

**MOBRIDGE CITY COUNCIL  
REGULAR MEETING  
July 20, 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, July 20, 2015 at 5:30 PM. Council President Gene Cox, Finance Officer Heather Beck, City Administrator Christine Goldsmith, City Attorney Rick Cain and the following council persons were present: Cerney, Henderson, O'Connell, Yellow Boy and Carlson. Mayor Jamie Dietterle was absent

**ADOPT AGENDA:**

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

**MINUTES:**

Moved by Carlson, second by Yellow Boy and carried, to approve the minutes from the July 6, 2015 regular meeting. Henderson and O'Connell abstained.

**PUBLIC FORUM & VISITORS:**

Dawn Konold was present to request the Council rename the Legion Field to the Pat Morrison Field. The Council asked where the current name originated. The feeling of the Council was to find if it was named after someone before agreeing to call it the Pat Morrison Field. Konold stated she would find out and give the information to Christine.

**DEPT HEAD REPORTS:**

Police Chief Shawn Madison

- **RESOLUTION TO REDUCE SPEED LIMIT** - Madison addressed the issue of speed around Legion Park and is in favor of trying to reduce the speed limit due to the activity. He stated that it has become extremely active for children and will continue to be active especially with the construction of the new pool. Moved by Cerney, second by Henderson and carried, to approve Resolution 15-12, resolution to request reduced speed limit on US Highway 1804.

**RESOLUTION NO. 15-12**

**RESOLUTION TO REQUEST REDUCED SPEED LIMIT ON US HIGHWAY 1804**

**WHEREAS**, the blocks abutting US Highway 1804 between 10<sup>th</sup> street east and 12<sup>th</sup> street east in Mobridge, South Dakota contains children's softball and baseball fields and the new municipal swimming pool; and

**WHEREAS**, there has historically been incidents where children run into the streets while playing or to recover balls or other items causing a serious risk of the child getting injured by passing motor vehicles; and

**WHEREAS**, the City of Mobridge does believe that it would be in the best interests of the children and would reduce the likelihood of serious injuries to children if the speed limit on US Highway 1804 adjacent to the blocks between 10<sup>th</sup> street east and 12<sup>th</sup> street east in Mobridge, South Dakota was reduced to 15 miles per hour while children were present.

**NOW THEREFORE**, the City of Mobridge hereby resolves to request the State of South Dakota Department of Transportation to cause the legal speed on US Highway 1804 adjacent to the blocks between 10<sup>th</sup> street east and 12<sup>th</sup> street east in Mobridge, South Dakota be set at 15 miles per hour while children are present or in the alternative during the entire months of June, July and August.

**RENAMING BALL FIELD** – Attorney Cain brought up the ball field again. He informed the Council that they could approve the request of renaming the ball field pending finding out the history of the current name. Moved by Yellow Boy, second by Carlson and carried, to approve changing the name of Legion Field to the Pat Morrison Field pending finding out the history of the current name and there are no conflicts from another organization.

Fire Dept

- **NEW MEMBER** – Moved by Yellow Boy, second by Carlson and carried, to approve Jordan Hewlett as a new member of the volunteer fire department effective June 8, 2015.

**OLD BUSINESS:**

**2<sup>nd</sup> READING ORDINANCE NO. 939** – Moved by O’Connell, second by Cox and carried, to approve the 2<sup>nd</sup> reading of Ordinance No. 939, an ordinance to re-zone lands.

**ORDINANCE NO. 939**

**AN ORDINANCE ENTITLED: AN ORDINANCE TO  
RE-ZONE LANDS**

Whereas, the City of Mobridge has heretofore approved by motion to re-zone various lands, but failed to incorporate said re-zoning into ordinance form. It is the purpose of this Ordinance to formalize the prior actions of the City Council and formally re-zone the following described lands:

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

That from and after May 15, 2006, the following real estate is hereby re-zoned from Heavy Industrial to R-2 Residential: Tract 2 except Lot H1 Mobridge Livestock Exchange Addition in the NE4SE4 30-124-79, Walworth County, South Dakota

That from and after July 7, 2003, the following real estate is hereby re-zoned from R-3 Residential to GC General Commercial: Lots 1, 2, 3, 16, 17 and 18, Block 26, Fairview Addition to the City of Mobridge, South Dakota:

That from and after October 9, 2001, the following real estate is hereby re-zoned from AG Agricultural to Light Industrial: Lots 1, 2 and 3, Shirber Addition Tract I-1 and Lots 1, 2 and 3, Shirber Addition Tract I-2, in the W1/2SW1/4 of Section 18, Township 124 North of Range 79 West of the 5<sup>th</sup> P.M., Walworth County, South Dakota

That from and after September 16, 2013, the following real estate is hereby re-zoned from Agricultural to General Commercial: West 334.8’ of the East 450’ of the North 140.6’ of Tract A, Jackson’s Subdivision in E1/2SE1/4SE1/4 of Section 20 Township 124 North of Range 79 West of the 5<sup>th</sup> P.M., Walworth County, South Dakota

The Official Zoning Map of the City of Mobridge is hereby changed and modified to reflect these zoning changes.

**PHANSTEEL BUILDING ADVERTISING** – Moved by O’Connell, second by Carlson and carried, to approve advertising for bids for the cleanup of the Phansteel building site to be due by August 3<sup>rd</sup>. Cain mentioned that the City can submit the cleanup costs to the Court and put a judgement against Albers.

**NEW BUSINESS:**

**STREET IMPROVEMENTS ON 12<sup>TH</sup> ST AND 10<sup>TH</sup> AVE W** – The Council was presented 3 options for repairing 12<sup>th</sup> St and 10<sup>th</sup> Ave W. Option 1 – patch and chip seal 12<sup>th</sup> street 1 block with a cost of \$4-5,000 with an estimated life span of 6 mths to 3 years with a surface of moderate to severe distortion. Option 2 – replace 12<sup>th</sup> street to 10<sup>th</sup> Ave W with 5 blocks of asphalt blotter surface including up to 10 ADA sidewalks and curb upgrades added with a cost of \$346,000 (city pays \$163,000 and DOT grant \$183,000) with an estimated life span of 3-5 years. Option 3 – replace 12 St to 10<sup>th</sup> Ave W with 5 blocks of asphalt concrete composite surface including up to 10 ADA sidewalk and curb upgrades added with a cost of \$460,425 (city pays \$217,415 and DOT grant \$243,210) with an estimated life span of 25+ years. Street Superintendent Dwight Baumann also gave the Council costs on two other options that did not include the DOT. He got quotes to dig out the street with mat at a cost of \$191,497 and a cost to dig out with double seal chips for a cost of \$129,933. Information was also given regarding the amount of traffic that travels these two streets. They have considerably more use than most other street in Mobridge.

**RESOLUTION 15-13, CAPITAL OUTLAY FOR STREET RESURFACING GRANT** – Moved by Cerney, second by Henderson and carried, to approve Resolution 15-13, capital outlay for street resurfacing grant.

**RESOLUTION 15-13**

**RESOLUTION FOR CAPITAL OUTLAY  
STREET RESURFACING GRANT**

**WHEREAS**, the City of Mobridge proposes resurface 10<sup>th</sup> Avenue West between 15<sup>th</sup> Street West and 12<sup>th</sup> Street West and proposes to resurface 12<sup>th</sup> Street West between 8<sup>th</sup> Avenue West and 10<sup>th</sup> Avenue West.

**WHEREAS**, it is anticipated the total project cost for the resurfacing project to be in the sum of \$460,625.00.

**WHEREAS**, the City of Mobridge is applying to the State of South Dakota Department of Transportation for a Grant to fund 60% of the resurfacing project.

**NOW, THEREFORE BE IT RESOLVED** that the City of Mobridge shall commit the sum of \$217,415.00 to be applied to the costs of the resurfacing project.

**IT IS FURTHER RESOLVED**, that the Mayor is authorized to executed all documents necessary or required to apply for the South Dakota Department of Transportation Grant for this project.

**DEADWOOD GRANT** – Moved by Cerney, second by Carlson and carried, to approve the grant agreement in the amount of \$5,375 for the auditorium bathroom project.

**WEST NILE PREVENTION GRANT** – Moved by Cerney, second by Carlson and carried, to approve the West Nile Prevention grant agreement in the amount of \$3,753.

**ADVERTISING FOR PUBLIC HEARING** – Moved by Henderson, second by Cerney and carried, to approve advertising for a public hearing for two applications for temporary liquor licenses for Friends of Scherr Howe.

**EMPLOYMENT BONUS AGREEMENT** – Beck explained to the Council that the wastewater department is still using Dean Schilling for the Class III certified operator. Schilling is retired and was gracious enough to come back to the City to help out until a Class III is found or a current employee obtains their certification. The fine from the SD DENR for the City not having a Class III employed at the wastewater plant is \$1,000 per day. Schilling is only allowed to make a certain amount of income before he will incur a reduction in Social Security benefits. Moved by Carlson, second by O’Connell and carried, to approve an employment bonus agreement with Dean Schilling to pay him a bonus in the amount that shall equal his Reduction in Social Security Benefits for 2015 on August 1, 2016.

**CEMETERY DEED TRANSFER** - Moved by O’Connell, second by Yellow Boy and carried, to approve the following cemetery deed transfer: Grave 3 & 4, Lot 41, Block P in Greenwood Cemetery from the City of Mobridge to Denise McMahan and Grave 5, Lot 91, Block P in Greenwood Cemetery from the City of Mobridge to Cindy Maier.

**DISCUSSION AND INFORMATION ITEMS:**

- **Finance Report** – Beck presented the Council with a financial report.
- **Street Blocking Permits** – Goldsmith informed the Council two street blocking permits she issued; one for the MYO and one for the removal of the old Water Tower behind City Hall.

**TRAVEL:**

Moved by O’Connell, second by Yellow Boy and carried, to approve Justin Dame to Huron on August 17-20, 2015 for WW Treatment Class and exam.

**PAYMENT OF BILLS:**

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

Aberdeen Finance Corp., garnishment-240.00 ;AE2S, prof services-375.00 ;Asst. Finance Officer, other services-190.63 ;AT&T, utilities-325.62 ;Avera Occupational Medicine, prof services-37.00 ;Badger Meter, prof services-4,614.00 ;Business Forms & Acct., supplies-1,102.36 ;Cam Wal, utilities-256.00 ;Cardmember Services, uniforms/supplies-395.17 ;CDW Government, computer parts-127.52 ;Century Link, utilities-564.32 ;Chamber of Commerce, prof services-7,051.89 ;Claytons Electronics, prof services-75.00 ;Commercial Electric Corp., recorder support-2,786.50 ;Core Fitness, gym membership-48.28 ;Custom Ink, supplies-169.44 ;Davis Martin, mowing/spraying/other-11,230.00 ;Dish TV, utilities-41.00 ;Eisemann Building Products, supplies-43.68 ;Environmental Resource Assoc., water samples-313.55 ;Ethonol Products, chemical-553.36 ;Fleet Services, gasoline-1,108.65 ;Gas N Goodies, supplies/gasoline-91.72 ;Grand Central, supplies/gasoline-83.09 ;Great Western Bank, payroll taxes-15,860.93 ;Greggs Drilling, prof services-4,150.00 ;GTC Auto Parts, supplies-454.35 ;Helms & Associates, prof services-8,788.40 ;Helms & Associates, prof services-7,774.25 ;Jensen Rock & Sand, cold mix/chip seal-86,166.40 ;KOLY, publishing-125.00 ;Language Line, prof services-180.18 ;Marco, Inc., supplies-286.26 ;Matheson Tri Gas, supplies-32.73 ;MDU, utilities-9,398.42 ;Midcontinent Communications, utilities-105.00 ;Mobridge Hardware, supplies-4,491.71 ;Mobridge Manufacturing, repairs-175.00 ;Mobridge Rodeo Association, rodeo-10,000.00 ;Mobridge Tribune, publishing-201.96 ;Monte Hepper, reimburse-505.80 ;Napa Auto Parts, repairs-85.02 ;Oahe Vet, prof services-340.00 ;Office Depot, supplies-49.77 ;Overall Supply, supplies-504.32 ;Pete Lien & Sons, chemical-4,197.25 ;Pfizer Pest Control, prof services-500.00 ;Plunketts Pest Control, other services-57.37 ;Premier Equipment, repairs-90.43 ;Quenzer Electric, street lights-58.09 ;Recovery Resources, garnishment-63.96 ;Rodenburg Law Firm, garnishment-150.00 ;Royal River Hotel, conference-172.20 ;Runnings Supply, supplies-3,120.29 ;SD One Call, prof services-42.00 ;SD Retirement, retirement-17,909.58 ;SD State Treasurer, sales tax-3,121.15 ;SDRS Supplemental Retirement, retirement-50.00 ;Slater Oil, gasoline-257.60 ;Soul Interiors, refund-96.55 ;Total Admin Services, flex-150.38 ;Tumbleson Lawn Service, repairs-50.00 ;Tyler Hearnen, prof services-3,200.00 ;Unum Life Insurance, insurance-301.80 ;USDA-Rural Development, loan payment-2,925.00 ;USDA-Rural Development, loan payment-2,373.00 ;Valley Motors, vehicle maintenance-161.95 ;Valley Telecommunications, utilities-841.16 ;Van Diest Supply, supplies-1,007.25 ;Venture Communications, utilities-424.09 ;Walworth County Register of Deeds, prof services-60.00 ;West River Telecommunications, utilities-3,667.38 ;Western Communications, prof services-32,548.13 ;Western Rancher, uniforms-41.95 ;Z&S Dust Control, street repairs-500.00.

Salaries: Administration-2418.96; City Administrator-2040.19; Police Department-26792.83; Park – 2036.60; Street Department-11300.76; Library-2863.53; Auditorium-996.00; 24/7-264.44; Water Department-7607.60; and Sewer Department-5652.08.

- Dawn Konold returned to the meeting to inform the Council that she asked and found no issues with the field being named.

There being no further business to come before the council, the meeting adjourned at 6:26 PM on a motion by Cerney, second by Henderson and carried.

---

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

---

Gene Cox, President