

approved Minutes
 Gettysburg, South Dakota
 April 5, 2010

Pursuant to the due call and notice thereof, the City Council met in regular session on April 5, 2010 at 7:00 PM at the City Finance Office. Those present Acting Mayor, Bill Wuttke, and Council members Pat Everson, , Josh Bausch, and Fran VanBockel and absent Peggy Lehman . Also present was Russell Anderson, Maintenance Supervisor, Sharleen Eliason, Finance Officer, Nathanael Williams, Gayle Kludt, Police Chief, Gerry Knox, Larry Madsen, Todd Oster and Nathan Byre.

Motioned by Bausch seconded by Everson, motion carried to approve the minutes from March 1, 2010.

Motioned by Everson seconded by Bausch motion carried to approve the vouchers payable and to pay the following bills that arrived later: Duckwalls—153.10, AFLAC-103.25, Gettysburg Collision—284.16, Praxair—314.47, Soil Technologies, 2,980.00 Goldsmith & Heck airport engineering—25,594.25, and Western Communications 947.90 for a total of \$30,377.13. And to also have approval of the Elected Officials Workshop for \$40.00 and District 7 meeting for around 144.00.

VOUCHERS PAYABLE

Payroll Expense by Department:		
Total Payroll Expense by Department		
Mayor & Council	March Payroll	00.00
Finance Office	March Payroll	3,536.02
Police	March Payroll	6,269.98
Streets	March Payroll	3,924.02
Snow Removal	March Payroll	489.50
Garbage	March Payroll	00.00
Airport	March Payroll	227.78
Swimming Pool	March Payroll	00.00
Parks	March Payroll	459.78
Water	March Payroll	2,584.20
Sewer	March Payroll	1738.12
Ambulance	March Payroll	5269.00
West Nile	March Payroll	00
Total Payroll Expense by Department		24,498.40
Net Payroll		18,844.06
AFLAC	EMPLOYEE-CANCER	103.25
AVERA ST LUKES	CPR CARDS	20.00
BANK OF THE WEST	WITHHOLDING TAXES	2,201.35

BANK OF THE WEST	WITHHOLDING TAXES	3,150.37
BEST BUSINESS	MAINT COPIER & SUPP	125.00
BLIESE MACHINE SHOP	IRON AND SUPPLIES	266.30
BOB GILKERSON	WATER DEPOSIT	100.00
CAM WALL ELECTRIC	WELCOME SIGN	20.00
CENEX FLEET FUELING	AMBULANCE FUEL	249.18
CENEX FLEET FUELING	AMUBLANCE FUEL	166.34
CITY OF GETTYSBURG	BRIDGINS-WATER	9.90
CUSTOM MICRO INC	JUSTICE SYSTEM	9,000.00
DAKOTA BACKUP	COMPUTER BACKUPS	60.69
DAKOTA FARM & RANCH	SUPPLIES	692.53
DAKOTACARE	INSURANCE	3,690.11
ELIASON,SHAR	MILEAGE PIERRE	60.00
ECONOMIC DEVELOPMENT	1 ST QUARTER	6,250.00
EMERGENCY AUTHOMOTIVE TECH	GUNLOCK MOUNTS	225.80
EMERGENCY MEDICAL PROD	SUPPLIES	769.81
FARM PLAN	TIRE REPAIR	166.74
GERBER, GREG	INS-REIMBURSEMENT	300.00
KING, GENE	GAS-STURGIS	33.00
KORMENDY'S USED VEHICLES	BRAKES-TRUCK	188.93
GAS N GOODIES	CAR WASHES	39.00
GETTYSBURG DEV CORP	TRIPLE B	1,208.99
HEARTLAND WASTE	GARBAGE	4,010.35
HOLZWARATH SALES	BLEACHERS	1,071.20
LOGAN ELECTRIC	ELECTRICITY	1,511.60
MID DAKOTA WATER	WATER	12,023.60
MIDWAY PARTS	PARTS	823.33
MN WIRELESS	WIRELESS	69.00
MASTERCLEAN,INC	CLEAN CARPETS	252.00
MCLEOAD'S PRINTING	ELECTION SUPP	93.49
MICHAEL TODD & CO	SUPPLIES	1,229.35
MICHELLE BRIGINS	WATER DEPOSIT	90.10
MONTANA DAKOTA UTILITES	ELECTRICITY	4,789.21
MORRIS, INC	SNOWBLOWER	6,249.00
NEW CREATIONS	SUPPLIES	274.96
NORTHERN PLAINS	FUEL	2,536.24
NORTHERN PLAINS	SALT	48.70
OAHE YOUTH CENTER	DONATION	5,500.00
ONE CALL	WATER LOCATES	2.26
POTTER COUNTY NEWS	PUBLICATIONS	191.92
PRAXAIR	AMBULANCE SUPPLIES	139.45
RIPS REPAIR	REPAIRS POLICE	66.45
SCHATZ ELECTRIC	AUD LIGHTS	66.74
SCHATZ ELECTRIC	SUPPLIES	182.91
SCHLACHERS LUMBER	SUPPLIES	14.72
SD DEPT OF REVENUE	GARBAGE FEES	330.25

SD DEPT OF REVENUE	WATER CHECKS	48.00
SD RETIREMENT	RETIREMENT	2,614.01
SERVALL	FO RUGS	41.94
SD ASPHALT CONF	WORKSHOP	100.00
SOVELL, EMILY	LEGAL FEES	154.00
TRUE VALUE	SUPPLIES	22.33
TRUE VALUE	SUPPLIES	84.60
US POSTMASTER	POST CARDS	166.04
VENTURE	PHONE	557.46
VERIZONE WIRELESS	CELL PHONES	213.67
TOTAL CHECKS		93,510.93

Kerry Brown from GIA will attend the next special meeting to be held on April 19th to discuss with the Council about Frisbee golf.

Todd Oster and Nathan Brye appeared before the council regarding an easement for the former Vena Manfull property. The following resolution was presented to the Council. Motioned by Bausch, seconded by Everson, Motion carried to approve the following resolution:

RESOLUTION 2010-2

Easement Driveway

WHEREAS: the Estate of Vena G. Manfull is the owner of Lots 1, 2, 11 & 12 Of Block 14, Schlachters Addition to the City of Gettysburg, Potter County, South Dakota, as the Plat is laid down and of record in Book 1 of Plats, Page 38 of the Register of Deeds Office, Potter County, South Dakota; and

WHEREAS: Jessica L. Byre and Nathan A. Byre, husband and wife, are Purchasing the above described property, and

WHEREAS, there is a concrete driveway encroaching approximately one (1) foot, more or less, onto the adjoining city street, namely Oak Street, and there is a gravel driveway leading up to and adjoining the concrete driveway and structure, located on the east side of the described property, and whereas the gravel driveway is located on the west half of the unvacated and unused portion of Oak Street, as shown on attached copy of survey, and

WHEREAS, as an easement one (1) foot wide, more or less, adjoining the east side of Lots 1,2, 11,& 12 of Block 14, Schlachter's Addition to the City of Gettysburg, Potter County, South Dakota, is required and, whereas an easement for the adjacent gravel driveway is required for purposes of ingress and egress to the above described property, and

WHEREAS, such an easement will not interfere with the public's right-of way, on

Over or across the unvacated and unused portion of Oak Street or with the City of Gettysburg;

THEREFORE, Be it Resolved that a permanent easement be granted to the Estate Of Vena G. Manfull, as owner, her successors in interest, to the adjacent gravel driveway for the purposes of ingress and egress and to a strip of land one foot wide, more or less, adjoining Lots 1,2, 11, & 12 of Block 14, Schlachter's Addition to the City of Gettysburg, Potter County, South Dakota, as presently platted to permit said encroachments as situated thereon.

ATTEST:

WITNESS:

Sharleen Eliason, Finance Officer
Dated this April 5, 2010

Bill Wuttke, Acting Mayor,
and Council President

Jerry Knox also asked the Council's direction regarding his property. Jerry bought the former Don Boke property at 408 N Mannston Ave and stated that it does not show on his records that the alley was previously vacated. He has checked with the Houck Abstract Co and they stated that the alley was vacated but he would like records to show this. The Finance Office will do research to see if they can find anything in the minute book regarding this.

Russell Anderson stated that the sewer project has been started and they are televising the streets that will be relined. With the pressure that is needed to test the lines there will be some issues but it is needed to be done before we can reline the sewers. If A-Tech are doing the lines twice it is because of problems and they have to recheck the lines. With most of the loans in place it was suggested to add 4 or 5 more blocks at this time in an addition order. Motioned by Everson, seconded by Van Bockel motion carried to add blocks as needed to use the full amount of monies available.

With all the projects to be done this summer it was suggested by Anderson to have Devon Gerber gain help this summer at \$9.00 per hour as seasonal help with no benefits. Since he was here last summer and not terminated no motion was needed.

Building permits were presented to the Council from the following:

Dennis Kessel Lots 10,11 Block 27 Platt's addition --- deck

Stuart & Tammy Simon Lot 10 and ½ of Lot 9 R & D Addition -- home

Tammy & Eric Nelson Gettysburg Township 118-76-25--- Home

Motioned by VanBockel, seconded by Bausch, motion carried to approve the building permits.

There being no other bid received, motioned by Bausch, seconded by Everson, motion carried to accept the following fuel bid from Northern Plains Coop: Super unleaded \$2.98 , no lead \$2.88, # 2—\$2.62 and # 1 \$ 2.68.

The Preliminary Transcript for the \$152,000 revenue bond was presented to the Council For the Sewer Revenue Bond series 2010. The following resolution was presented to The council:

RESOLUTION NO. 2010-3

A RESOLUTION AUTHORIZING THE ISSUANCE, SALE AND DELIVERY OF NOT TO EXCEED \$152,000.00 PROJECT REVENUE BONDS OF THE City of GETTYSBURG; MAKING CERTAIN COVENANTS AND AGREEMENTS TO PROVIDE FOR THE PAYMENT AND SECURITY THEREOF; PROVIDING FOR A SPECIAL CHARGE OR SURCHARGE FOR THE PURPOSE OF PAYING PRINCIPAL OF AND INTEREST ON SAID BONDS AS THEY BECOME DUE; AND AUTHORIZING CERTAIN OTHER DOCUMENTS AND ACTIONS IN CONNECTION THEREWITH.

BE IT RESOLVED by the City Common Council of the City of Gettysburg, South Dakota (the "City"), as follows:

SECTION 1. Bond Purpose and Authorization.

1.01. The City currently operates a municipal Sewer Utility under SDCL 9-40 (the "Utility"), consisting of a system for the collection, treatment, and disposal of sewage and other domestic, commercial, and industrial wastes. The City determines it necessary and expedient to issue Sewer Revenue Bond (the "Bonds") for the purpose of defraying the cost of the improvements and hereby declares the necessity therefore. Pursuant to SDCL 9-40-4.2, the City will obtain a loan from the United States of America for sewerage facilities.

1.02 The City is authorized to borrow money and issue its revenue bonds under SDCL Chapter 9-40 and 6-8B (the "Act"), in order to defray the cost of acquiring and constructing improvements to the Utility, consisting of the improvements generally described on Exhibit A hereto (the "Improvements"). The City is authorized to acquire the Improvements, to issue its Bonds, in order to defray the cost thereof, and to make all pledges, covenants and agreements authorized by law for the protection of the owners of the Bonds, including, without limitation, those covenants set forth in Sections 9-40-15 through 9-40-17 of the Act.

SECTION 2. Terms of the Bonds

2.01. The Bonds shall be issued in an aggregate principal amount not exceeding \$152,000.00 and shall be sold to the United States of America. The Bonds will bear interest at a rate or rates per annum resulting in an interest rate not greater than 3.375% per annum and will mature over a period not to exceed forty (40) years. The Bonds shall be issued in one series. The Mayor and Finance Officer are hereby authorized and directed to agree with the United States of America upon the exact purchase price, principal amount, maturities, interest rate or rates, payment dates and redemption provisions for the Bonds, within the parameters set forth in this Section.

SECTION 3. Execution, Authentication, Delivery and Form of the Bonds.

3.01. The Bonds shall be prepared under the direction of the Finance Officer and shall be executed on behalf of the City by the signatures of the Mayor and the Finance Officer, and countersigned by an attorney actually residing in the State of South Dakota and duly licensed to practice therein, and shall be sealed with the official corporate seal of the City; provided that all signatures may be printed, engraved or lithographed facsimiles of the originals. In case any officer whose signature or a facsimile of whose signature shall appear on the Bonds shall cease to be such officer before the delivery of any Bond, such signature or facsimile shall nevertheless be valid and sufficient for all purposes, the same as if he had remained in office until delivery. The City hereby appoints the Finance Officer of the City as bond registrar, transfer agent and paying agent (the "Registrar") for the Bonds.

SECTION 4. Creation of Accounts, appropriation, pledge and segregation of revenues,

4.01 An account to be designated as the 2010 Project Revenue Bond Account (the "Debt Service Account") is established and shall be maintained as a separate and special mandatory asset segregation bookkeeping account on the official books of the City until the Bonds and any additional bonds (together referred to as the "Bonds") payable from the net income from the system revenues, as provided in Sections 4.03 through 4.07 hereof and interest and redemption premiums due thereon have been fully paid, or the City's obligation with reference to the Bonds has been discharged. -

4.02 Net income derived from the utility as so extended, added to, or improved shall be the excess of revenues or income remaining from time to time after first paying all reasonable and current expenses of maintenance, repairs, replacements, and operation including the interest on any general obligation bonds authorized to construct or acquire or improve such original utility and including the necessary debt service funds required to

be provided for the retirement of said bond issues, and including the interest and debt service funds required annually to be paid or set aside on any refunding bonds issued to refund such general bonds issued for the original construction or acquisition or improvement of said Utility, so extended, added to, or improved (hereafter “Pledged Revenues”). All Pledged Revenues shall be segregated and subdivided into separate accounts as designated and described in Sections 4.03 to 4.07 and are irrevocably pledged and appropriated for the payment of principal of and interest on the Bonds. As described in Section 5.05 hereof, the City shall impose a separate surcharge for the availability, benefit and use of the improvements and shall aggregate the revenues derived from such surcharge for the Improvements, together with the expenses of the operation and maintenance of the Improvements and shall account for them as provided in SDCL Chapter 9-40 and Section XI of the South Dakota Department of Legislative Audit Municipal Accounting Manual.

4.03. Construction Account. An account to be designated as the 2010 Revenue Bond Construction Account (“Construction Account”) is established. The Construction Account shall be used only to pay as incurred and allowed costs which under generally accepted accounting principles are capital costs of the Improvements, and of such future acquisitions, reconstructions, improvements, betterments or extensions of the Utility as may be authorized in accordance with law; including but not limited to payments due for work and materials performed and delivered under construction contracts, architectural, engineering, inspection, supervision, fiscal and legal expenses, the cost of lands, easements and utility rights, interest accruing on Bonds during the first year following the date of their delivery, if and to the extent that the Debt Service Account is not sufficient for payment of such interest, reimbursement of advances made from other City funds, and all other expenses incurred in connection with the construction and financing of any such undertaking. To the Construction Account shall be credited as received all proceeds of Bonds, except amounts appropriated to the Debt Service Account under Section 4.04 and any amount to be deposited to the Reserve Account under Section 4.05, all other funds appropriated by the City for the improvement of the Utility, and all income received from the claim with respect to the Utility received pursuant to Section 5.03 hereof shall be deposited in the Construction Account and applied to repair, replacement and restoration of the Utility; any proceeds in excess of the amount necessary for that purpose shall be transferred to the Debt Service Account. No amount shall be expended from the construction account unless contracts have been entered into and completion bonds furnished in an amount sufficient to ensure completion of the Improvements at a cost not exceeding the amount then on hand for such purpose.

4.04. Current Debt Service Account. An account to be designated as the 2010 Revenue Bond Current Debt Service Account (“Debt Service Account”) is established. Upon each

monthly apportionment, there shall be set aside and credited to the Debt Service Account out of the Pledged Revenues an amount equal to not less than one-twelfth of the total sum of the principal and interest to become due within the then next succeeding twelve months on all Bonds. Moneys from time to time held in the Debt Service Account shall be disbursed only to meet payments of principal and interest on Bonds as such payments become due; provided, that on any date when all outstanding Bonds are due or prepayable by their terms, if the amount then on hand in the Debt Service Account, together with the balance then on hand in the Reserve Account, is sufficient, with other moneys available for the purpose, to pay all Bonds and the interest accrued thereon in full, it may be used for that purpose. If any payment of principal or interest becomes due when moneys in the Debt Service Account are temporarily insufficient therefor, such payment shall be advanced out of any Pledged Revenues theretofore segregated and then on hand in the Reserve Account, the Replacement and Depreciation Account or the Surplus Account. In the event that sufficient moneys are not available from the aforementioned sources, the City, to the extent it may at the time legally do so, may, but shall not be required to, temporarily advance moneys to the Debt Service Account from other funds of the City on hand and legally available for the purpose, but any such advance shall be repaid from Net Revenues of the Utility within 24 months.

4.05 Reserve Account. An account to be designated as the 2010 Revenue Bond Future Debt Service Reserve Account (“Reserve Account”) is established. On a monthly basis, the City shall pay into the Reserve Account an amount equal to 10% of the maximum debt service due in any future calendar year on, the Bonds. Said balance shall be maintained by such additional credits to the Reserve Account as may be necessary. Moneys on hand in the Reserve Account shall be used only to pay maturing principal and interest when other moneys in the Debt Service Account are insufficient therefor.

4.06. Replacement and Depreciation Account. An account to be designated as the 2010 Revenue Bond Contingency (Renewal and Replacement) Account (“Replacement and Depreciation Account”) is established. There shall next be set aside and credited, upon each monthly apportionment, to the Replacement and Depreciation Account such portion of the Pledged Revenues, in excess of the current requirements of the Debt Service Account and the Reserve Account (which portion of the Pledged Revenues is referred to herein as “Surplus Pledged Revenues”), as the City Common Council shall determine to be required for the accumulation of a reasonable reserve for renewal of worn out, obsolete or damaged properties and equipment of the Utility, which reserve shall be accumulated and maintained. Moneys in this account shall be used only for the purposes above stated or, if so directed by the City Common Council, to redeem Bonds which are prepayable according to their terms, to pay principal or interest when due thereon as required in Section 4.04 hereof, or to pay the cost of improvements to the Utility;

provided, that in the event that the City shall hereafter issue bonds for the purpose of financing the construction and installation of additional improvements or additions to the Utility, but which additional bonds cannot, upon the terms and conditions provided herein, be payable from the Debt Service Account. Surplus Pledged Revenues from time to time received may be segregated and paid into one or more separate and additional accounts from the payment of such bonds and interest thereon, in advance of payments required to be made into the Replacement and Depreciation Account.

4.07. Surplus Account. An account to be designated as the 2010 Revenue Bond Surplus Account (“Surplus Account”) is established. Any amount of the Surplus Net Revenues from time to time remaining after the above required applications thereof shall be credited to the Surplus Account, and the moneys from time to time in that account, when not required to restore a current deficiency in the Debt Service Account as provided in Section 4.04 hereof, may be used for any of the following purposes and not otherwise:

To redeem and prepay Bonds when and as such Bonds become pre payable according to their terms;

To purchase Bonds on the open market, whether or not the Bonds so purchased or other such Bonds may then be pre payable according to their terms; and, if the Reserve Account is then funded to the full amount required to be maintained therein, and the balances in the Debt Service Account and the Replacement and Depreciation Account are sufficient to meet all payments required or reasonably anticipated to be made there from prior to the end of the current fiscal year, then;

To pay for repairs of or for the construction and installation of improvements or additions to the Utility; and, if the Reserve Account is then funded to the full amount required to be maintained therein, and the balances in the Debt Service Account and the Replacement and Depreciation Account are sufficient to meet all payments required or reasonably anticipated to be made there from prior to the end of the then current fiscal year, then:

To be held as a reserve for redemption and prepayment of the Bonds which are not then but will later be pre payable according to their terms; or

To be used for any other authorized municipal purpose designated by the City Common Council.

No moneys shall at any time be transferred from the Surplus Account or any other account of the Fund to any other fund of the City, nor shall such moneys at any

time be loaned to other municipal funds or invested in warrants, special improvements bonds or other obligations payable from other funds, except as provided in this Section 4.07.

4.08. Accounting. The City shall follow the municipal accounting requirements of the South Dakota Legislative Audit. The above named accounts may be designated in accordance with South Dakota municipal accounting standards.

4.09. Deposit and Investment of Funds. The City Finance Officer shall cause all moneys to be deposited as provided in South Dakota Law.

SECTION 5. Covenants, Remedies and Rates.

5.01. General. The City covenants and agrees that until all Bonds are fully discharged as provided in this Resolution, it will continue to hold, maintain and operate the Utility as a public utility and convenience, free from all liens thereon or on the income therefrom other than the liens herein granted or provided for, will observe prudent utility practices, and will maintain, expend and account for the Fund and the several accounts therein as provided in Section 4. The City will cause the Improvement to be constructed in accordance with plans and specifications hereto prepared and will not enter into contracts in excess of the amount provided for such purpose.

5.02. Competing Service. The City will not establish or authorize the establishment of any other system for the public supply of service or services in competition with any or all of the services supplied by the facilities of the Utility.

5.03. Billings. The charges for Sewer system services will be billed at least monthly, and if the bill is not paid within sixty days of the date of billing, or if the customer fails to comply with all rules and regulations established for the Utility within sixty days after notice of violation thereof (which notice shall be given promptly upon discovery of any such violation), the service to the premises involved shall be discontinued and shall not be resumed until payment of all past-due bills for Sewer system service and compliance with all such rules and regulations. The City may reduce the number of days before the service will be disconnected from sixty to any lesser number of days by ordinance or resolution. The City shall take all appropriate legal action to collect the unpaid charges. The City shall follow the procedures, if any, set by South Dakota Codified Laws for disconnection of service during the winter months.

5.04. Remedies. The holder of the Bonds shall have such remedies as are set forth in SDCL 9-40.

5.05. Rates and Charges. There shall be charged a monthly surcharge for the services provided by the improvement financed by the Bonds. The surcharge shall be segregated from other revenues of the utility and shall be used for the payment of principal of and interest on the Bonds. Provided that such surcharge shall create net income, remaining from time to time after first paying all reasonable and current expenses of maintenance, repairs, replacements and operation, sufficient to fund interest, reserve and debt service fund annual requirements. The rate herein specific will be collected as a surcharge for the Improvement. This surcharge shall remain in effect until such time as the Bonds are paid in full or discharged. The initial surcharge shall be set by resolution. All users, current and future, shall be charged the surcharge for it has been found that all users benefit from the improvement. The surcharge is found to be equitable for the services provided by the Improvement. The amount of the surcharge shall be reviewed not less than annually and shall be modified in order to provide such funds as are set forth herein. All modifications may be made by Resolution. No resolutions setting the surcharge shall be subject to referendum for they are necessary for the support of government.

5.06 Statutory Lien. There shall pursuant to SDCL 9-40-25 be a statutory mortgage lien upon the Improvements in favor of and for the equal benefit of the lawful holders of the bonds issued pursuant to SDCL 9-40, except no such lien shall attach to or become a charge upon or against any property or Utility or any part thereof previously owned by the City. Until all bonds are fully paid with interest, the City shall not sell or otherwise dispose of the Utility and shall not establish, authorize or grant a franchise for the operation of any other Utility in competition with the City. The statutory lien shall continue until the bonds are paid in full.

The above and foregoing Resolution was read by Acting Mayor Wuttke and was moved for adoption by Council member Bausch seconded by Council member Everson and upon roll call vote,

voted aye, Bausch, Everson, VanBockel and Wuttke

voted nay, none (absent Peggy Lehman)

whereupon the Mayor declared the Resolution to be duly passed and adopted.

Mayor

Attest:

Finance Officer

Adopted: April 5, 2010

Published: April 15, 2010

Effective Date: April 15, 2010

The City of Gettysburg was notified by the Board of Water and Natural Resources that the City was awarded a Clean Water State Revolving Fund Water Quality Grant in the amount of \$80,000.00 to help with the Sewer relining Project. The grant agreement # DENR ID # 2011G-WQ-102 needs signatures and then sent back to them. Motioned by VanBockel, seconded by Bausch, motion carried to have Acting Mayor Wuttke sign the necessary forms and the City really appreciates the grant.

Ordinance 2010-4-2 was presented to the Council for the first reading. This ordinance supplements the budget with the necessary monies for the sewer relining project. It outlines the total of the project at a projected cost of \$ 1,083,500.00. It consists of a USDA loan of 152,000.00, CDBG grant of 207,500.00, Clean Water grant of 80,000.00 loan from SRF for 544,000.00 and the rest will be the City of Gettysburg's share. Motioned by Everson, seconded by VanBockel motion carried to approve the first Reading of ordinance 2010-4-2. Motioned by VanBockel, seconded by Bausch, motion carried to approve a transfer of 100,000.00 from General Fund to the Enterprise Fund for the sewer relining project.

A special meeting will be held on the 19th to declare the winner of the Mayor's race. Motioned by VanBockel, seconded by Bausch, motion carried to have this meeting on the 19th of April.

Clean up week and opening of the City rubble site was discussed and will be discussed at our special meeting that will be held on the 19th.

2nd reading of the Ordinance 2010-3-1 was presented for the 2nd reading. This appropriates the monies needed for the airport project. Motioned by VanBockel, seconded by Everson motion carried to approve this ordinance and to call a roll call vote with the following results: VanBockel-yea, Lehman-absent, Everson-yea, Bausch-yea and Wuttke-yea motion carried to approve this supplement ordinance for the airport.

Jake Kraft has sold his hanger at the airport to Brian Robbennolt. The new lease for Lot # 13 was presented to the Council for approval. This lease is for the period of April 1, 2010 to December 2012.

Ambulance write offs was presented to the Council for their review. Due to allowance write off in the amount of 61.02 and 97.83 over the allowable billable for mileage for a total of \$ 158.85. Motioned by VanBockel, seconded by Everson motion carried to approve these write offs. Finance Officer Eliason asked the Council's permission to submit an application to the Maas foundation for the electronic cot that the ambulance purchased. Council member Bausch also stated that the other electronic cot does not have a holder for the oxygen bottle and he will check into prices for discussion at the next council meeting if this could be purchased for the ambulance.

Finance Officer Eliason reminded the Council and Department Heads to fill out the budget wish list as she will start working on the budget in late May.

An energy grant through NECOG for windows and doors had several applicants. Joe Beetsch turned in a proposal for the work needed in the Finance Office. The City office needs new efficient windows and the roof is also leaking. The grant has now expired but the City can do projects that are under a certain dollar amount and the windows do need replacing. Sandy Hagny sent an email to the City Council that her building on Commerical Avenue is now available . Council members tabled this until more information can be obtained.

Finance Officer Eliason asked the City Council for approval for Deputy Finance Officer Nagel to attend the Human Recourse School in Mitchell on June 15th and for Finance Officer Eliason to attend the Finance Officer school on June 16th thru June 18. Motioned by VanBockel seconded by Everson motion carried to approve the workshops.

Finance Officer Eliason also asked the Council's permission to attend school in Vermillion the week of July 12th through July 16th. Motioned by VanBockel, seconded by Bausch motion carried to approve the school in Vermillion for Eliason.

Election will be on April 13th.

Finance Officer Eliason asked the Councils direction on the Okidata printer that is no longer being used. Motioned by Bausch, seconded by Everson, motion carried to approve this on the surplus list and to call Schlachter's to see if they would like to purchase it.

Council member Everson asked for the Council's permission to apply for a Minnesota Baseball grant for the park. Motioned by VanBockel, seconded by Bausch, motion carried to approve this.

Motioned by Bausch, seconded by VanBockel, motion carried to go into executive session

At 8:13 to discuss personnel.

Council reconvened at 9:00 pm.

Gayle Kludt entered the meeting and gave the Council an update on the Justice System. They will be using one of the old computers from the Finance Office for a backup computer for the Justice system. Right now the computer has windows 2000 and it will need to be upgraded to Windows XP. The Homeland Security grant for 950.00 is for evidence lockers and 500.00 for another digital camera. The police department will be working on code enforcement in the near future. Gayle will be taking training to develop a program called older driver program. In April Chief Kludt does need to hire someone for 1 day coverage. Motioned by VanBockel, seconded by Everson motion carried to approve this.

At this time the Council stated they had reviewed the swimming pool applications and hired the following for the swimming pool period for 2010. The wages are as stated unless they receive their WSI which has an increase of usually 50 cents per hour after they have this new training and they will receive a bonus of \$1.00 per year if they follow all of the guidelines for this bonus.

The personnel for the swimming pool is as follows:

Bethany Wuttke—Swimming pool Manager (WSI) at 11.25 per hour

Jada Hawkinson-Asst pool Manager (WSI) at 9.25 per hour

Josie Fairbanks- Lifeguard 8.25 per hour

Samantha Wager-Lifeguard and WSI \$ 8.75 per hour.

Jessica Simon-lifeguard 7.75 per hour

Blaine Schmidt-lifeguard 7.50 per hour (worked in 2008)

Austin Haberer-lifeguard 7.25 per hour (new Hire)

Jessica Wager-lifeguard 7.25 per hour (new Hire)

Motioned by Everson, seconded by VanBockel, (Wuttke-abstained) Peggy Lehman was contacted by phone with speaker phone for her vote . Motion passed to hire the personnel for the swimming pool.

A resignation letter from Phil Nagel was presented to the Council. Motioned by Bausch, Seconded by VanBockel motion carried to accept this resignation and to wish him well with his new position and to thank him for his years of service on the council.

In Round table Council member Bausch stated that he has been contacted regarding complaints of ditches.

Motion to adjourn at 9:20 pm by Everson, seconded by VanBockel, motion carried.

ATTEST:

WITNESS:

Sharleen Eliason, Finance Officer

Bill Wuttke, President of Council
and Acting Mayor

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