

MINUTES OF CANTON CITY COMMISSION MEETING  
AUGUST 4, 2014

The Canton City Commission met at the Depot Viking Room, on Monday, August 4<sup>th</sup>, 2014 at 7:00 p.m. with the following members present: Commissioners Den Hartog, Ekle, Frick, Toso, Ziebarth and Mayor Smith. Commissioners Bogue, Devick and Elrod were absent.

Also present were Finance Officer Cwach and City Manager Pederson.

Guests who signed in are as follows: John Anderson, Chuck Andresen, Gert Havelaar, Larry Sorenson, and Trisha Dohn

The Pledge of Allegiance was recited.

CONSENT CALENDAR

Commissioner Ziebarth moved and Commissioner Frick seconded to approve the consent calendar consisting of the following: 1) to approve the minutes from the June 16<sup>th</sup>, 2014 City Commission Meeting, July 21<sup>st</sup>, 2014 City Commission Meeting, and July 28<sup>th</sup>, 2014 Special City Commission Meeting and that they are signed and published; 2) to approve the warrants to be listed at the end of the minutes; 3) to approve the agenda. Unanimous approval.

VISITOR DIALOGUE:

Trisha Dohn, DakotaCare representative, appeared before the Commission to donate \$1,150.00 to the Canton Flood Disaster Fund.

John Anderson asked about the relocation of the Mid-American Energy gas regulator station.

2015 BUDGET DISCUSSION

The 2015 Budget was discussed. Commissioners asked questions and discussion ensued.

FINAL PAY REQUEST – CHRISTMAS LAKE SEWER PROJECT

Commissioner Ziebarth moved and Commissioner Toso seconded to approve a final payment of \$48,285.95 to H & W Contracting on the Christmas Lake Sewer Project, as presented and on file, and authorize the Mayor to sign. Unanimous approval.

RESOLUTION-CABLE FRANCHISE TRANSFER

Commissioner Toso moved and Commissioner Frick seconded to approve the following Resolution and that it be given a number and signed. Unanimous approval.

**RESOLUTION # 1219**  
**CONSENTING TO TRANSFER OF FRANCHISE**

WHEREAS, Knology, Inc. (“Franchisee”) currently holds a cable television franchise (“Franchise”) granted by the City of Canton, South Dakota (“Municipality”) authorizing Franchisee to own and operate a cable television system in the Municipality;

WHEREAS, Franchisee and certain of its affiliates have entered into an Asset Purchase Agreement (“Agreement”) with Clarity Telecom, LLC (“Clarity”) dated June 12, 2014 under which Clarity will acquire the cable system assets (including the Franchise”) of Franchisee (“Transaction”);

WHEREAS, Franchisee and Clarity, according to the requirements of the Franchise and applicable law, have requested that Municipality consent to the Transaction as described in the FCC Form 394 filed with Municipality (“Transfer Application”); and  
WHEREAS, Municipality has reviewed the Transfer Application and will consent to the Transfer of control as described in the Transfer Application/  
NOW, THEREFORE, MUNICIPALITY RESOLVES:

1. Municipality consents to the transfer of the Franchise to Clarity.
2. Municipality confirms the Franchise is valid and in full force and effect.
3. The Clerk of the Municipality is authorized to enter into, execute, and deliver on behalf of Municipality a certificate, along with other documents as many be necessary evidencing this Resolution without further action by the governing body.

ADOPTED AND APPROVED THIS 4<sup>th</sup> day of August, 2014.

CITY OF CANTON

By: \_\_\_\_\_  
Charles Smith, Mayor

ATTEST:

By: \_\_\_\_\_  
Kyle Cwach, Municipal Finance Officer

#### PAY ESTIMATE #3- BEAVER CREEK PROJECT

Commissioner Frick moved and Commissioner Ziebarth seconded to approve pay estimate #3 of \$167,880.13 to H & W Contracting on the Beaver Creek Project, as presented and on file, and authorize the Mayor to sign. Unanimous approval.

#### DIALOGUE:

City Manager Pederson commented:

On the Canton Cycling Classic this weekend.

2<sup>nd</sup> Annual Drool in the Pool will happen on August 17<sup>th</sup>.

The City has applied for an NRCS grant for sanitary sewer work at Christmas Lake.

The City of Wagner donated over \$650.00 to the Canton Flood Disaster Fund.

The City Picnic will be held tomorrow night at 6 p.m.

Commissioner Frick commented on the new people in town and how they decided on Canton.

Commissioner Toso commented on the regulator station consideration and Mr. Paul’s sewer line.

Commissioner Ziebarth commented on the disaster assistance group and where they are going.

Karen Leffler commented on the SDML Annual Conference.

Jeff Fossum liked to thank H & W Contracting on their efforts for the Christmas Lake Sewer Project and the willingness to work on that emergency as quickly as they did.

Commissioner Toso moved and Commissioner Frick seconded to adjourn.

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Kyle Cwach  
Finance Officer

WARRANTS:

7-18-14: Aflac, 931.50, Employee Deductions; Colonial Life, 13.68, Employee Deductions; Farmers State Bank, 38,854.53, Payroll; First Bank & Trust, 7740.22, Social Security; First Bank & Trust, 4766.64, Federal Withholdings; Home Federal Savings Bank, 1572.10, HSA Payments; Kansas Pymtcenter, 93.69, Employee Deductions; LegalShield, 37.85, Employee Deductions; Office of Child Support, 216.93, Employee Deductions; SDRS, 9824.31, Retirement; SDRS Supplement, 192.50, SDRS 457; Security Life Ins. Co, 122.58, Employee Deductions; Assurant Employee Benefits, 123.50, Life Insurance.

7-25-14: Aramark Uniform Services, 141.22, Supplies; Belfor Property Restore Inc, 5814.70, Services; Bierschbach Equipment, 69.00, Grinder; Canton Rotary Club, 76.69, Membership-Pederson; CenturyLink, 111.01, Circuit; Continental Research Corp, 384.40, Chemicals; Crescent Electric Supply, 2885.20, Repairs; Ditch Witch of SD, 5710.56, Locator; Dockendorf Equipment Co, Inc, 377.00, Printer; Fastenal Company, 145.93, Supplies; Frieberg, Nelson, & Ask, 607.00, Fees; G&K Services Inc, 251.90, Uniforms; Grainger, 293.68, Microwave; Haugen Heating & AC, 436.58, Services; Kids Reference Co, Inc, 158.38, Books; Lacey Rentals Inc, 475.00, Rental; Marco, 415.76, Lease; Metering & Technology Solution, 2213.25, Meter; Metro Construction Inc, 12,021.28, Final Pay Est #2; MidAmerican Energy Co, 120.78, Utilities; Myrl & Roy Paving, Inc, 1960.50, Asphalt; Office Elements, 219.91, Supplies; Petty Cash Account, 21.53, Postage; Pump & Pak, 683.20, Gas; RDO Trust #80-5800, 7585.00, Loader Rental-Flood; Republic National Distributing, 10.00, Liquor; SD Dept of Health, 1050.00, Testing; Argus Leader Media #1085, 21.89, Paper; Sioux Falls Networks, 2830.00, Services; Staples Credit Plan, 129.82, Toner; Stern Oil Co., 10,338.90, Gas & Diesel; Thomson-West, 369.50, Books; Xcel Energy, 2007.57, Electricity.

7-31-14: Allied Oil & Tire Co, 1158.80, Oil; Best Western-Ramkota, 109.99, Room; Bierschbach Equipment, 238.36, Parts; Daktronics, 78.00, LED Replacement; Richard Ekle, 217.66, Mileage & Meal Reimbursement; Fastenal Company, 92.33, Supplies; Ed M. Feld Equipment Co, Inc, 124.00, Sign; Hawkins Inc, 65.00, Chlorine; Henkinschultz Inc, 780.00, Services; Gwen Lease, 24.00, Rubble Reimbursement; Lite Electric, 66.33, Services; McMaster-Carr, 384.52, Supplies; Metering & Technology Solution, 208.75, Parts; Mid-American Research Chemical, 2213.44, Chemicals; Blue Tarp Financial, 2213.76, Pumps; Petty Cash Account, 21.35, Postage; Rural Route 1 Services, 431.00, Supplies; SD Public Assurance Alliance, 250.00, Insurance; Signs Plus Graphics Inc, 150.00, Graphics Replacement; Simplot Grower Solutions, 266.73, Chemicals; WOW Business, 700.39, Phone; Xcel Energy, 1952.45, Electricity; Zee Medical Service, 360.50, Supplies.

7-31-14: Farmers State Bank, 41,226.25, Payroll; First Bank & Trust, 8072.72, Social Security; First Bank & Trust, 4815.63, Federal Withholdings; Home Federal Savings Bank, 1572.10, HSA; Kansas Pymtcenter, 93.69, Employee Deductions; Office of Child Support, 216.93, Employee Deductions; SDRS Supplemental, 192.50, SDRS 457.