

MINUTES

The Brandon City Council met in regular session at 6:00 p.m. on February 22, 2022 in the Council Chambers at 308 S. Main Avenue, Brandon, South Dakota. Present were Dana Clark, Vickie David, Barb Fish, Tim Jorgenson and Jack Parliament. Mayor Jim Heinritz joined the meeting via conference call. Others present were: City Administrator, Bryan Read; Finance Officer, Christina Smith; City Attorney, Lisa Marso; City Engineer, Tami Jansma; Police Chief, Jamie Steffel; Fire Chief, Robert Dykstra; Park Superintendent, Devin Coughlin; Golf Course Manger, Andrew Bauer and Public Works Director, Rollie Hoeke. Absent: David Kull.

Alderwoman Fish served as the meeting moderator.

Alderwoman Clark moved Alderman Jorgenson seconded to approve the agenda as amended. Motion carried.

Alderman Parliament moved Alderwoman Clark seconded to approve the minutes of the February 3, 2022 briefing meeting and the minutes of the February 7, 2022 regular meeting. Motion carried.

Alderwoman Clark moved Alderwoman David seconded to approve the following claims. Motion carried.

<u>VENDOR</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
A-1 Pumping and Excavating	Soccer Field Pumped	150.00
Advanced Engineering & Enviromental Services	Professional Services	276,005.56
AFLAC	Insurance	811.97
Alternative HR Development	Professional Services	3,545.00
ATCO International	Supplies	165.00
Axon Enterprise	Licenses and Software	19,947.00
Blaine's Service	Hired Repairs	171.00
Border States Electric	Supplies	1,471.24
Boyce Law Firm	Professional Services	6,644.00
Brandon Valley Area Chamber of Commerce	Luncheon/Marketing	62.00
Builders Supply Company	Repairs	381.60
Century Business Products	Printer Count	203.16
Cintas	Supplies/GC Linens	425.94
Coca Cola	Rental	50.00
Crescent Electric Supply	Repairs/Supplies	720.54
Daktota Supply Group	Repairs	22.26
Direct Technologies	Software	841.12
DirectTV	Utilities	314.49
Ellis & Eastern Company	Licenses and Leases	1,950.00
Enviromaster	Supplies	42.00
Ferguson Waterworks	Parts	1,373.27
General Traffic Controls	Safety Supplies	290.00
Great Bear Sand and Gravel	Hired Repairs	300.00
Hach Company	Supplies	319.49

Hawkins Water Treatment	Repairs	1,618.38
HDR Engineering	Professional Services	27,158.79
I&S Group	Improvements	9,394.74
Interstate Office Products	Paper	198.85
Interstate Power Systems	Repairs	182.25
Jack's Uniforms & Equipment	Uniform Supplies	2,195.79
Lacey Rentals	Rental	125.00
Lawson Products	Supplies	350.15
Marv's Sanitary Service	Utilities	638.25
Meyer Laboratory	Supplies	172.78
MidAmerican Energy	Utilities	6,060.16
Modern Woodman	Life Insurance	1,796.69
Palisades Propane	Propane	2,115.21
Performance Press	Business Cards	742.00
Qualified Presort Services	Utility Bill Processing	2,018.18
R&L Supple	Replacement Parts	57.22
Rural Office of Community Services	Transit	11,095.98
Safe-N-Secure	Hired Repairs	2,367.85
Sam's Club	Catering Supplies	231.68
SD One Call	Utilities	30.24
Sioux Falls Area Humane Society	Monthly Service	175.84
Sioux Falls Films Solutions	Repairs	40.00
Sioux Falls Networks	Software	355.00
South Dakota Department of Revenue	Tax	1,096.56
Sturdevant's Auto Parts	Supplies	1,463.19
Sunshine	Supplies	262.79
Sure Test	Professional Services	124.40
The Emblem Authority	Safety Supplies	850.00
Thein Well Company	Improvements	10,716.38
Titan Machinery	Repairs	557.34
Titan Machinery/CRA Payment Center	Repairs	481.00
Todd Trumm Exteriors LLC	GC Improvements	12,255.13
Tony's Catering	Catering	3,773.65
Toro	Monthly Service	155.00
Turfwerks	Equipment	25,858.20
USA Blue Book	Supplies	603.74
Valley Springs Body Shop	Repairs	6,076.02
Van Diest Supply	Weed Control Supplies	4,213.40
Verizon Wireless	Utilities	529.57
Wellmark/Blue Cross Blue Shield	Health Insurance	73,065.53
Xcel Energy	Utilities	3,284.43
Biosolid Bond		80,970.17
The Huntington National Bank	Golf Course Lease Payment	26,604.00
US Bank	Rushmore Area Project	90,262.50
City Administration	February 3, 2022 Payroll	3,737.41
Finance Officer	February 3, 2022 Payroll	5,661.86
Government Buildings	February 3, 2022 Payroll	124.67
Engineer	February 3, 2022 Payroll	2,343.19
Police	February 3, 2022 Payroll	26,540.88

Building Inspections	February 3, 2022 Payroll	3,469.69
Street Department	February 3, 2022 Payroll	3,950.50
Rec Center	February 3, 2022 Payroll	34.29
Park Department	February 3, 2022 Payroll	4,358.79
Water Department	February 3, 2022 Payroll	9,464.52
Sewer Department	February 3, 2022 Payroll	4,315.93
Golf Course Grounds	February 3, 2022 Payroll	1,803.30
Golf Course Lounge	February 3, 2022 Payroll	1,942.05
Golf Course Pro Shop	February 3, 2022 Payroll	1,714.64
Golf Course Community Room	February 3, 2022 Payroll	73.50
941 Payroll Taxes	February 3, 2022 Payroll	21,749.26
SD Retirement System Supplemental	February 3, 2022 Payroll	990.00
TASC Flex Plan	February 3, 2022 Payroll	1,183.38
Accounts Management	February 3, 2022 Payroll	75.00
City Administration	February 17, 2022 Payroll	3,737.41
Finance Officer	February 17, 2022 Payroll	5,661.88
Government Buildings	February 17, 2022 Payroll	120.05
Engineer	February 17, 2022 Payroll	2,343.19
Police	February 17, 2022 Payroll	26,806.24
Building Inspections	February 17, 2022 Payroll	3,506.25
Street Department	February 17, 2022 Payroll	3,711.39
Rec Center	February 17, 2022 Payroll	90.39
Park Department	February 17, 2022 Payroll	4,322.22
Water Department	February 17, 2022 Payroll	8,562.21
Sewer Department	February 17, 2022 Payroll	4,574.46
Golf Course Grounds	February 17, 2022 Payroll	1,847.14
Golf Course Lounge	February 17, 2022 Payroll	2,090.91
Golf Course Pro Shop	February 17, 2022 Payroll	1,924.38
Golf Course Community Room	February 17, 2022 Payroll	260.28
941 Payroll Taxes	February 17, 2022 Payroll	21,717.64
SD Retirement System Supplemental	February 17, 2022 Payroll	1,002.50
TASC Flex Plan	February 17, 2022 Payroll	1,183.38
Accounts Management	February 17, 2022 Payroll	75.00
SD Retirement System	February 17, 2022 Payroll	25,954.66

City Attorney, Lisa Marso, reminded everyone that the public comment portion of the meeting limits each to 5 minutes. As to item 7.B.3. Attorney Marso reminded City Council and all present, that City Ordinance states that no new evidence or testimony shall be presented during the Council's consideration of that appeal.

Chuck Parsons, 600 N. Yellowstone Drive, Brandon Development Foundation President, was present to discuss the hiring of a Development Director for the City of Brandon. Chuck asked for the City Council's support of the interview committee's recommendation.

MALT BEVERAGE & SD FARM WINE LICENSE

A public hearing was held, as advertised, to consider an application for a retail On-Off Sale Malt Beverage & SD Farm Wine License to The Upper Room, 202 S. Splitrock Blvd. to operate

within the City of Brandon for the licensing period ending June 30, 2022. Alderman Jorgenson moved Alderwoman Clark seconded to approve the application as presented. Motion carried.

TRANSFER OF ALCOHOLIC BEVERAGE LICENSE

A public hearing was held, as advertised, to consider the transfer of an alcoholic beverage license from Jokerz Casino, 1309 E. Cedar Street to Dakota Star Casino-3, 1328 E. Cedar Street.

Alderwoman Clark moved Alderman Jorgenson seconded to approve the license transfer as presented. Motion carried.

APPEAL OF CONDITIONAL USE PERMIT FOR 704 S. 8TH AVENUE

Dan Plut, 1012 E. Aspen Blvd. was present for discussion. Dan was present at the Planning & Zoning Commission on January 6, 2022 and reiterated his concerns with odors, noise and a drop in property values.

Suzie Meyer, 705 S. 8th Avenue, was present for discussion. Suzie owns Barks & Recreation at 704 S. 8th Avenue. Suzie addressed the conditions that were placed on her as part of the original Conditional Use approval and explained that she is meeting them all.

Jeremy Sanford, 6604 E. Steamboat Trail, Sioux Falls was present for discussion. Jeremy is the owner of 700 S. 8th Avenue.

Brian Heidbrink, 409 S. Lakota Avenue, was present for discussion. Brian is a member of the Planning & Zoning Commission. Brian spoke for himself as a member of the Planning & Zoning Commission and explained that the concerns of odor & noise were addressed.

Erin Sanford, 6604 E. Steamboat Trail, Sioux Falls was present for discussion. Erin is the owner of 700 S. 8th Avenue. Erin had questions regarding the use changing from a dog kennel to a dog daycare & dog wash. Would this require a new Conditional Use to add these services? Erin mentioned the fence is not a solid wood fence, as required by the original Conditional Use.

Sara Shoffner, 112 W. River Oak Court, was present for discussion. Sara works at 700 S. 8th Avenue. Sara felt that it wasn't made clear during the Planning & Zoning Commission meeting when the 1,000 feet from residentially zoned properties was removed from the City Ordinance, as it would pertain to a commercial kennel facility.

Alderwoman Clark moved Alderwoman David seconded to reverse the decision of the Planning & Zoning Commission. Alderwoman Clark addressed the distance requirement for a commercial kennel in relation to other properties, which was revised at public hearings through both the Planning & Zoning Commission and City Council. Alderwoman David agreed that there needs to be distance requirements for commercial kennels. Alderman Parliament had concerns with there being no minimum distance requirement from other properties. A roll call vote showed Clark, David, Parliament aye; Fish, Jorgenson nay. Motion failed. Requires a 2/3 vote of the members (4 of 6).

Alderman Parliament moved Alderwoman Clark seconded to remand back to the Planning & Zoning Commission with direction to consider adding a footage requirement to the conditions. Alderwoman Clark asked how many complaints it would take to revoke a Conditional Use permit? City Administrator Bryan Read discussed City Ordinance #15-21-3 Permit Revocation. A roll call vote showed Clark, David, Parliament aye; Fish, Jorgenson nay. Motion failed. The appeal of the Conditional Use permit, therefore, is denied.

REVIEW STREET LIGHT & STORM WATER FEE – 1800 S. SPLITROCK BLVD

David & Bonnie Lien, 1800 S. Splitrock Blvd. were present to discuss the street light and storm water fee recently received as part of a City utility bill. This property does not have City water or sewer services. No action taken at this time. City Council will discuss further at a future meeting.

WATER CONSERVATION COMMITTEE REPORT

Kevin Smith, 521 E. Switch Grass Trail, gave an update on the Water Conservation Committee and adding high efficiency dishwashers to the incentive program. Alderwoman David moved Alderwoman Clark seconded to approve adding the high efficiency dishwashers to the Water Conservation Incentive Program effective March 1, 2022, as presented. Motion carried.

2022 SEASONAL WAGES

The Golf Course Committee report was heard. Alderman Jorgenson recused himself from discussion and action. Alderman Parliament moved Alderwoman David seconded to approve the revised 2022 seasonal wage scale, as presented. A roll call vote showed Clark, David, Fish, Parliament aye. Motion carried.

SEASONAL EMPLOYEES

Alderman Jorgenson recused himself from discussion and action. Alderwoman David moved Alderwoman Clark seconded to approve the following part-time seasonal staff for the 2022 season at the Brandon Golf Course. A roll call vote showed Clark, David, Fish, Parliament aye. Motion carried.

Pro-Shop:

Sheila Keyman, \$14.00 per hour; Karen Christian, \$14.00 per hour;
Mike Immecker, \$14.00 per hour; Riley Duncanson, \$14.00 per hour;
Deb Stuart, \$14.00 per hour; Elizabeth Duncan, \$14.00 per hour

Marshall/Hill Ride:

Jeff Keyman, \$12.00 per hour

Cart Attendant:

Brody Smith, \$12.00 per hour; Jacob Jorgenson, \$12.00 per hour;
Carter Holmes, \$12.00 per hour; Max Faber, \$12.00 per hour;
Lance Lehfeldt, \$12.00 per hour; Eric Foss, \$12.00 per hour

Bartender/Lounge/Community Room/Beverage Cart:

Bobbie Altman, \$10.15 per hour; Mary Langner, \$12.50 per hour;
Dennis Clark, \$8.45 per hour; Carla Bamsey, \$8.20 per hour;
Nettie Roemen, \$8.20 per hour; Jenny Jorgenson, \$8.20 per hour;
Chloe Hauge, \$8.20 per hour

Community Room – Bussers/Dishwashers:

John Pica, \$12.00 per hour; Ava Huber, \$12.00 per hour;
Peyton Reisch, \$12.00 per hour

Maintenance:

Ivan Card, \$16.00 per hour; Jeff Tabbert, \$16.00 per hour;
Jacob Eilers, \$16.00 per hour; Larry Beesley, \$16.00 per hour;
Camden Smith, \$16.00 per hour; Guy Faber, \$16.00 per hour;
Taylor Fjerestad, \$16.00 per hour; Jacob Hemmingson, \$16.00 per hour

2022 FIRE CONTRACT

The Parks & Recreation Committee and Public Safety Committee reports were heard. Discussion held on the Brandon Volunteer Fire Department and the requirement for a regular audit or review of their finances. Fire Chief Robert Dykstra was present for discussion. No action taken at this time.

REQUEST FOR PROPERTY TAX ABATEMENT

The Administration Committee report was heard. Alderwoman Clark moved Alderwoman David seconded to approve the following tax abatement, as presented. Motion carried.

<u>Abatement Number</u>	<u>Parcel ID #</u>
2022-0058	74737

HIRE DEVELOPMENT DIRECTOR

Alderwoman Clark moved Alderman Jorgenson seconded to approve the hiring of Patrick Andrews as the Development Director, step 20-4 on the wage scale, \$35.17 per hour. Motion carried.

CONSIDER CORE AREA PHASE 2A BIDS

The Streets Committee report was heard. Alderwoman Clark moved Alderwoman David seconded to proceed with the construction of the Core Area Reconstruction Project – Phase 2A and accept the bid from Soukup Construction in the amount of \$3,929,292.00. Motion carried.

<u>Company</u>	<u>Bid Amount</u>
Soukup Construction	\$3,929,292.00
ASCO	\$4,195,610.80
Hulstein Excavating	\$4,197,557.77
First Rate Excavate	\$4,229,394.00
H & W Contracting	\$4,603,166.95
Engineer’s Estimate	\$4,353,412.17

CONSIDER 2022 SLURRY SEAL BIDS

Alderswoman David moved Alderswoman Clark seconded to accept the bid from Asphalt Surfacing Company (ASCO) for the annual slurry seal project in the amount of \$187,604.95. This project was bid with the City of Sioux Falls contract. Motion carried.

The Water & Sewer Committee report was heard.

At 7:38 p.m. on a motion by Alderman Parliament seconded by Alderswoman Clark the meeting was adjourned. Motion carried.

Melissa Labahn
Municipal Recording Clerk

Jim Heinitz
Mayor