

City of Tea
Regular Meeting
July 19, 2010

A regular meeting of the Tea City Council was held at Tea City Hall on July 19, 2010 at 6:30 p.m.

Mayor John Lawler called the meeting to order at 6:30 p.m. with the following members present: Sidney Munson, Brian Fowlds, Chuck Ortmeier, Herman Otten, Joe Weis (arrived at 6:34) and Todd Boots. Also present was Finance Officer Dawn Murphy, Planning & Zoning Administrator Kevin Nissen, Administrative Assistant/Economic Development Director Jenni White, Utility Superintendent Thad Konrad and City Engineer Jason Kjenstad.

MOTION 10-144 **MOTION** by Boots, seconded by Ortmeier to approve the July 19, 2010 agenda. All members voted AYE.

MOTION 10-145. **MOTION** by Boots, seconded by Ortmeier to go into executive session at 6:31 pm for personnel matters. All members voted AYE. Councilmember Weis arrived during the executive session. The council came out of executive session at 7:05 p.m.

PUBLIC HEARING-CUP #10-03. As this was the time set, Mayor Lawler opened the public hearing for a conditional use permit for Jessica Pascoe to operate a group day care in a single family residential district at 800 Jesse Ct. She plans to have 7-12 kids and be licensed with the state. There were no comments. **MOTION 10-146.** **MOTION** by Fowlds, seconded by Weis to approve Conditional Use Permit #10-03 for Jessica Pascoe to operate a Group Day Care in a Residential District at 800 Jesse Ct. All members voted AYE. At this time, 7:09 Councilmember Otten excused himself from the meeting.

PUBLIC HEARING – VARIANCE #10-01. As this was the time set, Mayor Lawler opened the public hearing for a zoning variance for the indoor kennel portion of a dog grooming business located at 910 N. Main Ave. The planning board listed no outside kennels as a condition of the permit, due to the proximity of a residential district. There were no comments. **MOTION 10-147.** **MOTION** by Fowlds, seconded by Ortmeier to approve Zoning Variance #10-01 for Lacy Schmidt to operate an indoor kennel at 910 N. Main Ave, with the recommendation of the planning board that there are to be no outside kennels. Members Boots, Weis, Munson, Ortmeier and Fowlds voted AYE. Councilmember Otten was absent. Motion Carried.

PUBLIC HEARING – CUP #10-04. As this was the time set, Mayor Lawler opened the public hearing for a conditional use permit for Lacy Schmidt to operate the kennel portion of a dog grooming business located at 910 N. Main Ave. She plans for have four inside kennels with up to 12 dogs. The planning board listed no outside kennels as a condition of the permit, due to the proximity of a residential district. **MOTION 10-148.** **MOTION** by Fowlds, seconded by Boots to approve Conditional Use Permit #10-04 for Lacy Schmidt to operate an indoor kennel at 910 N. Main Ave, with the recommendation of the planning board that there are to be no outside kennels. Members Boots, Weis, Munson, Ortmeier and Fowlds voted AYE. Councilmember Otten was absent. Motion Carried. At this time, 7:16 p.m. Councilmember Otten returned to the meeting.

MINUTES. **MOTION 10-149.** **MOTION** by Weis, seconded by Otten to approve the July 6, 2010 minutes. All members voted AYE.

ORDINANCE 203. The council held the second reading of Ordinance 203, Cable Franchise Ordinance. Currently Midcontinent Communications and Knology Inc. have franchise agreements with the City

which expire November 2, 2010. Dan Nelson & Greg Buthe from Midcontinent were present to answer any questions. **MOTION 10-150. MOTION** by Fowlds, seconded by Weis to approve Ordinance 203, Cable Franchise Ordinance. All members voted AYE. The ordinance will be published separately.

ZONING. Jason gave an update on the west side corridor study taking place by the City of Sioux Falls. Kevin presented information on the long range transportation plan; a public meeting on the plan is scheduled for July 29th, 4:30 pm at the Sioux Falls Downtown Public Library.

TEA ATHLETIC PARK CONSTRUCTION PLAN PROPOSAL. MOTION 10-151. MOTION by Otten, seconded by Boots to approve the contract with Confluence for design development and construction/bid documents and construction observation for the renovation of one ball field and flex space in the amount of \$29,700. All members voted AYE.

PROJECT UPDATES. Brian St. extension is completed and will open this week, seeding will be done later this fall, 271st St. overlay is completed. Hwy 111 project is taking more time due to the soil compaction tests, which tests are now passing. Geotek has a testing schedule that they are now following and have committed to having the test results back sooner.

BRIAN ST. EXTENSION/271ST OVERLAY PROJECT PAY REQUEST. MOTION 10-152. MOTION by Fowlds, seconded by Ortmeier to approve Pay Request 5 to Friessen Construction in the amount of \$61,942.78. All members voted AYE.

HWY 111 IMPROVEMENT PROJECT PAY REQYEST. MOTION 10-153. MOTION by Fowlds, seconded by Boots to approve Pay Request 6 to Friessen Construction for the Hwy 111 Improvement Project in the amount of \$26,851.93. All members voted AYE.

MAIN AVE. PARKING. Jason reviewed the degree of angle parking on south Main St. 45 degree angle gives 48 stalls, 60 degree angle gives 60 stalls, 75 degree angle gives 68 stalls. Typically with on street parking, 60 degree angle is more likely, 70, 75 and 90 degree angle is seen more in parking lots, however Main St. is wider than a typical street so 75 degree could work. **MOTION 10-154. MOTION** by Otten, seconded by Weis to approve a 75 degree parking angle on south Main St. Members Munson, Fowlds, Otten, Weis and Boots voted AYE. Member Ortmeier voted NO. Motion carried.

CHARISH ST. DRAINAGE. Jason presented information on Charish St. drainage plans. No decisions were made.

BUDGET MEETING DATE. The August 16th regular meeting will begin at 6:00 p.m. so the council can begin working on the 2011 budget.

HOOK UP REQUEST. Dwayne Boice of Gruenwald Engineering Laminates requested to have a grace period of roughly two years to hook up water and sewer service to both of his buildings on Hwy 111 due to the unexpected high costs. This will be talked about at the next meeting.

HIRING OF PART TIME POLICE OFFICERS. MOTION 10-155. MOTION by Weis, seconded by Boots to approve the hiring of part time police officers Thomas Maunders & Jason Quigly at \$13.00 per hour. All members voted AYE.

City of Tea
Regular Meeting
July 19, 2010
Page # 3

MOTION 10-156. MOTION by Otten, seconded by Weis to adjourn the meeting at 8:44 pm. All members voted AYE.

John M. Lawler, Mayor

ATTEST:

Dawn R. Murphy, Finance Officer