

**LENNOX CITY COUNCIL REGULAR MEETING  
MONDAY, NOVEMBER 10, 2014  
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, Darin Olson, Greg Poppenga, Phillip Fett and Mike Gregg. Russ Nelson joined the meeting later in the evening. Staff present was Finance Officer Jerry Jones, Public Works Director Greg Stack, Water Supt. Roger Almond, and Dawn Reif. Other present were Mark Reinders and Jean Lipetzky from Mid American Energy, Debbie Schmidt, Brett Lovrien and Rob Huber.

**AGENDA:**

Motion by Gregg, second by West to approve the agenda with the change of moving the 2<sup>nd</sup> reading of Ordinance #551 from new business to old business and speed limit sign on Elm St. not Main St.. Motion carried.

**MINUTES:**

Motion by Gregg, second by Poppenga to approve the minutes of the October 14, 2014 regular meeting. Motion carried.

**PAYROLL REPORT:**

Motion by Tracy, second by Olson to approve the October 2014 payroll report. Upon roll call vote, all members present voted aye. Motion carried.

**CLAIMS:**

Motion by Poppenga, second by West to approve October 2014 claims as presented. Upon roll call vote, all members present voted aye. Motion carried.

AMBILL ASSOCIATES	AMB SEPT BILLING	\$1,155.00
BARNES & NOBLE	LIB 36 BOOKS OCT	\$552.50
BEYOND TECHNOLOGY	COMPUTER SUPPPORT	\$1,115.00
BOUND TREE	AMB OCT SUPPY	\$739.43
DBA BRENDE ELECTRIC LLC	WATER	\$2,923.32
BROCK WHITE COMPANY	REC LANDSCAPE FABRIC	\$490.09
CADWELL SANFORD DEIBERT & GARR	LEGAL SERVICES	\$4,366.25
CARDMEMBER SERVICE	SUPPLY	\$184.26
CENEX FLEETCARD	FUEL	\$1,320.06
COMBINED POOL AND SPA	POOL FILTER	\$67.60
DAKOTA FENCE	PARK FULL BUCKET SWING	\$264.00
DAKOTA OIL	STREET	\$447.40
DAKOTA PUMP & CONTROL	REPAIR	\$1,267.42
DAUBYS	REC PITCHING RUBBER	\$117.50
DAVES SERVICE & REPAIR	REPAIR AND FUEL	\$1,837.70
DORNER COMPANY	SEWER	\$1,113.56
DAKOTA SUPPLY GROUP	REPAIR	\$214.38
EQUIPMENT BLADES INC.	STREET	\$812.47
PARKER LUMBER	SHOP	\$8.20
EVELYN METCALF	OCT CLEANING	\$100.00

GALLS INC	POLICE	\$516.92
GBS	OFFICE SUPPLY	\$550.12
GRAHAM TIRE	POLICE	\$546.88
HANDYMAN AUTO GLASS	AMB REPAIR WINDSHIELD CHIP	\$60.00
HAWKINS, INC	WATER	\$20.00
HD SUPPLY WATERWORKS	REPAIR	\$1,796.18
INDEPENDENT PUBLISHING	PUBLISHING	\$1,089.85
INLAND POTABLE	WATER	\$4,475.00
JONES, JERRY	FIN TRAVEL SIGN DOCUMENTS	\$41.07
JP COOKE COMPANY	POLICE PET TAGS 2015	\$68.90
KNOLOGY, INC,. DBA WOW!	CABLE AND PHONE	\$544.13
LENNOX SHOW PRINT	GEN BLDG PERMIT FORMS	\$300.00
LEWIS & CLARK REGIONAL WATER S	RURAL WATER	\$7,459.07
LYLE SIGNS INC.	STREET NURSING HOME	\$183.00
MARCO, INC.	FIRE	\$174.69
MATHESON LINWELD	AMB	\$58.64
MENARDS	SEWER	\$204.84
MIDAMERICAN ENERGY	UTILITIES	\$251.74
MIDCONTINENT	LIBRARY	\$701.85
MYRL & ROY'S PAVING, INC.	REC DRAINAGE ROCK FOR BALFIELD	\$638.83
NEVES UNIFORMS	POLICE UNIFORM FISCHER	\$122.70
OFFICE MAX	OFFICE SUPPLY	\$11.93
OSHKOSH CAPITAL	FIRE TRUCK PAYMENT	\$85,098.42
PREMIER PYROTECHNICS	FIRE WORKS 2015 4TH JULY	\$4,000.00
QUALIFIED PRESORT	UTILITY BILLS	\$520.43
REGISTER OF DEEDS	COPIES	\$15.00
RENT-ALL INC	REC TAKE DOWN NETS	\$886.00
DBA RURAL ROUTE 1 SERVICES	RUGS	\$115.00
SANITATION PRODUCTS	REPAIR	\$435.00
SCOTT BOLTE SANTITATION	TRASH PICKUP	\$224.41
SD ASSOCIATION OF CODE	GEN 2015 DUES	\$40.00
SD BUILDING OFFICIALS	2015 DUES	\$50.00
SD DEPARMENT OF HEALTH	SAMPLES	\$524.00
SD GOVT FINANCE OFFICER	DUES 2015	\$40.00
SD GOVT HUMAN RESOURCE	2015 DUES	\$25.00
SD MUNICIPAL LEAGUE	2015 DUES	\$1,575.30
MAINTENANCE ASSOCIATION	2015 DUES	\$35.00
DEPT OF REVENUE & REGULATIONS	SALES TAX	\$29.22
SDML WORKERS COMPENSATION	2015 PREMIUM	\$17,000.00
SF TWO WAY RADIO	REPAIR	\$2,981.29
CITY OF SIOUX FALLS	MOSQUITO CONTROL	\$1,537.83
SOUTH LINCOLN RURAL WATER	WATER USE IN OCT	\$354.20
SOUTHEASTERN ELECTRIC	UTILITIES	\$1,023.00
SPIELER, KARA	REC	\$22.80
STOCKWELL ENGINEERS	PROJECT FEES	\$74,122.70
STURDEVANT'S AUTO PARTS	REPAIR	\$196.63
SUNSHINE	SUPPLY	\$67.24
SVEN	SUPPLY	\$113.49

SWEENEY CONTROLS	WATER	\$460.00
THOMPSON ELECTRIC CO. OF SD	WASTE WATER	\$265.31
THOMPSON ELECTRIC CO. OF SD	EMERGENCY GENERATOR PROJECT	\$14,497.97
TMC	FIN SEPT CC FEES	\$345.84
VERIZON WIRELESS	CELL PHONE	\$236.44
XCEL ENERGY	UTILITIES	\$7,165.31
XCEL ENERGY	UTILITIES	\$413.96
***** REPORT TOTAL *****		\$253,329.27

**VISITORS TO BE HEARD:** There were none for the meeting.

**FINANCE OFFICER REPORT:** The Finance Officer presented the October 2014 committee budget report and the Ambulance Dept. monthly report for informational purposes. Other items reported on were the sale of the railroad lots, the options for the front office remodel project, the collection of the third penny sales tax from the State, the employee bereavement policy and to set a time table to begin the employee evaluation process. Motion by West, second by Gregg to approve the Finance Officer report as presented. Motion carried.

**PUBLIC WORKS DIRECTOR REPORT:** PWD Stack reported on the cleaning of the water towers and water plant reservoir, the need to reseal the interior of the towers and the exterior of both towers need to be inspected to check on the condition of the paint. Also discussed was the need to set up a repair/depreciation account for the water towers for future maintenance and repair. The system for the waste water plant was repaired and is back on line with no problems, FEMA approved the floodplain ordinance language, the main street project was approved to be placed on the State Water Facilities Plan and the Central Basin Project and associated project will be advertized for bid letting will be in late December or in January. Motion by West, second by Gregg to approve the Public Works Director report as presented. Motion carried.

**OLD BUSINESS:**

**Ordinance #549 Flood Damage Prevention:** PWD Stack read the title of Flood Damage Prevention ordinance #549 for the second reading. After discussion, motion by Gregg, second by Poppenga to approve the second reading of Flood Damage Prevention ordinance #549. Upon roll call vote, all members present voted aye. Motion carried.

**Ordinance #551 Rezone of "Old Football Field":** PWD Stack read the ordinance #551 for the second reading of the rezone of property parcel #250.40.32.029 which will rezone the property from NRC floodplain/Conservation District to General Business District. After discussion from the Council, motion by West, second by Gregg to approve Ordinance #551 upon the second reading. Upon roll call vote; West-nay; Olson-nay; Gregg-nay; Fett-nay; Poppenga-abstained; Nelson-absent: Ordinance #551 rezone of property parcel #250.40.32.029 failed upon the second reading.

**NEW BUSINESS:**

**Public Hearing Mid American Energy Franchise Agreement Ordinance #552:** Mayor Wiebers opened the public hearing at 7:35 PM for the first reading of ordinance #552 Mid American Energy Franchise Agreement. Mark Reinders and Jean Lipetzky representing Mid American Energy answered questions from the Council. With no other questions from the public, Mayor Wiebers closed the public hearing at 7:39 PM. Mayor Wiebers then declared the first reading of Ordinance #552.

**Public Hearing On-Off Sale Liquor License Applications:** Mayor Wiebers opened the public hearing at 7:40 PM for the on-off sale liquor license applications. Having no one appear or anyone in opposition for the public hearing, Mayor Wiebers closed the public hearing at 7:42 PM. Motion by Olson, second by Poppenga to approve the license applications for the 2015 licensing year for the following: Lawrence Enterprise Inc, The Only One, Retail On Sale Liquor and Off-Sale Package Liquor; Brethorist-Burma Post #174, Retail On Sale Liquor and Package Off Sale Liquor; James a Dover, Beamers Pub, Retail On Sale Liquor; Luverne Supermarket, Sunshine Foods Store #14, Package Off Sale Liquor. Upon roll call vote, all members present voted aye. Motion carried.

**Premier Pyrotechnics Fireworks Contract:** The Finance Officer presented the contract for the 2015 fireworks display in Lennox from Premier Pyrotechnics Inc. The contract states if full payment is received before December 1, 2015, an additional 20% of product will be in the display. Motion by Gregg, second by Olson to approve the renewal of the contract and to pay the \$4,000.00 contracted amount by the December 1, 2014 date. Upon roll call vote, all members present voted aye. Motion carried.

**Sunnyside Mobile Home Park License Application:** PWD Stack presented the mobile home park license application from Sunnyside Mobile Home Park for approval for the 2014-2015 license year. Rob Huber, owner of the park, answered questions from the Council and addressed the removal of the trailer home on lot #14. After further discussion, motion by West, second by Olson to approve the permit for Sunnyside Mobile Home Park. Motion carried.

**Soil Testing Contract for Central Basin Project:** PWD Stack presented the contract for soil testing from American Engineering Testing Inc for the Central Basin Project. The amount of the contract for services rendered is \$4,500.00. After discussion, motion by West, second by Olson to approve the contract in the amount of \$4,500.00 with American Engineering Testing Inc for services rendered for soil testing for the Central Basin Project. Upon roll call vote, all members present voted aye. Motion carried.

**Speed Limit Signage on Elm Street:** The Council addressed the issue of the speed limit sign on Elm Street which states 25 MPH as it should be 20 MPH. The Council agreed to change the sign to meet the ordinance requirement of 20 MPH.

**Personnel:** Police Vacation Hours-Discussion was held on the Police Dept. being short of personnel during 2014 resulting in personnel not being able to use vacation during the year. The personnel manual states that only 40 hours of vacation may be carried over from one year to the next. A request has been made if additional hours may be carried over for the Police Dept. After further discussion, motion by West, second by Olson to set the amount of vacation hours for the Police Dept. to carry over from year to year at 72 hours. Motion carried.

Personnel Manual- Discussion was held on the bereavement policy and the meaning of the policy. The Council agreed to the explanation that aunt and uncle will need to be blood relation to qualify for the bereavement policy otherwise vacation time will need to be used. Also discussion was to review the personnel manual in respect to holidays, vacation and sick leave hour's accumulation and carry over, and personal and bereavement policies that were amended in 2011.

Holiday Time- The Council discussed that this year Christmas and New Year's are on Thursday as is Thanksgiving and discussion was held on giving the Friday after each holiday off for city employees. After discussion, motion by Gregg, second by West to allow City employees to have the Friday after Thanksgiving, Christmas and New Year's Day off with no pay. Motion carried.

**Executive Session:** Motion by West, second by Olson to go into executive session at 8:15 PM for personnel and evaluations. Motion carried. Mayor Wiebers declared executive session ended at 9:25 PM. The Council conducted employee evaluation for PWD Greg Stack.

**Adjournment:** With no further business, motion by West, second by Gregg to adjourn at 9:26 PM. Motion carried.

ATTEST: \_\_\_\_\_  
Jerry Jones, Finance Officer

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Orville Wiebers, Mayor