

City of Crooks
Crooks City Council
Special meeting
Meeting agenda
Date: October 25, 2021
Time: 6PM/C.S.T.

Location: Crooks Community Center (701 S West Ave, Crooks, SD)

- 1) Call to order / Roll call
- 2) Approve posted agenda
- 3) Second reading Ordinance #286: 2021 Supplemental Appropriations
- 4) Sunset Trails Ph. 3 pay application
- 5) Approve liquor license renewal for Pump’N’Stuff
- 6) Sioux Valley Energy member agreement
- 7) Establish address numbering plan
- 8) Executive session pursuant SDCL 1-25-2[1]: Discussing the qualifications, competence, performance, character or fitness of any public officer or employee or prospective public officer or employee. The term, employee, does not include any independent contractor
- 9) Adjourn



City of Crooks
Ordinance #286
Supplemental appropriations ordinance

Be it ordained by the City of Crooks that the following sum is supplementally appropriated to meet the obligations of the municipality for the fiscal year of 2021.

	<u>101 General Fund</u>	<u>602 Water Fund</u>	<u>604 Sewer Fund</u>
Section 1.			
433 Improvements other than buildings	\$ 37,000.00		
511 Transfers Out		\$ 33,340.96	\$ 3,659.04
Total Appropriations	<u>\$ 37,000.00</u>	<u>\$ 33,340.96</u>	<u>\$ 3,659.04</u>
Sources of Funding / Means of Finance			
265 Committed Fund Balance		\$33,340.96	\$ 3,659.04
391.01 Transfers In	\$ 37,000.00		
Total means of finance	<u>\$ 37,000.00</u>	<u>\$ 33,340.96</u>	<u>\$ 3,659.04</u>

Section 2.

The Finance Officer is hereby directed to transfer the said amount and to show such action on the proper records of the City.

(SEAL)

F. Butch Oseby, Mayor Date

Tobias Schantz, Finance Officer Date

First reading:
Amendment:
Second reading:
Adopted & Passed:
Published:
Published once at the approximate cost: \$
Effective:

APPLICATION AND RECOMMENDATION FOR PAYMENT

Contract for Sunset Park Trail Improvements - Phase 3 DGR Project No. 669076

Application No. 1 and Final Dated October 22, 2021

For work accomplished through the date of September 30, 2019

Contractor Big Al's Contracting, Inc. 4304 S. Vista Lane, Sioux Falls, SD 57105

Original Contract Price	<u>\$82,810.02</u>	Gross Amount Due	<u>\$84,379.72</u>
Net Change Orders No. <u>0</u> through <u>0</u>	<u>\$0.00</u>	Liquidated Damages	<u>(\$4,700.00)</u>
		Less Retainage (<u>0</u> %)	<u>\$0.00</u>
Current Contract Price	<u>\$82,810.02</u>	Less Previous Payments	<u>\$0.00</u>
Net Deviation in Contract Quantities	<u>\$1,569.69</u>	Amount Due This Final Application	<u>\$79,679.72</u>

Contractor's Certification

The undersigned Contractor certifies that (1) all previous progress payments received from Owner on account of Work done under the Contract referred to above have been applied to discharge in full all obligations of Contractor incurred in connection with Work covered by prior Application and Recommendation for Payments numbered 1 through 1 inclusive; and (2) title to all materials and equipment incorporated in said Work or otherwise listed in or covered by this Application will pass to Owner at time of payment free and clear of all liens, claims, security interests or encumbrances (except such as are covered by Bond acceptable to Owner).

Big Al's Contracting, Inc.
Contractor

Dated: _____ By: _____

This application meets the requirements of the Contract Documents.
In accordance with the contract, the undersigned recommends payment to the contractor of the amount due as shown above.

DGR Engineering
Engineer

Dated: _____ By: _____

The Owner concurs with this application for payment.

City of Crooks
Owner

Dated: _____ By: _____

APPLICATION FOR PAYMENT DETAIL SHEET

APPLICATION DATE: October 22, 2021

APPLICATION NO. 1

PROJECT: Sunset Park Trail Improvements - Phase 3
 CONTRACTOR: Big Al's Contracting, Inc.
 ENGINEER: DGR Engineering

APPLICATION PERIOD
 FROM: August 26, 2021
 THRU: September 30, 2019

ITEM NO.	ITEM DESCRIPTION	PLAN QTY	UNIT	UNIT PRICE	CONTRACT PRICE	PAST APPLICATION		THIS APPLICATION		TOTAL TO DATE		REMARKS
						QTY	EARNED	QTY	EARNED	QTY	EARNED	
1	Mobilization	1	LS	9,150.00	9,150.00			1.00	9,150.00	1.00	9,150.00	
2	Incidental Work, Miscellaneous	1	LS	2,500.00	2,500.00			1.00	2,500.00	1.00	2,500.00	
3	Orange Plastic Safety Fence	160	FT	1.50	240.00			160.00	240.00	160.00	240.00	
4	Quality Green Turf Mix	180	LB	9.30	1,584.00			180.00	1,584.00	180.00	1,584.00	
5	Fertilizing	150	LB	1.10	165.00			150.00	165.00	150.00	165.00	
6	Fiber Mulching	1.2	TON	1,650.00	1,980.00			1.20	1,980.00	1.20	1,980.00	
7	Silt Fence	819	FT	3.58	2,932.02			819.00	2,932.02	819.00	2,932.02	
8	Temporary Vehicle Tracking Control	1	EA	500.00	500.00							
9	Temporary Contractor Access	1	EA	1,000.00	1,000.00							
10	Inlet Protection	2	EA	93.50	187.00							
11	Salvage/Furnish and Place Topsoil	390	CY	20.00	7,800.00			390.00	7,800.00	390.00	7,800.00	
12	Remove Concrete Sidewalk	20	SY	13.50	270.00			23.00	310.50	23.00	310.50	
13	Aggregate Base Course	260	TON	28.50	7,410.00			367.07	10,461.50	367.07	10,461.50	
14	5" Concrete Sidewalk	7,720	SF	6.10	47,092.00			7,747.00	47,256.70	7,747.00	47,256.70	
TOTAL CONTRACT PRICE:						82,810.02						
TOTAL IMPROVEMENTS:						-			84,379.72		84,379.72	
MATERIALS STORED:						-			-		-	
RETAINAGE:						-			-		-	
LIQUIDATED DAMAGES:						-			(4,700.00)		(4,700.00)	
TOTAL DUE:									79,679.72		79,679.72	

Date Received _____
Date Issued _____

2022

License No. PL-22626

Uniform Alcoholic Beverage License Application

A. Owner Name and Mailing Address

PUMP N STUFF CROOKS LLC
PO BOX 561
VIBORG, SD 57070-0561

B. Business Name and Address

Lic # PL-22626
PUMP N STUFF CROOKS LLC
401 S WEST AVE
CROOKS, SD 57020

Owner's Telephone#: _____

Business Telephone #: (605) 326-5342

C. Indicate the class of license being applied for (submit separate application for each class of license).

- Retail (on-sale) Liquor
- Retail (on-sale) Liquor - Restaurant
- Convention Center (on-sale) Liquor
- Package (off-sale) Liquor
- Retail (on-off sale) Wine and Cider
- Retail (on-off sale) Malt Beverage & SD Farm Wine
- Package Delivery
- Hunting Preserve
- Other _____

Place of business is located in a municipality? Yes [] No

County: Minnehaha

Do you own or lease [] this property? (Check one)

Are real property taxes paid to date? Yes [] No

D. Legal description of licensed premise:

LOT 1 BLOCK 5 GLOES
West Addn to City of Crooks
401 S. West Ave

Is this License in active use? Yes [] No

Have you ever been convicted of a felony? [] Yes No

Do you or any officers, directors, partners, or stockholders hold any other alcohol retail, manufacturing, or wholesaler licenses?
 Yes [] No **If Yes, please list on the back page**

E. State Sales Tax Number: 1017-3839-ST

F. New license? _____ Transfer? (\$150) _____ Re-issuance?

G. CERTIFICATE The undersigned applicant certifies under the penalties of perjury that all statements herein are true and correct; that the said applicant complies with all of the statutory requirements for the class of license being applied for and in addition agrees to permit agents of the Department of Revenue access to the licensed premises and records as provided in SDCL 35-2-2.1, and agrees this application shall constitute a contract between applicant and the State of South Dakota entitling the same or any peace officers to inspect the premises, books and records at any time for the purpose of enforcing the provisions of Title 35 SDCL, as amended.

Date 10/11/2021 Print Name David Luckwood Signature

H. APPROVAL OF LOCAL GOVERNING BODY- Notice of hearing was published _____ . Public hearing on the application was held _____, not less than SEVEN (7) days after official publication. The governing body by majority vote recommends the approval and granting of this license and certifies that requirements as to location and suitability of premises and applicant have been reviewed and conform to the requirements of local and South Dakota law.

Renewal - no public hearing held
Amount of fee collected with application \$ _____
Amount of fee retained \$ _____
Forwarded with application \$ _____

For Local Government Use

Transferred (State Use)

(Seal) _____
Mayor or Chairman

From _____
Sales tax approval _____ Date _____

If disapproved, endorse reason thereon and return to applicant **STATE LIQUOR AUTHORITY: APPROVAL** _____ **REVIEW** _____

Please complete reverse side

MEMBER AGREEMENT – 2021 CONSTRUCTION SEASON – revised January 2021
CONTRIBUTION IN AID OF CONSTRUCTION
SIOUX VALLEY SOUTHWESTERN ELECTRIC

This AGREEMENT made and entered into this _____ day of _____, 20____, by and between Sioux Valley Southwestern Electric Cooperative, Inc., (hereinafter referred to as “SVSW”), and _____ of _____
Crooks Water and Sewer _____.

WHEREAS, the Member hereby requests and authorizes SVSW to provide electric service for new construction or to rebuild, relocate or adjust its existing facilities, and

WHEREAS, SVSW has established policy (BOG 2-2 AND MOP #2-M-103) pertaining to contribution in aid of construction (CIAC) for new service installations, rebuilds, relocations and adjustments, and

WHEREAS, said policies permit, under restricted circumstances, for the payment of CIAC by the member after construction upon terms acceptable to the parties, and

WHEREAS, the parties hereto have agreed to the deferral of payment for CIAC under the following conditions;

IT IS HEREBY CONTRACTED AND AGREED AS FOLLOWS: MNO SDO

1. It is agreed that SVSW agrees to construct, rebuild, relocate or adjust associated facilities to provide electric service requested by the member.
2. Prior to the installation of the facilities, the member shall grant such easement rights as may be required for the installation, operation and maintenance of the facilities, and grade levels shall be established which shall be no more than six (6) inches above or below the final finished grade. The member agrees to provide permanent access to the facilities, and does grant SVSW the right to install, operate and maintain the facilities.
3. The member agrees to pay the CIAC basic service charge of \$ 2,400.00 _____, a footage charge of \$ 715.50 _____, and gross receipts tax (2.041%) of \$ 63.59 _____ (South Dakota only). Total cost will be \$ 3,179.09 _____. This cost is valid only if payment is made during the 2021 construction season.
4. If installation of facilities occurs between November 1 and May 1 (winter), then a frost installation fee (frost charge) may be charged in addition to the aid-to-construction cost listed above. The frost charge will be \$6 to \$10 per foot, depending upon the depth of frost encountered during installation of the facilities. If thawing equipment is required, an additional minimum charge of \$500 per set will also apply.
5. The member agrees to make payment within 30 days of billing and in accordance with the terms and conditions contained herein.
6. That SVSW shall be entitled to interest on the unpaid balance commencing from the payment due date shown on the CIAC billing statement and to continue until paid in full at the interest rate specified in MOP 3-M-103.
7. In the event member fails to timely make the payments required hereunder or otherwise defaults on the terms of this contract, SVSW may elect to declare the contract terminated and demand payment of the total remaining balance due hereunder, said payment to be made within ten (10) days after written notice of default is mailed by U.S. mail to member. SVSW may elect any other remedies available to it under law and equity to enforce the terms and conditions of this contract and/or collect damages incurred as a result of member’s default, including attorney fees necessary to obtain said remedies. SVSW may also elect on default to terminate electric service to member where member is being served until such time as the conditions of default are eliminated and this contract is satisfied in full.
8. Wiring certificate forms shall be posted or distributed per State instructions.
9. Single phase motors (10 hp and larger) and three phase motors (30 hp and larger) may require the use of soft start or other suitable starting devices that limit motor starting current. Contact SVSW for engineering review prior to the use of these motors.
10. Single phase services are limited to a maximum of 100 kVA of load (415 amps for 120/240 volts service).
11. Billing for electric energy or applicable minimum bill will start when service is available or as agreed upon.

Sioux Valley Southwestern Electric Cooperative, Inc.
P.O. Box 216, Colman SD 57017
(800) 234-1960

City of Sioux Falls

Print Name of Member

By: Jason Sage

By: _____
Signature of Authorizing Party

Title: Lead Staking Engineer

EO# 12835748 WO# 29993

Billing Address

Email: _____

Daytime Phone: _____

ORDINANCE NO. 36

AN ORDINANCE PROVIDING FOR THE NAMING OF STREETS AND THE NUMBERING OF BUILDINGS AND LOTS IN THE CITY OF CROOKS, SOUTH DAKOTA.

BE IT ORDAINED BY THE CITY OF CROOKS, SOUTH DAKOTA:

Section 1. Pursuant to SDCL 9-45-2, the names of all streets in the city of Crooks shall be assigned and adopted in accordance with an official map of the city on file with the Finance Officer. Any such act of naming, renaming, establishing or vacating any street, alley or other public thoroughfare in the city shall be approved by the City Council, and shall be so designated on such official map.

Section 2. All streets running east and west shall be designated as Streets and all streets running north and south shall be designated as Avenues. In addition any street running northeast and southwest shall be designated as Lane, any street running northwest and southeast shall be designated as Drive, any street with two openings which enters and exits on the same street shall be designated as Court, and all cul-de-sacs shall be designated as Circle. The City Council shall not authorize subdivision plats which use the names of Square, Ridge, Pass, Way, Trail or Place as a suffix for a street name.

Section 3. A numbering plan for residences and businesses shall be maintained by the City Council. A listing of the assigned numbers and a map showing the location of addresses shall be maintained and filed with the Finance Officer. The City Council shall be responsible for assigning new numbers and updating the listing of such numbers and the location map.

Section 4. The dividing line for numbering on all avenues running north and south shall be Fourth Street. The dividing line for numbering all streets running east and west shall be West Avenue. All avenues and parts of avenues running south from Fourth Street shall be designated by prefixing to the names thereof the word South, and all avenues and parts of avenues running north from Fourth Street shall be designated by prefixing to the names thereof the word North. All streets and parts of streets running west from West Avenue shall be designated by prefixing to the names thereof the word West, and all streets and parts of streets running east from West Avenue shall be designated by prefixing to the names thereof the word East.

Section 5. One number shall be apportioned to every building or lot along all the thoroughfares of the city whether the same be occupied or not.

In case more than one building is erected in a single lot the same may be numbered by placing thereon the regular number which appeared on the building formerly situated in said space or the number which

would otherwise be allotted to the space and on the second building to be erected thereon the regular number plus the fraction, one-half ($\frac{1}{2}$).

Section 6. All buildings and lots shall be numbered consecutively in increments of four digits as provided by the City Council, and all blocks consecutively in even hundreds. All numbering on east and west thoroughfares shall begin at the dividing line at West Avenue and proceed outward to the limits of the city, placing odd numbers on the south side and even numbers on the north side of each thoroughfare. All numbering on north and south thoroughfares shall begin at the dividing line at Fourth Street and proceed outward to the limits of each thoroughfare placing odd numbers on the west side and even numbers on the east side. The number of the first block on each side of the street proceeding from a dividing line shall be 100, the second shall be 200, and so on, and each block shall be numbered consecutively to the outer limits of the city. The number on the first block on the south side of an east and west avenue, and on the west side of a north and south street, shall be 101 and the first number on the opposite sides thereof shall be 100. The first number on the second block shall be 201, and the first number on the opposite side thereof shall be 200, and so on, consecutively along all the streets and avenues throughout the city.

Section 7. Every person having a residence or business establishment within the city is hereby required to display in a prominent place upon the front of such residence or business establishment, the street number assigned by the City Council as provided in this ordinance, which shall not be less than two (2) inches in width and not less than three (3) inches in height, and clearly visible from the street.

Section 8. All ordinances of the city of Crooks, which are contrary to or in conflict with this ordinance or any part thereof, are hereby expressly repealed.

Adopted this 7th day of February, 1983.

First Reading: January 3-1983
Second Reading: February 7-1983
Effective Date: February 27, 1983

Vern C Erickson
Vern C. Erickson, Mayor

ATTEST:

Janet E. Anderson
Janet E. Anderson
Municipal Finance Officer