**LEOLA CITY COUNCIL MEETING**

**November 3, 2014**

 **The Leola City Council met in the Council Room of the Municipal Building in regular session on Monday, November 3, 2014. Mayor Dean A. Schock called the Meeting to order with the following members present: Tyler Bollinger, Norman C. Tschappat, Doug Yost, Brian Walz and Dana Leibel. Also present: Jeff Tschappat and Dan Yost. Absent: David Gohl.**

 **The Council Minutes of the October 6th meeting stand approved as mailed out.**

 **Council Member Walz moved, with a second by Council Member Bollinger, to accept the Monthly Treasurer’s Reports. All Council Members voted in favor. Motion carried.**

 **The Council examined the following bills:**

**Finance Office Salaried Payroll November Salary $3,307.44**

**Maintenance/Water & Sewer Dept. Payroll November Salary $2,771.95**

**Police & Maintenance Salaried Payroll November Salary $2,806.45**

**Council Payroll Walz Hours-Citizen’s Food Boxes Pay 15.61**

**Gov’t Bldg. Payroll-Janitor October Janitor Hours-J. Leibel 302.69**

**Office Department Payroll October Office Hours-Pam Schaffner 681.90**

**Maintenance Hours-Streets October Fill In Hours – N. Tschappat 35.12**

**Zoning Payroll-N. Tschappat October-Issued Building Permits 21.53**

**Library Payroll October Librarians 592.21**

**West Nile Spraying Payroll 2 time-Mosquito Spraying-J. Tschappat 92.04**

**A & B Business Supplies 120.22**

**AmeriPride Service Mops, Deodorizers, etc. 125.99**

**Auto Owners Insurance Co. Auto Insurance 2,312.13**

**Bollinger Construction Ditch & Culvert Work as Per Project Bid 19,560.31**

**Bollinger Construction Change Order on Ditch & Culvert Work as Per Project Bid 1,024.10**

**Curt’s Repair Parts & Labor on Mower & Block Heater Generator 349.73**

**Dakota Supply Group Water Supplies 576.92**

**FEM Electric Association, Inc. Security Light & Electricity-Golf Course 50.73**

**Fire Safety First Inspect & Recharge Fire Extinguishers 56.00**

**Gene’s Oil Company October Gas & Diesel 867.38**

**Gene’s Oil Company Stove Fuel #2 234.81**

**Homestead Building Supply Supplies 193.95**

**Kappes, Candice Mileage & 4 Days Expense to SDML Conference 232.51**

**Kessler Funeral Plant 40.00**

**Leola Grocery Gov’t. Bldg.-Supplies 86.86**

**Leola Public Library Reimbursement for Supplies & Books Purchased-October 59.27**

**McPherson County Herald Publishing 239.06**

**MDU Electricity 2,038.13**

**North Central Farmers Elevator Miscellaneous Parts & Supplies 83.47**

**Rod Hoffman Construction Labor on Water Shut off & Replace Fire Hydrants 899.48**

**Runnings Farm & Fleet Lawn Seed 134.99**

**Rural Development 31st Loan Payment-Sewer Project 4,021.00**

**Schaffner, Pam Mileage & Expense to Conference 153.01**

**South Dakota Department of Revenue-Lab Coli form Water Testing 13.00**

**South Dakota Municipal League Election Workshop Registration 50.00**

**South Dakota Municipal League Workcomp. Work Compensation Insurance 2,262.00**

**South Dakota One Call Water & Sewer Locates 51.20**

**Titan Access Account – HC Clark Belt for Grasshopper 26.40**

**Walz, Brian Reimbursement-Mileage-2 trips for Food Baskets & Fuel Tank 56.20**

**Walz, Pam Book Reimbursement 97.06**

**Valley Telecommunications Phones, Faxing & Internet & Security 441.73**

**WEB Water October Water Use 3,587.51**

**Westside Heating and AC LLC Discount Deducted on Summer Fill 24.49**

 **Councilman Walz moved, with a second by Councilman Doug Yost, to approve the above bills, along with the Ditch and Culvert Project Change Order. All present Council Members voted in favor. Motion carried.**

 **The Council discussed the Restricted Use Site was closed for the season and the finance officer was instructed to put notice in the newspaper. The need to order five more signs for the Restricted Use Site was discussed by the Council.**

 **The road at the ballfield being almost done and the needed tree trimming to be done by the city workers was discussed by the Council.**

 **The City’s black dirt from the culvert project was discussed, along with the City’s access to the dirt. Complaints of bottoming out in the alley north of G’s was discussed and will be looked at.**

 **The Council discussed the above ground fuel tank being installed north of the Library/Medical Building.**

 **Jim Goebel came before the Council to discuss problems with the drainage off snow melt where the city piles snow in the winter. It was decided Mayor Schock would speak to the County Highway Superintendent concerning when the work on the drainage would be done as the county had already surveyed this area.**

 **A Public Hearing was held for a Special Events Liquor License Application for the Turkey Raffle to be held at the American Legion Hall on November 22nd. No one present objecting to the approval the Special Events License, Councilman Doug Yost moved to approve the license. Council Member Tschappat seconded the motion. All present Council Members voted in favor. Motion carried.**

 **With No Public Hearing needed to renew the Legion’s Off-Sale and On-Sale Liquor Renewal Application, Ten & 45 Café & Steakhouse’s On Sale Liquor with Sunday Sale renewal and Billy’s On Sale Liquor with Sunday Sale renewal applications, Council Member Doug Yost moved, with a second by Councilman Leibel, to approve the applications. All present Council Members voted in favor. Motion carried. Mayor Schock signed the applications that were attested by the finance officer.**

 Sewer problems at 703 3rd Street were discussed and that the City is only responsible for the main and the property owner is responsible from where they connect to the main. It was unknown where this line went from the property as this line was not dug during the sewer project.

 The Council discussed the list of fire hydrants needing to be rechecked and some of those possibly needing to be replaced.

 The finance officer informed the Council the new water and sewer booklets with the new rates were ready and being distributed.

 The Finance Officer informed the Council the Lead and Copper Testing would not be done until June of 2015 and we are to hold the bottles and test at that date. The bottles we received from the State Health Lab the last day of August were actually to be submitted before October 1st instead of the three months we’ve had in the past, so we will need to have it stated on the water quality report that testing wasn’t submitted by the Oct 1st deadline. The state said those testing sites taken off the list for plumbing could be added back on the list and sent to be approved by the State. The discussion of Lead and Copper Testing at the October 6th Meeting was already too late to test.

 The Council discussed the dock still needing to be pulled before the water freezes.

 Mayor Schock updated the Council on the John Daly Memorial Crow’s Nest Project and that ReEtta Sieh informed him the plan was to still get the cement work done this fall. The Council discussed the ownership of the crow’s nest and their plan for upkeep of this building. If the school did not acquire the property, the Committee would not be tax exempt. The City would take water and sewer to the new crow’s nest, and a property maintenance agreement on the crow’s nest would be needed. The finance officer informed the Council power was off for the season at the Pool, Pool Park and the east baseball field but not sure if the school disconnected their seasonal service for the west baseball field and concession stand.

 October issued Building Permits: Stanton & Sheila Spitzer 14-24.

 The finance officer contacted Corinsurance about the ceiling damage at the Library/Medical Building caused by rain, and it was decided to see what the deductible amount is and the city guys should take a look at the roof to see where the problem is.

 Council Member Walz moved, with a second by Council Member Leibel, to purchase the 70” Bucket with bolted on cutting edge from Tyler Bollinger-Bollinger Construction for $800.00 and to trade him the little bucket. All present Council Members voted in favor. Motion carried.

 Council Member Doug Yost moved, with a second by Council Member Walz, to fill in the past location of the ice pond with dirt and level it. All present Council Member voted in favor. Motion carried.
 The Council discussed the recall notice received concerning the ignition switch on the 2003 Impala. It was decided to see if the parts are available for the recall and to schedule an appointment and have it fixed when going into Aberdeen for needed parts.

 **The finance officer informed the Council she spoke to Mike Olson on Code Enforcement and he said he would come and speak to the Council possibly in December. The Council instructed the finance officer to arrange for him to come and speak to the Council.**

 The Council examined the Monthly Library Report and Police Report.

 **The Mayor informed the Council, that Hosmer’s Vet is scheduled to be here at the City shop 11:00 AM until 3:00 PM on Wednesday, December 2nd to give rabies vaccinations. Dog Tags not purchased before January 1st will be assessed the $10.00 Late Change, not purchased before February will pay the $10.00 Late Fee plus the $200.00 fine.**

 **The Council complimented Chief Dan Yost on the job he had been doing. The Council discussed the $100.00 fine for dogs running at large for first offences and $200.00 for second offences and to charge an additional dog pound fee of $25.00 a day before owner can retrieve their pet. The Council discussed the vehicles turning mid-block and crossing the double yellow line, to park illegally and that tickets should be issued to drivers.**

 **The Council discussed the sand at the golf course and that doors needed to be secured at the outside rest rooms at the Golf Course.**

 **Council Member Walz moved to go into executive session at 9:30 P.M. to discuss personnel matters. Council Member Doug Yost seconded motion. All present Council Members voted in favor motion carried. Kappes, Tschappat and Dan Yost were ask to stay during executive session.**

 **Council Member Tschappat moved to exit executive session at 9:50 P.M. Council Member Bollinger seconded motion. All Council Members voted in favor motion carried.**

 **The finance officer was instructed to check into the state law pertaining to smoking in city vehicles.**

 **The Council discussed the renewal of the current medical insurance to be increased 22.38% at renewal, with the current single policy increasing from $602.93 to $797.56, with a $1500 deductible, $20.00 office co-pay and Rx plan. Other Dacotah Bank sponsored policies through Wellmark Blue Cross Blue Shield of SD were discussed, prices on the State Health plan, along with quotes received from the Health Pool of South Dakota through the SDML, which is also through Wellmark Blue Cross Blue Shield of SD. After reviewing rates deductibles and coverage and co-pays Council Member Leibel moved, with a second by Council Member Doug Yost, to go with Plan option 2 through the SDML Health Pool of SD, with $20.00 Office Co-pay, a $500.00 deductible, 90/10 in network, with no Rx plan and an out of network $1000.00 deductible, 70/30 at a single rate of $619.88 or single plus one for $1,152.42, with the City paying the cost of the employee single rate. All present Council Members voted in favor. Motion carried.**

 **The Council discussed the city’s surplus street sweeper, trailer frame and other miscellaneous items sold the Consignment Sale held by Schock Auction with the net proceeds of $2,821.82.**

 **The finance officer informed the Council she spoke to the County Auditor and the abatement request was not the taxes against the property as the property was not in Jeanine (Martian) Murray’s name. The abatement request was only on the trailer which had been demolished. Councilman Bollinger moved the City of Leola hereby concur in the McPherson County Board of Commissioners request for abatement #14-01 for $356.91 for tax years 2005 to 2011. Councilman Leibel seconded the motion. Upon roll call vote, present Council Members voted as follows: Bollinger-AYE, Leibel-AYE, Tschappat-AYE, Walz-NEY and Doug Yost-NEY. Motion carried.**

 **Council Member Walz introduced the following resolution and moved for its adoption. Council Member Tschappat seconded the same. All voted in favor. Resolution 13-1 was read as follows:**

**RESOLUTION 14-01**

**RESOLUTION TO LEASE CITY OWNED PROPERTY**

**WHEREAS: SDCL 9-12-5.2 mandates any municipality that owns rental property and**

 **decides to lease this property for longer than One Hundred Twenty (120)**

 **days and fees for such lease will exceed $500.00 per Year, said Municipality**

 **shall by Resolution of intent, and,**

**WHEREAS: the City of Leola owns such property (Medical Building) and,**

**WHEREAS : the City of Leola wants to lease such a property and such leases will**

 **exceed the One Hundred Twenty (120) days and the $500.00 per year**

 **limit as set by SDCL 9-12-5.2 now, therefore**

**BE IT RESOLVED: That a Public Hearing shall be held on Monday, December 1st 2014 at**

 **8:00 P.M. in the Council Room of the Municipal Building. Anyone or their**

 **attorney may appear before the City of Leola Council to show just cause.**

**Attest:**

 **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

 **Candice Kappes, Finance Officer Dean A. Schock, Mayor of Leola**

**All Council Members voted in favor. Resolution 14-01 was duly adopted. No lease agreements were entered into at this time.**

 **The Council discussed the City’s fire extinguishers had been inspected and three of these fire extinguishers will need to be replaced as they are an old style and outdated**

 **The Council discussed and it was decided the City would again do snow removal at the Hohm Park Apartments and Kenwood Apartments, following any street snow removal.**

 **The Council discussed and set the City’s Christmas Supper to be held on Saturday, December 6th at the Fire Hall for the Council and Employees may bring their spouse or date.**

 **The Council set the Council’s Year-end Meeting for Monday, December 22nd at 7:30 P.M. and decided to leave the January Meeting on January 5th.**

 **The Council discussed the City Office would be closed on December 11th due to the SDML Election Workshop to be held in Pierre.**

 The Council discussed the Risk Safety Conference in Pierre on November 12th - 13th.

 The Council discussed the uncollectible bills and delinquent accounts with accumulated water, sewer and mowing debt and the finance officer should check how to collect these bills as referred to in SDCL Laws.

 **The Council received a thank you note from the Gohl family.**

 **The Council thanked the family of Rita Zulk for the flowers left for the City Council and employees.**

 **Council Member Bollinger moved to go into executive session at 11:13 P.M. discuss personnel matters. Council Member Doug Yost seconded motion. All present Council Members voted in favor motion carried. Dan Yost, Kappes and Tschappat left the meeting during executive session.**

 **At 11:33 P.M., Kappes, Tschappat and Dan Yost rejoined the meeting. Council Member Tschappat moved to exit executive session. Council Doug Yost seconded the motion. All present Council Members voted in favor motion carried.**

 **The Council discussed public access to Chester Street and not being able to block access if it has been the traveled public access to other properties.**

 **There being no further business, Council Member Tschappat moved, with a second by Council Member Walz, to adjourn. All present Council Members voted in favor. Motion carried.**

 **The Leola City Council will meet again in session in regular session on Monday, December 1st at 7:30 P.M. and again for the Council’s Year-end Meeting on Monday, December 22nd at 7:30 P.M. in the Council Room of the Municipal Building.**

**ATTEST:**

 **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

 **\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Dean A. Schock, Mayor of Leola**

 **Candice Kappes, Finance Officer**

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