

## MINUTES OF REGULAR MEETING

The City Council of the City of Volga, SD met for a regular meeting Monday, September 19, 2022 at 12:00 PM in the conference room of City Hall; Mayor Randy presiding. Members present: Ken Fideler, Bev Cotton. Stacy Sahr, Kelly VanderWal, Matt Jaquet, and Doug Wermedal. City Administrator Michael Schulte, Finance Officer Krista Larson, City Attorney Steve Britzman, Deputies Finance Officers Brooke Johnson and Ashley Van Maanen, Public Works Director Kevin Steen, Scot Leddy with Banner Associates, and Sam Algood with the Volga Tribune.

Following the Pledge of Allegiance, motion by Wermedal, seconded by VanderWal, to approve the September 19, 2022 agenda as presented. 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 consent agenda included the Approval of the September 6, 2022 City Council Regular Meeting Minutes.

### **Visitors, Timed Items, Public Hearings**

A property tax assessment public hearing for vegetation nuisances was held. Schulte and Johnson noted that vegetation nuisance lawns are mowed at \$200 per hour with a one hour minimum. One resident will have their unpaid invoices assessed to their property taxes for non-payment in the amount of \$800.00. Britzman noted that he would send a letter to encourage the resident to seek other means of lawn care and maintenance. The assessments need to be sent to the county before October 1. Charges for lawn mowing during the 2022 season will be tabulated and assessed next year if invoices are unpaid.

### **Public Safety**

Larson noted that the speed limit signs have been reduced from 55mph to 25mph along West 6<sup>th</sup> Street along the new Westland Addition III.

### **Public Works**

Scot Leddy with Banner Associates led discussion regarding the finalization of the CIPP wastewater project contracted with Hydro-Klean, LLC (now known as HK Solutions). Leddy noted the finalized contract will include a decrease of \$164,161.90 because of less quantities of materials used and would include additional warranties for portions of the project. Banner recommended seeking \$30,000 of liquidated damages for their additional administrative fees, delays, and City of Volga additional wages. Nearly \$46,000 worth of liquidated damages could have been declared but \$30,000 would cover actual costs and were determined as a fair amount as the project was completed. The final pay request will reflect the change order and liquidated damages equating to a final pay request of \$24,488.44.

Motion by Wermedal, seconded by Cotton to approve Change Order #4, a decrease of \$164,161.90 from the Hydro-Klean LLC's contract price for the CIPP project. On roll call: Fideler, Yes; Cotton, Yes; Sahr, Yes; VanderWal, Yes; Jaquet, Yes; and Wermedal, Yes. Motion Carried 6 – 0.

Motion by Wermedal, seconded by VanderWal, to approve the implementation of \$30,000 of liquidated damage costs to Hydro-Klean, LLC. Leddy noted that the \$30,000 would account for additional engineering and administrative fees associated with the project delays. On roll call:

Cotton, Yes; Sahr, Yes; VanderWal, Yes; Jaquet, Yes; and Wermedal, Yes; Fideler, Yes. Motion Carried 6 – 0.

Motion by Wermedal, seconded by Jaquet, to approve Resolution 2022-42 to approve the purchase of a Public Works pickup according to state contract number 17619. Steen noted the contract through the state would be fulfilled by Lamb Motors of Onida, SD in the coming months. VanderWal noted a clerical error that will be corrected when publishing the resolution. Larson stated that if the final price with attachments equates to larger than \$50,000, the vehicle will need to be bid out at later date. On roll call: Sahr, Yes; VanderWal, Yes; Jaquet, Yes; and Wermedal, Yes; Fideler, Yes; Cotton, Yes. Motion Carried 6 – 0.

Resolution 2022-42 Resolution Approving the Purchase of a Ford F250 Pickup Whereas, the City of Volga has determined it is necessary to purchase a pickup truck for the Public Works Department and has determined that it is in the best interests of the City of Volga that the pickup truck be purchased pursuant to State Contract Number 17619 through Lamb Motors of Onida, South Dakota; and Whereas, the proposed purchase is for a Ford ¾ Ton F250, 4 by 4 long box pickup, which is available on the State Price List for the sum of \$49,999.00 and will be a 2023 budgeted expenditure; Now Therefore, Be It Resolved by the City Council of the City of Volga that a contract through State Contract Number 17619 through Lamb Motors of Onida, South Dakota for the purchase of a Ford ¾ Ton F250, 4 by 4 long box pickup, which is available on the State Price List, for the sum of \$49,999.00, is hereby approved. Passed and approved this 19th day of September 2022. CITY OF VOLGA, SOUTH DAKOTA BY s/Randy Santema, Mayor, ATTEST: s/Krista Larson, Finance Officer.

### **Community Development**

Motion by VanderWal, seconded by Fideler, to approve Resolution 2022-42 Certification of Unpaid Vegetation Nuisance Abatement Charges. Schulte noted that these charges are for past years and any unpaid invoices for 2022 will be turned over by October of 2023. On roll call: VanderWal, Yes; Jaquet, Yes; and Wermedal, Yes; Fideler, Yes; Cotton, Yes; Sahr, Yes. Motion Carried 6 – 0.

### **RESOLUTION #2022-43 CERTIFICATION OF UNPAID PUBLIC NUISANCE**

**ABATEMENT CHARGES CITY OF VOLGA WHEREAS** the City Council of the City of Volga, South Dakota acknowledges that the properties located in the City of Volga listed below failed to abate public nuisances when notified of their existence, and

<b>Parcel Number</b>	<b>Amount</b>
360250120001200	\$800

**WHEREAS** the City did abate the public nuisances whose costs have been billed to the property owners and to this date are unpaid; and **WHEREAS** South Dakota Codified Law 9-32-12 Noxious and Unhealthy Vegetation allows these unpaid costs to be certified to the county auditor for collection as other taxes are collected and provides a procedure for such certification; and **NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Volga, that it approve the certification as listed above, payable in a single installment at an annual rate of 0% interest. **BE IT FURTHER RESOLVED** that the City Finance Officer is hereby authorized and directed to certify the same to the County Auditor. Adopted by the Council this 19<sup>th</sup> day of

September, 2022. CITY OF VOLGA, SOUTH DAKOTA BY s/Randy Santema, Mayor,  
ATTEST: s/Krista Larson, Finance Officer.

Fideler noted some additional Code Enforcement concerns and will work with Schulte to confirm property information.

### **Parks, Recreation, and Buildings**

Cotton asked that the outlets at Doc & Roma Peeke Park be looked at. Steen will take care of the concern. VanderWal and Santema asked Steen to move forward with the ice skating rink in the park parking lot. This will provide more parking, lighting, and accessibility for the winter activity.

As a member of the Meadow Creek Golf Course board, Fielder noted that the board members will most likely attend a future meeting to ask for an additional subsidy. For the last three years, the City of Volga paid for the course's land mortgage in four annual installments to Bankstar Financial. Fideler brought attention to the lien on the property as part of the contracted subsidy. Britzman noted the contractual lien could be modified if terms are altered. Schulte and the board members will discuss details prior to a future council meeting.

### **Electric**

Jaquet noted upcoming conference meetings in relation to electrical.

### **Finance & Economic Development**

Motion by Fideler, seconded by Jaquet to approve claims as presented. All in favor. Motion Carried 6 – 0.

Vendor	Amount	Comments
ACTIVE HEATING	\$16,836.77	WWTF Temp Ventilation
AGFIRST FARMER COOP	\$548.32	Fuel (August)
A-OX WELDING SUPPLY CO., INC.	\$80.66	Cylinder Rental
ASHLEY EILERS	\$124.03	Customer Deposit Refund
BAN-KOE SYSTEMS, INC.	\$95.92	Time & attendance system fees
BankStar Financial	\$34,811.87	VFD Rescue Truck Payment
Banner Associates, Inc.	\$20,863.20	Water Tower Project
BOWES CONSTRUCTION, INC.	\$389.63	Asphalt
BROOKINGS AREA UNITED WAY	\$90.00	Monthly Contributions
BROOKINGS DUMPSTER SERVICE	\$11,497.99	August Dumpster Services
BROOKINGS REGISTER	\$49.25	Water Permit Publication
CHRIS CONSTANT	\$200.00	Rental Deposit Refund
CITY OF VOLGA	\$11,954.28	Utilities
CORE & MAIN	\$18.66	Yoke Parts
CULLIGAN WATER CONDITIONING	\$81.49	Water and Dispenser
DAKOTA SUPPLY GROUP	\$790.02	Panel Heaters
DAKOTAH GOLD INSURANCE INC.	\$60.00	Notary Bonding

DAKOTALAND FEDERAL CR. UNION	\$1,198.04	Supplies, Job Postings, Etc
DALE PERKINS	\$183.80	Customer Deposit Refund
DELTA DENTAL	\$563.30	Premiums
DOLLAR GENERAL 410526	\$42.75	Office & Cleaning Supplies
EAST RIVER	\$10,602.62	08.2022 Wheeling Fees
EDGAR RENE GIRON ROCHE	\$175.84	Customer Deposit Refund
EDMAN ENTERPRISES INC.	\$664.64	Fuel (August)
EFTPS	\$3,667.05	Payroll Taxes
FOERSTER DISTRIBUTING	\$288.00	Bathroom Supplies
HEARTLAND ENERGY	\$5,834.00	Water Main Loan (PMT 34)
HEARTLAND ENERGY	\$394,980.74	08.2022 Transmission Service
HUBER TECHNOLOGY	\$3,188.85	WWTP Repair
HYDRO KLEAN, LLC.	\$24,488.44	Pay Request #9 - Final
KACIE METTEER	\$99.26	Customer Deposit Refund
L.G. EVERIST, INC.	\$282.56	Icing Sand
LEVI SELL	\$93.09	Customer Deposit Refund
MARANDA ROOZEN-CROSE	\$174.50	Customer Deposit Refund
MAX FREDERICK PINKAVA	\$54.25	Customer Deposit Refund
MCLEOD S	\$879.90	Utility Bill Forms
MICRO COMPUTER SYSTEMS, INC.	\$39.60	Tech Assistance
NORTHWESTERN ENERGY	\$348.03	Utilities
PIONEER	\$642.65	Deposit and Credit Refund
RHONDA WOSJE	\$184.34	Customer Deposit Refund
RUNNINGS	\$519.98	Work Boots, Supplies
SD DEPARTMENT OF REVENUE	\$28,243.62	Sales Tax
US DEPARTMENT OF ENERGY	\$21,463.67	08.2022 Transmission Service
Valley Fibercom	\$257.96	Telephone & Internet Services
VALLEY FITNESS	\$167.34	Monthly Memberships
VOLGA POSTMASTER	\$392.32	Sept Bulk Billing
WAGE WORKS	\$626.93	Pre-Tax Benefits
WESCO DISTRIBUTION, INC.	\$5,040.00	Project Supplies

**Motion by Fideler, seconded by Jaquet, to approve First Reading of Ordinance 2022-08 the 2023 Tax Levy. Larson noted that a second reading will be needed by October 1, 2022. On roll call: Jaquet, Yes; and Wermedal, Yes; Fideler, Yes; Cotton, Yes; Sahr, Yes; VanderWal, Yes. Motion Carried 6 – 0.**

ORDINANCE 2022-08 AN ORDINANCE CERTIFYING THE 2023 CITY OF VOLGA PROPERTY TAX LEVY TO THE BROOKINGS COUNTY FINANCE OFFICER. BE IT

ORDAINED BY THE GOVERNING BODY OF THE CITY OF VOLGA, SOUTH DAKOTA,  
AS FOLLOWS:

I. That the City Finance Officer is hereby directed to certify the following property tax levy to the Brookings County Finance Officer in the manner provided by law.

General Fund	\$466,998.95
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II. This ordinance is declared to be for the support of the City Government and its existing public institutions and shall be in full force and effect from and after its passage and publication.

III. 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.

**Other Business**

Wermedal noted that the Legion suicide awareness 2.2 walk/run event on September 10, 2022, was successful and well received. The support from our community was fantastic.

Santema and VanderWal noted that the upcoming SDML conference is a beneficial learning tool and encouraged council members to attend.

A special reading to approve the second reading of Ordinance 2022-08 will be held on September 26, 2022 at 12:00pm in the conference room and will also be made available via zoom.

Motion by Fideler, seconded by Jaquet, to adjourn at 12:53PM.

s/ Mayor Randy Santema

s/ Finance Officer Krista Larson