**CHAMBERLAIN CITY COMMISSION**

**September 7, 2021**

The Chamberlain City Commission held their second regular meeting on September 7, 2021 at 6:00 PM.

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

Absent: None.

**Pledge of Allegiance**

**Adopt Agenda**

Motion by Thomas second by Soulek, all ayes and approved the agenda with the addition of a police vehicle to the surplus equipment item.

**Conflict of Interest**

No conflicts of interest were noted.

**Minutes**

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

Adams Agency, Inc $15,513.30 Insurance; American Family Life Assur Co $240.60 Salaries; Brule County Auditor $12,930.18 Supplies; Brule County Treasurer $15 Supplies; Civic Plus $44.63 Prof Serv; Chamberlain Chamber $3,375 Chamber; Central Electric Cooperative $8,334 Principal; First Dakota $4.50 Prof Serv; Gaulke, Nicky $56.28 Travel; Handel,Jason $45 Phone; Hrabe Flying Service $900 Prof Serv; Hamiel, David $300 Supplies; Health Equity Inc $5,781.02 Salaries; J&M Enterprises $75,000 Eco Dev; Lamie, Kimberly $600 Prof Serv; Lake Francis Case Development $3,900 LFCD; Olesen,Kevin $45 Phone; Payroll Tax Payments $24,827.35 Salaries; SDRS – SRP $430 Salaries; Sundall, Brock $1,500 Prof Serv; Simonsen, Scott $740.64 Phone; SD Retirement System $11,626.02 Retire; SD Property Management $2,000 Mach; SD Dept Of Revenue $42.40 Supplies; Standard Insurance Company $165.48 Insurance; The Mapping Network $6,000 Dredging; US Bank $8,293.66 Principal; Wellmark Blue Cross & Blue $12,979.28 Insurance.

**Deb Ruiz – Demo Derby and Mud Runs**

Deb Ruiz addressed the Council about possibly moving her track for the demo derbies and mud run since the City will be developing part of the property that she currently uses for the track. She has asked if she can reconstruct the track to the north of her property which is east of the existing track next to the Feltman land. She added that she has another event this year on September 25th that includes drivers from Nebraska, North Dakota, and Minnesota and is hoping she can still use the existing track for that.   
Mayor Mutziger stated that we can commit to not working on those lots until after that event on September 25.

Commissioner Soulek stated that he is not opposed to allowing her to move the track but added that as soon as someone starts to build up there, we should probably not hold those races up there any longer.

Mayor Mutziger stated that there probably will not be any construction starting until late spring 2022 adding that we are also still waiting on getting electric onto the property.

Ruiz added again that they will move the dirt and reconstructing the track themselves.

Motion by Ruhlman second by Claussen, all ayes and approved to allow Deb Ruiz to move the demo derby mud track to the north east of the existing track for the year 2022.

**Appoint Zoning Administrator**

Motion by Soulek second by Thomas, all ayes and approved to appoint Mike Lauritsen as the zoning administrator.

**Post Prom 2022**

Motion by Thomas second by Ruhlman, all ayes and approved to contribute $500 to the 2022 post prom with the Chamberlain School District.

**VFW Raffle**

Motion by Claussen second by Soulek, all ayes and approved a raffle for the VFW with cash drawings to be held on November 11th.

**Surplus Property**

Motion by Ruhlman second by Thomas, all ayes and approved to surplus four street lights and the 2016 Ford Explorer police vehicle.

Motion by Soulek second by Thomas, all ayes and approved to advertise for sealed bids for the four street lights with a deadline of October 4th, 2021 at 5:00 PM and opening at the regular Council meeting on October 4.

**Library Hires**

Motion by Ruhlman second by Claussen, all ayes and approved to hire Selah Duvall at $10.25 per hour and Katie Schlenker at $10.50 per hour as part time library employees.

**Public Hearing – Rezone Request Dakota Pure Meats**

Motion by Thomas second by Claussen, all ayes and approved to open a hearing at 6:10 PM as the Board of Adjustment for a rezone request from Dakota Pure Meats from C-2 to Industrial.

It was noted that all of notices and publications have been completed. The Planning and Zoning Board recommended approval of the rezone.

Mayor Mutziger opened the floor for discussion.

Alex Heim of Dakota Pure Meats stated he wanted to clear up the rumors about there being several owners and informed the Council that they are currently the only ones that own it. He added that it will be a small plant with the Heimans and Assmans owning it.

Scott Assman stated that they gear their brand towards small towns like Chamberlain. He added that all of the big corporations are taking over and they want to get America back with small town businesses. Even the apparel that the sell and wear is all American made.

Mayor Mutziger stated that he was told they are doing a DAF unit for the waste product and asked for clarification on this.

Alex Heim stated that this system will make sure they have smell outside. The solids will be trucked out most likely on a weekly basis and most of the odor comes from rendering and they are not doing that.

Mayor Mutziger asked in five or ten years what they see for the number of bison they will be processing?

Alex Heim stated that they have around 1,000 mothers that they want to put out over plants throughout South Dakota. He added that they also buy from throughout the state including some tribes. They could do up to 100 head a day but it will take years and years to get to that point. He added that it is a large facility and they could do more, but that is not their design or goal. It was also stated that with their bison market, they ship and store onsite so they do not need to bring the bison in and out daily.

Commissioner Thomas asked that if they don’t have buffalo will they be doing cattle and Alex Heim stated that yes, they will have a combined total of buffalo and cattle up to 100 head per day.

Mike Assman stated that if they kill one day and process the next day, it works better for their budget and their workforce, so they most likely won’t even be doing the 100 head every day.

Bob Graff stated that a lot of the people in the area have no idea what is going on. He stated that he spoke with Scott Heib and he said that bison are fast and tough to handle.

Alex Heim stated that they have eight-foot pipe rails under a lean-to and they have never had one get out.

Mayor Mutziger stated that it seems like the chances of any getting out is very limited.

Graff went on to say that buffalo scare him to death.

Alex Heim stated that they have not had any issues with the animals.

Mayor Mutziger asked for comments three times.

With no further discussion, motion by Ruhlman second by Thomas, all ayes and approved to close the hearing as the board of adjustment at 6:24 PM.

Mayor Mutziger stated that he would not be opposed to the rezone but would like to include that the DAF unit be used and they limit the production to no more than 100 per day, or less if the Council would like.

Mike Assman explained that they have them hauled in 50 at a time so he asked if we could do the 100 limit. He also stated that they could possibly do all weeks kill in one day and process the rest of the week.

Commissioner Ruhlman asked about staffing their facility and if these people will be within our community at some point?

Mike Assman stated that they are going to start by trying to fill the positions locally and the surrounding communities. If they are unable to get enough help, they may look into some other establishments like theirs for help as they are paying more than what he believes a lot of these other places do.

Mayor Mutziger stated that this had also been one of his concerns an Mike Assman stated that they have good jobs and want good people to fill them, hopefully locally.

Scott Assman stated that they want people to want to work for them.

Mike Assman stated that Mitchell Technical Institute previously had a meat cutting program and that Western Dakota Tech is starting a program.

Motion by Soulek second by Claussen, all ayes and approved to rezone Lot AP2 (5A) a portion of Lot A4 in the NE 34-104-71, City of Chamberlain, Brule County South Dakota from Highway Commercial to Industrial with the condition that they must use the DAF unit for sewage treatment and a maximum of 100 head per day being slaughtered.

**Second Reading Ordinance 562I**

Mayor Mutziger reported that after speaking with the City Attorney we will be rescheduling the second reading of both Ordinance No 562I and 643 until the September 20 meeting. He informed the Council that because of SDCL 9-19-7.1 it states that we must give five days notice if there are any significant changes to the second reading of an ordinance. There are not a lot of changes, but the attorney would like us to reschedule the second reading just to be safe.

Motion by Soulek second by Ruhlmann, all ayes and approved to table the second reading of ordinances 562I and 643 and reschedule the second reading of Ordinance 562I at 6:30 and 643 at 6:35 on September 20, 2021.

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

Finance Officer Gaulke reported that since our last budget meeting she has made changes to add the library grant and the dinosaur playground grant and project and to fix the loan revenues in the Revolving Loan Fund.

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

Motion by Thomas second by Ruhlman, all ayes and approved to schedule the second reading on Ordinance No 644 for September 20 at 6:25.

**Streets Budget 2021**

City Administrator Mike Lauritsen reported that the streets budget is over on equipment because of the loader payment not being budgeted this year. He went on to state that it had been budgeted to do an overlay on Cherry Lane for approximately $50,000 for a section that we have continued to have problems with.

It was asked if the Council would agree to supplement the 2021 budget for the $104,000 loader payment so we can proceed with the repairs to Cherry Lane. Council agreed.

**Police Report**

Chief Jason Handel presented the Council with the monthly reports stating that the numbers are a little above average. They have also received the new police vehicle.

**Other Matters**

Mayor Mutziger state that he met with Jay Peppel, who is the Area Engineer with DOT for Chamberlain. Peppel had informed Mutziger that they are ahead of schedule on the highway construction project and in the near future, they plan to move all of the traffic to the gravel lanes that they will put an oil on top first. The part of the highway that is still paved will not be demolished, they are doing an overlay on that part.

**Adjourn**

Motion by Soulek second by Thomas, all ayes and approved to adjourn at 7:06 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 \_\_\_\_\_\_\_\_\_\_.