

**MOBRIDGE CITY COUNCIL
REGULAR MEETING
January 7, 2013**

Pursuant to due call and notice thereof, a Regular Meeting of the Common Council of the City of Mobridge, South Dakota was held in City Hall in said City on Monday, January 7, 2013 at 5:30 PM. Mayor Jamie Dietterle, Finance Officer Heather Beck, City Administrator Steve Gasser and City Attorney Rick Cain and the following council persons were present: Cox, Cerney, Henderson, O'Connell, Yellow Boy and Carlson.

ADOPT AGENDA:

The agenda was adopted on a motion by Yellow Boy second by Carlson and carried.

MINUTES:

On a motion by Yellow Boy, second by O'Connell and carried to approve the minutes from the December 17, 2012 regular meeting.

PUBLIC FORUM AND VISITORS:

Kim Ulmer was present to give the council data on an indoor pool

Wayne Schmidt was present to offer a coin fundraising option for the new swimming pool.

DEPARTMENT HEAD REPORTS:

➤ Harley Overseth, Zoning Officer

- Overseth gave a summary report on the 2012 building permits.

➤ Chief Justin Jungwirth, Police Department

- Jungwirth presented a code enforcement update.
- **STEP INCREASE** – Moved by Carlson, second by O'Connell and carried to approve a step increase for Carrie Lutz increasing her hourly wage from \$14.83 per hour to \$15.06 per hour effective May 7, 2012.

NEW BUSINESS:

POOL FUNDING OPTIONS

Toby Morris, Dougherty & Company, was present to the Council information on funding for a new swimming pool. The funding Morris spoke of was an opt out with a 20 year loan.

DESIGNATE OFFICIAL DEPOSITORIES - Moved by Yellow Boy, second by Cerney, and carried, to designate Dacotah Bank, Great Western Bank, Wells Fargo Bank and SD Public Funds Investment Trust as the official depositories for 2013.

DESIGNATE OFFICIAL NEWSPAPER - Moved by O'Connell, second by Henderson, and carried, to designate the Mobridge Tribune as the official newspaper for 2013.

ELECTRONIC PAYMENTS - Moved by Yellow Boy, second by Cox, and carried, to authorize the Finance Officer to pay the following vendors electronically and/or prior to the next council meeting in order to meet vendor requirements and deadlines: Aberdeen Finance Corp., Cardmember Services, Credit Collections Bureau, Fleet Services, Great Western Bank, SD Retirement System, SD State Treasurer, SD Unemployment Insurance Division, Total Administrative Services Corp, USDA Rural Development, Verizon Wireless, and Wellmark Blue Cross Blue Shield.

ELECTION DATE AND COMBINE ELECTION - Moved by Yellow Boy, second by Henderson and carried, to set the annual municipal election date as April 9, 2013 and to combine the April 9, 2013 municipal election with Mobridge-Pollock School District school election.

RESOLUTION 13-01, WAGES - Moved by Cox, second by Carlson, and carried, to approve Resolution 13-01, the 2013 wages reflecting a 3% cost of living adjustment.

RESOLUTION 13-01 WITH 3% COLA

WHEREAS, the following offices or positions of the City are created by statute or ordinance (Mobridge Ordinance 1-1-2); and
 WHEREAS, the compensation must be set for each employee (Mobridge Ordinance 1-1-1[25]);
 NOW THEREFORE, BE IT RESOLVED that the following compensation shall be set for December 31, 2012;

Name	Position	Hourly	Annually
Dietterle, Jamie	Mayor		\$6,600.00
Cemey, Amy	Councilperson		\$3,600.00
Cox, Gene	Councilperson		\$3,600.00
Henderson, Rose	Councilperson		\$3,600.00
Carlson, Randy	Councilperson		\$3,600.00
O'Connell, Thomas	Councilperson		\$3,600.00
Yellow Boy, Tony	Councilperson		\$3,600.00
Cain, Rick	City Attorney	\$90.00	
Overseth, Harley	Zoning Officer		\$7,500.00
Milliken, Brad	Fire Chief		\$4,500.00
Voller, Mitch	Assistant Fire Chief		\$600.00
Vacant	Fire Dept Sec-Treas		\$900.00
Gasser, Steve	City Administrator		\$50,265.00
Beck, Heather	Finance Officer	\$22.12	
Linderman, Jackie	Deputy Finance Officer	\$13.19	
Maher, Alice	Fill-in Finance Office	\$9.80	
Dame, Jason	Water Dept	\$14.56	
Milliken, Brad	Water & Waste Water Superintendent		\$ 48,626.00
Naasz, Boyd	Water Plant Manager	\$18.65	
Schell, Edward	Waste Water Plant Operator	\$14.04	
Schmaltz, Kurt	Water Plant Operator	\$14.56	
Voegele, Jason	Assistant Water Superintendent	\$18.27	
Bohle, Allen T.	Police Captain		\$45,168.00
Carlson, Memorie	Dispatcher	\$16.63	
Chappell, Linda	Dispatcher	\$15.27	
Fischer, Tammie Rae	Dispatcher	\$17.07	
Johnson, Brooks	Code Enforcement Officer	\$18.65	
Jungwirth, Justin	Police Chief		\$53,560.00
Larsen, Tony	Police Officer	\$18.70	
Lutz, Carrie	Dispatcher	\$15.51	
Maier, Laura	Dispatcher	\$16.18	
Majeske, Jordan	Police Officer	\$17.59	
Neumann, Candice	Dispatcher	\$14.52	
Norder, Ashton	Police Officer	\$13.54	
Schewe, Elijah	Police Officer	\$17.37	
Strickland, Thomas	Police Officer	\$17.37	
Van Hom, Randi	Dispatcher	\$15.95	
Godkin, Carol	24/7 Administrator	\$11.33	
Romans, Teresa	24/7 Administrator	\$11.33	
Madison, Shawn	Part-time Police Officer	\$18.11	
Ackerman, Amie	Street Maintenance	\$16.58	

Baumann, Dwight	Street Maintenance	\$16.92
Dockter, Andrew	Asst Street Superintendent	\$17.78
Enderson, Ryan	Auditorium Maintenance Supervisor	\$13.64
Enderson, Ryan	Street Maintenance	\$13.64
Lenling, Virgil	Airport Manager	\$14.85
Bieber, Karla	Library Director	\$13.76
Chandler, Linda	Assistant Librarian	\$11.91
Fuhrer, Mark	Library Custodian	\$9.88
Holzer, Virginia	Part-time Librarian	\$9.82
Gonzales, Kristina	Student Librarian	\$8.19
Rabenberg, Judy	Part-time Librarian	\$10.81
Shadduck, Julie	Part-time Librarian	\$10.15

Dated this 7th day of January 2013.

FUEL CARDS – Moved by O’Connell, second by Henderson and carried, to approve the Mayor and Attorney signing a gas card application for the water and sewer department.

CITY ATTORNEY AGREEMENT - Moved by Carlson, second by Cerney and carried, to approve the city attorney agreement with Cain Law Office for an hourly rate of \$90.00.

CEMETERY DEED - Moved by O’Connell, second by Henderson and carried, to approve the following cemetery deed transfer: Grave 5, Lot 24, Block Q, Greenwood Cemetery 1st Addition, from the City of Moberg to Kaye Weninger.

PAY REQUEST FOR AIRPORT TURNAROUND PROJECT - A final pay request in the amount of \$19,368.78 was submitted to the City from Webster Scale. Yellow Boy inquired whether the seeding had been finished. Gasser will make sure it was done. Moved by Yellow Boy, second by Carlson and carried, to approve the final pay request to Webster Scale, Inc. in the amount of \$19,368.78.

AIRPORT FUEL TRUCK BIDS - Moved by Yellow Boy, second by Henderson, and carried, to approve advertising for bids for an airport fuel truck.

TRAVEL - Moved by O’Connell, second by Cox and carried, to approve a water employee Pierre to on January 8-10th for training.

PAYMENT OF BILLS:

Moved by Carlson, second by Henderson and carried, to approve the following bills for payment:

A&B Business, supplies/computer/furniture-5,052.57;Aberdeen Finance Corp., garnishment-220.00 ;All Lines Leasing, floor scrubber lease-3,675.48 ;Allegiant Emergency Services, prof services-819.00 ;Ameripride, supplies-43.41 ;Beadle Sales, vehicle maintenance-257.83 ;Bestway Traffic, prof services-2,994.00 ;Border States, supplies-226.39 ;Bridge City Florist, supplies-75.00 ;Cain Law Office, attorney fees-3,015.24 ;Cain Trust Account, property-13,860.90 ;Cam Wal Electric, utilities-295.52 ;Cardmember Services, repairs/prof services-427.75 ;Center Point, books-43.74 ;Coca Cola Refreshments, pop-172.80 ;Country Junction, uniforms-238.00 ;Credit Collections Bureau, garnishment-201.34 ;Dacotah Insurance, insurance-4,441.00 ;Dakota Supply Group, supplies-606.33 ;Data Management Inc., computer software-2,910.79 ;Demco, furniture/supplies-754.68 ;Deputy Finance Officer, supplies/postage-85.67 ;Dish TV, utilities-384.00 ;Eggers Electric, repairs-1,550.00 ;Evergreen Supply, repairs-183.25 ;Fabra Tech, prof services-116.00 ;Family Dollar, supplies-8.25 ;Family Pharmacy, supplies-1,343.09 ;Free Dar Interprizes, snow removal-730.00 ;Frontier Precision Inc., supplies-833.00 ;Genes Auto, repair-381.45 ;Gienger's Sales, prof services-82.00 ;Great Western Bank, payroll taxes-19,244.34 ;Greggs Drilling & Excavating, prof services-3,600.00 ;GTC Auto Parts, supplies-217.36 ;Hach Company, supplies-2,964.95 ;Hawkins, chemical/supplies-4,279.68 ;Hettinger Mobr Candy, supplies-9.38 ;Homestead Building Supply, supplies-85.12 ;Imberi Computer, prof services-115.00 ;Ingram, books-99.17 ;Intoximeters, supplies-260.95 ;Jensen Rock & Sand, yard work-318.37 ;Kary Lumber, buildings/repairs-1,559.62 ;Lanis Machine, repairs-1,838.05 ;Library Director,

supplies-19.05 ;Lucky's Gas N More, gasoline/diesel/utilities-2,275.82 ;Lu's Cleaning, prof services-875.00 ;M&T Fire & Safety, equipment/supplies-4,969.18 ;Marco, supplies-120.00 ;MDU, utilities-10,894.13 ;Merkels, supplies-4.35 ;Mobridge Manufacturing, repairs-35.00 ;Mobridge Tribune, publishing-320.51 ;MVTL Laboratories, water samples-124.00 ;NAPA, supplies-208.00 ;NECOG, prof services-1,460.40 ;Oahe Vet, prof services-225.00 ;Office Depot, supplies-677.96 ;Payless, supplies-25.10 ;Pristine Water Solutions, chemical-750.00 ;Quenzer Electric, repairs-451.75 ;Running's, supplies/repairs-665.98 ;SD Airport Management Assoc., other services-25.00 ;SD Assoc of Code Enforcement, dues-40.00 ;SD Building Officials Assoc., dues-50.00 ;SD DENR, discharge permit-3,592.00 ;SD Dept of Revenue, water samples-529.00 ;SD Govt. Finance Officers Assoc., dues-40.00 ;SD Police Chief's Assoc, dues-99.85 ;SD Retirement, retirement-17,281.11 ;SD State Historical Society, dues-35.00 ;SDML Workers Comp Fund, work comp-19,431.00 ;SDML, dues-1,896.30 ;SDRS Supplemental Retirement Plan, retirement-44.00 ;SDWWA, dues-20.00 ;Slater Oil, LP gas/supplies-4,895.18 ;Steve Faehnrich, prof services-150.00 ;Total Administrative Services, flex-699.96 ;Tri State Water, supplies-37.05 ;TSP, Inc., prof services-16,011.23 ;UPS, postage-40.83 ;US Post Office, postage-679.72 ;Verizon Wireless, cell phone-152.52 ;Walworth County Landfill, prof services-16.56 ;Webster Scale, Inc., prof services-19,368.78 ;Wellmark Blue Cross Blue Shield, health ins-18,512.38 ;Western Communications, radio-113.20.

Salaries: Administration – 6483.66; City Administrator – 3753.92; Police Department – 43253.85; Fire Dept – 500.00; Street Dept – 8492.52; Airport – 2307.20; Library – 4799.60; Auditorium – 2129.94; Zoning – 575.00; 24/7 Sobriety – 308.00; Water Dept – 12968.48; and Sewer Dept – 4715.46.

There being no further business to come before the council, the meeting adjourned at 6:23 PM on a motion by Carlson, second by Yellow Boy and carried.



Heather Beck, Finance Officer



Jamie Dietterle, Mayor

Published once at the total approximate cost of \$

**MOBRIDGE CITY COUNCIL
REGULAR MEETING
January 21, 2013**

Pursuant to due call and notice thereof, a Regular Meeting of the Common Council of the City of Mobridge, South Dakota was held in City Hall in said City on Monday, January 21, 2013 at 5:30 PM. Mayor Jamie Dietterle, Finance Officer Heather Beck, City Administrator Steve Gasser and City Attorney Rick Cain and the following council persons were present: Cox, Cerney, Henderson, O'Connell, and Yellow Boy. Carlson was absent.

ADOPT AGENDA:

The agenda was adopted on a motion by Yellow Boy second by O'Connell and carried with the following addition: Kent Mauck and Tom Unterseher to Public Forum & Visitors.

MINUTES:

On a motion by Henderson, second by O'Connell and carried to approve the minutes from the January 7, 2013 regular meeting.

PUBLIC FORUM AND VISITORS:

Kent Mauck was present to request the council put an opt out for funding the pool to a vote of the people. Tom Unterseher was present to discuss the importance of the City building a pool.

DEPARTMENT HEAD REPORTS:

- Harley Overseth, Zoning Officer
BUILDING PERMITS – The following building permits were approved by the Zoning Officer & approved by Council on a motion by Henderson, second by Cerney and carried: Kathy Kraft, 205 20th St W, interior remodel.
- Police Department
 - **STOP SIGN** - The department requested changing to a stop sign to a yield sign. Moved by O'Connell, second by Yellow Boy and carried, to approve changing the stop sign at 4th Ave E and Main Street to a yield sign.

NEW BUSINESS:

RESOLUTION 13-02, WATER TOWER PROJECT – Moved by O'Connell, second by Cox and carried, to approve Resolution 13-02, resolution giving approval to certain water drinking facilities improvements. Moved by O'Connell, second by Cox and carried, to approve Resolution 13-02, resolution giving approval to certain water drinking facilities improvements.

RESOLUTION 13-02

RESOLUTION GIVING APPROVAL TO CERTAIN DRINKING WATER FACILITIES IMPROVEMENTS; GIVING APPROVAL TO THE ISSUANCE AND SALE OF A REVENUE BOND TO FINANCE, DIRECTLY OR INDIRECTLY, THE IMPROVEMENTS TO THE FACILITIES; APPROVING THE FORM OF THE LOAN AGREEMENT AND THE REVENUE BOND AND PLEDGING PROJECT REVENUES AND COLLATERAL TO SECURE THE PAYMENT OF THE REVENUE BOND; AND CREATING SPECIAL FUNDS AND ACCOUNTS FOR THE ADMINISTRATION OF FUNDS FOR OPERATION OF THE SYSTEM AND RETIREMENT OF THE REVENUE BOND AND PROVIDING FOR A SEGREGATED SPECIAL CHARGE OR SURCHARGE FOR THE PAYMENT OF THE BONDS.

WHEREAS, one of the purposes of SDCL Chapter 9-40 (the "Act") as found and determined by the Legislature is to provide for financing the acquisition, maintenance, operation, extension or improvement of any system or part of any system of waterworks for the purpose of providing water and water supply for domestic, municipal, together with extensions, additions, and necessary appurtenances; and,

WHEREAS, a municipality is authorized by Section 6 of the Act to issue revenue bonds to defray the cost of extensions, additions and improvements to any utility previously owned without pledging its credit and is authorized to pledge the net income or revenues from the improvements in accordance with Section 15 of the Act; and,

WHEREAS, the City of Mobridge (the "City") currently operates a water distribution system to supply municipal, industrial and domestic water to its inhabitants and has determined that improvements to the drinking water facilities are necessary for the conduct of its governmental programs and qualifies as an improvement, extension or addition to its drinking water system; and,

WHEREAS, the City has determined to issue its revenue bonds to finance the improvements to its system of waterworks for the purpose of providing water and water supply for domestic, municipal, and industrial purposes (the "System") and has applied to the South Dakota Conservancy District (the "District") for a Drinking Water State Revolving Fund Loan to finance the improvements;

WHEREAS, the City shall adopt special rates or surcharges for the improvements to be pledged, segregated and used for the payment of the Bonds.

NOW THEREFORE BE IT RESOLVED by the City as follows:

SECTION 1. Definitions. The terms when used in this Resolution shall have the following meanings set forth in this section unless the context clearly requires otherwise. All terms used in this Resolution which are not defined herein shall have the meanings assigned to them in the Loan Agreement unless the context clearly otherwise requires.

"Act" means South Dakota Codified Laws Chapter 9-40.

"Loan" means the Loan made by the South Dakota Conservancy District to the City pursuant to the terms of the Loan Agreement and as evidenced by the Revenue Bond.

"Project" means City of Mobridge Water Tower Replacement Project.

"Revenue Bond" means the revenue bond or bonds issued the date of the Loan Agreement by the City to the South Dakota Conservancy District to evidence the City's obligation to repay the principal of and pay interest and Administrative Expense Surcharge on the Loan.

"System" means the City's system of waterworks used for the purpose of providing water and water supply for domestic, municipal, and industrial purposes.

SECTION 2. Declaration of Necessity and Findings.

2.1. Declaration of Necessity. The City hereby declares and determines it is necessary to construct and finance improvements to its drinking water facilities within its System described as the Project.

2.2. Findings. The City does hereby find as follows:

2.2.1. The City hereby expressly finds that if the Project is not undertaken, the System will pose a health hazard to the City and its inhabitants, and will make the City unable to comply with state and federal law.

2.2.2. Because of the functional interdependence of the various portions of the System, the fact that the System may not lawfully operate unless it complies with State and federal laws, including SDCL Chapter 34A-3A, and the federal Safe Drinking Water Act, and the nature of the improvements financed, the City hereby finds and determines that the Project will substantially benefit the entire System and all of its users within the meaning of Sections 15 and 17 of the Act.

2.2.3. The City hereby determines and finds that for the purposes of the Act, including, in particular, Sections 15 and 17 of the Act, that only the net income from the Project financed by the Revenue Bond be pledged for its payment.

SECTION 3. Authorization of Loan, Pledge of Revenue and Security.

3.1. Authorization of Loan. The City hereby determines and declares it necessary to finance up to \$1,212,000 of the costs of the Project through the issuance of bonds payable from the revenue of the Project and other funds secured by the City. The City hereby determines that because the Revenue Bond is issued in connection with a financing agreement described in SDCL 46A-1-49, pursuant to Section 15 of the Act no election is required to issue the Revenue Bond.

3.2. Approval of Loan Agreement. The execution and delivery of the Revenue Obligation Loan Agreement (the "Loan Agreement"), the form of which is on file with the City Finance Officer (the "Finance Officer") and open to public inspection, between the City as Borrower and the District, is hereby in all respects authorized, approved and confirmed, and the Mayor and Finance Officer are hereby authorized and directed to execute and deliver the Loan Agreement in the form and content attached hereto, with such changes as the Attorney for the City deems appropriate and approves, for and on behalf of the City. The Mayor and Finance Officer are hereby further authorized and directed to implement and perform the covenants and obligations of the City set forth in or required by the Loan Agreement. The Loan Agreement herein referred to and made a part of this Resolution is on file in the office of the Finance Officer and is available for inspection by any interested party.

3.3. Approval of Revenue Bond. The issuance of a revenue bond in a principal amount not to exceed \$1,212,000 as determined according to the Loan Agreement in the form and content set forth in Appendix B attached to the form of Loan Agreement (the "Revenue Bond") shall be and the same is, in all respects, hereby authorized, approved, and confirmed and the Mayor, Finance Officer, and other appropriate officials shall be and are hereby authorized and directed to execute and seal the Revenue Bond and deliver the Revenue Bond to the District, for and on behalf of the City, upon receipt of the purchase price, and to use the proceeds thereof in the manner set forth in the Loan Agreement. The Mayor and Finance Officer are hereby authorized to approve the final terms of the Revenue Bond and their execution and delivery thereof shall evidence that approval. The Revenue Bond shall be issued under the authority of SDCL Chapter 9-40 and SDCL Chapter 6-8B, and the provisions of the Act are hereby expressly incorporated herein as provided in Section 19 of the Act.

3.4. Pledge of Revenues. The Revenue Bond together with the interest thereon, shall not constitute a charge against the City's general credit or taxing power, but shall be a limited obligation of the City payable solely out of the Project Debt Service Account, which payments, revenues and receipts are hereby and in the Loan Agreement pledged and assigned for the equal and ratable payments of the Revenue Bond and shall be used for no other purpose than to pay the principal of and interest on the Revenue Bond, except as may be otherwise expressly authorized in the Loan Agreement (including the purpose of securing Additional Bonds issued as permitted by the terms thereof). The City covenants and agrees to charge rates for all services from the Project or establish special charges or surcharges which will be sufficient to provide for the payments upon the Revenue Bond issued hereunder as and when the same become due, and as may be necessary to provide for the operation and maintenance and repairs of the Project, and depreciation, and the Rate Resolution shall be revised from time to time so as to produce these amounts. The City hereby reserves the right to determine on a periodic basis the appropriate allocation of operation and maintenance expenses, depreciation, repair and reserves associated with the facilities financed with the Revenue Bond, provided that such determination of allocable operation and maintenance expenses shall in no event abrogate, abridge or otherwise contravene the covenant of the City set forth in this Section 3 or any other covenant or agreement in the Loan Agreement.

SECTION 4. Special Charge or Surcharge for Revenue Bond. The City does hereby create the Revenue Bond Special-Surcharge District (the "District") which shall include all users which benefit from the Project. There shall be charged a special charge or surcharge pursuant to Section 15 of the Act for the services provided by Project financed by the Revenue Bond. The special charge or surcharge shall be segregated from other revenues of the System and shall be used for the payment of the Revenue Bond. The special charge or surcharge shall create net income, remaining from time to time after first paying all reasonable and current expenses of maintenance, repairs,

replacements and operation, sufficient to fund interest, reserve and debt service fund annual requirements and shall be 110% of the debt service requirements on the Revenue Bond.

4.1. Rates and collection. The rate herein specific will be collected as a special charge or surcharge for the Project. This special charge or surcharge shall remain in effect until such time as the Revenue Bond is defeased or paid in full.

4.2. Initial Surcharge. The initial special charge or surcharge shall be set by resolution and collected at the same time as other charges of the utility. All users within the District which benefit from the Project, current and future, shall be charged the special charge or surcharge. The special charge or surcharge is found to be equitable for the services provided by the Project. The special charge or surcharge shall begin at such time as will produce sufficient revenue to pay principal of and interest and Administrative Surcharge on the Revenue Bond when due.

4.3. Segregation. The Finance Officer shall set up bookkeeping accounts in accordance with South Dakota Legislative Audit guidelines for the segregation of the revenue and surcharge.

4.4. Periodic review. The amount of the surcharge shall be reviewed from time to time, not less than yearly, and shall be modified in order to produce such funds as are necessary and required to comply with the Loan Agreement's rate covenant and to pay principal of, interest and Administrative Surcharge on the Revenue Bond when due. The surcharge may be set by resolution in accordance with this Section. The rate resolution shall be necessary for the support of government and shall be effective upon passage.

SECTION 5. Additional Bonds. As permitted by Sections 8 and 9 of the Act, Additional Bonds payable from revenues and income of the System or Project may be issued, as permitted in the Loan Agreement, and no provision of this Resolution shall have the effect of restricting the issuance of, or impairing the lien of, such additional parity bonds with respect to the net revenues or income from the extensions, additions or improvements. The City shall have the right to issue additional bonds secured by a lien subordinate to the lien from the Revenue Bond pursuant to the Loan Agreement.

SECTION 6. Project Fund Accounts. For the purpose of application and proper allocation of the income of the Project and to secure the payment of principal, Administrative Surcharge and interest on the Revenue Bond, the following mandatory asset segregations shall be included in the water account of the City and shall be used solely for the following respective purposes until payment in full of the principal of and interest on the Revenue Bond:

6.1. Project Revenue Account. There shall be deposited periodically into the Project Revenue Account the net revenues as defined in Section 17 of the Act derived from the operation of the Project collected pursuant to the Resolutions and resolutions of the City of Mobridge, South Dakota (collectively the "Rate Resolution"). Moneys from the Project Revenue Account shall be transferred periodically into separate funds and accounts as provided below.

6.2. Project Debt Service Account. Out of the revenues in the Project Revenue Account, there shall be set aside no later than the 25th day of each month into the account designated Project Debt Service Account, a sum sufficient to provide for the payment as the same become due of the next maturing principal of, interest and Administrative Surcharge on the Revenue Bonds and any reserve determined by the City's governing body to be necessary. The amount set aside monthly shall be not less than one-third of the total principal, interest, and Administrative Surcharge payable on the following January 15, April 15, July 15, or October 15 and if there shall be any deficiency in the amount previously set aside, then the amount of such deficiency shall be added to the current requirement.

6.3. Depreciation Account. There shall be established a General Depreciation Account. Out of the revenues of the Project Revenue Account there shall be set aside each month into the General

Depreciation Account an amount determined by the Common Council to be a proper and adequate amount for repair and depreciation of the Project.

6.4. Project Surplus Account. There shall be established the Project Surplus Account. Revenues remaining in the Project Revenue Account at the end of any fiscal year after all periodic transfers have been made therefrom as above required, shall be deemed to be surplus and shall be transferred to the Project Surplus Account. If at any time there shall exist any default in making any periodic transfer to the Project Debt Service Account, the Common Council shall authorize the City Finance Officer to rectify such default so far as possible by the transfer of money from the Project Surplus Account. If any such default shall exist as to more than one account or fund at any time, then such transfer shall be made in the order such funds and accounts are listed above.

When not required to restore a current deficiency in the Project Debt Service Account, moneys in the Project Surplus Account from time to time may be used for any of the following purposes and not otherwise:

- (a) To redeem and prepay the Revenue Bond when and as such Revenue Bond becomes prepayable according to its terms;
- (b) To pay for repairs of or for the construction and installation of improvements or additions to the System; and, if the balances in the Project Debt Service Account and the Project Depreciation Account are sufficient to meet all payments required or reasonably anticipated to be made there from prior to the end of the then current fiscal year, then:
- (c) To be held as a reserve for redemption and prepayment of any bonds of the System which are not then but will later be prepayable according to their terms; or
- (d) To be used for any other authorized municipal purpose designated by the Common Council.

No moneys shall at any time be transferred from the Project Surplus Account or any other account of the Fund to any other fund of the City, nor shall such moneys at any time be loaned to other municipal funds or invested in warrants, special improvements bonds or other obligations payable from other funds, except as provided in this Section.

SECTION 7. Approval of Paying Agent/Registrar. The Revenue Bond shall be payable at the office of The First National Bank in Sioux Falls, Sioux Falls, South Dakota, hereby designated as paying agent and registrar.

SECTION 8. Approval of Bond Counsel. Meierhenry Sargent LLP is hereby retained as Bond Counsel with respect to the Revenue Bond.

SECTION 9. Tax Matters. The Interest on the Revenue Bond shall be excludable from gross income for federal income tax purposes under the Internal Revenue Code of 1986, as amended ("the Code") and applicable Treasury Regulations (the "Regulations").

SECTION 10. Covenants. The City hereby covenants and agrees with the District and other owners of the Revenue Bond as follows:

10.1. The City will punctually perform all duties with reference to the Project, the System and the Revenue Bond required by the constitution and laws of the State of South Dakota and by this Resolution.

10.2. The City agrees and covenants that it will promptly construct the improvements included in the Project.

10.3. The City covenants and agrees that pursuant to Sections 25 through 27 of the Act, the lawful holders of the Revenue Bond shall have a statutory mortgage lien upon the Project and the extensions, additions and improvements thereto acquired pursuant to the Act, until the payment in full of the principal and interest on the Revenue Bond, and the City agrees not to sell or otherwise dispose of the System, the Project, or any substantial part thereof, except as provided in the Loan Agreement and shall not establish, authorize or grant a franchise for the operation of any other utility supplying like products or services in competition therewith, or permit any person, firm or corporation to compete with it in the distribution of water for municipal, industrial, and domestic purposes within the City.

10.4. The City covenants and agrees with the District and other owners of the Revenue Bond that it will maintain the System in good condition and operate the same in an efficient manner and at a reasonable cost, so long as any portion of the Revenue Bond remains outstanding; that it will maintain insurance on the System for the benefit of the holders of the Revenue Bond in an amount which usually would be carried by private companies in a similar type of business; that it will prepare, keep and file records, statements and accounts as provided for in this Resolution and the Loan Agreement. The Revenue Bond shall refer expressly to this Resolution and the Act and shall state that it is subject to all provisions and limitations thereof pursuant to Section 19 of the Act.

SECTION 11. Depositories. The Finance Officer shall cause all moneys pertaining to the Funds and Accounts to be deposited as received with one or more banks which are duly qualified public depositories under the provisions of SDCL Ch. 4-6A, in a deposit account or accounts, which shall be maintained separate and apart from all other accounts of the City, so long as any of the Bonds and the interest thereon shall remain unpaid. Any of such moneys not necessary for immediate use may be deposited with such depository banks in savings or time deposits. No money shall at any time be withdrawn from such deposit accounts except for the purposes of the Funds and Accounts as authorized in this Resolution; except that moneys from time to time on hand in the Funds and Accounts may at any time, in the discretion of the City's governing body, be invested in securities permitted by the provisions of SDCL 4-5-6; provided, however, that the Depreciation Fund may be invested in such securities maturing not later than ten years from the date of the investment. Income received from the deposit or investment of moneys shall be credited to the Fund or Account from whose moneys the deposit was made or the investment was purchased, and handled and accounted for in the same manner as other moneys therein.

SECTION 12. Consent to Appointment. In the event of mismanagement of the Project, a default in the payment of the principal or interest of the Revenue Bond, or in any other condition thereof materially affecting the lawful holder of the Revenue Bond, or if the revenues of the Project are dissipated, wasted or diverted from their proper application as set forth in the Loan Agreement, Revenue Bond, or herein, the City hereby consents to the appointment of a receiver pursuant to Section 33 of the Act, and agrees that the receiver will have the powers set forth therein, and in Sections 34 and 35 of the Act to operate and administer the Project, and charge and collect rates as described therein.

SECTION 13. Severability. If any section, paragraph, clause or provision of this Resolution, the Loan Agreement, the Revenue Bond, or any other Loan Document shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Resolution or said Loan Agreement, Revenue Bond, or any other Loan Document.

SECTION 14. Repeal of Resolution. At such time as the Revenue Bond are defeased or paid in full, this Resolution and the special charge or surcharge shall automatically be repealed without any further action of the City.

SECTION 15. Authorization of City Officials. The Mayor, Finance Officer, City Attorney and City officials shall be and they are hereby authorized to execute and deliver for and on behalf of the City any and all other certificates, documents or other papers and to perform such other acts as they may deem necessary or appropriate in order to implement and carry out the actions authorized herein.

SECTION 16. Effective Date. This Resolution shall take effect on the 20th day following its publication, unless suspended by a referendum.

Adopted at the City of Mobridge, South Dakota, this 21st day of January 2013.

RESOLUTION 13-03, STORM SEWER PROJECT – Moved by Cerney, second by Henderson and carried, to approve Resolution 13-03, storm sewer project, a resolution giving approval to certain sewer facilities improvements.
RESOLUTION 13-03

RESOLUTION GIVING APPROVAL TO CERTAIN SEWER FACILITIES IMPROVEMENTS; GIVING APPROVAL TO THE ISSUANCE AND SALE OF A REVENUE BOND TO FINANCE, DIRECTLY OR INDIRECTLY, THE IMPROVEMENTS TO THE FACILITIES; APPROVING THE FORM OF THE LOAN AGREEMENT AND THE REVENUE BOND AND PLEDGING PROJECT REVENUES AND COLLATERAL TO SECURE THE PAYMENT OF THE REVENUE BOND; AND CREATING SPECIAL FUNDS AND ACCOUNTS FOR THE ADMINISTRATION OF FUNDS FOR OPERATION OF THE SYSTEM AND RETIREMENT OF THE REVENUE BOND AND PROVIDING FOR A SEGREGATED SPECIAL CHARGE OR SURCHARGE FOR THE PAYMENT OF THE BONDS.

WHEREAS, one of the purposes of SDCL Chapter 9-40 (the “Act”) as found and determined by the Legislature is to provide for financing the acquisition, maintenance, operation, extension or improvement of any system or part of any system for the collection, treatment and disposal of sewage and other domestic, commercial and industrial wastes; or any system for the control of floods and drainage; or any combination thereof, together with extensions, additions, and necessary appurtenances; and,

WHEREAS, a municipality is authorized by Section 6 of the Act to issue revenue bonds to defray the cost of extensions, additions and improvements to any utility previously owned without pledging its credit and is authorized to pledge the net income or revenues from the improvements in accordance with Section 15 of the Act; and,

WHEREAS, the City of Mobridge (the “City”) currently operates a storm drainage system for the control of floods and other storm water drainage and has determined that improvements to the storm drainage system are necessary for the conduct of its governmental programs and qualifies as an improvement, extension or addition to its storm drainage and has determined that improvements to the storm drainage system are necessary for the conduct of its governmental programs and qualifies as an improvement, extension or addition to its storm drainage system; and,

WHEREAS, the City has determined to issue its revenue bonds to finance the improvements to its storm drainage system for the purpose of storm water management (the “System”) and has applied to the South Dakota Conservancy District (the “District”) for a Clean Water State Revolving Fund Loan to finance the improvements;

WHEREAS, the City shall adopt special rates or surcharges for the improvements to be pledged, segregated and used for the payment of the Bonds.

NOW THEREFORE BE IT RESOLVED by the City as follows:

SECTION 17. Definitions. The terms when used in this Resolution shall have the following meanings set forth in this section unless the context clearly requires otherwise. All terms used in this Resolution which are not defined herein shall have the meanings assigned to them in the Loan Agreement unless the context clearly otherwise requires.

“Act” means South Dakota Codified Laws Chapter 9-40.

“Loan” means the Loan made by the South Dakota Conservancy District to the City pursuant to the terms of the Loan Agreement and as evidenced by the Revenue Bond.

“Project” means the City of Mobridge Storm Sewer Project.

“Revenue Bond” means the revenue bond or bonds issued the date of the Loan Agreement by the City to the South Dakota Conservancy District to evidence the City’s obligation to repay the principal of and pay interest and Administrative Expense Surcharge on the Loan.

“System” means the City’s system of collection and management of storm water drainage.

SECTION 18. Declaration of Necessity and Findings.

18.1.1. Declaration of Necessity. The City hereby determines and declares it is necessary to construct and finance improvements to its System described as the Project.

18.2. Findings. The City does hereby find as follows:

18.2.1. The City hereby expressly finds that if the Project is not undertaken, the System will pose a health hazard to the City and its inhabitants, and will make the City unable to comply with state and federal law.

18.2.2. Because of the functional interdependence of the various portions of the System, the fact that the System may not lawfully operate unless it complies with State and federal laws, including SDCL Chapter 34A-2, and the federal Clean Water Act, and the nature of the improvements financed, the City hereby finds and determines that the Project will substantially benefit the entire System and all of its users within the meaning of Sections 15 and 17 of the Act.

18.2.3. The City hereby determines and finds that for the purposes of the Act, including, in particular, Sections 15 and 17 of the Act, only the net income from the Project financed by the Revenue Bond be pledged for its payment.

SECTION 19. Authorization of Loan, Pledge of Revenue and Security.

19.1. Authorization of Loan. The City hereby determines and declares it necessary to finance up to \$764,000 of the costs of the Project through the issuance of bonds payable from the revenue of the Project and other funds secured by the City. The City hereby determines that because the Revenue Bond is issued in connection with a financing agreement described in SDCL 46A-1-49, pursuant to Section 15 of the Act no election is required to issue the Revenue Bond.

19.2. Approval of Loan Agreement. The execution and delivery of the Revenue Obligation Loan Agreement (the “Loan Agreement”), the form of which is on file with the City Finance Officer (the “Finance Officer”) and open to public inspection, between the City as Borrower and the District, is hereby in all respects authorized, approved and confirmed, and the Mayor and Finance Officer are hereby authorized and directed to execute and deliver the Loan Agreement in the form and content attached hereto, with such changes as the Attorney for the City deems appropriate and approves, for and on behalf of the City. The Mayor and Finance Officer are hereby further authorized and directed to implement and perform the covenants and obligations of the City set forth in or required by the Loan Agreement. The Loan Agreement herein referred to and made a part of this Resolution is on file in the office of the Finance Officer and is available for inspection by any interested party.

19.3. Approval of Revenue Bond. The issuance of a revenue bond in a principal amount not to exceed \$764,000 as determined according to the Loan Agreement in the form and content set forth in Appendix B attached to the form of Loan Agreement (the “Revenue Bond”) shall be and the same is, in all respects, hereby authorized, approved, and confirmed and the Mayor, Finance Officer, and other appropriate officials shall be and are hereby authorized and directed to execute and seal the Revenue Bond and deliver the Revenue Bond to the District, for and on behalf of the City, upon receipt of the purchase price, and to use the proceeds thereof in the manner set forth in the Loan Agreement. The Mayor and Finance Officer are hereby authorized to approve the final terms of the Revenue Bond and their execution

and delivery thereof shall evidence that approval. The Revenue Bond shall be issued under the authority of SDCL Chapter 9-40 and SDCL Chapter 6-8B, and the provisions of the Act are hereby expressly incorporated herein as provided in Section 19 of the Act.

19.4. Pledge of Revenues. The Revenue Bond together with the interest thereon, shall not constitute a charge against the City's general credit or taxing power, but shall be a limited obligation of the City payable solely out of the Project Debt Service Account, which payments, revenues and receipts are hereby and in the Loan Agreement pledged and assigned for the equal and ratable payments of the Revenue Bond and shall be used for no other purpose than to pay the principal of, interest and Administrative Surcharge on the Revenue Bond, except as may be otherwise expressly authorized in the Loan Agreement (including the purpose of securing Additional Bonds issued as permitted by the terms thereof). The City covenants and agrees to charge rates for all services from the Project or establish special charges or surcharges which will be sufficient to provide for the payments upon the Revenue Bond issued hereunder as and when the same become due, and as may be necessary to provide for the operation and maintenance and repairs of the Project, and depreciation, and the Rate Resolution shall be revised from time to time so as to produce these amounts. The City hereby reserves the right to determine on a periodic basis the appropriate allocation of operation and maintenance expenses, depreciation, repair and reserves associated with the facilities financed with the Revenue Bond, provided that such determination of allocable operation and maintenance expenses shall in no event abrogate, abridge or otherwise contravene the covenant of the City set forth in this Section 3 or any other covenant or agreement in the Loan Agreement.

SECTION 20. Special Charge or Surcharge for Revenue Bond.

20.1. The City does hereby create the Revenue Bond Special-Surcharge District (the "District") which shall include all users which benefit from the Project. There shall be charged a special charge or surcharge pursuant to Section 15 of the Act for the services provided by Project financed by the Revenue Bond. The special charge or surcharge shall be segregated from other revenues of the System and shall be used for the payment of the Revenue Bond. The special charge or surcharge shall create net income, remaining from time to time after first paying all reasonable and current expenses of maintenance, repairs, replacements and operation, sufficient to fund interest, reserve and debt service fund annual requirements and shall be 110% of the debt service requirements on the Revenue Bond.

20.2. Rates and collection. The rate herein specific will be collected as a special charge or surcharge for the Project. This special charge or surcharge shall remain in effect until such time as the Revenue Bond is defeased or paid in full.

20.3. Initial Surcharge. The initial special charge or surcharge shall be set by resolution and collected at the same time as other charges of the utility. All users within the District which benefit from the Project, current and future, shall be charged the special charge or surcharge. The special charge or surcharge is found to be equitable for the services provided by the Project. The special charge or surcharge shall begin at such time as will produce sufficient revenue to pay principal of, interest and Administrative Surcharge on the Revenue Bond when due.

20.4. Segregation. The Finance Officer shall set up bookkeeping accounts in accordance with South Dakota Legislative Audit guidelines for the segregation of the revenue, special charges and surcharges.

20.5. Periodic review. The amount of the surcharge shall be reviewed from time to time, not less than yearly, and shall be modified in order to produce such funds as are necessary and required to comply with the Loan Agreement's rate covenant and to pay principal of, interest and Administrative Surcharge on the Revenue Bond when due. The surcharge may be set by resolution in accordance with this Section. The rate resolution shall be necessary for the support of government and shall be effective upon passage.

SECTION 21. Additional Bonds. As permitted by Sections 8 and 9 of the Act, Additional Bonds payable from revenues and income of the System or Project may be issued, as permitted in the Loan Agreement, and no provision of this Resolution shall have the effect of restricting the issuance of, or impairing the lien of, such additional parity bonds with respect to the net revenues or income from the extensions, additions or improvements. The City shall have the right to issue additional bonds secured by a lien subordinate to the lien from the Revenue Bond pursuant to the Loan Agreement.

SECTION 22. Project Fund Accounts. For the purpose of application and proper allocation of the income of the Project and to secure the payment of principal, Administrative Surcharge and interest on the Revenue Bond, the following mandatory asset segregations shall be included in the sewer system account of the City and shall be used solely for the following respective purposes until payment in full of the principal of and interest on the Revenue Bond:

22.1. Project Revenue Account. There shall be deposited periodically into the Project Revenue Account the net revenues as defined in Section 17 of the Act derived from the operation of the Project collected pursuant to the Resolutions and resolutions of the City of Mobridge, South Dakota (collectively the "Rate Resolution"). Moneys from the Project Revenue Account shall be transferred periodically into separate funds and accounts as provided below.

22.2. Project Debt Service Account. Out of the revenues in the Project Revenue Account, there shall be set aside no later than the 25th day of each month into the account designated Project Debt Service Account, a sum sufficient to provide for the payment as the same become due of the next maturing principal of, interest and Administrative Surcharge on the Revenue Bonds and any reserve determined by the City's governing body to be necessary. The amount set aside monthly shall be not less than one-third of the total principal, interest, and Administrative Surcharge payable on the following January 15, April 15, July 15, or October 15 and if there shall be any deficiency in the amount previously set aside, then the amount of such deficiency shall be added to the current requirement.

22.3. Depreciation Account. There shall be established a General Depreciation Account. Out of the revenues of the Project Revenue Account there shall be set aside each month into the General Depreciation Account an amount determined by the Common Council to be a proper and adequate amount for repair and depreciation of the Project.

22.4. Project Surplus Account. There shall be established the Project Surplus Account. Revenues remaining in the Project Revenue Account at the end of any fiscal year after all periodic transfers have been made therefrom as above required, shall be deemed to be surplus and shall be transferred to the Project Surplus Account. If at any time there shall exist any default in making any periodic transfer to the Project Debt Service Account, the Common Council shall authorize the City Finance Officer to rectify such default so far as possible by the transfer of money from the Project Surplus Account. If any such default shall exist as to more than one account or fund at any time, then such transfer shall be made in the order such funds and accounts are listed above.

When not required to restore a current deficiency in the Project Debt Service Account, moneys in the Project Surplus Account from time to time may be used for any of the following purposes and not otherwise:

- (a) To redeem and prepay the Revenue Bond when and as such Revenue Bond becomes prepayable according to its terms;
- (b) To pay for repairs of or for the construction and installation of improvements or additions to the System; and, if the balances in the Project Debt Service Account and the Project Depreciation Account are sufficient to meet all payments required or reasonably anticipated to be made there from prior to the end of the then current fiscal year, then:

(c) To be held as a reserve for redemption and prepayment of any bonds of the System which are not then but will later be repayable according to their terms; or

(d) To be used for any other authorized municipal purpose designated by the Common Council.

(e) No moneys shall at any time be transferred from the Project Surplus Account or any other account of the Fund to any other fund of the City, nor shall such moneys at any time be loaned to other municipal funds or invested in warrants, special improvements bonds or other obligations payable from other funds, except as provided in this Section.

SECTION 23. Approval of Paying Agent/Registrar. The Revenue Bond shall be payable at the office of The First National Bank in Sioux Falls, Sioux Falls, South Dakota, hereby designated as paying agent and registrar.

SECTION 24. Approval of Bond Counsel. Meierhenry Sargent LLP is hereby retained as Bond Counsel with respect to the Revenue Bond.

SECTION 25. Tax Matters. The Interest on the Revenue Bond shall be excludable from gross income for federal income tax purposes under the Internal Revenue Code of 1986, as amended ("the Code") and applicable Treasury Regulations (the "Regulations").

SECTION 26. Covenants. The City hereby covenants and agrees with the District and other owners of the Revenue Bond as follows:

26.1. The City will punctually perform all duties with reference to the Project, the System and the Revenue Bond required by the constitution and laws of the State of South Dakota and by this Resolution.

26.2. The City agrees and covenants that it will promptly construct the improvements included in the Project.

26.3. The City covenants and agrees that pursuant to Sections 25 through 27 of the Act, the lawful holders of the Revenue Bond shall have a statutory mortgage lien upon the Project and the extensions, additions and improvements thereto acquired pursuant to the Act, until the payment in full of the principal and interest on the Revenue Bond, and the City agrees not to sell or otherwise dispose of the System, the Project, or any substantial part thereof, except as provided in the Loan Agreement and shall not establish, authorize or grant a franchise for the operation of any other utility supplying like products or services in competition therewith, or permit any person, firm or corporation to compete with it in the distribution of water for municipal, industrial, and domestic purposes within the City.

26.4. The City covenants and agrees with the District and other owners of the Revenue Bond that it will maintain the System in good condition and operate the same in an efficient manner and at a reasonable cost, so long as any portion of the Revenue Bond remains outstanding; that it will maintain insurance on the System for the benefit of the holders of the Revenue Bond in an amount which usually would be carried by private companies in a similar type of business; that it will prepare, keep and file records, statements and accounts as provided for in this Resolution and the Loan Agreement. The Revenue Bond shall refer expressly to this Resolution and the Act and shall state that it is subject to all provisions and limitations thereof pursuant to Section 19 of the Act.

SECTION 27. Depositories. The Finance Officer shall cause all moneys pertaining to the Funds and Accounts to be deposited as received with one or more banks which are duly qualified public depositories under the provisions of SDCL Ch. 4-6A, in a deposit account or accounts, which shall be maintained separate and apart from all other accounts of the City, so long as any of the Bonds and the interest thereon shall remain unpaid. Any of such moneys not necessary for immediate use may be deposited with such depository banks in savings or time deposits. No

money shall at any time be withdrawn from such deposit accounts except for the purposes of the Funds and Accounts as authorized in this Resolution; except that moneys from time to time on hand in the Funds and Accounts may at any time, in the discretion of the City's governing body, be invested in securities permitted by the provisions of SDCL 4-5-6; provided, however, that the Depreciation Fund may be invested in such securities maturing not later than ten years from the date of the investment. Income received from the deposit or investment of moneys shall be credited to the Fund or Account from whose moneys the deposit was made or the investment was purchased, and handled and accounted for in the same manner as other moneys therein.

SECTION 28. Consent to Appointment. In the event of mismanagement of the Project, a default in the payment of the principal or interest of the Revenue Bond, or in any other condition thereof materially affecting the lawful holder of the Revenue Bond, or if the revenues of the Project are dissipated, wasted or diverted from their proper application as set forth in the Loan Agreement, Revenue Bond, or herein, the City hereby consents to the appointment of a receiver pursuant to Section 33 of the Act, and agrees that the receiver will have the powers set forth therein, and in Sections 34 and 35 of the Act to operate and administer the Project, and charge and collect rates as described therein.

SECTION 29. Severability. If any section, paragraph, clause or provision of this Resolution, the Loan Agreement, the Revenue Bond, or any other Loan Document shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Resolution or said Loan Agreement, Revenue Bond, or any other Loan Document.

SECTION 30. Repeal of Resolution. At such time as the Revenue Bond are defeased or paid in full, this Resolution and the special charge or surcharge shall automatically be repealed without any further action of the City.

SECTION 31. Authorization of City Officials. The Mayor, Finance Officer, City Attorney and City officials shall be and they are hereby authorized to execute and deliver for and on behalf of the City any and all other certificates, documents or other papers and to perform such other acts as they may deem necessary or appropriate in order to implement and carry out the actions authorized herein.

SECTION 32. Effective Date. This Resolution shall take effect on the 20th day following its publication, unless suspended by a referendum.

Adopted at the City of Mobridge, South Dakota, this 21st day of January 2013.

ORDINANCE NO. 918, TATTOO LICENSE FEES - Moved by Yellow Boy, second by O'Connell, and carried, to approve the 1st reading of Ordinance No. 918, tattoo license fees with the following change: increase the fees from \$150 to \$160 for administration costs.

2012 AUDIT - Moved by Yellow Boy, second by Cerney, and carried, to approve the audit proposal of \$14,500 from Kohlman, Bierschbach and Anderson, LLP.

STEP INCREASES - Moved by Henderson, second by Cox and carried, to approve the following step increases: Linda Chappell increase her hourly wage from \$15.27 to \$15.50 effective January 14, 2013 and Karla Bieber increase her hourly wage from \$13.69 to \$14.09 effective January 28, 2013

WAGE CORRECTION - Moved by O'Connell, second by Yellow Boy and carried, to approve correcting Jason Voegle's 2013 hourly wage from \$18.27 to \$18.50 due to a miscalculation.

DISCUSSION AND INFORMATION ITEMS:

OCCUPANCY TAX - The council held a discussion on the possibility of enacting an occupancy tax on motel rooms to help fund the new swimming pool. A meeting will be held with the hotel owners for further discussion.

FINANCIAL REPORT - Beck presented a financial report to the Council.

PAYMENT OF BILLS:

Moved by Cox, second by Henderson and carried, to approve the following bills for payment:

Aberdeen Finance Corp, garnishment-220.00 ;Aberdeen Flying Services, fuel for resale-13,554.00 ;Aflac, insurance-731.07 ;AWWA, dues-295.00 ;Best Business Products, copier lease-175.00 ;Brad Milliken, supplies-11.50 ;Bridge City Small Engine, repairs-100.36 ;Business Forms & Acct, supplies-762.85 ;Cardmember Services, supplies-9.95 ;Chamber of Commerce, prof services-10,247.63 ;Charles Dutt Electric, repairs-586.90 ;Credit Collections Bureau, garnishment-201.34 ;Dacotah Insurance, insurance-44,519.00 ;Dakota Supply Group, yard work/supplies-3,523.57 ;Evergreen Supply, repairs-64.03 ;Fabra Tech, prof services-31.90 ;Ferguson Waterworks, repairs-37.81 ;First National Bank, loan payment-3,275.48 ;Fleet Services, gasoline-1,369.90 ;Gas N Goodies, other-16.62 ;Great Western Bank, payroll taxes-11,393.42 ;Heartland Waste, solid waste collection-16,096.50 ;Helms & Associates, prof services-32,622.22 ;Jason Voegelé, conference-248.48 ;Klein Museum, other services-6,000.00 ;Marco, Inc., supplies-120.00 ;MDU, utilities-6,057.17 ;Moberge Economic Development, other services-4,062.50 ;Motion Industries, repair-8.61 ;NECOG, prof services-4,000.00 ;SD Attorney General, pbt fees-346.00 ;SD One Call, prof services-9.45 ;SD State Treasurer, sales tax-1,299.14 ;SD Unemployment, unemployment ins-87.97 ;SDRS Supplement Retirement Plan, retirement-44.00 ;Slater Oil, diesel/gasoline/fuel for resale/propane-5,516.39 ;Total Administrative Services, flex-699.96 ;TSP, Inc., prof services-4,686.39 ;USDA-Rural Development, loan payment-2,925.00 ;USDA-Rural Development, loan payment-2,373.00 ;Wellmark Blue Cross Blue Shield, health ins-18,524.98 ;West River Telecommunications, phone-1,449.85 ;Western Rancher, clothing-139.90.
Salaries: Administration – 2128.37; City Administrator – 1933.27; Police Department – 24937.97; Street Dept – 4906.54; Airport – 1208.46; Library – 2454.82; Auditorium – 1439.02; 24/7 Sobriety – 249.26; Water Dept – 6678.44; and Sewer Dept – 2448.64.

There being no further business to come before the council, the meeting adjourned at 6:09 PM on a motion by O'Connell, second by Yellow Boy and carried.


Heather Beck, Finance Officer


Jamie Dietterle, Mayor

Published once at the total approximate cost of \$

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**MOBRIDGE CITY COUNCIL
REGULAR MEETING
February 4, 2013**

Pursuant to due call and notice thereof, a Regular Meeting of the Common Council of the City of Mobridge, South Dakota was held in City Hall in said City on Monday, February 4, 2013 at 5:30 PM. Mayor Jamie Dietterle, Finance Officer Heather Beck, City Administrator Steve Gasser and City Attorney Rick Cain and the following council persons were present: Cox, Cerney, Henderson, O'Connell, Yellow Boy and Carlson.

ADOPT AGENDA:

The agenda was adopted on a motion by Cerney second by Yellow Boy and carried with the following additions: clarifying spending priorities for the library addition and the pool committee.

MINUTES:

On a motion by O'Connell, second by Yellow Boy and carried to approve the minutes from the January 21, 2013 regular meeting. Carlson abstained.

DEPARTMENT HEAD REPORTS:

- Justin Jungwirth, Police Chief – Chief Jungwirth gave a department report.
- Fire Department
 - **SEC/TREAS** – Moved by O'Connell, second by Henderson and carried, to approve appointing James Bieber as the fire department's secretary/treasurer for 2013. Yellow Boy abstained.

OLD BUSINESS:

ORDINANCE NO. 918 – Moved by Yellow Boy, second by Carlson and carried to approve the 2nd reading of Ordinance No. 918, tattoo license fees.

ORDINANCE NO. 918

AN ORDINANCE OF THE CITY OF MOBRIDGE, SOUTH
DAKOTA AMENDING THE REVISED
ORDINANCES OF THE CITY,
AMENDING 6-12-3
PERTAINING TO TATTOO LICENSE FEES

BE IT ORDAINED by the City of Mobridge, South Dakota:

That Section 6-12-3 of Chapter 6 of Title of the Revised Ordinances of the City of Mobridge, South Dakota, and the same is hereby amended as follows:

6-12-3: APPLICATION FOR LICENSE

Each application for a license shall be upon a form provided by the City and shall be submitted to the City along with a check in the amount of \$160.00 for application fee and shall contain the following information:

1. A definition of service to be provided.
2. The location and mailing address of the proposed establishment.
3. The name and residence address of the applicant. If the applicant is a corporation, the name and address of the registered agent and of the officers. If the applicant is a partnership the names and residence addresses of each of the partners, including limited partners, and the address of the partnership itself, if different from the address of the tattoo establishment.

4. The last two previous addresses (if any) during the part three years immediately prior to the present address of the applicant.
5. Written proof that the applicant is over the age of 18 years.
6. Individual or partnership applicant's height, weight, color of eyes and hair and sex.
7. Copy of identification such as driver's license and social security card.
8. The history of the applicant in the operation of a tattoo establishment or similar business or occupation, including, but not limited to, whether or not such person has previously had a similar license revoked or suspended and the reason therefore.
9. The name, address, and certification of schooling or apprenticeship of each tattoo or body piercing Artist who is or will be employed in the establishment.
10. Each tattoo or body piercing artist must show proof of current Hepatitis and Tetanus vaccinations, and a clean TB test.
11. Any other information or identification necessary to substantiate these provisions.

NEW BUSINESS:

RESOLUTION 13-04, SETTING WATER FEES – Moved by Yellow Boy, second by O'Connell and carried, to approve Resolution 13-04, setting water fees.

RESOLUTION 13-04

SETTING FEES FOR WATER RATES

WHEREAS, the City of Mobridge desires to set by resolution the fees to be charged for water availability and usage, both within the City Limits and Outside the City Limits.

NOW THEREFORE, be it **RESOLVED**,

Except as otherwise provided under ordinance 11-2-6, fees to be charged for water availability and usage are as follows:

Effective with the July 1, 2013 water billing - Basic Fees for Water Availability:

A basic fee of \$23.70 per month shall be charged per meter located within the City Limits.

A basic fee of \$39.20 per month shall be charged per meter located outside the City Limits.

Surcharge Fees:

Out of the basic fees set forth above, there shall be removed and placed in a separate segregated account the monthly sum of \$3.05 for each meter charged which amount shall be deemed a surcharge for the sole purposes of repayment of the Clean Water State Revolving Fund Loan C462016-06 all as set forth in the Resolution NO. 13-02. The \$3.05 surcharge shall remain and continue to be placed in the separate segregated account until the Revenue Bonds for the Water Towner project are fully paid.

Monthly Usage Fees Effective after the June 30, 2013 water billing:

In addition to the basic monthly fee stated above, there shall be charged the user, a monthly fee based upon \$2.00 per thousand (1,000) gallons of water used per billing month.

Bulk Water Rates:

Bulk water rates shall be charged \$3.00 per thousand (1,000) gallons of water.

Miscellaneous:

Any property or entity which has more than one meter servicing the same property or entity and one of the meters provides water for only the purposes of watering the yard, then that property or entity shall be charged only one basic monthly fee, provided however if the water billing for the yard is paid by a separate entity, then that entity shall be charged the basic monthly fee.

Any entity which has more than one meter servicing the same property due to expansion or remodeling shall be charged only one basic monthly fee.

Effective Date:

The various rates established by this resolution shall become effective for all water billings from and after the effective dates stated above.

ORDINANCE NO. 919, PERTAINING TO SEWER SERVICE CHARGES – Moved by Carson, second by Cerney and carried, to approve the 1st reading of Ordinance No. 919, pertaining to sewer service charges.

RESOLUTION 13-05, OPT OUT FOR SWIMMING POOL – The pool committee presented an unfiled petition to the City Council requesting they pass an opt out to provide funding to build a swimming pool. Moved by O'Connell, second by Henderson and carried, to approve Resolution 13-05, opt out for building a swimming pool.

RESOLUTION FOR OPT OUT NO. 13-05

WHEREAS, the City Council of the City of Mobridge, South Dakota believes it is in the best interest of the citizens of the City to build a new swimming pool.

Whereas, the City of Mobridge would need to raise an estimated additional \$2,500,000.00 to construct the swimming pool.

Whereas, the City Council believes the appropriate means to raise the additional funds would be to opt out of the real property tax limits to raise up to an additional \$200,000.00 per year for 20 years to pay for the financing of the new swimming pool

NOW THEREFORE, be it RESOLVED,

THE GOVERNING BOARD OF MOBRIDGE, SOUTH DAKOTA does state that the above said board is unable to operate under the tax limitation measure currently in statute. We therefore OPT OUT of such tax limitation in the amount of \$200,000.00 starting with calendar year 2013 taxes payable in the calendar year 2014. This opt out will be for 20 years, which will be thru taxes payable in the calendar year 2034. This action has been taken by the board and approved by at least a two-thirds vote of the board.

This decision may be referred to a vote of the people upon a petition signed by at least five percent of the registered voters in the district and filed with the governing body within twenty days of the first publication of this decision.

Unless this action is referred to a vote of the people and reversed by such vote, this resolution authorizes the county auditor to spread an excess levy to raise tax dollars in the above stated amount.

RESOLUTION 13-06, A VOTE OF THE PEOPLE – The City Council felt that the residents of Mobridge should vote on the opt out funding for a swimming pool. Moved by O’Connell, second by Yellow Boy and carried, to approve Resolution 13-06, bringing Resolution 13-05 to a vote of the people.

RESOLUTION NO. 13-06

WHEREAS, the City Council of the City of Mobridge, South Dakota has passed Resolution No. 13-05 to opt out for \$200,000 per year for 20 years to raise funds to pay for a new Swimming Pool.

Whereas, the City Council of the City of Mobridge, South Dakota believes it to be in the best interests of the citizens of the City of Mobridge to have an election to submit the opt out resolution to the voters of the City of Mobridge to determine if the opt out should become effective.

NOW THEREFORE, be it **RESOLVED**,

That Resolution 13-05 shall be submitted to the voters of the City of Mobridge for the voters' approval or rejection pursuant to law, which election shall be held on the 9th day of April, 2013.

ORDINANCE NO. 920, REVISION OF ZONING ORDINANCE 18.06 – Moved by Cerney, second by O’Connell and carried, to approve the 1st reading of Ordinance No. 920, a revision of zoning ordinance 18.06 within regards to parking standards.

ORDINANCE NO. 921, REVISION OF ZONING ORDINANCE 12.02 – Moved by O’Connell, second by Cerney and carried, to approve the 1st reading of Ordinance No. 921, a revision of zoning ordinance 12.02 within regards to the addition of self storage facility.

ORDINANCE NO. 922, REVISION OF ZONING ORDINANCE 4.01 – Moved by Yellow Boy, second by Carlson and carried, to approve the 1st reading of Ordinance No. 922, a revision of zoning ordinance 4.01 within regards to the addition of self storage facility.

LIBRARY CONSTRUCTION PAYMENT - Moved by Cox, second by Henderson and carried, to approve Pay Request No. 7 and 8 in the amount of \$189,149.89 to Lieberman Construction for the library addition. Discussion on the need to approve priority spending. It will be on the next meeting’s agenda.

DONATION: The library board has \$33,160.15 in savings from an account that was set up when the fund raising 1st started for the addition. They will donate those funds to the city to finish the project. Moved by Carlson, second by Cerney and carried, to approve accepting the donation from the library board.

SURPLUS PROPERTY – Moved by O’Connell, second by Yellow Boy and carried, to declare the garage and fence located at 223 2nd Street East surplus property. Moved by O’Connell, second by Cox and carried, to get an appraisal of the surplus property.

AIRPORT FUEL TRUCK BID – One bid was received to purchase an airport fuel truck from a company in the amount of \$44,000. \$40,000 total is budgeted for the purchase. Moved by Carlson, second by Henderson and carried, to approve tabling the airport fuel truck bid until more research can be done.

MEETING DATE CHANGE – Moved by Carlson, second by Henderson and carried, to approve changing the 2nd meeting in February to February 19, 2013 at 5:30 PM due to the President’s Day holiday.

DISCUSSION AND INFORMATION ITEMS:

PROPERTIES TAKEN BY THE COUNTY – Cox asked the council if they were interested in meeting with the county regarding these properties. He will attend the commission meeting.

PAYMENT OF BILLS:

Moved by Cox, second by Henderson and carried, to approve the following bills for payment:

A&B Business, furniture-659.65; Aflac, insurance-487.38 ;Alco Stores, supplies-62.73 ;Ameripride, supplies-43.41 ;Argus Leader, other services-310.52 ;B&W Air Cond. & Heating, repairs-333.58 ;Beadle Sales, vehicle maintenance-2,298.37 ;Beadles Chevy, vehicle maintenance-58.28 ;Bridge City Softball Assoc., budgeted allocation-5,973.47 ;Cain Law Office, attorney fees-1,076.10 ;Carlson Services, prof services-185.00 ;Center Point Large Print, books-43.74 ;Credit Collections Bureau, garnishment-201.34 ;Free Dar Interprizes, snow removal-835.00 ;Gienger Sales, supplies-64.00 ;Great Western Bank, payroll taxes-10,703.44 ;Hawkins, chemical/snow removal-4,120.00 ;Heartland Waste, solid waste collection-16,117.50 ;Homestead Building Supplies, supplies-1,093.61 ;Imberi Computer, computers-50.00 ;Ingram, books-499.51 ;Janelle Davidson, other services-64.55 ;Larry Lock & Key, repair-42.50 ;Library Director, supplies-12.04 ;Lieberman Construction, prof services-189,149.89 ;McFarland, supplies-739.33 ;MDU, utilities-1,904.09 ;Merkels Foods, supplies-81.64 ;Michael Todd & Co., supplies-2,583.66 ;Office Depot, supplies-218.55 ;Overdrive, books-1,500.00 ;Piatt Construction, building repairs-2,086.92 ;Running's, supplies-1,658.45 ;SD Dept of Health, prof services-75.00 ;SD Dept of Revenue, water samples-363.00 ;SD Retirement, retirement-11,965.72 ;SDRS Supplemental Retirement Plan, retirement-44.00 ;Sirchie, supplies-47.13 ;Taser International, equipment-4,445.65 ;Tim Frizzell, refund-66.00 ;Total Administrative Services, flex-699.96 ;Upbeat Site Furnishings, furniture-1,108.64 ;Upstart, supplies-158.51 ;US Post Office, postage-487.54 ;Verizon Wireless, cell phone-130.40.
Salaries: Administration – 4478.38; City Administrator – 1933.27; Police Department – 21604.61; Fire Dept – 425.00; Street Dept – 4193.76; Airport – 1188.00; Library – 2515.62; Auditorium – 1572.01; Zoning – 625.00; 24/7 Sobriety – 169.95; Water Dept – 6734.38; and Sewer Dept – 2543.41.

There being no further business to come before the council, the meeting adjourned at 6:05 PM on a motion by Henderson, second by O'Connell and carried.



Heather Beck, Finance Officer



Jamie Dietterle, Mayor

Published once at the total approximate cost of \$

1.

**MOBRIDGE CITY COUNCIL
REGULAR MEETING
February 19, 2013**

Pursuant to due call and notice thereof, a Regular Meeting of the Common Council of the City of Mobridge, South Dakota was held in City Hall in said City on Tuesday, February 19, 2013 at 5:30 PM. Mayor Jamie Dietterle, Finance Officer Heather Beck, and City Attorney Rick Cain and the following council persons were present: Cox, Cerney, Henderson, O'Connell, Yellow Boy and Carlson (by phone).

ADOPT AGENDA:

The agenda was adopted on a motion by Yellow Boy second by Cox and carried with the following additions: Valorie Ford to give an update on fundraising efforts for the new swimming pool.

MINUTES:

On a motion by Henderson, second by O'Connell and carried to approve the minutes from the February 4, 2013 regular meeting.

PUBLIC FORUM AND VISITORS:

Valorie Ford was present to update the council on the pool committee's fundraising efforts.

DEPARTMENT HEAD REPORTS:

➤ Justin Jungwirth, Police Chief

DISPATCHER - Chief Jungwirth reported that the E911 board will be adding to the City's yearly fees in order to hire another dispatcher to adhere to the State's requirements of two dispatchers on duty at all times. Moved by O'Connell, second by Yellow Boy and carried, to approve advertising for a dispatcher.

STEP INCREASE - Moved by Cox, second by Henderson and carried, to approve a step increase for Memorie Carlson increasing her wage from \$16.63 to \$16.85 per hour effective February 11, 2013.

➤ Wastewater Department

- **NEW HIRE** - Moved by O'Connell, second by Cox and carried, to approve hiring Jeff Torevell as full time Wastewater Operator with an hourly wage of \$13.48 with full benefits effective February 18, 2013.

OLD BUSINESS:

ORDINANCE NO. 920, REVISION OF ZONING ORDINANCE 18.06 - Moved by O'Connell, second by Henderson and carried, to approve the 2nd reading of Ordinance No. 920, a revision of zoning ordinance 18.06 within regards to parking standards with amendments.

ORDINANCE NO. 920

**AN ORDINANCE ENTITLED: AN ORDINANCE IN
REVISION OF SECTION 18.06
OF THE ZONING ORDINANCES OF THE CITY
OF MOBRIDGE, SOUTH DAKOTA**

BE IT ORDAINED by the City of Mobridge, South Dakota:

That Section 18.06 Off-street Parking of the THE ZONING ORDINANCES OF THE CITY OF MOBRIDGE shall be amended to read as follows:

18.06 Off-street Parking and Loading Standards.

1. Purpose. The purpose of this Section is to provide, through special regulations for adequate off-street parking and loading facilities, as necessary for efficient and convenient community activity and for the prevention of traffic congestion.

2. Off-Street Parking Spaces Required.

A. In all districts, in connection with any use, there shall be provided, at the time any building or structure is erected or enlarged or increased in capacity, off-street parking spaces in accordance with the schedule set forth in Section 18.06.2.B. It shall be the intent that the following required parking spaces be used in connection with the building for which they are required and at no time will existing provided parking spaces be reduced in number.

B. Schedule of Parking Spaces Required.

TYPE OF USE	NUMBER OF PARKING SPACES
(1) Uses not Listed	Requirements for most nearly similar use specifically listed, as determined by the Board of Zoning Adjustment.
(2) RESIDENTIAL	
Dwelling, all types	2 spaces for each dwelling unit
Rooming Houses	1 for every 2 sleeping rooms or 1 for every 2 paying and Elderly Housing occupants, whichever is greater.
(3) PUBLIC INSTITUTION – ALL AMUSEMENT AND ASSEMBLY	
Administrative Offices of Government, Dance Halls, Lodge Halls, Exhibition Halls, Skating Rinks, Swimming Pools and Places of Assembly without Fixed Seats	1 for each 200 sq. ft. of floor area
(4) SERVICES	
Medical and Dental Offices and Clinics, Laundry and Dry Cleaning Pick-up, Bars, Taverns, and Night Clubs	1 for each 100 sq. ft. of floor area
Hospitals	1 for each employee plus 1 for each bed.
Barber Shops and Beauty Parlors	2 per operator
Hotels, Motels and Tourist Homes	1 for each living or sleeping unit
Business and Professional Offices	1 for each 200 sq. ft. of floor area
Restaurants, of the following Types:	
Indoor Service Only	1 for each 100 sq. ft. of floor area

Including Curb Service	1 for each 100 sq. ft. of floor area in addition to curb service stalls provided
Providing Primarily Carryout Service	1 for each 30 sq. ft. of floor area
5. RETAIL SALES	
Retail Stores and Shops	1 space for each 600 sq. ft. of floor area
6. GENERAL COMMERCIAL AND INDUSTRIAL	
Commercial Service	1 for each 600 sq. ft. of floor area or 1 for each 2 employees on maximum shift, whichever is greater
Manufacturing Plants	1 for each 1200 sq. ft. of floor area or 1 for each 2 employees on maximum shift, whichever is greater
Wholesale Establishments and Warehouses	1 for each 300 sq. ft. of floor area or 1 for each 2 employees on maximum shift, whichever is greater

C. Application of Schedule.

(1) **Floor Area Defined.** For purpose of applying the requirements of divisions (3) through (6) of Section 18.06.2.B, "Floor Area" shall mean the gross floor area used or intended to be used by tenants, or for services to the public or customers, patrons, clients or patients, including areas occupied by fixtures and equipment used for display or sales of merchandise. It shall not include areas used principally for non-public purposes, such as storage, incidental repair, processing or packaging of merchandise, for show windows, for offices incidental to the management or maintenance of stores or buildings, for toilet or rest rooms, for utilities or for dressing rooms, fitting or alteration rooms and hallways.

(2) Required off-street parking facilities shall be located on the same lot as the structure or served, except that a parking facility providing the sum of parking spaces required for several uses may be provided contiguous to and in common with the several structures and uses served.

3. Off-street Loading Space Required

A. **Requirements.** In any district there shall be provided and maintained off-street loading space in connection with every building or part thereof hereafter erected which is to be occupied by any commercial or industrial use. For any such use off-street loading space shall be provided as specified in Section 18.06.3.3.

B. **Schedule of Loading Spaces Required.**

Size of Building in Gross Square Feet	Number of Loading Spaces
Less than 5,000	None
5,000 to 19,999	One
20,000 to 39,999	Two
40,000 to 64,999	Three
65,000 to 100,000	Four
Each additional 100,000 square feet or	One Additional or fraction thereof

C. Application of Schedule.

Joint Loading Space. Owners or occupants of several establishments of buildings not separated by a street may jointly provide the required off street loading space, provided (1) that no loading dock shall be more than two hundred (200') feet distance from the service door of the building it is intended to serve and (2) that the gross area of all the establishments or buildings to be served by such joint loading facility shall be used to determine the required number of loading spaces.

D. Development Standards for Off-Street Loading Space.

(1) Each loading space shall not be less than (10') feet in width, fifty (50') feet in length and fourteen (14') feet in vertical clearance, provided that, if it is shown that the building or establishment in question is not and will not be served by trucking vehicles more than thirty-five (35') feet in length, the Board of Zoning Adjustment may grant an exception reducing the required length of loading space to a length no less than the maximum length of such servicing vehicles but in no case to be less than twenty-five (25') feet.

(2) No loading space shall be located closer than twenty-five (25') feet to any lot in any Residential District unless wholly within a completely enclosed building or unless separated from such Residential District lot by a wall, solid fence or hedge not less than six (6') feet in height.

(3) Access to Loading Areas. Every loading area shall have vehicular access to and from a public street or alley.

ORDINANCE NO. 921, REVISION OF ZONING ORDINANCE 12.02 – Moved by Yellow Boy, second by O'Connell and carried, to approve the 2nd reading of Ordinance No. 921, a revision of zoning ordinance 12.02 within regards to the addition of self storage facility.

ORDINANCE NO. 921

**AN ORDINANCE ENTITLED: AN ORDINANCE IN
REVISION OF SECTION 12.02 SECTION 1
OF THE ZONING ORDINANCES OF THE CITY
OF MOBRIDGE, SOUTH DAKOTA**

BE IT ORDAINED by the City of Mobridge, South Dakota:

That the following Principal use shall be added to Section 12.02 Section 1 GENERAL COMMERCIAL DISTRICT of THE ZONING ORDINANCES OF THE CITY OF MOBRIDGE:

W. Self-Storage facility

ORDINANCE NO. 922, REVISION OF ZONING ORDINANCE 4.01 – Moved by O'Connell, second by Henderson and carried, to approve the 2nd reading of Ordinance No. 922, a revision of zoning ordinance 4.01 within regards to the addition of self storage facility.

ORDINANCE NO. 922

**AN ORDINANCE ENTITLED: AN ORDINANCE IN
REVISION OF SECTION 4.01
OF THE ZONING ORDINANCES OF THE CITY
OF MOBRIDGE, SOUTH DAKOTA**

BE IT ORDAINED by the City of Mobridge, South Dakota:

That the following definition of "SELF-STORAGE FACILITY shall be added to Section 4.01 of THE ZONING ORDINANCES OF THE CITY OF MOBRIDGE:

Self-Storage Facility. A structure containing three or more units which are available for lease or rent by persons other than residents of the premises for the storage of goods not related to the sale or manufacture of goods on the same lot.

ORDINANCE NO. 919, PERTAINING TO SEWER SERVICE CHARGES – Moved by O'Connell, second by Cox and carried, to approve the 2nd reading of Ordinance No. 919, pertaining to sewer service charges.

ORDINANCE NO. 919

AN ORDINANCE OF THE CITY OF MOBRIDGE, SOUTH
DAKOTA AMENDING THE REVISED
ORDINANCES OF THE CITY,
AMENDING 11-4-4
PERTAINING TO SEWER SERVICE CHARGES

BE IT ORDAINED by the City of Mobridge, South Dakota:

That Section 11-4-4 of Chapter 6 of Title of the Revised Ordinances of the City of Mobridge, South Dakota, and the same is hereby amended as follows:

11-4-4 Service Charges

A. Monthly sewer rental charges shall be determined by Resolution of the Council of the City of Mobridge.

PRIORITY SPENDING FOR LIBRARY PROJECT – The Dept. of Legislative Audit recommended that the Council approve the order of spending for the library project. Moved by Cerney, second by Henderson and carried, to approve the following priority spending for the library project: 1) CDBG 2) Foundation Donation 3) Library Savings 4) Library Fine and Shelf Pay 5) City General Fund.

NEW BUSINESS:

ORDINANCE NO. 923, REVISION OF ZONING ORDINANCE 13.02 – Moved by Yellow Boy, second by O'Connell and carried, to approve the 1st reading of Ordinance No. 923, a revision of zoning ordinance 13.02 within regards to an addition to principal use in commercial district.

DEADWOOD GRANT - Moved by Cox, second by O'Connell and carried, to approve the Mayor signing an application to the Deadwood Historic Preservation Commission for \$3,000 to be used for mural assessment and documentation.

RESOLUTION 13-07, SEWER RATES – Moved by O'Connell, second by Cox and carried, to approve Resolution 13-07, sewer rates.

RESOLUTION NO. 13-07

SETTING FEES FOR SANITARY SEWER RATES

WHEREAS, the City of Mobridge desires to set by resolution the fees to be charged for sanitary sewer usage, both within the City Limits and Outside the City Limits.

NOW THEREFORE, be it RESOLVED,

Effective with the April 1, 2013 utility billing, the fees to be charged for sanitary sewer usage shall be as follows:

(1) Residence, apartments and mobile homes:

\$17.00, per month for each residential and/or apartment and/or mobile home connection; accumulative according to the number of residences, apartment users and mobile home users connected to one sewer outlet.

(2) Commercial connections:

Each separate commercial sewer connection shall pay a minimum service rental of \$17.00, per month, and where more than one commercial business shall be connected to one sewer outlet each business shall pay a minimum sewer rental of \$17.00, per month. The minimum sewer rental shall be for 10,000 gallons of water per month used by said business purposes, where a business uses more than 10,000 gallons of water per month for business purposes an additional monthly rental shall be paid each month, the amount thereof determined on a graduated scale as follows:

Gallons of Water Used	Amount
0 to 10,000 (minimum)	\$17.00
20,000 to 39,999	\$ 5.00
40,000 to 79,999	\$ 5.00
80,000 to 119,999	\$ 5.00
120,000 to 200,000	\$ 5.00

(3) Hotels and/or Motels with Combined Apartments and Sleeping Rooms and/or Business Connections:

a. All hotels and motels having combined apartment and hotel or motel rooms and/or separate businesses connected to the sewer system with one sewer outlet shall pay sewer rental at the case minimum commercial Rate of \$17.00, per month for the first 2,000 gallons of water used; and \$17.00, per month for each additional apartment or business connected thereto; and shall be given credit of 3,500 gallons of water per month for each apartment user, and 10,000 gallons per month for each commercial user; and the overage, if any, shall be paid at the graduated scale Rate set forth under paragraph (2) above.

b. An account for services will be kept for each user and a separate account for separate premises. Each owner will be liable for service to the users of his premises. Bills for service shall be rendered monthly for residential and commercial users and will be due within 15 days of date of billing. The charge for sanitary sewer service may be included on the water bill, but if so, shall be separately stated thereon. The City Finance Officer will keep account and render the bills; he or she will receive payments of bills and give receipts therefore.

c. All sewer service charges when collected and all monies received from the date of any sewage collection facilities or equipment shall be placed in a separate fund and shall be used first to pay the normal, reasonable and current costs of operation and maintaining the facilities, and the balance shall be used as the Common Council may direct and as provided by law, subject to the Surcharge Fees set forth below.

d. All sewer service charges shall be charged against the owner, lessee and occupant of the premises, and if such charges shall not be paid when due, the City shall have the right to disconnect water or sewer service to the premises and to collect the delinquent charges by civil action in any court.

BE IT FURTHER RESOLVED,

Surcharge Fees:

Out of the fees set forth above, there shall be removed and placed in a separate segregated account the monthly sum of \$2.80 for each sewer connection which amount shall be deemed a surcharge for the sole purposes of repayment of the Clean Water State Revolving Fund loan C461016-04 all as set forth in the Resolution NO. 13-03. The \$2.80 surcharge shall remain and continue to be placed in the separate segregated account until the Revenue Bonds for the Clean Water State Revolving Fund loan C461016-04 are fully paid.

Until such time as the above fees become effective, the sewer rental availability and usage charges shall remain the same as they were on January 1, 2013.

BROWN BAG PERMIT HEARING – Moved by Yellow Boy, second by Cerney and carried, to approve advertising for a hearing for a brown bag permit application.

DISCUSSION AND INFORMATION ITEMS:

AIRPORT FUEL TRUCK – The Council held a discussion on purchasing an airport fuel truck. Moved by Yellow Boy, second by O’Connell and carried, to approve travel for Lenling and Kent Slater to go to Ohio to look at the truck at an approximate cost of \$1000-1200.

COUNTY TAX PROPERTIES – Cox gave an update on the discussion with the county regarding properties that they take for unpaid taxes.

TOWNHALL MEETING – Mayor Dieterle reminded the Council that there will be a town hall meeting Wednesday, February 20, 2013 at 10:30 AM at the Moose Lodge with Senator John Thune.

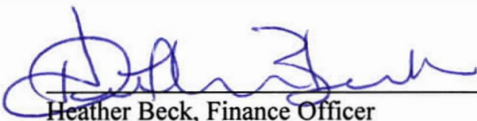
PAYMENT OF BILLS:

Moved by Cox, second by Cerney and carried, to approve the following bills for payment:

Beadles Chevy, vehicle maintenance-37.99 ;Best Business Products, copier lease-175.00 ;Cam Wal Electric, street lights/utilities-311.85 ;Carlson Services, repairs-150.00 ;Chamber of Commerce, prof services-8,653.08 ;Charles Dutt Electric, repairs-205.73 ;Credit Collections Bureau, garnishment-201.34 ;Custom Micro Interactive, software-2,520.00 ;Deputy Finance Officer, supplies-69.54 ;Family Dollar, supplies-46.80 ;Fed Ex, prof services-11.47 ;Ferguson Waterworks, supplies-364.68 ;Fleet Services, gasoline-1,277.93 ;Gas N Goodies, gasoline/diesel-287.63 ;Giengers Sales, supplies-208.00 ;Graybar, repairs-383.67 ;Great Western Bank, payroll taxes-9,845.74 ;GTC Auto Parts, repairs/supplies-429.99 ;Hach Company, chemical/supplies-272.10 ;Helms & Assoc., prof services-27,500.00 ;Insite Instrumentation Group, repairs-1,158.00 ;Jensen Rock & Sand, prof services-83.00 ;Lind's Hardware, supplies-2,116.29 ;Lu's Cleaning, prof services-827.50 ;MDU, utilities-15,548.85 ;Moberidge Tribune, publishing-542.52 ;Napa, repairs/supplies-75.16 ;Oahe Vet, prof services-180.00 ;Office Depot, supplies-212.59 ;Payless Foods, supplies-111.92 ;Plunketts Pest Control, prof services-53.04 ;Premier Equipment, supplies-16.70 ;SD DENR, membership dues-12.00 ;SD State Treasurer, sales tax-1,303.25 ;SDRS Supplement Retirement Plan, retirement-44.00 ;Slater Oil, diesel/gasoline/LP gas-7,395.79 ;TASC, prof services-187.00 ;Total Administrative Services, flex-699.96 ;TSP, Inc., prof services-6,481.16 ;USDA-Rural Development, loan payment-2,925.00 ;USDA-Rural Development, loan payment-2,373.00 ;Walworth County Reg of Deeds, prof services-75.00 ;West Plains Engineering, street lights-300.00 ;West River Telecommunications, phone-1,468.12 ;Western Communications, radios-233.65.

Salaries: Administration – 2128.37; City Administrator – 1933.27; Police Department – 21392.02; Street Dept – 4350.25; Airport – 1188.00; Library – 2698.84; Auditorium – 1152.58; 24/7 Sobriety – 226.60; Water Dept – 6599.50; and Sewer Dept – 2406.52.

There being no further business to come before the council, the meeting adjourned at 6:07 PM on a motion by Cerney, second by Cox and carried.


Heather Beck, Finance Officer


Jamie Dienerle, Mayor

Published once at the total approximate cost of \$

**MOBRIDGE CITY COUNCIL
REGULAR MEETING
March 4, 2013**

Pursuant to due call and notice thereof, a Regular Meeting of the Common Council of the City of Mobridge, South Dakota was held in City Hall in said City on Monday, March 4, 2013 at 5:30 PM. Council President Gene Cox, Finance Officer Heather Beck, and City Attorney Rick Cain and the following council persons were present: Cerney, Henderson, O'Connell, Yellow Boy and Carlson.

ADOPT AGENDA:

The agenda was adopted on a motion by Yellow Boy second by Cerney and carried with the following additions: Cain added appointing a pool committee.

MINUTES:

On a motion by Cerney, second by Carlson and carried to approve the minutes from the February 19, 2013 regular meeting.

DEPARTMENT HEAD REPORTS:

Harley Overseth, Zoning Officer

BUILDING PERMITS – The following building permits were approved by the Zoning Officer & approved by Council on a motion by O'Connell, second by Henderson and carried: Matt Keller, 702 6th Ave W, add 24x32 living space above garage, put on new siding and shingles; and John Salzsiedler, 1013 N Main, open up walls and remodel kitchen.

OLD BUSINESS:

ORDINANCE NO. 923, REVISION OF ZONING ORDINANCE 13.02 – Moved by O'Connell, second by Yellow Boy and carried, to approve the 2nd reading of Ordinance No. 923, a revision of zoning ordinance 13.02, adding self storage facility.

ORDINANCE NO. 923

**AN ORDINANCE ENTITLED: AN ORDINANCE IN
REVISION OF SECTION 13.02 SECTION 1
OF THE ZONING ORDINANCES OF THE CITY
OF MOBRIDGE, SOUTH DAKOTA**

BE IT ORDAINED by the City of Mobridge, South Dakota:

That the following Principal use shall be added to Section 13.02 Section 1 HIGHWAY COMMERCIAL DISTRICT of THE ZONING ORDINANCES OF THE CITY OF MOBRIDGE:

M. Self-Storage facility

EASEMENT WITH BNSF – Moved by Cerney, second by O'Connell and carried, to approve the Mayor signing easement with Burlington Northern Santa Fee railroad in regards to the crossing on Main Street.

NEW BUSINESS:

APPRAISEL FOR PROPERTY– Moved by O'Connell, second by Carlson and carried, to approve the appraisal of the garage located behind city hall to be valued at \$750 and the fence at the same location to be valued at \$50.

ADVERTISING FOR STORM SEWER PROJECT – Moved by O'Connell, second by Carlson and carried, to approve advertising for the 2nd Avenue West Storm Sewer Project.

STEP INCREASES – Moved by Cerney, second by Henderson and carried, to approve the following step increases: Judy Rabenberg \$10.81 per hour to \$11.13 per hour effective February 25, 2013; Laura Maier \$16.18 per

hour to \$16.39 per hour effective March 11, 2013; and Tony Larson \$18.95 per hour to \$19.16 per hour effective March 11, 2013.

POOL FUNDRAISING COMMITTEE MEMBERS – Moved O’Connell, second by Henderson and carried, to approve appointing the following members to the pool fundraising committee: Mary Fried, Val Ford, Heather Stoick, Heather Overland, Jackie Keller, Rose Henderson, Tom O’Connell and Amy Cerney.

DISCUSSION AND INFORMATION ITEMS:

COUNTY TAX PROPERTIES – Walworth County State’s Attorney Jamie Hare was present to discuss with the council options on these properties that the County takes for unpaid property taxes. The City nor the County want to see these properties be sold and then revert back to problem properties. A list of appointed members of a committee will be presented for approval at the next council meeting to work with the county to come up with solutions to this problem.

DISTRICT 7 MEETING – The Council was given information regarding the District 7 meeting which will be held in Akaska on April 2, 2013.

FINANCIAL REPORT – Beck presented the Council a financial report.

2012 ANNUAL REPORT – Beck also presented the Council the 2012 annual report required by SDCL 9-22-21.

TRAVEL: Moved by Yellow Boy, second by O’Connell and carried, to approve Virgil Lenling to Chamberlin on March 27 & 28 2013 for the Airport Conference.

PAYMENT OF BILLS:

Moved by Carlson, second by O’Connell and carried, to approve the following bills for payment:

A&B Business, supplies-44.36;Aberdeen Finance Corp., garnishment-220.00 ;Aberdeen News, supplies-188.00 ;Ameripride, supplies-43.41 ;Arnie Ackerman, supplies-80.00 ;Avera Queen of Peace, prof services-74.90 ;BNSF Railway Co., other services-16,000.00 ;Border States, supplies/repairs-329.88 ;Bro-dart, supplies-422.51 ;Cain Law Office, attorney fees-444.00 ;Cardmember Services, supplies/other services-1,409.64 ;CDW Government, computer-291.28 ;Center Point Large Print, books-43.74 ;Credit Collections Bureau, garnishment-201.34 ;Dakota Pump & Control, repairs-3,803.58 ;Dakota Supply Group, water meters-370.29 ;Dennis Kornder, prof services-250.00 ;Family Dollar, supplies-10.15 ;Ferguson Waterworks, repairs-104.37 ;Filler’s Bakery, supplies-129.00 ;Free Dar Interprizes, snow removal-270.00 ;Goldsmith Heck, prof services-15,800.00 ;Great Western Bank, payroll taxes-11,072.26 ;Gregg’s Drilling, repairs-928.57 ;Hawkins, chemical-1,153.25 ;Heartland Waste, solid waste collection-16,138.50 ;Ingram, books-209.36 ;Joel Schweitzer, computer repair-450.00 ;Larry Lock & Key, prof services-85.00 ;Law Enforcement Systems, prof services-73.00 ;Library Director, supplies-26.00 ;Lucky’s, LP gas-1,806.96 ;Marco, supplies-120.00 ;MDU, utilities-5,867.40 ;Merkels, supplies-18.37 ;Mobridge Candy, supplies-483.70 ;Mobridge Rotary Club, dues-140.00 ;Neve’s, uniforms-96.95 ;Payless Foods, supplies-358.59 ;Perma Bound, books-14.26 ;Pete Lien & Sons, chemical-3,371.04 ;SD Assoc of Water Systems, travel-80.00 ;SD Dept of Revenue, water samples-392.00 ;SD Dept of Transportation, travel-60.00 ;SD One Call, prof services-2.10 ;SD Retirement, retirement-11,404.57 ;SDRS Supplemental Retirement Plan, retirement-44.00 ;Showcases, supplies-143.64 ;Slater Oil, propane-2,486.61 ;Total Administrative Services, flex-699.96 ;UPS, postage-23.70 ;US Post Office, postage-556.46 ;US Postal Service, postage-76.66 ;Verizon Wireless, cell phone-200.38 ;Wellmark Blue Cross Blue Shield, heath ins.-20,557.54 ;Western Communications, radio-67.64.

Salaries: Administration – 4283.27; City Administrator – 1933.27; Police Department – 22,141.22; Fire Dept – 575.00; Street Dept – 4197.27; Airport – 1188.00; Library – 2459.39; Auditorium – 1837.99; Zoning – 625.00; 24/7 Sobriety – 277.59; Water Dept – 6672.30; and Sewer Dept – 2519.41.

There being no further business to come before the council, the meeting adjourned at 6:00 PM on a motion by Carlson, second by O’Connell and carried.


Heather Beck, Finance Officer


Gene Cox, Council President

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**MOBRIDGE CITY COUNCIL
REGULAR MEETING
March 18, 2013**

Pursuant to due call and notice thereof, a Regular Meeting of the Common Council of the City of Mobridge, South Dakota was held in City Hall in said City on Monday, March 18, 2013 at 5:30 PM. Mayor Jamie Dietterle, Finance Officer Heather Beck, City Administrator Steve Gasser and the following council persons were present: Cox, Cerney, Henderson, O'Connell and Yellow Boy. Carlson was absent.

ADOPT AGENDA:

The agenda was adopted on a motion by Yellow Boy second by O'Connell and carried.

MINUTES:

On a motion by Cerney, second by Cox and carried to approve the minutes from the March 4, 2013 regular meeting.

PUBLIC FORUM AND VISITORS:

Jason Frazier was present to speak to the council regarding a pool fundraising event he would like to hold. He will be sponsoring a dance at Wrigley Square on July 3, 2013. The Council welcomed the event. The temporary malt beverage license will be applied for at a later time.

Lyle Walth discussed sanitary sewer problems that were installed in 1997 on lots he developed outside of city limits. He stated that the manhole was dug too shallow for the systems to run correctly. He requested some type of compensation from the City because he received the permit from the City Superintendent at that time. The City will check into any obligations.

DEPARTMENT HEAD REPORTS:

Harley Overseth, Zoning Officer

BUILDING PERMITS – The following building permits were approved by the Zoning Officer & approved by Council on a motion by O'Connell, second by Henderson and carried: Peggy Ritter, 310 10th Ave E, residing garage; Stacey Blankartz, 1005 3rd Ave W, extending deck; Kyle Jensen, 321 2nd Ave W, wood fence; Mobridge Economic Development, 205 2nd St E, add handicap ramp to entrance; and Brett Kuehl, 913 8th Ave W, egress window.

Brad Milliken, Water/WW Superintendent

SURPLUS GARAGE – Milliken reported that he has a use for the garage that was declared surplus and would like to use it for his department

COMPUTER SOFTWARE – Milliken discussed with the Council the need to purchase a software package for the Water Plant at a cost of \$11,000. He will wait until closer to the end of the year to see how the budget looks.

NEW BUSINESS:

BROWN BAG PERMIT– A public hearing was held for a brown bag permit. Hearing no one for or against, moved by Cerney, second by Henderson and carried, to approve a brown bag permit to Danny Merkel and Haden Bowie on August 31, 2013 at Scherr Howe Event Center.

ADVERTISING FOR PROPANE - Moved by O'Connell, second by Cerney, and carried, to approve advertising for propane for a period of one year.

SCHERR HOWE BLEACHERS – Moved by Cerney, second by O'Connell and carried, to approve the bid for the sale of the stage bleachers to the Edge Event Center in the amount of \$3,290; pending that they've already been declared surplus. *Note: The bleachers were declared surplus at the April 5, 2010 Council Meeting.* Moved by Cerney, second by O'Connell and carried, to approve purchasing portable bleachers at a cost of \$3,290; the funds to purchase coming from the sale of the old bleachers.

COMMITTEE FOR TAX PROPERTIES – Moved Cerney, second by Cox and carried, to approve appointing the following to the committee for tax properties: Randy Carlson, Harley Overseth, Christine Goldsmith and Gene Cox as representatives for the City; and Hare, Martin and Godkin to represent the county.

ORDINANCE NO. 924, ENFORCEMENT OF NUISANCE ORDINANCES WITHIN ONE MILE OF CITY LIMITS – Moved by O'Connell, second by Yellow Boy and carried, to approve the 1st reading of Ordinance No. 924, adopting ordinance 5-5-17 pertaining to enforcement of nuisance ordinances within the city and within one mile of the city limits.

STATE MAINTENANCE AGREEMENT 3RD AVE W – Discussion on the signal at 3rd Avenue West. The State intends to take out the signal unless the City wants to keep it. The cost to the City to keep the signal is \$47,852.00. Moved by O'Connell, second by Cerney and carried, to allow the State to remove the signal.

SOIL BORING BID FOR AIRPORT – Moved by Cerney, second by Henderson and carried, to approve the soil boring bid for the airport hanger project from Core Engineering & Consulting LLC at a revised cost of \$1,842.00.

ADVERTISING FOR STREET MATERIALS - Moved by Cerney, second by Yellow Boy and carried, to approve advertising for bids for street materials for 2013.

BOARD OF EQUALIZATION - Mayor Dietterle appointed Gene Cox to the Board of Equalization. Moved by Yellow Boy, second by Henderson and carried, to approve the appointment of Gene Cox to the Board of Equalization.

DISCUSSION AND INFORMATION ITEMS:

FINANCIAL REPORT – Beck presented the Council a financial report.

TRAVEL: Moved by Yellow Boy, second by Cerney and carried, to approve Al Bohle to Aberdeen on March 28th for a highway safety meeting.

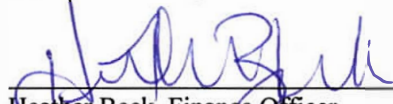
PAYMENT OF BILLS:

Moved by Cerney, second by Henderson and carried, to approve the following bills for payment:

A&B Business, supplies-13.62;Aberdeen Finance Corp., garnishment-220.00 ;Aflac, insurance -807.38 ;Alco, supplies-26.97 ;Alco, supplies-43.95 ;Applied Concepts, Inc., equipment-6,937.50 ;Best Business Products, copier lease-175.00 ;Bestway Traffic, repairs-25.00 ;Border States, repairs-276.13 ;C N A Surety, insurance-1,132.00 ;Cam Wal Electric, utilities-294.90 ;Carlson Services, repairs-150.00 ;Central Diesel, vehicle maintenance-687.56 ;Chamber of Commerce, prof services-7,657.26 ;Credit Collections Bureau, garnishment-201.34 ;Data Management, Inc., computer-225.00 ;Deputy Finance Officer, supplies-44.73 ;Environmental Resource Assoc., chemicals-319.07 ;Environmental Toxicity Control, chemicals-324.44 ;Evergreen Supply, supplies-152.59 ;Ferguson Waterworks, supplies-343.54 ;Fleet Services, gasoline-1,170.93 ;Free-Dar Interprizes, snow removal-690.00 ;Gas N Goodies, supplies-80.03 ;Giengers Sales, supplies-181.00 ;Grand Central, vehicle maintenance-34.50 ;Great Western Bank, payroll taxes-10,850.80 ;GTC Auto Parts, supplies-244.02 ;Helms & Assoc., prof services-13,750.00 ;Imberis Computer Sales & Service, computer-225.00 ;Intoximeters, supplies-140.00 ;Jeff Torevell, travel-238.05 ;Jeff Wolff, snow removal-79.49 ;Lind's Hardware, supplies-406.58 ;Lu's Cleaning, prof services-700.00 ;Marks Cleaning Service, prof services-250.00 ;MDU, utilities-10,384.45 ;Michael Todd & Co., supplies-1,666.88 ;Mobridge Gas Co., repairs-135.95 ;Mobridge Tribune, publishing-588.73 ;Mobridge Youth Organization, MYO-15,000.00 ;Neve's Uniforms, uniforms-374.41 ;Oahe Vet, prof services-205.00 ;Office Depot, supplies-124.77 ;Runnings, supplies-560.61 ;Schwan Electric, repairs-4,183.79 ;SD One Call, prof services-6.30 ;SD State Treasurer, sales tax-1,280.00 ;SDML, travel-40.00 ;SDRS Supplement Retirement Plan, retirement-44.00 ;Slater Oil, gasoline-22,480.27 ;Total Administrative Services, flex-699.96 ;TSP, Inc., prof services-748.55 ;USDA-Rural Development, loan payment-5,298.00 ;Voyager Fleet Services, gasoline-161.84 ;West River Telecommunications, phone-1,424.37 ;Western Communications, radios-893.00.

Salaries: Administration – 2138.37; City Administrator – 1933.27; Police Department – 20963.95; Street Dept – 4102.40; Airport – 1188.00; Library – 2742.59; Auditorium – 1500.40; 24/7 Sobriety – 195.44; Water Dept – 7884.94; and Sewer Dept – 4784.92.

There being no further business to come before the council, the meeting adjourned at 6:25 PM on a motion by Cerny, second by Henderson and carried.



Heather Beck, Finance Officer

Published once at the total approximate cost of \$



Jamie Dietterle, Mayor

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**MOBRIDGE CITY COUNCIL
REGULAR MEETING
April 1, 2013**

Pursuant to due call and notice thereof, a Regular Meeting of the Common Council of the City of Mobridge, South Dakota was held in City Hall in said City on Monday, April 1, 2013 at 5:30 PM. Mayor Jamie Dietterle, Finance Officer Heather Beck, City Administrator Steve Gasser and the following council persons were present: Cox, Cerney, Henderson, O'Connell, Yellow Boy and Carlson.

ADOPT AGENDA:

The agenda was adopted on a motion by Yellow Boy second by Cerney and carried with the following addition: tax properties.

MINUTES:

On a motion by Cerney, second by Henderson and carried to approve the minutes from the March 18, 2013 regular meeting. Carlson abstained.

DEPARTMENT HEAD REPORTS:

Harley Overseth, Zoning Officer

BUILDING PERMITS – The following building permits were approved by the Zoning Officer & approved by Council on a motion by O'Connell, second by Cerney and carried: Charles Peacock, 708 3rd Ave E, cover existing asphalt roof with steel roofing; Jacob Hepper, 216 ½ 2nd Ave E, remodel entire inside of house; and Roger and Bonnie Thorstenson, 2217 Shirber Dr., build 32x34 garage, 32x34 lodge with basement (approved contingent on the Water/WW Superintendent's signature).

Justin Jungwirth, Police Chief

CODE ENFORCEMENT – Chief Jungwirth gave the Council a code enforcement update.

NEW HIRE – Moved by Carlson, second by O'Connell and carried, to approve hiring Daysia Wiederholt as Dispatcher at \$12.69 per hour effective April 1, 2013.

UNFINISHED BUSINESS:

ORDINANCE NO. 924, ENFORCEMENT OF NUISANCE ORDINANCES WITHIN ONE MILE OF CITY LIMITS – Moved by Yellow Boy, second by Carlson and carried, to approve the 2nd reading of Ordinance No. 924, adopting ordinance 5-5-17 pertaining to enforcement of nuisance ordinances within the city and within one mile of the city limits.

ORDINANCE NO. 924

AN ORDINANCE OF THE CITY OF MOBRIDGE, SOUTH
DAKOTA ADOPTING ORDINANCE
5-5-17 PERTAINING TO ENFORCEMENT
OF NUISANCE ORDINANCES WITHIN THE CITY
AND WITHIN ONE MILE OF THE CITY LIMITS

BE IT ORDAINED by the City of Mobridge, South Dakota:

That Section 5-5-17 of Chapter 5 of Title of the Revised Ordinances of the City of Mobridge, South Dakota is hereby adopted to read as follows:

5-5-17: NUISANCE JURISDICTION.

All provisions of Chapter 5-5 of the Revised Ordinances of the City of Mobridge, South Dakota including all provisions of Sections 5-5-1 through 5-5-16 shall apply to all properties and owners of property located within the City of Mobridge and shall also apply to all properties and owners of property located within one (1) mile of the corporate limits of the City of Mobridge, South Dakota notwithstanding that only the word City is included in the

Ordinance. For all purposes of Chapter 5-5 of the Revised Ordinances of the City of Mobridge, South Dakota the word City shall include all properties and owners of property located within the City limits and within one (1) mile of the corporate limits of the City of Mobridge, South Dakota.

AIRPORT FUEL TRUCK – The Airport Manager Virgil Lenling gave the Council an update on the fuel truck he and Kent Slater flew to Ohio to look at. They both felt it was a good buy and worth the money. The airport has been in need of a different fuel truck for many years and last month the old truck was taken off airport property due to it leaking. Moved by Carlson, second by O’Connell and carried, to approve purchasing the 1996 GMC fuel truck from Aircraft Refuelers, Findlay, Ohio in the amount of \$40,000.

- **Transportation** - Moved by Yellow Boy, second by O’Connell and carried, to approve hiring East River Lumber & Grain to transport the fuel truck from Ohio to Mobridge at a cost of \$2,500.
- **Surplus** – Moved by Yellow Boy, second by Carlson and carried, to approve declaring the 1969 Ford Fuel Truck surplus property.
- **Funding** – Moved by Cerney, second by Yellow Boy and carried, to approve paying for the truck, travel expenses and transport as follows: \$25,000 from 2013 budgeted airport equipment; \$10,000 from airport designated fund balance; \$5,000 from the fuel tax reimbursement program; and transfer the remaining sum of \$3,900 from contingency, for a total of \$43,900.

NEW BUSINESS:

CHANGE ORDER– Moved by Yellow Boy, second by Henderson and carried, to approve change order No. 1F with B&B Contracting, Inc in the amount of \$(1,457.33) for the RR Crossing project.

APPLICATION FOR PAYMENT NO. 2F – Moved by Carlson, second by Cox and carried, to approve an application for payment no. 2F from B&B Contracting, Inc, in the amount of \$83,074.73 for the RR Crossing project.

LIBRARY BOARD - Moved by Cerney, second by Cox and carried, to approve the resignation of Lora Schultz and the appointment of Nancy McClellen to the library board.

TOWN OF GLENHAM WEST NILE CONTRACT - Moved by Cerney, second by Cox and carried, to approve a contract with the Town of Glenham for West Nile mosquito spraying at \$225 per spraying.

ELECTION BOARD APPOINTED - Moved by Cerney, second by Carlson, and carried, to appoint the following people to the April 9, 2013 municipal election board: Doris Weiszhaar, Superintendent, Lora Schultz, Rose Holzer, Betty Jay, Donna Sherwood, Vi Lillestol, and Audrey Lesmeister (school only).

DISCUSSION AND INFORMATION ITEMS:

AQUATIC CENTER – Helms Engineering was present and gave an update on the redesign of the proposed swimming pool.

TAX PROPERTIES – Cox gave the Council an update on the tax properties committee.

TRAVEL: Moved by Cerney, second by O’Connell and carried, to approve Justin Dame to Huron on April 15-19th for a distribution class. Moved by Carlson, second by Yellow Boy and carried, to approve Jeff Torevell to Huron on May 2nd for his exam. Moved by Cerney, second by O’Connell and carried, to approve Boyd Naasz to Sioux Falls on April 19 & May 3rd for water treatment class. Moved by Cerney, second by O’Connell and carried, to approve Kurt Schmaltz to Aberdeen on May 13-17 for water treatment class.

PAYMENT OF BILLS:


Moved by O’Connell, second by Henderson and carried, to approve the following bills for payment: A&B Business, supplies-187.72;AE2S, prof services-2,076.00 ;Blue Tarp Financial, supplies-424.79 ;Cain Law Office, attorney fees-351.00 ;Cardmember Services, other services/supplies-97.17 ;Center Point Large Print, books-43.74 ;Credit Collections Bureau, garnishment-201.34 ;Dacotah Insurance, insurance-52.00 ;Dady Drug, supplies-16.25 ;Demco, supplies/furniture-344.92 ;Dwight Baumann, supplies-80.00 ;Environmental Resource Assoc., water samples-335.77 ;Ethanol Products, supplies-47.89 ;Ethanol Products, supplies/chemical-1,821.50 ;Free Dar Interprizes, snow removal-225.00 ;Gienger Sales, supplies-331.00 ;Great Western Bank, payroll taxes-10,821.41

;Hawkins, chemical-279.00 ;Hawkins, chemical-627.00 ;Ingram, books-363.43 ;JCL Solutions, supplies-113.23 ;Kipp Toys, supplies-204.60 ;Library Director, supplies-23.58 ;M&T Fire & Safety, supplies-46.50 ;Marco, supplies-120.00 ;MDU, utilities-1,710.30 ;Michael Todd & Co., supplies-692.50 ;Midwest Fence, repairs-156.22 ;Mobr Pollock Junior Class, supplies-676.14 ;MVTL Labs, chemicals-124.00 ;Neve's, uniforms-361.14 ;Office Depot, supplies-242.84 ;Office of Fire Marshall, building maintenance-60.00 ;Rhonda Landis, refund-84.00 ;Richard Wendt, refund-29.05 ;SD DENR, training-30.00 ;SD Dept of Revenue, water samples-433.00 ;SD Retirement, retirement-11,755.66 ;SDRS Supplemental Retirement Plan, retirement-44.00 ;Slater Oil, propane-1,885.95 ;Total Administrative Services, flex-699.96 ;UPS, postage-9.10 ;US Dept of Education, garnishment-126.90 ;Verizon Wireless, cell phone-154.37 ;Wellmark Blue Cross Blue Shield, health ins.-20,272.68.
Salaries: Administration – 4478.37; City Administrator – 1933.27; Police Department – 21886.16; Fire Dept – 500.00; Street Dept – 4102.40; Airport – 1188.00; Library – 2568.04; Auditorium – 1203.73; Zoning – 625.00; 24/7 Sobriety – 192.61; Water Dept – 6584.94; and Sewer Dept – 3484.92.

There being no further business to come before the council, the meeting adjourned at 6:27 PM on a motion by Carlson, second by Yellow Boy and carried.



Heather Beck, Finance Officer



Jamie Dietterle, Mayor

Published once at the total approximate cost of \$

**MOBRIDGE CITY COUNCIL
REGULAR MEETING
April 15, 2013**

Pursuant to due call and notice thereof, a Regular Meeting of the Common Council of the City of Mobridge, South Dakota was held in City Hall in said City on Monday, April 15, 2013 at 5:30 PM. Mayor Jamie Dietterle, Finance Officer Heather Beck, City Administrator Steve Gasser, City Attorney Rick Cain and the following council persons were present: Cox, Cerney, Henderson and O'Connell. Yellow Boy and Carlson were absent.

ADOPT AGENDA:

The agenda was adopted on a motion by Cerney second by Henderson and carried.

MINUTES:

On a motion by O'Connell, second by Henderson and carried to approve the minutes from the April 1, 2013 regular meeting.

PUBLIC FORUM:

Diane Weick with SW Design Build was present to discuss building more townhomes. She stated that the waiting list for these units is quite long. They would once again be built by the Mobridge HRC. Weick inquired whether the Council would support another housing project. Moved by O'Connell, second by Cerney and carried, to approve a letter of support from the Mayor for the housing project.

BIDS FOR 2ND AVE WEST STORM SEWER PROJECT:

Gasser reported that an addendum was sent out to the contractors postponing the bid opening until April 22, 2013 at 1:30 PM due to the snow storm.

DEPARTMENT HEAD REPORTS:

BUILDING PERMITS – The following building permits were approved by the Zoning Officer & approved by Council on a motion by Cerney, second by Henderson and carried: Ruth Caplinn, 410 4th Ave W, tear down garage and replace with wire fence; Raeco Builders (SD DOT), new 62' x 95' x 18.6' heated truck storage building; and Jerald Reichert, 300 8th St E, replace windows and vinyl siding.

Brad Milliken, Water/WW Superintendent

IMPROVEMENTS AT 14TH ST W – Milliken discussed with the council the need to improve water and sewer lines from 2nd Ave W to Main along 14th St. The engineers estimate is \$66,352 for the water main and \$22,656 for the sewer main. Milliken reported that more information is needed for the sewer portion of the project. The Council decided to wait until more information was gathered before pursuing the project.

FIRE TRUCK BIDS – Milliken reported that the fire department was ready to advertise for bids for a fire truck. A grant was received in Sept. 2012. Moved by O'Connell, second by Cox and carried, to approve advertising for bids for a fire truck.

NEW BUSINESS:

CEMETERY DEED TRANSFERS - Moved by O'Connell, second by Cerney and carried, to approve the following cemetery deed transfers: Grave 7, Lot 42, Block H, Greenwood Cemetery 1st Addition, from the City of Mobridge to Curtis Cheskey and Grave 4, Lot 94, Block P, Greenwood Cemetery 1st Addition, from the City of Mobridge to Jeaneane Buckmeier.

STREET RESURFACING AND PROPANE BIDS – No bids were received. Moved by O'Connell, second by Cox and carried, to re-advertise for bids for street resurfacing. Moved by Cerney, second by O'Connell and carried, to approve for propane and fuel bids.

STREET DEPT SUMMER HELP – Moved by Henderson, second by Cerney and carried, to approve advertising for a summer full time street department person.

STEP INCREASES - Moved by O'Connell, second by Cerney and carried, to approve the following step increases: Jason Voegle increasing his hourly wage from \$18.50 to \$18.73 effective April 8, 2013; and Justin Dame increasing his hourly wage from \$14.56 to \$14.79 effective April 8, 2013.

ELECTION CANVASS - Mayor Dietterle appointed City Attorney Rick Cain, City Administrator Steve Gasser and Councilmember Gene Cox to canvass the Municipal Election held on April 9, 2013. Moved by Cox, second by O'Connell, and carried, to approve the canvass below.

Resolution 13-05 – Opt Out

No - 425 Yes - 391

ADVERTISING FOR TEMPORARY LIQUOR LICENSE - Moved by Cox, second by Henderson and carried, to approve advertising for a public hearing on May 6, 2013 at 5:40 PM for two applications for temporary on-sale liquor licenses to Mobridge Chamber of Commerce and Mobridge Rodeo Association.

AIRPORT HANGER AND LAND PROJECTS – Terry Helms of Helms Engineering was present to inform the council of the revenue generating hanger and land acquisition projects at the airport. The cost of the hanger project is estimated at \$504,000, which includes engineering fees. The City will have to pay 5% of the project cost, 5% paid by the State and 90% is paid by the FAA. Moved by O'Connell, second by Cox and carried, to approve a contract with the Helms and Associates for engineering services for the airport hanger project and the land acquisition project.

COLLECTION AGENCY – Beck requested permission from the Council to send delinquent accounts to a collection agency. The account would first receive a certified letter stating that the account would be sent to collections within a certain amount of time if not paid. United Accounts would charge the City 10% of the bill if collected within the first 15 days, 30% going through regular collection and 45% if the account required legal. If there is no collection, there is no charge. After some discussion, moved by Cerney, second by O'Connell and carried, to approve using a collection agency and to give authority to the finance committee to approve a policy as to when accounts would be sent to collections.

ORDINANCE NO. 925, AMENDING ORDINANCE 11-4-4 PERTAINING TO SEWER SERVICE CHARGES – Moved by O'Connell, second by Cerney and carried, to approve the 1st reading of Ordinance No. 925, amending ordinance 11-4-4, pertaining to sewer service charges.

RESOLUTION 13-07 – Moved by O'Connell, second by Cox and carried, to approve Resolution 13-07, Setting Fees for Sewer System Service.

**RESOLUTION NO. 13-07
SETTING FEES FOR SEWER SYSTEM SERVICE**

WHEREAS, the City of Mobridge desires to set by resolution the fees to be charged for Sewer System Service, both within the City Limits and Outside the City Limits.

NOW THEREFORE, be it RESOLVED,

Except as otherwise provided under ordinance 11-4-4, fees to be charged for service and usage are as follows:

Effective with the June 1, 2013 water billing:

A. Monthly sewer system service charges shall be as follows:

(1) Residence, apartments and mobile homes:

\$17.00, per month for each residential and/or apartment and/or mobile home connection; accumulative according to the number of residences, apartment users and mobile home users connected to one sewer outlet.

(2) Commercial connections:

Each separate commercial sewer connection shall pay a minimum service rental of \$17.00, per month, and where more than one commercial business shall be connected to one sewer outlet each business shall pay a minimum sewer rental of \$17.00, per month. The minimum sewer service charge shall be for 6,000 gallons of water per month used by said business. Where a business uses more than 6,000 gallons of water per month, an additional monthly sewer service charge shall be paid in the amount of \$.25 per 1000 gallons of water or portion thereof used by the business in excess of 6,000 gallons per month.

(3) Hotels and/or Motels with Combined Apartments and Sleeping Rooms and/or Business Connections:

- a. All hotels and motels having combined apartment and hotel or motel rooms and/or separate businesses connected to the sewer system with one sewer outlet shall pay a sewer service charge at the minimum commercial Rate of \$17.00, per month plus \$17.00, per month for each additional apartment or business connected thereto. The minimum sewer service charge shall be for 6,000 gallons of water per month used at that location. Where the combined location of the hotel, motel and apartment uses more than 6,000 gallons of water per month, an additional monthly sewer service charge shall be paid in the amount of \$.25 per 1000 gallons of water or portion thereof used at the location in excess of 6,000 gallons per month..
- b. An account for services will be kept for each user and a separate account for separate premises. Each owner will be liable for service to the users of his premises. Bills for service shall be rendered quarterly for residential and quarterly for commercial users and will be due within 30 days of date of billing. The charge for sewer service may be included on the water bill, but if so, shall be separately stated thereon. The City Finance Officer will keep account and render the bills; he or she will receive payments of bills and give receipts therefore.
- c. All sewer service charges when collected and all monies received from the date of any sewage collection facilities or equipment shall be placed in a separate fund and shall be used first to pay the normal, reasonable and current costs of operation and maintaining the facilities, and the balance shall be used as the Common Council may direct and as provided by law.
- c. All sewer service charges shall be charged against the owner, lessee and occupant of the premises, and if such charges shall not be paid when due, the City shall have the right to disconnect water and sewer service to the premises and to collect the delinquent charges by civil action in any court.

BE IT FURTHER RESOLVED,

Surcharge Fees:

Out of the fees set forth above, there shall be removed and placed in a separate segregated account the monthly sum of \$2.80 for each sewer connection which amount shall be deemed a surcharge for the sole purposes of repayment of the Clean Water State Revolving Fund loan C461016-04 all as set forth in the Resolution NO. 13-03. The \$2.80 surcharge shall remain and continue to be placed in the separate segregated account until the Revenue Bonds for the Clean Water State Revolving Fund loan C461016-04 are fully paid.

ARBOR DAY PROCLAMATION - Moved by Cerney, second by Henderson, and carried, to approve the following proclamation:

Whereas, in 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and

Whereas, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and

Whereas, Arbor Day is now observed throughout the nation and the world, and

Whereas, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce oxygen and provide habitat for wildlife, and

Whereas, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products, and

Whereas, trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community, and

Whereas, trees, wherever they are planted, are a source of joy and spiritual renewal,

NOW, THEREFORE, I, Jamie Dietterle, Mayor of Mobridge, South Dakota, do hereby proclaim April 26, 2013 as, Arbor Day in the City of Mobridge, SD, and I urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands, and

Further, I urge all citizens to plant trees to gladden the heart and promote the well-being of this and future generations.

ORDINANCE NO. 926, PERTAINING TO DESIGN-BUILD PROCUREMENT – Moved by O’Connell, second by Cerney and carried, to approve the 1st reading of Ordinance No. 926, amending Ch. 3-2, pertaining to design-build procurement.

DISCUSSION AND INFORMATION ITEMS:

AQUATIC CENTER – The pool committee was present to inform the council that the No vote will not deter their fundraising efforts. The committee is strong and will continue to move forward.

CLEAN UP DAYS – Gasser gave an update on the upcoming clean up days that will be held on May 13-18, 2013.

PAYMENT OF BILLS:

Moved by Cerney, second by Henderson and carried, to approve the following bills for payment:

A&B Business, supplies-48.14;Aflac, insurance -827.42 ;Alco, supplies-53.44 ;AmeriPride, supplies-43.41 ;Avera Queen of Peace, drug testing-374.50 ;Best Business Products, copier lease-175.00 ;Betty Jay, election worker-140.00 ;Blue Tarp Financial, supplies-867.52 ;Cam Wal Electric, street lights/utilities-296.90 ;Central Diesel, vehicle maintenance-386.85 ;Chamber of Commerce, prof services-7,442.73 ;Credit Collections Bureau, garnishment-201.34 ;Dakota Supply Group, supplies-73.22 ;Davis Martin, contract labor/trees/maintenance-3,969.00 ;Deputy Finance Officer, postage/supplies-89.19 ;Donna Sherwood, election worker-140.00 ;Doris Weiszhaar, election worker-140.00 ;Environmental Products & Assoc., repairs-915.42 ;Environmental Resource Assoc., water samples-319.77 ;Family Dollar, supplies-12.25 ;Farnams Genuine Parts, supplies-29.68 ;First National Bank, loan payment-3,275.48 ;Fleet Services, gasoline-1,327.38 ;Free-Dar Interprizes, snow removal-455.00 ;Galls, supplies-144.46 ;Gas N Goodies, supplies-136.61 ;Great Western Bank, payroll taxes-10,549.34 ;Greggs Drilling & Excavating, prof services-2,975.00 ;GTC Auto Parts, supplies-615.77 ;Heartland Waste, prof services-16,405.02 ;Hettinger-Mobr Candy, supplies-116.97 ;Homestead Building Supply, supplies-190.55 ;ISC, repairs-67.59 ;Jeff Torevell, travel-12.00 ;Jensen Rock & Sand, prof services-8.00 ;Key Insurance, insurance-4,201.00 ;Lind's Hardware, supplies-439.21 ;Lora Schultz, election worker-140.00 ;Lucky's, diesel-299.57 ;Lu's Cleaning, prof services-700.00 ;MDU, utilities-14,265.08 ;Merkels Foods, supplies-27.58 ;Midwest Pump & Control, repairs-410.87 ;Mobr Economic Development, other services-4,062.50 ;Mobr Manufacturing, repairs-36.00 ;Mobridge Fire Dept, training/meetings-340.00 ;Mobridge Gas Co., LP gas-48.10 ;Mobridge Tribune, publishing-731.23 ;MVTL Laboratories, water samples-379.00 ;NBS Calibrations, prof services-175.00 ;Oahe Vet, prof services-205.00 ;Plunketts, prof services-53.04 ;Rick's Café, supplies-35.31 ;Rose Holzer, election worker-140.00 ;Runnings, supplies-665.28 ;SD One Call, prof services-6.30 ;SD State Treasurer, sales tax-1,290.09 ;SDRS Supplement Retirement Plan, retirement-44.00 ;Servall Uniforms, supplies-115.23 ;Share Corp, supplies-632.35 ;Skymark Refuelers, equipment (fuel truck)-40,000.00 ;Slater Oil, propane/diesel-3,404.08 ;St. Paul Stamp Works, supplies-114.80 ;Total Administrative Services, flex-699.96 ;Ultimate Upholstery Solutions, vehicle maintenance-360.05 ;Unum Life Ins., health ins-177.90 ;US Dept of Education, garnishment-126.90 ;USDA-Rural Development, loan payment-2,925.00 ;USDA-Rural Development, loan payment-2,373.00 ;Vi Lillestol, election worker-140.00 ;Virgil Lenling, travel-133.94 ;Voyager Fleet Services, gasoline-398.91 ;West River Telecommunications, phone-1,454.65 ;Western Communications, radio maintenance-282.89 ;Western Rancher, supplies/repairs-20.46 ;Yellow Sub, conference-46.00.

Salaries: Administration – 2128.37; City Administrator – 1933.27; Police Department – 22486.17; Street Dept – 5142.40; Airport – 1188.00; Library – 2555.15; Auditorium – 1091.20; 24/7 Sobriety – 175.62; Water Dept – 7003.02; and Sewer Dept – 3495.03.

There being no further business to come before the council, the meeting adjourned at 6:48 PM on a motion by Henderson, second by O’Connell and carried.



Heather Beck, Finance Officer
Published once at the total approximate cost of \$



Jamie Dietterle, Mayor

/a

**MOBRIDGE CITY COUNCIL
REGULAR MEETING
May 6, 2013**

Pursuant to due call and notice thereof, a Regular Meeting of the Common Council of the City of Mobridge, South Dakota was held in City Hall in said City on Monday, May 6, 2013 at 5:30 PM. Mayor Jamie Dietterle, Finance Officer Heather Beck, City Administrator Steve Gasser, City Attorney Rick Cain and the following council persons were present: Cox, Cerney, Henderson, O'Connell, Yellow Boy and Carlson.

ADOPT AGENDA:

The agenda was adopted on a motion by Cerney second by Henderson and carried. Yellow Boy and Carlson abstained.

MINUTES:

On a motion by O'Connell, second by Henderson and carried to approve the minutes from the April 15, 2013 regular meeting.

PUBLIC FORUM:

James Tolley of J&M One Stop was present to discuss with the Council a building permit application that was denied. The Mayor explained the reason the permit was denied is per the City's ordinances if there is a nuisance violation or overdue bills. J&M One Stop has a nuisance violation per City Ordinance 5-5-4 and overdue water bills totaling \$952.98.

BIDS FOR 2ND AVE WEST STORM SEWER PROJECT:

Two bids were received for the 2nd Avenue West Storm Sewer Project. One from JDH Construction in the amount of \$644,148 and the other from B&B Contracting in the amount of \$598,076. Todd Goldsmith recommended taking the lowest bid from B&B Contracting pending approval from DENR. Moved by Yellow Boy, second by Carlson and carried, to table the item until the next meeting so Goldsmith can review the bids.

DEPARTMENT HEAD REPORTS:

Harley Overseth, Zoning Officer

BUILDING PERMITS – Building permit number 9104 was not approved by the Zoning Officer due to unacceptable materials. The following building permits were approved by the Zoning Officer & approved by Council on a motion by Carlson, second by Henderson and carried: Vincent Maher, 217 5th Ave E, replace siding; Timothy Sauter, no address, build a new home and unattached garage; Herb McClellan, 104 14th St W, add 2 egress windows; Kristal Finkbeiner, 807 5th Ave W, 4' vinyl fence in rear of home to front of house; Daniel Nickels, 220 6th St E, finishing fence around backyard; Vincent Maher, 217 5th Ave E, 27' wooden deck; Mobridge United Methodist Church, 402 3rd Ave W, 9x6'7" addition; and David Lilly, 526 2nd Ave E, 42x44 pole barn & deck on house.

APPOINT NEW ZONING OFFICER – Overseth reported that he could no longer devote the time necessary to being the City's zoning officer and he was resigning. Moved by Cerney, second by Henderson and carried, to approve appointing Haden Bowie as the City's zoning officer with a salary of \$500 per month, City cell phone and office space effective May 1, 2013.

Justin Jungwirth, Police Chief

CODE ENFORCEMENT – Chief Jungwirth gave a code enforcement report

STEP INCREASE – Moved by Yellow Boy, second by Cox and carried, to approve a step increase for Carrie Lutz increasing her hourly wage from \$15.51 to \$15.73 effective May 6, 2013.

Brad Milliken, Water/WW Superintendent

IMPROVEMENTS AT 14TH ST W – Milliken again discussed with the council the need to improve water and sewer lines from 2nd Ave W to Main along 14th St. The engineers estimate is \$65,527 for the water main and \$18,850 for the sewer main. Moved by Carlson, second by O'Connell and carried, to approve advertising for bids for the project.

UNFINISHED BUSINESS

ORDINANCE NO. 925, AMENDING ORDINANCE 11-4-4 PERTAINING TO SEWER SERVICE CHARGES – Moved by O’Connell, second by Cerney and carried, to approve the 2nd reading of Ordinance No. 925, amending ordinance 11-4-4, pertaining to sewer service charges.

ORDINANCE NO. 925

AN ORDINANCE OF THE CITY OF MOBRIDGE, SOUTH
DAKOTA AMENDING THE REVISED
ORDINANCES OF THE CITY,
AMENDING ORDINANCE 11-4-4
PERTAINING TO SEWER SERVICE CHARGES

BE IT ORDAINED by the City of Mobridge, South Dakota:

That Ordinance 11-4-4 of Chapter 11-4 of Title of the Revised Ordinances of the City of Mobridge, South Dakota is hereby amended to read as follows:

11-4-4 Service Charges

(A) All owners and occupants of residential, apartments, mobile homes, hotel and Motels with and without combined apartments and sleeping rooms and business connections and Commercial connections to the Mobridge City municipal sewer system shall, on a monthly basis, pay for the use thereof and for the availability of the sewer service an amount set by resolution of the City Council.

(B) Wherever, by reason of special circumstances, the City Council finds the foregoing rates for any user or purpose, and whether within or without the City limits, are unjust or inequitable as applied to certain premises, said rates, if in the opinion of the City Council, be either too high or too low the City Council, by resolution, may fix and establish a fair and equitable Rate for such premises during the period of such special circumstances, which may be established by Resolution.

Surcharge Fees:

Out of the fees set forth above, there shall be removed and placed in a separate segregated account the monthly sum of \$2.80 for each sewer connection which amount shall be deemed a surcharge for the sole purposes of repayment of the Clean Water State Revolving Fund loan C461016-04 all as set forth in the Resolution NO. 13-03. The \$2.80 surcharge shall remain and continue to be placed in the separate segregated account until the Revenue Bonds for the Clean Water State Revolving Fund loan C461016-04 are fully paid.

ORDINANCE NO. 926, PERTAINING TO DESIGN-BUILD PROCUREMENT – Moved by Cerney, second by Cox and carried, to approve the 2nd reading of Ordinance No. 926, amending Ch. 3-2, pertaining to design-build procurement.

ORDINANCE NO. 926

AN ORDINANCE OF THE CITY OF MOBRIDGE, SOUTH
DAKOTA AMENDING THE REVISED
ORDINANCES OF THE CITY,
AMENDING CHAPTER 3-2
PERTAINING TO DESIGN-BUILD PROCUREMENT

BE IT ORDAINED by the City of Mobridge, South Dakota:

That Chapter 3-2 of Title of the Revised Ordinances of the City of Mobridge, South Dakota, and the same is hereby amended to read as follows:

3-2 DESIGN-BUILD PROCUREMENT

3-2-1 Purpose

Pursuant to SDCL Title 5-18A, the following procedures are established for the solicitation and award of design-build contracts.

3-2-2 Definitions

For purposes of this procedure the definitions in SDCL Title 5, and the following definitions apply:

- (1) "City" means the City of Mobridge
- (2) "Firm" means any individual, firm, partnership, corporation, association, joint venture or other legal entity permitted by law to practice engineering, architecture and construction contracting in the City of Mobridge.
- (3) "Project" means the project described in the public announcement. (1999 ORD 756)

3-2-3 Minimum Qualification Requirements for Firms Providing Design-Building Services

The design-builder shall be duly registered with the South Dakota Secretary of State and the Department of Revenue and, where required by state or federal law, shall be able to provide design or construction services by duly licensed or registered individuals.

3-2-4 Utilization of Design-Build

The determination to utilize design-build shall follow specifications set forth in SDCL 5-18A.

3-2-5 Public Announcement Procedures

Except in Emergency situations, the City shall publish an announcement in the city's official newspaper in accordance with SDCL 5-18A-14, setting forth a general description of the project requiring design-build services and defining the time frame and procedures for interested qualified firms to apply for consideration. The public announcement shall further state whether design-builders will be prequalified for the project.

3-2-6 Technical Review Committee

There shall be a Technical Review Committee comprised of the Mayor, Zoning Officer, Water and Waste Water Superintendent and the Chairperson of the Major Organizational Unit sponsoring the project.

The Technical Review committee shall determine the most qualified proposers as provided in Section 3-2-7 and rate and score Qualitative Proposals as provided in Section 3-2-9.

3-2-7 Prequalification of Design-Builders

- (1) The City may prequalify design-builders.
- (2) The City may issue a Request for Qualifications ("RFQ") by advertisement in accordance with SDCL 5-18A-14. The RFQ shall contain a general description of the project; a description of the areas of qualification requirement for performance of the work, such as experience, management resources and financial capability; the basis upon which the most qualified offerors will be determined; and any other requirements for the submittal of statements of qualifications. Firms desiring to submit proposals on the design-builder project shall submit a statement of qualifications setting forth the qualifications of the entities involved in the firm and providing any other information required by the RFQ.
- (3) The Technical Review Committee shall determine the relative ability of each firm to perform the services required for each project. Determination of ability shall be based upon experience

with comparable projects; financial and bonding capacity; managerial resources; the abilities of the professional personnel; past performance for the City; capacity to meet time and budget requirements; knowledge of local or regional conditions; recent, current and project workload of the firms; and the ability of the design and construction teams to complete the work in a timely and satisfactory manner.

- (4) The Technical Review Committee shall select not more than five firms deemed to be most highly qualified to perform the required services, after considering the factors in (2) and (3) above. An RFQ shall be issued to those firms selected.

3-2-8 Performance Criteria Package and Request for Proposals

(1) A performance criteria package shall be prepared by the City, using a registered architect or engineer either on staff of the City or selected in accordance with procedures employed for selecting design firms. When a project is exempted from the provisions of SDCL 36-18A, the criteria developer need not be registered. The design criteria package may include, but not be limited to, site survey; material quality standards; programmatic space needs; conceptual design criteria; design and construction schedules; site development requirements; stipulation of responsibilities for permits and connections to utilities, storm water and roads; stipulation of responsibility for meeting environmental regulations and growth management requirements; soil borings and geotechnical information, performance specifications; and a statement of required compliance with codes and general technical specifications.

(2) The purpose of the performance criteria package is to furnish sufficient information for firms to prepare qualitative proposals and price proposals. The firm to whom the design-build contract is awarded shall develop a detailed project design based on the criteria in the performance criteria package and for construction of the facility in compliance with the performance criteria package.

(3) The Request for Proposals ("RFP") shall consist of: the performance criteria package, instructions to bidders, bid proposal forms, provisions for contracts, general and special conditions, and basis for evaluation of proposals.

3-2-9 Competitive Selection of Design-Build Services

- (1) A Qualitative and a Price Proposal shall be submitted by each firm submitting proposals. In the case of prequalification such proposals shall only be accepted from prequalified firms. Price proposals shall include one lump sum cost for all design, and construction of the proposed project, preliminary design documents and other data requested in response to the RFP.

Proposals shall be segmented into two packages:

- (a) **Qualitative Proposal.** A qualitative proposal shall include preliminary design drawings, outline specifications, technical reports, calculations, permit requirements, management plan, schedule and other data requested in response to the RFP.
- (b) **Price Proposal.** The price proposal shall be submitted in a separate sealed package. The package shall indicate clearly that it is the price proposal and shall identify clearly the firm's name, project description, or any other information required by submission of proposals. The price proposal shall be secured until the time provided in Section 10, paragraph (1).

(2) The Technical Review Committee shall review the design concepts, preliminary designs and technical data proposed by each firm and shall establish a rating for each firm's proposal based upon criteria to be established by the Technical Review Committee for the project.

(3) The Technical Review Committee then will total and submit the qualitative scores for each firm to the Finance Officer. The maximum qualitative score is 1.0.

3-2-10 Selection and Award for Design-Build Services

(1) The Finance Officer shall set a date for publicly opening the price proposals, and shall notify all firms submitting price proposals at least seven days prior to the opening date. The notification shall include the date, time and place of the opening of price proposals and date for award of the project.

(2) The Finance Officer shall publicly open the sealed price proposals and divide each firm's proposed price by the qualitative score given by the Technical Review Committee to obtain an "adjusted price." The firm whose adjusted price is lowest.

(3) In lieu of requiring Qualitative and Price Proposals, the City may establish a fixed dollar budget for the design-build project in the RFP, and require only Qualitative Proposals, price being fixed for all proposers. In this approach, award is made to the proposal receiving the highest qualitative score.

(4) Unless all proposals are rejected, the Finance Officer will recommend approval of an award to the firm with the lowest adjusted price. The City shall give written notice to the design-builder who submitted the accepted proposal. All other design-builders shall be informed in writing that their proposals were not accepted. The City reserves the right to reject all proposals.

(5) The City shall enter into a contract with the firm selected. At the time of the award, the City may negotiate minor changes for the purpose of clarifying the design criteria and work to be done, provided that the negotiated changes do not affect the ranking of the proposals based on their adjusted scores

3-2-11

Intentionally left blank.

3-2-12 Confidential Information

The City will make reasonable efforts to maintain the secrecy and confidentiality of any proposal and all information contained in any proposal may not disclose any of any proposal and all information contained in a proposal to the design/Builder's competitors. To the extent permitted by the provisions of SDCL Chapter 1-25, the City will not disclose confidential and proprietary information contained in any proposal to the public until such time as the City takes final action to accept a proposal.

3-2-13 Emergency Purchases

A design/build contract may be awarded in an emergency without advertising pursuant to SDCL 5-18A.

NEW BUSINESS:

STREET DEPARTMENT BID FOR RESURFACING - One bid was received from Jensen Rock & Sand. The bid was for \$1.65 per square yard for MC800 asphalt oil and \$1.56 per square yard for emulsion oil. Moved by Carlson, second by O'Connell and carried, to table the bid until the committee and department head are able to review it.

PROPANE & FUEL OIL BIDS- The following bids were opened: Slater Oil: \$1.269/gallon for city-owned tanks at the Street Dept, Wastewater Treatment Plant, Water Treatment Plant intake and the little water tower; and \$1.34/gallon for the Water Treatment Plant, both tanks owned by Slater Oil; and \$3.419/gallon for #2 fuel oil for the Airport, Wastewater Plant and Street Dept. Mobridge Gas Co.: \$1.274/gallon for city-owned tanks at the Street Dept, Wastewater Treatment Plant, Water Treatment Plant intake and the little water tower; and no bid submitted for remaining items. Moved by Cox, second by Cerney and carried, to accept the bid from Slater Oil for all propane and # 2 fuel oil.

PUBLIC HEARING FOR TEMPORARY MALT BEVERAGE LICENSES - Hearing no opinion for or against, moved by O'Connell, second by Henderson and carried, to approve the following temporary malt beverage licenses: to Mobridge Chamber of Commerce for the a tent dance fundraiser on July 3 and to Mobridge Rodeo Assoc. for the Sitting Bull Stampede and Derby on July 1-4 and August 3rd, 2013

SET PUBLIC HEARING DATE – Moved by O'Connell, second by Henderson and carried, to approve setting a public hearing date and advertising for a temporary liquor license for the Mobridge Chamber of Commerce for a fishing tournament on May 20, 2013 at 5:40 PM.

LIBRARY SURPLUS PROPERTY – Moved by Yellow Boy, second by Cerney and carried, to approve the following library items surplus property: 9 shelving units.

MAYOR'S APPOINTMENTS - Moved by Cox, second by Cerney and carried, to approve the following Mayor's appointments for 2013-2014:

Council Appointments

Airport	Yellow Boy & Cerney
Auditorium	Henderson & Cerney
Finance	Mayor & Cerney
Fire	Yellow Boy & Cox
Library	Cox
Parks & Cemetery	O'Connell & Carlson
Police	Mayor
Pool	O'Connell & Henderson
Streets	Henderson & Carlson
Water & Sewer	O'Connell & Yellow Boy
3B & Chamber	Cox & City Admin.
Annexation Comm.	Cox & Carlson
NECOG	O'Connell & City Admin.
Police Advisory Board	Cox
School Board Rep	O'Connell
Health Officer	Dr. Robert Marciano
Rail Authority	Carlson
Cemetery Super.	Davis Martin
City Admin.	Steve Gasser
Chief of Police	Justin Jungwirth
Finance Officer	Heather Beck
Fire Chief	Brad Milliken
Asst. Fire Chief	Mitch Voller
Fire Secretary/Treas.	James Bieber
Zoning Officer	Haden Bowie

Mobridge Housing

Pat Fuhrman
 Alan Landis
 Duane Wegner
 Dick Lillestol
 Heidi Roshau

Zoning Board
 Liz Rische—2014
 Duane Martin—2014
 Lou Novich—2015
 Matt Reichert—2016
 Tom Singer—2016
 *terms are 3 year

Park Board

Dennis Wheeler, Chair
 Roger Hoffman, Vice Chair
 BJ Wiest, Secretary
 Erin Wheeler
 Davis Martin
 Ron Unterseher
 Randy Carlson, Council Rep
 Tom O'Connell, Council Rep

Riverfront Ec. Development

Todd Goldsmith
 Helen Mauck
 Ted Dickey
 Tom Unterseher
 Christine Goldsmith
 Dennis Wheeler
 Michelle Harrison
 Casey Perman
 Erin Wheeler
 Jamie Dietterle
 Dan Richards
 Rose Henderson, Council Rep

Library Board

Tom Zerr, Pres.
 Lynn Mertz, Vice/Treas
 Karla Bieber, Secretary
 Michelle Yellow Boy
 Nancy McClellan
 Amy Cerney
 Gene Cox, Council Rep.

ORDINANCE NO. 927, UNIFORM BUILDING CODES – Moved by Cerney, second by Henderson and carried, to approve the 1st reading of Ordinance No. 927, an ordinance amending Chapter 3-3 Uniform Building Code.

AGREEMENT WITH NECOG FOR ADMINISTRATIVE ASSISTANCE – Moved by Cerney, second by O'Connell and carried, to approve a contract with Northeast Council of Governments to provide administrative assistance and services for the Environmental Protection Agency Appropriation award for the water tower project in the amount of \$5,000.

TERMINATE HANGER LEASE – Hanger No. 11 leased by Kent Wientjes has not paid the lease payment of \$151.20 plus late fees of \$151.20, or has not provided a signed copy of the lease or the required certificate of insurance. The lease was due by December 31, 2012. Moved by Yellow Boy, second by Cerney and carried, to approve not renewing the aircraft hanger lease space No. 11.

DISCUSSION AND INFORMATION ITEMS:

CLEAN UP DAYS – Gasser gave an update on the upcoming clean up days that will be held on May 13-18, 2013.

FINANCIAL REPORT – Beck gave the Council a financial report.

PAYMENT OF BILLS:

Moved by Cox, second by Cerney and carried, to approve the following bills for payment:

A&B Business, supplies-661.77;AE2S, prof services-1,080.00;Aflac, insurance-827.42;Avid Hawk, LLC, prof services-61.00;Beadles Chevy, vehicle maintenance-1,436.49;Bestway Traffic, supplies-105.80;Blackstone Audio, books-82.38 ;Boyd Naasz, travel-364.67 ;Cain Law Office, attorney fees-396.00 ;Cam Wal Electric, utilities-276.13 ;CDW Government, computer-72.56 ;Center Point Large Print, books-43.74 ;Chamber of Commerce, other services-32,000.00 ;Communications Center, radios-235.00 ;Country Junction, supplies-140.00 ;Credit Collections Bureau, garnishment-201.34 ;Crossroads Hotel, travel-150.00 ;Dady Drug, supplies-2.86 ;Davis Martin, contract labor-4,284.00 ;Family Dollar, supplies-17.75 ;Fisher Scientific, chemical-817.05 ;Free Dar Interprizes, snow removal-135.00 ;Gas N Goodies, supplies-48.00 ;Gienger Sales, supplies-152.00 ;Goldsmith Heck, prof services-5,816.00 ;Great Western Bank, payroll taxes-11,489.45 ;Hawkins, chemical-813.00 ;Hearing Health Clinic, prof services-55.00 ;Heartland Waste, solid waste collection-16,275.00 ;Hettinger Mobridge Candy, supplies-325.22 ;Homestead Building Supply, repairs-27.92 ;Imberi Computer, prof services-40.00 ;Ingram, books-460.64 ;Jeff Torevell, travel-14.80 ;Jensen Rock & Sand, gravel/supplies-7,529.01 ;Library Director, supplies-21.39 ;Lindskov Implement, supplies/repairs-507.19 ;Marco, supplies-120.00 ;Marquette Transportation Finance, equipment-2,835.48 ;MDU, utilities-9,906.98 ;Meierhenry Sargent, prof services-19,760.00 ;Merkels, supplies-15.41 ;Mobridge Fire Dept, diesel/gasoline-150.45 ;Mobridge Gas Co., LP gas-24.00 ;Mobridge Manufacturing, repairs-70.76 ;Neve's, uniforms-240.24 ;Payless Foods, supplies-57.95 ;Premier, repairs-208.00 ;Quenzer Electric, prof services-2,000.00 ;Rockmount Research, supplies-584.52 ;Runnings, supplies/repairs-534.99 ;Schatz Electric, repairs-948.15 ;SD Dept of Revenue, water samples-1,046.00 ;SD Retirement, retirement-11,947.89 ;SDRS Supplemental Retirement Plan, retirement-44.00 ;Slater Oil, supplies/gasoline/grease/diesel-5,852.87 ;Steve Gasser, travel-25.92 ;Total Administrative Services, flex-699.96 ;Unum Life Insurance, insurance-177.90 ;UPS, postage-282.08 ;US Dept of Education, garnishment-126.90 ;US Post Office, postage/supplies-512.10 ;Verizon Wireless, cell phone-150.90 ;Walworth County Register of Deeds, prof services-60.00 ;Wellmark Blue Cross Blue Shield, health ins.-19,392.66 ;West River Telecommunications, phone-1,478.38.

Salaries: Administration – 4478.37; City Administrator – 1933.27; Police Department – 23081.98; Fire Dept – 500.00; Street Dept – 5257.98; Airport – 1188.00; Library – 1435.97; Auditorium – 2351.39; Zoning – 625.00; 24/7 Sobriety – 195.44; Water Dept – 6645.16; and Sewer Dept – 3524.08.

There being no further business to come before the council, the meeting adjourned at 6:35 PM on a motion by Henderson, second by Cox and carried.


Heather Beck, Finance Officer


Jamie Dienerle, Mayor

Published once at the total approximate cost of \$

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**MOBRIDGE CITY COUNCIL
REGULAR MEETING
May 20, 2013**

Pursuant to due call and notice thereof, a Regular Meeting of the Common Council of the City of Mobridge, South Dakota was held in City Hall in said City on Monday, May 20, 2013 at 5:30 PM. Mayor Jamie Dietterle, Finance Officer Heather Beck, City Administrator Steve Gasser, City Attorney Rick Cain and the following council persons were present: Cox, Henderson, O'Connell, Yellow Boy and Carlson. Cerney was absent.

ADOPT AGENDA:

The agenda was adopted on a motion by Yellow Boy second by O'Connell and carried.

MINUTES:

On a motion by O'Connell, second by Henderson and carried to approve the minutes from the May 6, 2013 regular meeting.

PUBLIC FORUM:

James Tolley of J&M One Stop was present to discuss with the Council the steps he has taken in order to clean up his property and pay his water bills. The Mayor instructed him to get together with Chief Jungwirth and the Zoning Officer to see if any more needs to be done.

DEPARTMENT HEAD REPORTS:

Haden Bowie, Zoning Officer

BUILDING PERMITS –The following building permits were approved by the Zoning Officer & approved by Council on a motion by Carlson, second by Yellow Boy and carried: Ritchie Davis, 1321 17th Ave W, 20x23 bedroom; Bud Bader, 302 12th St W, 140'x32" decorative fence; Hilton Walth, 601 5th Ave W, replace shingles with white steel; Kyle Jensen, Tr. A 9th Ave, curt and gutter; James Croshaw, 1017 3rd Ave W, remodel kitchen & bath; Delano Good Shield, 821 10th St. W, install 235 ft. of 4' wooden fence on east side of yard.

UNFINISHED BUSINESS

ORDINANCE NO. 927, UNIFORM BUILDING CODES – Moved by O'Connell, second by Cox and carried, to approve the 2nd reading of Ordinance No. 927, an ordinance amending Chapter 3-3 Uniform Building Code.

ORDINANCE NO. 927

AN ORDINANCE OF THE CITY OF MOBRIDGE, SOUTH
DAKOTA AMENDING THE REVISED
ORDINANCES OF THE CITY,
AMENDING CHAPTER 3-3
UNIFORM BUILDING CODE

BE IT ORDAINED by the City of Mobridge, South Dakota:

That Chapter 3-3 of the Revised Ordinances of the City of Mobridge, South Dakota is hereby amended as follows:

CHAPTER 3-3 UNIFORM BUILDING CODE

3-3-1 GENERAL

Section 1. That a certain document, which is on file in the office of the City Finance Office of the City of Mobridge being marked and designated as the *International Building Code*, 2012 edition, (see *International Building Code* Section 101.2.1, 2012 edition), as published by the International Code Council, be and is hereby adopted as the Building Code of the City of Mobridge, in the State of South Dakota for regulating and governing the conditions and maintenance of all property, buildings and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation

and use; and the condemnation of buildings and structures unfit for human occupancy and use and the demolition of such structures as herein provided; and each and all of the regulations, provisions, penalties, conditions and terms of said Building Code on file in the office of the City of Mobridge are hereby referred to, adopted, and made a part hereof, as if fully set out in this legislation, with the additions, insertions, deletions and changes, if any, prescribed in Sections 2 and 3 of this ordinance.

Section 2. The following sections are hereby revised:

Section 101.1. Insert: City of Mobridge, South Dakota

Section 3412.2. Insert: June 18, 2013

Section 3. The following sections are hereby deleted:

Section 1612

All other provisions of the *International Building Code*, 2012 edition which are in conflict with other ordinances currently in effect or hereafter adopted by the City of Mobridge are specifically deleted.

Section 4. That if any section, subsection, sentence, clause or phrase of this legislation is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The City of Mobridge hereby declares that it would have passed this law, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

Section 5. That nothing in this legislation or in the Building Code hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights, acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in Section 3 of this law; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this legislation.

Section 6. That the Finance Officer of the City of Mobridge is hereby ordered and directed to cause this legislation to be published according to law.

Section 7. That this law and the rules, regulations provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect from and after the date of its final passage and adoption.

Section 8: It shall be unlawful for any person, firm or corporation to erect, construct, enlarge, alter, repair, move, improve, remove, convert or demolish, equip, use, occupy or maintain any building or structure or cause or permit the same to be done in violation of this code within the City of Mobridge and within one a one mile radius of the corporate limits of the City of Mobridge.

NEW BUSINESS:

PUBLIC HEARING FOR TEMPORARY MALT BEVERAGE LICENSES - Hearing no opinion for or against, moved by Cox, second by Henderson and carried, to approve the following temporary malt/liquor beverage license: to Mobridge Chamber of Commerce for a fishing tournament on June 7, 2013 serving from 6:00 PM to 10:00 PM.

STORM SEWER PROJECT BID – Moved by O’Connell, second by Carlson and carried, to approve the bid for the 2nd Avenue West storm sewer project from B&B Contractors in the amount of \$598,076.44 contingent on approval from the SD DENR.

STORM SEWER ENGINEERING PROPOSAL – Moved by Cox, second by O’Connell and carried, to approve the engineering agreement with Goldsmith Heck for the 2nd Avenue West storm sewer project for a cost not to exceed \$50,000 based on an hourly rate.

STREET DEPARTMENT BID FOR RESURFACING - One bid was received from Jensen Rock & Sand. The bid was for \$1.65 per square yard for MC800 asphalt oil and \$1.56 per square yard for emulsion oil. The street department head recommended using the MC800 due to it lasting longer and holding up better. Moved by Carlson, second by Henderson and carried, to approve the bid from Jensen Rock and Sand for the MC800 at \$1.65 per square yard.

ORDINANCE NO. 928, CODIFY ZONING ORDINANCES – Moved by O’Connell, second by Cox and carried, to approve the 1st reading of Ordinance No. 928, an ordinance to codify Mobridge zoning ordinances and amendments.

ADVERTISING FOR OLD CITY HALL LEASE - Moved by O’Connell, second by Yellow Boy and carried, to approve advertising the lease with NWS for the space at Old City Hall.

CEMETERY DEED TRANSFER - Moved by Cox, second by Henderson and carried, to approve the following cemetery deed transfer: Grave 3 and 4, Lot 21, Block O, Greenwood Cemetery 1st Addition, from the City of Mobridge to Genevieve Selzler.

DEMOLITION OF HOUSE – Cox explained the plan with the County to demo a house located at 515 4th Street West. The property currently belongs to the County taken for unpaid taxes. The City and County will work together to clean up this property. The County is providing trucks and landfill. The City will pay to load the house onto the trucks and proceeds of the sale will be split 50/50 between the City and the County. Two bids were received for demo of the house. Jensen Rock & Sand quoted \$150 per hour and the other from Gregg’s Drilling & Excavating at \$235 per hour. Moved by Cox, second by Yellow Boy and carried, to approve the bid from Jensen Rock and Sand at \$150 per hour. Moved by Carlson, second by Yellow Boy and carried, to approve tearing down the house located at 515 4th Street West.

DISCUSSION AND INFORMATION ITEMS:

FINANCIAL REPORT – Beck gave the Council a financial report.

WATER & WW RECOGNITION – Employees of the water and wastewater departments were recognized by the Council for awards given by the State for compliance.

TRAVEL:

Moved by Cox, second by Carlson and carried, to approve the following travel requests: Jackie Linderman to Pierre June 12-14, 2013 for Finance Officer School and Steve Gasser to Aberdeen May 29, 2013 for a NECOG meeting.

PAYMENT OF BILLS:

Moved by Carlson, second by Henderson and carried, to approve the following bills for payment:

A&B Business, supplies-147.95;Alco Stores, supplies-74.39 ;AmeriPride, supplies-46.12 ;Aqua Pure, Inc., chemicals-11,148.00 ;Avera Queen of Peace, drug testing-74.90 ;Best Business Products, copier lease-175.00 ;Border States, softball field-109.08 ;Business Forms & Accounting, supplies-538.20 ;Capitol Trophy, uniforms-20.75 ;cardmember Services, other services/supplies-1,899.35 ;Chamber of Commerce, prof services-7,450.56 ;Credit Collections Bureau, garnishment-201.34 ;Dacotah Insurance, insurance-516.00 ;Davis Martin, contract labor/trees/mowing-11,876.00 ;Dennis Kornder, prof services-400.00 ;First National Bank, loan payment-4,917.50 ;Fleet Services, gasoline-1,458.02 ;Free-Dar Interprizes, snow removal-320.00 ;Great Western Bank, payroll taxes-11,878.11 ;GTC Auto Parts, supplies-755.82 ;Homestead Building Supplies, supplies-14.49 ;Jason Voegel, uniforms-80.00 ;Jeff Torevell, travel-83.00 ;Justin Dame, travel-238.21 ;Kurt Schmaltz, travel-170.50 ;Kyle Jefferies, refund-18.00 ;Legacy Mark, prof services-389.52 ;Lu’s Cleaning, prof services-700.00 ;MDU, utilities-5,944.15 ;Mobridge Manufacturing, repairs-2,975.00 ;Mobridge Tribune, other services/publishing/supplies-776.70 ;MVTL Laboratories, water samples-117.00 ;Nicholas Ward, prof services-1,085.00 ;Oahe Vet, prof services-210.00 ;Office Depot, supplies-100.97 ;Office of Fire Marshal, prof services-60.00 ;Pete Lien & Sons, chemical-3,457.44 ;Quenzer Electric, repairs-1,497.06 ;Real Tuff, repairs-22.00 ;SD Govt Finance Officers Assoc., conference-75.00 ;SD One Call, prof services-16.80 ;SD State Treasurer, sales tax-1,301.22 ;SDRS Supplement Retirement Plan, retirement-44.00 ;Slater Oil, propane/diesel/gasoline-18,175.26 ;Steve Faehnrich Const., repairs-150.00 ;TASC, prof services-187.00 ;The Conservation Center, prof services-1,705.00 ;Total Administrative Services, flex-699.96 ;Unum Life Ins., health ins-177.90 ;US Dept of Education, garnishment-126.90 ;US Post Office, postage-493.72

;USDA-Rural Development, loan payment-2,925.00 ;USDA-Rural Development, loan payment-2,373.00 ;Valley Motors, vehicle maintenance-245.89 ;WesTech, repairs-8,306.75.

Salaries: Administration – 2128.37; City Administrator – 1933.37; Police Department – 24694.61; Street Dept – 6702.40; Airport – 1188.00; Library – 2805.04; Auditorium – 1091.20; 24/7 Sobriety – 161.45; Water Dept – 6705.67; and Sewer Dept – 3484.92.

There being no further business to come before the council, the meeting adjourned at 5:58 PM on a motion by Carlson, second by Henderson and carried.



Heather Beck, Finance Officer

Published once at the total approximate cost of \$



Jamie Dietterle, Mayor

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**MOBRIDGE CITY COUNCIL
REGULAR MEETING
June 3, 2013**

Pursuant to due call and notice thereof, a Regular Meeting of the Common Council of the City of Mobridge, South Dakota was held in City Hall in said City on Monday, June 3, 2013 at 5:30 PM. Mayor Jamie Dietterle, Finance Officer Heather Beck, City Administrator Steve Gasser, City Attorney Rick Cain and the following council persons were present: Cox, Cerney, Henderson, O'Connell, Yellow Boy and Carlson.

ADOPT AGENDA:

The agenda was adopted on a motion by Yellow Boy second by O'Connell and carried.

MINUTES:

On a motion by O'Connell, second by Henderson and carried to approve the minutes from the May 20, 2013 regular meeting. Cerney abstained.

DEPARTMENT HEAD REPORTS:

Haden Bowie, Zoning Officer

BUILDING PERMITS –The following building permits were approved by the Zoning Officer & approved by Council on a motion by Cerney, second by Henderson and carried: JDH Construction, 1401 10th Ave W, addition to building 7960 sq ft and renovation of existing building, addition will create a new combined entry and lobby for the hospital and clinic; Kent & Kim Schneider, 1603 3rd Ave W, replace siding; Dan & Kelsey Knust, 1306 12th Ave E, build 1500 sq ft ranch style home with unfinished basement and 2 car attached garage; Hilton Walth, 207 7th Ave E, steel roof over asphalt and replace windows with same size; Hilton Walth, 201 7th Ave E, replace windows with smaller size and replace soffit and fascia; and Francis Dupper, 914 3rd Ave E, replace wood fence with new wood fence same dimensions.

- Discussion was held on another building permit submitted by Mobridge Regional Hospital to construct a new sign at 1401 10th Ave W. The sign would be in the City right of way which is against City ordinances. The Council advised Bowie to take the issue to the planning and zoning committee for review.
- Bowie also reported that Verizon contacted her about placing a temporary cell tower on wheels at 114 4th St W. Currently City ordinances do not allow for such a structure. The company needs to place the temporary cell tower or service for Verizon customers will be lost for a period of time. The Council instructed Bowie to have Verizon submit a building permit for review. A special council meeting will need to be held as Verizon is unable to wait until the next meeting.

Justin Jungwirth, Police Chief

SURPLUS PROPERTY – Jungwirth reported that the 2001 Crown Vic was in an accident which totaled the vehicle. The insurance company will pay \$4,950 for the car after the \$500 deductible is taken out. Moved by Yellow Boy, second by O'Connell and carried to approve the 2001 Crown Vic as surplus property. Jungwirth questioned the council on the purchase of a replacement vehicle for the car. The Council advised Jungwirth to pay mileage until January so a replacement car can be added to the 2014 budget.

- Jungwirth also informed the Council that he accepted the resignation of Officer Elijah Schewe effective June 16 and has advertised the position.

Brad Milliken, Water/WW Superintendent

UPDATE ON FIRE TRUCK – Milliken informed the Council that they only received one bid for the new fire truck and the bid didn't meet their specifications. Moved by Carlson, second by O'Connell and carried, to reject the bid and re-advertise.

LEVEL INCREASE – Milliken reported that Justin Dame passed his Class II Water Certification so he is eligible to move up on the wage scale to Level 4. Moved by O'Connell, second by Cox and carried, to approve Justin Dame to move to Level 4 on the wage scale, increasing his hourly wage from \$14.79 to \$15.11 effective May 20, 2013.

UNFINISHED BUSINESS

ORDINANCE NO. 928, CODIFY ZONING ORDINANCES – Moved by Yellow Boy, second by O’Connell and carried, to approve the 2nd reading of Ordinance No. 928, an ordinance to codify Mobridge zoning ordinances and amendments.

ORDINANCE NO. 928

**AN ORDINANCE ENTITLED:
AN ORDINANCE TO CODIFY
MOBRIDGE ZONING ORDINANCES AND AMENDMENTS**

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF MOBRIDGE:

SECTION 1. There is hereby adopted a codification of the Zoning Ordinances of the City of Mobridge, Walworth County, South Dakota.

SECTION 2. This code may be referred to as the “Code of Zoning Ordinances of 2013” or the “Mobridge City Zoning Ordinances” or the “Mobridge Zoning Code.”

SECTION 3. Any act prohibited by this code, or any amendment hereto, for which a penalty is not herein prescribed, shall be punishable as a misdemeanor by fine or imprisonment, or both, to the extent permitted by the laws of South Dakota.

SECTION 4. An official copy of this code shall be filed in the office of the City Finance Officer and made available to persons desiring to examine the same. It shall be the duty of the Finance Officer to insure that all subsequent amendments to this code are inserted in the official copy, amended parts noted or removed and new amendments in the form of supplements to be available to the holders of this code.

SECTION 5. All ordinances or parts of ordinances in conflict herewith, to the extent of such inconsistency, are hereby repealed; provided, however, that all ordinances pertaining to annexation; assessments; bonded indebtedness; budgets; buildings; contracts; fair housing; franchises; grant agreements; leases; loans; options; planning; property conveyances; sale, lease or contract to sell lands; subdivision plats; tax levies and other charges and zoning are not repealed; that the repeal of these would be contrary to and inconsistent with the intent of this ordinance. They shall continue in full force and effect and are not repealed.

SECTION 6. Resolutions are not repealed by this code.

SECTION 7. The repeal herein provided shall not affect any offense or act committed or any penalty or forfeiture incurred or any contract or right established or accruing before the date of this adopting ordinance.

SECTIONS 8. The repeal herein provided shall not affect any ordinance or resolution promising or guaranteeing the payment of money for the municipality, or authorizing the issue of any bonds or any evidence of indebtedness or any contract assumed by the municipality nor any responsibility made prior to the enactment hereof.

SECTION 9. It shall be unlawful for any person to change, alter or amend any part of this code, except by official action of the City Council. Anyone guilty of so doing shall be guilty of a misdemeanor and subject to such punishment as provided by law.

SECTION 10. If any chapter, article, section or subsection, sentence, clause or phrase of this code is for any reason declared to be unconstitutional or invalid by a court of competent jurisdiction, such declaration shall not affect the validity of the remaining portions hereof.

SECTION 11. All ordinances or parts of ordinances in conflict herewith are hereby repealed, to the extent of such conflict.

SECTION 12. This ordinance shall become effective upon its final adoption.

NEW BUSINESS:

STOP SIGN REPLACEMENT – The stop signs and stop sign posts on Grand Crossing and Hwy 1804 will have to be replaced during the States project. Moved by Yellow Boy, second by O’Connell and carried, to approve Bestway Traffic to insert the post stubs for a cost of \$25 per stub. The street department will install the posts and signs.

SET PUBLIC HEARING DATE – Moved by Carlson, second by Cox and carried, to approve setting a public hearing date for a liquor license transfer from Thomas Dekker to Anthony Schneider for June 17, 2013.

MALT BEVERAGE LICENSES - Moved by Cerney, second by Henderson and carried, to approve renewing the following malt beverage licenses for 2013-2014:

<u>APPLICANT</u>	<u>DESCRIPTION</u>	<u>TYPE OF LICENSE</u>
Bridge City Bait	Lot 1 Block 33 Grand Crossing	Retail (On-Off Sale)
Gas N More/Lucky’s	Lots 1-2 Block 34 Grand Crossing	Retail (On-Off Sale)
Great Plains Family Rest.	W6’ Lot 13, Lots 14-17 Block 41 Grand Crossing	Retail (On-Off Sale)
Last Chance	Lots 5 & 6 Block 41 NW 3 rd	Retail (On-Off Sale)
Mobridge Gas-n-Goodies	Lots 1-4 Block 22 Milwaukee 1 st	Retail (On-Off Sale)
Rick’s Cafe	Lots 2-6 Block 11 Mobridge Original	Retail (On-Off Sale)/SD Farm Wine
The Gas Stop	Lots 10-12 Block 1 Eklos 1 st	Retail (On-Off Sale)
The Grand Oasis	Lot 1 & part of Lots 2, 3 & 9 Blk 43, NWTS 3 rd Add	Retail (On-Off Sale)
Alco Discount Store	S 400’ of Lots 3&4 SE ¼ of 13-124-80	Package (Off-Sale)
Merkel’s Foods	Lots 14-18 Block 21 Milwaukee 1 st	Package (Off-Sale)
Payless Foods	Lots 4-15 Block 40 Grand Crossing	Package (Off-Sale)

RESOLUTION 13-07, TRAIL GRANT APPLICATION – Gasser reported that is a grant available from the Transportation Alternative Program. The project would extend the current trail from 4th Avenue East to Revheim Park. This project was started in 1990 and this is the last phase of the 23 year ongoing project. Moved by Cerney, second by Henderson and carried, to approve Resolution 13-07 as follows:

Resolution 13-07

WHEREAS, the City of Mobridge proposes to construct a recreational trail; and

WHEREAS, the City of Mobridge now requests financial assistance to complete the proposed project; and

WHEREAS, the project is eligible for the Transportation Alternative Program funds under the Moving Ahead for Progress in the 21st Century (MAP-21) Act.

NOW THEREFORE, BE IT RESOLVED that the proposed project will meet all local planning, zoning and ordinance requirements; and

THEREFORE, BE IT ALSO RESOLVED that the City of Mobridge supports the project and the submittal of an Transportation Alternative Program application; and

THEREFORE, BE IT ALSO RESOLVED that, if funded, the City of Mobridge will Provide a local match of 40% of total project costs; and

THEREFORE, BE IT ALSO RESOLVED that the City of Mobridge agrees to maintain the project, if funded, throughout its useful life and that the City understands that a project maintenance agreement will be required by the South Dakota Department of Transportation and the Federal Highway Administration; and

THEREFORE, BE IT ALSO RESOLVED that the City of Mobridge authorizes the Mayor to execute the Transportation Alternative Program application.

TRAVEL:

Moved by Yellow Boy, second by Carlson and carried, to approve the following travel request: Daysia Wiederholt to Pierre on June 3-14, 2013 for dispatch training.

PAYMENT OF BILLS:

Moved by Cerney, second by Cox and carried, to approve the following bills for payment:

A&B Business, office equip/supplies-788.70 ;Aberdeen American News, other services-188.00 ;Aberdeen Finance Corp., garnishment-220.00 ;Aflac, insurance-957.56 ;Automatic Building Controls, prof services-240.00 ;Bismarck Tribune, other services-248.85 ;Cain Law Office, attorney fees-396.00 ;Center Point Large Print, books-44.34 ;Central Diesel, vehicle maintenance-335.99 ;Centrurion Holdings, computer software-78.67 ;Charles Dutt Electric, repairs-226.44 ;Core Engineering, prof services-4,924.00 ;Credit Collections Bureau, garnishment-201.34 ;Dady Drug, supplies-25.72 ;Davis Martin, contract labor/trees/mowing-9,145.00 ;Demco, supplies/furniture-503.40 ;Deputy Finance Officer, postage/supplies-130.30 ;Family Dollar, supplies-17.40 ;Ferguson Waterworks, supplies-1,802.27 ;Galls, uniforms-73.48 ;Gienger Sales, supplies-64.00 ;Giengers, supplies-50.00 ;Great Western Bank, payroll taxes-70.42 ;Hawkins, chemical-1,993.54 ;Heartland Waste, solid waste collection-18,319.50 ;HF Scientific, repairs-163.73 ;Homestead Building Supplies, supplies-676.18 ;Ingram, books-343.95 ;Janitor's Closet, supplies-136.87 ;Larry's Lock & Key, repairs-47.00 ;Library Director, supplies-37.58 ;Linds Hardware, furniture/supplies-129.04 ;M&T Fire & Safety, supplies-718.46 ;Marco, supplies-120.00 ;MDU, utilities-5,154.34 ;Mobridge Garden Club, garden-500.00 ;Mobridge Tribune, publishing/supplies-1,251.67 ;MVTL Laboratories, water samples-54.74 ;Napa Auto Parts, truck maintenance-21.16 ;Otha Jones, refund-300.00 ;Premier, supplies-116.25 ;SD DENR, other services-1,400.00 ;SD Dept of Revenue, water samples-418.00 ;SD Retirement, retirement-12,463.10 ;SD Unemployment, unemployment-1,372.09 ;SDLA, prof services-80.00 ;SDRS Supplemental Retirement Plan, retirement-44.00 ;Share Corp, supplies-112.00 ;Showcases, supplies-706.59 ;That Tall Guy Plumbing, building maintenance-117.59 ;US Dept of Education, garnishment-126.90 ;Verizon Wireless, cell phone-415.76 ;Voyager Fleet Services, gasoline-638.82 ;Walworth County Landfill, prof services-20.30.

Salaries: Administration – 4478.37; City Administrator – 1933.27; Police Department – 23660.74; Fire Dept – 500.00; Street Dept – 4305.78; Airport – 1188.00; Library – 2550.28; Auditorium – 971.85; Zoning – 1125.00; 24/7 Sobriety – 175.62; Water Dept – 6640.47; and Sewer Dept – 3515.25.

There being no further business to come before the council, the meeting adjourned at 6:11 PM on a motion by Cox, second by Yellow Boy and carried.



Heather Beck, Finance Officer



Jamie Dietterle, Mayor

Published once at the total approximate cost of \$

**MOBRIDGE CITY COUNCIL
REGULAR MEETING
June 17, 2013**

Pursuant to due call and notice thereof, a Regular Meeting of the Common Council of the City of Mobridge, South Dakota was held in City Hall in said City on Monday, June 17, 2013 at 5:30 PM. Mayor Jamie Dietterle, Finance Officer Heather Beck, City Administrator Steve Gasser, and the following council persons were present: Cerney, O'Connell, Yellow Boy and Carlson. Absent were Henderson and Cox.

ADOPT AGENDA:

The agenda was adopted on a motion by O'Connell second by Yellow Boy and carried.

MINUTES:

On a motion by O'Connell, second by Yellow Boy and carried to approve the minutes from the June 2, 2013 regular meeting.

DEPARTMENT HEAD REPORTS:

Haden Bowie, Zoning Officer

BUILDING PERMITS –The following building permits were approved by the Zoning Officer & approved by the Council on a motion by Carlson, second by Yellow Boy and carried: Oak Keg Bottle Shop, 801 E Grand Crossing, add drive up window on east side of building; James Berwald, 504 10th St E, building 10x14 shed; Howard Thiesse, 305 4th Ave W, new roof, siding and concrete in existing garage; Perry Steiger, 1617 12th St E, replace siding and roof with steel; Verizon Wireless, 114 4th St W, place a temporary set of antennas on tower.

Justin Jungwirth, Police Chief

WAGE INCREASE – Jungwirth reported Ashton Norder completed his certification and is eligible for a wage increase per the scale. Moved by O'Connell, second by Carlson and carried, to approve a wage increase for Ashton Norder from \$13.54 to \$16.92 per hour effective June 17, 2013.

Brad Milliken, Water/WW Superintendent

WATER/SEWER APPLICATIONS – Moved by O'Connell, second by Carlson and carried, to approve the following water and sewer applications: Jeff Jackson, 115 2nd St E; Dan Knust, 1306 13th Ave E; Mobridge Regional Hospital, 1401 10th Ave W; Stan Silvernagel, 705 E Grand Crossing, Roger Thorstenson, 2215 Schirber Dr.; Tim Sauter, 1711 3rd Ave W; and Carol Fischer, 622 2nd Ave W.

FIREWORKS DISPLAY PERMIT – Moved by O'Connell, second by Cerney and carried to approve a fireworks display permit to the Mobridge Fire Department for the Rodeo Association to display fireworks on July 4, 2013.

WASTEWATER CLARIFIER PROJECT – Milliken reported that in order for the project to receive SRF funding, the State will need a preliminary cost estimate report from the engineer. This project is scheduled for the 2014 budget. Moved by O'Connell, second by Carlson and carried, to approve AE2S engineers to do a preliminary engineering report at a cost of \$5,000.

STORM SEWER PROJECT – Milliken gave an update about the storm sewer project.

NEW BUSINESS:

TRANSFER LIQUOR LICENSE – A public hearing was held regarding the transfer of a liquor license from Thomas Dekker to Anthony Schneider at the location of 203 N Main St. Hearing no opinion for or against, moved by Carlson, second by Yellow Boy and carried, to approve the transfer of a retail on-sale liquor license from Thomas Dekker to Anthony Schneider located at Lot 11, Block 6, Original Townsite, City of Mobridge.

WATER MAIN PROJECT – One bid was received for the water main improvement project at 14th Street West from B&B Contracting. Moved by O'Connell, second by Carlson and carried, to approve the bid from B&B Contracting, Inc. in the amount of \$44,260.

PUBLIC HEARING FOR LEASE WITH NWS - There being no one present to object, a 1 year lease with Northwest Area Schools for the East office of the Old City Hall building with a monthly rent of \$125 was approved on a motion by Yellow Boy, second by O'Connell, and carried.

PRE DISASTER MITIGATION PLAN – Moved by O’Connell, second by Cerney and carried, to approve the pre disaster mitigation plan as presented by the Walworth County Emergency Manager.

LAWN MOWER AT AIRPORT – Airport manager Virgil Lenling was present to request the purchase of a new lawn mower. He stated the old one he is no longer able to get parts for and the new one he has picked out can also be used to pull airplanes in and out of the new hanger when it is completed. Moved by Yellow Boy, second by Cerney and carried, to approve purchasing a new lawn mower tractor from Lind’s Hardware in the amount of \$1,999.

SURPLUS PROPERTY – Moved by Yellow Boy, second by O’Connell and carried, to approve declaring the old lawn mower at the airport as surplus property with zero value to be disposed of.

SET PUBLIC HEARING DATE – Moved by O’Connell, second by Yellow Boy and carried, to approve setting a public hearing date for a temporary malt beverage license for Scarecrow Hollow on July 1, 2013 at 5:40 PM.

NOTICE TO PROCEED – Moved by O’Connell, second by Yellow Boy and carried, to approve the mayor signing a notice to proceed for the 2nd Avenue West Storm Sewer project.

CEMETERY DEED – Moved by Cerney, second by O’Connell and carried, to approve the following cemetery deed transfer: Erna Rieger to Harry and Diane Kindt, Graves 1-4, Block 35, Block H in Greenwood Cemetery 1st Addition.

DISCUSSION AND INFORMATION ITEM:

FINANCIAL REPORT – Beck presented the council a financial report.

PAYMENT OF BILLS:

Moved by Yellow Boy, second by Cerney and carried, to approve the following bills for payment:

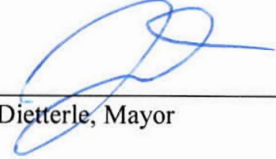
Aberdeen Finance Corp, garnishment-220.00;AmeriPride, supplies-43.41 ;Ashton Norder, travel-159.84 ;Avid Hawk, prof services-20.00 ;Best Business Products, copier lease-175.00 ;Cam Wal Electric, street lights-251.24 ;Central Diesel, vehicle maintenance-335.99 ;Chamber of Commerce, prof services-7,164.84 ;Credit Collections Bureau, garnishment-201.34 ;Davis Martin, contract labor/mowing-12,520.00 ;Daysia Wiederholt, travel-159.84 ;Diesel Machinery, repairs-199.87 ;Eggers Electric, repairs-333.28 ;Family Dollar, supplies-14.20 ;Fleet Services, gasoline-1,623.90 ;Gas N Goodies, supplies-25.01 ;Gienger Sales, supplies-180.00 ;Great Western Bank, payroll taxes-11,144.89 ;Greggs Drilling & Excavating, ballfields/repairs-4,658.09 ;GTC Auto Parts, supplies-1,101.46 ;J&J Construction, prof services-8,500.00 ;Jensen Rock & Sand, street resurface/cold mix-179,481.42 ;John Deere Financial, supplies-47.47 ;Kohlman, Bierschbach & Anderson, prof services-11,090.00 ;Larry's Lock & Key, repairs-35.00 ;Lucky's Gas N More, diesel/gasoline-1,511.09 ;Lucky's, utilities-339.00 ;McFarland Supply Co., supplies-182.15 ;MDU, utilities-9,632.06 ;Merkels Foods, supplies-75.39 ;Mobr Gas Co., LP gas-116.35 ;Mobr Manufacturing, repairs-35.00 ;Mobr Regional Hospital, prof services-136.00 ;Neves Uniforms, uniforms-327.82 ;Newman Traffic Signs, supplies-888.26 ;Oahe Vet, prof services-205.00 ;Paris Hubbard, repairs-120.00 ;Payless Foods, supplies-58.03 ;Pheasantland Industries, ballfields-97.82 ;Plunketts, other services-113.57 ;Railroad Management Co., prof services-132.87 ;Runnings, repairs/supplies-1,468.36 ;SD One Call, prof services-74.55 ;SDRS Supplement Retirement Plan, retirement-44.00 ;Steve Gasser, travel-74.99 ;That Tall Guy Plumbing, repairs-127.59 ;Total Administrative Services, flex-699.96 ;Turfwerks, repairs-91.04 ;Unum Life Ins., health ins-177.90 ;UPS, postage-268.57 ;US Dept of Education, garnishment-126.90 ;US Post Office, postage-498.78 ;USDA-Rural Development, loan payment-2,925.00 ;USDA-Rural Development, loan payment-2,373.00 ;Valley Motors, repairs-120.00 ;Voyager, gasoline/diesel-822.95 ;West River Telecommunications, phone-1,626.80.

Salaries: Administration – 2128.37; City Administrator – 1933.27; Police Department – 25416.19; Street Dept – 4102.40; Airport – 1188.00; Library – 2460.10; Auditorium – 1091.20; 24/7 Sobriety – 164.29; Water Dept – 6806.07; and Sewer Dept – 3566.64.

There being no further business to come before the council, the meeting adjourned at 6:04 PM on a motion by O’Connell, second by Carlson and carried.



Heather Beck, Finance Officer
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Jamie Dietterle, Mayor

**MOBRIDGE CITY COUNCIL
SPECIAL MEETING
June 24, 2013**

Pursuant to due call and notice thereof, a Special Meeting of the Common Council of the City of Mobridge, South Dakota was held in City Hall in said City on Monday June 24, 2013 at 5:46 PM. Mayor Jamie Dietterle, City Administrator Steve Gasser, Finance Officer Heather Beck, and the following councilpersons were present: Cox, Cerney, Henderson, Carlson and O'Connell. Absent was Yellow Boy.

BOARD RETREAT

The Council met for a board retreat. No action was taken.

There being no further business to come before Council, the Mayor adjourned this meeting at 7:49 PM.



Heather Beck, Finance Officer



Jamie Dietterle, Mayor

Published once at the total approximate cost of \$

**MOBRIDGE CITY COUNCIL
REGULAR MEETING
July 1, 2013**

Pursuant to due call and notice thereof, a Regular Meeting of the Common Council of the City of Mobridge, South Dakota was held in City Hall in said City on Monday, July 1, 2013 at 5:30 PM. Mayor Jamie Dietterle, Finance Officer Heather Beck, City Administrator Steve Gasser, and the following council persons were present: Cox, Henderson, Cerney, and Carlson. Absent were O'Connell and Yellow Boy.

ADOPT AGENDA:

The agenda was adopted on a motion by Cerney, second by Carlson and carried.

MINUTES:

On a motion by Carlson, second by Henderson and carried, to approve the minutes from the June 24, 2013 special meeting and to table the approval of the June 17, 2013 regular meeting.

DEPARTMENT HEAD REPORTS:

Haden Bowie, Zoning Officer

BUILDING PERMITS –The following building permits were approved by the Zoning Officer & approved by the Council on a motion by Henderson, second by Carlson and carried: Mobridge Pollock School District, move fence; Klein Museum, 1820 W Grand Crossing, 16x30 deck; One World, 10 1st Ave E, replace east garage doors with tempered glass; Gary Flihs, Shirber Addition, 36 x 30 grain bin next to existing grain bins; Adrean Storhaug, 27 7th Ave E, 25x28 new garage; Cody Wolff, 905 7th Ave W, install egress windows, natural gas line and replace fuel furnace; Tom Collignon, 1204 Parkland, altering closet space, removing 2 windows and replacing patio doors.

Justin Jungwirth, Police Chief

NEW HIRE – Moved by Cox, second by Carlson and carried, to approve hiring Collin Smith as police officer with an hourly wage of \$13.54 effective July 15, 2013.

STEP INCREASE – Jungwirth reported that Daysia Wiederholt passed her Dispatcher Certification on June 14, 2013. Moved by Henderson, second by Carlson and carried, to approve a step increase for Daysia Wiederholt increasing her hourly wage from \$12.69 to \$13.91 effective June 17, 2013.

Brad Milliken, Water/WW Superintendent

STEP INCREASES – Milliken reported that Kurt Schmaltz passed his Class II Water Certification and Jeff Torevell passed his Class I Water Certification. Moved by Cox, second by Henderson and carried, to approve the following step increases: Schmaltz moving to Level 4 increasing his hourly wage from \$14.56 to \$15.11 effective June 3, 2013 and Jeff Torevell moving to Level 3 increasing his hourly wage from \$13.48 to \$14.34 effective June 3, 2013.

STORM SEWER PROJECT – Milliken gave an update about the storm sewer project. The cost to update the lines on 2nd Ave W on the west side of the street will be approximately \$25,000. This was not included in the total project funding. Moved by Carlson, second by Cox and carried, to approve updating the lines on the West side of the street at a cost to the City not to exceed \$25,000.

NEW BUSINESS:

PUBLIC HEARING FOR TEMPORARY MALT BEVERAGE LICENSE – A public hearing was held regarding a temporary malt beverage license for Rockin on the River. Hearing no opinion for or against, moved by Henderson, second by Cerney and carried, to approve a temporary malt beverage license to Scarecrow Hollow Haunted House for July 19-20, 2013 at Wrigley Square.

MAIN STREET GARBAGE CANS – Moved by Carlson, second by Cerney and carried, to approve purchasing new garbage cans for Main Street at a total purchase price of \$4,495. The funds are available in the park budget.

STRIPING MAIN STREET – Moved by Carlson, second by Cerney and carried, to approve the quote from Bestway Traffic for striping Main Street for a total of \$4,486.

AIRPORT HANGER PROJECT – Corey Helms of Helms Engineering was present to give the council an update on the hanger project for the airport. He explained how the federal funding for the projects flow. Moved by Cerney, second by Henderson and carried, to approve advertising for the airport revenue producing hanger project.

AIRPORT HANGER PROJECT GRANT – Moved by Cerney, second by Carlson and carried, to give the Mayor authority to sign the grant agreement for the hanger project.

TRAVEL:

Moved by Carlson, second by Cerney and carried, to approve Steve Gasser to Pierre for the Transportation Alternative program.

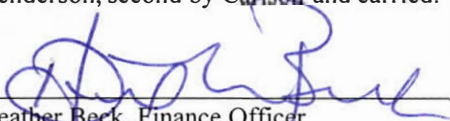
PAYMENT OF BILLS:

Moved by Cox, second by Henderson and carried, to approve the following bills for payment:

A&B Business, supplies-9,879.25;Aberdeen Finance Corp., garnishment-220.00;AmeriPride, supplies-46.77;Beadles Chevy, vehicle maintenance-161.44;Bestway Traffic, supplies-152.00;Cain Law Office, attorney fees-489.12;Carlson Services, repairs-150.00;Center Point Large Print, books-44.34;Credit Collections Bureau, garnishment-201.34;Dacotah Insurance, insurance-32.00 ;Dady Drug, supplies-20.94 ;Dakota Outdoors, prof services-19.95 ;Davis Martin, contract labor/spraying/mowing-9,180.00 ;Deputy Finance Officer, conference/postage-82.10 ;Estes Express Lines, shipping for shelves-1,809.14 ;First National Bank, loan payments-3,275.48 ;Gienger Sales, supplies-50.00 ;Great Western Bank, payroll taxes-10,936.94 ;Hach Company, chemical-833.91 ;Healthful Living, shelves-2,550.00 ;Heartland Waste, solid waste collection-16,506.00 ;Highland Products, improvement other than bldg-3,700.65 ;Ingram, books-287.37 ;Jackie Linderman, travel-81.40 ;Janitor's Closet, supplies-25.87 ;Joel Schweitzer, computers-425.00 ;Lindskov Implement, repairs-59.70 ;Lucky's Gas & More, diesel/gasoline-15,597.93 ;Lu's Cleaning, prof services-700.00 ;MDU, utilities-848.74 ;Mobr Gas Co., prof services-53.94 ;Neve's Uniforms, uniforms-60.84 ;North Central Steel Systems, bldg repair-478.36 ;SD Attorney General, scam fees-42.00 ;SD Library Network, prof services-337.50 ;SD Retirement, retirement-12,055.90 ;SDRS Supplemental Retirement Plan, retirement-44.00 ;Showcases, supplies-196.78 ;Slater Oil, gasoline/diesel-15,147.52 ;Total Administrative Services, flex-699.96 ;UPS, postage-17.96 ;US Dept of Education, garnishment-126.90 ;Verizon Wireless, cell phone-182.18 ;Voyager Fleet Services, gasoline-962.64 ;Walworth County Landfill, prof services-6.30 ;Wellmark Blue Cross Blue Shield, insurance-21,068.82 ;West River Telecommunications, phone-35.66.

Salaries: Administration – 4522.61; City Administrator – 1933.27; Police Department – 22179.28; Fire Dept – 500.00; Street Dept – 4197.88; Airport – 1188.00; Library – 3062.56; Auditorium – 1087.79; Zoning – 500.00; 24/7 Sobriety – 184.11; Water Dept – 6697.99; and Sewer Dept – 3484.92.

There being no further business to come before the council, the meeting adjourned at 6:04 PM on a motion by Henderson, second by Carlson and carried.



Heather Beck, Finance Officer

Published once at the total approximate cost of \$



Jamie Dietterle, Mayor

**MOBRIDGE CITY COUNCIL
REGULAR MEETING
July 15, 2013**

Pursuant to due call and notice thereof, a Regular Meeting of the Common Council of the City of Mobridge, South Dakota was held in City Hall in said City on Monday, July 15, 2013 at 5:30 PM. Mayor Jamie Dietterle, Finance Officer Heather Beck, City Administrator Steve Gasser, and the following council persons were present: Cox, Henderson, Cerney, Yellow Boy and Carlson. Absent was O'Connell.

ADOPT AGENDA:

The agenda was adopted on a motion by Yellow Boy, second by Cox and carried.

MINUTES:

On a motion by Carlson, second by Cox and failed due to lack of majority, to approve the minutes from the June 17, 2013 regular meeting and the July 1, 2013 regular meeting. Note: Henderson, Yellow Boy and Cox abstained. Moved by Cerney, second by Carlson and carried, to approve the minutes from June 17, 2013 regular meeting. Note: Cox and Henderson abstained. Moved by Cerney, second by Carlson and carried, to approve the minutes from the July 1, 2013 regular meeting. Note: Yellow Boy abstained.

DEPARTMENT HEAD REPORTS:

Haden Bowie, Zoning Officer

BUILDING PERMITS –The following building permits were approved by the Zoning Officer & approved by the Council on a motion by Carlson, second by Henderson and carried: Valerie Matheny, 205 3rd Ave E, 20x20 wood deck in back yard 5x7 wood deck in front yard and 180 ft wood fence; and Patty Roebuck, 210 14th St W, replace shingles with brown steel.

Justin Jungwirth, Police Chief

CODE ENFORCEMENT – Chief Jungwirth gave the Council a code enforcement report.

Water/WW Superintendent

APPROVE ADVERTISING – Due to the resignation of Jeff Torevell, moved by Yellow Boy, second by Carlson and carried, to approve advertising for the wastewater position.

NEW BUSINESS:

SURPLUS PROPERTY– Moved by Cerney, second by Henderson and carried, to approve declaring a 2003 Dodge Ram surplus property. Moved by Cox, second by Carlson and carried, to approve appointing three appraisers at the discretion of the City Administrator.

APPROVE PUBLIC HEARING – A petition was received to vacate an alley located at Lots 1 through 6 and Lots 7-12, Block 15, East Mobridge Addition to the City of Mobridge, Walworth County, South Dakota. Moved by Yellow Boy, second by Carlson and carried, to approve advertising for a public hearing to vacate an alley.

BLOCKING OFF MAIN STREET – Moved by Yellow Boy, second by Henderson and carried, to approve blocking off Main Street from 8:00 AM to 5:00 PM on August 3, 2013 for Crazy Days Event through the Make It Mobridge Committee.

STEP INCREASES – Moved by Cerney, second by Carlson and carried, to approve a step increases the following employees: Randy Van Horn increasing his hourly wage from \$15.95 to \$16.18 effective July 15, 2013; Jordan Majeske increasing his hourly wage from \$17.59 to \$17.82 effective July 29, 2013; and Jackie Quaschnick increasing her hourly wage from \$13.19 to \$13.51 effective July 15, 2013.

PAYMENT OF BILLS:

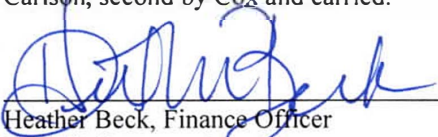
Moved by Cox, second by Henderson and carried, to approve the following bills for payment:

Aberdeen Finance Corp, garnishment-220.00 ;Aflac, insurance-957.56 ;Al Bohle, travel-133.20 ;Alco Stores, supplies-9.48 ;Beadle Floral & Nursery, trees-635.96 ;Bestway Traffic, repairs-107.95 ;Butler Machinery, repairs-


5,297.71 ;Cam Wal Electric, street lights-243.68 ;Central Diesel, repairs-164.19 ;Chamber of Commerce, prof services-9,494.58 ;Charles Dutt Electric, repairs-180.50 ;Credit Collections Bureau, garnishment-201.34 ;Dakota Supply Group, water meters/supplies-1,774.18 ;Dennis Kornder, prof services-350.00 ;Eggers Electric, repairs-1,192.00 ;Environmental Resource Assoc., water testing-319.77 ;Ethonal Products, chemical-484.00 ;Ferguson Waterworks, supplies/repairs-25,253.22 ;Filler's Bakery, training supplies-27.82 ;Gas N Goodies, supplies-60.01 ;Gienger Sales, supplies-102.00 ;Goldsmith Heck, prof services-1,740.00 ;Grand Central, vehicle maintenance-228.23 ;Great Western Bank, payroll taxes-10,443.85 ;GTC Auto Parts, supplies-282.61 ;Hawkins, chemical-2,266.00 ;Herreid Concrete, supplies-256.00 ;Hettinger-Mobridge Candy, supplies-40.64 ;Homestead Building Supplies, supplies-444.49 ;Jensen Rock & Sand, prof services/repairs-2,395.25 ;Lucky's, tires-581.00 ;M&T Fire & Safety, supplies-111.70 ;Marco, supplies-134.00 ;MDU, utilities-11,522.07 ;Merkels Foods, supplies-76.79 ;Midwest Pump & Tank, repairs-1,093.83 ;Mobr Gas Co., LP gas-166.40 ;Mobridge Tribune, publishing-500.50 ;Oahe Vet, prof services-190.00 ;Office Depot, supplies-127.10 ;Payless Foods, supplies-6.63 ;Pete Lien, chemical-3,132.52 ;Plunketts, prof services-55.16 ;Ron Pourier, prof services-500.00 ;Ron's Repair, repairs-15.00 ;Runnings, repairs/supplies-1,208.15 ;SD Dept of Revenue, water testing-532.00 ;SD DOT, debt service-25,000.00 ;SD Rural Water Systems, dues-700.00 ;SD State Treasurer, sales tax-60.17 ;SDRS Supplement Retirement Plan, retirement-44.00 ;Slater Oil, propane/diesel-2,951.65 ;State Farm Ins., insurance-71.81 ;Steve Gasser, travel-80.66 ;Total Administrative Services, flex-525.90 ;Tumbleson Lawn Service, prof services-7,966.00 ;US Dept of Education, garnishment-126.90 ;US Post Office, postage-794.78 ;USDA-Rural Development, loan payment-2,925.00 ;USDA-Rural Development, loan payment-2,373.00 ;Valley Motors, repairs-120.00 ;West River Telecommunications, phone-1,476.82.

Salaries: Administration – 2322.14; City Administrator – 1933.27; Police Department – 2194.10; Street Dept – 4910.57; Airport – 1188.00; Library – 2581.16; Auditorium – 375.10; 24/7 Sobriety – 184.11; Water Dept – 6847.48; and Sewer Dept – 3622.52.

There being no further business to come before the council, the meeting adjourned at 5:47 PM on a motion by Carlson, second by Cox and carried.



Heather Beck, Finance Officer
Published once at the total approximate cost of \$



Jamie Dietterle, Mayor

**MOBRIDGE CITY COUNCIL
REGULAR MEETING
August 5, 2013**

Pursuant to due call and notice thereof, a Regular Meeting of the Common Council of the City of Mobridge, South Dakota was held in City Hall in said City on Monday, August 5, 2013 at 5:30 PM. Mayor Jamie Dietterle, Finance Officer Heather Beck, City Administrator Steve Gasser, City Attorney Rick Cain and the following council persons were present: Cox, Henderson, Cerney, O'Connell (by phone) and Carlson. Absent was Yellow Boy.

ADOPT AGENDA:

The agenda was adopted on a motion by Cerney, second by Carlson and carried.

MINUTES:

On a motion by Cox, second by Cerney and carried, to approve the minutes from the July 15, 2013 regular meeting. O'Connell abstained.

PUBLIC FORUM & VISITORS:

Kim Ulmer was present to give the Council information on grants that are available from FEMA for monolithic dome safe rooms. His idea is to build a dome over a pool to make it an indoor pool located at Legion field. The grant would be 75% federal and 25% local. Adam Fiedler, Walworth County Emergency Manager, informed the Council that FEMA funds are very difficult to come by. He stated the chances of getting that funding is not very good considering Mobridge already has designated shelters.

DEPARTMENT HEAD REPORTS:

Haden Bowie, Zoning Officer

BUILDING PERMITS –The following building permits were approved by the Zoning Officer & approved by the Council on a motion by Cerney, second by Henderson and carried: James Croshaw, 318 2nd Ave E, remodel kitchen, bathroom & living room; and Curtis Huffman, 715 3rd Ave E, 33x38 garage attached to home. Three other building permits that were applied for require variances.

Justin Jungwirth, Police Chief

CODE ENFORCEMENT – Chief Jungwirth gave the Council a code enforcement report.

- Chief Jungwirth introduced newly hired Officer Smith.

NEW BUSINESS:

VEHICLE PURCHASE – Moved by Carlson, second by Cerney and carried, to approve purchasing a vehicle for \$9,000 for the police department to replace '03 Dodge Ram.

AIRPORT HANGER PROJECT BIDS – Moved by Cerney, second by Cox and carried, to approve rejecting the two bids received for the revenue producing airport hanger and re-advertise for bids.

POLICE DEPT GRANT – Moved by Cerney, second by Henderson and carried, to approve increasing the police department expense budget by \$10,000 for grant received by the SD Attorney General.

VACATE ALLEY – Moved by Cox, second by Cerney and carried, to approve Resolution No. 13-08, a resolution to vacate a platted alley.

**RESOLUTION NO. 13-08
RESOLUTION TO VACATE ALLEY BETWEEN LOTS 1-6 AND 7-12, BLOCK 15,
EAST MOBRIDGE ADDITION TO MOBRIDGE, WALWORTH COUNTY, SOUTH DAKOTA**

WHEREAS, the owners of the real property abutting on both sides of the platted alley between Lots 1-6 and Lots 7-12, Block 15, East Mobridge Addition to the City of Mobridge, Walworth County, South Dakota have signed a Petition to vacate the alley; and

WHEREAS, the property owned by the petitioners would be better used if the alley was closed; and

WHEREAS, there would be no benefit to the public by keeping the alley open; and

WHEREAS, notice of time and place for hearing has been published and the hearing having been held;
NOW THEREFORE, the City of Mobridge hereby resolves to vacate the alley between Lots 1-6 and Lots 7-12, Block 15, East Mobridge Addition to the City of Mobridge, Walworth County South Dakota, subject to any existing easements of record.

AIRPORT FARMLANDS LEASE – Gary Flihs, who currently has the airport farmlands lease, report that there was a bad gopher problem that was destroying the land. Moved by Cerney, second by Carlson and carried, to approve deducting the cost of exterminating the gophers from the airport from the 2014 lease payment by \$2,915.

ADVERTISING FOR PUBLIC HEARING – Moved by Cerney, second by Carlson and carried, to approve advertising for a public hearing for a special on-sale liquor license for the Moose at Scherr Howe.

AGREEMENT FOR OVER WIDTH DETOUR ROAD – Moved by Carlson, second by Henderson and carried, to approve an agreement with the State to use 20th Street as an over width detour road for their highway project.

STORM SEWER PROJECT CHANGE ORDER – Moved by Cox, second by Henderson and carried, to approve change order no. 1 for the 2nd Avenue Storm Sewer Improvement project, extending the deadline for project completion from July 31, 2013 to September 13, 2013.

STORM SEWER PROJECT PAY REQUEST – Moved by Cerney, second by Carlson and carried, to approve Pay Request No. 1 in the amount of \$219,481.89 to B&B Contracting for the 2nd Avenue Storm Sewer Improvement Project.

RIVERFRONT DEVELOPMENT – Brian Rex, SDSU, made a presentation to the Council regarding the university's work on Mobridge's riverfront development. The school has an opportunity to work with a company called Gage Brothers, Sioux Falls. They are a precast concrete company. They would like to do some type of development to Wrigley Square to divide the streets and make it a focal point for the riverfront. The Council encouraged them to move forward in planning and indicated they will support the project.

DISCUSSION AND INFORMATION ITEMS:

DEMO HOUSE - Cox spoke to the Council on once again partnering with the County to remove a house at 619 1st St E. The property was taken by the County for unpaid taxes. It has been deemed irreparable. The Council indicated they were interested in the project. It will be put on the agenda for the August 19th meeting.

FINANCIAL REPORT – Beck presented the Council a financial report.

TRAVEL: Moved by Carlson, second by Cerney and carried, to approve a travel request for the 24/7 staff to Aberdeen on August 20, 2013 for training.

PAYMENT OF BILLS:

Beck informed the Council that one vender did not bill the City for fuel since the end of 2010. The error was just recently caught. The old invoices totaled approximately \$26,000. Moved by Carlson, second by Henderson and carried, to approve the following bills for payment:

A&B Business, supplies-516.39; Adam Rookey, refund-52.99 ;AE2S, prof services-4,518.50 ;B&B Contracting, prof services-219,481.89 ;Banyon Data Systems, prof services-295.00 ;Beadles Chevy, vehicle maintenance-48.27 ;Beadles Sales, replacement vehicle-9,000.00 ;Border States, ball fields/supplies-2,033.39 ;Brodart Co., supplies-594.27 ;Business Forms & Accounting, supplies-532.48 ;Butler Machinery, repairs-641.75 ;Cain Law Office, attorney fees-288.00 ;Capital Trophy, prof services-11.75 ;Carlson Services, repairs-65.00 ;Center Point Large Print, books-44.34 ;Cole Papers, floors-1,707.00 ;Country Junction, uniforms-45.00 ;Credit Collections Bureau, garnishment-402.68 ;Dakota Fluid Power, truck maintenance-313.29 ;Dakota Supply Group, supplies-124.61 ;Davis Martin, contract labor/trees/mowing-21,220.00 ;Deputy Finance Officer, postage-68.41 ;Ebsco, other services-398.42 ;Eisemann Building Products, supplies-7.50 ;Fabra Tech, prof services-93.60 ;Family Dollar, supplies-20.75 ;Fisher Scientific, chemicals/repairs-1,149.16 ;Gienger Sales, supplies-135.00 ;Great Western Bank, payroll taxes-23,521.77 ;Hach Company, supplies-240.47 ;Hawkins, chemical-1,998.00 ;Heartland Waste, solid waste collection-16,558.50 ;Helms & Associates, prof services-21,850.00 ;Hettinger Mobridge Candy, supplies-82.30 ;Homestead Building Products, supplies-131.47 ;Ingram, books-135.70 ;Interstate Battery Center, supplies-113.70 ;Intoximeters,

supplies-140.00 ;James Bohlander, refund-33.57 ;Jensen Rock & Sand, repairs-12.00 ;Jim Krumm, refund-29.75 ;Joel Schweitzer, computers-200.00 ;Kenny Wientjes, refund-15.94 ;Lind's Hardware, repairs/supplies-5,500.07 ;Loris Shaffer, refund-22.91 ;Lucky's, gasoline/diesel-13,720.93 ;Lu's Cleaning, prof services-1,369.00 ;MDU, utilities-1,370.50 ;Mobr Medical Clinic, drug testing-40.00 ;Mobridge Rodeo Assoc., rodeo-10,000.00 ;MVTL, water samples-1,005.00 ;Office Depot, supplies-310.92 ;Redwood Toxicology Labs, prof services-210.00 ;Sanitation Products, supplies/repairs-739.79 ;SD Attorney General, scam fees-216.00 ;SD Dept of Revenue, water testing-735.00 ;SD Library Assoc., dues-380.00 ;SD One Call, prof services-63.00 ;SD Retirement, retirement-18,131.32 ;SD State Treasurer, sales tax-1,301.22 ;SD Unemployment, unemployment insurance-777.66 ;SDRS Supplemental Retirement Plan, retirement-88.00 ;Service Signs, repairs-574.82 ;Total Administrative Services, flex-1,215.32 ;Unum Life Insurance, insurance-177.90 ;UPS, postage-249.10 ;US Dept of Education, garnishment-253.80 ;US Post Office, postage-249.11 ;Voyager Fleet Services, gasoline-634.10 ;Wellmark Blue Cross Blue Shield, insurance-17,598.62.

Salaries: Administration – 6615.44; City Administrator – 3866.54; Police Department – 49842.05; Fire Dept – 500.00; Street Dept – 9865.47; Airport – 2416.92; Library – 5347.10; Auditorium – 613.80; Zoning – 500.00; 24/7 Sobriety – 362.57; Water Dept – 13598.11; and Sewer Dept – 6470.60.

There being no further business to come before the council, the meeting adjourned at 6:45 PM on a motion by Henderson, second by Carlson and carried.



Heather Beck, Finance Officer



Jamie Diette, Mayor

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**MOBRIDGE CITY COUNCIL
REGULAR MEETING
August 19, 2013**

Pursuant to due call and notice thereof, a Regular Meeting of the Common Council of the City of Mobridge, South Dakota was held in City Hall in said City on Monday, August 19, 2013 at 5:30 PM. Mayor Jamie Dietterle, Finance Officer Heather Beck, City Administrator Steve Gasser, City Attorney Rick Cain and the following council persons were present: Cox, Henderson, Cerney, Yellow Boy and Carlson. Absent was O'Connell.

ADOPT AGENDA:

The agenda was adopted on a motion by Yellow Boy, second by Carlson and carried.

MINUTES:

On a motion by Henderson, second by Cox and carried, to approve the minutes from the August 5, 2013 regular meeting. Yellow Boy abstained.

DEPARTMENT HEAD REPORTS:

Haden Bowie, Zoning Officer

BUILDING PERMITS –The following building permits were approved by the Zoning Officer & approved by the Council on a motion by Carlson, second by Henderson and carried: Curtis Huffman, 715 3rd Ave E, 33x38 garages attached to home; Sherman Renner, 1015 7th Ave W, new siding & gutters/replace front steps; Justin Aberle, 920 7th Ave W, 32x40 garage with 11' sidewalls; Travis Collins, 1212 Sunset, replace siding on house & attached garage/7x8 deck over back step; and Zach Milliken, 1822 8th St E, new building for business 40x40x16.

Fire Department

ADVERTISEMENT FOR FIRE TRUCK BIDS – No bids were received from the last advertisement. Moved by Cerney, second by Cox and carried, to approve re-advertising for bids for the new fire truck.

UNFINISHED BUSINESS:

WRIGLEY SQUARE & SDSU - Professor Brian Rex was present to discuss with the Council the plans for Wrigley Square. They are proposing a wall with windows highlighting the views of the riverfront. A committee made up of Erin Wheeler, Tony Yellow Boy, Haden Bowie, and Randy Carlson will be the contact points for the project. Moved by Yellow Boy, second by Henderson and carried, to approve putting curb and gutter at Wrigley Square at a cost of \$6,700 to be paid for out of the riverfront development fund. Moved by Yellow Boy, second by Carlson and carried, to approve SDSU to move forward with the project.

NEW BUSINESS:

PUBLIC HEARING SPECIAL EVENT ON SALE LIQUOR LICENSE– Hearing no comment for or against, moved by Cerney, second by Carlson and carried, to approve the special event on sale liquor license for the Moose to serve liquor in Scherr Howe on September 6 & 7, 2013 for a private function.

TEAR DOWN HOUSE AT 619 1ST ST E – Moved by Carlson, second by Cox and carried, to approve cost share with the County 50/50 to tear down the house located at 619 1st St E.

ADVERTISING FOR WATER TOWER PROJECT – Moved by Cox, second by Cerney and carried, to approve advertising for bids for the water tower project.

AIRPORT HANGER LEASE – A request has been made to transfer an airport hanger lease from Kent Wientjes to CJ Wientjes. All fees and documents required have been received by the City. Moved by Yellow Boy, second by Cerney and carried, to approve the lease transfer for hanger no. 11 from Kent Wientjes to CJ Wientjes.

AIRPORT PAVEMENT MAINTENANCE AGREEMENT – Moved by Yellow Boy, second by Carlson and carried to approve a airport pavement maintenance agreement with the State at a cost to the City of \$741.06 to be paid out of the fuel tax fund.

CEMETERY DEED TRANSFER - Moved by Carlson, second by Henderson and carried, to approve transferring Grave 3, Lot 94, Block P in Greenwood Cemetery from the City of Mobridge to Jeaneane Buckmeier.

DEADWOOD GRANT – Moved by Cerney, second by Henderson and carried, to approve the Mayor signing the agreement to accept the Deadwood Historic Preservation Grant in the amount of \$20,000 for the Scherr Howe mural restoration project.

MEETING DATE – Moved by Carlson, second by Yellow Boy and carried, to move the 1st meeting in September to Tuesday, September 3, 2013 due to the Labor Day holiday.

DISCUSSION AND INFORMATION ITEMS:

BUDGET MEETING – A meeting to discuss the 2014 budget will be held August 27, 2013 at 4:00 PM.

PAYMENT OF BILLS:

Moved by Cox, second by Cerney and carried, to approve the following bills for payment:

Aflac, insurance-1,436.34;Credit Collections Bureau, garnishment-201.34 ;A&B Business, supplies-101.85 ;Alco Stores, supplies-48.26 ;AmeriPride, supplies-46.12 ;Aqua Pure, Inc., chemical-1,890.00 ;Avera Queen of Peace, drug testing-74.90 ;Avid Hawk, prof services-20.00 ;Beadles Chevy, repairs-59.40 ;Cam Wal Electric, utilities-241.44 ;Chamber of Commerce, prof services-10,640.00 ;Charles Dutt Electric, repairs-40.80 ;Country Junction, uniforms-192.00 ;Dakota Pump & Control, repairs-1,132.50 ;Davis Martin, maintenance/mowing/trees-11,460.00 ;Family Dollar, supplies-56.75 ;Fleet Services, gasoline-3,538.22 ;Gas N Goodies, supplies-83.46 ;Gienger Sales, supplies-130.00 ;Goldsmith Heck, prof services-15,668.00 ;Great Western Bank, payroll taxes-10,743.34 ;Gregg's Drilling, repairs-1,706.63 ;GTC Auto Parts, supplies-75.60 ;Heartland Waste, prof services-150.00 ;Heather's Housekeeping, prof services-800.00 ;Helms Engineering, prof services-13,750.00 ;Jensen Rock & Sand, prof services-912.35 ;Kurt Schmaltz, uniforms-80.00 ;Lindskov Implement, equipment maintenance-65.45 ;Lucky's Gas, gasoline/diesel-575.97 ;Marco, supplies-274.26 ;MDU, utilities-14,402.99 ;Midwest Pump & Tank, repairs-1,120.42 ;Mobridge Tribune, publishing-1,064.66 ;Morris Equipment, repairs-268.00 ;MVTL Laboratories, chemical-61.45 ;Neve's Uniforms, uniforms-148.86 ;North Central Steel Systems, building maintenance-224.19 ;Oahe Vet, prof services-215.00 ;Office Depot, supplies-125.97 ;Payless Foods, supplies-81.04 ;Pete Lien, chemical-3,420.00 ;Plunketts, prof services-58.41 ;Plunketts, prof services-55.16 ;Ron's Repair, repairs-6.00 ;Runnings, supplies/repairs-1,106.93 ;Runnings, supplies/repairs-577.84 ;SD Attorney General, participation fees-529.00 ;SD One Call, prof services-60.90 ;SD State Treasurer, sales tax-1,212.05 ;SDRS Supplement Retirement Plan, retirement-44.00 ;Slater Oil, gasoline/propane-5,613.19 ;State Farm Ins., insurance-71.80 ;Total Administrative Services, flex-607.66 ;Unum Life Ins., insurance-177.90 ;US Dept of Education, garnishment-126.90 ;US Post Office, postage-238.39 ;USA Blue Book, supplies-249.53 ;USDA-Rural Development, loan payment-2,925.00 ;USDA-Rural Development, loan payment-2,373.00 ;Valley Motors, vehicle maintenance-141.77 ;Verizon Wireless, phone-211.40 ;West River Telecommunications, phone-1,430.60 ;Western Communications, communication-228.04.

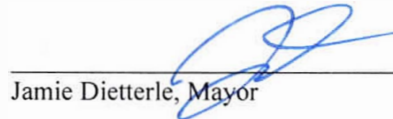
Salaries: Administration – 2137.07; City Administrator – 1933.27; Police Department – 22541.00; Street Dept – 5104.94; Airport – 1188.00; Library – 2553.70; Auditorium – 88.66; 24/7 Sobriety – 189.78; Water Dept – 8791.11; and Sewer Dept – 2414.98.

There being no further business to come before the council, the meeting adjourned at 6:31 PM on a motion by Cerney, second by Yellow Boy and carried.



Heather Beck, Finance Officer

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Jamie Dietterle, Mayor

**MOBRIDGE CITY COUNCIL
SPECIAL MEETING
August 27, 2013**

Pursuant to due call and notice thereof, a Special Meeting of the Common Council of the City of Mobridge, South Dakota was held in City Hall in said City on Tuesday August 27, 2013 at 4:00 PM. Mayor Jamie Dietterle, City Administrator Steve Gasser, Finance Officer Heather Beck, and the following councilpersons were present: Cox, Cerney, Henderson, and Carlson. Absent was Yellow Boy and O'Connell.

BUDGET MEETING

The Council had a discussion with the department heads regarding the 2014 budget. No action was taken.

There being no further business to come before Council, the Mayor adjourned the meeting at 6:16 PM.


Heather Beck, Finance Officer


Jamie Dietterle, Mayor

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**MOBRIDGE CITY COUNCIL
REGULAR MEETING
September 3, 2013**

Pursuant to due call and notice thereof, a Regular Meeting of the Common Council of the City of Mobridge, South Dakota was held in City Hall in said City on Tuesday, September 3, 2013 at 5:30 PM. Mayor Jamie Dietterle, Finance Officer Heather Beck, City Administrator Steve Gasser, City Attorney Rick Cain and the following council persons were present: Cox, Cerney, O'Connell, Yellow Boy and Carlson. Absent was Henderson.

ADOPT AGENDA:

The agenda was adopted on a motion by Carlson, second by Yellow Boy and carried.

MINUTES:

On a motion by Cerney, second by Cox and carried (Mayor voted yes), to approve the minutes from the August 19, 2013 regular meeting and the August 27, 2013. Yellow Boy and O'Connell abstained.

PUBLIC FORUM AND VISITORS:

BOY SCOUTS – Trace Rische, representing Boy Scout Troup 65, was present to request use of the City Park on September 21, 2013 from 11:30 AM – 2:00 PM in order to host a mini expo to get youth interested in scouting. The Council had no objections to the event.

UNFINISHED BUSINESS:

BIDS FOR AIRPORT HANGER PROJECT – Moved by O'Connell, second by Yellow Boy and carried, to table approving the bids for the airport hanger project until Sept. 16th to allow Helms Engineering to verify the company that received the lowest bid made a good faith effort.

AIRPORT HANGER PROJECT GRANT APPLICATION – Mike with Helms Engineering was present to discuss with the Council the revenue producing hanger project. 5% of the cost will be the City's, 5% the State and the remaining 90% will be funded by Federal funds that are allocated every year. Moved by Yellow Boy, second by O'Connell and carried, to approve authorizing the Mayor to sign the grant application and to sign the grant offer when it is received.

DEPARTMENT HEAD REPORTS:

Haden Bowie, Zoning Officer

BUILDING PERMITS –The following building permits were approved by the Zoning Officer & approved by the Council on a motion by Yellow Boy, second by O'Connell and carried: ABC Seamless-402 7th St West-Remove old shingles, replace with royal brown seamless steel roofing; Charles Howe--Building 62x60 house; Kyle Jensen-1217 9th Ave West-42x90 Building; Hilton Walth-309 5th Ave East-Steel roof + possible siding; Gerald Chase-819 11th St West-Remove shingles, replace with white steel; Calvin Gill-816 3rd Ave West-Change flat roof on garage to russ rafter a frame. Measurements 22x26; and Jack Pringle-711 3rd Ave West-Tear down 2 old sheds, replace with 1 shed 12x24. The Council had a discussion on the building permit process.

Justin Jungwirth, Police Chief

LEVEL INCREASE – Moved by O'Connell, second by Cox and carried, to approve moving Ashton Norder to Level 2 on the wage scale, increasing his hourly wage from \$16.92 to \$17.38 effective August 26, 2013.

Water Department

ADVERTISE FOR WATER DEPARTMENT POSITION – Due to the resignation of Kurt Schmaltz, moved by O'Connell, second by Yellow Boy and carried to approve advertising for a water department position.

NEW BUSINESS:

2014 APPROPRIATIONS ORDINANCE –Moved by Cerney, second by O'Connell and carried, to approve the 1st reading of Ordinance No. 929, 2014 Appropriations Ordinance.

STORM SEWER PROJECT PAY REQUEST – Moved by O’Connell, second by Cox and carried, to approve pay request no. 2 from B&B Contracting in the amount of \$220,536.65 for the 2nd Avenue West Storm Sewer project.

CEMETERY DEED TRANSFER - Moved by Cerney, second by O’Connell and carried, to approve the following cemetery deed transfer: Grave 5, Lot 13, Block P, Greenwood Cemetery 1st Addition, from the City of Mobridge to Edward Schweitzer and Mary Ann Schweitzer.

BACKBOARDS AT SCHERR HOWE– In order to proceed with the mural restoration at Scherr Howe, the basketball backboards need to be moved. The cost estimate to move the backboards is \$13,675. Beck reported that the funds are available this year using \$10,000 from the 2013 Capital Outlay specified for the murals with the remaining amount coming from the current year budget. Moved by Cerney, second by O’Connell and carried, to approve the cost estimate for moving the backboards in the amount of \$13,675 from School Specialty.

LIBRARY SURPLUS PROPERTY – Moved by Carlson, second by Cox and carried, to approve declaring the following items from the library surplus:

1- Circulation Desk – 0 value; 1 – Bar Code Scanner (not compatible with new computers and pieces missing) – 0 value; 2 – Spinning Paper Back Racks - 0 value; 1 – Computer Stand – 0 value; 1 – Wooden Chair (broken) – 0 value; 1 – Media Cabinet (broken) – 0 value; 6 – Red Plastic Children’s Chairs – 0 value; 2 – Medium Size Heavy Plastic Children’s Chairs – 0 value; 4 – Small Size Heavy Plastic Children’s Chairs – 0 value; 1 – Locking Fire Safe Box (broken) – 0 value; 1 – Plastic Computer Monitor Riser with Keyboard Drawer (broken) – 0 value; 1 – Wooden Paperback Rack – 0 value; 1 – Wooden Book Shelf Display – 0 value; 1 – Wire Magazine Rack – 0 value; 1 – Computer Mouse (broken) – 0 value; 1 – Computer Keyboard (broken) - 0 value; 1 – Wooden Computer Desk (broken) – 0 value; 2 – Large Headphones (broken) – 0 value; 1 – Small Headphone (broken) – 0 value; 1 – Tape Dispenser – 0 value; 2 – Metal Desk Calendar Bases – 0 value; 1 – Small Hand Operated Disc Cleaning Kit (not sure if it is all there) – 0 value; 1 – 5 Port Computer Switch (broken) – 0 value; 1 – Wireless Router (broken) – 0 value; 1 – Scissors (do not work well) – 0 value; 4 – Brother AX10 Typewriter Ribbons – 0 value; 2 – Nu’Kote b163 Typewriter Ribbons – 0 value; 1 – Plastic Shelf – 0 value; 1 – Small Metal Book Display – 0 value; 1 – Metal Air Freshener Dispenser Holder (not compatible with any brands) – 0 value; 86 – Plastic Book Ends (Tan and Green) – 0 value; 64 – Metal Book Ends (Mostly Black) – 0 value; 104 – Metal L Shaped Book Ends (Mostly Black) – 0 value. Moved by O’Connell, second by Cerney and carried, to approve disposing of surplus library items without sale. Cerney reminded the Council of the Library grand opening Sept. 5th at 1:00PM, ribbon cutting at 2:00 PM.

DISCUSSION AND INFORMATION ITEMS:

FINANCIAL REPORT – Beck presented the Council a financial report.

TRAVEL:

Moved by Cox, second by Cerney and carried, to approve Karla Bieber and Linda Chandler to Sioux Falls Sept. 25-27, 2013 for State library convention.

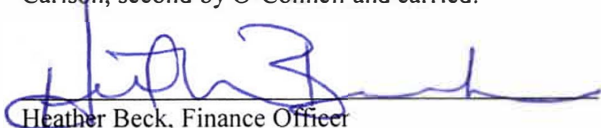
PAYMENT OF BILLS:

Moved by O’Connell, second by Carlson and carried, to approve the following bills for payment: A&B Business, supplies-9,888.47; Aberdeen Finance Corp., garnishment-220.00 ;Aflac, insurance-569.08 ;B&B Contracting, prof services-220,536.65 ;Beadles Chevy, vehicle maintenance-530.54 ;Beadles Sales, vehicle maintenance-29.09 ;Cain Law Office, attorney fees-423.00 ;Carol Godkin, travel-74.00 ;Center Point Large Print, books-44.34 ;Charles Dutt Electric, repairs-223.28 ;Credit Collections Bureau, garnishment-201.34 ;Dakota Supply Group, storm sewer/supplies-669.40 ;Davis Martin, contract labor/mowing-8,503.00 ;Demco, supplies-146.02 ;Deputy Finance Officer, other services/postage-91.55 ;Doug Nelson Masonry, prof services-765.00 ;Environmental Toxicity Control, water samples-339.50 ;Family Dollar, supplies-21.75 ;Fisher Scientific, chemicals/repairs-71.84 ;Gienger Sales, supplies-161.00 ;Great Western Bank, payroll taxes-10,619.15 ;Gregg’s Drilling & Excavating, prof services-7,800.01 ;Hawkins, chemical-2,738.25 ;HD Supply Waterworks, repairs-2,768.62 ;Heartland Waste, solid waste collection-16,569.00 ;Homestead Building Products, supplies-203.58 ;Hometown TV & Appl., supplies-39.99 ;Ingram, books-512.21 ;J&M One Stop, prof services-313.00 ;Janitor’s Closet, supplies-69.47 ;Lind’s Hardware, supplies-743.81 ;Lynn Schott, computer-100.00 ;Matheson Tri Gas, repairs-2,212.81 ;MDU, utilities-4,952.60 ;Merkels, supplies-78.64 ;Mobridge Manufacturing, repairs-90.00 ;Neve’s Uniforms, uniforms-219.56 ;Oahe Sportsman Club, insurance-850.16 ;Office Depot, supplies-53.75 ;Premier Equipment, supplies-1.26 ;Runnings,

repairs-859.26 ;SD Attorney General, scam fees-126.00 ;SD Dept of Revenue, water testing-433.00 ;SD Retirement, retirement-11,598.58 ;SDRS Supplemental Retirement Plan, retirement-44.00 ;TASC, prof services-297.00 ;Total Administrative Services, flex-607.66 ;US Dept of Education, garnishment-126.90 ;US Post Office, postage-168.55 ;Valley Motors, repairs-471.47 ;Walworth County Landfill, prof services-15.70 ;Walworth County Register of Deeds, prof services-30.00 ;Wellmark Blue Cross Blue Shield, insurance-18,342.28.

Salaries: Administration – 4487.07; City Administrator – 1933.27; Police Department – 22052.43; Fire Dept – 500.00; Street Dept – 4538.88; Airport – 1228.92; Library – 2461.37; Auditorium – 613.80; Zoning – 500.00; 24/7 Sobriety – 235.10; Water Dept – 6699.78; and Sewer Dept – 2414.98.

There being no further business to come before the council, the meeting adjourned at 5:59 PM on a motion by Carlson, second by O'Connell and carried.



Heather Beck, Finance Officer

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Jamie Dietterle, Mayor

**MOBRIDGE CITY COUNCIL
REGULAR MEETING
September 16, 2013**

Pursuant to due call and notice thereof, a Regular Meeting of the Common Council of the City of Mobridge, South Dakota was held in City Hall in said City on Monday, September 16, 2013 at 5:30 PM. Mayor Jamie Dietterle, Finance Officer Heather Beck, City Administrator Steve Gasser, City Attorney Rick Cain and the following council persons were present: Cox, Henderson, Cerney, O'Connell, Yellow Boy and Carlson.

ADOPT AGENDA:

The agenda was adopted on a motion by Yellow Boy, second by O'Connell and carried.

MINUTES:

On a motion by Yellow Boy, second by Cox and carried to approve the minutes from the August 19, 2013 regular meeting and the August 27, 2013. Henderson abstained.

DEPARTMENT HEAD REPORTS:

Haden Bowie, Zoning Officer

PUBLIC HEARING TO REZONE – A public hearing was held to discuss a request from Zach Milliken to rezone from Ag to Commercial W 334.8' E450' N140.6' Tr A, Jackson's Subd in E1/2SE1/4SE1/4 20-124-79. Hearing no opinion for or against, moved by Carlson, second by Yellow Boy and carried, to approve changing the zoning from agricultural to commercial at the property described as W 334.8' E450' N140.6' Tr A, Jackson's Subd in E1/2SE1/4SE1/4 20-124-79.

VARIENCE REQUEST DENIED – The council was informed that a variance request submitted by Leroy Bietelspacher was denied by the zoning committee.

BUILDING PERMITS –The following building permits were approved by the Zoning Officer & approved by the Council on a motion by O'Connell, second by Cox and carried: Kelvin Lawrence, 813 8th Ave W, 2 4x4 egress windows in basement and Steve Piatt, 905 4th St W, a 24x12 temporary carport in the back yard behind detached shed.

Al Bohle, Police Captain

NEW HIRE – Moved by Carlson, second by Cox and carried, to approve hiring Shantel Milliken for the position of dispatcher at \$12.69 per hour effective September 9, 2013.

SURPLUS BIKES – Moved by O'Connell, second by Yellow Boy and carried, to approve the following list of bikes as surplus property and sell them at the bike auction with the proceeds from the sale going into the DARE fund.

DISPATCHER RESIDENCY – Dispatcher Candace Neumann will be moving approximately 25 miles outside of Mobridge due to marriage. Per the residency requirement, she will be outside the 5 miles of Mobridge. Moved by Cox, second by Yellow Boy and carried, to continue to employ Neumann.

PUBLIC FORUM AND VISITORS:

WRIGLEY SQUARE – SDSU – Brian Rex, professor a SDSU, along with some students was present to make a presentation to the Council regarding their design for Wrigley Square. Moved by Yellow Boy, second by Cerney and carried, to approve the current design for Wrigley Square.

UNFINISHED BUSINESS:

BIDS FOR AIRPORT HANGER PROJECT – Moved by Yellow Boy, second by Cerney and carried, to award the bid for the Airport Project 3-46-0038-010-2013 Hanger Improvements to North Star Construction, Spearfish, SD for the Base Bid and Alternate Bid No. 1 and Alternate Bid No. 3, in the amount of \$547,685. Moved by O'Connell, second by Cerney and carried, to authorize the Mayor to sign all necessary paperwork.

2014 APPROPRIATIONS ORDINANCE –Moved by Yellow Boy, second by Henderson and carried, to approve the 2nd reading of Ordinance No. 929, 2014 Appropriations Ordinance.

NEW BUSINESS:

WATER TOWER BIDS –Jay Koch, Helms Engineering, was present to discuss with the council the bids for the water tower project. All bids came in over the estimate due to the increase in the prices of steel and cost of subcontractors. Additional funding sources will be needed as the loan and grant already obtained will not be sufficient. Koch stated that it is possible for the City to get in for the next round of SRF funding. Moved by O’Connell, second by Henderson and carried, to approve the Mayor signing an application for additional loan funding. Moved by O’Connell, second by Yellow Boy and carried, to approve tabling the bids until an October meeting.

ZONING OFFICER – Haden Bowie has stepped down as zoning officer due to her new obligations as Chamber Director. Moved by Cerney, second by O’Connell and carried, to approve appointing Matt Reichert as the new Zoning Officer with a salary of \$500 per month. Reichert has been on the zoning board for 8 years and is the current chairperson.

ZONING BOARD MEMBER - Moved by O’Connell, second by Henderson and carried, to approve appointing Larry Wimmer to the zoning board. Wimmer has previously served on the board and will be replacing Reichert.

STREET DEPT EMPLOYEE– Arnie Ackerman has given notice that he is terminating employment with the City. Moved by Yellow Boy, second by Carlson and carried, to approve moving Ryan Enderson from the auditorium to the street department effective October 21, 2013 with an hourly wage of \$15.07.

ADVERTISING – Due to Ryan Enderson moving to the street department, a person will need to be hired for the auditorium. Moved by Carlson, second by O’Connell and carried, to approve advertising for the maintenance position at Scherr Howe/part time street department employee.

STATE WATER PLAN FOR WASTEWATER – In order to be considered for funding from the State for the wastewater clarifier, the City needs to put in an application to be on the State Water Plan. Moved by O’Connell, second by Carlson and carried, to approve submitting an application to the State Water Plan for wastewater and authorizing the Mayor to sign the application.

DISCUSSION AND INFORMATION ITEMS:

FINANCIAL REPORT – Beck presented the Council a financial report.

TRAVEL:

Moved by Yellow Boy, second by Cerney and carried, to approve Justin Jungwirth, Brooks Johnson, Tammie Fischer, and Memorie Carlson to 911 Conference in Bismarck, ND September 16-19th. Carson abstained. Moved by Yellow Boy, second by O’Connell and carried to approve Tony Larson to ARIDE school in Sioux Falls September 25-26th.

PAYMENT OF BILLS:

Moved by Cerney, second by Henderson and carried, to approve the following bills for payment:

ADMINISTRATION	9/16/2013	PARK DEPARTMENT	
Salaries	2,141.67	Davis Martin, maintenance/mowing/trees	6,840.00
Aberdeen Finance Corp., garnishment	220.00	Highland Products Group, improvements	4,395.83
Cardmember Services, supplies	96.91	MDU, utilities	239.36
Credit Collections Bureau, garnishment	201.34		11,475.19
Dady Drug, supplies	5.98	LIBRARY	
Great Western Bank, payroll taxes	10,572.12	Salaries	2,529.00
Marco, supplies	54.86	Jensen Rock & Sand, supplies	12.00
Mobridge Tribune, publishing	161.88	MDU, utilities	369.94
Office Depot, supplies	10.99	West River Telecommunications, phone	66.49
SD State Treasurer, sales tax	1,513.31		2,977.43
SDRS Supplement Retirement Plan,	44.00	AUDITORIUM	

retirement

Total Administrative Services, flex	607.66
Unum Life Ins., insurance	
US Dept of Education, garnishment	126.90
Walworth County ROD, prof services	30.00
West River Telecommunications, phone	87.00
	<u>15,874.62</u>

CITY ADMINISTRATOR

Salaries	1,933.27
A&B Business, supplies	
Marco, supplies	54.85
Office Depot, supplies	10.99
West River Telecommunications, phone	67.62
	<u>2,066.73</u>

GOVERNMENT BUILDINGS

Family Dollar, supplies	60.00
Heather's Housekeeping, prof services	800.00
MDU, utilities	243.51
Patty Goodale, maintenance	645.00
Sheryl Keller, maintenance	570.00
	<u>2,318.51</u>

OLD CITY HALL

MDU, utilities	99.86
West River Telecommunications, phone	39.95
	<u>139.81</u>

POLICE DEPARTMENT

Salaries	23,139.98
Alco Stores, supplies	20.97
Cardmember Services, uniforms	323.57
Fleet Services, gasoline	1,520.78
Grand Central, vehicle repairs	17.25
Marco, supplies	54.85
MDU, utilities	487.01
Mobridge Regional Hospital, prof services	187.00
Neve's Uniforms, uniforms	93.18
Oahe Vet, prof services	245.00
Plunketts, prof services	55.16
West River Telecommunications, phone	546.90
	<u>26,691.65</u>

FIRE DEPARTMENT

GTC Auto Parts, supplies	58.68
MDU, utilities	99.85
West River Telecommunications, phone	72.41
	<u>230.94</u>

STREET DEPARTMENT

Salaries	4,634.36
Cam Wal Electric, street lights	152.00
GTC Auto Parts, supplies	209.07

Salaries	849.09
Gas N Goodies, supplies	40.00
MDU, utilities	900.87
West River Telecommunications, phone	79.54
	<u>1,869.50</u>

ZONING

Mobridge Tribune, publishing	9.31
US Post Office, postage	24.44
	<u>33.75</u>

RIVERFRONT DEVELOPMENT

Steve Faehnrich Const., prof services	6,966.00
	<u>6,966.00</u>

NATIONAL GUARD ARMORY

USDA-Rural Development, loan payment	2,925.00
	<u>2,925.00</u>

LIQUOR

Mobridge Tribune, publishing	9.87
	<u>9.87</u>

3B

Chamber of Commerce, prof services	11,247.08
	<u>11,247.08</u>

24/7

Salaries	186.95
	<u>186.95</u>

AIRPORT HANGER PROJECT

Helms & Assoc., prof services	29,585.00
Mobridge Tribune, publishing	136.53
	<u>29,721.53</u>

WATER DEPARTMENT

Salaries	7,100.36
A&B Business, office supplies	146.42
Bridge City Bait, repairs	20.99
Cardmember Services, supplies	351.03
Dakota Supply Group, water meters	1,458.18
Ferguson Waterworks, supplies	8,705.54
Hawkins, supplies	336.96
Jensen Rock & Sand, prof services/supplies	685.00
Marco, supplies	54.85
MDU, utilities	3,554.44
Mobridge Tribune, publishing	122.33
Office Depot, supplies	10.98
Pete Lien & Sons, chemical	3,396.96
SD One Call, prof services	23.10
US Post Office, postage	248.12
USDA-Rural Development, loan payment	2,373.00
Voyager Fleet, gasoline/diesel	436.79

Jensen Rock & Sand, prof services/storm sewer	1,721.25	West River Telecommunications, phone	159.22
MDU, utilities	522.27		<u>29,184.27</u>
Mobridge Gas Co., supplies	58.50	SEWER DEPARTMENT	
West River Telecommunications, phone	85.20	Salaries	2,461.55
	<u>7,382.65</u>	A&B Business, office supplies	146.42
OTHER PROTECTION		Cardmember Services, supplies	636.07
MDU, utilities	18.36	Environmental Toxicity Control, water samples	764.50
	<u>18.36</u>	Ferguson Waterworks, supplies	2,010.27
AIRPORT		GTC Auto Parts, supplies	252.94
Salaries	1,188.00	Marco, supplies	54.85
AmeriPride, supplies	46.12	MDU, utilities	1,679.82
Cam Wal Electric, utilities	89.56	Mobridge Tribune, publishing	247.20
Eisemann Bldg Products, supplies	28.00	MVTL Laboratories, chemical	247.12
Ferguson Waterworks, repairs	529.79	Office Depot, supplies	10.99
Payless Foods, supplies	17.23	SD One Call, prof services	23.10
SDML, travel	65.00	UPS, postage	262.60
West River Telecommunications, phone	240.85	Voyager Fleet, gasoline/diesel	462.13
	<u>2,204.55</u>	West River Telecommunications, phone	152.35
POOL			<u>9,411.91</u>
Hettinger Mobridge Candy, supplies	222.13	CEMETERY	
	<u>222.13</u>	Davis Martin, maintenance/mowing	1,200.00
			<u>1,200.00</u>
		WATER & SEWER EXT	
			<u>0.00</u>
			<u><u>164,358.43</u></u>

There being no further business to come before the council, the meeting adjourned at 6:45 PM on a motion by Cerney, second by Henderson and carried.


 Heather Beck, Finance Officer

Published once at the total approximate cost of \$


 Jamie Dienerle, Mayor

**MOBRIDGE CITY COUNCIL
REGULAR MEETING
October 7, 2013**

Pursuant to due call and notice thereof, a Regular Meeting of the Common Council of the City of Mobridge, South Dakota was held in City Hall in said City on Monday, October 7, 2013 at 5:30 PM. Mayor Jamie Dietterle, Finance Officer Heather Beck, City Administrator Steve Gasser, and the following council persons were present: Henderson, O'Connell, Yellow Boy and Carlson. Absent were Cox and Cerney.

ADOPT AGENDA:

The agenda was adopted on a motion by O'Connell, second by Henderson and carried.

MINUTES:

On a motion by O'Connell, second by Henderson and carried to approve the minutes from the September 16, 2013 regular meeting.

DEPARTMENT HEAD REPORTS:

Matt Reichert, Zoning Officer

BUILDING PERMITS –The following building permits were approved by the Zoning Officer & approved by the Council on a motion by Carlson, second by O'Connell and carried: 9154-June Volk-1602 N Hwy 1804-Change roof from shingles to steel.- ;9155-Mobridge Rodeo Assn-Rodeo Grounds-20'x60' single story structure to house concessions and office.- ;9156-Kevin Kloosterman-1003 7th Ave West-Install chain link fence.- ;9157-John Unterseher-809 Main St-Install fence between yard & neighbor's house.- ;9158-Lloyd Blom-302 4th Ave East-Put sloped roof over flat balcony roof that has started leaking. 8'x18'- ;9159-Dwight Schmitt-815 7th Ave West-12x16 prebuilt shed on south side of house.- ;9160-Mike Keller-404, 406, 408, 410 W Grand Xing-Tear down 1/2 strip mall, remodel other 1/2.- ;9161-Ryan Ries-825 North Main-35x10 basement, put up wall studs and finish basement.- ;9151-Kristin & Patrick Feiock-902 10th St West-3.5' fence in front, 6' fence in backyard.

Brad Milliken, Fire Chief/Water Superintendent

BID FOR FIRE TRUCK – Milliken explained to the council that after advertising for bids and changing various specs 3 times they finally got one bid for a fire truck from UST Fire Apparatus for a heritage tender 2000 gallon, 1000 GPM pump mounted on a 2014 International 4400 chassis. The funding will be from a USDA grant in the amount of \$40,000, \$50,000 from a memorial donation and the remaining balance to be paid by the fire department. Moved by Carlson, second by O'Connell and carried, to approve the bid in the amount of \$216,119.00.

WATER/SEWER APPLICATIONS – Moved by O'Connell, second by Henderson and carried to approve the following applications: Duane Delzer, 608 4th Ave E, 1" Poly water and Sarah & Ron Giese, 722 1st Ave E, 4" PVC sewer.

UNFINISHED BUSINESS:

BIDS FOR WATER TOWER PROJECT – The bids for the Water Tower Project are valid for 30 days. Currently the total project cost is \$2,134,400. The low bids are broke down as follows: New Tower - \$1,809,000 (Maguire Iron); Refurbish Tower - \$284,400 (Champion Coatings); and Removal of Old Tower - \$41,000 (Maguire Iron). The funding for the project is proposed as follows: \$485,000 – EPA Grant; \$1,212,000 – SRF Loan #1; \$400,000 – SRF Loan #2; \$200,000 – Cash from Water Fund for a Total of \$2,297,000. The remaining funds will be used for engineering fees \$127,000, bond council \$16,120 and \$7,500 admin NEOG.

The SRF Loan #2 has not yet been approved. It is unlikely the application will be denied, but we will not hear from the State until late January. Along with the 2nd SRF loan, the City will be required to increase our rates by \$1.00 per month. This rate increase will not be able to be approved until we hear from the State and are officially approved for the 2nd loan.

Moved by O'Connell, second by Henderson and carried, to award the bid for the Water Tower Project as follows: : New Tower - \$1,809,000 (Maguire Iron); Refurbish Tower - \$284,400 (Champion Coatings); and Removal of Old Tower - \$41,000 (Maguire Iron)

NEW BUSINESS:

ADVERTISING FOR TEMPORARY LIQUOR LICENSES – Moved by O’Connell, second by Henderson and carried, to approve advertising for a public hearing for two temporary liquor license applications that was received from the Chamber.

NEW HIRE FOR SCHERR HOWE – Moved by O’Connell, second by Henderson and carried, to approve hiring Ted Ford for Maintenance Supervisor at Scherr Howe auditorium starting at \$12.30 per hour with full benefits beginning on October 15, 2013.

LIBRARY COMPUTERS – Moved by Carlson, second by O’Connell and carried, to approve the purchase of 2 HP Compaq computers to replace two patron computers at a cost of \$1,368.

DISCUSSION AND INFORMATION ITEMS:

FINANCIAL REPORT – Beck presented the Council with a financial report.

TRAVEL:

Moved by O’Connell, second by Henderson and carried, to approve Heather Beck to Ft. Pierre on November 5 & 6th for an Association of Government Accountants Professional Development Conference.

PAYMENT OF BILLS:

Moved by Henderson, second by O’Connell and carried, to approve the following bills for payment:

AE2S, prof services – 300.00; Aflac, insurance – 860.44; Alice Jewett, refund – 30.57; SD Attorney General, 24/7 – 168.00; Beadles Chevy, vehicle maintenance – 1160.17; Bestway Traffic, prof services – 123.44; Brooks Johnson, travel – 62.00; Cain Law Office, attorney services – 216.00; Capital Trophy, prof services – 11.50; Center Point Large Print, books – 44.34; Doris Chasing, refund – 27.53; Environmental Toxicity Control, water samples – 339.50; Ethanol Products, chemicals – 1933.20; Aqua Pure, chemicals – 10114.50; Fabra Tech, prof services – 75.25; Family Dollar, supplies – 22.50; Fillers Bakery, supplies – 63.45; First National Bank, loan payments – 3275.48; Galls, vehicle replacement – 574.35; Garret Pfitzer, refund – 56.04; Giengers Sales, supplies – 178.00; Hawkins, chemicals – 1531.20; Dakota Supply Group, repairs – 329.95; Homestead Building Supply, supplies – 487.33; House of Glass, repairs – 396.66; Imberi Computers, prof services – 150.00; Ingram Library Services, books – 500.29; Jensen Rock & Sand, repairs – 269.51; Kelsey Knust, refund – 22.39; Justin Jungwirth, travel – 62.00; Librarica, computer software – 328.20; Library Director, supplies – 40.80; Luckys Gas & More, gasoline – 1197.00; M&T Fire & Safety, supplies – 43.50; Mark Shillingstad, refund – 19.66; Mary Weitzel, refund – 93.64; Memorie Carlson, travel – 136.00; Mobridge Tribune, publishing – 758.70; MVTL Laboratories, water samples – 50.00; Neves Uniforms, uniforms – 220.38; Oahe Vet, prof services – 220.00; Office Depot, supplies – 144.90; Rod Iverson, refund – 35.50; Schweiss Doors, repairs – 168.64; SD Dept of Revenue, water samples – 1081.00; Share Corp, supplies – 838.00; Slater Oil, gasoline for resale – 30192.80; Smiths Fire Extinguisher, prof services – 180.80; South Dakota AGA, travel/other services – 230.00; Steve Gasser, travel – 64.50; Tammie Fischer, travel – 62.00; Terry Kary, refund – 22.55; Tom Hepper, refund – 56.04; Tony Larsen, travel – 324.48; UPS, postage – 13.71; USA Blue Book, supplies – 193.23; North Central Steel System, prof services – 44.17; US Postal Service, postage – 497.93; Valley Motors, repairs – 135.99; Verizon Wireless, cell phones – 183.09; Voyager Fleet Systems, diesel/gasoline – 634.12; US Postal Service, supplies – 73.32; Walworth County Landfill, prof services – 24.10; Homestead Building Supply, supplies – 87.74; Cam Wal Electric, utilities – 246.87; Mobridge Gas Company, LP gas – 65.00; Davis Martin, mowing/trees/prof services/contract labor – 11705.00; Mobridge Fire Dept, meetings/fires/repairs – 1440.00; Dady Drug, supplies – 19.97; Napa Auto Parts, repairs – 6.98; Environmental Resource, water samples – 319.77; Grand Central, supplies/gasoline – 130.44; Montana Dakota Utilities, utilities/street lights – 5395.61; Heartland Waste, prof services – 16495.50; SD Retirement, retirement – 11448.45; Aberdeen Finance Corp, garnishment – 220.00; Credit Collections Bureau, garnishment – 201.34; Great Western Bank, payroll taxes – 10502.35; SDRS Supplemental Retirement, retirement – 44.00; Total Administrative Services, flex – 608.50; US Dept of Education, garnishment – 126.90; Wellmark Blue Cross Blue Shield, insurance – 21150.75.

Salaries: Administration – 2137.07; City Administrator – 1933.37; Police Dept – 23001.47; Street Dept – 4566.16; Airport – 1188.00; Library – 2514.37; Auditorium – 811.58; 24/7 – 184.11; Water Dept – 5513.65; Sewer Dept – 2414.98

There being no further business to come before the council, the meeting adjourned at 5:47 PM on a motion by Carlson, second by Henderson and carried.



Heather Beck, Finance Officer
Published once at the total approximate cost of \$



Jamie Dietterle, Mayor

**MOBRIDGE CITY COUNCIL
REGULAR MEETING
October 21, 2013**

Pursuant to due call and notice thereof, a Regular Meeting of the Common Council of the City of Mobridge, South Dakota was held in City Hall in said City on Monday, October 21, 2013 at 5:30 PM. Mayor Jamie Dietterle, Finance Officer Heather Beck, City Administrator Steve Gasser, City Attorney Rick Cain and the following council persons were present: Cox, Cerney, Henderson, O'Connell, Yellow Boy and Carlson.

ADOPT AGENDA:

The agenda was adopted on a motion by Yellow Boy, second by O'Connell and carried.

MINUTES:

On a motion by O'Connell, second by Carlson and carried to approve the minutes from the October 21, 2013 regular meeting. Cerney and Cox abstained.

DEPARTMENT HEAD REPORTS:

Matt Reichert, Zoning Officer

BUILDING PERMITS –The following building permits were approved by the Zoning Officer & approved by the Council on a motion by Carlson, second by O'Connell and carried: Philip Russell-613 8th St East-6' wood fence in back yard, 3' wood fence in front yard.; Karen Vogel-28782 Clover Road-Moving house in to put on basement, adding addition, siding, reroofing, move out existing trailer house.; Leo & Karen Ziegler-1710 Kennedy Drive-30'x38' garage/storage with a 6'x6' breezeway connecting to house.; Dennis Thiessen-322 4th Ave West-32"x44" egress window on north side of house basement.; and Amanda Silbernagel-813 1st Ave East-Chain link fence in backyard.

Justin Jungwirth, Police Chief

Jungwirth reported that Daysia Wiederholt has completed her six month probation period. Moved by O'Connell, second by Yellow Boy and carried, to approve a step increase for Daysia Wiederholt increasing her hourly wage from \$13.91 to \$14.52 effective October 7, 2013.

Fire Chief/Water Superintendent

BID FOR FIRE EXTINGUISHER INSPECTION – Milliken put in a request to the Council to bid out the annual fire extinguisher inspections. Moved by O'Connell, second by Henderson and carried, to approve bidding out the annual fire extinguisher inspection.

NEW BUSINESS:

PUBLIC HEARING FOR TEMPORARY LIQUOR LICENSES – There was no one present to speak for or against the temporary liquor license applications. Moved by Cerney, second by O'Connell and carried, to approve a temporary liquor license for the Mobridge Chamber of Commerce for their annual banquet on November 30, 2013 serving alcohol from 5:30 PM until 11:00 PM at Scherr Howe. Moved by O'Connell, second by Yellow Boy and carried, to approve a malt beverage license to Mobridge Chamber of Commerce for the ice fishing tournament on January 9, 2014 through January 11, 2014, serving malt beverage from the hours of 5:00 PM until 11:00 PM each day at Scherr Howe.

RESOLUTION 13-09, FRONT FOOT ASSESSMENT - Moved by Yellow Boy, second by O'Connell and carried, to approve Resolution No. 13-09, a resolution levying a front foot assessment for annual maintenance of street surfaces and setting maximum annual assessments.

RESOLUTION NO. 13-09

**A RESOLUTION LEVYING A FRONT FOOT ASSESSMENT
FOR ANNUAL MAINTENANCE OF STREET SURFACES AND
SETTING MAXIMUM ANNUAL ASSESSMENTS**

WHEREAS, SDCL 9-45-38 grants authority to the City of Mobridge to assess special front foot assessment for the purpose of maintaining or repairing street surfacing or pavement, and

WHEREAS, the assessment may not exceed forty cents per front foot upon the lots fronting the street;

NOW THEREFORE, BE IT RESOLVED by the Common Council of the City of Mobridge, Walworth County, South Dakota, that all taxable real property parcels fronting a city street shall be assessed a special front foot assessment of forty cents per front foot; and

BE IT FURTHER RESOLVED that the Finance Officer of the City of Mobridge, Walworth County, South Dakota, be and the same is hereby instructed to direct the Director of Equalization to add the assessment to the general assessment against all taxable real property parcels; and

BE IT FURTHER RESOLVED that the Finance Officer of the City of Mobridge, certify the assessment together with the regular assessment to the County Auditor to be collected as municipal taxes for general purposes.

PUBLIC HEARING FOR 2ND LOAN WATER TOWER PROJECT – Ted Dickey was present and conducted a public hearing for the water tower project 2nd loan application 41420

. Dickey informed the Council and public that the project is needed to provide adequate water service to the City of Mobridge. Project alternatives were evaluated. The City will be constructing a 600,000 gallon elevated water tower and make renovations to another existing 500,000 gallon elevated water tower. The City is applying for a 2nd loan in the amount of \$400,000 through revenue bonds at a rate of 2.25% for no more than 30 years. If the additional \$400,000 is borrowed at full rate and term, water rates will need to increase an additional \$1.00 per month per household. There was no one present to comment for or against the project or additional SRF loan.

RESOLUTION 13-10, AUTHORIZING AN APPLICATION FOR FINANCIAL ASSISTANCE FOR THE WATER TOWER PROJECT - Moved by O'Connell, second by Cerney and carried, to approve Resolution 13-10 as follows:

RESOLUTION NO. 13-10

RESOLUTION AUTHORIZING AN APPLICATION FOR FINANCIAL ASSISTANCE, AUTHORIZING THE EXECUTION AND SUBMITTAL OF THE APPLICATION, AND DESIGNATING AN AUTHORIZED REPRESENTATIVE TO CERTIFY AND SIGN PAYMENT REQUESTS.

WHEREAS, the City of Mobridge (the "City") has determined it is necessary to proceed with improvements to its Water System, including but not limited to the construction of a new water tower and renovations to an existing water tower (the "Project");

WHEREAS, the City has determined that financial assistance will be necessary to undertake the Project and an application for financial assistance to the South Dakota Board of Water and Natural Resources (the "Board") will be prepared; and

WHEREAS, it is necessary to designate an authorized representative to execute and submit the Application on behalf of the City and to certify and sign payment requests in the event financial assistance is awarded for the Project.

NOW THEREFORE BE IT RESOLVED by the City as follows:

1. The City hereby approves the submission of an Application for financial assistance in an amount not to exceed \$400,000 to the South Dakota Board of Water and Natural Resources for the Project.

2. The City of Mobridge is hereby authorized to execute the Application and

submit it to the South Dakota Board of Water and Natural Resources, and to execute and deliver such other documents and perform all acts necessary to effectuate the Application for financial assistance.

3. The City of Mobridge has hereby designated the Mayor as the authorized representative of the City to do all things on its behalf to certify and sign payment requests in the event financial assistance is awarded for the Project.

CEMETERY FUND TRANSFER - Moved by Cerney, second by Cox and carried, to transfer \$25,000 from the General Fund to the Cemetery Fund per the 2013 budget.

DISCUSSION AND INFORMATION ITEMS:


FINANCIAL REPORT – Beck presented the Council with a financial report.

PAYMENT OF BILLS:


Moved by Yellow Boy, second by Henderson and carried, to approve the following bills for payment: Aberdeen Finance Corp., garnishment-220.00; A&B Business, supplies-38.85 ;Alco Stores, supplies-45.35 ;AmeriPride, supplies-46.12 ;Avid Hawk, prof services-20.00 ;Bestway Traffic, prof services-49.00 ;Bierschbach Equipment, supplies-128.50 ;Border States, repairs-212.26 ;Cardmember Services, computer software/supplies-190.25 ;Carlson Services, prof services-1,147.35 ;Chamber of Commerce, prof services-9,781.79 ;Clayon's Electronics, prof services-30.00 ;Credit Collections Bureau, garnishment-201.34 ;Dakota Supply Group, repairs/frame & grate-2,939.77 ;Deputy Finance Officer, postage-69.52 ;Family Dollar, supplies-89.75 ;Ferguson Waterworks, supplies-777.16 ;Fisher Scientific, chemical-469.55 ;Fleet Services, gasoline-1,451.70 ;Gienger Sales, supplies-68.00 ;Goldsmith Heck, prof services-18,889.00 ;Graham Tire, tires-807.30 ;Great Western Bank, payroll taxes-10,006.22 ;GTC Auto Parts, supplies-289.71 ;Hawkins, supplies-343.60 ;Heather's Housekeeping, prof services-800.00 ;House of Glass, repairs-8.09 ;Intoximeters, supplies-140.00 ;John Deere Financial, repairs-17,855.09 ;Larry's Lock & Key, prof services-35.00 ;M&T Fire & Safety, uniforms-122.25 ;Marco, supplies-281.14 ;McLeods Printing, supplies-212.56 ;MDU, utilities-9,984.78 ;Merkels, supplies-11.04 ;Michael Todd & Co., supplies-4,286.03 ;Midwest Pump & Tank, repairs-140.00 ;Mobridge Climate Control, repairs-122.40 ;NW Fire District, travel-90.00 ;Office Depot, supplies-230.50 ;Pheasant Country Express, snow removal-1,970.25 ;Plunketts, prof services-113.57 ;Plunketts, prof services-55.16 ;Rons Repair, vehicle maintenance-120.00 ;Runnings, supplies-1,895.89 ;Sanitation Products, repairs-2,392.63 ;SD Attorney General, part fees-62.00 ;SD One Call, prof services-27.30 ;SD State Treasurer, sales tax-1,265.85 ;SD Unemployment Ins Division, unemployment-191.36 ;SDRS Supplement Retirement Plan, retirement-44.00 ;Slater Oil, diesel/gasoline/grease-3,108.00 ;Total Administrative Services, flex-382.68 ;Unum Life Ins., insurance-171.90 ;UPS, postage-46.00 ;US Dept of Education, garnishment-126.90 ;US Post Office, postage-184.00 ;USDA-Rural Development, loan payment-2,925.00 ;USDA-Rural Development, loan payment-2,373.00 ;Valley Motors, vehicle maintenance-110.87 ;Verizon Wireless, cell phone-229.85 ;Virgil Lenling, travel-179.66 ;Wellmark Blue Cross Blue Shield, health ins-22,294.12 ;West River Telecommunications, phone-1,483.12 ;Wright Line, machinery & equipment-250.00.

Salaries: Administration – 2137.07; City Administrator – 1933.37; Police Dept – 23244.34; Street Dept – 5088.86; Airport – 1188.00; Library – 3060.90; Auditorium – 811.58; 24/7 – 211.42; Water Dept – 5604.63; Sewer Dept – 2414.98.

There being no further business to come before the council, the meeting adjourned at 5:44 PM on a motion by Cerney, second by Henderson and carried.



Heather Beck, Finance Officer
Published once at the total approximate cost of \$



Jamie Dieterle, Mayor

**MOBRIDGE CITY COUNCIL
REGULAR MEETING
November 4, 2013**

Pursuant to due call and notice thereof, a Regular Meeting of the Common Council of the City of Mobridge, South Dakota was held in City Hall in said City on Monday, November 4, 2013 at 5:30 PM. Mayor Jamie Dietterle, Finance Officer Heather Beck, City Administrator Steve Gasser, City Attorney Rick Cain and the following council persons were present: Cox, Cerney, Henderson, O'Connell, and Yellow Boy. Carlson was absent.

ADOPT AGENDA:

The agenda was adopted on a motion by Yellow Boy, second by O'Connell and carried.

MINUTES:

On a motion by O'Connell, second by Cox and carried to approve the minutes from the November 4, 2013 regular meeting.

DEPARTMENT HEAD REPORTS:

Matt Reichert, Zoning Officer

BUILDING PERMITS –The following building permits were approved by the Zoning Officer & approved by the Council on a motion by O'Connell, second by Cerney and carried: Terry Rinderneck, 218 10th Ave E, steel roof approved contingent on there are no code violations on the property.

Justin Jungwirth, Police Chief

Jungwirth presented Officer Jordan Majeske a merit award for disarming a person with a loaded weapon.

Water Superintendent

ADVERTISING FOR CHEMICAL BIDS – Moved by O'Connell, second by Henderson and carried, to approve advertising for the 2014 chemicals.

NEW HIRES – Moved by O'Connell, second by Yellow Boy and carried, to approve hiring William Pollock for the position at the water plant starting at \$13.49 per hour effective November 18, 2013. Moved by Yellow Boy, second by O'Connell and carried, to approve hiring Donald Blankartz for the wastewater position starting at \$13.49 per hour effective November 18, 2013.

NEW BUSINESS:

TREE MOVING FEES – Beck explained to the Council that the tree mover would need to be replaced in about 2-3 years. Currently the City is not making any money on tree moving fees. A portion of the fees go to the contractor for his services. Beck recommended increasing the fees to \$125 per tree so the City could put some of that away for the future purchase of a tree spade or no longer offer the service to the public saving on the wear and tear of the spade. Moved by Yellow Boy, second by O'Connell and carried, to increase the tree moving fees to \$125 per tree and \$3.50 mileage per mile one way.

AIRPORT CREDIT CARD FUEL SYSTEM – Airport Manager Virgil Lenling was present to discuss with the Council the credit card system at the airport. It has had several repairs on it in the last few years. He is requesting putting in a new system from OT Technologies. They were the cheaper system of the quotes he received and came recommended from several other airports. Beck informed the Council that the system was not budgeted in 2013 or 2014, but so far in 2013 the City has spent \$3100 in repairs. Moved by O'Connell, second by Yellow Boy and carried, to approve the purchase of a self-serve fueling terminal from QT Technologies for \$12,325.00, estimated installation fees of \$1,501.50 and the \$95 per month administration fees.

CHANGE ORDER - Moved by O'Connell, second by Cox and carried, to approve change order no. 2 increasing the 2nd Avenue Storm Sewer Improvement project cost by \$24,640.75.

PAY REQUEST NO. 3 – Moved by Cox, second by Henderson and carried, to approve pay request no. 3 from B&B Contracting, Inc. in the amount of \$168,219.35 for the 2nd Avenue Storm Sewer improvement project.

DISCUSSION AND INFORMATION ITEMS:


2012 AUDIT ACCEPTANCE – Beck presented a copy of the letter from the SD Legislative Audit which states that the City’s 2012 audit was accepted.

PAYMENT OF BILLS:

Moved by Yellow Boy, second by O’Connell and carried, to approve the following bills for payment:
A&B Business, supplies-98.62 ;Aberdeen Finance Corp., garnishment-220.00 ;Advanced Mechanical, maintenance/repairs-778.75 ;Aflac, insurance-910.24 ;B&B Contracting, prof services-168,219.35 ;Banyon Data Systems, prof services-2,385.00 ;Bestway Traffic, maintenance-7,710.94 ;Book Systems, computer-525.00 ;Books Galore, books-231.93 ;Bryan Rock Products, maintenance-7,691.44 ;Cain Law Office, attorney fees-90.00 ;Center Point Large Print, books-44.34 ;Central Diesel, repairs-3,316.03 ;Credit Collections Bureau, garnishment-201.34 ;Dakota Supply Group, supplies-226.52 ;Davis Martin, contract labor/trees/mowing-11,238.00 ;Demco, supplies-236.85 ;Friends of SD Public Broadcasting, dues-120.00 ;Gienger Sales, supplies-136.00 ;Great Western Bank, payroll taxes-13,303.93 ;Gregg's Drilling & Excavating, prof services-4,300.00 ;Hawkins, chemical-3,968.45 ;Heartland Waste. solid waste collection-16,348.50 ;Helms & Associates, prof services-12,000.00 ;Hewlett Packard, computers-1,368.00 ;Homestead Building Supplies, repairs-4.17 ;Ingram, books-435.89 ;JP Cooke, supplies-88.75 ;Karla Bieber. travel-7.49 ;Kohlman, Bierschbach, prof services-3,410.00 ;Library Director, petty cash-40.06 ;Linda Chandler, travel-233.43 ;MDU, utilities-9,800.79 ;Merkels, supplies-53.67 ;Midwest Pump & Tank, repairs-351.69 ;Mobr Regional Hospital, prof services-40.00 ;Neve's Uniforms, uniforms-85.41 ;Northside Flowers, other services-80.00 ;Pete Lien & Sons, chemical-3,408.48 ;SD Attorney General, scam fees-84.00 ;SD Dept of Revenue, water testing-530.00 ;SD Division of Motor Vehicles, prof services-9.00 ;SD Retirement, retirement-12,312.24 ;SDRS Supplemental Retirement Plan, retirement-44.00 ;Showcases, supplies-378.76 ;Slater Oil, gasoline/propane-9,440.04 ;Total Administrative Services, flex-382.68 ;Tumbleson Lawn Service, maintenance-140.00 ;US Dept of Education, garnishment-126.90 ;US Postal Service, postage-497.93 ;Voyager, gasoline/diesel-616.30.

Salaries: Administration – 4492.60; City Administrator – 1933.37; Police Dept – 23754.02; Fire Dept – 500.00; Street Dept – 10101.28; Airport – 1188.00; Library – 2746.48; Auditorium – 1304.07; Zoning – 500.00; 24/7 – 121.80; Water Dept – 5659.07; Sewer Dept – 2934.98.

There being no further business to come before the council, the meeting adjourned at 5:44 PM on a motion by Cerney, second by Henderson and carried.



Heather Beck, Finance Officer
Published once at the total approximate cost of \$



Jamie Dietterle, Mayor

**MOBRIDGE CITY COUNCIL
REGULAR MEETING
November 18, 2013**

Pursuant to due call and notice thereof, a Regular Meeting of the Common Council of the City of Mobridge, South Dakota was held in City Hall in said City on Monday, November 18, 2013 at 5:30 PM. Mayor Jamie Dietterle, Finance Officer Heather Beck, City Administrator Steve Gasser, City Attorney Rick Cain and the following council persons were present: Cox, Cerney, Henderson, O'Connell, Yellow Boy and Carlson.

ADOPT AGENDA:

The agenda was adopted on a motion by Yellow Boy, second by O'Connell and carried. Carlson abstained.

MINUTES:

On a motion by O'Connell, second by Cerney and carried to approve the minutes from the November 4, 2013 regular meeting. Carlson abstained.

PUBLIC FORUM AND VISITORS:

Brian Rex, Professor at SDSU, was present to update the Council on the Wrigley Square project.

PUBLIC HEARING FOR MALT BEVERAGE LICENSE: Hearing no opinion for or against moved by Cox, second by Carlson and carried, to approve an off sale malt beverage and SD farm wine license to Northside Flowers, Inc., located at 306 Main Street.

DEPARTMENT HEAD REPORTS:

Matt Reichert, Zoning Officer

BUILDING PERMITS –The following building permits were approved by the Zoning Officer & approved by the Council on a motion by Carlson, second by Yellow Boy and carried: Monty Hepper, 1406 Sunset, addition of 24x32 two stall single story garage connected to the south side of home and Lyle Kemnitz, 1001 1st Ave W, reside, tear off addition and replace with same size, remodel inside.

Justin Jungwirth, Police Chief

Jungwirth gave the council a code enforcement report.

LEVEL INCREASE - Moved by Carlson, second by O'Connell and carried, to approve a level increase for Candice Neumann to increase her hourly wage from \$14.52 to \$15.51 effective November 4, 2013.

NEW BUSINESS:

FRONT DESK FILL-IN – Moved by O'Connell, second by Henderson and carried, to approve hiring Twila Fritz as a fill in for the front desk on an as needed basis at \$10.00 per hour.

SCHERR-HOWE/SCHOOL LEASE - Moved by Cerney, second by Henderson, and carried, to approve the Scherr-Howe Auditorium lease with the Mobridge-Pollock School District beginning December 1, 2013 and terminating February 28, 2014 with a monthly rent of \$500.

FINANCIAL AGREEMENT WITH STATE - Moved by Cerney, second by Yellow Boy and carried, to approve the Mayor signing a financial assistance agreement with the State for the airport revenue producing hanger project outlining the State's share of the total project is 5%, but no more than \$31,790.00.

DISCUSSION AND INFORMATION ITEMS:

FINANCIAL REPORT – Beck presented the Council a financial report.

PAYMENT OF BILLS:

Moved by Carlson, second by Yellow Boy and carried, to approve the following bills for payment: Aberdeen Finance Corp., garnishment-220.00;Credit Collections Bureau, garnishment-209.92 ;Alco Stores, supplies-23.64 ;AmeriPride, supplies-46.12 ;Andy Dockter, supplies-80.00 ;Avera Queen of Peace, prof services-

74.90 ;Avid Hawk, prof services-20.00 ;Beadle Sales, vehicle maintenance-27.99 ;Cam Wal Electric, utilities-262.21 ;Cardmember Services, other services/repairs/supplies-1,108.04 ;Chamber of Commerce, prof services-8,862.09 ;Charles Dutt Electric, repairs-1,213.53 ;Dakota Electronics, vehicle replacement-668.78 ;Dakota Radio Group, advertisement-125.00 ;Dakota Supply Group, repairs-289.06 ;Dish TV, utilities-415.00 ;Family Dollar, supplies-7.00 ;First National Bank, loan payment-119,417.50 ;Gas N Goodies, supplies-54.02 ;Gienger Sales, supplies-194.00 ;Graham Tire Co., tires-573.80 ;Great Western Bank, payroll taxes-9,463.56 ;Greggs Drilling & Excavating, repairs-4,346.95 ;GTC Auto Parts, supplies-229.85 ;Heather Beck, travel-98.15 ;Heather's Housekeeping, prof services-700.00 ;High Point Networks, firewall/computer replacement-3,749.90 ;Jensen Rock & Sand, prof services-5,194.98 ;K&K Auto Parts, repairs-20.00 ;Linds Hardware, supplies/repairs/maintenance-2,972.97 ;Lucky's Gas & More, diesel fuel-393.02 ;Marco, supplies-274.26 ;MDU, utilities-3,792.44 ;Mobridge Gas, LP gas-58.50 ;Mobridge Manufacturing, supplies-130.00 ;Mobridge Rotary Club, dues-140.00 ;Mobridge Senior Center, other services-2,000.00 ;Mobridge Tribune, publishing-474.56 ;Neves Uniforms, uniforms-199.60 ;Oahe Vet, prof services-214.00 ;Payless Foods, supplies-45.57 ;Ron's Repair, tires-60.00 ;Runnings Supply, supplies-781.96 ;SD Attorney General, part fees-84.00 ;SD One Call, prof services-32.55 ;SD State Treasurer, sales tax-1,378.84 ;SDRS Supplement Retirement Plan, retirement-44.00 ;Share Corp., supplies-351.65 ;Total Administrative Services, flex-382.68 ;Unum Life Ins., insurance-153.90 ;UPS, postage-10.07 ;US Dept of Education, garnishment-126.90 ;US Post Office, supplies-85.54 ;USDA-Rural Development, loan payment-2,925.00 ;USDA-Rural Development, loan payment-2,373.00 ;Walworth County ROD, other services-5.00 ;West River Telecommunications, phone-1,580.94.

Salaries: Administration – 2139.37; City Administrator – 1933.37; Police Dept – 21519.56; Street Dept – 3867.20; Airport – 1188.00; Library – 2564.93; Auditorium – 984.00; Zoning – 500.00; 24/7 – 178.45; Water Dept – 5590.50; Sewer Dept – 2417.21.

There being no further business to come before the council, the meeting adjourned at 6:04 PM on a motion by Cerney, second by Henderson and carried.


Heather Beck, Finance Officer

Jamie Dietterle, Mayor

Published once at the total approximate cost of \$

**MOBRIDGE CITY COUNCIL
REGULAR MEETING
December 2, 2013**

Pursuant to due call and notice thereof, a Regular Meeting of the Common Council of the City of Mobridge, South Dakota was held in City Hall in said City on Monday, December 2, 2013 at 5:30 PM. Mayor Jamie Diatterle, Deputy Finance Officer Jackie Quaschnick, City Administrator Steve Gasser, City Attorney Rick Cain and the following council persons were present: Carlson, Cox, Cerney, Henderson, O'Connell, and Yellow Boy.

ADOPT AGENDA:

The agenda was adopted on a motion by Yellow Boy, second by O'Connell and carried.

MINUTES:

On a motion by Carlson, second by Cox and carried, to approve the minutes from the November 18, 2013 regular meeting.

DEPARTMENT HEAD REPORTS:

JUSTIN JUNGWIRTH, POLICE CHIEF

Moved by Yellow Boy, second by O'Connell and carried, to approve a step increase for Thomas Strickland increasing his wage from \$17.37 to \$17.59 per hour effective November 18, 2013.

NEW BUSINESS:

LIQUOR LICENSE RENEWAL

Moved by Yellow Boy, second by Carlson and carried, to approve the renewal of the following liquor licenses for 2014:

Bar None
Jackson Enterprises
KT's Fireside Supper Club
Moose Club
Silver Dollar
The Pour House
Trail Liquors
American Legion Club

Bar None
Bridge City Liquors
Last Chance
Stoick's Inc.
Oak Keg Liquors
The Bottle Shop
The Grand Oasis

2013 SUPPLEMENTAL ORDINANCE:

Moved by Cerney, second by Henderson and carried, to approve the 1st reading of Ordinance No. 930, supplemental appropriation ordinance for 2013.

FIRE DEPARTMENT OFFICERS:

Moved by Cox, second by Henderson and carried to approve the following Fire Department Officers: Brad Milliken, fire chief; Mitch Voller, assistant fire chief; James Bieber, secretary/treasurer.

HAY GROUND LEASE

On a motion by Yellow Boy, second by O'Connell and carried to approve advertising for hay ground lease located:

- A. Tract 2C consisting of 20 acres more or less which the lands between the new National Guard Armory and the City of Mobridge Sewer Department plant.
- B. Lots C-4 and C-6, in the E1/2NE1/4NE1/4 of Section 24, 124-80, Walworth County, South Dakota (north of hospital)
- C. 20 acres, more or less of land location south of the Mobridge softball field and Street Department shop.

TRAVEL:

Moved by O'Connell, second by Cerney and carried, to approve Donald Blankartz to Aberdeen on December 3-5 for a Wastewater Treatment Class.

PAYMENT OF BILLS:

Moved by Yellow Boy, second by Cerney and carried, to approve the following bills for payment: A&B Business, supplies-519.04; Aberdeen Finance Corp, garnishment-220.00; AFLAC-995.04; Cain Law Office, attorney fees-240.00; Center Point Large Print, books-44.34; Credit Collections Bureau, garnishment-209.92; Family Dollar, supplies-70.40; Hawkins, Inc., chemical-1107.87; Heartland Waste Management, solid waste collection-16306.50; Hewlett-Packard Company, computers-198.00; Ingram Library Services, books-208.00; ISC Companies, Inc., supplies-84.63; Justin Jungwirth, cell phone reimbursement-360.00; Lucky's Gas & More, fuel oil-1372.95; Mcleod's Printing, supplies-176.67; Mobridge Economic Development, allocation-8125.00; Mobridge Fire Department, diesel/gas-648.05; MDU, utilities-4629.29; Neve's Uniform, uniforms-394.70; Northside Flowers, refund-115.00; Office Depot, supplies-142.96; Rapid City Journal, subscription-246.96; SD Attorney General, scam fees-86.00; SD Retirement, retirement-10489.36; SDRS Supplemental Retirement, retirement-44.00; Steve Faehnrich Construction, prof services-350.00; US Department of Education, garnishment-126.90; US Postal Service, postage-200.00; Verizon Wireless, cell phone-201.06; Voyager Fleet Systems, Inc., gasoline/diesel-771.48; Western Communications, radios-138.00.


Salaries: Administration-4487.07; City Administrator-1933.27; Police Department-23532.81; Fire Department-500.00; Street Department-4098.45; Airport-1188.00; Library-2630.35; Auditorium-912.97; Zoning-500.00; 24/7-189.78; Water Department-5705.90; Sewer Department-2414.98.

There being no further business to come before the council, the meeting adjourned at 5:37 PM on a motion by Cerney, second by Carlson and carried.



Jackie Quaschnick, Deputy Finance Officer

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Jamie Dietterle, Mayor

**MOBRIDGE CITY COUNCIL
REGULAR MEETING
December 16, 2013**

Pursuant to due call and notice thereof, a Regular Meeting of the Common Council of the City of Mobridge, South Dakota was held in City Hall in said City on Monday, December 2, 2013 at 5:30 PM. Mayor Jamie Dietterle, Finance Officer Heather Beck, City Administrator Steve Gasser, City Attorney Rick Cain and the following council persons were present: Carlson, Cox, Cerney, Henderson, O'Connell, and Yellow Boy.

ADOPT AGENDA:

The agenda was adopted on a motion by Yellow Boy, second by Cerney and carried.

MINUTES:

On a motion by Yellow Boy, second by Henderson and carried, to approve the minutes from the December 2, 2013 regular meeting.

DEPARTMENT HEAD REPORTS:

BRAD MILLIKEN, WATER/WW SUPERINTENDENT

- **ADVERTISING FOR SKID STEER** – Moved by Carlson, second by O'Connell and carried, to approve advertising for a skid steer with a snow blower attachment.
- **CHEMICAL BIDS FOR 2014** - Moved by O'Connell, second by Henderson, and carried, to accept the chemical bids recommended by Milliken as follows:

<u>Chemical</u>	<u>Supplier</u>	<u>Price per Quantity</u>
Ammonium Sulfate	Hawkins, inc.	\$.71 per pound
Carbon Dioxide	Poet Ethanol Products	\$.083 per pound
Chlorine	Hawkins, Inc.	\$.62 per pound
Fluoride	Hawkins, Inc.	\$6.25 per gallon
Lime	Pete Lien	\$163.00 per ton
Sulfuric Dioxide	Hawkins, Inc.	\$1.16 per pound
Polymer	Aqua-Pure, Inc.	\$.8725 per pound

Phosphate – Bids tabled for more review.

OLD BUSINESS:

2013 SUPPLEMENTAL ORDINANCE:

Moved by O'Connell, second by Yellow Boy and carried, to approve the 2nd reading of Ordinance No. 930, supplemental appropriation ordinance for 2013.

NEW BUSINESS:

INSURANCE QUOTE - Two quotes were received. One from Dacotah Insurance and one from SD Public Assurance Alliance. Moved by Carlson, second by Yellow Boy and carried, to table the insurance quotes so the finance committee can go over them in detail and make a recommendation to the Council.

RIVERFRONT CONCEPT PLAN – Moved by Yellow Boy, second by Cerney and carried, to approve the Riverfront Development Concept Plan.

PROPOSAL FOR DESIGN SERVICES – Moved by O'Connell, second by Henderson and carried, to approve the proposal from Chuck McBride of SDSU for design services for the Mobridge Riverfront Masterplan in the amount of \$3,000. Moved by O'Connell, second by Cerney and carried, to approve transferring \$3,000 from the contingency to the Riverfront Development expense fund.

STEP INCREASE - Moved by Yellow Boy, second by Cox and carried to approve a step increase for Julie Shaddock from \$10.15 per hour to \$10.48 per hour effective December 2, 2013.

CAPITAL OUTLAY TRANSFERS - Moved by O'Connell, second by Yellow Boy and carried, to approve the following capital outlay transfers which were in the 2013 Appropriations Ordinance: Pool - \$40,000; Fire Equipment - \$15,000; Trails - \$8,000; E911 Center - \$5,000; Street Equipment - \$20,000; and Auditorium Murals - \$10,000; plus an additional \$35,000 of unspent pool expense funds to capital outlay.

RR CROSSING TRANSFER – Moved by Cerney, second by O'Connell and carried, to approve transferring \$70,666.22 to RR crossing project fund from the general fund.

RR CROSSING LOAN TRANSFER – Moved by Carlson, second by Yellow Boy and carried, to transfer \$50,000 from the transfer out expense to the RR crossing loan payment fund.

CHANGE ORDER – Moved by Cerney, second by Henderson and carried, to approve a change order no. 3F for the 2nd Ave W Storm Sewer Project decreasing the project cost by \$3,810.25.

PAY REQUEST FOR STORM SEWER PROJECT – Moved by O'Connell, second by Cerney and carried, to approve pay request no. 4F to B&B Contracting for the storm sewer project in the amount of \$10,669.05.

PAY REQUEST FOR AIRPORT HANGER PROJECT – Moved by Yellow Boy, second by Cerney and carried, to approve pay request no. 1 to North Star Construction, Inc., in the amount of \$182,229.71 for the airport hangar project.

CHANGE ORDER – Moved by Cox, second by O'Connell and carried, to approve change order no. 1 for the airport hangar project, decreasing the amount of the project by \$15,360.00.

RESOLUTION 13-11, AUTHORIZING MAYOR TO SIGN APPLICATION – Moved by Henderson, second by Cerney and carried, to approve Resolution 13-11, authorizing the Mayor to execute the Transportation Alternative Program application to extend the recreational trail.

Resolution 13-11

WHEREAS, the City of Mobridge proposes to construct a recreational trail; and

WHEREAS, the City of Mobridge now requests financial assistance to complete the proposed project; and

WHEREAS, the project is eligible for the Transportation Alternative Program funds under the Moving Ahead for Progress in the 21st Century (MAP-21) Act.

NOW THEREFORE, BE IT RESOLVED that the proposed project will meet all local planning, zoning and ordinance requirements; and

THEREFORE, BE IT ALSO RESOLVED that the City of Mobridge supports the project and the submittal of an Transportation Alternative Program application; and

THEREFORE, BE IT ALSO RESOLVED that, if funded, the City of Mobridge will Provide a local match of 40% of total project costs; and

THEREFORE, BE IT ALSO RESOLVED that the City of Mobridge agrees to maintain the project, if funded, throughout its useful life and that the City understands that a project maintenance agreement will be required by the South Dakota Department of Transportation and the Federal Highway Administration; and

THEREFORE, BE IT ALSO RESOLVED that the City of Mobridge authorizes the Mayor to execute the Transportation Alternative Program application.

PAYMENT OF BILLS:

Moved by Yellow Boy, second by O'Connell and carried, to approve the following bills for payment:
AmeriPride, supplies-46.12 ;Avid Hawk, prof services-10.00 ;B&B Contracting, prof services-55,339.09 ;Beadles Sales, vehicle maintenance-133.04 ;Business Forms & Accting, supplies-80.00 ;Cam Wal Electric, utilities-287.11 ;Cardmember Services, other services-175.32 ;Chamber of Commerce, prof services-10,621.59 ;Country Junction, supplies-60.00 ;Davis Martin, repairs on trail/park/spraying-550.00 ;Deputy Finance Officer, postage/supplies-64.15 ;Donald Blankartz, travel-148.25 ;Eisemann Building Products, supplies-21.00 ;Environmental Toxicity Control, water samples-339.00 ;Family Dollar, supplies-25.90 ;Ferguson Waterworks, supplies-1,600.00 ;Fleet Services, gasoline-2,945.89 ;Free Dar, repairs/snow removal-200.00 ;Goldsmith & Heck, prof services-2,120.00 ;Great Western Bank, payroll taxes-10,976.51 ;GTC Auto Parts, supplies-184.76 ;Helms & Asso., prof services-11,743.63 ;Homestead Building, repairs-15.98 ;ISC Companies, supplies-56.98 ;Jensen Rock & Sand, other improvements-811.32 ;John Deere Financial, repairs-472.58 ;Legacy Mark, prof services-48.00 ;Linds Hardware, supplies/repairs-249.72 ;Marco, supplies-274.26 ;MDU, utilities-9,980.61 ;Merkels Foods, supplies-106.95 ;Mobridge Manufacturing, repairs-625.00 ;Mobridge Tribune, publishing-379.21 ;MVTL Labs, water samples -54.75 ;North Star Construction, building-182,229.71 ;Oahe Vet, prof services-200.00 ;Office Depot, supplies-43.99 ;Office of the Fire Marshall, prof services-60.00 ;Payless Foods, supplies-17.91 ;Plunketts, prof services-55.16 ;Ron's Repair, tires-18.00 ;Runnings, supplies-1,011.10 ;Ryan Enderson, supplies-80.00 ;SD Attorney General, part fees-84.00 ;SD Dept of Revenue, water samples-353.00 ;SD Dept of Transportation, SIB loan payment/lighting-38,440.93 ;SD One Call, prof services-65.10 ;SD State Treasurer, sales tax-1,405.46 ;Slater Oil, diesel/LP gas/gasoline for resale-18,241.68 ;TASC, prof services-225.00 ;Unum Life Ins., insurance-153.90 ;US Post Office, postage-543.66 ;US Postal Service, supplies-204.00 ;USDA-Rural Development, loan payment-2,925.00 ;USDA-Rural Development, loan payment-2,373.00 ;Valley Motors, vehicle maintenance-883.51 ;West River Telecommunications, phone-1,437.65 ;Western Communications, radios-38.00.

Salaries: Administration-2139.37; City Administrator-1933.27; Police Department-24949.46; Street Department-3981.60; Airport-1188.00; Library-2314.22; Auditorium-1079.33; 24/7-167.12; Water Department-6942.83; Sewer Department-3496.41.

There being no further business to come before the council, the meeting adjourned at 6:20 PM on a motion by Cerney, second by O'Connell and carried.



Heather Beck, Finance Officer
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Jamie Dietterle, Mayor

**MOBRIDGE CITY COUNCIL
SPECIAL MEETING
December 23, 2013**

Pursuant to due call and notice thereof, a Special Meeting of the Common Council of the City of Mobridge, South Dakota was held in City Hall in said City on Monday December 23, 2013 at 12:00 PM. Mayor Jamie Dieterle, City Administrator Steve Gasser, Finance Officer Heather Beck, and the following councilpersons were present: Henderson, Yellow Boy, O'Connell and Carlson. Absent was Cox and Cerney.

2014 INSURANCE

Two quotes were obtained for the 2014 insurance. SD Public Assurance Alliance quoted the City's insurance for \$65,899. Dacotah Insurance quoted the insurance in the amount of \$57,376. The finance committee went through both policies and made sure they were being equally quoted. For a difference of \$8,523, the finance committee recommended Dacotah Insurance. Moved by O'Connell, second by Carlson and carried, to approve the 2014 insurance quote from Dacotah Insurance in the amount of \$57,376.

There being no further business to come before Council, the meeting adjourned on a motion from Henderson, second by Carlson and carried, at 12:03 PM.


Heather Beck, Finance Officer


Jamie Dieterle, Mayor

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