

City of Tea  
Regular Meeting  
November 5, 2012

A regular meeting of the Tea City Council was held at Tea City Hall on November 5, 2012 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 (arrived at 7:06), 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.

**AGENDA. MOTION 12-172.** MOTION by Ortmeier, seconded by Otten to approve the November 5, 2012 agenda. All members voted AYE. (at this time Councilmember Otten arrived)

**MINUTES. MOTION 12-173.** MOTION by Fowlds, seconded by Boots to approve the October 15 minutes with Motion 12-166 to be amended as follows: “ MOTION by Fowlds, seconded by Otten to approve reimbursing the Tea Area School District fifty percent of the costs of the construction of a sewer line along 468<sup>th</sup> Ave. from High Pointe lift station south to the closest point perpendicular to the future concession stand building.”. All members voted AYE.

**WARRANTS. MOTION 12-174.** MOTION by Ortmeier, seconded by Fowlds to approve the November warrants as presented. All members voted AYE. Warrants will be listed at the end of the minutes.

**MIKE POPPENS SITE PLAN.** Kevin presented and recommended approval of a site plan for Mike Poppens. **MOTION 12-175.** MOTION by Weis, seconded by Ortmeier to approve the site plan for Mike Poppens, Lot 4, Block 5, Kerslake Industrial Park 2<sup>nd</sup> Addition. Members Munson, Ortmeier, Weis, Boots and Otten voted AYE. Member Fowlds abstained. Motion carried.

**CALIFAN PAINTING SITE PLAN.** Kevin presented and recommended approval of a site plan for Califan Painting. **MOTION 12-176.** MOTION by Fowlds, seconded by Weis to approve the site plan for Califan Painting, Tract 19, Southwest Industrial Park. All members voted AYE.

**ENGINEERING.** The site plan for storage buildings along Highway 106 will be reviewed at the next meeting. Jason is continuing to work with John Schwartzle and his engineers on the construction plans to extend Main Ave.

**ORDINANCE 218.** The council held the first reading of Ordinance 218, An Ordinance of the City of Tea, SD Amending the Revised Municipal Ordinances of the City by Adding Section 13.06, Urban and Rural Service Districts. This ordinance would allow the city to annex agricultural land into the city without levying city taxes; as long as the property remains rural in character and is not developed for commercial, industrial or urban residential purposes. The second reading will be held at the November 19, 2012 meeting.

**DRAINAGE ASSESSMENT. MOTION 12-177. RESOLUTION 12-11-08.** MOTION by Boots, seconded by Fowlds, to approve the following resolution. All members voted AYE. **A RESOLUTION PROVIDING FOR CITYWIDE PROPERTY DRAINAGE FEE.** WHEREAS, the City of Tea has adopted Ordinance No. 96 providing for city wide property drainage fee; and WHEREAS, said Ordinance allows the annual revision of the unit finance charge by the governing body of the City of Tea, NOW, THEREFORE, BE IT RESOLVED by the

Governing body of the City of Tea, South Dakota, to establish a unit financial charge of \$.00024453. Dated this 5<sup>th</sup> day of November 2012.

John Lawler, Mayor

ATTEST:

Dawn R. Murphy, Finance Officer.

**ROAD MAINTENANCE ASSESSMENT. MOTION 12-178. RESOLUTION 12-11-09. MOTION** by Otten, seconded by Boots to approve the following resolution. All members voted AYE. **A RESOLUTION PROVIDING FOR ANNUAL STREET ASSESSMENT.** WHEREAS, the City of Tea pursuant to SDCL 9-45-38 may levy annually for the purpose of maintaining and repairing street surfacing or pavement; and WHEREAS, the City of Tea believes it necessary and appropriate to maintain its streets, NOW, THEREFORE, BE IT RESOLVED by the City Common Council of the City of Tea, as follows: 1. Designation of lots to be assessed. Pursuant to SDCL 9-43, all lots in the City of Tea fronting and abutting a street shall be assessed on the front foot basis; 2. Amount of Assessment. There shall be levied upon all lots fronting and abutting a street forty cents (\$.40) per front foot. Front foot means the actual front of the premises as established by the buildings thereon recorded title and use of the property regardless of the original plat; 3. Assessment. The City Finance Officer is directed to add such assessment to the general assessment against the property and certify the assessment together with the regular assessment to the county auditor to be collected as municipal taxes for general purposes. 4. Assessment subject to review. The assessment is subject to review and equalization the same as assessments or taxes for general purposes. Dated this 5<sup>th</sup> day of November, 2012.

John Lawler, Mayor

ATTEST:

Dawn R. Murphy, Finance Officer

**MOWING ASSESSMENTS. MOTION 12-179. MOTION** by Fowlds, seconded by Ortmeier to approve a mowing assessment for Fritz Add., E 70' Lots 5 & 6, Block 2, \$660.00 All members voted AYE.

**ADDENDUM TO REAL PROEPRTY PURCHASE.** Due to the uncertainty of the development plans for Boulder Development L.L.C, the city would like to amend the Real Property Purchase and Exchange Agreement, dated June 8, 2009. The city would keep 5.42 acres that was going to be exchanged for a reduction in the total purchase price and instead pay the per acre cost of \$21,000.00. **MOTION 12-180. MOTION** by Fowlds, seconded by Boots to approve the First Amendment to Real Property Purchase and Exchange Agreement between the City of Tea and Boulder Development LLC, to be paid out of general fund revenue. All members voted AYE. The amendment is on file in the finance office.

**ATHLETIC COMPLEX PHASE 2 PAY REQUEST. MOTION 12-181. MOTION** by Fowlds, seconded by Ortmeier to approve Pay Request 1 to Swift Contractors, Inc., for the Tea Athletic Park Phase 2; in the amount of \$6,025.00. All members voted AYE.

**SIoux FALLS REGIONAL SANITARY LANDFILL AGREEMENT. MOTION 12-182. MOTION** by Otten, seconded by Fowlds to approve the 2013-2014 Sioux Falls Regional Sanitary Landfill Agreement. All members voted AYE.

**MOTION 12-183. MOTION** by Boots, seconded by Ortmeier to enter into executive session at 7:49 p.m. for personnel matters pursuant to SDCL 1-25-2 (1). All members voted AYE. The council came out of executive session at 8:53 p.m.

**EMPLOYEE RESIGNATION. MOTION 12-184. MOTION** by Weis, seconded by Boots to accept the resignation of Police Chief Brian Ketterhagen. Members Munson, Ortmeier, Weis, Boots and Otten voted AYE. Member Fowlds abstained. Motion carried. **MOTION 12-185. MOTION** by Otten,

seconded by Ortmeier to accept the resignation of Police Officer James Klimple. Members Munson, Ortmeier, Weis, Boots and Otten voted AYE. Member Fowlds abstained. Motion carried.

**MOTION 12-186. MOTION** by Boots, seconded by Weis to adjourn at 8:55 p.m. All members voted AYE.

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John M. Lawler, Mayor

ATTEST:

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Dawn R. Murphy, Finance Officer

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**CITY OF TEA  
 WARRANTS PAID NOVEMBER 5, 2012**

**FINANCE 4142**

A & B Business Equipment	1/3 copier maintenance	61.85
Aflac	Insurance	899.85
Brown & Saenger	1/3 supplies	82.46
Century Business Products	1/3 copier maintenance	70.36
ClubHouse Hotel & Suites	SDML Convention	387.00
Independent Publishing	Publishing (2 months)	732.07
SDML	Election School	20.00
SDML Workman's Comp Fund	2012 Contribution	648.59
Wellmark Blue Cross/Blue Shield	November insurance	3,621.61

**PLANNING & ZONING/ECONOMIC DEVELOPMENT 4650**

Independent Publishing	Publishing (2 months)	47.47
Kloster, Sterling	October Inspections	800.00
Nissen, Kevin	Mileage	303.38

**GOVERNMENT BUILDINGS 4192**

Ace Hardware Tea	Misc (2 months)	674.32
City of Tea	High flow meter (2 months)	86.20
City of Tea	Low flow meter (2 months)	1,194.10
City of Tea	Water 200 W. Maple (2 months)	66.70
City of Tea	510 S. Main (2 months)	99.10
Fastenal	Hand cleaner	88.03
Golter, Mike	October City Hall cleaning	150.00
Knology	Maint Bldg	84.71
Knology	City Hall (internet, fax, phone)	365.26
Mid American Energy	510 S Main (2 months)	17.13
Mid American Energy	600 E. 1st St. (2 months)	138.22
Mid American Energy	200 W. Maple (2 months)	36.87
Mold Testing Services	Mold testing at city hall	196.10
Schoenhard's Custom Cabinetry	Office furniture	7,650.00
Sprint	Cell phones	136.44
Xcel Energy	Maint Bldg	113.15
Xcel Energy	City Hall/Fire Dept	964.90
Xcel Energy	200 W. Maple	87.03

**PUBLIC SAFETY 4210**

Cenex Credit Card	Misc	5.29
City of Tea	Water (2months)	65.00
Crime Tech, Inc.	Fingerprint cards	55.70
Freedom Munitions	Ammunition	253.16
Get N Go Fleet Program	Gasoline	1,314.21
Golter, Mike	October cleaning	250.00
Green Eggs and Ram	Backup service	27.40
Ketterhagen, Brian	Reimburse for Halloween candy	113.19
Knology	Phone	350.18
Lincoln County Sheriff's Office	Forensic Extraction Device	125.00

Matthew Bender & Co	Law books	105.18
Mid American Energy	Services (2 months)	36.99
Neve's	Clothes	344.54
Nordstrom's Auto Recycling	Tail light	100.00
Scott Bolte Sanitation	Oct garbage	59.10
SDML Workman's Comp Fund	2013 Contribution	6,773.13
Sioux Empire Automotive	Tires	512.36
Sprint	Cell phones	204.68
Sunshine Foods	Misc	9.40
Xcel	120 S. Main	247.61
Xcel	Siren	18.03

**FIRE DEPARTMENT**

SDML Workman's Comp Fund	2013 Contribution EMTs	234.73
SDML Workman's Comp Fund	2013 Contribution Fire Fighters	1,135.03
Tea Volunteer Fire Dept	1/2 2012 contribution	16,413.50

**HIGHWAY/STREET 4312**

Cenex Petroleum	Gasoline	86.59
Bealer, George	Sidewalk ADA plate	300.00
Costello Companies	Balance for over sizing W. Brian	2,679.17
Eastern Farmers Coop	Fuel	295.15
Get N Go Fleet Program	Gasoline	183.80
Lincoln County Treasurer	Drainage & road assessments on Howling Ridge Park	220.96
Menards	Tie downs	13.99
SDML Workman's Comp	2013 Contribution	2,992.78
Southeastern Electric	Main Ave. lights	221.56
Southeastern Electric	272nd St. lights	69.22
Southeastern Electric	Stop lights	137.18
Southeastern Electric	Heritage Blvd lights	457.32
Southeastern Electric	Brian St. signal	32.92
Xcel Energy	Street lights	3,157.22

**PARKS/RECREATION 4501**

Confluence	Sept/Oct Phase 2 Services	8,713.93
City of Tea	Water (2 months)	384.60
Dakota Lettering	Soccer trophies	1,196.25
Dakota Lettering	Volleyball t-shirts	550.05
Dakota Riggers & Tool Supply	Chain for fountain anchors	166.00
Diamond Vogel	Field paint	125.75
Dykes, James	Reimb for park sign (Eagle Scout Project)	462.57
John Deere Landscapes	Sprinkler nozzles	40.20
Menards	Picnic shelter roof	2,673.14
Ralphs Repair	Repair mower	30.74
The Tessman Company	Fertilizer	69.30
Xcel Energy	Lights	323.50
Xcel Energy	Tennis Court	9.00

**WATER 601**

A & B Business Equipment	1/3 copier maintenance	61.85
Albers, Chris	Water deposit refund	9.84
Barents, Cami	Water deposit refund	8.96

Brown & Saenger	1/3 supplies	82.46
Cenex Petroleum	Gasoline	86.59
Century Business Products	1/3 copier maint	70.36
Chinn, Melissa	Water deposit refund	13.08
City of Sioux Falls	Bacteria Test	188.50
Dakota Supply Group	Meters	45,514.68
Get N Go Fleet Program	Gasoline	183.80
Hein, Allison & Chris	Water deposit refund	22.19
Hoekstra, Liz & Keith	Water deposit refund	18.76
Lefers, Kevin & Marissa	Water deposit refund	11.38
Leuty, Robert	Water deposit refund	30.00
Lewis & Clark Rural Water	8,568,224 Oct. usage	17,961.29
Lewis & Clark Rural Water	13,204,032 Sep usage	20,739.30
Melcher, Ranae & Jason	Water deposit refund	19.96
Miller, Cindy	Water deposit refund	19.75
Onken, Aaron & Andrea	Water deposit refund	13.65
Overgard, Vickki	Water deposit refund	2.50
Pederson, Shelley	Water deposit refund	59.26
Race, Linda	Water deposit refund	2.50
SD Dept of Revenue	DBPR Samples	352.00
SD One Call	1/2 locates	78.25
SDML Workers Comp Fund	2013 contribution	1,649.27
Southeastern Electric	Quinton St. tower	38.93
Stammer, Raven & Ben	Water deposit refund	35.20
Xcel Energy	2nd St. tower	12.02
Xcel Energy	Brian St. tower	35.85
Xcel Energy	Rural water vault	31.05

**SEWER 604**

A & B Business Equipment	1/3 copier maintenance	61.86
American Engineering Testing Inc.	Lagoon samples	153.75
Bierschbach	Hose coupler	111.40
Brown & Saenger	1/4 supplies	82.47
Cenex Petroleum	Gasoline	86.59
Dakota Supply Group	Update Omni-site, float weights, wire pump	449.53
Get N Go Fleet Program	Gasoline	183.80
Laqua Logics, Inc.	Clean sewer	16,717.50
SD One Call	1/2 locates	78.26
SDML Workers Comp Fund	2013 contribution	1,343.51
Southeastern Electric Coop	High Pointe lift station	83.50
Xcel Energy	Lagoon blowers	1,938.72
Xcel Energy	W 5th St. lift station	61.32
Xcel Energy	S. Lift station	323.23

**201 Park & Recreation**

Aeilts, Nick	Flag football refs	90.00
Andersen, Alex	Flag football refs	270.00
Barrett, Dustin	Flag football refs	130.00
Conrad, Payton	Flag football refs	195.00
Elkins, Jacob	Flag football refs	150.00
Friedel, Ethan	Flag football refs	240.00

Fritz, Tommy	Flag football refs	165.00
Heien, Adam	Flag football refs	165.00
Hewitt, Trevor	Flag football refs	180.00
Hohn, Alec	Flag football refs	90.00
Knutson, Riley	Flag football refs	135.00
Lacey Rentals	Toilets	560.00
Munkvold, Evan	Flag football refs	180.00
Net SOS	Domain	29.95
Nissen, Mitchell	Flag football refs	180.00
Schwebach, Sawyer	Flag football refs	105.00
Shepersky, Seth	Flag football refs	345.00
Waterman, Tony	Flag football supervisor	200.00

**2nd PENNY SALES TAX**

First National Bank	PSB Bond Payment	73,898.75
First National Bank	Heritage Blvd Bond	55,191.25

**3RD PENNEY 211**

City of Tea	Water	138.80
Dakota Supply Group	Pipe plugs	173.38
Mid American Energy	Services	9.73
SDML Workman's Comp Fund	2013 Contribution	1,760.46
Xcel Energy	Pool	499.03

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318,279.22

**OCTOBER PAYROLL**

DEPARTMENT	GROSS			TOTAL
	PAY	SS/MED	RETIRMENT	
Legislative 4111	4,950.00	378.69		5,328.69
Executive 4121	2,400.00	183.60		2,583.60
Finance 4142	5,775.84	441.85	346.55	6,564.24
Public Safety 4210	27,817.71	2,009.61	2,205.49	32,032.81
Highway/Streets 4311	6,169.57	434.36	370.17	6,974.10
Recreation 4501	2,041.88	156.21	91.80	2,289.89
Planning & Zoning 4650	6,622.59	493.98	397.35	7,513.92
Water Distribution 4334	6,169.57	434.36	370.17	6,974.10
Water Clerk 4335	1,356.75	101.40	81.41	1,539.56
Sewer Administration 4321	6,171.39	434.46	370.30	6,976.15
Sewer Sanitary Clerk 4322	1,357.14	101.42	81.42	1,539.98
<b>TOTAL OCTOBER PAYROLL</b>	<b>65,882.44</b>	<b>5,169.94</b>	<b>4,314.66</b>	<b>80,317.04</b>

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