

Gregory City Council Meeting
September 4, 2007

The Gregory City Council met in regular session at the Gregory City Hall on Tuesday, September 4, 2007 at 7:30 p.m. The following members were present: Mayor Doug Pochop; Council Members, Wade Juracek, Stacey Boes, Gerrie, Soper, Maurice Schlaht and Kevin Mikkelsen. Council Member absent was Dan DeSmet. Others present were Finance Officer Al Cerny, Public Works Supt. Mark Fortuna and News Reporter Colleen Flynn.

AGENDA ADDITIONS:

The following items were added to the agenda: city lot purchase, public nuisance complaint, old cellar concerns, corner of 6th & Whittecar, septic tank usage, Lot R-15 and airport hangar specs.

APPROVAL OF MINUTES:

Motion was made by Council Member Soper, seconded by Council Member Schlaht, to approve as written the August 20, 2007 minutes. All members voted aye.

DEPT. HEAD REPORT:

Public Works Supt. Mark Fortuna reported that the tennis courts are finished, and the street department has been mowing and working on the park trails.

WEEKEND WATER DUTY:

Public Works Supt. Mark Fortuna asked if an extra person could be hired to help with the weekend water duty and some other duties. The council discussed the weekend duty and pay. It was agreed to leave the pay as is and it would be all right to use another person on weekend water duty when a need would arise, but this would not be for every weekend.

ROADSIDE PARK:

The council was informed that the city could get the state's permanent easement for the roadside park on the land where the park is located as long as the city keeps the roadside park. The city would not acquire the land, but only the use of the land for a park. The council agreed to start the work to get the state's easement.

TRAFFIC RESOLUTION:

The following resolution which would set speed limits, stop sign and yield sign locations in the city limits was offered by Council Member Mikkelsen and seconded by Council Member Boes. All members voted aye.

TRAFFIC CONTROL RESOLUTION

Whereas, subsection B, Section 10.04.010 of Chapter 10.04 City Traffic Code allows the governing body to establish speed zones and placement of all official traffic signs and signals by resolution, and

Whereas, speed zones and official traffic signs and signals are needed to properly control traffic in the interests of public safety;

THEREFORE BE IT RESOLVED THAT THE FOLLOWING INTERSECTIONS BE DESIGNATED AS FOUR (4) WAY STOPS:

- A. The intersections of:
 - 6th Street and Logan Street
 - 5th Street and Logan Street
 - 6th Street and Main Street
 - 11th Street and Main Street
 - 6th Street and Felton Street
 - 1st Street and Felton Street

BE IT FURTHER RESOLVED THAT STOP SIGNS BE PLACED TO CONTROL TRAFFIC AS FOLLOWS:

1. Southbound traffic on Rice to stop at 5th Street.
2. Southbound traffic on Felton, Spencer and Rosebud Streets to stop at 1st St.
3. Northbound traffic on Logan, Rice, Felton, Spencer and Rosebud Streets to stop at 14th Street (county highway).
4. All East and West bound traffic on streets not already designated as four way stops, to stop at Main Street.
5. Northbound traffic on Church Street to stop at 6th and 11th Streets.
6. Northbound traffic on Whittecar Street to stop at 6th and 11th Streets.
7. Southbound traffic on Whittecar Street to stop at 6th street.
8. Southbound traffic on Church Street to stop at 6th Street.
9. Northbound traffic on Park Avenue to stop at 11th Street.
10. Southbound traffic on Park Avenue to stop at 10th Street.
11. Eastbound traffic on 5th Street to stop at Felton Street.
12. Westbound traffic on 5th Street to stop at Felton Street.
13. The intersections of Pleasant view Addition (Logan Street), and 14th Street; the intersection of Pleasant view Addition (Rice Street) and 14th Street have stop signs placed at the North ends of the above mentioned intersections for Northbound traffic.

BE IT FURTHER RESOLVED THAT YIELD SIGNS BE PLACED TO CONTROL TRAFFIC AS FOLLOWS:

1. Yield signs be placed for Northbound and Southbound traffic at the intersection of 7th and Whittecar.

2. Yield signs be placed for Northbound traffic at the intersection of Main Street and Nepper Street.

BE IT FURTHER RESOLVED THAT THE FOLLOWING SPEED ZONES BE DESIGNATED IN THE FOLLOWING AREAS:

1. 15 mile per hour speed zone
 - A. All streets within one block from the Gregory School buildings located at 6th and Logan. The streets would include 6th Street and Rice to 6th Street and Logan; Logan 6th Street to 5th Street; 5th and Logan to 5th and Rice during the times when school is in session including one half before and after school starts and ends.
 - B. All roads designated as Alleys or used as such.
2. 20 mile per hour speed zone:
 - A. That section of Main Street beginning with Highway 18 North to 8th and Main Street.
3. 45 mile per hour speed zone:
 - A. First Street from the intersection with Felton Street to the Eastern edge of the Gregory City Limits.
4. 25 mile per hour speed zone:
 - A. Those streets not included or mentioned in the speed zone sections 1, 2 or 3 of the traffic control resolution or covered under South Dakota traffic code laws.

FURTHER, BE IT HEREBY RESOLVED THAT THESE TRAFFIC CONTROLS AND SPEED ZONES BE IN EFFECT UPON APPROVAL AND PUBLICATION OF THIS RESOLUTION.

First Reading and approval: September 4, 2007

Publication: September 12, 2007

CITY LOADERS:

The approximate cost to fix the big loader is \$2,000.00. The council agreed that both city loaders should be declared surplus and sold to make a down payment on the new loader the city is going to buy from off the City of Highmore's bid. Motion was made by Council Member Mikkelsen, seconded by Council Member Juracek, to declare both the city loaders surplus and appraise them at \$10,000.00 each. All members voted aye.

PUBLIC NUISANCE:

Council Member Mikkelsen reported that Jake Knittel and some of his neighbors are willing to sign a nuisance complaint against a person in their neighborhood. The police department will be given this information.

STREET RESOLUTION:

Motion was made by Council Member Soper, seconded by Council Member Schlaht, to pass the following resolution which sets an assessment amount for street improvements. All members voted aye.

RESOLUTION

A RESOLUTION OF THE CITY OF GREGORY TO LEVY A FRONT FOOT ASSESSMENT FOR ANNUAL MAINTENANCE OF STREET SURFACES AS PROVIDED FOR IN SDCL 9-45-38.

WHEREAS SDCL 9-45-38 provided for the assessment of annual maintenance of street surfaces not exceeding \$.40 per front foot of lots abutting the streets; and

WHEREAS the City of Gregory maintains and repairs street surfaces on many streets within the City limits;

NOW THEREFORE BE IT RESOLVED that the assessment of annual maintenance of street surfaces shall be levied as follows:

1. All lots so assessed shall be at the rate of \$.40 per front foot.
2. A detailed list of the legal descriptions, amount of assessment shall be provided to the Gregory County Auditor for collection with taxes based on the following streets:

First Street; Second Street; Third Street; Fourth Street; Fifth Street; Sixth Street; Seventh Street; Eighth Street; Ninth Street; Tenth Street; Eleventh Street; Twelfth Street; Thirteenth Street; Fourteenth Street; Sixteenth Street; Logan Street; Rice Street; Felton Avenue; Spencer Avenue; Rosebud Avenue; Main Street; Church Street; Whittecar Avenue; VonSeggern Street; Nepper Street; Jones Street; Georgia Drive; Gerkin Drive, Duling Drive and Park Avenue.

3. The maximum amount to be levied on any legally described lot or lots shall be \$60.00.

Dated this 4th day of September 2007.

Doug Pochop, Mayor

ATTEST: _____
Al Cerny, City Finance Officer

INDUSTRIAL PARK:

The council received a request for a three week extension of the deadline to get the industrial park work completed. Motion was made by Council Member Mikkelsen, seconded by Council Member Soper, to grant a three week extension of the deadline to September 22, 2007. All members voted aye.

POOL REPORT:

The council members reviewed the pool report written by Brandy Bearshield. Motion was made by Council Member Juracek to give Brandy Bearshield a \$100.00 bonus and the other lifeguards a \$50.00 bonus for pool work done this season, seconded by Council Member Boes. All members voted aye.

HOUSE DEMOLITION:

The council agreed to help remove a vacant house owned by Dr. R.G. Nemer on 6th Street. The city will haul the material away and the owner will pay to tear the house down and loading of the trucks.

TREE ORDINANCE:

The city's tree ordinance was reviewed. There are provisions in the ordinance that make the landowner responsible for cutting and trimming trees on the city's right of way areas if the city council would like to choose to do so.

ARENS ENGINEERING:

Vern Arens from Arens Engineering met with the council to discuss progress on work at the industrial park. A concern was raised about the curb and gutter not meeting the specs. Arens will check into the matter and give recommendations at a later date.

Arens showed plans that called for drainage pop with a catch basin to drain the Rosebud 7th to 6th Street area because the area is so flat. No action was taken.

OLD SCHOOL BUILDING/ZONING:

The city received a request about zoning around the old high school. The area is zoned residential but the potential buyer is interested in using the property for some different things and among them would be some light manufacturing. The council agreed to work out a zoning classification for this land that the potential buyer could use but yet not be detrimental to the neighborhood. District III will be contacted to help draft up a zoning change.

2008 BUDGET:

Council Member Juracek requested that the library budget be increased by \$1,000.00 for purchasing of books. Motion was made by Council Member Juracek, seconded by Council Member Schlaht, to increase the library budget by \$1,000.00. All members voted aye.

Motion was made by Council Member Mikkelsen to approve the first reading of the 2008 Budget Ordinance, seconded by Council Member Soper. All members voted aye.

POOL HOUSE:

The council agreed to replace the roof on the pool bathhouse.

CITY LOT:

The council received an inquiry about the possible purchase of the lots owned by the city which are east of city hall. The council did not want to sell them at this time.

OLD CELLAR:

A council member had a resident express a concern about how safe an old cellar is that is situated on a lot adjacent to the city auditorium. The cellar will be looked at.

6TH & WHITTECAR:

The council discussed what could be done with the corner of 6th & Whittecar. The ditch would be hard to fill in because of drainage issues. It was decided that the area would have to remain about the same at the present time.

SEPTIC TANK:

Several council members have received calls about the septic tank going onto a lot in Duling Addition. The city code allows septic tanks if the tanks are in good condition and do not leak. The septic system will have to be installed under state code. The septic tank is allowed for this lot because hookup to the city's sewer system is not feasible.

LOT R-15:

The architect working with the plans for Runnings store expansion had asked about the possible usage of Lot R-15. This lot is owned by the city and would be used if Whittecar Avenue was ever extended to Highway 18. The council agreed that they would work with Runnings over the possible usage of Lot R-15.

HANGAR SPECS:

The city would have to use an architect's services in order to get some specs for a proposed airport hangar. The estimated cost is \$20,000.00. The council agreed to hire an architect.

CLAIMS:

Motion was made by Council Member Soper, seconded by Council Member Schlaht, to pay the following claims. All members voted aye.

GENERAL FUND:

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| Avenet LLC, website service/maintenance..... | 360.00 |
| Barco Municipal Products, street signs/school zone..... | 204.62 |
| Bartling Redi-Mix, concrete floor/street dept bldg..... | 6,890.00 |
| Christensen Sales & Service, tennis court service call | 20.40 |
| Dakota Auto Care, wrecker call..... | 35.00 |
| Department of Revenue, pool sales tax/Jul-Aug..... | 188.19 |
| pool water testing..... | 96.00 |
| Golden West, phone service | 861.71 |
| Gregory Building Center, lumber/caulk/ceiling tile | 32.65 |
| Gregory Iron Works, drain grate/welding..... | 523.13 |
| Gregory Times Advocate, council publishing/airport ad/pool closing | 555.58 |
| H & J Sales Inc., weed eater knives/saw rent/blades/parts | 101.00 |
| Harrison Plumbing & Heating, adapter/A/C repair/fittings/handicap stool | 383.18 |
| JD Evans Inc., oiler truck parts..... | 61.36 |
| Jim's Garbage Service, garbage pickup service | 515.00 |
| Jim's Lawn and Tree Care, mosquito control/waterways..... | 300.00 |
| Kohle Striping, repaint cross walks/center lines..... | 1,045.00 |
| Mark Fortuna, reimbursement for loader parts | 35.00 |
| Office Products Center, toner/shredder oil/envelopes/ink cartridges | 202.98 |
| Opperman Inc., 48 ton match mix trucking | 523.20 |
| Petty cash, postage reimbursement | 20.10 |
| Runnings Supply Inc., dog food/batteries/flashlight/shells/oil dri/bolts/ tool box/welding rod/tote/bungy cords/antifreeze/tape/sprayer | 186.61 |
| Share Corporation, cleaner/penetrating oil | 518.49 |
| Van Diest Supply Company, BVA 13 formulating oil..... | 408.10 |
| Wm. Krotter Co., screws/crayon/lumber/grid marker | 18.89 |
| Total \$ | 14,086.19 |

SPECIAL STREET ASSESSMENT FUND:

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| Commercial Asphalt, 48 tons patch mix..... | 2,556.00 |
| Total \$ | 2,556.00 |

RD LOAN REPAYMENT REVENUE:

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| Rural Development, September loan payment | 4,285.00 |
| Total \$ | 4,285.00 |

OBSERVATION PARK PROJECT:

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| Bob Boes Trucking, 73.3 tons aglime trucking | 2,199.00 |
| SMC, 48.25 ton aglime | 337.75 |

Total \$ 2,536.75

AIRPORT CAPITOL IMPROVEMENT 2007:

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| Helms & Associates, engineering fees..... | 19,902.01 |
| Vanderpol Dragline Inc., airport improvements/payment #1 | 68,348.16 |
| Total \$ | 88,250.17 |

INDUSTRIAL PARK IMPROVEMENTS:

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| Arens Engineering, industrial park project engineering fees..... | 7,951.00 |
| Northern Plains Construction, industrial park improvements/ pmt #2 | 109,989.10 |
| Total \$ | 117,940.10 |

WATER FUND:

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| Christensen Sales & Service, well field service call..... | 43.05 |
| Department of Revenue, water testing..... | 37.00 |
| Golden West, phone service | 84.10 |
| Gregory Building Center, staples..... | 4.29 |
| Harrison Plumbing & Heating, fittings..... | 32.85 |
| Hawkins Inc., chlorine/hydrofluosilicic acid..... | 808.47 |
| Petty cash, postage reimbursement..... | .58 |
| Tripp County Water User District, water service | 3,000.00 |
| Postmaster, water billing postage | 185.90 |
| Total \$ | 4,196.24 |

BUILDING DEPOSIT:

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| Steffen Construction, refund building deposit..... | 15.00 |
| Total \$ | 15.00 |

Grand Total \$ 233,865.45

PAYROLL OVERTIME APPROVED:

Mark Fortuna, 5 hrs overtime; weekend water duty 7/11-12/07
 Jack Wenger, 6.5 hrs overtime; weekend water duty 8/18-19/07

8-24-07 PAYROLL:

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| BankWest, withholdings..... | 3,100.32 |
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| SDRS, retirement | 1,341.26 |
| Aflac, insurance | 31.80 |
| Office of Child Support Enforcement, child support payment | 219.23 |
| Credit Collections Bureau, wage garnishment..... | 80.00 |
| City of Gregory, wage garnishment..... | 55.00 |
| Finance Officer | 1,467.20 |
| Police Dept..... | 4,142.50 |
| Street Dept | 2,776.00 |
| Airport..... | 192.00 |
| Pool | 1,154.82 |
| Park | 744.00 |
| Library..... | 593.00 |
| Water Dept..... | 2,370.00 |
| Economic Development..... | 200.00 |
| General Government Building..... | 200.00 |

ADJOURN:

Motion was made by Council Member Boes, seconded by Council Member Schlaht, to adjourn. All members voted aye.

Doug Pochop, Mayor

ATTEST: _____
Al Cerny, City Finance Officer