

City of Tea
Regular Meeting
June 20, 2011

A regular meeting of the Tea City Council was held at Tea City Hall on June 20, 2011 at 7:00 p.m.

Mayor John Lawler called the meeting to order at 7:00 p.m. with the following members present: Brian Fowlds, Chuck Ortmeier, Herman Otten (arrived at 7:01), Joe Weis and Todd Boots. Also present was Finance Officer Dawn Murphy, Administrative Assistant/Economic Development Director Jenni White, Police Chief Brian Ketterhagen, Utility Superintendent Thad Konrad, Planning & Zoning Administrator Kevin Nissen and City Engineer Jason Kjenstad. Councilmember Sidney Munson was absent.

AGENDA. MOTION 11-123. MOTION by Ortmeier, seconded by Otten to approve the June 20 agenda. All members voted AYE.

MINUTES. MOTION 11-124. MOTION by Weis, seconded by Boots to approve the June 6, 2011 minutes. All members voted AYE. At this time Councilmember Otten arrived.

PLAT. MOTION 11-125. RESOLUTION 11-06-02. MOTION by Fowlds, seconded by Ortmeier to approve the following resolution. All members voted AYE. BE IT RESOLVED by the City Council of the City of Tea, South Dakota, that the plat know and described as Tract 40, of Sky Haven Heights, in the SW ¼, S 30, T100N, R50W, Lincoln County, South Dakota, lying within the platting jurisdiction of the City of Tea, Lincoln County, 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 20th day of June, 2011.

John M. Lawler, Mayor

ATTEST: Dawn R. Murphy, Finance Officer

PUBLIC HEARING. As this was the time set, Mayor Lawler opened the public hearing for liquor license transfer. There were no comments for or against the license. **MOTION 11-126. MOTION** by Boots, seconded by Fowlds to approve the Retail (on-sale) Liquor License Transfer, contingent upon receiving a signed lease, from Sky LLC d/b/a Sky Bar to Pamela Routh, d/b/a Sky Lounge, W. 32' of Lot 1, Block 2, Fritz Addition. All members voted AYE.

COSTELLO FINAL PLAN. Jason reviewed the subdivision plans for Costello Addition. There was discussion on the Nine Mile Creek crossing on future Brian St. A cost share for this will be outlined in the Developer Agreement. **MOTION 11-127. MOTION** by Fowlds Seconded by Boots to approve the Costello Addition Final Subdivision Plan for L & C Family Limited Partnership. All members voted AYE.

CUP PUBLIC HEARING. As this was the time set, Mayor Lawler opened the public hearing for a Conditional Use Permit Application. There were no comments for or against the application. The Planning & Zoning Board recommended approval with conditions. **MOTION**

11-128. MOTION by Otten, seconded by Weis to approve the Conditional Use Permit for Stacy Beckman, 610 S. Prairie Ave, Lot 6, Block 10 Prairie Trails Addition, with the following conditions: the “tumble bus” will be stored offsite and will follow Tea City Ordinance for parking on city streets and all toys will be picked up in the front yard and out of public view by 5:30 p.m. All members voted AYE.

SITE PLAN. MOTION 11-129. MOTION by Weis, seconded by Boots to approve the Construction Plans for Casey’s General Store Inc., Part of Tract 3, Jongeling’s Addition. All members voted AYE.

ZONING. The following zoning items were discussed: Costello Developer Agreement; the new proposed Subdivision Regulations; 2011-2016 Transportation Improvement Program.

METAL ROOFING GUIDE LINE CHANGES. Our ordinances does not allow for corrugated sheet metal for roofing or siding. However the ordinance does not define corrugated sheet metal. Kevin has allowed metal roofs that are seamless and have the screws covered up. It was the consensus of the council that as long as the screw heads match the color of the roof, they would be allowed.

HWY 111 IMPROVEMENT PROJECT PAY REQUEST. MOTION 11-130. MOTION by Boots, seconded by Weis to approve Pay Request 20 to Friessen Construction for the Hwy 111 Improvement Project in the amount of \$128,151.11. All members voted AYE.

HWY 111 CHANGE ORDER 6. MOTION 11-131. MOTION by Otten, seconded by Weis to approve Change Order 6 for the sanitary sewer depth change, credit 7,942.22; rebuild base of MH #7 for realignment, \$2,140.00; extra work to cut through existing sanitary & water lines, \$7,776.00; and install traffic signal at Brian St. \$39,677.84 for a total change of \$41,651.62. All members voted AYE.

HDR CONTRACT. MOTION 11-132. MOTION by Fowlds, seconded by Ortmeier to approve an additional \$35,000 to the Construction Administration Services Contract for the Highway 111 Project. All members voted AYE.

HIRING. MOTION 11-133. MOTION by Ortmeier, seconded by Boots to approve the hiring of Jamie Newborg for the part-time Park and Recreation/Office Assistant at a rate of \$12.00 per hour. All members voted AYE. **MOTION 11-134. MOTION** by Fowlds, seconded by Weis to approve the hiring of Russell Nelson as a temporary part-time Police Officer. All members voted AYE.

SURPLUS PROPERTY. MOTION 11-135. MOTION by Otten, seconded by Weis to declare the 2000 Ford Crown Victoria police car surplus property. All members voted AYE.

ASCAP. The city received a letter from American Society of Composers, Authors and Publishers (ASCAP) explaining the requirement that any public place playing music must have a

license. The fee for the license is \$309.00. This is similar to the moving licensing requirement for the library. **MOTION 11-136. MOTION** by Ortmeier, seconded by Boots to approve the ASCAP License Agreement. Members Boots, Ortmeier and Fowlds voted AYE. Members Otten and Weis voted NO. Motion carried.

MOTION 11-137. MOTION by Fowlds, seconded by Weis to adjourn at 9:42 P.M. All members voted AYE.

John M. Lawler, Mayor

ATTEST:

Dawn R. Murphy, Finance Officer

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