

**Unapproved Minutes of
REDFIELD CITY COUNCIL**

March 2, 2015

7:00 p.m.

The City Council met in regular session at City Hall on Monday, March 2, 2015 at 7:00 p.m.

MEMBERS PRESENT: Mayor Jayme Akin, Eileen Kearney, Randy Maddox, Darrell Ronnfeldt, Joe Morrissette, Larry Eldeen, David Moeller, and Frank Schwartz

MEMBERS ABSENT: Mike Siebrecht

STAFF PRESENT: Adam L. Hansen and City Attorney Paul Gillette

VISITORS: Kevin Schurch, Mickey Schurch, Ramona Tennill, Nick Wager, Mike Gutenkauf, Joe Humphrey

CALL TO ORDER: Mayor Akin called the meeting to order at 7:00 p.m.

ADOPT AGENDA: Motion by Schwartz, seconded by Morrissette to adopt the agenda as presented. Motion carried.

MINUTES: Motion by Morrissette, seconded by Schwartz to approve the February 17, 2015 and the February 20, 2015 special meeting minutes. Motion carried.

CONSENT CALENDAR:

Motion by Morrissette, seconded by Schwartz to approve the following items on the consent calendar:

Departments' Reports:

- A. Fire Report – report dated February 20, 2015
- B. Sheriff Report – report dated January 31, 2015
- C. Library Report – minutes dated February 23, 2015
- D. Building Permits – report dated February 2015
- E. Senior Citizens Report – minutes dated February, 2015
- F. Monthly Fuel Quote
- G. Set a Public Hearing for March 16, 2015 for a Variance Request at 1123 3rd St. W. (P. Thelen)
- H. Set a Public Hearing for March 16, 2015 for a Variance Request at 1018 3rd St. W. (L. Samelson)
- I. Set 2015 Equalization Meeting for March 16, 2015 at 6:30 p.m. at City Hall

Receive and place on file. Motion carried.

VISITORS:

Kevin Schurch & Ramona Tennill – Sheriff Schurch presented Ramona Tennill with a shadow box filled with different mementos of her late husband Officer Ron Tennill. Pictures were taken and memories of Officer Tennill were shared. The Shadow box will on display at City Hall.

Exit: K. Schurch, M. Schurch, Tennill @ 7:14 p.m.

Clark Engineering – Mike Gutenkauf discussed the Main Street spall and crack repair project.

Exit: Gutenkauf @ 7:40 p.m.

PUBLIC HEARINGS:

Variance Hearing – 907 7th Avenue East Joshua Pete - Mayor Akin opened the public hearing at 7:41 p.m. for the variance hearing at 907 7th Ave. E. The Zoning Board's recommendation on a split vote was to approve the variance as requested. Joe Humphrey was present for the hearing. Discussion ensued about the height of the fence. The hearing was declared closed at 7:48 p.m. Motion by Ronnfeldt, seconded by Kearney to deny the variance at 907 7th Avenue East with Eldeen dissenting. Motion carried.

Exit: Humphrey @ 7:51 p.m.

OLD BUSINESS:

Notice of Code Enforcement Activities – Report from CEO Yost was presented to the Council for their review.

Exit: Wager @ 7:58 p.m.

NEW BUSINESS:

SDML Street Maintenance Meeting April 15-16, 2015 in Spearfish, SD – Consensus of the Council was to not send any city personnel.

Hire 2015 Summer Help – Motion by Schwartz, seconded by Morrissette to hire the following 2015 summer employees: Wendi Owens, Aquatic Supervisor @ \$11.60/hour; Savannah Suchor, Assistant Pool Manager @ 10.60/hour; Kathryn Klapperich, Lifeguard @ \$10.10/hour; Taylor Pudwill, Lifeguard @ \$10.00; Brooklyn Rohlf, Lifeguard @ \$10.00/hour; Sarah Rozell, Lifeguard @ \$10.00/hour; Gabriel Suchor, Lifeguard @ \$10.10/hour; Jamie Tebben, Lifeguard @ \$10.00/hour; Alli Tschetter, Lifeguard @ \$10.00/hour; Stephanie Binger, Park/Flower Caretaker @ \$10.10/hour; Debra Schanbeck, Park/Flower Caretaker @ \$10.10/hour; Tom Leinen, Flower Waterer @ \$10.10/hour; Norm Sihrer, Hav-A-Rest attendant/caretaker @ \$10.10/hour; Courtney Albrecht, Recreation Assistant @ \$10.60/hour; Caleb McNeil, Recreation Assistant @ \$10.60/hour; Tommy Gregg, Ball Diamond Caretaker @ \$10.60/hour; Carter Klapperich, Ball Diamond Caretaker @ \$10.50/hour; Kevin Krumm, Ball Diamond Caretaker @ \$10.60/hour; Eric Baird, Street Maintenance @ \$10.10/hour; Deion Beardemphl, Street Maintenance @ \$10.00/hour; Landon Rohlf, Street Maintenance @ \$10.00/hour; Bryce Seeger, Street Maintenance @ \$10.00/hour; and Devin Seeger Street Maintenance @ \$10.10/hour. Motion carried.

CMH Funding Transfer – Motion by Schwartz, seconded by Maddox to transfer \$205,000.00 to Community Memorial Hospital. Motion carried on a roll call vote with all members voting "Yes."

District 6 Annual Meeting in Ipswich, SD on March 18, 2015 – The City will be sending representatives to the District 6 meeting.

ORDINANCES AND RESOLUTIONS:

Resolution No. 2015-04 (CMH Financing Resolution) was read by Mayor Akin.

RESOLUTION NO. 2015-04
CMH FINANCING

A RESOLUTION

AUTHORIZING THE ISSUANCE OF A NOT EXCEEDING \$500,000.00 NOTE, SERIES 2015, OF THE CITY OF REDFIELD, SOUTH DAKOTA; AUTHORIZING THE SALE OF SAID NOTE; PRESCRIBING THE TERMS AND CONDITIONS UNDER WHICH THE NOTE MAY BE ISSUED; PROVIDING FOR THE FORM OF NOTE; PROVIDING FOR THE PAYMENT THEREOF; AUTHORIZING CERTAIN OFFICIALS OF THE CITY TO DETERMINE CERTAIN MATTERS RELATING TO THE NOTE; AND OTHER MATTERS RELATING THERETO.

BE IT RESOLVED, BY THE CITY COMMON COUNSEL OF THE CITY OF REDFIELD, SOUTH DAKOTA, AS FOLLOWS:

Section 1. Definitions. Unless the context shall clearly indicate some other meaning, the terms defined in this Section shall have, for all purposes of this Resolution, the meanings hereinafter specified, with the definitions equally applicable to both the singular and plural forms and vice versa. The term:

“Authorized Officers” shall mean any one or more of the following: Mayor, President of the City Council or Finance Officer.

“Business Day” shall mean any day of the week other than Saturday, Sunday or a day which shall be in the State or the state in which the Principal Office of the Trustee is located a legal holiday or a day on which banking corporations are authorized or obligated by law or executive order to close.

“City” shall mean the City of Redfield, South Dakota.

“Code” shall mean South Dakota Codified Laws.

“Constitution” shall mean the Constitution of the State of South Dakota, as amended.

“Counsel” shall mean the Common Counsel of the City.

“Enabling Act” shall means collectively South Dakota Codified Laws chapter 9-25 and 6-8B.

“Note” shall mean the Note, Series 2015, in the aggregate principal amount of not exceeding \$500,000.00 authorized to be issued pursuant to this Resolution.

“Owner” shall mean the person or entity in whose name the Note is registered.

“Principal Office” shall mean the principal office of the Finance Officer.

“Resident Attorney” means an attorney actually residing in the State and duly licensed to practice therein

“Resolution” shall mean this Resolution.

“State” shall mean the State of South Dakota.

Section 2. Findings and Determinations. The Council hereby finds and determines:

- (a) That it is a necessity to issue a Note in a principal amount not to exceed \$500,000.00.
- (b) That the uncollected taxes for the City are \$1,157,979.16.
- (c) That the Note does not exceed 95% of the uncollected taxes.

Section 3. Authorization. The Council does hereby authorizes the issuance of a Note in accordance with the Enabling Acts upon such terms determined by the Authorized Officers in a principal amount not to exceed \$500,000.00 note (the “Note”).

Section 4. Form. The Note shall be issued as a fully registered Note designated the “City of Redfield, South Dakota Note, Series 2015” and shall be substantially in the form set forth in Exhibit A.

Section 5. Execution and Delivery of Note; Disbursement of Funds. The Note shall be executed by the Authorized Officers in accordance with the Enabling Act and deposited into the general fund.

Section 6. Authority to Execute Documents. The Council hereby authorizes the Authorized Officers to execute such certificates, documents and instruments as necessary to effect the issuance of the Note.

Section 7. Sale. The Authorized Officers are authorized to negotiate the sale and placement of the Note.

Section 8. Severability. If any one or more of the provisions of this Resolution should be determined by a court of competent jurisdiction to be contrary to law then such provisions shall be deemed to be severable from all remaining provisions and shall not affect the validity of such other provisions.

Section 8. Effective Date. This Resolution shall become effective 20 days after publication, as provided by law.

DULY ADOPTED by the City Council of the City of Redfield on March, 2, 2015

Mayor

(SEAL)

ATTEST:

Finance Officer

EXHIBIT A
FORM OF
CITY OF REDFIELD, SOUTH DAKOTA
NOTE
SERIES 2015

Issuance Date:
Maturity Date:
Principal Amount: \$ _____
Interest Rate: _____%

The City of Redfield, South Dakota (the “City”), for value received and intending to be legally bound, hereby acknowledges itself indebted and promises to pay to _____ or its assignee, the Principal Amount set forth above, together with interest thereon from the Issuance Date hereof at the interest rate per annum shown above (calculated on the basis of a 360-day year of twelve 30-day months) payable on the Maturity Date hereof, at the principal office of the (Dakotaland FCU)Finance Officer in Redfield, South Dakota, in such coin or

currency of the United States of America as at the time and place of payment is legal tender for the payment of public and private debts all as hereinafter contained and in the Resolution (hereinafter referred to) authorizing this Note. This Note is subject to redemption prior to its Maturity Date.

The City has agreed to cause the amount necessary to discharge its obligation to pay the principal amount and interest due on this Note on or before Maturity Date.

This Note is issued pursuant to and in accordance with the Constitution and laws of the State of South Dakota; Chapter 9-25 and Chapter 6-8B of the South Dakota Codified Laws; and the Resolution authorizing the issuance of this Note duly adopted by the governing body of the City (the "Resolution").

IT IS HEREBY CERTIFIED AND RECITED that all acts, conditions and things required by the Constitution and laws of the State of South Dakota to exist, to happen, and to be performed precedent to or in the issuance of this Note exist, have happened and have been done and performed in regular and due time, form and manner as required by law; that provision has been made for the levy and collection of ad valorem taxes sufficient to pay the principal of and interest on this Note as the same shall become due and payable; and that the amount of this Note, together with all other indebtedness of the City does not exceed the applicable limitation of indebtedness under the laws of the State of South Dakota.

IN WITNESS WHEREOF, THE CITY OF REDFIELD, SOUTH DAKOTA has caused this Note to be executed in its name by the manual or facsimile signature of the Mayor and attested by the manual or facsimile signature of the Finance Officer under the seal of the City and Counter Signed by a Resident Attorney and this Note to be dated as of the _____ day of _____, _____.

CITY OF REDFIELD
SOUTH DAKOTA

(SEAL)

ATTEST:
Finance Officer

Countersigned:
Resident Attorney

[Counsel Opinion]

REGISTRATION

This Note has been registered in the name of the on registration books kept by the City.

Dated this _____ day of _____, 2015.

Finance Officer
City of Redfield, South Dakota

Motion by Maddox, seconded by Schwartz to approve Resolution No. 2015-04 (CMH Financing Resolution). Motion carried on a roll call vote with all members voting "Yes."

Resolution No. 2015-05 (Plat Showing Beckler-Koester First Subdivision) was read by Mayor Akin.

**RESOLUTION 2015-05
Plat: Beckler-Koester First Subdivision**

BE IT RESOLVED by the City Council of Redfield, South Dakota, that the plat showing Beckler-Koester First Subdivision to the City of Redfield, Spink County, South Dakota," having been examined, is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Dated this 2nd day of March, 2015.
Jayme Akin, Mayor

ATTEST:
Adam L. Hansen, Finance Officer
Adopted: 03-02-2015
Published: 03-11-2015

Motion by Moeller, seconded by Maddox to approve Resolution No. 2015-05 (Plat Showing Beckler-Koester First Subdivision). Motion carried on a roll call vote with all members voting "Yes."

INFORMATION AND DISCUSSION ITEMS:

The composition and number of members on the CMH Board was discussed.

Mayor Akin informed the Council of a meeting to be held in Sioux Falls on March 17, 2015 regarding funding for the airport project.

COUNCIL MEMBER REPORTS:

Schwartz informed the Council that Autumn Gross started her new position as the Park and Recreation Director.

Moeller explained to the Council that a water break occurred at the intersection of 5th St. E and 5th Ave. and this summer the water main will need to be replaced.

Kearney voiced a concern regarding the location where the asphalt zipper demonstration occurred on 7th St. W.

Ronnfeldt discussed hiring multiple seasonal employees as an alternative to hiring one full time person.

Maddox inquired about the airport meeting with Redfield Township. Mayor Akin explained that the meeting went well.

PAY CLAIMS:

City Prepaid	\$1,575.70
City Unpaid	\$80,156.99
Hospital & Clinic Prepaid	\$160,464.66
Hospital & Clinic Unpaid	\$359,784.31
Hospital & Clinic Refunds	\$1,967.76
Additional Claims:	

Motion by Schwartz, seconded by Morrissette to pay the above claims with the addition of the following: Clausen Sanitation \$10,855.00 monthly garbage collection, Midcontinent Communications \$340.00 internet, Northwestern Energy additional \$266.16 natural gas & electricity, Evans, Amanda \$9.00 meal at summer reading program seminar, Keller, Linda \$9.00 meal at summer reading program seminar, Haider Justin or Beth, \$185.00 reimbursement for concession supplies and 4th grade Y Tournament registration, Pahl, Sandra correct amount of \$95.00 return of meter deposit, CMH \$205,000.00 funding transfer, and SD Municipal League \$198.00 District 6 registration fees. Motion carried on a roll call vote with all members voting "Yes."

There being no further business, meeting was adjourned at 9:05 p.m.

Jayne Akin
Mayor

Adam L. Hansen
Finance Officer

Recorder: Adam L. Hansen