

Regular Meeting, Ethan Town Board, 7-15-14

The Town of Ethan board met in regular session on July 15, 2014 at the Ethan City Hall at 5:00 pm. Members present were Lisa Hjellum, Robert Fitzgerald, Howard Caylor, Joe Long and Dale Meinke. No members were absent. City personnel present were Sonya Hespe & Brett Scott. Others present were Camden Hofer (left 5:50 pm), Will Andersen (arrived 5:16 pm, left 7:00 pm), Steve Brink (arrived 5:41 pm, left 6:23 pm) & Josh Peterson (arrived 5:41 pm, left 6:23 pm).

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

Motion Long, second Fitzgerald to approve the agenda.

#### APPROVAL OF MINUTES

Motion Hjellum, second Long to approve the minutes from the June 9, 2014 regular meeting.

#### APPROVAL OF CLAIMS

Motion Long, second Fitzgerald to approve the claims as presented.

General, capital outlay, sewer, water and preservation funds - employee and board wages \$6,149.68; Hanson Rural Water, bulk water \$3,722.50 and loan payment \$423.00; Agland Coop, fuel \$341.74; Card Services, postage & supplies \$654.81; Colonial Research Chemical Corp, supplies \$261.10; Daily Republic, publishing \$307.93; Davison County, quarterly sheriff protection \$1,800.00; Ethan Coop Lumber, repairs \$4,635.00; Farmers Alliance, supplies \$757.03; Lyle Signs, supplies \$174.31; Menards, supplies \$327.04; Menning Backhoe, construction \$50,000.00; Morgan Theeler LLP, legal \$105.00; Neil & Tara Bainbridge, deposit refund \$85.00; NorthWestern Energy, utilities \$426.79; Parkston Food Center, supplies \$507.61; Petty cash, change \$500.00; Pioneer Designs, sign \$290.00; Santel, telephone \$133.18; Scheetz Imp, supplies \$712.00; Secretary of State, filing fee \$10.00; SD Dept of Revenue, testing \$13.00; SD Municipal League, registration \$150.00; SD One Call, locates \$18.90; SD Retirement, retirement \$697.36; Sonya Hespe, supplies & travel \$130.40; SPN, services \$12,219.00; USA Blue Book, supplies \$41.33; Weber Sanitation, garbage service \$1,270.00; Intuit, fees \$3.07; Aflac, insurance \$100.68; Farmers State Bank, payroll tax \$1,303.30 & fees \$47.00; SD Dept of Revenue, sales tax \$124.17; USDA – RD, loan \$368.27 and \$1,023.00; WorldPay, credit card machine charges \$31.10. Park fund expenses – Ethan Coop Lumber, repairs \$78.15.

#### OLD BUSINESS

Camden Hofer discussed the bids for the water meter replacement project that were opened on July 1, 2014. Motion Long, second Caylor to approve the bid from Auch Plumbing to install the meters and alternate items listed on the bid specs.

Menning Backhoe has asked for a 2 month extension on the wastewater treatment facility project. Motion Long, second Fitzgerald to approve the extension if they will do a temporary connect on the phone line so we can use the alarm system and fix the pump at the lift station or provide a temporary one.

Hofer informed the board that SPN has an estimate of about \$140,000 to remove the sludge from the lagoons. There is a possible option of having it sucked out and storing it in a dike. This would cost about \$50,000 plus the cost of building the dikes and it could only be stored for 2 years. Hofer also presented some options for repairing 6<sup>th</sup> Street. This will be discussed further at the next meeting.

Motion Hjellum, second Fitzgerald to adopt Resolution 2014-3.

#### RESOLUTION NO. 2014-3

BE IT RESOLVED BY THE BOARD OF TRUSTEES FOR THE TOWN OF ETHAN, DAVISON COUNTY, SOUTH DAKOTA AS FOLLOWS: WHEREAS, there exists public nuisances in violation of the Town of Ethan Code of Ordinances by the landowners/tenants on the nuisance property set forth on Exhibit A attached hereto and incorporated herein (hereinafter referred to as the "Parties"); and WHEREAS, the Parties have been given notice by the Town of Ethan that they are maintaining a nuisance in violation of South Dakota State Law and Ethan Town Ordinance. The Parties have further been given the required 30 days' notice to abate and clean up the nuisances described in Exhibit A; now therefore BE IT RESOLVED, that the Ethan Board of Trustees, as the governing body of the municipality of Ethan, is hereby authorized to proceed with a civil action against the Parties and their respective property in circuit court in the state of South Dakota to include seeking a court order by civil action to authorize the Town of Ethan's abatement, removal and cleanup of the nuisances and taxing or assessing the costs of such cleanup against said Parties and their respective property; and BE IT FURTHER RESOLVED, that the Attorney for the Town of Ethan, or such other attorney employed by the Town of Ethan for such purpose, is hereby authorized to file such action in the appropriate Court as may by such attorney be deemed necessary, to obtain abatement of such nuisances, with said described property restored to a non-nuisance condition. Said attorney shall be entitled to compensation for legal services rendered on behalf of the Town of Ethan in this matter as shall be approved by the Ethan Board of Trustees.

Adopted this 15<sup>th</sup> day of July, 2014, by majority/unanimous vote of the Ethan Board of Trustees.

Lisa Hjellum, Board Chairperson  
ATTEST: Sonya Hespe, Finance Officer

Will Andersen will be the animal control officer for Ethan. He will be paid \$35 per animal and reimbursed for any expenses.

Gravel will be placed on 1<sup>st</sup> Street by the newly paved road. There was some damage to the edge from the big trucks going over the edge before it was completely cured.

#### NEW BUSINESS

Davison County Sheriff Steve Brink met with the board to discuss some concerns.

The updated drainage permit from DENR was briefly reviewed.

Fitzgerald asked if anyone was interested in attending the Emergency Management meetings. He will continue to attend the monthly meetings.

A building permit was approved for Ryan Henglefeld.

Hespe presented a list of new/updated State laws that took effect July 1<sup>st</sup>.

Scott asked about having a transfer switch installed at the city building to run the generator can be used if needed.

Motion Hjellum, second Fitzgerald to approve the purchase of a mosquito fogger up to \$8,000. Scott will look further into the models that were presented before purchasing one.

Motion Long, second Meinke to have Schoenfish & Co perform an audit for the year 2014. An audit is required because of the grant and loan money that was received this year.

Items for the 2015 budget were talked about.

Motion Long, second Caylor to authorize Hesper to work up to 10 hours overtime a week to work on correcting the 2012 and 2013 records.

CITIZEN INPUT

No citizen input.

REPORTS

Monthly reports from sheriff's office, lagoon & tower readings were available to the board for review.

The next regular board meeting is Monday, August 11<sup>th</sup> at 5:00 pm.

Motion Caylor, second Meinke to adjourn at 8:51 pm.

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Sonya Hesper  
Finance Officer

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Lisa Hjellum  
Chairman

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