

The City Council for the City of Sisseton met in regular session on Tuesday, October 10, 2023 at 6:30 p.m.

**Members Present:** Mayor Terry Jaspers, Alderwoman Randolph, Aldermen, German, Just, Solberg and Stapleton. Alderwoman Appel was absent.

Others Present: Erin Cameron, Amber Kemnitz, Jim Croymans, Myron Doud, Gary Spencer, Jason Deutsch, Terry Sutton.

**Call to Order:** Mayor Jaspers called the meeting to order at 6:30 p.m.

**Agenda:** Just moved and Randolph seconded to approve agenda as presented. All voted aye.

**Minutes:** Stapleton moved and Solberg seconded to approve the September 11, 2023 minutes. All voted aye.

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

Liquor: Council received the September 2023 liquor report.

Police: Croymans reported on police department.

**Authorize Patrol Vehicle Purchase:** Solberg moved and German seconded to authorize ordering a 2024 Dodge Durango through SD State Bid. All voted aye.

Street/Safety: Doud reported for the street department.

Water/Sewer: Spencer reported for the water and sewer department.

Building Permits: Council received a list of the following building permits that have been approved: 2023-12 R.Hellwig, 2023-26 Otter Tail, 2023-27 CDP, 2023-28 T.Huntington, 2023-29 C.Randolph.

**Finance Report:** Stapleton moved and Randolph seconded to approve the September 2023 finance report. All voted aye.

Public Comment: None

**SD DOT Financial Assistance Agreement:** Solberg moved and German seconded to authorize Mayor Jaspers to sign SD Department of Transportation Financial Assistance Agreement for AIP 3-46-0051-021-2023. All voted aye.

**American Fence Company Pay Request #1:** German moved and Just seconded to approve pay request #1 submitted by American Fence Company in the amount of \$78,798.53 for the Airport Fence Improvement Project – AIP 3-46-0051-021-2023. All voted aye.

**Stanek Constructors Pay Request #11:** German moved and Stapleton seconded to approve pay request #11 submitted by Stanek Constructors in the amount of \$155,811.00 for the Water Treatment Plant Project. All voted aye.

**Stanek Constructors Change Order #2:** Just moved and Stapleton seconded to approve Change Order #2 submitted by Stanek Constructors for the Water Treatment Plant Project to extend the project completion date. The change order will extend the project by 154 days with a new final completion date of January 1, 2024. Voting aye were Just and Stapleton. Voting nay were Solberg, Randolph and German. Motion failed.

**Group Health Insurance Renewal:** Just moved and German seconded to renew health insurance coverage for the City's group with the Health Pool of SD plan F with a \$2500-single/\$5000-family deductible, 80/20 in-network coinsurance, 60/40 out of network coinsurance effective January 1, 2024. The City's monthly premium is \$859.81 single and \$934.81 family. All voted aye.

**Resolution 2023-9:** German moved and Randolph seconded to approve Resolution 2023-9 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 2023 Appropriation Ordinance:

Street Dept Equipment	\$30,000.00
Police Dept Equipment	\$30,000.00
Fire Dept Equipment	\$30,000.00

Dated at Sisseton, South Dakota this 10<sup>th</sup> day of October 2023.  
All voted aye.

**Resolution 2023-10:** Randolph moved and Stapleton seconded to approve Resolution 2023-10 as follows:

BE IT RESOLVED, that \$100,000.00 shall be transferred from the Liquor Fund to the General Fund as provided in the 2023 Appropriation Ordinance.

Dated at Sisseton, South Dakota this 10<sup>th</sup> day of October 2023.  
All voted aye.

**Ordinance 691:** Solberg moved and Stapleton seconded to approve the first reading of Ordinance 691 to repeal Ordinance 13.08.230 – Only Licensed Plumbers Allowed. Upon roll call vote, voting aye were Just, Stapleton, Solberg, Randolph and German. Appel was absent. Motion carried.

**Ordinance 692:** Solberg moved and Randolph seconded to approve the first reading of Ordinance 692 Amending Ordinance 13.04.020 User Responsible for Operation and Maintenance of Water and Sewer Lines. Upon roll call vote, voting aye were Just, Stapleton, Solberg, Randolph and German. Appel was absent. Motion carried.

**Ordinance 693:** Solberg moved and German seconded to approve the first reading of Ordinance 693 Amending Ordinances 12.20.020 Application and 12.20.030 Supervision of Excavations. Upon roll call vote, voting aye were Just, Stapleton, Solberg, Randolph and German. Appel was absent. Motion carried.

**Excavation Fee:** German moved and Randolph seconded to establish a fee of \$6.00 per square foot for private street excavation to replace asphalt. All voted aye.

Information/Discussion: Mayor Jaspers reported on bulk fuel information. Baus Oil is willing to provide a 1,000 gallon tank at the City Shop for dyed diesel. Two of the three existing vendors currently providing fuel for city vehicles and equipment are willing to provide a 10 cent discount for fuel purchased at the pump. Council was in agreement to proceed with setup of tank and pursue the vendor discount.

Attorney Cameron discussed possible issue with non-conforming use properties. There may be several residential properties throughout the City that are considered non-conforming use and would not be able to rebuild their home in the event of a disaster. Cameron will look into the possibility of allowing a variance procedure for these types of situations.

Council discussed current transient merchant ordinance and were in agreement to update.

Attorney Cameron will look into what other communities have in place and come up with a recommendation for the Council.

**Executive Session:** German moved and Stapleton seconded to enter into executive session at 7:55 p.m. pursuant to SDCL 1-25-2 (3) legal. All voted aye. Mayor Jaspers declared the meeting back into regular session at 8:15 p.m.

Mayor/Council Report:

Alderman German will follow up on tribal properties that were planned for demolition.

Stapleton reported on SDML Annual Conference. Mayor Jaspers congratulated Alderman Stapleton for receiving recognition at the conference for over 50 consecutive years of service as Alderman.

Mayor Jaspers has not yet received a cost estimate on shop siding project.

**Adjourn:** German moved and Randolph seconded to adjourn. All voted aye. Meeting adjourned at 8:20 p.m.

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Amber Kemnitz, Finance Officer