

The City Council for the City of Sisseton met in regular session on Tuesday, October 11, 2022 at 6:30 p.m.

**Members Present:** Council President Paul Stapleton, Alderwomen Appel & Randolph, Aldermen German, Just and Solberg. Mayor Jaspers was absent.

**Others Present:** Erin Cameron, Amber Kemnitz, Ellen Lekness, Jim Croymans, Myron Doud, Gary Spencer, Jason Deutsch, Terry Sutton, Jeff Pageler, Mike Seyer, Chris Huber, Katy Heinecke, Myrna Thompson, Dionne Crawford, Eddie Johnson, Curtis Bissonette, Gypsy Wanna, Chanda Joseph, Shannon LaFromboise, and others.

**Call to Order:** Alderman Stapleton called the meeting to order at 6:30 p.m.

**Agenda:** Appel moved and German seconded to approve agenda as presented. All voted aye.

**Minutes:** German moved and Just seconded to approve the September 12 & 22, 2022 minutes. All voted aye.

**Bills Payable:** Solberg moved and Stapleton seconded to approve the bills payable as presented. All voted aye.

**Liquor:** Lekness presented the September 2022 liquor report.

**Street/Safety:** Doud reported for street department.

**Street Department Employment:** German moved and Randolph seconded to authorize hiring Brett Kellner as Street Light Equipment Operator / Laborer at a beginning wage of \$17.25/hr. All voted aye.

**Water/Sewer:** Spencer reported for the water and sewer department and provided an update to Council on the Water Treatment Plant Project. Hydrant flushing will begin on Wednesday, October 12<sup>th</sup> and will continue for 2 weeks.

**Building Permits:** Solberg moved and Randolph seconded to approve the following building permits: 2022-30 J.Heinecke, 2022-31 D.Salembier, 2022-32 M.Soto, 2022-33 J.Rasmussen. All voted aye.

**Finance Report:** Just moved and Randolph seconded to approve the September 2022 finance report. All voted aye.

**City Attorney:** No report

**Public Comment:** None

**Travel:** German moved and Appel seconded to approve travel for Fire Chief to attend SD Fire Chiefs Association Annual Conference in Deadwood, SD on December 2-4, 2022. All voted aye.

**SD DOT Financial Assistance Agreement:** Solberg moved and Just seconded to authorize Mayor Jaspers to sign SD Department of Transportation Financial Assistance Agreement for AIP 3-46-0051-20-2022 for the Airport Taxilane Reconstruction and Perimeter Fencing Project. All voted aye.

**Stanek Constructors Pay Request #1:** Just moved and Appel seconded to approve pay request #1 submitted by Stanek Constructors in the amount of \$278,844.00 for the Water Treatment Plant Project. All voted aye.

**SDPAA Sworn Statement in Proof of Loss:** Appel moved and Randolph seconded to authorize Mayor Jaspers to sign SD Public Assurance Alliance Sworn Statement in Proof of Loss for insurance claim on the city shop garage door. All voted aye.

**Resolution 2022-4:** Stapleton moved and Just seconded to approve Resolution 2022-4 as follows:

WHEREAS, SDCL 9-21-14.1 allows the accumulation of funds for a period of longer than one (1) year for specific capital outlay purposes otherwise authorized by law and

WHEREAS, the City of Sisseton has several projects requiring capital outlay which are too large to fund from one (1) year's budget

NOW THEREFORE BE IT RESOLVED that the City of Sisseton accumulates funds pursuant to SDCL 9-21-14.1 for the following projects.

From the 2022 Appropriation Ordinance:

Street Dept Equipment	\$30,000.00
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Police Dept Equipment	\$30,000.00
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Dated at Sisseton, South Dakota this 11<sup>th</sup> day of October 2022.

All voted aye.

**Resolution 2022-5:** Just moved and Solberg seconded to approve Resolution 2022-5 as follows:

BE IT RESOLVED, that \$80,000.00 shall be transferred from the Liquor Fund to the General Fund, that \$500,000.00 shall be transferred from the Liquor Fund to the Water Fund and that \$2,500,000.00 shall be transferred from the General Fund to the Water Funds as provided in the 2022 Appropriation Ordinance.

Dated at Sisseton, South Dakota this 11<sup>th</sup> day of October 2022.

All voted aye.

Unpaid Utility Accounts: Council discussed properties that have disconnected utility services due to either non-payment or plumbing issues. Council was in agreement to pursue legal action on properties that are occupied without services.

**Public Hearing – Petition to Vacate Alley:** At 7:00 p.m. a public hearing was held to consider the following: A Petition to Vacate a Portion of an Alley having been filed with the City Finance Officer of the City of Sisseton, requesting that the portion of the existing alley located between Lots 7-8 and 19-20 in Block 115 in the City of Sisseton be vacated. Consent was received from adjoining property owners. Council heard from petitioners Chris Huber and Katy Heinecke regarding issues with unnecessary traffic through alley and issues with people dumping garbage in their business dumpsters. Council heard opposition from Fire Chief Pageler and Otter Tail representative Mike Seyer due to concerns with future access to the alley for fire protection and utility access.

**Resolution 2022-6:** Just moved and Solberg seconded to approve Resolution 2022-6 to allow the vacation of alley as requested. Upon roll call vote, voting nay were Stapleton, Appel, Just, Solberg, Randolph and German. Motion failed.

Visitors: SWO Tribal Executives and Council Members were present to discuss the warming shelter. The current conditional use permit is in effect and the shelter is able to open on November 1, 2022. Tribal representatives will work with Fire Chief to address issues within the building in order to be in compliance with State Fire Code. City will follow up on progress to report to Council at the regular November 14, 2022 meeting.

Police: Croymans reported on police department.

**Executive Session:** German moved and Randolph seconded to enter into executive session at 8:00 p.m. pursuant to SDCL 1-25-2 (1) to discuss personnel. All voted aye. Alderman Stapleton declared the meeting back into regular session at 8:05 p.m.

**Patrol Officer Employment:** German moved and Randolph seconded to approve employment termination of Patrol Officer Trevon Mattson. All voted aye.

**Patrol Officer Employment:** Appel moved and Solberg seconded to approve hiring Meagan Lively as Part Time Patrol Officer at a beginning wage of \$22.00/hr. effective immediately. All voted aye.

Information & Discussion:

Mike Seyer with Otter Tail Power Co. provided a list of properties that have obstructed alleys. City received an offer of \$450.00 to purchase surplus lots that were advertised in July 2022. Council was in agreement to accept offer and sell the following surplus property: E 63' of lots 13-15 in Block 87.

**Adjourn:** German moved and Appel seconded to adjourn. All voted aye. Meeting adjourned at 8:15 p.m.

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Amber Kemnitz, Finance Officer