**CHAMBERLAIN CITY COMMISSION**

**September 20, 2021**

The Chamberlain City Commission held their second regular meeting on September 20, 2021 at 6:00 PM.

Present: Mayor Chad Mutziger, Commissioners Claussen and Thomas, Finance Officer Nicky Gaulke, City Administrator Mike Lauritsen and Chief of Police Jason Handel.

Absent: Commissioner Ruhlman and Soulek.

**Pledge of Allegiance**

**Adopt Agenda**

Motion by Thomas second by Claussen, all ayes and approved the agenda.

**Conflict of Interest**

No conflicts of interest were noted.

**Minutes**

Motion by Claussen second by Thomas, all ayes and approved the minutes from the last regular meeting.

**Public Comments**

The floor was opened for public comments with none being received.

**Bills**

Motion by Thomas second by Claussen, all ayes, approved to pay the following bills:

A&R Truck Equipment $326.65 Repmaint; Ace Hardware $180.66 Supplies; Aqua-Pure Inc $2,302.40 Chemical; AT&T $225.89 Phone; Aurora-Brule Rural Water $91 Water; B & L Communications $2,325 Equip Maint; Baker & Taylor Company $603.37 Books; Bomgaars $1,964.22 Supplies; Brule County Lumber $945.85 Supplies; BSN Sports $350 Supplies; Burke Oil Company $1,526.52 Gas; Byre Brothers $2,094 Prof Serv; Card Services Center $3,586.36 Supplies; Cengage Learning $239.89 Books; Center Point Large Print $93.48 Books; Central Dakota Times $486.64 Publish; Central Electric Cooperative $1,583.60 Electric; Chamberlain Building Supply $116.80 Supplies; Chamberlain Napa $144.18 Supplies; Chamberlain Redi Mix $186 Supplies; Chamberlain Wholesale Grocery $129.80 Supplies; Commercial Asphalt Co $3,288.60 Oil/Asph; Communications Center $39 Prof Serv; Cook Implement $200 Prof Serv; Core & Main $2,329.23 Supplies; Cozine Electric $1,259.29 Maint; Cutler Lawfirm $5,568.75 Prof Serv; Dakota Pump And Control $3,181.26 Liftmaint; Deckert Pumping $20,900 Prof Serv; Dollar General $13.63 Supplies; Don Busack Consulting $240 Prof Serv; Dozys Signs & Neon $290.82 Prof Serv; Ethanol Products $1,875.63 Chemical; First Dakota $53,458.76 Principal; Hach Company $671.62 Supplies; Hawkins $5,844.21 Chemical; Hopkins Plumbing Heating A/C $182.12 Repmaint; Ingram Book Company $518.90 Books; Jacks Uniforms & Equipment $178.84 Supplies; JG Welding & Repair $220.50 Supplies; Kelsey, Kurt $192 Prof Serv; Kennebec Telephone Company $1,836.74 Maint; Lakeview Sinclair $30 Prof Serv; Midstate Communications $1,879.92 Phone; Nalco $722.50 Chemical; Northwest Pipe Fittings, Inc $2,140.24 Supplies; Northwestern Energy $25,887.82 Electric; Oasis Pump N Pak $282.05 Diesel; Office Products Center $1,187.46 Supplies; Old 16 Trading Post $14.48 Supplies; Onsite Service Solutions $685 Prof Serv; Overdrive $1,500 Books; Pete Lien & Sons, Inc $3,884.34 Chemical; Platte Implement Company $608.03 Repmaint; R&J Gravel And Trucking $50,000 Prof Serv; Rons Service $101 Equip Maint; Same Day Express $40 Prof Serv; Sanford Occupational Med $105 Prof Serv; SD Dept Of Health $2,502 Prof Serv; SD Dept Of Transportation $3,954.92 Gas; SD Library Association $100 Travel; SHE $1,876.81 Dredge; Servall Uniform/Linen Company $99.46 Supplies; Sign Solutions $1,918.47 Supplies; Sioux Nation Ag Center $255.77 Animal; Sioux Valley Environmental $2,400 Chemical; Sturdevants Auto Parts $105.23 Supplies; The Library Store $337.48 Supplies; Transource $176.12 Supplies; Variety Plus $188.77 Supplies; Vets  Oil Company $339.39 Diesel; Water & Environmental Engineer $155 Prof Serv; Willrodt Motor $1,300.76 Repmaint; Worx, Llc $1,078.80 Chemical; Zep Manufacturing Company $260.30 Supplies; Zima Corporation $7,060.40 Supplies;**General Fund: Salaries: $67,390.96, Total $216,305.35;Football: $563.04; Library: Salaries: $4,967.22; Total: $9,886.50; Water: Salaries: 12,408.61 Total: $48,728.86; Wastewater: Salaries: $14,204; Total: $57,681.74; Airport: $775.03.**

**State Water Plan Applications**

Motion by Claussen second by Thomas, all ayes and approved to authorize the Mayor to sign the State Water Plan Applications to be submitted to the State by October 1, 2021. It was noted that the State may be distributing federal funds from COVID grants so we are putting several projects on the State Water Plan which would make us eligible to apply for those grant funds.

**Chamberlain School Homecoming**

Motion by Thomas second by Claussen, all ayes and approved to close Main Street and part of Kellam Avenue at 10:00 AM on October 8th for the Homecoming Parade. Chief Handel has organized police patrol for the whitewashing of the streets also.

**Surplus Property**

Administrator Mike Lauritsen informed the Council that he has a citizen that would like to purchase parts off our scrap picnic tables in the east yard. Motion by Claussen second by Thomas, all ayes and approved to surplus and offer for sale the picnic table parts with a bid deadline of October 18 at 5:00 PM.

**City Administrator Report**

Mike Lauritsen reported that he recently had a meeting with SEH, DOT and FAA in regards to our airport plans. He noted that the current condition of our runway is rated 36 out of 100 and we will need to fix this prior to the construction of the new airport. This section will be used as the taxi-way in the new airport plans. The plans for this project are still in the works.

Lauritsen met with Deb Ruiz in regards to the mud run and she will be using four to five loads of water and has asked that we get the barrier up along the section line to stop people from driving through there.

The contractors working for the State on the highway project caused a water main break three times now. We are tracking the costs to the City to repair these breaks.

**Police Report**

Chief Jason Handel informed the Council that the new police vehicle has been delivered and he is waiting on some parts to get everything installed. He reported that we are having the laptops installed in all of the police vehicles this week. Handel noted that there is a four hour training that the officers will have to take in order to run their own names/license plates.

**Public Hearing – Patty Lien Conditional Use Request**

Motion by Claussen second by Thomas, all ayes and approved to open a public hearing as the Board of Adjustment at 6:20 PM for a conditional use request by Patty Lien to allow multi-family use in a single family zoned property.

Lauritsen reported that the Planning and Zoning Board recommended that the conditional use not be granted and would like to allow six months for one of the two families living in the home to vacate the property.

Patty Lien addressed the Council stating that she would like more than six months for the tenants in the basement to move out. She added that there is nothing available so she would like to give them a year. She noted that her son and his girlfriend are currently living in the basement of the property.

Kim Koontz asked if we give the extension to allow the two families in the home, then are they going to pay for two utility rates since they are both using the utilities?

Lorna Kistler asked if this will change the zoning of their property and affect the adjoining properties?

It was noted that this is not a request for a rezone, it would just be a condition applied to the one property.

Kim Koontz asked how many utility meters do they need and noted that she also had the cabin rented out on the property.

Lien stated that there has not been a renter in the cabin since the house has been done.

Lorna Kistler asked what the point is of Planning and Zoning if the City makes the decision on this?

Mayor Mutziger stated that they review and make their decision as a recommendation to the City Council which helps the City in their determination, it’s another view of the requests.

Kim Koontz stated that if the conditional use is granted, they have no problems with the current tenants adding that they are great. Koontz then asked what happens if these people move out and new ones move in?

It was noted that the home can be rented as a single-family residence already and we have no control over who rents the property. The City can only regulate it by what is allowed with zoning.

Kim Koontz stated that Patty Lien has a big house and her son and his girlfriend could live with her.

Mayor Mutziger asked for comments three times. With no further discussion, motion by Thomas second by Claussen, all ayes and approved to close the hearing at 6:30 PM.

Motion by Claussen second by Thomas, all ayes and approved to deny the conditional use request from Patty Lien for multi-family use at 415 Scotts Lane, Chamberlain SD(legal description: Lot 18, Block 3, Riverview Subdivision) but to allow an extension of nine months for one set of the tenants to vacate the property.

**Second Reading Ordinance No 644 – 2022 Appropriations Ordinance**

Finance Officer Gaulke reported that there were no changes to the budget since the first reading.

Motion by Thomas, second by Claussen, all ayes and approved the second reading of Ordinance No 644, 2022 Appropriations Ordinance.

**Second Reading Ordinance 562I**

Mayor Mutziger reported that there have been no changes to the ordinance since it was discussed at the September 7th City Council meeting.

Motion by Thomas second by Claussen, all ayes and approved the second reading of ordinance 562I at 6:33 PM.

**Second Reading Ordinance 643**

Mayor Mutziger reported that there have been no changes to the ordinance since it was discussed at the September 7th City Council meeting.

Motion by Claussen second by Thomas, all ayes and approved the second reading of ordinance 643 at 6:35 PM.

Mayor Mutziger stated that at our next meeting we will be presenting a resolution which will go over the lottery process and application requirements for cannabis operations.

**Adjourn**

Motion by Thomas second by Claussen, all ayes and approved to adjourn at 6:40 PM.

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Chad Mutziger, Mayor

Attest:

*SEAL*

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Nicky Gaulke, Finance Officer

Published once at the total approximate cost of \_\_\_\_\_\_\_\_\_\_.