

**Bridgewater City Council Regular Meeting Minutes
October 7, 2024 7:00 pm**

The City Council of the City of Bridgewater met in the Council Room for their regular meeting on Monday 10/07/2024. The meeting was called to order at 7:00 pm by President Travis Holthaus. Answering roll call were Bob Anderson, Luke Burger, Tony Hofer, Travis Holthaus, and Alicen Strombeck. Others present: Finance Officer-Joan Julson, Scott LaVoy & student (DGR), Nicole Webster (SEFP), Mike Damm, Jason Jaeger, Brian Cable, Zach Pearson, Jerry Paweltzki, Steve Sievers, Steve & Deana Prater, Danielle Heiberger, and Eileen Heiberger.

Pledge of Allegiance was recited.

No letters of interest were received for the vacant Ward II position or Mayor position.

Motion by Strombeck, second by Hofer to nominate Luke Burger as council vice-president. All voted aye. Motion carried. Finance Officer will set up with Rivers Edge Bank for Burger to sign papers as an additional signer.

No changes were made to the Committee Assignments until position/s are filled.

The minutes of last month's meeting were sent to the council for reading prior to the meeting. Motion by Hofer, second by Burger to approve the September 9th regular meeting minutes. All voted aye. Motion carried.

The September Financial statement was sent out to the council for reviewing prior to the meeting. After discussion, a motion was made by Anderson, second by Burger to approve the September Financial Statement. All voted aye. Motion carried.

First reading of Supplemental Budget Ordinance A-122 was done.

After reviewing the bills for the month of September, a motion was made by Burger, second by Strombeck to approve the September bills for payment. All voted aye. Motion carried.

Written Maintenance Report by Letcher was read: 1) on vacation Oct 14-18 2) working on project 3) final mowing getting done 4) asked about a power tool for exercising water valves and hydrants – cost \$2800. 5) filling a few potholes with some bagged patch mix he found 6) water main class in Huron on Oct 24th 7) Asked Anderson if he could help with getting some trees down by Larry Sievers (401 S Walnut Ave) this fall. Motion by Anderson, second by Burger to allow Letcher to attend water main class in Huron on Oct 24 for contact hours. All voted aye. Motion carried. The power tool for exercising water valves & hydrants was tabled for more information from Letcher.

At 7:15 Public Hearing for the Proposed Resolution of Necessity – Resolution 24-1007 was read by President Holthaus. He opened it up for public comment: Brian Cable asked about the drainage on the empty lot across from his house. Jason Jaeger asked about the total costs for his property. Mike Damm asked about corner radiuses and 3rd St & Cherry questions drainage. Jason Jaeger also commented about tearing out curb & gutter that is working. Scott LaVoy (DGR) explained that these assessments are helping pay for all the construction costs, engineering costs, publication, inspection, legal, fiscal, and administrative costs for all the street work abutting their property. This phase 2 of the storm sewer project is figured on a \$40 per foot being assessed against the benefitting properties for all these improvements. Jaeger also asked if the government is out of money how are we going to do the rest of the town? Holthaus answered that we would be remiss in our duties to not take advantage of the \$3.8+ mil of Federal ARPA funds to help pay for a \$5.5+ mil project that will need to be done sooner than later. We've also secured a \$770,000 CDBG grant, local (state) ARPA grant funds of \$82,439, \$103,000+ local cash, and an SRF loan for \$666,119. We've exhausted and obtained about every amount of grant money that we can for this project. We will continue to search out grant opportunities or low interest loans for continued street improvements. Steve Sievers commented that you need curb & gutter to help keep the streets draining properly. Discussion was also held on who is benefitting from this project. No more comment, a motion was made by Burger, second by Hofer to pass Proposed Resolution of Necessity – Resolution 24-1007. All voted aye. Motion carried.

**CITY OF BRIDGEWATER
RESOLUTION 24-1007
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 7:15 pm on the 7th Day of October, 2024 that the convenience and necessity had arisen to substantially improve 5th Street from Cherry Avenue to Walnut Avenue; Walnut Avenue from ½ Block North of 5th Street to 3rd Street; 3rd Street from Cherry Avenue to ½ Block East of Ash Avenue; and Ash Avenue from 3rd Street to ½ Block South of 2nd Street within the City of Bridgewater, McCook County, South Dakota, by the addition of new asphalt pavement, curb and gutter, sidewalk and storm sewer improvements. Such properties affected being hereinafter named:

1. *E1/2 OF LOT 11 & ALL OF LOT 12 BLOCK 13 ORIGINAL TOWN*
2. *LOT 7 & W1/2 OF LOT 8 BLOCK 14 ORIGINAL TOWN*
3. *E1/2 OF LOT 8 & ALL OF LOT 9 BLOCK 14 ORIGINAL TOWN*
4. *LOT 10 BLOCK 14 ORIGINAL TOWN*
5. *N75' OF LOTS 4, 5 & 6 BLOCK 15 ORIGINAL TOWN*
6. *LOTS 1&2 EX. S70' THEREOF, AND THE E. 10' OF LOT 3, EX. S70' THEREOF BLOCK 16 ORIGINAL TOWN*
7. *LOT 3 BLOCK 15 ORIGINAL TOWN*
8. *N33' OF N99' LOT 47A BRIDGEWATER MISC NW1/4 13-101-15*
9. *LOTS 11 & 12 BLOCK 14 ORIGINAL TOWN*
10. *N1/2 OF LOTS 1 & 2 BLOCK 15 ORIGINAL TOWN*
11. *LOTS 1 & 2 EX S 22' BLOCK 1 SHANARD & SMITH ADDITION, INCL. ½ VACATED ALLEY LYING ADJACENT THERETO*

BE IT FURTHER RESOLVED that the material to be used in the project shall be according to plans and specifications prepared by DGR Engineering 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 \$40.00 per foot shall be assessed against benefitting properties for all the proposed improvements including all construction costs, and all engineering, inspection, publication, legal, fiscal, and administrative costs incidental thereto, as measured by the linear footage of new concrete curb and gutter fronting or abutting each property within the proposed project limits. The costs 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.

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 7th Day of October, 2024

Travis Holthaus, Council President

ATTEST:

Joan M Julson, Finance Officer

Public Input: Zach Pearson thanked the council for getting dust control for next year for south Walnut & 1st Street. He had questions on the gravel road on Walnut by 1st street and wondering what the plans are for that area. Mike Damm questioned the park model trailer/camper parked on the lot at 4th & Walnut. Brian Cable commented on the good job with the frisbee/disc golf & playground equipment at the park. Jerry Paweltzki talked about different items concerning his property & Liberda's property with the storm sewer project in the storm sewer outfall area. Nicole Webster with SEFP introduced

herself to the council as she has taken the position previously held by Heather Broehm. She gave the overall 2023 report to the council. No more input, President Holthaus moved on.

At 8:30 the 8:00 Public Hearing was held for a Conditional Use Permit. Motion by Burger, second by Strombeck to recess council and reconvene as Board of Adjustment. All voted aye. Motion carried.

The following conditional use permit was discussed. A motion was made by Hofer, second by Burger to approve permit #124 Roger Johnston—ag activities (chickens). Permit allows up to 10 chickens (no roosters, ducks, or other fowl), clean and enclosed pen, food stored in an enclosed container to not attract any rodents, and any complaint, the permit will be revisited. Permits will be good for only 1 year if these conditions are met. All voted aye. Motion carried.

Motion by Burger, second by Strombeck to adjourn as the Board of Adjustment and reconvene as Council. Motion carried. Time 8:32 pm

At 8:32 the 8:05 Public Hearing for Nuisance Abatements was opened by President Holthaus. No one came or submitted any comments. Finance Officer did instruct the council that the Kimberly N Avila Rivas assessment has been paid, so it will be taken off the list. After council discussion, a motion was made by Burger, second by Hofer to approve the following assessments and instruct finance officer to submit these assessments to the McCook County Auditor. All present voted aye. Motion carried.

*Angela Letcher, 401 N Cedar Ave, Bridgewater, SD 57319

Legal Description of Property: E½ of Lot 11 & All of Lot 12 Block 6 OT

Parcel #18.00.0612: Nuisance Property Cleanup: \$1035.45

*John Brumlik, Lots 4-6 Block 1 OT, Bridgewater, SD 57319

Legal Description of Property: Lots 4-6 Block 1 OT

Parcel #18.00.0104: Nuisance Property Cleanup: \$1035.45

*Pedro Lopez, Lots 1-3 Block 14 OT, Bridgewater SD 57319

Legal Description of Property: Lots 1-3 Block 14 OT

Parcel #18.00.1401: Nuisance Property Cleanup: \$557.55

*Elizabeth Klassy % Elizabeth Thornburg, 551 E 2nd St, Bridgewater, SD 57319

Legal Description of Property: E 78.5' of Lot 1 Block 20 OT

Parcel #18.00.2001: Nuisance Property Cleanup: \$477.90

*Fuerst, Kylie, 330 N Juniper Ave, Bridgewater, SD 57319

Legal Description of Property: Lot 15 & 16 Block 11 OT

Parcel #18.00.1115: Nuisance Property Cleanup: \$911.71

*Mynor Carrillo & Tracy Pitts, 351 N Cedar Ave, Bridgewater, SD 57319

Legal Description of Property: Lots 1 & 2 Blk 9 OT

Parcel # 18.00.0901: Nuisance Property Cleanup: \$79.65

President Holthaus declared Public Hearing over. Time 8:34pm

Storm Sewer: Scott LaVoy-DGR went over the Storm Sewer Project Phase 2 progress. Contractor has gotten started on the in town portion of the project starting at 5th & Walnut. Things are not moving along extremely fast, but another crew should be coming in next week. They are having a few issues with some existing sanitary sewer services. The services and graveling should all be done this year, with asphalt being done next spring as weather allows.

Change Order #2 was discussed. This is basically adding on 3rd street from Walnut to Cherry. Motion by Strombeck, second by Hofer to accept Change Order #2 in the amount of \$177,004.80. All voted aye. Motion carried.

Motion by Strombeck, second by Burger to sign Pay Application #8 for H&W Contracting LLC in the amount of \$67,249.69. All voted aye. Motion carried.

Streets: Holthaus brought the area DOT road work schedule for the council.

Government Buildings/Municipal Liquor Store: Motion by Hofer, second by Anderson to renew the city liquor license for the bar. All present voted aye. Motion carried. Painting of the outside of the Legion Hall next spring/summer was discussed.

Law Enforcement: September report received & noted.

Parks: The grant denial letters from Xcel Energy & LWCF for the park projects were noted.

Code Enforcement: dog barking complaints were addressed.

Finance Officer informed the council on the information she found out about taking down the house the city owns at 6th & Cherry. Continued discussion on the process for getting our building codes updated.

Planning & Zoning: A fence permit was received from Jeff Weber and a demo permit for Norman Rinehart. Planning & Zoning recommended that these permits be tabled for more information. A fence at Edward Domanowski residence was discussed. A motion was made by Burger, seconded by Anderson that we have the attorney send a letter to Edward Domanowski giving 30 days to remove a fence that is not in compliance. All voted aye. Motion carried.

Since the November meeting date would fall on a Veteran's Day, a motion was made by Strombeck, second by Burger to have the November meeting on Wednesday the 6th of November. All voted aye. Motion carried.

Motion by Strombeck, second by Burger to go into Executive Session for SDCL 1-25-2.3 reviewing communications from legal counsel about pending litigation. All voted aye. Motion carried. Time 9:35. Holthaus declared executive session over at 9:45.

It was noted that there will be a Flood Control & Disaster Management Seminar in Dakota Dunes on Oct 16th.

There being no further business, a motion was made by Burger, second by Hofer to adjourn. Motion carried. Time 9:46 pm.

Next regular meeting is Wednesday, November 6, 2024.

Travis Holthaus – Council President

Joan M Julson – Finance Officer

Claims:

Payroll by Dept.: Ambulance 6671.77; Dump 93.68; Finance Office 1245.36; Gov't Bldg 231.07; Liquor 285.13; Parks 812.17; Sewer 1244.07; Storm Sewer 549.55; Streets 1621.21; Water 1037.99; EFTPS-September payroll taxes, 3947.98; SD Retirement System-employee & city match, 908.84; SD Unemployment Ins Div – 3rd Q payment, 35.93.

Supplies: Hofer, Robin-ambulance gas reimbursement (credit card statement), 276.00; Julson, Joan-shop gas (credit card statement), 174.97; Mr G's Tires Inc-skid steer tires, 1236.00; Two Way Solutions Inc-amb radio battery, 69.99.

Repairs & Maintenance: Meyer Motor-grass unit repairs, 567.64; Mr G's Tire Repair-skid steer tire repair, 114.00.

Beer and Liquor (paid in September & reimbursed by The North 40): Beal Distributing Inc, 494.20; Dakota Beverage, 434.30; Republic National Dist. Co., 351.18.

Miscellaneous: A&B Business Inc-copier lease agreement & extra copies, 94.11; Bridgewater Development Corp-monthly donation, 500.00; Julson, Joan-mileage to Salem for McCook Co amb mtg, 24.24; McCook County-Contracted Law Enforcement monthly payment, 2356.25; Nordwald Rentals-November rent (Payable 11/01/24), 400.00; Petty Cash-amb wash, 6.00; Post Master-St Sewer Rec. of Necessity mailing, 22.00; Public Health Laboratory-water testing for Aug & Sept, 196.00; RBS Sanitation-August garbage pick-up, 3420.00; RBS Sanitation-dumpster fees (Legion Hall, firehall, shop), 195.00; SD 811-13 faxed locates for September, 14.56; SD State Treasurer-September garbage, etc. sales tax (We received a 1.5% allowance for timely payments - \$5.13), 336.94; The Special/New Century Press-September publishing, 260.99; US Bank-2 Sewer SRF loan payments, 8834.09.

Utilities (Paid in September mid-month): Golden West, 258.25; Hanson Rural Water, 6691.28; Xcel Energy, 2159.99.

Insurance: AFLAC-reimbursed by employees, 311.46; Health Pool of SD, 2286.39, Julson, Joan-monthly Medicare, Supplement & Part D reimbursement, 689.39.

Professional: DGR Engineering-professional services through August, 10534.66; Eich Law Office-August services, 400.00; H&W Contracting LLC-Storm Sewer Project Phase 2-ARPA & GOED funds Payment #8, 67249.69.

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