

**SUMMERSET CITY COMMISSION  
REGULAR MEETING  
SUMMERSET MUNICIPAL BUILDING  
7055 LEISURE LANE  
THURSDAY JUNE 18, 2020 6:00 P.M.**

**AGENDA**

**1) ROLL CALL**

Kitzmilller, McCoy, Butler, Lutz, Hirsch

**2) PLEDGE OF ALLEGIANCE**

**3) CALL FOR CHANGES**

Approval of the Agenda of the Regular Meeting of the Summerset City Commission for June 18, 2020 as presented or amended.

**4) CONSENT CALENDAR**

**APPROVAL OF THE MINUTES**

**4A)** Approval of the minutes of the Regular Meeting June 04, 2020 as presented or amended.

**4B)** Approval of the minutes of the Special Meeting June 12, 2020 as presented or amended.

**APPROVAL OF THE CLAIMS**

**4B)** Approval of claims, hand checks in the amount of \$178,165.99 from June 05, 2020 to June 18, 2020 as presented or amended.

**5) APPOINTMENT OF COMMISSIONERS**

To be done by majority vote for the following:

Public Safety  
Public Works  
Utilities, and  
Finance and Revenue

**6) APPOINTMENT OF CITY OFFICIALS:**

City Attorney  
City Engineering Firm  
Interim City Finance Officer

**7) SECOND READING OF NOISE REGULATIONS AND LIMITATION ORDINANCE**

- 8) **APPROVAL OF RESOLUTION 2020-07**  
Approval of Resolution 2020-067 Resolution approving final Plat of Lot14R and Lot 15R of High Meadows Subdivision, Formerly Lots 14 and 15 of High Meadows Subdivision, Located in the W 1/2 of the NE 1/4 of the SE 1/4 of Section 27, Township 3 North, Range 6 East, Black Hills Meridian, Meade County, South Dakota
- 9) **AUDIT UPDATE**
- 10) **PAYROLL CHANGE**  
Part time to full time with full benefits, Dan Anderson, within budget, at \$14.50/hour.
- 11) **CITIZENS INPUT**
- 12) **ITEMS FROM CITY ATTORNEY**  
Executive Session per SDCL 1-25-2 for discussing legal, economic development, and personnel issues.
- 13) **ADJOURNMENT**

*Information regarding accessibility for the disabled may be obtained by calling the Summerset City Finance Officer at 605-718-9858. Individuals needing special accommodations are asked to call at least 48 hours prior to the meeting.*

***ALL MEETINGS OF THE SUMMERSET CITY COMMISSION ARE OPEN TO THE PUBLIC***

***SUMMERSET CITY COMMISSION  
SUMMERSET MUNICIPAL BUILDING  
7055 LEISURE LANE  
THURSDAY JUNE 4, 2020 6:00 P.M.***

Mayor Lutz called the Regular Meeting to order at 6:00 p.m. Commissioners Kitzmiller, Hirsch, Butler and McCoy were present. Also present was the, City Attorney, City Finance Officer and City Administrator.

Mayor Lutz led the Pledge of Allegiance.

**Motion** by Butler, second by Kitzmiller to approve the agenda for June 4, 2020 with tabling agenda items 7 & 8. Motion carried

**Motion** by McCoy, second by Hirsch to approve the May 21, 2020 Minutes as presented. Motion carried.

**APPROVAL OF CLAIMS**

**Motion** by Hirsch, second by McCoy to approve the claims and hand checks in the amount of \$34,595.43, from May 8, 2020 through May 21, 2020 as amended. Motion carried.

ALLEN, DON	Cell Phone Allowance	50.00
ALLEN, DON	Uniform Allowance	400.00
AMBROSE, JONATHAN	Cell Phone Allowance	50.00
ANDERSON, DAN	Cell Phone Allowance	50.00
Butler, Dave	Cell Phone Allowance	50.00
DELTA DENTAL		498.60
FIRST INTERSTATE BANK		855.74
FIRST INTERSTATE BANK		4,911.76
FORD MOTOR CREDIT COMPANY, LLC		1,479.21
GOLDEN WEST TECHNOLOGIES		1,862.50
GOLDEN WEST TECHNOLOGIES		62.50
GREENAPSIS		280.00
HARMON, LONNIE	Cell Phone Allowance	50.00
HEALTH POOL OF SD		8,531.74
HIRSCH, CLYDE	Cell Phone Allowance	50.00
JIM'S PRIVATE UTILITY LOCATING		112.50
JUSO, COLTON	Cell Phone Allowance	50.00
JUSO, COLTON	Uniform Allowance	400.00
KITZMILLER, MICHAEL	Cell Phone Allowance	50.00
LUTZ, BRYCE	Cell Phone Allowance	50.00
MASTERCARD		4,515.68
MBFS USA LLC		3,068.32
PALMER, BRANDY	Uniform Allowance	400.00
RAPID CITY JOURNAL		153.65
SDRS-SUPPLEMENTAL		420.00
STEPHANIE MCCOY	Cell Phone Allowance	50.00
TANNER FENENGA	Cell Phone Allowance	50.00
TAYLOR, JUSTIN	Cell Phone Allowance	50.00
TAYLOR, JUSTIN	Uniform Allowance	400.00

TNT CONSTRUCTION	1,000.00
TNT CONSTRUCTION Erosion Control Deposit	1,000.00
UNITED STATES POSTAL SERVICE	1,000.00
UNITED STATES POSTAL SERVICE	240.00
USA BLUEBOOK	641.78
VAST	751.97
WATER WARRIORS, INC40% of Project	88,606.00

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#### **APPOINT COMMISSIONER**

- 5A) Administer Oath of Office to Bryce Lutz elected Mayor for a term of one year.
- 5B) Administer Oath of Office to Stephanie McCoy elected Commissioner for a term of three year.
- 5C) Administer Oath of Office to Michael Kitzmiller elected Commissioner for a term of three year.

#### **ELECTION OF THE PRESIDENT OF THE SUMMERSET CITY COMMISSION**

Motion by Butler second by Hirsch to nominate Kitzmiller as Commission President. Motion carried

#### **APPOINTMENT OF COMMISSIONERS**

To be done by majority vote for the following:

- Public Safety
- Public Works
- Utilities, and
- Finance and Revenue

Item tabled

#### **APPOINTMENT OF CITY OFFICIALS:**

- City Attorney
- City Engineering Firm
- City Finance Officer

Item tabled

#### **DISCUSSION OF NOISE REGULATIONS AND LIMITATION ORDINANCE**

Discussion was had and heard concerns from one citizen

#### **FIRST READING OF NOISE REGULATIONS AND LIMITATION ORDINANCE**

Ordinance first reading completed with change to time on section B-1A 10pm to 7am

#### **APPROVAL OF RESOLUTION 2020-06**

Approval of Resolution 2020-06. Resolution authorizing execution of purchase order and contract, and expenditure of fund for Wastewater Treatment Plant improvement.

Motion by Butler second by Kitzmiller to approve with contract provisions. Roll call vote all approved.

#### **UTILITY BILLING ADJUSTMENTS**

Approval of utility billing adjustments of \$495.70 for the period May 1, 2020-May 31, 2020. Motion by Butler second by Hirsch. Motion carried.

#### **13) PAYROLL CHANGE**

Part time Code Enforcement Officer, Dan Anderson, within budget, at \$14.50/hour. Motion by Hirsch second by Butler. Motion carried

**CITIZENS INPUT**

None

**ITEMS FROM CITY ATTORNEY**

Executive session per SDCL 1-25-2 for discussing legal, economic development and personnel issues. Motion by Kitzmiller second by Butler to enter executive session at 6:25. Motion by Butler second by Hirsch to adjourn executive session at 7:21.

**ADJOURNMENT**

**Motion** for adjournment at 7:22 pm by Butler, second Hirsch. Motion carried.

(SEAL)

ATTEST:

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Debbie Muzio  
Finance Officer

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Bryce Lutz  
Mayor

**OFFICIAL MINUTES  
SUMMERSET CITY COMMISSION SPECIAL MEETING  
CITY COMMISSION MEETING ROOM  
MONDAY JUNE 12, 2020, 6:00 P.M.**

Mayor Lutz called the Special Meeting to order at approximately 6:01 p.m. Commissioners Kitzmiller, Hirsch and McCoy were present. Butler was absent.

**Motion** by McCoy, second by Hirsch to approve the Agenda of the Special Meeting of June 12, 2020. Motion carried.

**NEW BUSINESS**

Motion to move into Executive session by McCoy second by Hirsch per SDCL 1-25-2 for discussing legal, economic development, and personnel issues at 6:02 p.m.

Motion to exit Executive session by Hirsch second by McCoy at 6:16 p.m.

**ADJOURNMENT**

There being no further business before the Summerset City Commission, **Motion** by Kitzmiller, second by McCoy to adjourn the Special Meeting at 6:17 p.m. Motion carried.

(SEAL)

ATTEST:

\_\_\_\_\_  
Finance Officer

\_\_\_\_\_  
Bryce Lutz  
Mayor

Published once at the approximate cost of \$ XX.XX.

Check Register Report

Date: 06/17/2020

Time: 10:48 am

Page: 1

City of Summerset

BANK: FIRST INTERSTATE BANK

Check Number	Check Date	Status	Void/Stop Date	Reconcile Date	Vendor Number	Vendor Name	Check Description	Amount
<b>FIRST INTERSTATE BANK Checks</b>								
22934	06/17/2020	C			1107	APPLIED CONCEPTS, INC	LE Equipment Expense	597.56
22935	06/17/2020	C			0021	BLACK HAWK WATER USERS DISTRICT	May Invoice For Usage	30.00
22936	06/17/2020	C			1083	CASEY PETERSON & ASSOC., LTD	Audit Of Financial Statements	10,000.00
22937	06/17/2020	C			1251	FIRST INTERSTATE BANK	June 2020 Payment	4,911.76
22938	06/17/2020	C			0698	HAWKINS INC.	Aqua Hawk	2,856.40
22939	06/17/2020	C			1133	HDR ENGINEERING, INC	WWTP Evaluation	5,355.00
22940	06/17/2020	C			1472	HUNEKE CONSTRUCTION	Erosion Control Deposit	1,000.00
22941	06/17/2020	C			1411	MBFS USA LLC	Freightliner Payment	3,068.32
22942	06/17/2020	C			1101	MEADE COUNTY AUDITOR	Dispatch MAY	3,222.72
22943	06/17/2020	C			1110	MID-AMERICAN RESEARCH CHEMICAL	WWTP Supplies	281.66
22944	06/17/2020	C			1433	MIDCONTINENT COMMUNICATIONS	WWTP Telephone	192.21
22945	06/17/2020	C			0028	MONTANA DAKOTA UTILITIES	MDU Utilities	214.43
22946	06/17/2020	C			0008	RAPID CITY JOURNAL	Municipal Election Ballot	89.22
22947	06/17/2020	C			0018	SD ONE CALL	May notifications	46.20
22948	06/17/2020	C			1328	SERVALL UNIFORM & LINEN SUPPLY	Monthly Fees	130.51
22949	06/17/2020	C			0670	Semmler Mfg. Inc.	Public Works Building	146,170.00

**Total Checks: 16** **Checks Total (excluding void checks): 178,165.99**

**Total Payments: 16** **Bank Total (excluding void checks): 178,165.99**

**Total Payments: 16** **Grand Total (excluding void checks): 178,165.99**

### 131.13 NOISE REGULATION AND LIMITATION

- A. The purpose and intent of this section is to protect, preserve and promote the health, safety, welfare, peace, quiet and tranquility for the citizens and persons or visitors frequenting the city through the reduction, control and prevention of noise which is disruptive and constitutes an annoyance to such citizens and persons.
- B. General Restrictions
  1. A person or property owner may not:
    - a. Make or permit any disruptive noise or use sound equipment in public or outside between 10pm and 7am;
    - b. Operate construction equipment, tools or conduct construction activities between 7pm and 7am;
    - c. Operate sound equipment in a vehicle causing any disruptive noise or a discernible vibration twenty (20) feet from the vehicle.
  2. In addition to the specific prohibitions outlined in subsection A, it is unlawful for any person to make, continue, or cause to be made or continued any loud or unusual noise so as to disturb the peace of the public, any neighborhood, any business operation, family, lawful assembly of persons or a person by committing any act or acts of disturbance within the City limits.
  3. Excessive Vehicle Noise and Dynamic Engine Braking:  
It is unlawful for any person within the city limits of the City to make, or cause to be made, loud or disturbing or offensive noise with any mechanical devices operated by compressed air and used for purposes of assisting braking such as Dynamic Engine Braking Devices. (Commonly referred to as “Jake” brake).
  4. Penalty:  
Any violation of this ordinance will be punishable by a fine of \$100 for each offense, in addition to the payment of any costs and/or restitution authorized by Summerset Ordinances and/or state law.

