

Regular Meeting
July 7, 2014
Monday, 7:00 P.M.

Council President Dean Austin called the meeting to order at 7:00pm. Council members present: Satter (in at 7:05); Redhage; absent- Kroger and Hisel. Others present: Janette Ellis- Finance Officer; Kent Austin- Operations Manager; Bill Hansen- Economic Development Coordinator; Laura Hybertson- Economic Development; Brion Kimball- Police Chief; Guests: Arden and Julie Junker; Brian and Jen Eli; Tony Anderson; Jerry Nilsen; Tim Ganschow; Phil Gundvaldson- Infrastructure Design Group; Don Leslie; Katie Westra;

Council President Austin asked for any additions or correction to the agenda. Janette asked that the portion of a motion to remove Dean Austin from bank accounts be stricken. With no further discussion, Redhage moved and Satter seconded to approve the minutes with that correction. Motion carried. (3-0)

Council President Austin asked for any discussion regarding the minutes from June 16 and 23. There being none, Satter moved and Redhage seconded to approve the minutes. Motion carried. (3-0)

Satter moved and Redhage seconded to accept the resignation of Nathan Hisel, as he has moved from Ward 1 to Ward 2, which has no current vacancies. Motion carried. (3-0)

Council President Austin asked for nominations for Mayor. Satter nominated Dan Redhage and moved to cease nominations and cast a unanimous ballot. Dean seconded. Motion carried. (3-0)

Council President Austin asked for nominations for Ward 1 Councilmember. Satter nominated Tim Ganschow and moved to cease nominations and cast a unanimous ballot. Austin seconded. Motion carried. (3-0)

Council President Austin asked for nominations for Ward 3 Councilmember. Austin nominated Jerry Nilsen and moved to cease nominations and cast a unanimous ballot. Satter seconded. Motion carried. (3-0)

All were sworn in and Mayor Redhage took over the meeting.

Resolution: #7-1-14

SUBJECT: HIRING OF BALL COACH

BE IT RESOLVED: by the city council of the City of Centerville, SD as follows:

Darren Hybertson- Peewee Coach- \$150 for summer season to replace Aaron Hybertson

Adopted on this 7th day of July with a motion made by Satter and seconded by Ganschow. Motion carried. (4-0)

Mayor

Attest: _____

Janette Ellis, Finance Officer

Resolution: #14-2-7

SUBJECT: Consenting To Transfer of Franchise

WHEREAS, Knology, Inc (“Franchisee”) currently holds a cable television franchise (“Franchise”) granted by the City of Centerville, South Dakota (“Municipality”) authorizing Franchisee to own and operate a cable television system in the Municipality;

WHEREAS, Franchisee and certain of its affiliates have entered into an Asset Purchase Agreement (“Agreement”) with Clarity Telecom, LLC (“Clarity dated June 12, 2014 under which Clarity will acquire the cable system assets (including the Franchise) of Franchisee (“Transaction”);

WHEREAS, Franchisee and Clarity, according to the requirements of the Franchise and applicable law, have requested that Municipality consent to the Transaction as described in the FCC Form 394 filed with Municipality (“Transfer Application”); and

WHEREAS, Municipality has reviewed the Transfer Application and will consent to the transfer of control as described in the Transfer Application.

NOW, THEREFORE, MUNICIPALITY RESOLVES:

1. Municipality consents to the transfer of the Franchise to Clarity.
2. Municipality confirms the Franchise is valid and in full force and effect.
3. The Clerk of Municipality is authorized to enter into, execute, and deliver on behalf of Municipality a certificate, along with other documents as may be necessary evidencing the Resolution without further action by this governing body.

ADOPTED AND APPROVED THIS 7TH day of July, 2014 on a motion made by Satter and seconded by Austin. Motion carried. (4-0)

CITY OF CENTERVILLE, SOUTH DAKOTA

BY: _____

NAME: _____

TITLE: _____

ATTEST:

BY: _____

NAME: _____

TITLE: _____

Austin moved and Satter seconded to extend a huge thank you to the volunteers who helped to make 2014 Tornado Days successful. Motion carried. (4-0) Volunteers include: Gary Andersen, Kathy Austin, Tim Austin, Tom Austin, Heather Benson, Melissa Cole, Jamie Edberg, Doug Edberg, Tom Erickson, Shelley Fox, Bill Hansen, Adam Hanssen, Jared Hybertson, Laura Hybertson, Aaron Hybertson, Darren Hybertson, Heather Jacobson, Carter Jacobson, Bill Knutson, Nick Martz, Stacy Nordurft, Matt Olson, Lindsay Peterson, Brandon Peterson, Brad Preheim, Allen Skotvold, Bridget Twedt, Beverly Welsh, Jadin Wendland, and Jamey Strom.

Austin moved and Nilsen seconded authorization for Mayor Redhage to sign Real Property Covenants. Motion carried. These are the parcels of land that were gifted to the City by the School and the CCRC to satisfy the requirements set by Game Fish and Parks for the LWCF grant that was given to the City in the 1970's.

Austin moved and Satter seconded authorization for Mayor Redhage to sign the Davis-Bacon Act Certification for the sewer lining project. Motion carried. (4-0)

City Council would like to thank those who helped with the flood relief efforts, including: Wakonda Fire Department, Clay Rural Water, Centerville Fire Department, Pollman Excavating, and Automatic Irrigation.

Redhage left the meeting at 9:09pm and Council President Austin officiated the meeting.

Ganschow moved and Nilsen seconded approval to turn 4 properties over to City Attorney Brewers for nuisance abatement. Motion carried. (4-0)

Satter moved and Ganschow seconded approval of Janette's resignation as Finance Officer effective July 18. Motion carried. (4-0)

Satter moved and Austin seconded to enter into Executive Session for personnel matters at 9:44pm. Motion carried. (4-0) Council President Austin declared out of Executive Session at 10:02pm.

Satter moved and Austin seconded to appoint Katie Westra as Acting Finance Officer at an hourly rate of \$16.14 while performing duties of Acting Finance Officer. Motion carried. (4-0)

Ganschow moved and Nilsen seconded to remove Janette as signer on bank accounts effective July 18 and to add Redhage effective immediately. Motion carried. (4-0)

Austin moved and Ganschow seconded to appoint Katie Westra as Authorized Agent for the SD Retirement System effective July 18. Motion carried. (4-0)

Arden and Julie Junker were present to discuss flooding in their basement from the high amount of rainfall that took place in June. He would like to install a sewer shut off valve going from the City system to his house. He will contact a plumber for recommendations as to what kind and size of valve to install.

Arden inquired as to the performance of the City pumps. Kent shared that the pumps were functional throughout the flooding and that emergency discharging did take place.

Brian and Jennifer Eli were present to discuss the condition of a culvert located near their home. They too had flooding in the basement of their home during the high rainfall. A claim is pending with the City's insurer.

Phil Gundvaldson was present with Infrastructure Design Group to discuss the TAP grant which is funding the second phase of the Bike Path project. Due to a higher than expected project estimate, Bill Hansen and Phil Gundvaldson discussed options to abandon the project, increase City contributions, or modify the scope of the project. Bill shared that the Economic Development budget would have room to pay \$8,600 to complete a Wetland Delineation survey and to have a bridge engineer provide a more concrete estimate of costs to bring the bike path across the bridge along North Street. If at that point the estimate is still too high, the City would have the option to forfeit any grant funds and abandon the project, reapply for a higher amount, or potentially proceed to complete a variation of the bike path project on their own. Council agreed to pay \$8,600 from the Economic Development budget to get a better estimate and then evaluate the options at that point.

The old Journal Building located to the North of the post office downtown will be going to Troy and Jen Knudson, of Knudson Masonry. Council discussed which organizations may be interested in keeping up the Community Garden to the north of the Journal building, and cleaning up the area behind the garden fence.

Katie discussed options to train herself and Janette's replacement on Banyon Data Systems.

Satter moved and Ganschow seconded to adjourn at 10:09pm. Motion carried. (4-0)

Mayor

ATTEST: _____

Finance Officer