

Regular Meeting, Ethan Town Board, 7-12-10

The Town of Ethan board met in regular session on July 12, 2010 at the Town Hall at 7:00 pm. Members present were Nancy Schoenfelder, Robert Fitzgerald, Josh Franks, Chad McGuire and Kim Sinkie. City personnel present were Sonya Hespe and Brett Scott. Others present were Patti Kelly, Sheriff Dave Miles, Deputy Steve Brink and Dale Meinke.

Chairman Schoenfelder called the meeting to order and led the pledge of allegiance.  
All motions were unanimously voted as aye unless stated otherwise.

Motion Franks, second Fitzgerald to approve the agenda with an addition for the Elm St drainage project.

#### APPROVAL OF MINUTES

Motion Fitzgerald, second Sinkie to approve the minutes from the June 7, 2010 regular meeting.

#### APPROVAL OF CLAIMS

Motion Schoenfelder, second Franks to approve the claims as presented.

#### GENERAL FUND

Brett Scott	salary for July 1 paycheck	\$1,454.97
Josh Franks	wages	\$41.56
Kim Sinkie	wages	\$41.56
Nancy Schoenfelder	wages	\$41.56
Robert Fitzgerald	wages	\$41.56
Sonya Hespe	wages	\$604.22
Aflac	employee insurance	\$77.06
Agland Coop	fuel	\$141.44
Colonial Research	supplies	\$67.64
Cretex Concrete Products	culverts	\$3671.80
Daily Republic	publishing	\$313.02
Farmers Alliance	chemical	\$305.60
Farmers State Bank	payroll taxes	\$404.28
James Valley Nursery	flowers for Main St	\$18.18
Lemke Digging	drainage project work	\$4160.45
Lyle Signs	street signs	\$120.30
Menards	supplies	\$12.99
NorthWestern Energy	utilities	\$383.57
RBS WorldPay	credit card machine usage charges	\$1.37
Santel	telephone	\$82.93
Scheetz Imp	mosquito spray	\$324.00
SD Dept of Revenue	bi-monthly sales tax	\$161.10
SD Retirement	retirement	\$230.60
Sonya Hespe	mileage	\$44.80
UMB Card Services	postage & supplies	\$8.23
USDA – RD	loan payment	\$654.72
Weber Sanitation	garbage service	\$1,250.00

#### SEWER FUND

Brett Scott	salary for July 1 paycheck	\$484.98
Sonya Hespe	wages	\$201.41
Aflac	employee insurance	\$25.68
Agland Coop	supplies	\$1.39
Campbell Supply	supplies	\$245.96
DSG	supplies	\$72.72
Ethan Coop Lumber	supplies	\$8.99
Farmers State Bank	payroll tax	\$111.78
Menards	supplies	\$539.97
NorthWestern Energy	utilities	\$210.32
RBS WorldPay	credit card machine usage charges	\$2.58
Santel	telephone	\$30.34
SD Department of Revenue	testing	\$284.00
SD Retirement	retirement	\$76.88
UMB Card Services	postage & supplies	\$0.52
USDA – RD	loan payment	\$368.28

#### WATER FUND

Brett Scott	salary for July 1 paycheck	\$484.98
Sonya Hespe	wages	\$201.41
Aflac	employee insurance	\$25.68
DENR	annual dues	\$140.00
Farmers State Bank	payroll tax	\$111.78
Hanson Rural Water	bulk water	\$3008.60
Lemke Digging	water line repairs	\$2690.21
NorthWestern Energy	utilities	\$20.31
RBS WorldPay	credit card machine usage charges	\$4.57
SD Dept of Revenue	water testing	\$12.00
SD Retirement	retirement	\$76.88

UMB Card Services  
USDA – RD

postage  
loan payment

\$0.52  
\$368.27

#### OLD BUSINESS

The claim from the June regular meeting for \$1000 to Ethan Baseball Assoc was discussed. The donation will no longer be given to the association. It was determined that the city owns the concession stand located at the park but the Baseball Assoc pays the utilities. Any future donations from campers staying at the park will be given to the association to help them pay for the electricity used.

Second reading of the revision to Ordinance 3.1.7 was read. This revised ordinance will be adopted 30 days after publication. Motion McGuire, second Fitzgerald to approve the second reading of the revised ordinance.

A REVISION TO CHAPTER 3.1.7 TO AMEND THIS SECTION TO READ AS FOLLOWS:

#### **Section 3.1.7 Termination Notice**

Water fees are part of your water/sewer/solid waste bill. On all accounts that have not been paid in full by the 10th of that month, the customer shall be notified within ten (10) days of the account delinquency. If the past due amount is not paid by the 10<sup>th</sup> day of the following month from such notice, the service will be disconnected. To avoid disconnection the past due amount must be paid in full prior to the disconnection date stated on the delinquency notice.

First Reading: June 7, 2010  
Second Reading: July 12, 2010

Second reading of the revision to Ordinance 3.2.6 was read. This revised ordinance will be adopted 30 days after publication. Motion McGuire, second Fitzgerald to approve the second reading of the revised ordinance.

A REVISION TO CHAPTER 3.2.6 TO AMEND THIS SECTION TO READ AS FOLLOWS:

#### **Section 3.2.6 Termination Notice**

Sewer fees are part of your water/sewer/solid waste bill. On all accounts that have not been paid in full by the 10th of that month, the customer shall be notified within ten (10) days of the account delinquency. If the past due amount is not paid by the 10<sup>th</sup> day of the following month from such notice, the service will be disconnected. To avoid disconnection the past due amount must be paid in full prior to the disconnection date stated on the delinquency notice.

First Reading: June 7, 2010  
Second Reading: July 12, 2010

Second reading of the revision to Ordinance 3.3.6 was read. This revised ordinance will be adopted 30 days after publication. Motion McGuire, second Fitzgerald to approve the second reading of the revised ordinance.

A REVISION TO CHAPTER 3.3.6 TO AMEND THIS SECTION TO READ AS FOLLOWS:

#### **Section 3.3.6 Notice and Termination**

Solid waste fees are part of your water/sewer/solid waste bill. On all accounts that have not been paid in full by the 10th of that month, the customer shall be notified within ten (10) days of the account delinquency. If the past due amount is not paid by the 10<sup>th</sup> day of the following month from such notice, the service will be disconnected. To avoid disconnection the past due amount must be paid in full prior to the disconnection date stated on the delinquency notice.

First Reading: June 7, 2010  
Second Reading: July 12, 2010

The board was given a reminder that the priority sheets for the various projects needs turned in so Jay from Midwest Assistance Program can continue his service with the town.

Hespe presented a financial scenario to the board that would allow the building to be paid for with 2010 and 2011 budgets, cash in the money markets and a \$100,000 loan from Rural Water for ten years. This option would still leave money in the money markets and taxes would not have to be increased to pay for it. This would also eliminate the need for additional fees from an architect and more interest on a loan from USDA. Sinkie wants to explore and see if there are any other grant options available before proceeding.

Sinkie had questions about the drainage project on Elm St. She expressed concern about the culverts in the ditches sticking up higher in the driveway and sidewalk areas. Scott informed the board that the project was done so the drainage is at the correct levels required. The work is not complete yet and the culverts are level with the road.

#### NEW BUSINESS

A building permit was reviewed for a garage at the Tom Hoek residence. Permission was granted.

Sheriff Miles suggested a 4-way stop be put in at the corner of Main and 2<sup>nd</sup> and at Elm and 2<sup>nd</sup>. After some discussion about the benefits of the 4-way stop at both locations the board agreed to have these put in place.

House Bill 1103 regarding the use of golf carts in city limits was talked about. The bill allows cities to adopt an ordinance allowing golf carts to be driven on city streets as long as the owner can show proof of insurance and obtains a permit from the city at an optional fee determined by the city. The driver of the golf cart must have a valid driver's license. The city has the choice of making it mandatory on whether or not the cart has to display a slow-moving vehicle emblem or white or amber warning lights. The golf carts can not be driven on state or county highways. Hespe has been doing some research on what type of insurance is needed. The permit is also in question. Some towns read it as a permit per person and others are reading it as per golf cart.

Hespe is also checking with the state Municipal League on which way the permit is meant. The board will look at this ordinance after these answers are found.

The Emergency Response Plan was briefly talked about again.

CD 36218 at Farmers State Bank is up for renewal on July 31<sup>st</sup>. Currently this CD is split 1/3 for water fund and 2/3 for sewer fund. Motion Franks, second Fitzgerald to let Hespe split the CD into two separate CD's reflecting the accurate amounts for each.

Hanson Rural Water had a contract to be presented to the board that would include removal of the old water tower. They found a contractor that would remove the tower for \$12,000 and keep the scrap rights. The cost would be added to the cost of the project if allowed by the state and would be split 70% HRW and 30% by Town of Ethan. This would be in place of the \$200 per year lease fee. The board decided that they would like to go to a HRW board meeting and talk about the lease agreement.

There was a first reading of a supplemental budget for 2010. The changes will be to transfer from contingency to the sanitation fund within the General Fund. Another change will be to add the park fund as a Special Fund.

There was a first reading to adopt an ordinance for animals at large and disturbing the peace.

There was a first reading to adopt an ordinance to use the International Property Maintenance Code as a resource to help in local code enforcement.

John Irvine who is a code enforcement officer and building inspector in Pierre and Blunt will be coming to Ethan to help with some code enforcement. This will mainly focus on buildings but will include general maintenance of properties as well.

#### REPORTS

Scott reported that the infiltration at the lagoon is still high. Both of the cells are full. One pump is not working properly and will need repair. Grease got into the sewer lines and damaged one of the pumps.

Hespe gave the sheriffs report to the board and told the board to let her know of any budget requests for 2011.

#### EXECUTIVE SESSION

Motion Fitzgerald, second Franks to go into executive session at 11:41 pm for personnel pursuant to SDCL 1-25-2.1  
Schoenfelder declared executive session over at 12:05 am.

Motion McGuire, second Franks to pay Hespe's wages on the first day of each month.

Next regular board meeting is Monday, August 9 at 7:00 pm.

Motion Schoenfelder, second Franks to adjourn at 12:06 am.

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Sonya Hespe  
Finance Officer

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Nancy Schoenfelder  
Chairman

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