

**SUMMERSET CITY COMMISSION
REGULAR MEETING AND PUBLIC HEARING
SUMMERSET MUNICIPAL BUILDING
7055 LEISURE LANE
THURSDAY JUNE 21, 2018 7:00 P.M.**

Mayor Mandas called the Regular Meeting to order at 7:00 p.m. Commissioners Lutz, McCoy and Butler were present. Commissioner Kitzmiller was absent. Also present was the City Attorney, City Finance Officer and City Administrator.

Mayor Mandas led the Pledge of Allegiance.

Motion by Lutz, second by Butler to approve the agenda for June 21, 2018. Motion carried

Motion by Lutz, second by Butler to approve the June 7, 2018 Minutes as presented. Motion carried.

APPROVAL OF CLAIMS

Motion by McCoy, second by Lutz to approve the claims, hand checks and payroll in the amount of \$151,909.99, from June 8, 2018 through June 21, 2018 as amended. Motion carried.

A&B BUSINESS SOLUTIONS	Professional Services	348.70
AFLAC REMITTANCE PROCESSING	Accidental Insurance	124.67
ALL SEASONS ELECTRICAL	Park Repair & Maintenance	3,580.00
BLACK HAWK WATER USERS DISTRIC	Govt Utilities	25.00
BLACK HILLS ENERGY	Govt Utilities	4,788.32
CANDACE SEALEY	Travel Reimbursement	113.00
CLEMMON ASPHALT MAINTENCE	Street Repairs	8,428.97
COCA-COLA BOTTLING CO	Govt Supplies	35.58
COMBINED INSURANCE	Accidental Insurance	14.08
CONNOR RICHARDSON	WWTP Refund	50.00
DEBBIE MUZIO	Travel Reimbursement	113.00
DEMERSSEMAN JENSEN	Professional Services	1,850.00
DESIREE ESKILDSEN	WWTP Deposit Refund	50.00
GROUNDBREAKING CONSTRUCTION	Parks Supplies	735.00
HDR ENGINEERING, INC	Engineering Expense	2,380.98
HDR ENGINEERING, INC	Engineering Expense	4,120.15
JR BBQ	LE BBQ	660.00
KIEFFER SANITATION	Sanitation Expense	13,245.88
LIGHT AND SIREN	Streets Auto Expense	640.00
LINDA ARCHULETA	WWTP Deposit Refund	100.00
MASTERCARD	General Expense	5,251.58
MDU	Govt Utilities	160.77
MID-AMERICAN RESEARCH	WWTP Supplies	270.72
MIDCONTINENT TESTING LABS	WWTP Testing	179.00
PROJECT SOLUTIONS INC	Inspection Fees	5,215.85
RAPID CITY JOURNAL	Publishing Expense	20.05
RCS CONSTRUCITON INC	WWTP Project	98,482.50
RENEE GULLIFORD	WWTP Deposit Refund	50.00
SD ONE CALL	Locating Expense	56.70
SPRINKLER GUYS, INC	Park Expense	13.89
USA BLUEBOOK	WWTP Equipment	462.56
VERIZON WIRELESS	LE Utilities Expense	160.04

PUBLIC HEARING

Motion by Lutz, second by Butler to enter into public hearing. Motion carried

Public input was heard regarding a transfer for a Retail (on -sale) Liquor license from Fran Thompson/Neighbors to Fran Thompson/Neighbors Grub and Pub LLC located at 7280 Freedom Lane, Summerset, SD 57718.

Motion by Lutz, second by Butler to close the public hearing. Motion carried.

Motion by Lutz, second by McCoy to approve the transfer for a Retail (on -sale) Liquor license from Fran Thompson/Neighbors to Fran Thompson/Neighbors Grub and Pub LLC located at 7280 Freedom Lane, Summerset, SD 57718. Roll call vote. Motion carried.

Motion by Butler, second by McCoy to approve Rezoning of the Un-Platted Portion of the SE ¼ of the SE ¼ of the SW ¼, Well Lot 2 of Sun Valley Estates, the SW ¼ of the SE ¼ of Section 14 and the Un-Platted Portion of the NE ¼ of the NE ¼ of the NW ¼, the NW ¼ of the NE ¼ of Section 23, Township 3 North, Range 6 East, Black Hills Meridian, City of Summerset, Meade County, South Dakota. From R1 and Agriculture, to R1. Roll call vote. Mandas, Lutz and McCoy voted aye, while Butler voted nye. Motion carried.

WWTP EFFLUENT FILTER AND SBR ENCLOSURE PROJECT

Motion by Butler, second by Lutz to accept and approve the Pay app for WWTP Effluent Filter and SBR Enclosure Project for RCS Construction, Inc in the amount of \$98,482.50.

AWARDING OF 2018 STREET MAINTENANCE PROJECT

Motion by Lutz, second by Butler to award the 2018 Street Maintenance Project to J&J Asphalt. Motion carried.

APPROVAL OF HDR ENGINEERING TASK ORDER 2018-4

Motion by Lutz, second by McCoy to approve HDR Engineering Task Order 2018-4. Chris Robinson from HDR was there to answer any questions on the task order. Motion carried.

RESOLUTION 2018-16

CITY OF SUMMERSET

RESOLUTION 2018-16

RESOLUTION OF NECESSITY – EMINENT DOMAIN

WHEREAS, the City of Summerset is a municipal corporation organized under the laws of the State of South Dakota; and

WHEREAS, the City possesses the power of eminent domain to be exercised in accordance with the South Dakota Constitution and applicable statutes, SDCL 21-35-1, et seq.; and

WHEREAS, there is certain real property located within the municipal boundaries of the City of Summerset with a legal description as follows:

A tract of land located in the unplatted portion of the NW1/4 and in Lot 24R of Block 7 of Summerset Subdivision, all of the NW1/4 of Section 31, Township 3 North, Range 7 East of the BHM, Meade County, South Dakota and described as Community Parking and Fire Truck Turnaround, as shown on the plat of Revised Lot 24R, Lots 25 Thru 36, Drainage Lot and Community Pet Park of Block 7 of Summerset Subdivision as recorded in plat book 21 page 341 in the Register of Deeds office of Meade County, South Dakota as shown on Exhibit A attached here to and by reference made a part hereof.

WHEREAS, the City deems it necessary to exercise the power of eminent domain and to acquire ownership of the above described property for use as a roadway; and

WHEREAS, the current owner American West Communities, Inc.; and

NOW, THEREFORE, BE IT RESOLVED that the City deems it necessary to commence the eminent domain/condemnation process concerning the above referenced property for the purposes of acquiring the same in connection with the City's obligation to manage and maintain health, safety, and welfare of its residents; and

BE IT RESOLVED that the City determines the above described property does not have a fair market value and that the City will proceed with the eminent domain process to include a determination of the just compensation to be provided to the land owner, if any.

ATTEST:

Debbie Muzio
Finance Officer

George Mandas
Mayor

Motion by Butler, second by Lutz to approve Resolution 2018-16. Resolution of necessity- eminent domain. Roll call vote, all ayes. Motion carried.

CITIZENS INPUT

Input was heard from two citizens concerning their thoughts on the Rezoning of the lots located within Sun Valley. One resident provided a letter for the commission about the development of Sun Valley.

Motion by Butler, second by McCoy to enter executive session at 7:39 pm. Motion carried

Motion by Lutz, second by Butler to reconvene the regular meeting at 7:52 pm.

ADJOURNMENT

Motion for adjournment at 7:52pm pm by Lutz, second Butler. Motion carried.

(SEAL)
ATTEST:

Debbie Muzio
Finance Officer

George Mandas
Mayor