**Bridgewater City Council Regular Meeting Minutes**

September 9, 2019 7:00 pm

The City Council of the City of Bridgewater met in the Council Room for their regular meeting on 09/09/19. The meeting was called to order at 7:00 pm by President Travis Holthaus. Answering roll call were Bob Anderson, Travis Holthaus, Lacey Weber, and Alicen Strombeck (arrived at 7:38). Absent Jessica Liesinger and Mark Vondra. Others present: Finance Officer-Joan Julson, Maintenance-Todd Letcher, Jesse Morris (DGR Engineering), Craig Meyer, Jim Julson, Mike Damm, and Sandi Tschetter.

Pledge of Allegiance was recited.

(It was noted that due to the lack of quorum, only items that could be done without a motion were gone over until Strombeck arrived.) President Holthaus asked the audience if anyone had any objections to having the Public Hearings a little later in the meeting due to our lack of quorum. No one objected.

Maintenance report by Letcher. He reported that he cleaned the ditch out at lagoon with CMC Excavation for better drainage. The fence at the lagoon will also need repair. He and Anderson will be attending the SD DOT surplus auction in Mitchell to look at an asphalt heater. We waste asphalt for potholes since it gets hard as it sits and can’t be used. Council agreed that if it goes for a reasonable price and appears to be in good condition to bid on it. Holthaus will try to check on it also since he works out of that office. Letcher also reported that GoldenWest will be reimbursing the Bender & CMC Excavation bill since a sinkhole on Walnut was caused by a fiber optic line getting run through the storm & sanitary sewer lines there.

7:38 pm Strombeck arrived. Council now has a quorum.

A letter of resignation was received by Jessica Liesinger. Motion by Weber, second by Strombeck to accept the resignation of Jessica Liesinger – council person for Ward III. All present voted aye. Motion carried.

The minutes of last month’s meetings were sent to the council for reading prior to the meeting. Motion by Weber, second by Strombeck to approve the August 5th regular meeting minutes with a correction to the July 8th minutes to read Cody & Megan Northern not Golder. This was missed last month. All present voted aye. Motion carried.

The August Financial statement was sent out to the council for reviewing prior to the meeting. After discussion, a motion was made by Anderson, second by Weber to approve the August Financial Statement. All present voted aye. Motion carried. 1st reading of Supplemental Budget Ordinance A-107 was done. Motion by Weber, second by Anderson to approve Resolution 19-0909C. Roll call vote: all present voted aye. Motion carried.

*CITY OF BRIDGEWATER*

*RESOLUTION 19-0909C*

***RESOLUTION AUTHORIZING THE CITY OF BRIDGEWATER***

***TO CHANGE THE LIQUOR FUND FROM A PROPRIETARY FUND***

***TO A GOVERNMENTAL FUND***

***WHEREAS****, the City of Bridgewater, by motion at the July 30, 2019, special meeting, did grant Cody & Megan Northern of Canistota, SD, if complying with the terms of our operating agreement, the position of “Manager” of the Municipal Liquor Store as of August 1, 2019 until the regular May meeting in 2020; and*

***WHEREAS****, the City of Bridgewater will not be operating the Municipal Liquor Store in a manner similar to private business enterprises.*

***NOW THEREFORE BE IT RESOLVED****, that the City Council shall authorize the Finance Officer to transfer the August 31, 2019 balance of Fund 601 – Liquor Fund, a Proprietary (Enterprise) Fund to Fund 106 - Liquor Fund, a Governmental (General) Fund.*

***PASSED AND APPROVED*** *this 9th day of September, 2019, by the City Council of the City of Bridgewater, South Dakota by the following vote:*

*Ayes: 4 Nays: 0 Absent: 1*

*City of Bridgewater*

*By: Travis Holthaus*

*Its Council President*

*ATTEST:*

*Joan M Julson*

*City Finance Officer*

*(SEAL)*

The bills for the month of August were reviewed. A motion was made by Anderson, second by Weber to approve the August bills. All present voted aye. Motion carried.

Holthaus read Resolution 19-0909. A motion by Weber, second by Strombeck to approve Resolution 19-0909. Roll call vote: all present voted aye. Motion carried.

***CITY OF BRIDGEWATER***

***RESOLUTION #19-0909***

***A Resolution of the City of Bridgewater to set the interest rate on the special assessment for the 4th St from Poplar Ave to Walnut Ave and Juniper Ave from 3rd St to SD Hwy 262 projects.***

***NOW, THEREFORE BE IT RESOLVED****: that the City shall set the interest rate on the special assessment for the 4th St from Poplar Ave to Walnut Ave and Juniper Ave from 3rd St to SD Hwy 262 projects at 3.5% per annum.*

***PASSED AND APPROVED*** *this 9th day of September, 2019, by the City Council of the City of Bridgewater, South Dakota by the following vote:*

*Ayes: 4 Nays: 0 Absent: 1*

*City of Bridgewater*

*By: Travis Holthaus*

*Title: Council President*

*ATTEST:*

*Joan M Julson*

*City Finance Officer*

*SEAL*

At 7:45 the Public Assessment Roll Hearing was opened by President Holthaus. Earlier Craig Meyer had a question about his curb & gutter footage figure and driveway opening. Finance Officer reported that her footage figure was gotten from the county assessors office since the highway slants there across his property. And it was explained that a driveway opening is also considered a gutter for drainage. Mike Damm questioned whether a payment could be made to the finance officer anytime during the year. That would have to be checked with the county auditor as to how that would be handled. No other questions or comments. A motion was made by Anderson, second by Weber to approve Resolution 19-0909A. Roll call vote: all present voted aye. Motion carried.

***City of Bridgewater***

***Resolution 19-0909A***

***WHEREAS****, the City of Bridgewater has proposed a Proposed Resolution of Necessity #17-0830A for improvements to Juniper Ave from SD Hwy 262 to 3rd St: and*

***WHEREAS****, the City of Bridgewater has published and mailed said notices as required by the South Dakota Codified Laws; and*

***WHEREAS****, the City of Bridgewater has adopted Resolution #17-0830A, a Resolution of Necessity, on August 30, 2017 to assess substantial improvements to Juniper Ave from SD Hwy 262 to 3rd St., all within the City of Bridgewater, South Dakota; and*

***WHEREAS****, the City has completed the projects and again declares the necessity to make the improvements; and*

***WHEREAS****, the assessment roll has been filed in the office of the Municipal Finance Officer on September 9, 2019; and*

***WHEREAS****, the City Council of the City of Bridgewater has reviewed the assessment roll and found it to be correct and has held the required public hearing prior to the adoption of this resolution;*

***THEREFORE BE IT RESOLVED*** *that the assessment roll for the Juniper Ave Improvement Project is approved and that the assessments may be paid without interest to the Municipal Finance Officer at any time within 30 days after the approval of the assessment roll. The assessments will be collected under Plan One and will become due and payable at the office of the county treasurer in ten installments, together with interest at 3.5 percent per annum, with the general taxes and will be payable at the county treasurer’s office on January 1, 2020; the remaining installments with interest at 3.5 percent annum will become due and payable on an annual basis at the county treasurer’s office on January 1, of each following year until the total assessment, with interest is paid in full. All installments paid before their respective due dates shall be paid in inverse order of their due dates.*

*Dated this 9th day of September, 2019.*

*Ayes: 4 Nays: 0 Absent: 1*

*Travis Holthaus – Council President*

*ATTEST:*

*Joan M Julson, Municipal Finance Officer*

*SEAL*

A motion was made by Anderson, second by Weber to approve Resolution 19-0909B. Roll call vote: all present voted aye. Motion carried.

***City of Bridgewater***

***Resolution 19-0909B***

***WHEREAS****, the City of Bridgewater has proposed a Proposed Resolution of Necessity #17-0830B for improvements to 4th Street from Poplar Ave to Walnut Ave: and*

***WHEREAS****, the City of Bridgewater has published and mailed said notices as required by the South Dakota Codified Laws; and*

***WHEREAS****, the City of Bridgewater has adopted Resolution #17-0830B, a Resolution of Necessity, on August 30, 2017 to assess substantial improvements to 4th Street from Poplar Ave to Walnut Ave., all within the City of Bridgewater, South Dakota; and*

***WHEREAS****, the City has completed the projects and again declares the necessity to make the improvements; and*

***WHEREAS****, the assessment roll has been filed in the office of the Municipal Finance Officer on September 9, 2019; and*

***WHEREAS****, the City Council of the City of Bridgewater has reviewed the assessment roll and found it to be correct and has held the required public hearing prior to the adoption of this resolution;*

***THEREFORE BE IT RESOLVED*** *that the assessment roll for the Juniper Ave Improvement Project is approved and that the assessments may be paid without interest to the Municipal Finance Officer at any time within 30 days after the approval of the assessment roll. The assessments will be collected under Plan One and will become due and payable at the office of the county treasurer in ten installments, together with interest at 3.5 percent per annum, with the general taxes and will be payable at the county treasurer’s office on January 1, 2020; the remaining installments with interest at 3.5 percent annum will become due and payable on an annual basis at the county treasurer’s office on January 1, of each following year until the total assessment, with interest is paid in full. All installments paid before their respective due dates shall be paid in inverse order of their due dates.*

*Dated this 9th day of September, 2019.*

*Ayes: 4 Nays: 0 Absent: 1*

*Travis Holthaus – Council President*

*ATTEST:*

*Joan M Julson, Municipal Finance Officer*

*SEAL*

President Holthaus declared Public Hearing over. Time 7:50pm

At 7:50 the Public Hearing for Nuisance Abatements was opened by President Holthaus. No one came or submitted any comments. After council discussion, a motion was made by Weber, second by Strombeck to approve the following assessments and instruct finance officer to submit these assessments to the McCook County Auditor. All present voted aye. Motion carried.

\*Ruiz, Conrado, 651 E 6th St, Bridgewater, SD 57319

Legal Description of Property: N150’ of E92’ of Lot 4 3A Subdiv of NW4 13-1 01-56

Misc NW 13

Parcel #18.24.4304: Nuisance Property Cleanup: $1038.38

\*Freeman, Joseph & Judy, 431 N Poplar Ave, Bridgewater, SD 57319

Legal Description of Property: S½ of Lot 3 & All of Lot 4 Blk 3 OT

Parcel #18.00.0304: Nuisance Property Cleanup: $559.13

President Holthaus declared Public Hearing over. Time 7:55pm

At 7:55 the Public Hearing for Proposed Resolution of Necessity – Curb & Gutter Assessments was opened by President Holthaus. No one came or submitted any comments. A motion was made by Anderson, second by Strombeck to approve Resolution 19-0909C. Roll call vote: all present voted aye. Motion carried.

**RESOLUTION 19-0909C**

**PROPOSED RESOLUTION OF NECESSITY**

BE IT RESOLVED by the City Council of the City of Bridgewater, South Dakota, at a regular meeting thereof, held at the Bridgewater City hall at 232 N Main Street at 7:20pm on the 9th Day of September, 2019 that the convenience and necessity had arisen to substantially improve 4th Street from Poplar Ave to Walnut Ave within the City of Bridgewater, McCook County, South Dakota, by the addition of street asphalt, curb and gutter and drainage improvements. Such properties affected being hereinafter named:

1. All of Lots 4 & 9 and E2 of Lots 5 & 8 all in Blk 2 OT

BE IT FURTHER RESOLVED that the material to be used in the project shall be according to plans and specifications prepared by engineers for the City of Bridgewater, which are on file in the office of the Municipal Finance Officer and are open to public inspection and incorporated hereby.

BE IT FURTHER RESOLVED that the cost of $18.00 per foot on 4th Street from Poplar Ave to Walnut Ave shall be assessed against all assessable lots and tracts of land fronting or abutting thereon to each of such lots or tracts above stated. The total costs shall include the contract price and all engineering, inspection, publication, fiscal, legal and all other expenses incidental thereto. The costs of the concrete curb and gutter, concrete approach pavement, and concrete driveway pavement improvements and all other expenses incidental thereto shall be assessed against all assessable lots and tracts of land fronting or abutting thereon to each of such lots or tracts above stated, according to the provisions of SDCL 9-43-79 and shall be assessed based on the number of feet fronting or abutting the concrete curb and gutter, concrete approach pavement, and concrete driveway pavement improvements.

BE IT FURTHER RESOLVED, that the assessments will be divided into 10 equal installments which shall be payable under Plan One, collection by the County Treasurer, as set forth in SDCL 9-43-102 and that all deferred installments shall bear interest at such rate as shall be determined by the City Council, but not in excess of seven percent (7%) per annum.

BE IT FURTHER RESOLVED; that the contractors who performed the work of construction herein provided for will be paid in cash from City funds or borrowed funds.

Dated this 9th Day of September, 2019

*Ayes: 4 Nays: 0 Absent: 1*

*Travis Holthaus – Council President*

*ATTEST:*

*Joan M Julson, Municipal Finance Officer*

*SEAL*

***APPENDED NOTICE OF HEARING ON PROPOSED***

***RESOLUTION OF NECESSITY #19-0909C***

*NOTICE IS HEREBY GIVEN that on the 9th Day of September, 2019 at the hour of 7:20 pm, at the Bridgewater Council Chambers in the Finance Office, 232 N Main Ave, Bridgewater, SD 57319, has been fixed by the Bridgewater City Council as the time and place for the hearing upon the Resolution #19-0909C, Proposed Resolution of Necessity, at which time the Bridgewater City Council shall consider any objections to the proposed resolution by owners of property liable to be assessed for the improvement.*

*Joan M Julson, Finance Officer*

*City of Bridgewater*

President Holthaus declared Public Hearing over. Time 7:57 pm

Public Input: Mike Damm commented on ideas for streets. No other comments or input.

Streets & Alleys: Street truck parking on city streets was discussed. A motion was made by Weber, second by Anderson to have a 2-hour parking zone on the east side of Juniper Ave between Hwy 262 and 3rd St. All present voted aye. Motion carried. Letcher was instructed to get signs for this.

Water & Sewer: Jesse Morris (DGR Engineering) went over a couple of items yet to finish for the water meter project. Motion by Weber, second Strombeck to approve Change Order #3 for water meter project. All present voted aye. Motion carried.

Storm Sewer Project: Jesse Morris (DGR Engineering) gave an update on the project. The surveying is complete and they are working on the preliminary design. On track to let bids in Feb or March with construction start next summer. The Governor’s Office of Economic Development sent papers for the grant agreement (CDBG) for the Storm Sewer Project to be signed. Motion by Weber, second by Strombeck to have Council President Holthaus sign CDBG agreement papers. All present voted aye. Motion carried.

Government Buildings/Municipal Liquor Store: (State requested that we do the following motion concerning the video lottery license.) Motion by Anderson, second by Weber to allow the North 40 Bar & Grill to use the city video lottery license. All present voted aye. Motion carried. A voucher for payment was received from Jerry Paweltzki for 17 Sparky’s drink chips @ $3 ea equaling $51.00. After council discussion, a motion was made by Anderson, second by Weber that Sparky’s drink chips are null and void as of 8/1/19. All present voted aye. Motion carried. No payment will be made for unused bar chips.

Ambulance: Motion by Anderson, second by Weber to allow Jim Julson & Sue Rinehart to attend the SD EMS Assoc State Conference in Aberdeen on Nov 1st-3rd. All present voted aye. Motion carried. Jim Julson reported to the council that they are having a few issues with the ambulance and should probably be keeping in mind that a replacement for the 2002 model will be needed probably in the near future. We will also be getting a donation of $2500 from the Dakota Access Pipeline again. (Noted that the fire dept will also be getting the same donation) While at the convention he will be checking with the SDML Work Comp and Stryker on the cost of a Power Load for the ambulance cot. There is a grant through them to cover some of the cost of this type of equipment. This donation could go towards that equipment.

Motion by Strombeck, second by Weber to write off uncollectible ambulance bills (Medicare/Medicaid/Insurance Assignment) of $28,760.38. All present voted aye. Motion carried. (Total charges were $89213.40 less payments of $60453.02 leaving an assignment balance of $28760.38. (It was noted that in accepting payment from Medicare or Medicaid we have to accept what Medicare or Medicaid says the bill should be. In turn for getting paid by Medicare and/or Medicaid, we must also agree not to charge these amounts to the patient and consequently have to write these amounts off at the end of the year.) It was also noted that we never wrote any off in 2018, so this does cover 1½ years.

Law Enforcement: August Law Enforcement report so noted.

Parks & Recreation: Council also discussed future plans/ideas for the city park and grants that may be available.

Code Enforcement: Nuisance issues on Poplar and Oak were discussed. Motion by Weber, second by Anderson to continue with moving forward with nuisance action with attorney for 431 N Poplar Ave. All present voted aye. Motion carried. Motion by Weber, second by Anderson to continue with moving forward with nuisance action with attorney for 100 S Oak Ave. All present voted aye. Motion carried. Motion by Strombeck, second by Anderson to send letter to 551 E 2nd homeowner for clean-up. All present voted aye. Motion carried.

2nd Reading of 2020 Appropriations Budget was done. Motion by Anderson, second by Strombeck to approve 2020 Appropriations Ordinance A-106. All present voted aye. Motion carried. (Printed separately in the Bridgewater Tribune.)

Motion by Anderson, second by Weber to approve the following building permits: Hugo Garcia, Diane Austin, and Mike Damm. All present voted aye. Motion carried.

Motion by Anderson, second by Strombeck to adjourn. Motion carried. Time 9:00 pm.

Next regular meeting is October 7, 2019.

Travis Holthaus - President Joan M Julson – Finance Officer

**Claims**:

Payroll by Dept.: Ambulance 4093.13; Dump 218.05; Finance Office 1253.54; Gov’t Bldg 20.13; Liquor 1173.39; Mosquito 327.12; Parks 1587.21; Sewer 1823.89; Streets 3046.57; Water 1141.25; EFTPS-August payroll taxes, 3765.95; SD Retirement System-employee & city match, 1164.48.

Supplies: Barco Municipal Products–traffic paint, 176.84; Campbell Supply–mosquito spray, 649.90; Freeman Lumber–storm sewer forms for catch basin, 18.10; Matheson–amb oxygen, 140.40; Menards–storm sewer supply, 57.56; Post Master–water/sewer/garbage bill stamps, 52.50; Potter Tire & Service–August gas, diesel supply, 934.47; Schmidt Country Inc–weedeater supply, 57.91; Sturdevant’s–shop supply, 99.44.

Repairs & Maintenance: Benders Sewer & Drain–storm sewer line cleaning & cameraing on Walnut between 3rd & 4th St, 1859.00; CMC Excavation-sinkhole on Walnut, 2703.26; CMC Excavation-ditch cleanout at lagoon, 841.84; Floor Tec–firehall & bar carpet cleaning, 638.86; Two Way Solutions–amb radio & pager repairs, 223.47.

Beer and Liquor: (paid in August): Dakota Beverage, 57.00; Johnson Brothers Famous Brands, 237.96; Republic National Dist, 228.13.

Miscellaneous: A&B Business Inc–Maintenance contract, 74.10; Bridgewater Development Corp–monthly donation, 200.00; Bridgewater Tribune (Salem Special)–August publishing, 223.09; McCook County–Contracted Law Enforcement monthly payment, 2112.50; Nordwald Rentals–October rent (Payable 10/1/19), 350.00; Petty Cash–Council postage & FO supply 12.73; Post Master-annual PO box fee, 94.00; RBS Sanitation-Aug garbage pick-up, 2566.25; RBS Sanitation-Aug dumpster fees (Legion Hall, firehall, shop), 150.36; SD One Call-28 fax locates for July & August, 31.36; SD Dept Public Health Laboratory-water testing, 30.00; SD State Treasurer–August garbage, etc. sales tax (We received a 1.5% allowance for timely payments - $3.37), 220.98; Signarama- welcome sign at ball park & door stickers for city pkup, 1052.78.

Utilities (Paid in August): Golden West, 442.89; Hanson Rural Water, 6021.80; Xcel Energy, 2498.13.

Insurance: AFLAC-reimbursed by employees, 200.96; Health Pool of SD, 3141.70.

Professional: Eich Law Office-August statement, 632.20.

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