

**MOBRIDGE CITY COUNCIL
REGULAR MEETING
June 1, 2015**

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 1, 2015 at 5:30 PM. Council President Gene Cox, Assistance Finance Officer Jackie Quaschnick, City Administrator Christine Goldsmith, City Attorney Rick Cain and the following council persons were present: Henderson, O'Connell, Yellow Boy and Carlson. Cerney was absent.

ADOPT AGENDA:

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

MINUTES:

Moved by Yellow Boy, second by Henderson and carried, to approve the minutes from the May 18, 2015 regular meeting.

OLD BUSINESS:

PHANSTEEL BUILDING – Albers were present to discuss the status at the building. They presented a report from a structural architect that stated the building could not be salvaged. They would like to tear down the property starting the following day. The City has a court order in place that states they will either rehabilitate the building or tear it down by June 1, 2015. Moved by Carlson, second by Yellow Boy and carried, to approve Albers beginning demolition on June 2, 2015. Albers will give a progress update at the next council meeting.

RESOLUTION 15-08, AIRPORT ANNEXATION – Moved by Yellow Boy, second by Carlson and carried, to approve Resolution 15-08, resolution of annexation.

**RESOLUTION NO. 15-08
Resolution of Annexation**

WHEREAS, the City of Mobridge is the owner of the hereinafter described lands upon which is located the Mobridge Airport facilities.

WHEREAS, the Mobridge City Council finds that annexation of the real estate hereinafter described is necessary and desirable to provide for orderly growth and development of the City.

NOW, THEREFORE BE IT RESOLVED, by the Mobridge City Council of the City of Mobridge, South Dakota, to annex the following lands owned by the City of Mobridge, legally described as:

The West 1,000 feet of the NW1/4SW1/4 of Section 21 excluding all of Armory Outlot located therein, Township 124 North, Range 79 West of the 5th P.M, Walworth County, South Dakota.

NOW THEREFORE BE IT RESOLVED by the Mobridge City Council of the City of Mobridge, South Dakota that the new corporate limits are hereby extended and increased so as to include and embrace within the corporate limits of the City of Mobridge, the lands legally described above, and such lands are hereby declared to be part of the City of Mobridge.

PUBLIC HEARING AND RESOLUTION 15-10, VACATE STREET – A public hearing was held for a petition received from Mabel Ulmer to vacate a street that has never been opened. Todd Ulmer was present to speak against approve the street vacation. Moved by Yellow Boy, second by Carlson and carried, to approve Resolution 15-10, resolution to vacate street.

RESOLUTION NO. 15-10

RESOLUTION TO VACATE STREET between the West 379.78 feet of the East 1826.56 feet of the North 365.67 feet of the South 699.55 feet of the SE1/4 of Section 18, Township 124 N. Range 79 West of the 5th P.M., Walworth

County, South Dakota and Block 2 of Ulmer Subdivision in the SE1/4 of Section 18, Township 124 N. Range 79 West of the 5th P.M., Walworth County, South Dakota

WHEREAS, the owners of all of the real property abutting all sides of the The street between the West 379.78 feet of the East 1826.56 feet of the North 365.67 feet of the South 699.55 feet of the SE1/4 of Section 18, Township 124 N. Range 79 West of the 5th P.M., Walworth County, South Dakota and Block 2 of Ulmer Subdivision in the SE1/4 of Section 18, Township 124 N. Range 79 West of the 5th P.M., Walworth County, South Dakota have signed a Petition to vacate the street; and

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

WHEREAS, the street requested to be vacated has never been opened.

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 street between the West 379.78 feet of the East 1826.56 feet of the North 365.67 feet of the South 699.55 feet of the SE1/4 of Section 18, Township 124 N. Range 79 West of the 5th P.M., Walworth County, South Dakota and Block 2 of Ulmer Subdivision in the SE1/4 of Section 18, Township 124 N. Range 79 West of the 5th P.M., Walworth County, South Dakota, subject to any existing easements of record.

PUBLIC HEARING AND RESOLUTION 15-11, VACATE ALLEY – Hearing no opinion for or against, moved by O’Connell, second by Cox and carried, to approve Resolution 15-11, vacate alley. Henderson abstained.

RESOLUTION NO. 15-11

RESOLUTION TO VACATE ALLEY BETWEEN LOTS 14A AND 14B, THOMPSON’S OUTLOTS ADDITION TO THE CITY OF MOBRIDGE, SOUTH DAKOTA

WHEREAS, the owners of all of the real property abutting all sides of the alley between Lots 14A and 14B, Thompson’s Outlots Addition to the City of Mobridge, South Dakota have signed a Petition to vacate the alley; and

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

WHEREAS, that portion of the alley requesting to be vacated has never been opened.

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 located between Lots 14A and 14B, Thompson’s Outlots Addition to the City of Mobridge, South Dakota, subject to any existing easements of record.

NEW BUSINESS:

APPLICATION TO TRANSFER MALT BEVERAGE LICENSE – An application was received from Ryan & Margie Wollman requesting a malt beverage license transfer from Eva Wipf. Moved by Henderson, second by Yellow Boy and carried, to approve advertising and a public hearing for a malt beverage license transfer from Eva Wipf to Ryan & Margie Wollman.

MALT BEVERAGE LICENSES - Moved by Henderson, second by Cox and carried, to approve renewing the following malt beverage licenses for 2015-2016:

<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)
Pepper’s	Lots 1-3, Blk 1, Eklo’s 1 st Addn	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)
ShopKo	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 15-09, SETTING FEES FOR RESTAURANT LIQUOR LICENSE – Moved by Yellow Boy, second by Carlson and carried, to approve Resolution 15-09, setting fees for restaurant liquor license.

**RESOLUTION NO. 15-09
SETTING FEES FOR RESTAURANT ON-SALE LIQUOR LICENSES**

WHEREAS, the City of Mobridge desires to set by resolution the fees to be charged on-sale restaurant liquor licenses pursuant to SDCL 35-4-116.

NOW THEREFORE, be it RESOLVED,

The fee for a restaurant on-sale liquor license shall be the sum of \$75,000. This fee may not be changed for a period of 10 years from and after the date of the adoption of this resolution.

BID FOR PUMP & MOTOR – Moved by O’Connell, second by Henderson and carried, to approve the only bid received for the pump and motor at the water plant from Dakota Pump & Control, Inc. in the amount of \$41,125.

POLICE CHIEF – Per the Mayor’s recommendation, moved by O’Connell, second by Henderson and carried, to approve promoting part time police officer Shawn Madison to the position of Police Chief at \$56,822 salary per year effective July 6, 2015.

POLICE CAPTAIN – The Mayor also recommended promoted Sargent Jordan Majeske to Police Captain. Moved by O’Connell, second by Henderson and carried, to approve promoting Jordan Majeske to Police Captain at \$47,918 salary per year effective June 2, 2015.

FBI OT AGREEMENT – Moved by Henderson, second by Carlson and carried, to approve the overtime agreement with the FBI for the Investigator position.

HANDICAP DOOR AT SCHERR HOWE – Walworth County was awarded a grant to install a handicap door at Scherr Howe auditorium. Scherr Howe is the polling place for County elections. Moved by Carlson, second by Henderson and carried, to approve the installation of the handicap door at Scherr Howe to be paid by a grant obtained by Walworth County.

PAY REQUEST FOR POOL PROJECT – Moved by O’Connell, second by Carlson and carried, to approve a pay request from JDH Construction, Inc. in the amount of \$252,837.75 for the pool project.

ZONING BOARD – Larry Wimmer resigned from the zoning board due to moving out of City limits. Moved by Yellow Boy, second by Henderson and carried, to approve appointing Curtis Reichert to the zoning board.

ENGINEERING FOR STORM SEWER PROJECT – A proposal was obtained from Goldsmith Heck Engineers for services on the 2nd Avenue Storm Sewer (Phase II). Moved by O’Connell, second by Carlson and carried, to approve the proposal from Goldsmith Heck Engineers for engineering services for extending the 2nd Avenue West storm sewer up and over to 4th Avenue West and 9th Street for \$10,000 for complete plans and bidding; and an additional hourly fees for the remaining project not to exceed \$15,000.

ELECTRICAL QUOTE AT WRIGLEY SQUARE – Moved by Henderson, second by O’Connell and carried to approve the electrical quote of \$2,450.00 plus paying the 2014 bill of \$1,208.00 to be supplemented from the contingency fund.

DISCUSSION AND INFORMATION ITEMS:

- **Financial Report** – A financial report was given to the Council.
- **Letter from Maguire Iron** – A letter was presented from Maguire Iron regarding a proposal for trading the cost of modifications for a time extension on the project. Moved by O’Connell, second by Carlson and carried, to table the topic until final figures are obtained.

PAYMENT OF BILLS:

Moved by Henderson, second by O’Connell and carried, to approve the following bills for payment:
Cain Law Office, attorney fees-359.10 ;A&B Business, supplies-143.10 ;AE2S, prof services-562.50 ;Avera Queen of Peace, drug testing-149.80 ;Bestway Traffic, prof services-95.00 ;C N A Surety, insurance-126.00 ;Cain Law Office, prof services-648.00 ;Cardmember Services, travel/other services-908.41 ;Center Point, books-44.34 ;Centurion Technologies, books-81.60 ;Century Link, utilities-1,131.90 ;Core Fitness, gym memberships-424.80 ;Davis Martin, contract services/repairs/prof services-16,633.00 ;Ethanol Products, chemicals-1,730.55 ;Frank Miller, prof services-298.00 ;Great Western Bank, payroll taxes-12,710.89 ;Haberer Services, uniforms-178.88 ;Hach Company, supplies-354.20 ;Hawkins, chemical-2,265.54 ;Heartland Waste, solid waste collection-18,424.00 ;Homestead Building Supply, supplies-273.71 ;Ingram, books-207.33 ;JDH Construction, pool project-252,837.75 ;JG Uniforms, uniforms-248.04 ;Library Director, other/supplies-45.24 ;MDU, utilities-1,078.81 ;Meierhenry Sargent, prof services-14,750.00 ;Midcontinent Communications, utilities-110.00 ;Office Depot, supplies-142.11 ;Premier Equipment, repairs-1,333.94 ;Recovery Resources, garnishment-63.96 ;Rodenburg Law Firm, garnishment-150.00 ;SD DENR, other services-1,400.00 ;SD Dept of Revenue, water samples-849.00 ;SD Humanities Council, prof services-50.00 ;SD Retirement, retirement-11,503.04 ;SD State Treasurer, sales tax-1,299.95 ;SDRS Supplemental Retirement Plan, retirement-50.00 ;Shaykett Appraisal Co., prof services-10,000.00 ;Slater Oil, gasoline/diesel-2,280.78 ;State Chemical Solutions, supplies-372.99 ;Tyler Hearnen, prof services-3,200.00 ;Unum Life Insurance, insurance-147.90 ;Upstart, supplies-12.75 ;Van Diest Supply, supplies-3,724.20 ;Venture Communications, utilities-424.09 ;Wayne Schmidt, other services-395.00 ;Wellmark Blue Cross Blue Shield, insurance-15,441.04.

Salaries: Administration-5015.41; City Administrator-2040.19; Police Department-23069.01; Fire Department – 500.00; Park – 764.80; Street Department-5144.64; Library-2927.13; Auditorium-960.00; Zoning – 500.00; 24/7-210.35; Water Department-8175.72; and Sewer Department-4509.75.

There being no further business to come before the council, the meeting adjourned at 6:22 PM on a motion by Carlson, second by Henderson and carried.

Jackie Quaschnick, Assistant Finance Officer
Published once at the total approximate cost of \$

Gene Cox, Council President