

MINUTES

The Brandon City Council met in regular session at 6:00 p.m. on March 2, 2020 in the Council Chambers at 308 S. Main Avenue, Brandon, South Dakota. Present were Dana Clark, Barb Fish, Tim Jorgenson, David Kull and Mayor Paul Lundberg. Others present were: City Administrator, Bryan Read; Finance Officer, Christina Smith; Police Chief, Joe Weir; Golf Course Manager, Andrew Bauer and Public Works Director, Rollie Hoeke. Absent: Vickie David, Chuck Parsons.

Alderwoman Clark moved Alderwoman Fish seconded to approve the agenda. Motion carried.

Alderman Kull moved Alderman Jorgenson seconded to approve the minutes of the February 13, 2020 briefing meeting and the minutes of the February 18, 2020 regular meeting. Motion carried.

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

<u>VENDOR</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
AE2S	Professional Services	6,072.89
Active Networks	Software	4,200.00
AFLAC	February Premium	1,240.17
Argus Leader Media	Publications	104.59
Axon Enterprise, Inc.	Safety Supplies	93.90
Black Inc.	GC Advertising	1,240.00
Border States Electric	Repairs	233.46
Boyce Law Firm	Professional Services	6,724.88
Builders Supply Company	Repairs	449.25
BV Area Chamber of Commerce	Registration Fee	10.00
C & R Supply, Inc.	Supplies	68.68
Civil Air Patrol Magazine	Advertising	50.00
Coffee Cup	Fuel	19.00
Concrete Materials	Supplies	176.72
Core & Main LP	Repairs	655.20
Corson Village Sanitary District	February Refund	935.58
Crescent Electric Supply	Supplies	38.84
Delta Dental	March Premium	2,926.90
DGR Engineering	Professional Services	23,674.11
DirectTV	Utilities	39.70
Ecolab, Inc.	GC Rental	135.50
Fastenal	Supplies	343.47
Hawkins Water Treatment	Chemicals	403.80
HDR Engineering, Inc.	Professional Services	174,178.47
Holiday Inn - Ft. Pierre	Travel	161.99
Inter-Lakes Community Action, Inc.	Transit	14,156.87
Jack's Uniforms & Equipment	Police Equipment	2,540.07
Kelly Eilers	Reimbursement	840.39

Lacey Rentals	Rental	150.00
Locators & Supplies, Inc.	Clothing	61.17
Matheson Tri-Gas Inc.	Supplies	225.95
Med-Star Ambulance	Professional Services	8,333.34
Mills & Miller, Inc.	Supplies	3,913.88
Minnehaha County Treasurer	Special Assessment Payments	3,716.71
Modern Woodmen of America	March Premium	1,772.53
NAMI Sioux Falls	Registration Fee	110.00
Palisades Oil Co.	Fuel	1,598.24
Performance Press	Supplies	120.00
SD Dept. of Health	Professional Services	235.00
SD Municipal League	Registration Fee	130.00
SD One Call	Utilities	8.96
Sioux Falls Humane Society	Professional Services	104.56
Sioux Falls Networks	Supplies	350.00
Sioux Falls New Technology High School	Professional Services	6,175.00
Sioux Valley Energy	Utilities	31,457.05
Stockwell Engineers, Inc.	Professional Services	7,857.90
Streicher's	Safety Supplies	16.99
Sysco	GC Resale	1,111.82
Titleist	GC Resale	1,009.87
Two Way Solutions, Inc.	Supplies	649.95
Verizon Wireless	Utilities	485.54
Wegner Auto Company, Inc.	Equipment	22,967.00
Wellmark BC/BS	March Premium	49,784.81
Zach Kieffer	Reimbursement	1,867.60
Security 1st Bank	Fire Station Loan	30,911.85
First National Bank Trust Department	Conference Center TIF #2	53,876.51
First National Bank Trust Department	Holly Reconstruction Project	97,631.17
City Administration	February 16, 2020 Payroll	4,068.95
Finance Officer	February 16, 2020 Payroll	4,293.80
Government Buildings	February 16, 2020 Payroll	92.35
Police	February 16, 2020 Payroll	22,008.33
Building Inspections	February 16, 2020 Payroll	3,393.35
Engineer	February 16, 2020 Payroll	2,093.40
Street Department	February 16, 2020 Payroll	5,651.22
Park Department	February 16, 2020 Payroll	4,311.69
Water Department	February 16, 2020 Payroll	8,436.51
Sewer Department	February 16, 2020 Payroll	3,180.99
Golf Course Grounds	February 16, 2020 Payroll	1,736.57
Golf Course Lounge	February 16, 2020 Payroll	1,521.02
Golf Course Pro Shop	February 16, 2020 Payroll	1,796.30
Golf Course Community Room	February 16, 2020 Payroll	918.06
941 Payroll Taxes	February 16, 2020 Payroll	19,774.89
SD Retirement System	February 16, 2020 Payroll	22,330.74
SD Retirement System Supplemental	February 16, 2020 Payroll	712.50
TASC Flex Plan	February 16, 2020 Payroll	624.96
Accounts Management	February 16, 2020 Payroll	75.00

PACKAGE OFF-SALE LIQUOR

A public hearing was held, as advertised, to consider a package off-sale liquor license for CC&F Retails, Inc., dba Coffee Cup Fuel Stop #7, located at 1009 N. Splitrock Blvd. Alderwoman Clark moved Alderman Kull seconded to approve the application as presented. Motion carried.

ORDINANCE #596

Alderman Jorgenson moved Alderman Kull seconded to give second reading to Ordinance #596: TITLE: AN ORDINANCE REGULATING SMALL CELL FACILITIES. A roll call vote showed Clark, Fish, Jorgenson, Kull aye. Motion carried.

GOLF COURSE SUMMER STAFF

The Golf Course Committee report was heard. Alderwoman Clark moved Alderwoman Fish seconded to approve the following 2020 summer staff for the Golf Course. Motion carried.

Pro-Shop:

Sheila Keyman, \$10.80 per hour; Karen Christian, \$9.60 per hour; Mike Immecker, \$9.60 per hour; Deb Stuart, \$9.30 per hour; Zach Ibberson, \$9.30 per hour

Marshall/Hill Ride:

Jeff Keyman, \$9.90 per hour; Ron Anderson, \$9.30 per hour; Greg Whitney, \$9.30 per hour; Doug Niklason, \$9.30 per hour; Ken Klein, \$9.30 per hour; James Uecker, \$9.30 per hour

Cart Attendant:

Austin Swenson, \$9.30 per hour; Ty McCann, \$9.30 per hour; Jesse Steffel, \$9.30 per hour; Dawson Johnson, \$9.30 per hour; Mason Stark, \$9.30 per hour

Bartender/Lounge/Beverage Cart:

Bobbie Altman, \$10.00 per hour; Mary Langner, \$12.50 per hour; Courtney Bruget, \$8.70 per hour; Dennis Clark, \$8.10 per hour; Jenny Christian, \$8.10 per hour; Lucas Schobert, \$7.80 per hour; Elaine Zamarippa, \$7.80 per hour; Jenny Jorgenson, \$7.80 per hour; Macy Clark, \$7.80 per hour

Community Room – Bussers/Dishwashers:

John Pica, \$9.30 per hour; Lauren Babb, \$9.30 per hour; Carter Olthoff, \$9.30 per hour; Brody Smith, \$9.30 per hour; Savannah Swenson, \$9.30 per hour

Maintenance:

Ray Morrison, \$11.70 per hour; Ivan Card, \$11.70 per hour; Ben Hoffman, \$11.40 per hour; Gary Schweitzer, \$11.10 per hour; Jeff Tabbert, \$11.10 per hour; James Christian, \$11.10 per hour; Jacob Eilers, \$10.80 per hour; Daniel Esche, \$10.80 per hour; Larry Beesley, \$10.80 per hour

LIST OF APPROVED TREES

The Parks & Recreation Committee report was heard. Alderwoman Fish moved Alderman Kull seconded to approve the approved street tree species list as presented. Motion carried.

ORDINANCE #604

Alderwoman Fish moved Alderman Clark seconded to approve first reading to Ordinance #604: TITLE: TREE PESTICIDE APPLICATORS LICENSE PROVISIONS. A roll call vote showed Clark, Fish, Jorgenson, Kull aye. Motion carried.

REQUEST FROM GYPSY TRADING CO. TO USE MCHARDY PARK

Ellison Cutrer is requesting to use McHardy Park for the second annual outdoor McHardy Market on May 1-2, 2020; with April 30 as set up day. Alderwoman Fish moved Alderman Jorgenson seconded to approve the request as presented. Motion carried.

RESOLUTION #6-20

The Public Safety Committee report was heard. Alderwoman Clark moved Alderman Jorgenson seconded to approve Resolution #6-20. A roll call vote showed Clark, Fish, Jorgenson, Kull aye. Motion carried.

Resolution #6-20

WHEREAS, the City of Brandon, by the authority of SDCL 9-19-3, and Brandon Municipal Code 1-10-1 may provide for punishment of violations of its ordinances and resolutions by a fine not exceeding five hundred dollars;

NOW, THEREFORE LET IT BE RESOLVED, that fine amounts set by prior Resolutions are deleted in their entirety and the following fine amounts be established for each violation of the listed Chapters and Sections as follows:

GENERAL

Except as specifically set forth herein for in the City of Brandon Ordinances or otherwise set forth herein, the fine amount per violation of any City of Brandon Ordinance not listed below shall be \$50.00 per violation. The fine amounts for the following Ordinances violations shall be as follows:

CHAPTER 2

2-2-1:	Open Container – Vehicle	\$122.50
2-2-2:	Alcohol in Public	\$122.50
2-3-1	Alcohol license	\$150.00
2-3-3	Alcohol application	\$150.00

CHAPTER 3

3-2-1:	Animal license	\$25.00
3-2-4:	Animal tag	\$25.00
3-2-5:	Rabies tags	\$25.00

3-2-9:	Running at large	\$50.00 1 st offense/yr \$75.00 2 nd offense/yr \$100.00 3+ offense/yr
3-2-10:	Disturbing the peace	\$50.00 1 st offense/yr \$75.00 2 nd offense/yr \$100.00 3+ offense/yr
3-2-19:	Poisoning animal	\$75.00
3-2-21:	Interference animal control officer	\$250.00
3-2-22:	Reporting rabies by person	\$50.00
3-2-23:	Reporting wild animals by vet	\$100.00
3-2-24:	Reporting animal bite by physician	\$100.00
3-2-29:	Animal defecating - clean up	\$50.00
3-3-4:	Running at large-livestock	\$50.00 1 st offense/yr \$75.00 2 nd offense/yr \$100.00 3+ offense/yr
3-4-5:	Fowl-containment, excesses limitations	\$50.00 1 st offense/yr \$75.00 2 nd offense/yr \$100.00 3+ offense/yr

CHAPTER 5

5-2-1:	Open lot storage	\$75.00
5-2-2:	Storing materials	\$75.00
5-2-3:	Explosives	\$150.00
5-2-4:	Storage of inflammable materials	\$75.00
5-2-5:	Open burning	\$75.00
5-2-6:	Combustible materials	\$75.00

CHAPTER 6

6-2:	Contractor	
6-3-3:	Refusing to leave	\$100.00
6-3-4:	Entrance to premises restricted	\$100.00
6-3-5:	Misrepresentation	\$100.00
6-3-6:	Hours of operation	\$50.00
6-3-7:	No Peddlers Permit	\$150.00
6-4:	Landscape contractor	\$100.00
6-5:	Garbage haulers	\$100.00
6-7:	Ambulance	\$100.00
6-8:	Sewer service	\$100.00

CHAPTER 7

7-1-2:	Fireworks (by ordinance)	\$250.00
7-2-1:	Nuisance	\$150.00
7-3-3:	Railroad block street more than 5 minutes	\$500.00
7-3-4:	Discharge weapon	\$100.00 BB-gun, \$100 arrow

		\$100.00 paint ball gun
		\$250.00 all other
7-3-7:	Fleeing from officer	\$250.00
7-3-9:	Commercial/construction garbage	\$100.00
7-4:	Prostitution/exposure/gambling/etc.	\$250.00
7-5-1:	Disorderly conduct	\$150.00
7-5-2:	Disturbing the peace	\$50.00 1 st offense/yr
		\$75.00 2 nd offense/yr
		\$100.00 3+ offense/yr
7-5-3:	Disorderly assembly	\$100.00
7-5-4:	Radio/Stereo Noise	\$60.00
7-6-1:	Minor-curfew violation	\$75.00
7-7-2:	Junk yard-business	\$150.00
7-7-3:	Screening junk yard	\$100.00
7-7-4:	Accumulation of junk	\$150.00

CHAPTER 8

8-1 to 5:	Pawnbrokers	\$150.00
8-6 to 9:	Adult Uses	\$250.00

CHAPTER 10

10-1-1:	Sidewalks clear	\$35.00
10-1-2:	Rubbish-Sidewalks, etc	\$35.00
10-1-3:	Obstructing sidewalk	\$35.00
10-2-1:	Snow removal	\$35.00
10-2-9:	Parking during snow alert	\$40.00
10-2-12 & 13:	Snow disposal	\$35.00
10-4-24:	After hours-parks	\$25.00
10-4-13:	Firearms in park	\$150.00
10-4-21:	Fires in parks	\$100.00
10-4-28:	Bicycling unsafe	\$25.00

*Fines under 10-2 shall double if within 72 hours of ticketing the fine is not paid or a not guilty response is entered with the City

CHAPTER 12

12-1:	Motor Vehicle/Traffic/Etc (except 12-1-9, 12-1-10, 12-1-2, 12-1-13):	\$122.50
12-1-9:	Clinging to Moving Vehicle	\$95.00
12-1-10:	Board/Alight/Stand While In Motion	\$95.00
12-1-12:	Riding on Outside of Vehicle	\$95.00
12-1-13:	Opening Door	\$75.00
12-2:	Police Obedience	\$122.50
12-4:	Arrests/Appearance	\$50.00
12-5:	Motor Vehicle Operation	\$122.50

12-6:	Right of Way	\$122.50
12-7:	Traffic control (except 12-7-15)	\$122.50
12-7-15:	Pedestrian Crossings	\$50.00
12-8:	Speed (except 12-8-3, 12-8-4)	\$122.50
12-8-3 & 4:	Speeding in City & School Zone	
	Speed Over	
	1-5	\$87.50
	6-10	\$107.50
	11-15	\$127.50
	16-20	\$147.50
	21-25	\$167.50
	26 and over	\$222.50
12-9:	Streets	\$122.50
12-10:	Turns	\$122.50
12-11:	Turning/Stopping/Signals	\$122.50
12-12:	Stop & Yield Intersections	\$122.50
12-13:	Parking/Misc (except 12-13-8, 12-13-9, 12-13-10)	\$122.50
12-13-8	Parking on sidewalk	\$25.00
12-13-9:	Follow Fire Apparatus	\$97.50
12-13-10:	Drive Over Fire Hose	\$97.50
12-14-1:	Unattended Vehicle	\$50.00
12-14-2A:	Blocking driveway	\$20.00
12-14-2B:	Park-fire hydrant/mailbox	\$25.00
12-14-2C:	Park-crosswalk	\$25.00
12-14-2D:	Park-intersection	\$25.00
12-14-2E:	Parking-sidewalk	\$20.00
12-14-2F:	Parking-crosswalks	\$20.00
12-14-2G:	Park-obstructing	\$25.00
12-14-2H:	Park-bridge	\$25.00
12-14-2I:	Signs/lines	\$20.00
12-14-3:	Against traffic/12" from curb	\$20.00
12-14-5:	Snow removal obstruction	\$30.00
12-14-6:	Parking-hazardous area	\$50.00
12-14-7:	Parking-recreational over 72	\$20.00
12-14-8:	Over width vehicle	\$25.00
12-14-10:	Handicapped parking	\$75.00
12-14-11:	Over 72 hours – general vehicle	\$20.00
12-14-12:	Alley	\$20.00
12-14-14:	Over 72 hours-trailers	\$20.00
12-15:	Pedestrians	\$50.00
12-17:	Truck routes (except 12-17-7, 12-17-9)	\$50.00
12-17-7:	Truck on non-truck route	\$75.00
12-17-9:	Truck – exceeding load limit	\$75.00
12-18:	Motorcycles, Mopeds (except 12-18-3, 12-18-4, 12-18-5)	\$50.00
12-18-3:	Handlebar Height	\$25.00

12-18-4:	Helmet Required (Under 18 years old)	\$120.00
12-18-5:	Eye Protection Required	\$25.00
12-19:	Motor Vehicles (except 12-19-13)	\$122.50
12-19-13:	Obstructed Windows	\$95.00
12-21:	Golf Carts	\$50.00

NOW, THEREFORE LET IT BE IT FURTHER RESOLVED, that these fine amounts are not exclusive of any other remedy permitted pursuant to the Brandon City Ordinance or South Dakota law including but not limited to abatement, towing, and/or SDCL 23-3-52 liquidated damages (currently \$40.00), and SDCL 16-2-41 and 23A-28B-42 surcharges and court costs as permitted related to Court prosecution.

NOW, THEREFORE LET IT BE FURTHER RESOLVED, that the City of Brandon impoundment fee under Brandon Ordinance 3-2-14 for those animals impounded by the Sioux Falls Area Humane Society (or other authorized impoundment facility) or the City of Brandon shall be \$35.00, plus (where applicable) any Sioux Falls Humane Society (or other authorized impoundment facility) impound fees, expenses and costs. As to any fee, expense or cost set by the Sioux Falls Humane Society (or other authorized impoundment facility), it is hereby directed to collect, prior to any animal being released, all such sums.

Dated this 2nd day of March, 2020.

Paul Lundberg, Mayor

ATTEST

Christina Smith, Finance Officer

(SEAL)

SALARY REVIEW AND ADJUSTMENT

Alderman Clark moved Alderman Jorgenson seconded to approve the salary adjustment for Zachary Kieffer, to step 27-1 on the wage scale, \$20.49 per hour, effective March 2, 2020. Motion carried.

ISG SPACE NEEDS STUDY FINAL REPORT

The Administration Committee report was heard. ISG gave an update on the space needs study that was done for City Hall, Police and Public Works Departments. No action taken.

FIREWORKS PETITION

A fireworks petition was presented and will be on the ballot April 14, 2020. City Council acknowledged receipt of the petition, per SDCL 9-20-4.

SURPLUS PICKUP BIDS

The Streets Committee report was heard. Alderman Kull moved Alderwoman Clark seconded to approve the following bids for the surplus pickups. Motion carried.

<u>BIDDER</u>	<u>BID AMOUNT</u>
Rod Hoeke	\$2,000.00 – 2006 Ford F350
Rod Hoeke	\$ 350.00 – 2008 Ford F150 #16332
Rod Hoeke	\$ 350.00 – 2008 Ford F150 #16331

BARRIER AGREEMENTS

The Water & Sewer Committee report was heard. Alderwoman Fish moved Alderman Jorgenson seconded to approve the agreements, as presented, to be used with property owners affected by flooding and the use of the aqua barriers. Motion carried.

WATER TOWER AMENDMENT FOR ENGINEERING SERVICES

Alderwoman Clark moved Alderman Kull seconded to approve the amendment to agreement with Stockwell Engineers for the water storage new water towers project, in the amount of \$109,572.00. Motion carried.

HOLLY BLVD & MAIN AVE SEWER INTERCEPTOR PROJECT

Alderman Jorgenson moved Alderwoman Clark seconded to approve the amendment with Stockwell Engineers for engineering services for the Holly Blvd & Main Ave sewer interceptor project in the amount not to exceed \$240,000.00. Motion carried.

DRAFT GREASE TRAP ORDINANCE

A draft Grease Trap Ordinance was presented. No action taken at this time.

CORE PHASE I CONSTRUCTION ADMINISTRATION PROPOSAL

Alderman Kull moved Alderwoman Clark seconded to approve the Core Area Reconstruction Phase One construction administration with HDR, Inc. in the amount of \$475,960.00. Motion carried.

At 6:34 p.m. on a motion by Alderwoman Clark seconded by Alderman Jorgenson the meeting was adjourned.

Melissa Labahn
Municipal Recording Clerk

Paul Lundberg
Mayor