

MINUTES

The Brandon City Council met in regular session at 6:00 p.m. on December 7, 2020 in the Council Chambers at 308 S. Main Avenue, Brandon, South Dakota. Present were Dana Clark, Barb Fish, David Kull, Jack Parliament and Mayor Paul Lundberg. Tim Jorgenson and City Administrator Bryan Read joined via conference call. Others present were: Finance Officer, Christina Smith; City Attorney, Lisa Marso; City Engineer, Tami Jansma, Police Chief, Joe Weir; Golf Course Manager, Andrew Bauer and Public Works Director, Rollie Hoeke. Absent: Vickie David.

Alderman Clark moved Alderman Parliament seconded to approve the agenda. A roll call vote showed Clark, Fish, Jorgenson, Kull, Parliament aye. Motion carried.

Alderman Fish moved Alderman Parliament seconded to approve the minutes of the November 12, 2020 briefing meeting and the minutes of the November 16, 2020 regular meeting as amended. A roll call vote showed Clark, Fish, Jorgenson, Kull, Parliament aye. Motion carried.

Alderman Kull moved Alderman Clark seconded to approve the following claims. A roll call vote showed Clark, Fish, Jorgenson, Kull, Parliament aye. Motion carried.

<u>VENDOR</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
ATCO International	Supplies	70.00
American Fence Company	Repairs	3,742.00
Applied Concepts, Inc.	Supplies	94.00
Beck & Hofer Construction, Inc.	Pool Improvements	292,883.37
Bierschbach Equipment & Supply	Rental	638.10
Blue Tarp Financial	Supplies	90.51
Border States	Repairs	396.26
Boyce Law Firm, LLP	Professional Services	3,605.00
Boyer Trucks	Repairs	99.99
Brandon Volunteer Fire Dept.	Professional Services	115,684.00
BV School District	Fuel	2,209.31
C&R Supply, Inc.	Supplies	641.67
Coffee Cup	Fuel	96.89
Dakota Pump & Control, Inc.	Repairs	2,537.11
Delta Dental of SD	December Premium	2,950.60
DGR Engineering	Professional Services	58,780.53
Direct Technologies	Software	2,134.22
DirectTV	Utilities	83.65
Fastenal	Supplies	301.87
Ferguson Waterworks	Supplies	5,280.00
FOP Lodge 1	Memberships	432.00
Fox Print Printing & Graphics	Supplies	500.56
Hawkins	Chemicals	1,496.14
HDR Engineering	Professional Services	21,620.42
Infrastructure Design Group	Professional Services	4,697.88

Interstate Office Products	Supplies	162.45
Jack's Uniforms & Equipment	Clothing	1,296.12
Jay Egge Automatic Service, Inc.	Repairs	1,962.03
JK Xteriors, LLC	Park Improvements	2,930.00
John E. Erpenbach	Professional Services	125.00
Lacey Rentals	Rental	178.00
Landscapes Unlimited LLC	GC Irrigation Improvements	18,878.71
Locators & Supplies, Inc.	Clothing	1,437.68
LT Companies	Main Ave Project	1,599.70
Menards	Supplies	169.85
Metro Communications	Fees	19,921.00
Midwest Turf & Irrigation	Repairs	306.51
Minnehaha Community Water Corp.	Utilities	79.75
Mobile Electronic Service, Inc.	Repairs	1,709.48
Modern Woodmen of America	December Premium	1,742.08
Muth Electric	Repairs	5,716.00
National Auto Fleet Group	Equipment	154,232.00
Newman Traffic Signs	Supplies	450.35
Orkin	Professional Services	120.00
Palisades Oil Co.	Fuel	1,126.52
Pam Petersen	Supplies	30.00
Performance Press	Supplies	1,153.47
Pitney Bowes Lease Account	Supplies	181.23
Pizza Ranch of East Sioux Falls	GC Resale	68.50
Reiter Enterprises	Core Project	550.00
Rural Office of Community Services	Transit	11,318.40
SD Dept. of Health	Professional Services	163.00
SD One Call	Utilities	290.08
SD-DENR	Fees	20.00
Sioux Falls Area Humane Society	Professional Services	704.20
Sioux Falls Networks	Equipment and Services	5,710.00
Sioux Falls Utilities	October WW Discharge	96,351.92
Sioux Valley Energy	Utilities	32,803.79
Snap-On	Supplies	21.65
Soukup Construction, Inc.	Repairs	49,490.00
Staples Advantage	Supplies	848.99
Staples Enterprises, Inc.	Fuel	80.97
Stockwell Engineers	Professional Services	23,750.00
Tires, Tires, Tires	Hired Repairs	786.75
Toro NSN	Service Agreement	155.00
TSP, Inc.	Improvements	733.85
Two Way Solutions, Inc.	Repairs	912.43
Uline	Supplies	583.54
Verizon	Utilities	482.23
Vogel Motors	Repairs	58.00
Walter Ree Masonry Const. Inc.	Repairs	12,806.15
Wellmark BC/BS	December Premium	56,478.06
Woodwork Solutions	Improvements	422.56

Xcel Energy	Utilities	2,953.85
Zep Sales & Service	Supplies	110.37
TCF National Bank	GC Equipment Lease	1,478.20
First National Bank	Gc Equipment Loan	1,124.98
City Administration	November 12, 2020 Payroll	3,397.32
Finance Office	November 12, 2020 Payroll	4,319.38
Government Buildings	November 12, 2020 Payroll	161.61
Engineer	November 12, 2020 Payroll	3,135.63
Police	November 12, 2020 Payroll	22,568.61
Building Inspections	November 12, 2020 Payroll	3,453.20
Street Department	November 12, 2020 Payroll	4,473.80
Park Department	November 12, 2020 Payroll	4,308.47
Economic Development	November 12, 2020 Payroll	674.36
Water Department	November 12, 2020 Payroll	8,517.29
Sewer Department	November 12, 2020 Payroll	4,128.45
Golf Course Grounds	November 12, 2020 Payroll	3,224.76
Golf Course Lounge	November 12, 2020 Payroll	2,009.28
Golf Course Pro Shop	November 12, 2020 Payroll	2,318.06
Golf Course Community Room	November 12, 2020 Payroll	814.64
941 Payroll Taxes	November 12, 2020 Payroll	20,769.73
Accounts Management Inc	November 12, 2020 Payroll	75.00
SD Retirement System Supplemental	November 12, 2020 Payroll	700.00
TASC Flex Plan	November 12, 2020 Payroll	625.00
City Administration	November 25, 2020 Payroll	3,397.32
Finance Office	November 25, 2020 Payroll	4,266.88
Government Buildings	November 25, 2020 Payroll	124.67
Engineer	November 25, 2020 Payroll	2,130.71
Police	November 25, 2020 Payroll	22,076.81
Building Inspections	November 25, 2020 Payroll	3,426.37
Street Department	November 25, 2020 Payroll	4,627.14
Park Department	November 25, 2020 Payroll	4,247.65
Economic Development	November 25, 2020 Payroll	756.71
Water Department	November 25, 2020 Payroll	8,633.93
Sewer Department	November 25, 2020 Payroll	4,977.65
Golf Course Grounds	November 25, 2020 Payroll	1,804.23
Golf Course Lounge	November 25, 2020 Payroll	1,243.11
Golf Course Pro Shop	November 25, 2020 Payroll	1,593.02
Golf Course Community Room	November 25, 2020 Payroll	700.83
941 Payroll Taxes	November 25, 2020 Payroll	20,163.21
Accounts Management Inc	November 25, 2020 Payroll	75.00
SD Retirement System	November 25, 2020 Payroll	22,540.82
SD Retirement System Supplemental	November 25, 2020 Payroll	700.00
TASC Flex Plan	November 25, 2020 Payroll	625.00
Direct Pay Reimbursement	November 25, 2020 Payroll	4,033.06

Jeff Thue, 1005 N. Sioux Blvd., was present to discuss COVID and a possible mask mandate. Jeff presented information that shows states with mask mandates are having cases increase and states with no mask mandates are seeing decreases in cases.

Marcel Thoma was present to oppose a possible mask mandate.

Deb McKeown, 913 S. Parkview Blvd., was present to discuss her support of the proposed mask mandate.

Joy Howe, 1117 E. Ash Street, was present to discuss her opposition to the proposed mask mandate.

Alderman Parliament read an email he received from Amy Kelley in support of the proposed mask mandate.

ORDINANCE #617

A public hearing was held, as advertised, to consider Ordinance #617. Alderwoman Fish moved Alderwoman Clark seconded to give first reading to Ordinance #617: TITLE: AN ORDINANCE OF THE CITY OF BRANDON, SD, AMENDING THE BRANDON ZONING ORDINANCE BY AMENDING CHAPTER 15-16-3, NON-CONFORMING USES AND NO-STANDARD LOTS, MERGER OF SIMULTANEOUSLY IMPROVED LOTS. A roll call vote showed Clark, Fish, Jorgenson, Kull, Parliament aye. Motion carried.

ORDINANCE #618

A public hearing was held, as advertised, to consider Ordinance #618. Alderwoman Clark moved Alderman Kull seconded to give first reading to Ordinance #618: TITLE: AN ORDINANCE OF THE CITY OF BRANDON, SD, AMENDING THE BRANDON ZONING ORDINANCE BY AMENDING CHAPTER 15-14-2, ADDITIONAL USE REGULATIONS, ACCESSORY BUILDINGS, STRUCTURES, AND LAND USES; AND CHAPTER 15-22-22, DEFINITIONS, DEFINITIONS. A roll call vote showed Clark, Fish, Jorgenson, Kull, Parliament aye. Motion carried.

ORDINANCE #619

A public hearing was held, as advertised, to consider Ordinance #619. Alderwoman Fish moved Alderwoman Clark seconded to give first reading to Ordinance #619: TITLE: AN ORDINANCE OF THE CITY OF BRANDON, SD, AMENDNG THE BRANDON ZONING ORDINANCE BY ADDING CHAPTER 15-14-17, ADDITIONAL USE REGULATIONS, SWIMMING POOLS. Alderman Kull discussed the International Code allows the side of the pool to be used as the barrier. City Attorney Lisa Marso discussed the International Code is very confusing as to what constitutes a barrier in the above ground pool setting, in her legal opinion. A roll call vote showed Clark, Fish, Jorgenson, Kull aye; Parliament nay. Motion carried.

AE2S WATER TREATMENT PLANT FACILITY PLAN

Ben Julson, AE2S, was present for discussion. Ben gave a presentation on the future water needs, analysis of the existing processes and facility, and development of treatment alternatives for the water treatment plant expansion. AE2S recommendation would be for Alternative 3. No formal action taken.

Alderwoman David arrived to the meeting at 7:05 p.m.

GARBAGE HAULERS LICENSE RENEWALS FOR 2021

Alderwoman Clark moved Alderman Kull seconded to approve the following Garbage Haulers License renewals for 2021. A roll call vote showed Clark, David, Fish, Jorgenson, Kull, Parliament aye. Motion carried.

A-OK Sanitary Service
1509 E. Dike Street
PO Box 84912 (57118)
Sioux Falls, SD 57104
605-331-1103

Bolte's Sunrise Sanitary Service
P.O. Box 7 - 47026 Boondocks Court
Worthing, SD 57077
605-361-7936

Marv's Sanitary Service
P.O. Box 733 - 816 E. Redwood Blvd.
Brandon, SD 57005
605-582-6766

RBS Sanitation, Inc.
46914 Austin Street
Tea, SD 57064
605-647-5371

Waste Management
2221 E. Rice Street
Sioux Falls, SD 57103
605-339-4970

SEWER CLEANING RENEWALS FOR 2021

Alderwoman Clark moved Alderwoman David seconded to approve the following Sewer Cleaning License renewals for 2021. A roll call vote showed Clark, David, Fish, Jorgenson, Kull, Parliament aye. Motion carried.

Benders Sewer & Drain
1217 Mitchell Blvd./PO Box 362
Mitchell, SD 57301
605-999-6962

The Comfort Heroes
502 S. Cliff Avenue
Sioux Falls, SD 57103
605-202-2020

Roto-Rooter
901 East 52nd Street North
P.O. Box 623 (57101)
Sioux Falls, SD 57104
605-336-8505

GOLF COURSE MANAGEMENT RFP RECOMMENDATION

The Golf Course Committee report was heard. Andrew Bauer, Golf Course Manager, was present for discussion. Andrew expressed his opinion of not going forward with the Management RFP. Alderwoman David moved Alderwoman Clark seconded to defer the Management RFP to the December 21, 2020 regular City Council meeting and have Landscapes Unlimited present. A roll call vote showed Clark, David, Fish, Parliament aye; Jorgenson, Kull nay. Motion carried.

FLOOD REPAIR PROJECT PAY APPLICATION #5

Alderman Parliament moved Alderwoman Clark seconded to approve pay application #5 in the amount of \$9,625.00 to Landscapes Unlimited for the flood repair project at the Golf Course. A roll call vote showed Clark, David, Fish, Jorgenson, Kull, Parliament aye. Motion carried.

CUSHMAN HAULER LEASE DOCUMENTS

Alderwoman Fish moved Alderman Parliament seconded to approve the official lease agreement from TCF Financial for the golf course equipment. The lease agreement quote was presented & approved by City Council on June 15, 2020. A roll call vote showed Clark, David, Fish, Jorgenson, Kull, Parliament aye. Motion carried.

POOL IMPROVEMENT PROJECT PAY APPLICATION #4

The Parks & Recreation Committee report was heard. Alderwoman Fish moved Alderwoman Clark seconded to approve pay application #4 in the amount of \$87,647.15 to Beck & Hofer Construction for the pool improvements project. A roll call vote showed Clark, David, Fish, Jorgenson, Kull, Parliament aye. Motion carried.

POOL IMPROVEMENT PROJECT PAY APPLICATION #5

Alderwoman Fish moved Alderwoman Clark seconded to approve pay application #5 in the amount of \$205,236.22 to Beck & Hofer Construction for the pool improvements project. A roll call vote showed Clark, David, Fish, Jorgenson, Kull, Parliament aye. Motion carried.

HIRE POLICE OFFICER

The Public Safety Committee report was heard. Alderwoman Clark moved Alderwoman David seconded to approve the hiring of Jesse Thorne to fill the Police Officer position, at \$21.45 per hour. A roll call vote showed Clark, David, Fish, Jorgenson, Kull, Parliament aye. Motion carried.

2021 FIRE SERVICE CONTRACT

Alderwoman Clark moved Alderman Kull seconded to approve the 2021 fire contract with the Brandon Fire Department, in the amount of \$241,630.00 as presented. A roll call vote showed

Clark, David, Fish, Jorgenson, Kull, Parliament aye. Motion carried.

RESOLUTION #32-30 COVID REGULATIONS

The Administration Committee report was heard. Alderman Parliament moved Alderwoman David seconded to approve Resolution #32-30, Masking Mandate. Alderman Kull made a motion to amend the original motion and change the word “shall” to “should” in item #2. Motion to amend the original motion failed due to lack of a second. Amy Kelley, resident of Brandon, was present for discussion. Amy supported a mask mandate, as South Dakota and North Dakota have one of the highest infection rates in the Country. A roll call vote showed Clark, Fish, Jorgenson, Kull nay; David, Parliament aye. Motion failed. Alderman Parliament asked that it be placed on the December 21, 2020 City Council agenda.

CONSTITUTIONAL AMENDMENT A & IM 26

Information was received from the SD Municipal League regarding SD Constitutional Amendment A and Initiated Measure 26, pertaining to marijuana use in South Dakota. For informational purposes at this time, no action required.

LIST OF SURPLUS PROPERTY

Alderwoman Clark moved Alderman Kull seconded to approve the following list of surplus items to be auctioned off at Interstate Auctions on December 19, 2020. A roll call vote showed Clark, David, Fish, Jorgenson, Kull, Parliament aye. Motion carried.

- 1990 Chevy 2500 with v-plow
 - o VIN # - 1GCGK24J1LE155879
 - o Hiniker v-plow
- 1993 Dodge 1500
 - o VIN # - 1B7HE16X9PS257011
- 1996 Dodge 1500
 - o VIN # - 1B7HF16Y6TJ173640
- 1998 Dodge 2500
 - o VIN # - 3B7KC26Z3WM272632
- 1999 Dodge Ram 1500
 - o VIN # - 1B7HF16Y4XS277477
- 72” bucket for skid loader
- 12 chairs

- Wallace brand 3 point disc
- Delta Model 15 drill press #603070M85
- Banjo Pump
 - o Serial number – 11 1122 88 29400
 - o Briggs and Stratton engine – 12S4 32 0036F8
- Military water trailer, 250 gallons
 - o Serial # - AY285691
- 1988 Olympia ST95 Ice Resurfacers
- Misc. chain link fence fabric
- Misc. wood “telephone” poles
- Misc. metal light poles
- 1 - Boss 9’6” V plow off of a 2012 Ford F350
- 3 – 140 gallon plastic tanks
- 3 – 165 gallon plastic tanks
- 1 – 250 gallon plastic tank
- 1 – 300 gallon plastic tank

ORDINANCE #620

Alderman Kull moved Alderwoman Clark seconded to give first reading to Ordinance #620: TITLE: AN ORDINANCE OF THE CITY OF BRANDON, SOUTH DAKOTA PROVIDING FOR A SUPPLEMENTAL APPROPRIATION FOR THE FISCAL YEAR 2020. A roll call vote showed Clark, David, Fish, Jorgenson, Kull, Parliament aye. Motion carried.

RESOLUTION #30-20

The Streets Committee report was heard. Alderwoman Clark moved Alderwoman David seconded to approve Resolution #30-20. A roll call vote showed Clark, David, Jorgenson, Kull aye; Fish, Parliament nay. Motion carried.

RESOLUTION #30-20

WHEREAS, the City of Brandon, South Dakota has a Transit System that is owned and operated by the City of Brandon and managed by Rural Office of Community Services (ROCS);

WHEREAS, the Transit System is available for Brandon citizens of all ages;

THEREFORE BE IT RESOLVED by the Brandon City Council that the Transit rates will be as follows beginning January 1, 2021 and will continue until such time as changes are warranted:

- (1) \$2.00 per trip
- (2) Senior Citizens Free (60 & over) - (\$2.00 donation appreciated)

Dated this 7th day of December 2020.

ATTEST:

Paul J Lundberg
Mayor

Christina Smith
Municipal Finance Officer

(SEAL)

RESOLUTION #31-20

Alderman Parliament moved Alderwoman Clark seconded to approve Resolution #31-20. A roll call vote showed Clark, David, Fish, Jorgenson, Kull, Parliament aye. Motion carried.

**RESOLUTION #31-20
BRIDGE IMPROVEMENT GRANT APPLICATION TO THE SOUTH DAKOTA
DEPARTMENT OF TRANSPORTATION**

WHEREAS, the City of Brandon wishes to submit an application(s) for consideration of award for the Bridge Improvement Grant Program; and

WHEREAS, the Structure Number is 50-281-180 and the Location is 0.1 miles East and 0.5 miles South of Brandon, SD over the Split rock Creek; and

WHEREAS, the City Council certifies that the project(s) are listed in the county's Five-Year County Highway and Bridge Improvement Plan; and

WHEREAS, the City Council agrees to pay the 20% match on the Bridge Improvement Grant Funds; and

WHEREAS, the City Council hereby authorizes the Bridge Improvement Grant application(s) and any required funding commitments.

NOW THERE BE IT RESOLVED that the South Dakota Department of Transportation be and hereby is requested to accept the attached Bridge Improvement Grant application(s).

Adopted this 7th day of December 2020.

ATTEST:

Paul J Lundberg, Mayor

Christina Smith, Finance Officer

(Seal)

2021 UTILITY RATES

The Water & Sewer Committee report was heard. Discussion held on 2021 utility rates. No action taken. Will bring forth a resolution at the December 21, 2020 regular City Council meeting.

WATER METER REPLACEMENT BIDS

Alderman Clark moved Alderman Kull seconded to approve the bid from Ferguson Waterworks in the amount of \$59,903.80 for the labor to install the meters only for Phase 2. Cost of the meters is approximately \$192,000.00. A roll call vote showed Clark, David, Fish, Jorgenson, Kull, Parliament aye. Motion carried.

WATER TOWER BID

Alderman Kull moved Alderman David seconded to approve the bid from AB Contracting in the amount of \$5,476,468.70 for the water tower project. A roll call vote showed Clark, David, Fish, Jorgenson, Kull, Parliament aye. Motion carried.

<u>Company</u>	<u>Bid Amount</u>
AB Contracting, Colman, SD	\$5,476,468.70
Caldwell Tanks, Louisville, KY	\$7,123,000.00

WATER TOWER PROJECT CONSTRUCTION ADMINISTRATION

Alderman Clark moved Alderman David seconded to approve the contract with Stockwell Engineers for the water tower construction administration in the amount of \$375,928.00. A roll call vote showed Clark, David, Fish, Jorgenson, Kull, Parliament aye. Motion carried.

At 8:07 p.m. on a motion by Alderwoman Clark seconded by Alderwoman David the meeting was adjourned. A roll call vote showed Clark, David, Fish, Jorgenson, Kull, Parliament aye. Motion carried.

Melissa Labahn
Municipal Recording Clerk

Paul Lundberg
Mayor