

# LEOLA CITY COUNCIL MEETING

JULY 11, 2016

The Leola City Council met in regular session on Monday July 11<sup>th</sup> instead of Monday, July 4<sup>th</sup>, due to the July 4<sup>th</sup> Holiday. Mayor Dean A. Schock called the Meeting to order at 7:30 P.M. with the following members present: Doug Yost, Norman C. Tschappat, Dana Leibel, David Gohl, Tyler Bollinger, and the open seat in Ward Three. Absent: Police Chief Dan Yost. Also present: Jeff Tschappat, Shawn Patton, Michael Yost, Denise Brandner, Ina Schock, Diane Tschappat, Karl Moser, Attorney Chris Young and Attorney Vaughn Beck.

The June 13<sup>th</sup> Council Minutes stand approved as published.

Council Member Bollinger moved, with a second by Council Member Leibel, to accept the monthly Treasurer's Report. All Council Members voted in favor. Motion carried.

Council Member Tschappat introduced the following resolution to transfer funds and moved for its adoption. Council Member Bollinger seconded the same. All present Council Members voted in favor. Resolution 16-01 was read as follows:

## RESOLUTION 16-01 CONTINGENCY BUDGET TRANSFER

### BE IT RESOLVED #16-01 TRANSFER FROM CONTINGENCY BUDGET FUND

WHERE AS, insufficient appropriation was made in the 2016 adopted Budget for the following departments to discharge just obligations of said appropriations; and

WHERE AS, SDCL 9-21-6.1 provides that transfer be made by resolution of the board from the contingency appropriation established pursuant to SDCL 9-21-6.1 to other appropriations;

THEREFORE BE IT RESOLVED that the appropriation be transferred from the contingency budget to the following

department budgets: **101-42300-425 General Fund-Protection & Inspection-Code Enforcement-1,000.00**

**101-42300-426 General Fund-Protection & Inspection-Code Enforcement-1,000.00**

**101-43100-426 General Fund-Public Works-Streets-3,000.00**

**101-445110-421 General Golf Course Fund-Culture & Recreation - 5,000.00**

**101-46310-429 General Fund-Conservation & Development-Lot Redevelopment -3,000.00**

**101-46530-429 General Fund-Conservation & Development-Lot Redevelopment -2,000.00**

Total Contingency Budget Transfer 15,000.00

ATTEST:

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Candice Kappes, Finance Officer

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Dean A. Schock, Mayor of Leola

All Council Members voted in favor. Resolution 16-01 was duly adopted.

The Council examined the following bills:

Police & Maintenance Salaried Payroll	July Salary & Benefits	3,131.16
Finance Office Salaried Payroll	July Salary & Benefits	3,601.22
Maintenance/Water & Sewer Dept. Payroll	July Salary & Benefits	3,104.79
Council Payroll	June Hours-C & M Citizen's Food Boxes Pay-P. Walz	18.41
Library Payroll	June Librarians	618.64
Office Department Payroll	June Hours-J. Wimer	717.92
Zoning Payroll-Tschappat	June-Building Permits	150.41
Lifeguard Payroll	June Hours-Lifeguarding	4,042.99
Fill-in Maintenance Payroll	June Pick up Maintenance Hours -Ray Hartinger	110.45
Gov't Bldg. Payroll-Janitor	June Janitor Hours-J. Leibel	440.84
Weed Spraying Payroll	Spraying- Lagoon, City property & around Watertower-Spitzer	93.91
Council & Mayor Payroll	2 <sup>nd</sup> Qtr. Mayor & Council Meeting Pay	2,373.69
AB Business Inc.	Supplies	95.68
Aberdeen Awards	Plaques	73.00
Academy Trophy & Engraving	Replacement Signature Plates For Benches	76.50
American Red Cross	Red Cross Testing Facility Fees	200.00
AmeriPride Service, Inc.	Paper Supplies, Mops, Deodorizers, etc. Govt. Bldgs. & Golf Course	87.43
Beck Law Office	Attorney Fees	75.00
Bell, Mike	Reimbursement for Building Permit Issued for Hail Damage	30.00
Cutler, Kagan	Lifeguard Testing Reimbursement	200.00
Dakota Supply Group	Supplies	19.72
Elifeguard, Inc.	Umbrellas for Lifeguard Chair & Shipping	102.20
4DK Electric	Parts for Wiring at Pool	32.82
FEM Electric Association, Inc.	Electricity-Golf Course	104.81
Gene's Oil Company	June Gas & Diesel	583.69
Hawkins, Inc.	Pool Supplies	1,859.57
Homestead Building Supply	Supplies	2,270.95
House of Glass	Repairs to Quonset Door	752.42
J Gross Equipment	Female Coupler, Mower Parts	174.10
J Gross Equipment	MDS Walk Thru Rail Style Pallet Forks – 4000 lbs.	950.00
Leola Grocery	Supplies	15.53
Leola Public Library	Reimbursement for Books	83.09
Lien Transportation	Hot Mix	436.74
McPherson County	Election Expense	240.00
McPherson County Herald	Advertising & Publishing	278.12
MDU	Electricity	2,629.79

North Central Farmers Elevator	Miscellaneous Merchandise	1,008.09
Olson, Dennis M.	Contract Labor Code Enforcement Officer & Expenses	728.00
Rod Hoffman Construction	Drainage Work as Per Project Bid	5,750.00
Rod Hoffman Construction	Drainage Work Project Change Order on Culverts	695.00
Runnings	Diamond Wheel 14" for CutQuick	199.99
Rural Development	51st Loan Payment-Sewer Project	4,021.00
Schock, Dean	Pulling Mileage to Huron & Expense	226.80
South Dakota Dept. of Revenue-Lab	Water Testing Sample	15.00
South Dakota State Treasurer	Collected Sales Tax-Due for Jan-June	165.29
South Dakota One Call	2nd Quarter Locates	15.75
True North Steel	Culverts	2,165.53
US Postal Service	Box Rent-Library	52.00
Valley Telecommunications	Phones, Cell Phones, Faxing, Internet	463.32
Walz, Pam	Book Reimbursement-Library	174.75
Walz, Pam	Reimbursement-Mileage - Food Baskets	33.60
WEB Water	June's Bill for May Water Use	4,490.83
Yost, Dan	Part, Mileage & Expense to Aberdeen	103.60

The Council discussed problems with the drainage and culvert work done by Rod Hoffman Construction, with copied pictures of these problem areas given to the finance officer. It was decided Mayor Schock would meet with Rod Hoffman on correcting these problems so drainage flows in these areas, due to the fact Council Member Yost is scheduled to be out of town. After discussion, Council Member Yost moved, with a second by Councilman Leibel, to table the Rod Hoffman Construction's bill for drainage work and culverts in the total amount of \$6445.00. Council Member Bollinger abstained from voting, all other Council Members voted in favor. Motion carried.

Council Member Bollinger moved, with a second by Council Member Norman Tschappat, to pay the other remaining above bills. All Council Members voted in favor. Motion carried.

Denise Brandner, representing the LDC/LCAC, thanked the Council for the City's \$500.00 donation toward the flowers and planters. She discussed with them that the 15 welcome banners purchased through Horizon in 2009, only 5 were still undamaged and usable. They are looking at getting new 4 foot or smaller banners, possibly vinyl to be put lower on the poles, to avoid being damaged. Fundraising was planned to purchase them and asked if the city would help. The Council said LDC/LCAC should see what donations are raised toward the cost and come back once they know what funds are still needed.

Council Member Doug Yost moved to go into executive session at 7:45 P.M. to discuss legal matters. Council Member Dana Leibel seconded the motion. All Council Members voted in favor. Motion carried. Attorney Vaughn Beck, Attorney Chris Young, Shawn Patton, Michael Yost, Candice Kappes and Jeff Tschappat were asked to stay. Denise Brandner, Ina Schock, Diane Tschappat, Karl Moser left the meeting during executive session.

At 8:00 P.M., Council Member Tschappat moved to exit executive session. Council Member Dana Leibel seconded the motion. All present Council Members voted in favor. Motion carried. No action was taken. The Finance Officer informed those new to executive session that anything discussed there could not be repeated. Ina Schock, Diane Tschappat, Karl Moser rejoined the meeting. Attorney Chris Young left the meeting. Shana Gohl, pool manager and Mike Olson, code enforcement officer, joined the meeting.

Mike Olson discussed properties he has sent notices to the owners and those property owners requesting extensions. He also discussed those property owners that complied immediately and those having special requests or needed extensions needed to be present at this meeting. No one was in attendance to get approval so the abatement would need to go forth. The city received a letter from the states attorney concerning properties with unpaid taxes since 2006. The city received tax deed notice on these properties in August of 2015 were discussed, along with the fact the County still had not taken tax deed. The City has had to continue to maintain these properties. The debt against them was not billed due to the notice of tax deed to be taken was served. These properties are still not advertised to be sold to property owners that will pay taxes. The Finance Officer will bill all the debt accumulated and not yet billed to the property owners since the county has not taken ownership of these properties. The finance officer is to send the requests for the special assessment to be collected by the county treasurer. Attorney Vaughn Beck stated by law the County needed to collect these assessments according to the law.

Cliff Lilly, Gayle and Steve Siebel joined the meeting at 8:20 P.M.

Council Member Doug Yost informed the Council the trees he donated are scheduled to be moved and planted at the golf course the beginning of August.

The Council discussed the cutting and patching done and that the county highway guys would start chip sealing in August. The streets to be done were discussed.

Jeff Tschappat informed the Council, Central Divers L.L.C., is here to do the remaining repairs and painting to the above ground storage tank this week. During this time the city will remain hooked direct with WEB for our water service.

The quote from Hydro Clean to clean and televise the city's sewer lines was \$7500.00 to do the whole town or \$.75 a foot. The Council still wants quotes just to televise a third of town in different areas each year due to having all new or relined sewer lines until they show a need to be cleaned.

Shana Gohl, pool manager discussed the purchase of the aqua mat and it was decided to table it and check into the actual cost for the next pool season. She informed the Council the pool had used all the gallons of propane donated by the Yost's and Performance Oil agreed to sell the city two more fills at the same price of \$.65 a gallon. It was decided to get a quote to fiberglass the pool. The leak on the west side of the pool was discussed. The Pool Report was examined by the Council. It was decided to pay Shana Gohl \$18.00 an hour for when she filled in for Chelsea Weig to do the lessons and to track it separately.

The finance officer informed the Council she submitted the design for the sign for the ballfield fence to Jeff Mueller.

The small quonset by the city shop that was to be moved will be demolished and sold for scrap due to the building unable to survive the move.

The Monthly Police Report and Monthly Library Report were examined by the Council.

The submission of the tree grant paper work was discussed by the Council.

Doing trench work in the ditch at the city park so water will drain was discussed.

The Council discussed the upcoming Zoning Meeting to be held at 7:00 P.M. on Monday, August 1<sup>st</sup> with the variance applied for by Duane Wolf to be considered. Mayor Schock informed the Council, Norman Tschappat, would act as Zoning Administrator and he would remain as Zoning Board Member until the end of the year.

June Building Permits Issued: Building Permit 16-22 Jake Schrupp-Harm Trollip Demo Permit, 16-23 Cliff Lilly, 16-24 Casey & Brook Higgins, 16-25, Steve Siebel, 16-26 Marie Evans-Gary Schanzenbach, 16-27 Bernadine Rau-Mark Rau, 16-28 Dorothy Daly, 16-29 Ronda Foster Demo Permit, 16-30 Curt Walz, 16-31 LeAnn Schwahn-Donna Weig Demo Permit.

Mike Olson told the Council he has enjoyed working with them and Olson was thanked for what he has accomplished. He said he looked forward to working with the new board. Mike Olson left the meeting.

Mayor Schock reported on the upcoming Golf Tournament scheduled for July 31<sup>st</sup>. Dumpster collection schedule for the golf course was discussed, along with the fact a dumpster still had not been delivered to the City Park for garbage. The collection of garbage at the ballfield was being collected.

Jeff Tschappat informed the Council the mirror had been cut to fit under the existing mirror in the handicapped restroom, just not hung yet.

The City received a letter from Jenny Guthmiller, McPherson County Auditor, stating the City's growth increase for 2015 was 5.73% and Consumer Price Index for 2016 Taxes payable in 2017 is 0% on taxes payable in 2016 for a total increase of 5.73% equaling a \$10,519.69 increase.

The finance officer informed the Council, LeAnn Kerzman, Technical Assistance Provider for Midwest Assistance Program will be at the August 1<sup>st</sup> Council Meeting to cover some of the information needed to do their job as Council Members. She said this training will be open to the public or any other community wanting to come to the August 1<sup>st</sup> Meeting. Other upcoming training would still be available if anyone in the Council wanted to attend.

The finance officer informed the Council an expiration of the Fortinet on the Library Internet Firewall and the City's Internet Firewall will be expiring. It is approximately \$400 a year for the Library and Municipal Building each which was about what we purchased the equipment and three years of product support. The Fortinet Support was discussed with David Malsam from CompQuest Technology and he said everything would still function without the Fortinet support and online firewall. It was decided not to renew the Fortinet Support at this time.

David Gohl moved to table all new business for July until the August 1<sup>st</sup> Meeting when a quorum of the new Council Members are present to conduct city business as a Council and deemed adjourned, once oath of Office is taken and the reseating is completed. Council Member Norman Tschappat seconded the motion. All Council Members voted in favor. Motion carried.

At this time, Mayor Schock wished the new Council Members the best of luck and thanked the old Council for backing him and helping him out over the years and they were thanked for their many years of service to the City. Dean Schock, Norman Tschappat, David Gohl and Doug Yost relinquished their chairs at this time. Doug Yost, Michael Yost and Shawn Patton took oath of office, which were signed at this time. Doug Yost occupied the Seat as Mayor opening the Council Member Ward Two Seat needing to be filled at the August 1<sup>st</sup> Meeting. Interest in the one year term for Ward Two was shown by Karl Moser and the one year term, seat in Ward Three previously held by Brian Walz is still open and will be considered at the August 1<sup>st</sup> Council Meeting. Shawn Patton took the seat for Council Member Ward One and Michael Yost took the Council Member Ward Two seat for Norman C. Tschappat. Election of officers will be held at the August 1<sup>st</sup> Meeting once Jackie Rau takes oath of office and fills the Council Member Ward Three seat relinquished by Tyler Bollinger and a quorum is present to proceed.

The Council Meeting was deemed adjourned due to the lack of a quorum. With the meeting closed, an open house for Dean Schock, Norman Tschappat, David Gohl and Tyler Bollinger was held. The Leola City Council will meet on Monday, August 1<sup>st</sup> at 7:30 P.M. in the Council Room of the Municipal Building.

ATTEST: \_\_\_\_\_

Candice Kappes, Finance Officer     Dean A. Schock, Mayor of Leola