

City of Leola -- Council Meeting Proceedings

April 4, 2022

The meeting was called to order at 7:00 pm by Mayor Royce Erdmann. Present council members: Jackie Rau, Jackie Leibel, Richard Reis, Michael Yost, and Alan Wimer. City personnel present: Jim Hoffman and Sondra Waltman. Absent were Brett Schaible and Jeff Tschappat.

Yost moved with a second from Reis to approve the March council meeting minutes and the Board of Equalization meeting minutes. All in favor, motion carried.

Reis moved with a second from Wimer to approve the treasurer's report. All in favor, motion carried.

After review, Reis moved with a second from Yost to pay the proposed bills. All in favor, motion carried.

<b>Bills to be Considered for April 2022</b>		
Agtegra	Fuel/Air Filters (Skid steer), Ball hitch, Grinder, Payloader Tire Repair	\$ 431.44
Aramark	Supplies	\$ 39.81
Cartney Bearing	Bearings/Sander Trailer	\$ 97.14
Code Enforcement Specialists	December through March Services	\$ 251.22
CorTrust Visa	Postage/Payroll Fees/Decals/Support	\$ 359.95
Curt's Repair	02 P/U: Spring, switch, cables, labor; Bobcat: Fuel solenoid and fuel pump	\$ 1,053.09
Dependable Sanitation	Garbage Collection	\$ 60.00
Gene's Oil Company	Gas & Diesel; Fuel Oil for Medical Bldg	\$ 1,984.51
Ipswich Lumber	Mailbox	\$ 50.04
Harland Clarke	Computer Checks	\$ 320.86
Les's Standard	Furnace Repair, Medical Bldg	\$ 684.57
McPherson Co Auditor	Joint Law - Q2 2022	\$ 11,250.00
McPherson Co. Herald	Minutes/Notices/Pool Ad	\$ 282.18
Montana Dakota Utilities	Utilities	\$ 3,025.98
Moser Excavating & Trkg	Cleaned ditch/culvert 5th Ave & 3rd St	\$ 168.37
Pam Walz	Mileage	\$ 33.60
Rural Development	120th Payment for Sewer	\$ 4,021.00
SD Public Health Lab	Water Testing	\$ 15.00
SDML	District 6 Meeting/Updates	\$ 120.00
Valley	Telephone, Fax, Internet	\$ 368.48
WEB Water	Water for March	\$ 6,044.63
Westside Heating & AC	Propane	\$ 420.00
Payroll	Finance Office	\$ 3,633.34
Payroll	Government Buildings	\$ 936.00

Payroll	Library	\$ 853.00
Payroll	Mayor/Council	\$ 7,819.90
Payroll	Streets	\$ 6,087.50
Payroll	Zoning	\$ 320.00
Payroll	SD Health Pool - April	\$ 1,549.64
Payroll	SS, Med, W/H, SDRS with Matches	\$ 2,954.21
	Total	\$ 55,235.46

At 7:28 pm councilman Brett Schaible joined the meeting.

At 7:30 pm, McPherson County Deputy Sheriff Allie Hilgemann joined the meeting to discuss the monthly county law report. With no questions from the council, she was thanked for her services and left the meeting.

#### OLD BUSINESS

Lifeguards – Four job applications have been turned in. If certified lifeguards from 2021 do not wish to return, they will be required to reimburse the city for half of their training. Reminder letters will be sent out, along with a deadline of May 1 for applications.

PBS Dakota Life – A crew from PBS is coming to the municipal building in Leola on May 24 from 10 am – 3 pm for “community conversations” to get a sense of the community/history and stories. Everyone is welcome and encouraged to join the meeting to contribute to the content. Snacks and beverages will be provided.

Donations – Per Leibel’s request at the previous meeting, a treasurer’s report was reviewed from the Golf Association. Yearbook Advisor Jeff Mueller inquired if the city would be interested in a yearbook ad again this year. Reis moved with a second from Yost to do a \$50 ad, same as last year. All in favor, motion carried. Wimer suggested adding a donation to the Fire Department for the 2023 budget.

#### NEW BUSINESS

Golf Carts – A reminder to citizens that golf carts need to be licensed with the city annually for \$10. Reis moved with a second from Wimer to also put a notice in the paper. All in favor, motion carried.

Pool Repairs – Last year discussion was held to repair the heater at the pool. With the short pool season, the repair was tabled. Wimer moved with a second from Reis to repair the pool heater with the estimate from Climate Control for \$859.18. All in favor, motion carried.

Pipeline Party Status – Leibel shared some updates, narratives, and concerns regarding the Summit Carbon Solutions (SCS) Pipeline and why it was relevant to the community. Of the opposition petition, multiple residents in Leola had signed, not only landowners. She also shared the permit application process to the Public Utilities Commission (PUC) to gain party or intervenor status. (There is no cost affiliated with obtaining party or intervenor status.) The application states “Each municipality, county, and governmental agency in the area where the facility is proposed to be sited; or any person residing in the area where the facility is proposed to be sited, or any directly interested person, may be granted party status in this proceeding by making timely written application to the Commission.” Additional information can be found on the PUC’s website. Councilman Leibel made a motion that the City of Leola

apply for Party Status in front of the PUC for the SCS Carbon Transport LLC related review process and hearing the PUC will conduct prior to making its decision on whether or not to approve this pipeline. Councilman Reis seconded. All in favor, motion carried. Council discussed that given the serious issues related to the proposed pipeline within the county and that could affect the city and given the April 8<sup>th</sup>, 2022, 5 pm deadline to apply for Party Status that the council should become involved so its voice is heard and it can learn from and participate in the PUC proceedings. The City of Leola seeks Party Status out of an abundance of caution and to be informed in related correspondence.

2021 Drinking Water Report – After review, Reis moved with a second from Wimer to accept the 2021 Drinking Water Report. All in favor, motion carried. A direct URL to the report was sent out in the water bills, the report is posted on the city's website and is available upon request.

Easter Holiday – Governor Noem granted administrative for both Good Friday (April 15) and Easter Monday (April 18). McPherson County Commissioners usually grants Good Friday only. Reis moved with a second from Rau to follow whatever the commissioners rule at their meeting on April 5. Wimer, Schaible, Yost, Reis and Rau all voted in favor; Leibel opposed. Motion carried.

Malt Beverage License Renewals – After reviewing, Wimer moved with a second from Reis to renew the malt beverage licenses for the Ten-45 Grocery and Café, G's Convenience and Billy's Bar and Grill. All in favor, motion carried. Because they are renewals, no public hearing was required.

Paper Services – Ararmark representative left information for council to review. Before committing to a contract for paper services, council would like to gather input from the county and school to compare rates for different companies.

#### MAINTENANCE UPDATE

The maintenance report was reviewed and discussed.

#### COMMITTEE REPORTS

Street, Alley & Restricted Use Site: Culverts and repairs were discussed. The roll off dumpster will be at the city shop Monday, April 18 through Monday, May 9<sup>th</sup>. The Restricted Use Site is open. After discussion, the RUS will be open Thursdays from 3:30 – 7:30 pm in April; whoever is monitoring will come in later the following morning to offset the additional hours worked. As of May 1, Wimer moved with a second from Schaible to have the RUS open only on Saturdays, 8-12 and 1-5 pm. Maintenance will flex their schedules working Tuesday-Saturday, and Monday-Friday, alternating weeks. This schedule will go through the end of the season until October 29<sup>th</sup>. All in favor, motion carried.

Water & Sewer: Water and sewer rates and fees were discussed. If the structure is separate from a house, both rates will apply to the account. Online credit card processing fees through Leola's website are increasing to 2.95% with a minimum fee of \$1.00 effective April 28, 2022.

Park, Recreation, & Pool: With campground reservations being arranged, electricity was connected at the campgrounds on April 1. Water is not available until the weather is more favorable. Settling was reported by the well at the dam. Regarding the baseball field, the city was asked if they would assume responsibility if spraying was donated by an individual and not a licensed applicator. They city will not. As far as city spraying, quotes and copies of liability insurance will be requested from Kalen Thoman and Cameron Lux.

Building & Equipment: After reviewing, Schaible moved with a second from Reis to accept the proposal from K&C Construction for \$1,862.25 to replace the west outside door of the Medical Building. All in favor, motion carried. Library windows are still on order. The city pickup decals need to be installed and pickup washed a few times a month. The elevator at the Citizen’s Building is in working condition. A new quote for skid steer tire rims is pending on Meyer’s Salvage Yard. The old concession building at the ball field can be demolished; prior to demolition the water needs to be capped and the building needs to be emptied. The Dresser Payloader is a Curt’s repair. Options were discussed to add a quick attach to the new payloader and possibly sell the Dresser. Quotes and timelines were requested.

Code Enforcement, Law Enforcement & Library Reports: The library report was reviewed. An updated code enforcement report was unavailable. Concerns of a fence on 452 Grant Street were discussed. Mike Olson will be notified. Discussion will continue in executive session regarding legal matters.

Zoning: Multiple building permits have been obtained. A reminder that building permits are required for all projects, regardless the cost. Rau moved with a second from Reis to set a public hearing regarding the variance for the Ten 45 Grocery and Café for the next council meeting on May 2 at 7:15 pm. All in favor, motion carried.

PUBLIC COMMENTS: Helms will be contacted again following up on the water maps and breakdown of chip sealing invoice. Updates from the District 6 meeting in Groton were shared. Discussion was held with maintenance regarding a couple of issues.

UPCOMING MEETINGS: There will be a zoning meeting on Monday, May 2<sup>nd</sup> at 6:30 and council meeting to follow at 7 pm.

CORRESPONDENCE: The 4<sup>th</sup> Annual Energize Conference is in Ft. Pierre May 11-12. Keynote speaker Andrew McCrea will present on “Rural Town Renewal.” Registration is open until May 2.

EXECUTIVE SESSION: Wimer moved with a second from Leibel to enter executive session at 9:21 pm to discuss legal matters. All in favor, motion carried. At 10:01 pm, executive session ended. Yost moved with second from Leibel to proceed with the abatement at 709 Conklin Avenue and the structure can be removed as of Friday, April 8<sup>th</sup>, pending legal intervention from the owner. Yost, Leibel, Schaible, Rau, and Wimer voted in favor; Reis was opposed. Motion carried. Waltman will contact city attorney Vaughn Beck Tuesday morning.

ADDITIONAL TOPICS: None.

At 10:06 pm, Reis moved with a second from Schaible to adjourn. All in favor, motion carried.

Royce Erdmann

Sondra Waltman

Royce Erdmann, Mayor, City of Leola

ATTEST: Sondra Waltman, Finance Officer, City of Leola

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