

**COUNCIL MINUTES  
CITY OF PARKER SPECIAL MEETING  
Wednesday, December 27, 2023 7:00 P.M.**

The Parker City Council met in special session on Wednesday, December 27, 2023 at 7:00 P.M. in the Parker City Council Chambers. Members present: Mayor Nolan, Harms, RBuller, JBuller, Poncelet, Kuchta and Janzen. Other people present: Finance Officer Jans. Mayor Nolan declared a quorum present and called the meeting to order at 7:00 PM.

All action taken in the following minutes were carried out by unanimous vote unless otherwise stated.

The purpose of the meeting is for fiscal 2023 year-end transactions and discussion.

23.113 Motion by Poncelet, seconded by Harms to go into executive session at 7:00 p.m. for the purpose discussing personnel, consult with legal counsel, and other matters in accordance to SDCL 1-25-2. Motion carried.

Mayor Nolan declared out of executive session at 7:10 p.m.

Resolution 23.1228.01

**RESOLUTION TO URGE THE SOUTH DAKOTA LEGISLATURE TO APPROVE THE  
JOINT RESOLUTION PROVIDING LEGISLATIVE APPROVAL FOR A FUTURE USE WATER PERMIT  
APPLICATION BY THE LEWIS & CLARK REGIONAL WATER SYSTEM**

**WHEREAS**, the Lewis & Clark Regional Water System (L&C) currently has a total of 47.7 million gallons a day (MGD) of ground water rights from the Missouri-Elk Point Aquifer (53,442 acre feet/year), and

**WHEREAS**, in 2022 L&C started construction to expand the System from 44.19 MGD to 60 MGD, which is expected to be completed in 2031, and

**WHEREAS**, in April 2023 L&C submitted an application to the South Dakota Department of Agriculture & Natural Resources (DANR) for an additional 17.07 MGD (19,121 acre feet/year), which accounting for treatment and line losses is the amount of additional capacity needed in order to deliver 60 MGD of firm capacity, and

**WHEREAS**, DANR and the South Dakota Geological Survey conducted their analysis, which led to an approval recommendation of L&C's application based on three factors: 1.) there is enough capacity in the Missouri – Elk Point Aquifer, 2.) there is a demonstrated need for the capacity and the need would be a beneficial use of the water, and 3.) existing water rights will not be impaired, and

**WHEREAS**, there was a public comment period on L&C's application and no comments were submitted, and

**WHEREAS**, State statute requires legislative approval for any water right application that exceeds 10,000 acre feet before the South Dakota Water Management Board can take final action, which last occurred in 1994 and coincidentally was for L&C, and

**WHEREAS**, the South Dakota Water Management Board at their July 12, 2023 hearing voted unanimously to present L&C's application to the Legislature with an approval recommendation.

**THEREFORE, BE IT RESOLVED**, the City of Parker respectfully urges the South Dakota Legislature during the 2024 session to approve the Joint Resolution in support of L&C's future use water permit.

Dated this 27<sup>th</sup> day of December 2023

Derek Nolan, Mayor

ATTEST:

Adam Jans, Finance Officer

23.114 Motion by Harms, seconded by Kuchta to approve the preceding resolution as presented. Motion carried.

**RESOLUTION # 23.1228.02**

Amendment to the City of Parker  
Employee Personnel Manual

WHEREAS, the City of Parker wishes to amend the Employee Personnel Manual approved November 8, 2021; now

THEREFORE, BE IT RESOLVED by the Parker City Council that the City of Parker Employee Personnel Manual shall be amended to read as followed:

Article IV  
Compensation

- 4.1 COMPENSATION POLICY:  
The City Council shall have the authority to establish city salaries and any other fringe benefits. The Finance Officer / Administrator will be responsible for equitable administration of Article IV.
- 4.2 PAY PERIOD:  
Employees shall be paid bi-weekly, on the Friday following the pay period's end date. This is to ensure ample time to complete accurate computation of timecards and documents necessary for computer input of pay checks. If a pay date falls on a holiday, employees will be paid the preceding regular workday.

DATED this 27<sup>th</sup> day of December 2023

Effective: January 20, 2023

Derek Nolan, Mayor of the City of Parker

ATTEST:  
Adam Jans, Finance Officer

- 23.115 Motion by Kuchta, seconded by Janzen to approve the preceding resolution as presented. Motion carried.
- 23.116 Motion by RBuller, seconded by JBuller to approve a bank loan in the amount of \$343,000.00 and to allow Mayor Nolan and Finance Officer Jans as authorized signers. Motion carried.
- 23.117 Motion by Kuchta seconded by Poncelet to approve the FY2022 audit as presented. Motion carried.
- 23.118 Motion by RBuller, seconded by JBuller to approve the end of year claims as presented. List attached. Motion carried.

**RESOLUTION NO. 22.1228.03**

**CITY OF PARKER**

**SUPPLMENTAL APPROPRIATIONS RESOLUTION**

Be it ordained by the City of Parker, that the following sum is supplementally appropriated to meet the obligations of the municipality for the fiscal year 2023.

General Fund: \$92,642.00

Finance Office-Prof. Services	101-4142-422	\$6,725.00
Government Buildings-Repairs	101-4192-425	\$52,065.00
Fire-Utilities	101-4221-428	\$1,295.00
Snow-Supplies	101-4317-426	\$10,760.00
Pool-Salaries	101-4512-411	\$1,325.00
Pool-Repairs	101-4512-425	\$2,777.00
Pool-Supplies	101-4512-426	\$3,975.00
Pool-Utilities	101-4512-428	\$12,365.00
Community Building-Supplies	101-4560-426	\$1,355.00

Water Fund: \$26,610.00

Purchased Water	602-4331-428	\$26,610.00
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Electric Fund: \$112,840.00

Purchased Energy	603-4341-428	\$112,840.00
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Source of Revenue: Cash on Hand

Dated: December 27, 2023

Derek Nolan, Mayor

ATTEST: Adam Jans, Finance Officer

Publish: January 4, 2024

- 23.119 Motion by Poncelet, seconded by JBuller to approve the preceding resolution. Motion carried.
- 23.120 Motion by RBuller, seconded by Janzen to approve the transfer of \$127,054.50 from the water fund and \$55,000.00 from the electric fund to the general fund. Motion carried.
- 23.121 Motion by Poncelet, seconded by Janzen to adjourn at 7:35 p.m. Motion carried.

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Derek Nolan, Mayor

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Adam Jans, Finance Officer