

**CITY OF VALLEY SPRINGS
UNAPPROVED MINUTES
REGULAR SESSION
SEPTEMBER 14, 2021**

CALL TO ORDER

A Joint Meeting of the Planning and Zoning and City Commissioners of the City of Valley Springs met in regular session on Tuesday, September 14, 2021 at 6:00 PM in the VS American Legion. Answering roll call for Planning and Zoning were P&Z Board Members Ron Kuipers, Mike Langer, Matthew Wingert, and Brad Top. Mayor Carl Moss presided. Mayor Moss announced that the City Commission and Planning Commission will meet jointly for this portion of the meeting. The Boards discussed Ordinance 355, AN ORDINANCE CREATING ZONING REGULATIONS FOR CANNABIS ESTABLISHMENTS. WHEREAS, Initiated Measure 26 (IM 26), regarding Medical Cannabis, was passed by South Dakota voters in November 2020; and WHEREAS, the provisions of IM 26 have been codified under South Dakota Codified Laws (SDCL) Chapter 34-20G; and WHEREAS, such state statutes explicitly provide local governments with certain regulatory authority over aspects of cannabis establishments, including zoning matters; and WHEREAS, the City of Valley Springs has the lawful authority to regulate other aspects relating to cannabis establishments by and through its use of existing municipal powers. Ordinance 355 was recommended as discussed. Motion was made and seconded, all voting aye. Mayor Moss then gave the first reading of Ordinance 355. The second reading will be held on September 22, 2021 at 6pm in City Hall. A motion was made to adjourn Planning Commission and resume the meeting acting solely as City Commission. Seconded. Motion carried.

Present for the City Commissioners were Brian Staeffler, Dean Helgeson, and Sandy Severson. Commission Lynn Schmidt was absent with notice. Also present was City Maintenance Blaine Eilts, Finance Officer Ginger Miller, Attorney Patrick Glover, HDR Engineer's Kyle Lentsch & Cody Woessner, and Jill Meier with the BV Journal. Motion by Helgeson to approve the agenda as posted. Severson seconded the motion. Motion carried, all voting aye.

APPROVAL OF MINUTES

Motion by Staeffler to approve the August 10th, 2021 Minutes as presented.

Helgeson seconded the motion. Motion carried, all voting aye.

CLAIMS AND PAYROLL

Motion by Staeffler to approve the August Claims in the amount of \$274,041.15. Severson seconded the motion. Motion carried, all voting aye.

MONTHLY FINANCIAL REPORTS

The Commission reviewed the August Financial Reports. Motion by Helgeson, second by Staeffler, to approve the August 2021 Proof of Cash Report. Motion carried, all voting aye. Motion by Staeffler, second by Severson, to approve the August YTD Budget Report. Motion carried, all voting aye.

PUBLIC COMMENT

There was great public comment tonight. Citizens voiced their concerns about hiring a code enforcement officer because the city isn't clean. The City Attorney, Patrick Glover said anyone can file an anonymous complaint and the city will send a code enforcement letter. Mayor Moss

said the board will look at hiring a code enforcement officer next spring, after the construction project is finished.

An update on the fence drainage easement issue was requested. Ms. Kielman is contacting a contractor to discuss options. Ardell Johnson mentioned the tree work mess left by Ellis & Eastern Railroad near the school. City Maintenance Supervisor, Blaine Eilts contacted Ellis & Eastern. They are coming back this fall after the utility project is done to finish up the work they did in the spring.

MINNEHAHA COUNTY PATROL COMMANDER INTRODUCTION – Commander Adam Zishka was present to meet the community and listen to their concerns. Commander Zishka took over the position in April after spending 2 years patrolling Eastern Sioux Falls at night. The Minnehaha County Sheriff’s office provides contracted services with Valley Springs and Garretson. Valley Springs is currently under contract for 22 hours a week. They have investigated 43 cases in the area. If necessary, they can increase the contracted hours or request specific types of law enforcement. The officers can help us enforce our ordinances

ENGINEER REPORT

HDR Engineer Cody Woessner spoke of the construction project’s progress. He said the new mailboxes for Valley Drive have been flagged and are being installed. Concerns about the recent rains of 7” that washed away dirt & debris into the culvert on Valley Drive were discussed. This might impede the placement of the new mailboxes.

Engineer Woessner requested a SRF Loan Reimbursement pay request. Motion by Helgeson, second by Severson to approve the SRF Loan Reimbursement Request in the amount of \$618,228.81: \$25,644.13 payable to HDR, \$592,584.68 payable to ASCO. Mr. Woessner said this is 75% of the contracted total. Motion carried, all voting aye.

OLD BUSINESS

West Acres Paving Update – the patchwork has started on Dakota and Lynx Streets per Ron Kuipers. Parked cars haven’t been moved on Lynx Street. Mayor Carl Moss said all vehicles will be removed or the owners will face a ticket and a tow. P&Z Commissioner Kuipers reported the new development, Homestead Homes has electricity in, street lights and paving will be completed this week.

The Special Assessment Roll Hearing date was set for the next board meeting, October 12, 2021. The deadline to submit it to the Minnehaha County Property Tax office is November 1st.

NEW BUSINESS

Volunteer Painting Project – Scott Wentler of Mad Tatter presented designs to re-paint the Legion Hall Welcome Signs to the city and add logos on the concession stand and dugouts at the Legion Baseball Park. Mayor Moss will contact Rick Larsen and Chris Brown for approval. A new Fire Department Roster was presented for approval, Staeffler approved, second by Helgeson.

The 2018 IRC Building Code recommendations were given to the Planning & Zoning Commissioners to update and approve.

PUBLIC WORKS REPORT

City Maintenance Supervisor Blaine Eilts gave his monthly maintenance report. Eilts requested approval of a Hydro Klean Bid for Jackson & Dunham streets. Staeffler made a motion to approve, second by Severson. Eilts reported the city received proceeds in the amount of \$22,534.58 from the Big Iron Equipment Auction. The money will be used to offset the cost or

new equipment. Eilts presented pictures of cracked pavement in the city due to heavy trucks on the roads. Mayor Carl Moss and the commissioners discussed posting signs for “no overnight truck parking”. City Attorney Glover commented that the city ordinances control our roadways. Commission Severson inquired into budget availability under Highways and Streets that might be available to repair the cracks. Finance Officer Miller will follow-up on her request. Commission Staeffler wants the streets to be fixed, not just the cracks. Eilts has a quote from ASCO to repair the streets.

FINANCE OFFICER REPORT

Finance Officer Ginger Miller cancelled her trip to the SDML Annual Conference in Spearfish in order to meet upcoming reporting deadlines and continued training. Miller requested approval to proceed with an application for additional funding from ARPA (American Recovery Plan Act) dollars that have been allocated to DANR (Department of Ag and Natural Resources) for water and sewer improvements. The application is Due October 1st. Approval was granted.

CITY ATTORNEY REPORT- City Attorney, Patrick Glover provided a legislative update of the Medical Cannabis rules. The new laws will be in effect October 4, 2021. Attorney Glover provided information and guidance regarding the permit process and requirements necessary to issue a license for a Medical Cannabis Dispensary.

COMMISSIONER REPORTS –Commissioner Helgeson inquired into train whistle warnings at intersections. Commissioner Severson said the sidewalk in front of the Post Office are in need of repair. Eilts will follow-up with the postmaster. Mayor Moss shared a thank you from the VS Community Club for the donation to the annual fireworks show. Mayor Moss instructed Finance Officer Miller to communicate by text to all of the commissioners if City Hall was going to be closed.

EXECUTIVE SESSION

The public was dismissed so the commissioners could enter into Executive Session for Personnel matters according to SDCL 1-25-2 (1) Discussing the qualifications, competence, performance, character or fitness of any public officer or employee or prospective officer or employee.

ADJOURN

There being no further business before the Commission, Staeffler made a motion to adjourn at 8:30pm, Helgeson seconded. Motion carried, all voting aye. The next regular meeting of the Valley Springs City Commission will be **October 12, 2021** at 6 PM in the Valley Springs American Legion, 615 Broadway Avenue.

Ginger L. Miller, Finance Officer

Carl Moss, Mayor

CITY OF VALLEY SPRINGS	10-Aug-21	COMMENTS
MIDAMERICAN ENERGY	\$27.14	JULY NATURAL GAS
SIOUX VALLEY ENERGY	\$4,598.75	JULY ELECTRICAL
MARV'S SANITARY, INC.	\$83.00	JULY SERVICE
ALLIANCE COMMUNICATIONS COOP	\$236.00	JULY PHONE SERVICE
VERIZON WIRELESS	\$92.90	JULY CELL PHONE
ASCO	\$268,599.61	SRF LOAN REIMB
BOBS LOCK & KEY SHOP	\$14.97	CITY MAINTENANCE
BRANDON ACE HARDWARE	\$70.95	CITY MAINTENANCE
BRANDON VALLEY SCHOOL DISTRICT	\$98.79	JULY FUEL PURCHASE
BV JOURNAL	\$156.88	JULY PUBLICATIONS
CORE & MAIN LP	\$675.00	WATER MAINT
ELAN FINANCIAL SERVICES	\$351.51	JULY MAINT PURCHASES
GEOTEK ENGINEER & TESTING INC	\$1,320.50	CONSTR PROJECT TESTING
GOODWILL OF THE GREAT PLAINS	\$39.00	SHREDDING SERVICE
GOVOFFICE	\$570.00	HOSTING FEE 2022
HAWKINS WATER TREATMENT	\$10.00	WATER PURIFICATION SUPP
HDR ENGINEERING INC	\$26,311.97	SRF LOAN REIMB
HEIMAN, INC	\$54.00	FIRE EXT INSPECTION
JANITOR'S CLOSET	\$62.00	PARK SUPPLIES
MENARDS	\$254.16	STREET SUPPLIES
ONE CALL SYSTEMS, INC	\$100.80	LOCATES APR-JUN
PERFORMANCE PRESS, INC	\$385.31	FINANCE OFFICE SUPPLIES
POMPS TIRE	\$812.00	DUMP TRUCK TIRE
RUNNINGS	\$5.85	PARK SUPPLIES
SANITATION PRODUCTS, INC	\$1,808.01	STREET SWEEPER REPAIR
SD PUBLIC HEALTH LABORATORY	\$28.00	WATER LAB TESTS
SD DEPT OF TRANSPORTATION	\$790.54	SHARED USE PATH
SIOUX FALLS HUMANE SOCIETY	\$59.24	JULY SERVICES
STURDEVANT'S AUTO PARTS	\$78.18	VEHICLE MAINTENANCE
DAVID A. SWIER	\$1,225.00	BUILDING INSPECTIONS
THOMPSON	\$214.28	SIREN REPAIR
TRAFFIC LOGIX CORPORATION	\$2,635.88	TRAFFIC SIGN POST
VALLEY SPRINGS COMMUNITY CLUB	\$500.00	DONATION FIREWORKD
VALLEY SPRINGS FARMERS COOP	\$312.88	JULY FUEL PURCHASE
	<u>\$312,583.10</u>	

