

**LENNOX CITY COUNCIL REGULAR MEETING
MONDAY, APRIL 13, 2015
LENNOX CITY HALL – 107 S MAIN ST.**

The regular meeting of the Lennox City Council was called to order by Mayor Wiebers at 7:00 PM and all present recited the Pledge of Allegiance. Members present were Orville Wiebers, Tracy West, Greg Poppenga, Russ Nelson, Mike Gregg and Phil Fett. Absent was Darin Olson. Staff present was Finance Officer Jerry Jones, Public Works Director Greg Stack, Water Supt. Roger Almond, and Street Supt. Dave Tipton. Others present were Mitch Mergen, Debbie Schmidt, Glenn Nelson, Kent Plimpton, Gail and David Strasser, Marie Klingbile, Chad Wulf, Judy Fett, Wayne Peterson, and Rise Jongeling.

AGENDA:

Motion by West, second by Nelson to approve the agenda as presented. Motion carried.

MINUTES:

Motion by Poppenga, second by Gregg to approve the minutes of the March 9, 2015 regular meeting and the March 16, 2015 special meeting. Motion carried.

PAYROLL REPORT:

Motion by Gregg, second by West to approve the March 2015 payroll report. Upon roll call vote, all members present voted aye. Motion carried.

CLAIMS:

Motion by Gregg, second by Poppenga to approve March 2015 claims as presented. Upon roll call vote, all members present voted aye. Motion carried.

ACE	AMB	\$22.48
AMBILL ASSOCIATES	AMB MARCH BILLING	\$420.00
AVERA MCKENNAN PHARMACY	AMB MARCH MEDS	\$37.97
BADGER METER INC	1ST QUARTER FEE	\$237.00
BARNES & NOBLE	LIB BOOKS 25	\$499.75
BOUND TREE	AMB	\$603.70
DBA BRENDE ELECTRIC LLC	SEWER TVSS,LIGHTING ARREST	\$9,362.70
BRYAN ROCK	REC RED BALL DIAMOND AGG	\$5,310.53
BSN SPORTS	REC SCREEN	\$99.99
CADWELL SANFORD DEIBERT & GARR	LEGAL SERVICES	\$2,602.45
CARDMEMBER SERVICE	SUPPLIES	\$598.76
CENEX FLEETCARD	FUEL	\$850.15
CENTURY BUSINESS	LIB NEW COPIER MACH	\$5,280.00
CENTURY BUSINESS	LIB CONTRACT 3/31/15-3/30/16	\$269.00
DAKOTA OIL	STREET GREASE	\$72.34
DANKO	FIRE	\$951.10
DATA TECHNOLOGIES	FIN LEMARS CONF	\$95.00
DAVENPORT,EVANS,HURWITZ&SMITH	BOND COUNCIL FEE	\$12,077.14
DAVES SERVICE & REPAIR	FUEL	\$503.20
DECOU, JUSTIN	REC BATTING CAGE AND PITCHMACH	\$600.00
DAKOTA SUPPLY GROUP	REPAIR	\$581.09

EASTERN FARMERS	REPAIR	\$37.00
EVELYN METCALF	GEN MARCH	\$100.00
FARM GAS CO-OP ASSOC.	FUEL	\$26.90
FASTENAL	STREET	\$62.39
FIRST NATIONAL BANK	WATER REV BOND SERIES 2009	\$10,875.00
FIRST NATIONAL BANK	SRF DRINKING WATER #36	\$26,154.05
FIRST NATIONAL BANK	SRF LOAN#4 PMT#9	\$23,863.23
FIRST NATIONAL BANK	SRF DRINKING WATER #2 PMT #3	\$4,462.77
HACH	SEWER	\$119.57
HAWKINS, INC	WATER	\$456.00
HINKER, JULIE	POOL LIFEGUARD TRAINING	\$185.00
HINKER, KATELYN	POOL LIFEGUARD REVIEW	\$125.00
IDEAL YARDWARE	REPAIR	\$155.06
BENJAMIN ELLIOTT CPA	ANNUAL REPORT	\$2,000.00
INDEPENDENT PUBLISHING	PUBLISHING	\$676.45
INFRA-TRACK INC	SEWER	\$2,055.68
JONES, JERRY	FIN MILAGE	\$50.32
SHORT EXCAVATING	WATER	\$4,584.19
L.E.E.	SENIOR BUS	\$1,500.00
LENNOX HOUSING AUTHORITY	LOAN PAYMENT	\$4,877.93
LENNOX SCHOOL DISTRICT	DRUG PREVENTION	\$3,000.00
LEWIS & CLARK REGIONAL WATER S	H2O MARCH USED 3,374,057 GAL	\$6,959.00
LEWIS & CLARK REGIONAL WATER S	QUARTERLY FEES	\$1,071.50
LONE STAR ENTERPRISES, INC.	WATER	\$123.10
M MAGAZINE	LIB	\$19.97
MARCO, INC.	LIB	\$348.45
MENARDS	PARK	\$101.19
DOUG MEYER CONSTUCTION LLC	GEN REMODEL COMPLETE	\$19,551.66
MIDAMERICAN ENERGY	UTILITIES	\$1,886.13
MIDAMERICAN ENERGY	UTILITIES	\$2,664.05
MIDCONTINENT	PHONE AND CABLE	\$822.87
MIDWEST ALARM	GEN REPAIR/MAIN ON SYSTEM	\$500.32
NEVES UNIFORMS	POLICE	\$10.74
NICE BATS	MUSEUM REMOVE BATS	\$989.00
ODLAND TIM	CELL PHONE	\$45.00
OFFICE MAX	OFFICE SUPPLIES	\$61.33
ORVILLE JORGENSEN	CELL PHONE	\$45.00
PETTY CASH	SUPPLIES	\$48.19
PHYSIO-CONTROL	AMB 1 YEAR TERM	\$199.99
PITNEY BOWES INC.	METER FEE	\$465.00
PRAIRIE HERTAGE CABINETRY	FINANCE OFFICE	\$1,800.00
QUALIFIED PRESORT LLC	UTILITY BILLING	\$516.49
REGISTER OF DEEDS	COPIES	\$2.00
RENT-ALL INC	REC RENT LIFT FOR NETS	\$165.00
DBA RURAL ROUTE 1 SERVICES	RUGS	\$115.00
SANITATION PRODUCTS	SWEEPER REPAIR	\$78.42
SCHEELS SPORTS	AMMO	\$507.87
SCOTT BOLTE SANTITATION	TRASH PICKUP	\$269.48

SCOTT'S AUTOMOTIVE	PARK REPAIR TIRE	\$20.00
SD MUNICIPAL LEAGUE	DISTRICT MEETING MEALS	\$48.00
SDML WORKERS COMPENSATION	ADDITIONAL PREMIUM	\$1,923.00
SF TWO WAY RADIO	AMB BATTERIES	\$368.49
SOUTH DAKOTA ONE CALL	WATER	\$58.03
SOUTH LINCOLN RURAL WATER	UTILITIES	\$191.75
SOUTHEASTERN ELECTRIC	ARMIN	\$1,233.60
STACK GREG	CELL PHONE	\$120.00
STOCKWELL ENGINEERS	CENTRAL BASIN	\$38,675.88
STOCKWELL ENGINEERS	CONTRACT PROJECTS	\$19,569.44
STRASSER, MARNE	POOL WATER SAFETY INST TRAIN	\$290.00
STURDEVANT'S AUTO PARTS	REPAIR	\$329.57
SUNSHINE	SUPPLIES	\$99.70
TIPTON, DAVE L.	CELL PHONE	\$45.00
TMC	FIN FEB	\$212.21
VERIZON WIRELESS	CELL PHONE	\$240.88
VISION VIDEO INTERACTIVE	GEN TEXT SERVICE	\$49.95
WIEBERS, ORVILLE	SDML DIST 3 MEETING	\$44.40
WILLIAMS PLUMB & HEATING LLC	CITY HALL REMODEL	\$536.45
XCEL ENERGY	UTILITIES	\$9,020.79
XCEL ENERGY	STREET REPAIR TO POLE	\$767.76
***** REPORT TOTAL *****		\$239,652.54

VISITORS TO BE HEARD: Rise Jongeling addressed the Council concerning the process taken in the railroad lots that were sold in the fall of 2014. She questioned that the City did not follow the ordinance for developing property and she stated that she would leave a sheet of questions she is requesting to be answered. No Councilman responded to her statements.

FINANCE OFFICER REPORT:

The Finance Officer presented the March 2015 committee budget report and the Ambulance Dept. monthly activity report for informational purposes. The Finance Officer reported on the health insurance renewal changes as there is not expected a large increase in premium but increases to the employees in the co-pays and out of pocket expenses. Also discussed was the office remodel project, the assessments that were adjusted by the local board of equalization were left by the County Assessor as adjusted, the Council agreed to continue to spray mosquitoes for Chancellor and the golf course at the set fee, and the new Council year will start in May and the current councilmen are asked to start the meeting and go through the old business and the new councilmen will be given the oath of office and will continue the meeting. Motion by West, second by Gregg to approve the finance officer report as presented. Motion carried.

PUBLIC WORKS DIRECTOR REPORT:

PWD Stack reported that sump pumps in basements need to be set to be running outside the homes or businesses as the frost has gone out of the ground, the Main Street Project for 2016 has been funded with a \$560,000 DENR grant, \$200,000 Community Access Grant and a \$1,873,000 SRF loan. Also reported was specs for the well rehabilitation project have been set, crack sealing has begun for preparing the streets for the micro sealing and chip sealing project, there is scheduled a public meeting for the Central Basin Project on Thursday, April 16th from 6:00 PM to 7:00 PM, the chip sealing bids were opened on Monday, April 13th at 2:00 PM, the street crew will help at the WWTF to replace a bent rod caused by icing this past winter, yard compost may be

taken by the local garbage haulers and the tree dump site was inspected by DENR with a violation of not having a berm around the compost site. Greg also stated that he and Evelyn are working on the utility bill to correct the setup of the program to achieve better accurate information, a contractor will be checking out the bandshell for the repairs needed for the structure and the City will be applying for the Department of Health west Nile prevention grant for chemicals and equipment to control mosquitoes. Motion by Gregg, second by Nelson to approve the public works director report as presented. Motion carried.

OLD BUSINESS:

Court Avenue: City Engineer Mitch Mergen presented 3 options to the Council and public for the Court Avenue street area which included constructing a street, curb and gutter and storm sewer for drainage out of the area, to vacate a portion of the Court Avenue street from Elm to Cedar and maintain a utility easement for maintenance purposes and last option to vacate the Court Avenue from Elm to Juniper which would create dead end roadways and to construct hammer heads on the Court Avenue for Juniper and Cedar Streets. Cost estimates were discussed for each option which includes option one, \$993,760; option two, \$883,000; and option three, \$813,000. The constant cost of all the options is the storm drainage system to get rid of the drainage in the area. Due to conflict for two Councilmen, Mayor Wiebers asked Councilman West and Fett to excuse themselves from discussion and vote on this agenda item and with Councilman Olson absent, there would not be enough for a legal vote on the issue. After further discussion, motion by Gregg, second by Poppenga to table the decision. Upon roll call vote, Nelson-aye; Fett-aye; Gregg-aye; Poppenga-aye; West-abstain; Olson-absent. Motion carried.

NEW BUSINESS:

Revised City Zoning Map Ordinance #556: Mayor Wiebers opened the public hearing at 7:55 PM for the first reading of ordinance #556 revised City of Lennox zoning map. PWD Stack explained the changes on the revised map and answered questions presented. The ordinance #556 was read by the public works director for the first reading of the ordinance. Mayor Wiebers then closed the public hearing at 8:00 PM. After no further discussion, Mayor Wiebers declared the first reading of Ordinance #556 Revised City of Lennox Zoning Map.

Street Microsealing Bid: PWD Stack presented the microsealing bid proposal in conjunction with Sioux Falls Street Dept. for sealing streets in Lennox. After discussion, motion by West, second by Nelson to approve the bid proposal and to award the bid to Missouri Petroleum Products Company LLC of St. Louis MO in the amount of \$28,461.52. Upon roll call vote, all members present voted aye. Motion carried.

Surplus Abandon Vehicle: PWD Stack reviewed with the Council the situation of the 1993 Chevy pickup that was towed in 2014 and stored at the City shop yard. A letter was sent to the owner at the last known address and the letter was returned as undeliverable. An abandon title was applied for and was received in the Finance Office in the past month. Staff recommends to surplus the vehicle and offer the vehicle to the public. The Council discussed the option of keeping the vehicle for the street department as the city crew has inspected the pickup for soundness. A few small details need to be addressed but the vehicle has little wrong mechanically. After further discussion, motion by Gregg, second by Nelson to keep the 1993 Chevy pickup for the street department. Upon roll call vote, all members present voted aye. Motion carried.

Travel Request: PWD Stack requested travel expense for the Wastewater Seminar in Pierre on April 29th and 30th, 2015. Motion carried.

Chip Sealing Contract: PWD Stack presented the bids for the chip sealing of city streets are as follows: Topkote Inc, \$43,193.28; The Road Guy, \$38,093.00; ASCO, \$47,362.50. After discussion, motion by West, second by Nelson to approve and accept the bid from The Road Guy for the total contract amount of \$38,093.00 upon the review of the bids by Stockwell Engineers. Upon roll call vote, all members present voted aye. Motion carried.

Fire Hall Addition Design Contract: PWD Stack presented the agreement for services contract from MSH Architects for the engineering of the fire hall addition in the amount of \$27,300. Mitch Mergen explained the responsibilities of Stockwell Engineers and MSH Architects for this project. After further discussion, motion by Gregg, second by Poppenga to approve the agreement for services contract with MSH Architects for the engineering services for the fire hall project. Upon roll call vote, all members present voted aye. Motion carried.

Sioux Falls Humane Society Contract: The contract with Sioux Falls Humane Society was presented to the Council for approval. City attorney Lovrien has reviewed the contract and discussed the changes with the Humane Society and is in agreement with the explanation. After further discussion, motion by West, second by Nelson to approve and authorize Mayor Wiebers to sign the 2015 Animal Control Services and Impoundment Facility Operations Agreement with the Sioux Falls Humane Society. Upon roll call vote, all members present voted aye. Motion carried.

Ambulance Redistricting: Councilman West opened discussion regarding the process of redistricting the ambulance service in Lincoln County. John Bicknell of Safe Tech Solutions has been contacted to conduct an assessment of the ambulance service for Lennox and the surrounding area and has stated a comprehensive study will cost between \$20,000 and \$25,000. The cost for the study was not budgeted in 2015 so a study will have to wait to be conducted in 2016. Mr. Bicknell also suggested that a representative of Safe Tech Solutions may be able to come to Lennox and do a one day review of our ambulance service and determine if a comprehensive study is required for our area. After further discussion, the Council agreed to have a representative do a one day overview of the ambulance service and report what is best for the Ambulance Service.

Lennox Housing Authority Request: The Finance Officer presented a letter from the Lennox Housing Authority Director Monica Kock which stated the Public Housing/Sunrise Manor has paid for expenses incurred by Pathways and Pathways has reimbursed Public Housing/Sunrise Manor for said expenses thus leaving Pathways short in making the loan payment. The City of Lennox signed an agreement on November 12, 2004 which make the City of Lennox responsible for a portion of the debt service. After further discussion, motion by Nelson, second by West to authorize payment of \$4,877.93 for the debt payment for Pathways. Upon roll call vote, all members present voted aye. Motion carried.

Gravel Estimations for Boyton Avenue: Councilman Gregg opened discussion concerning the gravel estimation for Boyton Avenue which would be shared with Perry Township. The condition of the street was discussed and the problems of drainage through the ditches was addressed. Personnel have estimated that 560 tons of gravel will be needed to cover the road surface. The Council agreed to have more information and cost estimates done before gravel is ordered and placed on the roadway.

Museum Inspection: A request was made by the Museum Committee to have an inspection done for rodents and bats in the Museum building. Nice Bats/ Woods Roofing of Canton has inspected the building and they have stated that there is evidence of bats in the building and has given the City a cost estimate of \$1,978.00 to provide materials and labor to remove bats from the building using humane exclusion methods and will be done in a two step method. After further discussion, motion by West, second by Nelson to approve the contract with Nice Bats/Woods Roofing of Canton in the amount of \$1,978.00. Upon roll call vote, all members present voted aye. Motion carried.

Planning Commission Appointment: Motion by West, second by Gregg to approve Mayor Wiebers appointment of Chad Wulf to the Planning Commission for a two year term beginning April of 2015. Motion carried.

Personnel: Motion by Gregg, second by West to hire Darren Mechels as part time summer help for the parks and street departments at the starting wage of \$12.00 per hour. Upon roll call vote, all members present voted aye. Motion carried.

Adjournment: With no further business, motion by Nelson, second by Poppenga to adjourn at 8:49 PM. Motion carried.

ATTEST: _____
Jerry Jones, Finance Officer

Orville Wiebers, Mayor