

**TYNDALL CITY COUNCIL MEETING
MAY 3, 2021**

Mayor Mike Elsberry called the meeting to order at 6:30 p.m. at the Tyndall Community Auditorium with councilmen Travnicek, Soukup, Chester, Skorpik and Ranek present. Also present were guests Jay Werts, Kevin Stepka, councilman elect Jesse Ranek, Mike Schmidt, Brad Kopp, city attorney Lisa Rothschadl (6:40 p.m.), utilities superintendent Dick Jones, Finance Officer Linda Pesek and reporter Becky Tycz.

Added agenda items: Councilman Ranek: Shade cover and sound system for ball parks.

Moved by Travnicek, second by Chester to approve the April 6 & 15 minutes. All voting aye. Motion carried.

Moved by Soukup, second by Ranek to approve the claims. All voting aye. Motion carried.

A-Ox Welding, ambulance/shop supplies, \$193.89; Appera, towel & mop service, \$52.46; AT&T, phone calls, \$71.48; AT&T Mobility, cell phone service, \$147.05; B & H Publishing, public notices; advertising, \$846.19; Bob Brattmiller, cell phone use, \$25.00; Cahoy's General Store, election supplies, \$4.65; Card Services, supplies, \$1696.09; Central Farmers Coop, unleaded gas, \$315.84; Clean-Flo, pond aerator repairs, \$1900.72; Diane Bauder, election worker, \$160.00; Culligan, water & rent, \$58.75; Dept. of Revenue, water testing, \$30.00; Connie Hawks, election worker, \$160.00; Country Ford, pickup repairs, \$104.54; Dept. of Revenue, liquor license renewals, \$600.00; Mike Elsberry, mileage, \$26.04; Embroidery Plus, police clothing, \$97.44; First Chiropractic Center, random CDL testing, \$125.00; First National Bank, DW#3 loan payment, \$14,330.34; Ft. Randall Telephone, phone service, \$503.63; ,Ginger Peschl, election worker, \$160.00; Great America Financial Services, copier rent & copies, \$97.13; Zach Heesch, cell phone use, \$25.00; Jeff Honner, cell phone use, \$25.00; Dick Jones, cell phone use, \$25.00; Menards, food pantry remodel, \$167.86; Muller Repair, batteries, \$600.00; National Child Safety, donation, \$156.00; National Rural Water Assn., loan payment, \$965.61; Olson's Pest Technicians, rodent control/ termite inspection renewal, \$412.00; Rush-Co., ½ Vet's Memorial Archway, \$675.00; Schmidt's Service, supplies, \$332.27; SD One Call, locates, \$3.15; SD State Treasurer, April sales tax, \$5953.45; Tyndall Ace Hardware, supplies, \$671.03; City of Tyndall, utilities, \$3581.00; Tyndall Motors, oil chg., repairs-police pickup, \$60.23; Tyndall NAPA, air & oil filters, \$404.66; Kimberly Velk, EMT continuing ed class, \$100.00; Wesco, supplies, \$401.05; One Office Solution, office supplies, \$339.85; Williams Sanitation, garbage service, \$387.75; Yankton Janitorial, towel dispensers, \$79.70; Yankton Winnelson, drinking fountain repair, \$12.95; Zieser-Rothschadl Law Firm, attorney fees, \$130.00.

April paid claim: Bon Homme County Treasurer, title & plate fee, \$21.20.

April payroll: Mayor & Council, \$1005.87; Auditor, \$2636.77; Public Buildings, \$224.49; Police, \$5453.58; Streets, \$2635.53; Parks, \$1109.39; Ambulance, \$7036.16; Library, \$935.28; Water, \$1162.75; Light Plant, \$3709.78; Sewer, \$3603.46; SDRS, \$3603.46; SDSRP, \$400.00; Wellmark, \$9249.39; Aflac, \$484.50; Delta Dental, \$396.00; VSP, \$121.59; IRS, \$8183.41.

There being no other old business, the oath of office was administered to Kevin Ranek, Larry Chester, Nick Soukup and Jesse Ranek.

Mike Travnicek left the meeting.

Moved by Ranek, second by Soukup to enter into executive session for personnel at 6:35 p.m. All voting aye. Motion carried.

Mayor Elsberry declared the council out of executive session at 6:37. Moved by Skorpik, second by Soukup to appoint Kevin Stepka to the remaining one year of the unexpired two year term Ward 2 council position. All voting aye. Motion carried. The oath of office was administered to councilman Stepka.

Mayor Elsberry called for nominations for council president. Moved by Skorpik, second by Chester to nominate Kevin Ranek for council president. There being no other nominations, all voting aye. Motion carried.

Mayor Elsberry called for nominations for council vice president. Moved by Skorpik, second by Chester to nominate Nick Soukup for council vice president. There being no other nominations, all voting aye. Motion carried.

Moved by Ranek, second by Skorpik to approve the following mayor's appointments: City Attorney, Lisa Rothschadl; City Finance Officer, Linda Pesek; Chief of Police, LeWayne Lukkes; Ambulance Director, Mike Schmidt, Eric Elsberry, Trish Szathmary. All voting aye. Motion carried.

Mike Schmidt questioned why there are three people listed as ambulance director. Moved by Skorpik, second by Chester to remove Eric Elsberry and Trish Szathmary as ambulance directors.

Moved by Soukup, second by Ranek to approve the following committees: Police Department: Mike Elsberry, Kevin Ranek; Library: Mike Elsberry, Larry Chester; Water & Sewer: Kevin Ranek, Larry Chester; Streets & Alleys: Rodney Skorpik, Kevin Ranek; Parks & Recreation: Rodney Skorpik, Jesse Ranek; Library Board: Kathy Koenig, Barbara Hebner, Deb Sternhagen, Sue Rothschadl, JoAnn LaCompte; Fire Department: Nick Soukup, Kevin Ranek; Sanitation & Environmental Protection: Kevin Stepka, Larry Chester; Ambulance: Kevin Ranek, Rodney Skorpik; Buildings & Light: Nick Soukup, Rodney Skorpik; Planning & Development: Kevin Ranek, Rodney Skorpik; Daycare: Kevin Stepka, Larry Chester; Nuisance Board: Larry Chester, Nick Soukup; Identity Theft Board: Nick Soukup, Jesse Ranek; RC&D: Nick Soukup; SMRWMD: Larry Chester, Delegate, Kevin Stepka, Alternate: Cemetery Board: Mike Elsberry, Jesse Ranek. All voting aye. Motion carried.

Gas & fuel quotes for May: CFC, Ethanol, \$2.66/gal.; Unleaded, \$2.91/gal.; Dyed Diesel #2, \$2.34/gal.; Clear Diesel #2, \$2.616/gal. Moved by Ranek, second by Skorpik to accept the quotes from CFC and, when not available, purchase gas and fuel from the supplier with the lowest pump price. All voting aye. Motion carried.

Public Comments: Jay Werts asked about the placement of steps into the swimming pool and suggested instructing the life guards on how to use the chair lift.

Committee reports: The property at 202 West 14th Ave, owned by Jason Johnson, continues to be in violation of the nuisance ordinance. City Attorney Rothschadl reported that he was sent a letter last week stating he had 30 days in which to clean up the property.

Attorney Rothschadl asked the council if they want to consider adopting an ordinance concerning medical marijuana. It was the consensus of the council to put it on the June agenda.

Lisa Rothschadl, representing the Tyndall Community Foundation, asked permission to plant trees in the city park, Veteran's Memorial Baseball field and Heritage Church Museum. The Tyndall Community Foundation has a program for individuals to purchase at least a six-foot tree with a tree guard for \$250 and place it in one of the previously mentioned places. The tree would have a commemorative plaque which would be maintained by the foundation and then be given to the family after 10 years. Moved by Ranek, second by Stepka to work with the Community Foundation to plant trees in various locations in the city. All voting aye. Motion carried.

Mayor Elsberry had thought about suggesting council terms be changed to three years, but in canvassing surrounding towns, it was noted that all have two year terms and therefore will back off his suggestion.

This being the time and place to hold a public hearing on alcoholic beverage applications, it was moved by Ranek, second by Skorpik to approve the renewal of a Retail (on-off sale) Malt Beverage & SD Farm Wine license for Family Dollar Store of South Dakota, LLC, Lot 3 of Tract 2 of Helen Chladek Subdivision, SW ¼ of 6-94-59, City of Tyndall, Bon Homme County, South Dakota. All voting aye. Motion carried.

Moved by Skorpik, second by Chester to approve the renewal of a Retail (on-off sale) Malt Beverage & SD Farm Wine license for Dan Cahoy, DBA Cahoy's General Store, Lot 1 and the north 29 ¾' of Block 28, Currier's First Addition, City of Tyndall, Bon Homme County, South Dakota. All voting aye. Motion carried.

Moved by Chester, second by Soukup to approve the renewal of a Retail (on-off sale) Malt Beverage & SD Farm Wine license for Casey's Retail Company, DBA Casey's General Store #3649, Stolz Addition in the SW ¼ of the SE ¼ of 6-94-59, City of Tyndall, Bon Homme County, South Dakota. All voting aye. Motion carried.

Moved by Soukup, second by Stepka to approve the renewal of a Retail (on-off sale) Malt Beverage & SD Farm Wine license for Brad Gibson, DBA Gibby's Corner Bar, Lot 18, Block 39, Original Tyndall, Bon Homme County, South Dakota. All voting aye. Motion carried.

Moved by Stepka, second by Ranek to approve the renewal of a Retail (on-off sale) Malt Beverage & SD Farm Wine license for Michael Scheetz, DBA Tyndall Lanes, Lot 3, Block 29, Currier's First Addition, City of Tyndall, Bon Homme County, South Dakota. All voting aye. Motion carried.

Moved by Soukup, second by Skorpik to approve a special one day on-sale liquor license to Brad Gibson, DBA Gibby's Corner Bar on June 11, 2021 on Main Street between 17th and 18th Avenues. All voting aye. Motion carried.

Moved by Skorpik, second by Chester to approve a special one day on-sale liquor license to Simek-Ptak Post 6895 on May 22, 2021 on Lots 19 thru 23, Block 28, Currier's First Addition, City of Tyndall, Bon Homme County, South Dakota. All voting aye. Motion carried.

Councilman Kevin Ranek presented quotes from Rush-co for a shade cover at the park ball fields. A 31 foot shade structure would cost \$4499.00 and a 41 foot structure would cost \$7000. Moved by Ranek, second by Soukup to purchase the 31' shade structure from Rush-co for \$4499. Voting aye: K. Ranek, Skorpik, Soukup, Stepka, J. Ranek. Nay: Chester. Motion carried.

Council Kevin Ranek obtained a quote from Jurrens Electronics for a sound system at the Veteran's Memorial Baseball field. The equipment would cost \$2950, but does not include wiring and labor. He estimated between \$500 and \$1000 for wiring and labor. Moved by Ranek, second by Skorpik to purchase a sound system from Jurrens Electronics for \$2950. All voting aye. Motion carried.

A quote for 10 foot x 10 foot shade structures for the pools was presented by Councilman Kevin Ranek. Ranek would like to have two in the large pool and one smaller one in the baby pool area. The cost of structures is \$950 each and would be made by Rush-co. Moved by K. Ranek, second by J. Ranek to purchase up to three 10 x 10 shade structures for the pools. All voting aye. Motion carried.

Councilman Kevin Ranek stated the west park ball field needs the lights replaced in the near future. There are grant funds for lighting projects. He also asked the council to approve the purchase of a popcorn maker for the Veteran's Memorial Ball field concession stand. The cost is approximately \$200-\$300. Moved by Ranek, second by Soukup to spend \$200-\$300 on a popcorn machine for the Veteran's Memorial Baseball field concession stand. All voting aye. Motion carried.

Moved by Skorpik, second by Chester to hire the following as lifeguards: Jaden Kortan, \$11.30/hr.; Evan Ulmer, \$10.00/hr.; Chapin Cooper, \$10.00/hr. All voting aye. Motion carried.

Moved by Skorpik, second by K. Ranek to set the opening day for the pool on May 27, weather permitting. All voting aye. Motion carried.

Moved by K. Ranek to charge no entrance fee for the pool this season. Motion died for the lack of a second.

Moved by Chester, second by Soukup to set the pool entrance fees: Daily, \$2.00; weekly, \$10.00; seasonal single, \$30.00; seasonal family, \$75.00. Voting aye: Skorpik, Chester, Soukup, Stepka, J Ranek. Nay: K. Ranek. Motion carried.

Moved by Soukup, second by Chester to donate \$176.00 to the Safety Pup Program. All voting aye. Motion carried.

Moved by K. Ranek, second by Skorpik to hire Daryan Stoebner as head lifeguard at \$12.00/hr. All voting aye. Motion carried.

Tyndall Fire Chief Jamie Muller presented a letter of condemnation of the Kirk Dougherty property at 1200 Fir St. The condemnation states large portions of the basement walls have caved in and large amounts of garbage piled inside the house creating a fire hazard. Moved by K. Ranek, second by Soukup to approve the Notice of Condemnation on property at 1200 Fir St. from Fire Chief Jamie Muller and ask City Attorney Lisa Rothschadl to start condemnation proceedings. All voting aye. Motion carried.

It was also suggested that barricades be installed around the house for safety reasons.

Moved by Chester, second by K. Ranek to adjourn at 7:25 p.m. All voting aye. Motion carried.

Mike Elsberry, Mayor

ATTEST: _____
Linda F. Pesek, Finance Officer