

City Council Proceedings

The Plankinton City Council met in special session on Tuesday, July 17, 2018. Mayor John J Staller called the meeting to order at 6:30 p.m. The Pledge of Allegiance was recited. Roll call recorded the following members present: Pam Vissia, Brad Kehn, Jim Hinckley & Tom Madrigal. Members Susan Steele & Terry Schuldt were absent. City employee present was Jeanette Smith. Representing South Dakota Mail was JP Studeny. Visitors present were Lindsey Weich & Clint Bultsma.

No conflict of interest(s) were noted.

Kehn moved to approve the agenda, with a second from Vissia. All voted aye, motion carried.

Clint Bultsma, representing Bultsma Agency & Lindsey Weich, representing Krohmer Agency, Inc. were in attendance to answer any further questions regarding the City's liability insurance coverage. After discussion, Kehn moved to purchase liability insurance for the Plankinton Volunteer Fire Dep't from Krohmer Agency & to purchase liability insurance for the City of Plankinton from Bultsma Agency. Madrigal seconded the motion. All voted aye, motion carried.

No one appeared for public comments.

Kehn moved to approve payment of the following bills:

ADAPCO-mosquito chemicals-2151.04; Avera Occ Medicine-lifeguard drug test-94.00; Central Electric-June wheeling fees-1314.35; Core & Main-water meter project-2520.00; WAPA-June power purchase-10,693.31; East River Electric-June wheeling fee-3152.59; Forum Comm Co-I-90 book online fee-25.00; Hawkins, Inc-pool sup/mat-1174.75; Keely London-meter deposit refund-207.43; City of Plankinton-meter deposit applied-42.57; Keely London-meter deposit refund-250.00; MC&R Pools-pool sup/mat-42.44; Overweg Auto-supp/mat-523.28; Plankinton Builders Supply-supp/mat-1241.26; Roadside 66 Service-supp/mat-887.82; SD One Call-utility calls-10.50; Steve's Welding-rep/mat-42.66; Tech Solutions-June & July services-1073.35; Verizon Wireless-cell phone billing-113.02; Jeanette Smith-travel expense-75.60; John J Staller-travel expense-75.60; AFLAC-emp vol insurance-154.14.

Vissia seconded the motion. All voted aye, motion carried.

Vissia moved to approve the following:

RESOLUTION #7-17-18

RESOLUTION APPROVING THE EXECUTION AND DELIVERY OF GOVERNMENTAL LOAN-PURCHASE AGREEMENT (THE "LOAN") BETWEEN HEARTLAND CONSUMERS POWER DISTRICT ("LENDER") AND CITY OF PLANKINTON ("BORROWER"); FOR THE PURPOSE OF

PROVIDING FUNDS TO FINANCE THE COSTS OF ACQUIRING, CONSTRUCTION AND EQUIPPING CERTAIN CAPITAL IMPROVEMENTS FOR BORROWER AS DESCRIBED IN THE LOAN, ALL LOCATED WITHIN THE GEOGRAPHICAL BOUNDARIES OF AND/OR HAVING A SUBSTANTIAL CONNECTION WITH BORROWER; AUTHORIZING AND APPROVING CERTAIN DOCUMENTS IN CONNECTION WITH THE EXECUTION AND DELIVERY OF THE LOAN; AND AUTHORIZING CERTAIN OTHER ACTIONS IN CONNECTION WITH THE EXECUTION AND DELIVERY OF THE LOAN

WHEREAS, the City of Plankinton, South Dakota (hereinafter “the Borrower”) is a political subdivision duly organized and existing under the constitution and laws of the state of South Dakota; and

WHEREAS, the Governing Body has found and determined that Borrower approve the execution and delivery of a Loan for the purpose of providing funds to finance the costs of acquiring, constructing and equipping certain capital improvements for the Borrower’s municipal electrical system infrastructure, including the costs of acquiring certain equipment (hereinafter “the Project”); and

WHEREAS, for the purpose of paying for the costs of the Project, the Borrower has determined that it is in their best interest to enter into the Loan with Heartland Consumers Power District (hereinafter “the Lender”) and the Borrower has determined it has sufficient annual tax obligations in place to cover the interest and principal of the Loan; and

WHEREAS, the Borrower further finds and determines that it is necessary and desirable in connection with paying the costs of the Project, and the execution and delivery by Borrower of the Loan, that Borrower enter into certain documents, and that Borrower take certain other actions and approve the execution of certain other documents as herein provided;

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY, AS FOLLOWS:

1. **APPROVAL OF LOAN FINANCING**: By this Resolution, the Borrower hereby approves and resolves its municipal officers to enter into all Loan documents with Lender for a Loan in the amount of \$300,000.00 for the purpose of providing funds to pay the costs of the Project. Borrower further approves and resolves to grant as security for the entry into the Loan by Lender a security interest in all the new equipment purchased for the Project and all proceeds from the Borrower’s municipal electric system until the Loan is paid to Lender in full.

2. **AUTHORIZATION OF DOCUMENTS**: Borrower is hereby authorized to enter into the following documents, in substantially the same form as presented to and approved by Borrower’s Governing Body at this meeting and attached to this Resolution (the “Approving Action”) (copies of which documents shall be filed in the records of the Borrower), with such changes that are approved by Borrower’s officers that execute such documents, such officer’s signatures thereon being conclusive evidence of their approval thereof.

3. **EXECUTION OF DOCUMENTS**: Borrower is hereby authorized to enter into, and the Mayor, John J Staller and Finance Officer, Jeanette Smith and officials of Borrower are hereby authorized and directed, to execute and deliver the Borrower’s Documents and such

other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Approving Action.

4. EFFECTIVE DATE: This Approving Action shall take effect and be in full force 20 days after its publication.

SEAL

SIGNED: John J Staller, Mayor

ATTEST: Jeanette Smith, Finance Officer

Hinckley seconded the motion. Roll call recorded the following votes: Vissia, Kehn, Madrigal, Hinckley; aye. Naye; none. Absent & not voting: Steele & Schuldt. Motion carried.

Brad Kehn, Building Inspector, approved the following building permits: #7918 to Vernon Niles for an 8'x8' deck extension at 204 E 5th St; #71118 to Alan Birmeier for a lot definition fence at 409 S Lawler; #71218 to Carylin & Daniel Larson for a 10'x16' entry/sunroom at 704 N Duff; #71318 to James & Penny Nielsen for a 8'x28' front porch at 402 N Duff. After discussion with the council, #61318 to William & Nicola Pribyl for a fenced dog yard at 505 E 1st was also approved.

At 7:33 p.m., the Mayor asked for a motion to enter executive session, per SDCL 1-25-2(1) for personnel. Hinckley moved, with a second from Vissia. All voted aye, motion carried.

At 7:45 p.m., the Mayor declared to return to regular session, with no action taken.

Kehn moved to grant Jeanette Smith an annual pay increase of .50/hour, to \$18.51/hour, for her 2nd year of employment. This will be effective as of July 17, 2018. Hinckley seconded the motion. All voted aye, motion carried.

The Mayor adjourned the meeting at 7:46 p.m.

John J Staller, Mayor

Jeanette Smith, Finance Officer