

City of Tea
Regular Meeting
December 19, 2011

A regular meeting of the Tea City Council was held at Tea City Hall on December 19, 2011 at 6:00 p.m.

Mayor John Lawler called the meeting to order at 6:05 pm 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, Administrative Assistant/Economic Development Director Jenni White, Police Chief Brian Ketterhagen, Planning & Zoning Administrator Kevin Nissen and City Engineer Jason Kjenstad and Utility Superintendent Thad Konrad.

MOTION 11-264. MOTION by Boots, seconded by Fowlds to go into executive session at 6:05 p.m. for employee reviews. All members voted AYE. The Council came out of executive session at 7:07 pm.

AGENDA. MOTION 11-265. MOTION by Ortmeier, seconded by Weis to approve the December 19, 2011 agenda. All members voted AYE.

MINUTES. MOTION 11-266. MOTION by Weis, seconded by Fowlds to approve the December 5, 7 and 14 minutes. All members voted AYE.

ENGINEERING. A letter has been sent to land owner Mel Lammers regarding the recent ditch improvements that took place in the north ditch of 271st St. between Man Ave. and Heritage Parkway. There is a safety concern with the slope of the ditch; they were also notified of the city's detention requirements when the property is developed. A letter has also been sent to Mel Zelmer regarding the city's application for a LOMR filed with FEMA for the Spencer Pond floodplain elevation. Since construction has not started on the proposed hotel site and it was included in the city's application, the LOMR submittal needs to be revised. Mr. Zelmer will now have to coordinate with FEMA and Kevin before any site grading can begin.

THERM DYNAMICS BUILDING ADDITION AND SITE PLAN. Kevin presented the Therm Dynamics site plan. Planning & Zoning had a concern regarding fire protection since the building is over 35,000 sq ft however this has already been approved by the county as they did not have the same concerns. **MOTION 11-267. MOTION** by Weis seconded by Boots to approve the Therm Dynamics Building Addition and site plan. Members Munson, Ortmeier, Otten, Boots and Weis voted Aye. Member Fowlds abstained. Motion carried.

PLAT. MOTION 11-268. RESOLUTION 11-12-15. MOTION by Otten, seconded by Ortmeier to approve the following resolution, contingent upon the front page changed to show the existing drainage easement. Members Munson, Ortmeier, Otten, Boots and Weis voted Aye. Member Fowlds abstained. Motion carried. BE IT RESOLVED by the City Council of the City of Tea, South Dakota, that the plat known and described as Tract 14A and Tract 14B of Southwest Industrial Park in the East Half of the Southeast Quarter of Section 24, Township 100 North, Range 51 West of the 5th P.M., Lincoln County, South Dakota, lying within the platting jurisdiction limits 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 19th day of December, 2011.

John M. Lawler, Mayor

ATTEST: Dawn R. Murphy, Finance Officer

SIoux FALLS AREA HUMANE SOCIETY CONTRACT. The updated contract was reviewed. **MOTION 11-269. MOTION** by Weis, seconded by Ortmeier to approve the animal control services and impoundment facility operations proposal between the City of Tea and the Sioux Falls Area Humane Society. All members voted AYE.

2ND READING OF ORDINANCE 215, AMENDING SECTION 2.02, WARDS & VOTING PRECINCTS. The council held the 2nd reading of Ordinance 215. **MOTION 11-270. MOTION** by Boots, seconded by Fowlds to approve Ordinance 215 Amending the Municipal Ordinances of the City by Amending Section 2.02, Wards & Voting Precincts. All members voted AYE. The ordinance will be published separately.

POLICE DEPARTMENT POLICY 27, PERSONS WITH DISABILITIES. MOTION 11-271. MOTION by Weis, seconded by Weis, seconded by Otten to approve the police department policy 27. Persons with Disabilities. All members voted AYE.

NUISANCE ABATEMENT COSTS. A nuisance abatement cost needs to be established for snow removal and trimming trees. A discussion took place regarding the different cost options. **MOTION 11-272. MOTION** by Otten, seconded by Weis to approve the nuisance abatement cost for snow removal of cost plus 100% and the nuisance abatement cost for tree trimming if done by the city maintenance department \$75 per hour with a one hour minimum or if hired out, cost plus 30%. All members voted AYE.

NEW YEARS EVE FIREWORKS. The State is allowing fireworks to be sold and discharged during the New Years holiday. Since Tea allows fireworks to be discharge during the 4th of July, there have been some calls asking if it will be allowed for New Years. **MOTION 11-273. MOTION** by Otten, seconded by Weis to approve the discharge of fireworks in Tea on December 31 from 6 pm to January 1 at 12:30 am. Members Otten and Weis voted Aye. Members Fowlds, Ortmeier, Munson and Boots voted NO. **Motion failed.**

COMMITTEE REPORTS. The City owned property east of the lagoons has been hunted in previous years. Now that the property is located within city limits, it would violate city ordinances to discharge a firearm on the property. Rules for hunting in the property will be discussed at a future meeting. Do to the holiday, the next council meeting will be held Tuesday, January 3, 2012.

MOTION 11-274. MOTION by Boots, seconded by Ortmeier to go into executive session at 8:06 p.m. for personnel reviews. All members voted AYE. The council came out of executive session at 10.12 p.m.

PAY INCREASES. MOTION 11-275. MOTION by Fowlds, seconded by Weis to approve the following hourly pay increases effective January 1, 2012: Finance Officer Dawn Murphy, from 22.04 to \$22.92; Utility Superintendent Thad Konrad, from \$22.04 to \$22.92; Planning and Zoning Officer Kevin Nissen, from \$21.21 to \$21.85; Administrative Assistant/Economic Development Director Jenni White, from \$15.90 to \$16.70; Assistant Police Chief Brian Tvedt, from \$18.16 to \$18.70; utility personnel Lenny Przybys, from \$19.50 to \$20.09; utility personnel Steve Oberle,

from \$15.65 to \$16.37; utility personnel Sean Glasgow, from \$15.65 to \$16.12; police officer Matt Wetterling, from \$15.53 to \$16.00; police officer Jessica Quigley, from \$16.08 to \$16.56; Police Officer James Klimple, from \$15.50 to \$15.97; and salary increase for Police Chief Brian Ketterhagen from \$55,000 per year to \$56,650 per year. All members voted AYE.

MOTION 11-276. MOTION by Fowlds, seconded by Otten to adjourn at 10:13 pm. All members voted AYE.

John M. Lawler, Mayor

ATTEST:

Dawn R. Murphy, Finance Officer