

Other Business

Schulte provided a schedule of various upcoming meetings on the calendar.

Public Comments

Jackie Bjerke asked council if an issue with her neighbor would be addressed during the evenings meeting. Santema stated that the issues would be discussed in Executive Session and that the attorneys would converse after some decisions were made.

Motion by VanderWal, seconded by Wermedal to enter into Executive Session SDCL 1-25-2, #1 – Discussing the qualifications, competence, performance, character or fitness of any public officer or employee or prospective public officer or employee at 7:03PM. All in favor. Motion Carried 6 – 0. Motion by VanderWal seconded by Fideler, to leave Executive Session at 8:21 PM. All in favor. Motion Carried 6 – 0.

Motion by Fideler, seconded by Wermedal to enter into Executive Session SDCL 1-25-2, #3 – Consulting with legal counsel of reviewing communications from legal counsel about proposed or

pending litigation or contractual matters at 8:23PM. All in favor. Motion Carried 6 – 0. Motion by Fideler, seconded by Wermedal to leave Executive Session at 8:38PM. All in favor. Motion Carried 6 – 0.

Motion by Fideler, seconded by Cotton, to adjourn at 8:38PM. All in favor. Motion Carried 6 – 0.

s/Randy Santema, Mayor, City of Volga
s/Krista Larson, Finance Officer