

OFFICIAL PROCEEDINGS OF THE
CITY OF WEBSTER, SOUTH DAKOTA

Council room, City Hall, Webster, South Dakota, July 5, 2023, 6:30 p.m., regular meeting of the Webster City Council. Mayor Mike Grosek presiding. Council members present: Wayne Klungseth, Josh Bartos, Derek Sinner, Dale Miller, Toni Brown and Stacy Mount. Staff: Nicole Kwasniewski. Reporter and Farmer: Kevin Winter.

MINUTES: Motion by Sinner, seconded by Bartos to approve the minutes from the June 5, 2023 meeting. Motion carried.

PAYROLL AND BILLS: Motion by Klungseth, seconded by Miller to approve the following payroll and bills: Payroll (net) Admin. \$3547.46, Liquor \$7328.54, PT Y. Gravley \$1167.07, Library \$3731.55, OT T. Ewalt \$189.42, Street \$8073.48, OT H. Fredericks \$98.75, ST & OT D. Kirchmeier \$432.10, John Van Beek \$522.62, Police \$12886.02, ST & OT C. Baumgarn \$569.98, D. Collins \$646.16, A. Maldonado \$312.57, L. Rokusek \$653.03, Sewer \$5285.76, OT O. Wyffels \$246.87, Water \$3311.60, ST & OT C. Goehring \$386.85, Cemetery K. Bohn \$1028.41, D. Kurkowski \$1416.83, Airport R. Millim \$1840.65, Parks A. Grimes \$1780.17, Ballfield B. Lux \$1690.26, M. Mount \$734.84, D. Pederson \$1511.80 J. Schimmel \$1540.28, Golf Course \$5182.50, ST & OT R. Hagen \$697.26, A. Bartelt \$1063.98, L. Carlson \$1507.98, D. Davidson \$1558.50, M. Dorsett \$874.21, D. Evenson \$862.86, B. Jacobson \$1707.58, J. Keller \$216.43, C. Norton \$675.35, Pool A. Baumgarn \$825.97, M. Block \$621.53, A. Case \$1002.34, E. Case \$1615.54, S. Hairgrove \$2501.18, R. Johnson \$546.61, E. Kaufman \$1583.49, A. Kuecker \$585.63, M. Kuecker \$774.47, T. Kuecker \$593.90, C. Mount \$1032.30, J. Rumpca \$520.61, C. Sannes \$602.74, E. Sannes \$646.62, G. Sannes \$1818.65, K. Sannes \$437.63, P. Snell \$602.66, J Spiering \$962.35.

Bills: SD State Treasurer \$10789.58-sales tax, Dacotah Bank \$75.00-service charges, USDA Rural Development \$8042.00-loan payment lagoon, 1st Interstate Bank \$2.00-service charge, USDA Rural Development \$3449.00-loan payment fire hall, Postmaster \$266.74-bulk mailing, A & B Business \$158.03-maintenance contract copier, printer, AFLAC Inc \$297.89-insurance, Agwrx Coop \$378.75-chemical, American Family Life Assurance \$720.06-insurance, American Solutions for Business \$266.53-supplies, A-OX Welding Supply \$20.52-supplies, Aramark \$200.19-uniforms, AT&T \$175.97-cell phones, Auditors Office Petty Cash \$254.55-postage, supplies, Auto Value Parts Store \$254.55-parts, B&B Contracting \$290325.47-pay request water/sewer improvements, Bigfoot Distributing \$146.50- liquor merchandise, Block Equipment & Services \$700.00-grave opening, Book Systems \$1190.00-subscription, Bulldog Field Equipment \$166.00-supplies, BW Landscaping \$187.50-service, C&R Fire Suppression \$35.00-inspection, Capfirst Equipment Finance \$1373.00-golf car lease, Cardmember Service \$1728.52-books, merchandise, supplies, Cask & Cork \$423.00-wine, City of Webster \$6709.06-employee prepayments/water billings, CNH Industrial Retail \$1463.85-service, Coca Cola \$1323.50-merchandise, Code Enforcement Specialists \$1503.30-service, Consolidated Ready Mix \$249.00-concrete, Cortrust Bank \$6589.03-loan payments, Crystal Clean Laundry \$256.73-rugs, Dave Hahler Automotive \$411.22-parts, labor, Daves Marine \$1380.00-benches, Dependable Sanitation \$517.32-garbage

service, Diamond Vogel \$1148.15-paint, Dougs Service and Marine \$1694.92-service, parts, Eide Bailly \$15000.00-audit, Electro Watchman \$437.03-service, Elite Drain & Sewer \$231.25-service call, Ellwein Brothers \$72349.96-merchandise, Emery Pratt \$237.71-books, Ferguson Water Works \$6103.42-supplies, parts, Galls \$296.89-clothing, Hauff Mid America Sports \$394.75-field paint, Hawkins, Inc. \$2614.96-pool chemicals, Health Pool of SD \$19778.56-insurance, Helms & Associates \$65941.14-water, sewer system improvements construction phase-airport environmental survey, Chad Hesla \$1719.75-reimbursement, ITC \$1158.22-phone service, internet, JGE Inc \$202.29, Johnson Bros. \$34839.12-merchandise, Johnson Lumber \$1105.43-supplies, Nicole Johnson \$100.00-reimbursement, Just Ice \$810.25-ice, Keller Mechanical \$138.21-service, Kevins Service \$350.00-service, Bruce Kleinsasser \$1080.00-lifeguard training, recertifications, Nicole Kwasniewski \$161.28-reimbursement, Lake Region Electric \$350.82-cemetery and airport lights, Larson Construction \$300.00-equipment rent, MacQueen Emergency \$10219.93-equipment, Marko Canning \$60.00-merchandise, Mereen Johnson \$86.00-supplies, Midcontinent Communications \$348.56-internet and cable, Midwest Pest Control \$27.50-services, Mike's Jack & Jill \$2631.27-supplies, Milbank Winwater Works \$1397.89-parts, Mobil Pro \$1820.00-screen rental, North County Business Products \$3078.59-software maintenance, support, Northstar Mechanical \$13.39-part, Northwestern Energy \$12172.21-lights and power, Olsons Pest Technicians \$250.00-services, Persona Signs \$1190.50-sign, Porter Distributing \$24317.65-merchandise, Prairie Berry Winery \$780.00-wine, Ramkota Hotel \$345.00-lodging, RDO Equipment \$847.55-parts, Recreation Supply Company \$322.60-supplies, Reliance Standard \$71.24-insurance, Republic Distributing \$12893.39-merchandise, Running Supply \$259.98-supplies, Ryan's Candy \$1348.36-supplies, merchandise, Sanitation Products \$912.98-parts, Schwan Electric \$16537.26-service, SD Golf Association \$271.00-membership, SD Public Health Lab \$623.00-samples, SD Retirement System \$10027.76-retirement, SD Supplemental Retirement \$210.00-retirement, SD Unemployment Insurance \$1132.57-2nd quarter taxes, Snaza Implement \$296.65-parts and labor, Southern Glazers \$10521.92-merchandise, Stan Houston Equip \$175.00-rental, Stensland LLC \$315.60-merchandise, Team Laboratory Chemical \$1616.00-supplies, Tessman Seed Co \$290.85-paint, Twin Valley Tire \$407.57-battery, Valley Office Products \$51.56-supplies, WEB Water \$33347.07-water, Webster ACE \$2109.62-supplies, Webster Area School District \$12,500.00-armory agreement, Webster Auto Care \$130.40-parts, Webster Liquor Store \$2309.68-golf resale, Webster Tire & Marine \$183.79-repair, With The Wind Winery \$612.6-wine, Library \$1182.17-2nd quarter expenses, Fire Dept. Account \$2681.14-2nd quarter expenses, Payroll Taxes \$25,617.62. Motion carried.

REPORTS: Motion by Sinner, seconded by Miller approving the Police, Finance, Code Enforcement and Liquor Reports. Motion carried.

PUBLIC COMMENTS: No public comment.

LICENSES: Motion by Klungseth, seconded by Mount approving garbage hauling license for Dakota Waste Solutions and Dependable Sanitation. Motion carried.

TEMPORARY LICENSE: Motion by Miller, seconded by Bartos to set a hearing on August 7, 2023 at 7:00 p.m. to consider a temporary liquor license for the Glacial

Lakes Delta Waterfowl for their banquet to be held on August 26, 2023 located at the Webster Armory. Motion carried.

ORDINANCE #539: Motion by Miller, seconded by Brown to pass the second reading of Ordinance #539. Motion carried. The Ordinance reads as follows:

CITY OF WEBSTER
ORDINANCE #539

AMEND AN ORDINANCE OF THE CITY OF WEBSTER, SOUTH DAKOTA,
PROVIDING THAT THE REVISED ORDINANCES OF THE CITY OF WEBSTER,
SOUTH DAKOTA, BE CHANGED BY AMENDING ORDINANCE NO. 527
CHAPTER 91 NUISANCES

BE IT ORDAINED by the governing body of the City of Webster, South Dakota.

That Chapter 91 of the Webster Municipal Code is here by amended to read as follows:

CHAPTER 91 NUISANCES

91.01 Definition; Nuisances Generally.

(t) *Rubbish on street.* The piling or depositing of any dirt, shaving, sawdust, leaves, grass, ashes, manure, straw, or waste material of any kind upon street, alley, or public ground

First Reading: June 5, 2023
Second Reading: July 5, 2023
Publication Date: July 17, 2023
Effective Date: August 7, 2023

Mike Grosek
Mayor, City of Webster

Nicole Kwasniewski
Nicole Kwasniewski, Finance Officer

All other provisions of Chapter No. 91.01 shall remain in full force and effect as passed.

ORDINANCE #540: Motion by Sinner, seconded by Miller to pass the second reading of Ordinance #540. Motion carried. The Ordinance reads as follows:

ORDINANCE #540
AN ORDINANCE AMENDING ORDINANCE #523
KNOWN AS THE WATER AND SEWER RATES ORDINANCE
PURSUANT TO SDCL 9-19-3

BE IT ORDAINED by the City Council of the City of Webster, South Dakota, that Ordinance #523, known as the water and sewer rates ordinance be revised as follows:

Domestic and Commercial Sewer Rates within the City shall be as follows;

Minimum of \$28.00 for the first 17,000 gallons, \$26.00 for each additional 34,000 gallons or fraction thereof. The gallons will be measured by the water gallons metered to or produced on the premises. There shall be a user fee of \$28.00 per month for each residence, multiple family and commercial occupancy within the City of Webster. This shall include each apartment unit and every multiple community building.

Each user of the wastewater system shall pay a surcharge in the amount of \$9.20 per month, subject to adjustment from time to time by ordinance of the City Council as necessary to repay a \$2,156,000.00 loan from the USDA Rural Development over a period of forty (40) years at an interest rate of three and one-quarter (3.25) percent, in

accordance with the loan agreement entered into by the City of Webster and the USDA Rural Development, the proceeds of which loan are to be used for the wastewater treatment facility expansion project. Such surcharge shall be segregated from all other funds of the City of Webster, are hereby pledged to secure such loan, and used for no purposes other than for the repayment thereof. The collection of the surcharge was established on August 1, 2010.

In addition to the other Wastewater charges, the City hereby establishes a surcharge of \$4.35 payable by each customer of its system who receives or benefits from the services of the project financed by the CW-04 loan with the borrower bond Series 2020. The collection of the surcharge shall start on March 1, 2021. The surcharge shall remain in effect until such time as the borrower bond is paid in full, it shall be collected at the same time as other charges of the system, and establish a surcharge account to segregate the income from other system income for book keeping purposes to be pledged to the South Dakota Conservancy District. The surcharge shall be reviewed from year to year and modified in order to provide the required 110 percent debt coverage.

In addition to the other charges, the City hereby establishes a surcharge of \$12.20 payable by each customer of its system who receives or benefits from the services of the project financed by the CW-05 loan with the borrower bond. The collection of the surcharge shall start on January 1, 2024. The surcharge shall remain in effect until such time as the borrower bond is paid in full, it shall be collected at the same time as other charges of the system, and establish a surcharge account to segregate the income from other system income for book keeping purposes to be pledged to the South Dakota Conservancy District. The surcharge shall be reviewed from year to year and modified in order to provide the required 110 percent debt coverage.

In addition to the other charges, the City hereby establishes a surcharge of \$1.30 payable by each customer of its system who receives or benefits from the services of the project financed by the CW-06 loan with the borrower bond. The collection of the surcharge shall start on January 1, 2024. The surcharge shall remain in effect until such time as the borrower bond is paid in full, it shall be collected at the same time as other charges of the system, and establish a surcharge account to segregate the income from other system income for book keeping purposes to be pledged to the South Dakota Conservancy District. The surcharge shall be reviewed from year to year and modified in order to provide the required 110 percent debt coverage.

Domestic and Commercial Water Rates within the City shall be as follows:

The minimum water rate within the City limits of Webster, South Dakota shall be thirteen dollars and 40 cents (\$13.40) per month, up to 1,000 gallons minimum per month. Water usage over the minimum of 1,000 gallons per month will be billed at the following rates:

1001 to 100,000 gallons \$7.50 per 1,000 gals
over 100,001 gallons \$7.25 per 1,000 gals

There shall be an additional Distribution and Maintenance (DM) fee of \$6.60 per month for each water user including each residence, multiple family and commercial occupancy within the City of Webster. This fee shall apply to all vacant structures or lots where city water distribution is available.

In addition to the other Water charges, the City hereby establishes a surcharge of \$12.45 payable by each customer of its system who receives or benefits from the services of the project financed by the DW-03 loan with the borrower bond Series 2020. The collection of the surcharge shall start on March 1, 2021. The surcharge shall remain in effect until such time as the borrower bond is paid in full, it shall be collected at the same time as other charges of the system, and establish a surcharge account to segregate the income from other system income for book keeping purposes to be pledged to the South Dakota Conservancy District. The surcharge shall be reviewed from year to year and modified in order to provide the required 110 percent debt coverage.

In addition to the other charges, the City hereby establishes a surcharge of \$6.35 payable by each customer of its system who receives or benefits from the services of the project financed by the DW-04 loan with the borrower bond. The collection of the surcharge shall start on January 1, 2024. The surcharge shall remain in effect until such

time as the borrower bond is paid in full, it shall be collected at the same time as other charges of the system, and establish a surcharge account to segregate the income from other system income for book keeping purposes to be pledged to the South Dakota Conservancy District. The surcharge shall be reviewed from year to year and modified in order to provide the required 110 percent debt coverage.

Any City utility user living outside the City limits of the City of Webster, South Dakota will pay an additional users fee of \$30.00 per month which will be billed with the monthly charges for water and sewer. This will be charged on each water hook-up and will be treated the same as the Distribution and Maintenance (DM) charge and will apply to all vacant structures or lots where City water distribution is available.

This Ordinance will become effective August 7, 2023

1st Reading: June 5, 2023

2nd Reading: July 5, 2023

Publish: July 17, 2023

Effective Date: August 7, 2023

Mike Grosek
Mike Grosek, Mayor

Nicole Kwasniewski
Nicole Kwasniewski, Finance Officer

VARIANCE: Motion by Miller, seconded by Brown to set a variance hearing for Jim Bohrer, 403 W 5th Ave, to construct a garage closer than the required five feet from the property line. The hearing will be held at 7:05 p.m. on August 7, 2023 at City Hall. Motion carried.

PLAT: The plat of Bohrer 1st Subdivision to the City of Webster was approved with a motion by Mount, seconded by Brown. Motion carried.

LIBRARY: Motion by Klungseth, seconded Mount to accept the resignation from board members Mary Wambach and Bernie Kurkowski. New board members are Cindy Hagen and Gayle Nilson. Motion carried.

Teri Ewalt, librarian, presented to the council about the summer reading program, theme “All Together” and that she had nine local heroes for the summer reading program party that did demonstrations with the kids. Discussion was also held on setting up another “little free library” that will be set up in the city park.

WATER AND WASEWATER PROJECT: Motion by Miller, seconded by Bartos to approve the change order for B&B Contracting for \$24,350.00 incorporating the 2 block watermain on 2nd St east and 3rd St east. There were multiple breaks on the line during construction and needed to be repaired by the onsite crew. This will be completed and repaired curb to curb due to the amount of services on these blocks. Motion carried.

AIRPORT: Motion by Miller, seconded by Klungseth approving the mayor to sign the Fuel Design System agreement with SD DOT for \$63,000 airport grant. Motion carried.

POLICE: Motion by Brown, seconded by Klungseth to hire Brandon Mindham as of July 17, 2023 at \$20.50/hr. Motion carried.

RESOLUTION #223: Motion by Mount, seconded by Miller to approve the following resolution for housing application:

Resolution # 223

Be it resolved by the City of Webster that Shoemaker Addition has shared preliminary plans for the public infrastructure of Webster Housing Development and desires assistance from the South Dakota Housing Development Authority for the propose of providing housing development in South Dakota by providing grants and loans for housing infrastructure, and

Whereas, these above referenced plans have been presented and have shown to satisfy the requirements of the City of Webster, and

Whereas, the city of Webster confirms that there is capacity for adequate water supply, water treatment facilities, and wastewater treatment facilities available to support this public infrastructure project, and

Whereas, the proposed public infrastructure will be added to the ownership and ongoing maintenance responsibility by the City of Webster, and

Whereas, the City of Webster by the way of this resolution hereby approves of this proposed housing infrastructure project.

I, Nicole Kwasniewski, Finance Officer of the City of Webster, South Dakota, do hereby certify that the foregoing resolution was passed by the City of Webster, South Dakota, at a meeting thereof held on the 5th day of July, 2023.

Mike Grosek
Mayor

ATTEST:

Nicole Kwasniewski
Finance Officer

(Seal)

BUILDING PERMITS: The following building permits were approved with a motion by Brown, seconded by Miller:

Building Permits:

Eric Kracke, 110 E 3rd St, deck, \$4500.00

Patty Lutz, 910 E 7th St, playhouse, \$4500.00

Scott Sjurson, 124 W 1st St, storage shed, \$7000.00

Katlyn Lorton, 715 W 11th Ave, fence, \$7500.00

Doug Lynch's building permit was tabled at this time due to needing a variance.
Motion carried.

7:00 p.m. **STREET RESEAL BIDS:** This being the time and place for the opening of the street sealing bids for approximately 18 blocks of city streets, with 3/8 inch pea rock at 30-35 #/sq. yd. with MC 3000 Road Oil at a rate of .30. Bid must specify total sq. yds and price per square yard. One bid was received: Bituminous Paving Inc., Ortonville, MN seal coat streets 4594.00 sy \$3.50 = \$16,079.00 and seal coat armory parking lot 9448.00 sy \$4.50 = \$42,516.00 total \$58,595.00. Motion by Miller, seconded by Sinner to award the bid to Bituminous. Motion carried.

OTHER DISCUSSION: It was mentioned that on August 21 PAWS will be hosting a pet swim time at the pool and the city guys have been working on getting water for the dog park.

Motion by Klungseth, seconded by Miller to adjourn. Motion carried

Mike Grosek, Mayor

Nicole Kwasniewski, Finance Officer

The City of Webster is an equal opportunity provider.

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