

UNAPPROVED MINUTES OF THE
REGULAR MEETING OF THE
JEFFERSON CITY COUNCIL
JEFFERSON, SOUTH DAKOTA

August 5, 2024

City Hall

7:00 p.m.

Members present: P. Rigg, T. Boulware, J. Casper, M. LaFleur, J. Lokhorst and M Stokely

Others present: S. Hansen, M. Roark, D. Sharkey, and N. Werner.

Mayor Rigg called the Regular meeting of the City Council of Jefferson, South Dakota, to order.

Motion to approve the agenda by Lokhorst second by Casper. Motion carried.

Motion to approve the minutes of the July 1, 2024, City Council meeting by Stokely second by Boulware. Motion carried.

Actual Bank Balances:

Checking: \$ 16,997.14

Savings: \$ 288,709.20

C.D.: \$18,106.29

Petty Cash: \$100.00

Restricted Cash: \$10,770.00

TOTAL FUND BALANCE AS of 7-31-2024: **\$ 334,682.63**

Motion to approve the financial statement by Casper second by Stokely. Motion carried.

UNFINISHED BUSINESS:

The former JHS property was first on the agenda. At their July 1, 2024, regular meeting the City Council directed CA LaFleur-Sayler to send an amended agreement to Mr. Tom Johnson's lawyer for signatures. The FO reported nothing has been received. The matter will be addressed at the September 9, 2024, regular meeting.

A potential berm/dike was discussed. The City Council agree they need a meeting with the property owner to discuss future plans for a more permanent structure.

NEW BUSINESS:

Mayor Rigg recognized Samantha Hansen. Ms. Hansen was present to represent Fore the Cure. Fore the Cure is a local non-profit which holds fundraisers so they may help cancer patients from Dakota Dunes, North Sioux City, Jefferson, and Elk Point. Ms. Hansen stated Fore the Cure is planning a walk/run September 21, 2024, in conjunction with the Oktoberfest held at Jefferson Beer Supply. Ms. Hansen stated the 5K will be held that morning. All the paperwork is submitted, the Ambulance crew lined up. Fore the Cure committee has been working with the Sue Lulf family, who sponsor a walk/run every year, for help and details. Ms. Hansen was present to request the City provide Fore the Cure's Walk/run with a certificate of liability insurance for Union County for lane closure on the route outside the City limits. Brad Antonson from Jensen Insurance advised the FO the certificate of liability insurance would cost approximately \$100.00. Motion by Stokely to provide Fore the Cure a certificate of liability insurance for their September 21, 2024, event second by Lokhorst. Motion carried. Ms. Hansen thanked the City Council for their donation to the event.

Mayor Rigg recognized Nicki Werner. Ms. Werner was present to request permission to put the Jefferson Beer Supply event tent up for the Farmers Market being held August 10, 2024, and then again for September 21, 2024, for their Oktoberfest. Motion for the placement of the tent for JBS events August 10th and September 21st, 2024, by Stokely second by Casper. Motion carried. Ms. Werner thanked the City Council for their consideration.

Resolution #2024-R02 for Opposing Initiated Measure 28.

CITY OF JEFFERSON
RESOLUTION #2024-R02

A RESOLUTION OPPOSING INITIATED MEASURE 28

WHEREAS Initiated Measure 28 was certified for the November 2024 General Election Ballot by the South Dakota Secretary of State:

WHEREAS Initiated Measure 28, if passed, would remove state, municipal and tribal taxes on all items sold for human consumption except alcohol and prepared food;

WHEREAS “human consumption” is undefined in South Dakota Codified Law or the South Dakota Constitution. Black’s Law Dictionary defines “consumption” as “the act of destroying a thing by using it; the use of a thing in a way that exhausts it.”;

WHEREAS South Dakota Codified Law 34-45-1(7) defines tobacco products as “any items made of tobacco intended for human consumption, including cigarettes, cigars, pipe tobacco, and smokeless tobacco, and vapor products as defined in 34-46-20.”;

WHEREAS South Dakota Codified Law 10-52-2 allows incorporated municipalities to impose a tax on the sale, use, storage and consumption of items that conform in all respects to the state tax on such items up to two percent;

WHEREAS Initiated Measure 28 is in direct conflict with existing state law and the Attorney General’s explanation of the measure state legislative or judicial clarification would be needed if the measure passes;

WHEREAS The City of Jefferson levies a two-percent sales tax and collected \$190,241.74 in the 2023 fiscal year and \$119,910.06 year-to-date in the 2024 fiscal year;

WHEREAS The City of Jefferson estimates annual lost revenue of \$ 4,000.00 unless Initiated Measure 28 is rejected by voters in South Dakota;

NOW THEREFORE, BE IT RESOLVED, by the City Council of Jefferson, that Initiated Measure 28 would negatively impact our community and its residents.

The aforementioned Resolution was moved by Council Member LaFleur and seconded by Council Member Stokely. Motion carried.

Dated this 5th day of 2024.

Padraic Rigg- Mayor

ATTEST:

Michaeleen Roark- City Finance Officer
Jefferson, South Dakota

An excavation permit application for Parcel #04.13.01.1005 namely 605 Wilson Street was received and reviewed. The tapping fees have been paid for water and sewer. The property owner will need to access utilities by cutting the street with the project lasting 1 week. Motion to approve the application for excavation for 605 Wilson Street by Casper second by Lokhorst. Motion carried.

A preliminary copy of the proposed budget for 2025 was presented and discussed. The estimates were based on a CPI of 3%, Growth 1.3% but utilities were unknown. The proposed 2025 budget

shows a 2.5% employee raise. The FO informed the City Council Glenda Goens from SD Department of Legislative Audit contacted the office to inform her the receipts for the city are such that we have entered a continuous audit status and the years 2022 and 2023 need to be audited. Any municipality with receipts of \$600,000.00 or more must audit annually. The line item of ½ penny budgeted for the Ambulance Department was discussed. The possibility of splitting the ½ penny sales tax between the Ambulance Department and Fire Department was being considered. Further discussion on the 2025 budget will take place at the September 9, 2024, regular meeting. It was noted Dustin Sharkey has passed his Water/Wastewater Certifications for the City. Motion by Boulware to pay Dustin Sharkey \$200.00 per week from the EPF Water department and \$200.00 per week from the EPF Sewer department to be effective immediately second by LaFleur. Motion carried. The City Council thanked PC Sharkey for finishing his Water/Wastewater certification.

Police Department:

Police Chief Sharkey's report was reviewed and discussed. A copy is kept on file at City Hall.

Traffic Verbal Warning x 8

Traffic warning

Animal Complaint x 4

Welfare Check x 2

Theft from Motor Vehicle (Happened in Sioux City)

Open Door

Suspicious Person

Days of 59 (All went well)

National Night Out (Tomorrow from 6-8 p.m.)

PC Sharkey advised the City Council he did sit in the alley area by the daycare to monitor the speed and travel through the alley adjacent to 314 Main Street for a week. There were a couple of people that went a bit fast but no real issues.

Street Department:

A new gutter brush on street cleaner exploded and was replaced at no cost.

Yellow/white line painted on Dakota and Main.

Esther and Lincoln Street overlay scheduled for August 19 by Frank's.

Water/Wastewater Department:

Normal operation and everything working as it should.

Stabilization Pond Test taken on July 23rd. Passed test and completed all required training.

Lift station 2 basket still needs repaired. Need materials.

Lift station 2 power outage hooked up portable generator and got it up and running until power came back on.

Lift station 1 power outage x 2. The generator worked as it should. CM LaFleur stated W/WWTS Manger did a good job.

Water Power plant power outage Generator worked as it should.

Removed all the sandbags from the Lift Station 1 and around Generator. Also filled in the hole between lift station and Generator.

I have set up a service plan for both generators. Both still need serviced.

Well water line broke in the park, water line fixed. Will fill when dried up.

Multiple locates.

Parks Department:

Mowed city property.

Softball field back stop fence completed.

Elk Point is going to spray for mosquitoes on a weekly basis or until the mosquitoes slow down.

Picking up the new to us playground equipment on August 13th.

Informational Items:

HHO is holding a dinner for the First Responders in the area on September 5, 2024, as an appreciation and fundraiser. Donations will go to First Responders in the area. A discussion followed.

The ad sponsorship letter from the Leader Courier was reviewed. A discussion followed. The FO did add the city to the 2024-25 athletic schedule poster and subsequent ads will be approved later.

The SDML loss survey took place on July 16, 2024, with Kelly Everson, Loss Control Representative, a few recommendations for the city employees to correct were found. These recommendations included adding a safety manual for all employees to read and sign after City Council approval. The City Council will review the safety manual and set the target date for approval at their September 9, 2024, meeting.

A request from KTIV for allowing KTIV to meet with the mayor for a segment called "Wake Up with Jacob" the week of August 12th. The segment will highlight Jefferson, discussing the history of Jefferson, housing and why it is a wonderful place to live. The City Council approves of the mayor meeting with Jacob for the segment. Mayor Rigg will contact Jacob Howard to schedule a date and time for this segment.

City Hall will be closed September 2, 2024, for the Labor Day holiday. The City Council moved their regular meeting to Monday September 9, 2024.

SD DANR offer a matching grant to municipalities for trees. The FO advised she will meet with Kevin DeBoer to discuss the types of trees and placement for trees in the park and the city later in August. Harley Ferguson, planner for SECOG, will help write the matching grant application.

Claims:

Motion to pay the audited, approved warrants by Lokhorst second by Casper. Motion carried.
Monthly payroll: General Fund: \$14,493.49, Enterprise Fund-Water: \$2,299.23, EPF-Sewer: \$2,299.23, Paddy Rigg, cell phone, \$100.00, Bill Manger, cell phone, \$100.00, Dustin Sharkey, cell phone, \$100.00, Ace Hardware, supplies, \$139.93, Artic Ice, ice/freezer- Days of '59, \$300.00, Bomgaars, flood supplies, \$2,098.40, Brians Repair, police car headlight, \$11.72, Campbell Grading, flood/ streets, \$6,347.66, Cardis Fence, park fence, \$2,675.00, Conoco, fuel, \$672.20, Core and Main, water meters, \$648.48, Crary Huff Law Firm, legal fees, \$86.25, Dakota Traffic Services, streets lines, \$1,877.13, EFTPS, OASI-Med-WH, \$5,855.84, Filthy Bins, maintenance, \$62.00, Jefferson Ambulance, ½ penny, \$2,512.61, Jefferson Conoco, ice-flood, \$51.00, Jensen Insurance, Days of 59 policy, \$1,437.45, Leader Courier, publishing, \$184.02, Lindblom Services, dumpster/port-a-pots, \$1,606.00, Longlines, phone, \$356.62, Loren Fischer Disposal, disposal service-June, \$4,140.00, Loren Fischer Disposal, disposal service- July, \$4,140.00, MAE, utilities, \$1,741.81, PVS DX, Inc. Chemicals-water, \$50.00, Rigg, Paddy, fuel, \$35.90, Sams, bldg. supplies/parade, \$757.53, Sharkey, Dustin, Reimb, Hotel Training, \$363.20, Sharkey, Dustin, fuel, \$30.89, Sharkey, Dustin, police-NNO supplies, \$287.75, Sioux City Journal, webpage, \$99.00, SD 811, locates, \$32.48, SD DOL, unempins, \$7.24, SD Department of Revenue, sales tax, \$268.71, SDRS, July retirement, \$2,303.12, SDRS Supplemental Retirement, \$100.00, SE Farmers Co-Op, fuel-generators, \$106.17, US Bank, lagoon payment, \$2,895.46, Verizon cell phone-June, \$40.03, Verizon, cell phone-July, \$40.05.

Adjournment:

Motion to adjourn the regular session at 7:56 p.m. by Boulware second by Casper. Motion carried. The next regular meeting of the Jefferson City Council will be Monday September 9, 2024.

Padraic Rigg
Mayor
Jefferson, South Dakota

ATTEST:
Michaelleen Roark
City Finance Officer
Publish: August 15, 2024

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