

City of Tea
Regular Meeting
April 18, 2011

A regular meeting of the Tea City Council was held at Tea City Hall on April 18, 2011 at 7:00 p.m.

Mayor John Lawler called the meeting to order at 7:02 p.m. with the following members present: Sidney Munson, Brian Fowlds, Chuck Ortmeier, Herman Otten, Joe Weis and Todd Boots. Also present was Finance Officer Dawn Murphy, Police Chief Brian Ketterhagen, Utility Superintendent Thad Konrad, Planning & Zoning Administrator Kevin Nissen and City Engineer Jason Kjenstad. Administrative Assistant/Economic Development Director Jenni White was absent.

AGENDA. MOTION 11-064. MOTION by Boots, seconded by Weis to approve the April 18, 2011 agenda. All members voted AYE.

MINUTES. MOTION 11-065. MOTION by Otten, seconded by Ortmeier to approve the April 4, 2011 minutes. All members voted AYE.

BABE STACK BUILDING SITE PLAN. MOTION 11-066. MOTION by Otten, seconded by Ortmeier to approve the building site plan for Babe Stack Construction, Lot 16, Block 3, Hagedorn Industrial Park Addition. Members Boots, Weis, Otten, Ortmeier and Munson voted AYE. Member Fowlds abstained. Motion carried.

KAB LLC BUILDING SITE PLAN. MOTION 11-067. MOTION by Boots, seconded by Weis to approve the building site plan for KAB LLC d/b/a SBS Sanitary, Tract 1, D & L Industrial Addition. Members Boots, Weis, Otten, Ortmeier and Munson voted AYE. Member Fowlds abstained. Motion carried.

CDC PROPERTIES BUILDING SITE PLAN. MOTION 11-068. MOTION by Fowlds, seconded by Weis to approve the building site plan for CDC Properties, Lot 5, Block 3, Kerslake Addition. All members voted AYE. Motion carried.

SOUTHWEST INDUSTRIAL PARK PLAT. MOTION 11-069. RESOLUTION 11-04-06. MOTION by Fowlds, seconded by Boots to approve the following resolution. All members voted AYE. Motion carried. BE IT RESOLVED by the City Council of the City of Tea, South Dakota, that the plat know and described as Tracts 29-32, Southwest Industrial Park, in the NE ¼, NE ¼, Section 24, T100N, R51W lying within the platting jurisdiction of the City of Tea, South Dakota is hereby approved and the City Finance Officer of the City of Tea, South Dakota, is hereby directed to endorse on such plat a copy of this resolution and certify the same thereon. Dated this 18th day of April, 2011

John M. Lawler, Mayor

ATTEST: Dawn R. Murphy, Finance Officer

STORAGE CONDOS, LLC BUILDING SITE PLAN. MOTION 11-070. MOTION by Fowlds, seconded by Boots to approve the building site plan, contingent on a final submittal being received by May 1, for Storage Condos, LLC d/b/a Ultimate Space Storage, Tracts 30, 31, & 32, Southwest Industrial Park. All members voted AYE. Motion carried.

SURPLUS PROPERTY. Fire Chief Grant Van Riesen was present to ask the city if they would consider donating the old police car to the fire department to be used to transport the fire cadets to

calls. **MOTION 11-071. MOTION** by Weis, seconded by Fowlds to donate the 2001 Ford Crown Victoria to the Tea Volunteer Fire Department. All members voted AYE. Motion carried.

OVERLAY PROJECTS. There was a lengthy discussion on overlay projects for 2011. Jason put together a cost estimate for the various areas. **MOTION 11-072. MOTION** by Ortmeier, seconded by Boots to bid street repairs on the following streets. All members voted AYE. Motion carried.

- Elsie Ave., from Charish St. to Maple St.;
- Charish St., from Elsie to Evertt Ave.;
- Poplar Ave., from Drew St. to Carroll St.;
- James Ave., from Zelmer Dr to Martha St.;
- Kevin Dr., from Hwy 111 to Jesse Ct (east);
- Kevin Dr., from Jesse Ct. (west) to Joseph Ave;
- Zelmer Dr., from James Ave., to the west.

NINE MILE CREEK HYDRAULIC MODELING. MOTION 11-073. MOTION by Otten, seconded by Fowlds to approve the HDR Engineering Contract for the Nine Mile Creek Gradeline & Hydraulic Modeling Contract for a fee not to exceed \$8,161.00. All members voted AYE. Motion carried.

COSTELLO ADDITION PRELIMINARY PLAN. MOTION 11-074. MOTION by Fowlds, seconded by Weis to approve the Preliminary Plan of Costello Addition. All members voted AYE. Motion carried.

BELISLE'S ADDITION PLAT. MOTION 11-075. RESOLUTION 11-04-07. MOTION by Ortmeier, seconded by Weis to approve the following resolution. Members Boots, Weis, Otten, Ortmeier and Munson voted AYE. Member Fowlds abstained. Motion carried. BE IT RESOLVED by the City Council of the City of Tea, South Dakota, that the plat know and described as Tracts 1 and 2 of Belisle's Addition, in the SE ¼, S22, T100N, R51W, Lincoln County, South Dakota, lying within the platting jurisdiction of the City of Tea, South Dakota is hereby approved and the City Finance Officer of the City of Tea, South Dakota, is hereby directed to endorse on such plat a copy of this resolution and certify the same thereon. Dated this 18th day of April, 2011.

John M. Lawler, Mayor

ATTEST: Dawn R. Murphy, Finance Officer

DRAINAGE WAY VEGETATION MANAGEMENT. Kevin received a proposal from Dakota Land Surveying & Engineering Inc., for vegetation management in drainage ways and detention pond in Tea. The following 4 areas that were looked at: James Ave drainage way (\$890.00); the detention area south of Kevin Dr & east of James Ave. (\$2,300); Nine Mile Creek on the south side of 272nd St. (\$1,350) ; and Nine Mile Creek from future Brian St. to Kevin Dr. (\$990). There was discussion on how much to do until we see what the end result is. **MOTION 11-076. MOTION** by Otten, seconded by Weis to do all areas proposed except Nine Mile Creek on the south side of 272nd St. and to use the drainage fee fund to pay for the costs. Members Otten, Weis and Fowlds voted AYE. Members Munson, Ortmeier and Boots voted NO. Motion failed for a lack of a majority. **MOTION 11-077. MOTION** by Ortmeier, seconded by Munson to treat the James Ave. drainage way for a cost not to exceed \$890.00. Members Munson, Fowlds, Ortmeier, Weis and Boots voted AYE. Member Otten voted NO. Motion carried.

ZONING MISC. Kevin gave an update on the status of the Settle Inn site plan. Final plans should be ready for the April 26 planning & zoning meeting. The public hearing for the Subdivision Final Draft is set for April 26th.

2010 ANNUAL REPORT. The council received the 2010 annual report. Approval will be held at the May 2, 2011 meeting.

POLICE DEPARTMENT POLICIES. MOTION 11-078. MOTION by Boots, seconded by Weis approve the Tea Police Department Sexual Harassment/Sexual Discrimination Policy. All members voted AYE. **MOTION 11-079. MOTION** by Weis, seconded by Fowlds to approve the Tea Police Department Missing Persons Policy. All members voted AYE. There was a lengthy discussion on the Secondary Employment Policy. Brian will make the changes discussed.

PAY INCREASE. MOTION 11-079. MOTION by Otten, seconded by Weis increase the part-time Police Officers pay from \$13.00 per hour to \$14.00 per hour.

PART TIME SEASONAL WORK. MOTION 11-080. MOTION by Ortmeier, seconded by Munson to hire Kevin Howes and Dale Dougherty for part time summer maintenance at a rate of \$8.50 per hour. All members voted AYE. Motion carried.

COMMITTEE REPORTS. Additional costs for the score board posts is going to be around \$800.00; AT & T is talking with Thad about changing the antennas on the watertower; John and Jason met with Friessen Construction regarding the Highway 111 Project. There was a lengthy discussion on the time extension.

MOTION 11-081. MOTION by Ortmeier, seconded by Boots to go into executive session for legal matters at 10:21. All members voted AYE. Council came out of executive session at 10:39.

MOTION 11-082. MOTION by Weis, seconded by Boot to adjourn at 10:40 p.m. All members voted AYE.

John M. Lawler, Mayor

ATTEST:

Dawn R. Murphy, Finance Officer