

**City of Huron, South Dakota
City Commission Meeting
July 20, 2009**

The Board of City Commissioners of the City of Huron, South Dakota, met in regular session on July 20, 2009 at 5:30 p.m. in the City Commission Meeting Room. The meeting was called to order by Mayor McGirr. Present: Commissioners Jan Manolis, Kerwin Haeder, Dale Schneider, Mark Robish and Mayor David McGirr.

The City Commission adjourned to convene as the Board of Adjustments for the following public hearings:

Variance Request: Brian Cunard, project address 625 13th Street SW, is requesting to allow the newly constructed fence to remain on the rear property line, where code requires a 5' setback when solid waste collection is along the lot line in an area zoned R-1 (One Family Residential District). Motion by Schneider, seconded by Robish to approve the Variance Request filed by Brian Cunard with the Hearing Examiner's recommendations. Motion Carried.

Variance Request: Jason Buckmaster, project address 876 7th Street SW, is requesting to construct an attached garage that:

1. will be 174 square feet over code as follows: all structures on the lot, including any accessory buildings, shall not exceed thirty percent of the lot area
2. will be setback 22' from the west property line, where code requires a 30' setback (corner lots require two front yards)
3. will be setback 2' from the south property line, where code requires a 30' rear yard setback
4. will be setback 4' from the east property line, where code requires a 7' side yard setback in an area zoned R-2 (One Family Residential District)

Motion by Haeder, seconded by Manolis to approve the Variance Request filed by Jason Buckmaster with the Hearing Examiner's recommendations and with the other shed being removed, and siding and shingles for the house and garage to match. Motion Carried.

The Board of Adjustments adjourned to reconvene as the City Commission.

Motion by Haeder, seconded by Robish to approve the agenda; Mayor McGirr added that there are (2) contractual matters for 7(a). Motion Carried.

Motion by Manolis, seconded by Schneider to approve the consent agenda; Commissioner Schneider asked that a signature line be added to the alcoholic beverage request forms: regular meeting minutes of July 13, 2009, fuel quotes for Solid Waste Department, Request for Alcoholic Beverage Consumption in Public Area filed by Trussbilt for Ravine Lake East Shelter on August 22, 2009, Raffle requests filed by Holy Trinity Catholic School, and payment of bills. Motion Carried. 3-D Specialties, Inc-Sign Supplies \$53.10, A&B Business Equipment-Maintenance Contract \$53.78, A-OX

Welding Supply Co-Shop Supplies \$170.07, Advance Auto Parts-Supplies \$10.84, Alltel-May/June Cellular Service \$337.68, AT&T-E911 Service \$32.35, Banner Engineering-Recyclable Products \$71.44, Barton's Heating & Cooling-Check Air Conditioner \$87.38, Beadle County Humane Society-2nd Qtr Euthanasia Fees \$826.82, Beck Hardware-Repairs/Supplies \$298.49, Bell, Roger L-SDBOA Meeting \$50.96, Bierschbach Equipment & Supply-Metal Flex Hose \$38.42, Big KMart-Samsung DX103 \$140.00, Blue Fire Design Group-Web Hosting \$60.00, Brownells Inc-Supplies \$402.38, Bureau of Administration-Long Distance Calls \$141.67, Button, Rick-GCSSA Membership \$320.00, Cardmember Service-Audio Books/Travel/Training \$527.51, Centralia Coal Sales Company-Anthracite Filter Media #1 \$2,082.07, City Finance Office-Credit Card Fees \$1,866.56, Computer One Inc-Computer Repair \$220.00, Creative Printing Inc-Magnetic Name Tags \$23.89, Cretex Concrete Products-Inlet Replacement \$2,341.60, Crosscountry Courier Inc-Freight \$201.04, Cummins Central Power Llc-Generator \$14,979.23, Custom Craft Audio & Video-Remove Light Bar/Reinstall \$456.55, Custom Micro Inc-Software Maintenance \$4,650.00, Dakota Provisions-Recyclable Materials \$335.59, Earl's Alignment-Align Wheels, Install Tie Rod \$227.52, Ecolab-May Pest Control \$105.00, Energy Laboratories Inc-Lab Analysis \$491.50, Fair City Foods-Recyclable Materials \$70.88, Farm Plan-Repairs/Supplies \$364.95, Farmers Cashway Do It Centre-Repairs/Supplies \$562.27, Farnams Genuine Parts Inc-Supplies/Repairs \$1,389.77, Farnams Truck Parts-Repairs \$246.91, Fastenal Company-Supplies \$281.66, FedEx-FedEx Shipment \$14.13, Ferguson Electric Inc-Repairs \$45.27, Fonder, Stuart-Refrigerant Evacuation \$367.50, Fortin, Dale-DVDR Vpk \$20.25, GCC Ready Mix-Concrete \$176.00, Glenn's OK Tire Store Inc-Tires/Repairs \$3,928.47, Grainger-18W Emergency Light \$862.23, Grayson Auto Parts-Repairs/Supplies \$289.16, HD Supply Waterworks Ltd-Water Service Supplies \$205.92, Heartland Collections Inc-3rd Qtr Membership \$65.00, Henkinschultz Communications-Creative/Production Services \$548.00, Hohn, Irwin-Trucking \$2,700.00, Huron Clinic Foundation Ltd-Employee Physical \$45.00, Huron Culvert & Tank Co-Repairs/Supplies \$821.00, Huron Plainsman-Legal & Display Ads \$1,203.25, Huron Volunteer Fire Dept-Fire School \$100.00, Huron Welding-Drill 4" Hole In Sidewalk \$124.39, Jack's Janitorial, Llc-Supplies \$27.00, Jim & Jake's Sprinkler Ser-Repair Leak \$250.92, Kaspersons Inc-Oil \$643.93, Kimball Midwest-Paint \$76.40, Kone Inc-July Elevator Maintenance \$211.92, Kutil's Carquest-Repairs/Supplies \$1,343.53, Lewis Drug Inc-Supplies \$60.74, Light & Siren-Headlight Flashers \$2,279.85, LSI Inc-Recyclable Materials \$421.09, Lyle Signs Inc-Sign Supplies \$159.87, Mac's Inc-Safety Chain/Snap \$16.74, Maintenance Engineering-Tower Light Bulbs \$791.22, Marko Steel Service Centre-Supplies \$58.18, Michael Todd & Company Inc-Street Dept Apparel \$149.67, Muth Electric Inc-Repairs \$1,267.61, Neve's Uniforms Inc-Ballistic Vests \$8,024.32, Northwestern-Utilities \$5,691.22, Northwestern Services-Recyclable Materials \$59.94, Office Necessities-Supplies \$547.75, Oil Well-Oil \$161.75, Olson Construction-Sewer Work/3rd & Ohio \$4,540.45, One Call Systems Inc-Locate Fees \$281.05, PB Sports-Fire Dept Apparel \$175.50, PJ's Machine & Repair Inc-Repairs \$34.53, Powerplan-Repairs \$1,707.40, Pro Build-Supplies \$32.11, Qwest-Telephone Service \$1,241.36, R & L Sanitary Service-Portable Toilet Rental \$150.00, Raymond Oil Company-Fuel \$947.60, Running's Supply Inc-Repairs/ Supplies \$545.46, Sanitation Products Inc-Sweeper Repair \$165.37, Santel Communications-Internet Service \$181.85, SDN Technologies Llc-Engineer Labor \$37.50, Sheffield, James-Mowing/718 12th St SW \$90.00, Sherwin Williams-Paint Supplies \$91.66, Sibley Motor Inc-Repairs/Supplies \$263.80, Signature Plus-

Employee Tee's \$323.50, Sioux Falls Two-Way Radio-Check Mobile Radio \$30.00, South Dakota DENR-Annual Fee \$5,000.00, South Dakota Federal Property-Supplies \$1.75, South Dakota State Treas-June Sales Tax \$8,260.43, State Radio Communications-Teletype Service-7/1-12/31 \$1,800.00, Todd Brueske Construction-Replace Concrete Dak Plaza \$1,311.23, Truck & Trailer Services-Repairs \$274.79, United States Postal Service-Postage/Utility Bills \$1,240.00, UPS Store-UPS Shipment \$8.60, Verizon Wireless-Cellular Service \$361.22, Water Deposits-Refunds \$698.28, West Payment Center-Subscription \$338.00, Wheeler's Business Product-Supplies \$75.96, WW Tire Service Inc-Tires/Repairs \$506.11, Zesto Parcel Shipment-UPS Shipment \$6.22, Zoll Medical Corporation-Supplies \$86.06.

Motion by Manolis, seconded by Haeder to approve Payment Request No. 2 by FlatLand Concrete for Bid No. 2008-01 Recreation Trail South West Huron Project No. EM 8003 (12), PCN 010C in the amount of \$70,821.31. Motion Carried.

Motion by Schneider, seconded by Robish to approve Change Order No. 2 by Asphalt Paving & Materials Co. for Bid No. 2009-08 Curb & Gutter and Asphalt for a net increase of \$65,620.78 and time extension of 92 days, and also Payment Request No. 4 for the same project in the amount of \$28,203.58. Motion Carried.

Motion by Haeder, seconded by Robish to defer the public hearing for a Retail On-Off Sale Malt Beverage license filed by La Victoria Mexican Restaurant, 334 Dakota Ave S, pending changes to the building for license requirements. Motion Carried.

Mayor McGirr announced that this was the time and place for the public hearing for the following Biennial Home Occupation Permit Renewals: Leonard Doll, 644 12th SW, Teno's Tacos; Ronald Wipf, 1458 Sunset Drive, Snow/Lawn Care; Steven Cyriacks, 135 7th St SW, Construction; and Gary Reff, 888 Illinois SW, Taxidermy. Motion by Manolis, seconded by Schneider to approve the Biennial Home Occupation Permit Renewals as listed. Motion Carried.

Quarterly Update for Huron Event Center: Brenda Jager informed the commissioners about January through June events, summer weddings have been busy as well as other events. After the State Fair other events taking place are conventions, then hunting season and the Christmas party season. At the end of August the new manager will be coming on for the Crossroads Hotel.

Quarterly Update for Huron Senior Center: Executive Director Jim Hofer explained everything is going well so far this year. They have four apartment units open and are working to get them rented. They need to have 15 apartments rented to break even; there are 23 apartments total. A survey is being done to see about a possible name change to attract younger members to get involved with the center.

Motion by Manolis, seconded by Haeder to approve the Plat filed by HRMC to vacate Iowa Ave SE from 5th Street SE to 6th Street SE in the Second and Third Railway Addition in the NW ¼ of Section 6, Twp. 110 North, Range 61 West, of the 5th PM, City of Huron, Beadle County, South Dakota. Mayor McGirr abstained. Motion Carried.

The 2nd Reading was held on Ordinance No. 2061-5-107 – Malt Beverage Dealers-Classification and Fees. Motion by Schneider, seconded by Robish to approve the 2nd Reading of Ordinance No. 2061-5-107. Motion Carried.

ORDINANCE NO. 2061-5-107

AN ORDINANCE TO AMEND SECTION 5.54.012 OF CHAPTER 5.54 OF TITLE 5 OF ORDINANCE IN REVISION NO. 850, COMMONLY KNOWN AS THE MUNICIPAL CODE OF THE CITY OF HURON, SOUTH DAKOTA, PERTAINING TO MALT BEVERAGE DEALERS-CLASSIFICATION AND FEES.

BE IT ORDAINED BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF HURON, SOUTH DAKOTA:

That Section 5.54.012 of Chapter 5.54 of Title 5 of Ordinance In Revision No. 850 be amended to read as follows:

Chapter 5.54 MALT BEVERAGE DEALERS

5.54.012 Classification and fees.

The licensing period for malt beverage licenses runs from July 1 through June 30. The following classifications and fees are established:

License Type	Fees
Retail (On-Off Sale) Malt Beverage	\$300/year
Package (Off-Sale) Malt Beverage	\$200/year
Package (Off-sale) Malt Beverage & SD Farm Wine License	\$225/year
Transfer Fee	\$150.00

David McGirr, Mayor

Attest: Paullyn Carey, Finance Officer

Departmental Items:

Motion by Manolis, seconded by Haeder to set the Surplus Auction date for August 14, 2009 at the City Rubble Site, to approve surplus items as listed with the minimum bid amount for abandoned vehicles to be determined by the Finance Officer upon receiving the current price for scrap metal by the ton. Motion Carried. **Airport:** 1982 International Truck, VIN: 1HTAA17E6CHA18233, Vacuum truck with FMC 707sweeper (No Title) Diesel. 20,206 Miles, 1975 Walters Fire Truck, Model ZFQD, VIN: 006664 Gas. 4,244 Miles (doesn't run) (No Title), 3 Weed trimmers (gas), 1 King KX00 Aircraft Radio (dead battery), 2 Maxxon SP 2550 Radios (dead batteries), 1 Partner Phone System (Damaged) with 2 Lucent Technology 22 button phones, Sharp F01450 Fax Machine, 3 old cell phones (Sharp, NGC, LG), IBM Electric II Typewriter, HP Scanner; **Finance:** 3 Desk Calculators; **Golf Maint:** 2 EZ Go Electric Work Carts – Need Batteries; **Inspection:** Air Purifier, Brother IntelliFAX-770 (not working); **Library:** 4 double unit computer stands, 1 green/gray metal desk – OLD, 2 wire spinner paperback racks, 1

slat-wall display unit with metal shelves, 2 coat racks that hang on the wall, Drive up book drop with cart, Video shelving unit – 2 sections; Old Circulation desk (blonde wood), 2 ceiling fans, 1 box of electrical boxes, wiring, etc., 2 rolls of carpet, Metal art print display easels, Pull down Window shades, 2 Office Chairs, 5 Wooden Chairs, Several Computer Keyboards, 1 NobleView Computer Monitor, 2 Book Depository Wall Units, Coin Return Machine, Shelving; **Parks & Rec:** 5 Paddle boats, 1 Canoe, 1 Kayak, 1 Heald Hauler utility vehicle, 1 Fertilizer spreader, 2 Foosball tables, 1 RCA film projector, Assorted boxes of crepe paper, 1 old record player, 1 Adler electric typewriter; **Police Dept:** 2006 FORD CVC 4S VIN: 2FAHP71WX6X131639 Veh #2024 Mileage: 129,401, 2006 FORD CVC 4S VIN: 2FAHP71W86X131641 Veh #2027 Mileage: 183,367, 2006 FORD CVC 4S VIN: 2FAHP71WX6X131642 Veh #2026 Mileage: 134,473, 2000 FORD CVC 4S VIN: 2FAFP71W5YX109509 Veh #2017 Mileage: 105,239, 3 carpeted speaker boxes, Panasonic 21' color TV, RCA AC/DC TF/VCR combination, 4 - 205/55-16 tires on VW alloy wheels, 4 boxes of assorted hand tools, 1 box spray paint, various automotive fluids, 1 box with assorted power tools, 3 CB radios, Box with numerous car stereo amplifiers, Box with assorted car stereos, Spray paint gun, Electric impact wrench, Assorted subwoofer speakers, 2 fishing poles, Chain saw in case, Paper shredder; **Solid Waste Dept:** 1980 FORD F700 Sander Truck with one way blade VIN: F70HVHJ 6162 Veh #64, Sharp ER-A310 Cash Register W/ manual and register tape, Jacobsen Front End Mower, 10 Light Fixtures: Sodium 270 volt multi tap balas shop light 400 watt, 1 Craftsman 20 HP Mower 42" deck, 1 EZ Go Utility truck gas powered, Several different sized metal library containers, 1 Delta metal pickup tool box, 1 Plural Component Proportioning Unit Sprayer-2 part system (foam, rubber mat), 1 Steam cleaner, 1 Handy 1000 Industrial Pressure Washer; **Street:** 1987 GMC General 14 yd Dump Truck VIN: 1GTT9E4C1JV600955 Veh #66 Cummins motor 3911 hrs Mileage: 123,400, Greymills parts washer Model 500-A, 5hp Briggs motor (needs work), Misc truck and pickup parts (bench seats, hoods, etc), AMC Gas fired pressure washer (Workhorse model) needs work, Barrell dolly cart, Toro weedeater (needs work), Used hyd hoses, Boxes and boxes of misc. outdated shop supplies, 2 wheel barrows; **Items from Old Water Treatment Plant:** Stake bed panels for flat bed truck, 50+ 50lb. bags of Nalco 918 Water Stabilizer balls, 2 pickup tool boxes, 50gal. pickup fuel tank & pump, 20+ heavy metal baked enamel panels 5' x 3.5' – great for windbreak, etc.; **Traffic:** 13 traffic signal heads(12"RYG), 2 walk/don't walk signal heads, 4 - 17'6" traffic signal poles with base, 1 – 16' traffic signal pole without base, 2 – traffic signal controller cabinets 50"x19", misc. traffic signal mounting hardware, misc. traffic signal control cable, 16 - 400watt HPS street light fixtures, 6 – 50ft street light poles, misc. parts for truck mounted paint striper, 2 wheel cart; **Water-Sewer Dept:** Electric cabinets out of pumphouse, old computers (no hard drives), 55 gal. steel barrels – majority have lids (behind garage at WP), 20' boom mower, Old mixing pump (SBR), 2 barrels of wire, Welder (SBR), At DAF: Grit wagon dumpster, Riding JD Mower 160, Small sutorbuilt blower, Plastic 2½ gal. gas container, Delta pickup tool box, 20.5 – 25 12 ply used loader tire (L-2/G-2 Type 4S), 60 hp electric motor, Odor control hose and atomizers for anaerobic pond, Lawn fertilizer spreader, At Shinderling: 250 gal. mixing hopper tank with electric motor and shaft, Pontoon float for Cristiffili pump; **Abandoned Vehicles:** 1992 Cadi Deville 1G6KY53B9NU838607, 1999 Dodge Grand Caravan 1B4GP44G5XB549682, 1984 Jeep Cherokee 1JCUX7735ET055232, 1994 Chevy 1500 1GCEC14K9RE138568, 1992 Pont Grand Am 1G2NE14D5NC28482, 1990 GMC Van 1GTEG25H4L7509922, 1991 Pont Grand Prx 1G2WJ14T8MF292876, 1971 Chevy

Pickup CE141J645951, 1991 Volks Rabbit 3VWFA21G7MM018526, 1998 Chevy Malibu 1G1NE52M4WY174953, 1992 Chrys Imperial 1C3XV56L5ND746656, 1978 Chevy Caprice Classic 1N69U8J342975, 1995 Olds Cutlas 1G3WH12M4SF305879, 1994 Cadi Deville 1G6KF52Y3RU262725, 1991 Buick Century 1G4AH54N8M6466595, 1995 Chevy Monte Carlo 2G1WW12MXS9221962, 1994 Pontiac Grand Prx 1G2WJ52M3RF311277, 1999 Pont Sunfire 1G2JB1246X7528183, 1991 Dodge Shadow 1B3XP48K7MN548661, 1996 Chevy Cavalier 1G1JC5247T7133738, 1994 Buick LeSabre 1G4HP52L3RH463375, 1993 Dodge Dynasty 1B3XC46R5PD150452, 1993 Olds ACV 1G3NL5436PM003745, 1991 GMC TT10506 1GKDT13Z6M2535535, 1986 FORD ESCORT 1FABP33J0GW182970, 1993 Chevy LUMINA 2G1WN54TXP9177578, 1995 FORD WINDSTAR 2FMDA5146SBC13674, 1995 MERCURY SABLE 1MELM5046SG644645, 1996 PLYMOUTH VOYAGER 2P4GP45R0TR519533, 1998 Olds DELTA 88 1G3HN54C7JW386128, 1991 Dodge CARAVAN 1B4GD54R3MX551557, 1990 Chevy CORSICA 1G1LT54G4LE182844, 1991 Pontiac SUNBIRD 1G2JB34K3M7537006, 1983 Pontiac BONNEVILLE 2G2AN69A6D2267415, 1987 Chevy CELEBRITY 1G1AW51R2H6246210, 1986 PLYMOUTH HORIZON 1P3BM18C46D170821, 1997 CHRYSLER LHS 2C3HC56F6VH773789, 1989 Chevy Cavalier 1G1JF11W0K7162662, 1988 SUBARU DL JF1AN42B4JC435153, 1997 TOYOTA PREVIA JT3HK23M4V1083591, 1994 Buick PARK AVE 1G4CW52L0R1631107, 1991 ACCURA 4DLLS JH4KA7672MC007764, 1987 MITS TREDIA JA3BF46D8HZ070859, 1994 Pontiac TRANS SPORT 1GMDU06L4RT205724, 1990 Pontiac GRM 1G2NE54U9LC251205, 1991 Dodge SPI 1B3XA4635MF562730, 1987 Plymouth Voyager 2P4FH21C9HR197724, 1993 Oldsmobile Cutlass 1G3AG55N5P6342195, 1991 Oldsmobile 88 1G3HN54C7MH326651, 1982 Ford F-150 1FTEF15E7CLA06637, 1978 Chevy Malibu 1W27MEK460606, Pickup Box Trailer with fiberglass topper.

Motion by Haeder, seconded by Robish to adjourn into executive session at 6:11 p.m. to discuss Union Negotiations and two Contractual Matters. Motion Carried.
Time out of executive session 9:24 p.m.

There being no further business the meeting was adjourned.

Paullyn Carey, Finance Officer