

**MOBRIDGE CITY COUNCIL  
REGULAR MEETING  
October 11, 2017**

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 Wednesday, October 11, 2017 at 5:30 PM. Mayor Jamie Dietterle, Finance Officer Heather Beck, City Attorney Rick Cain, and the following council persons were present: Cox, Laundreaux, Quaschnick, O'Connell (by phone), Yellow Boy and Carlson.

**AGENDA:**

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

**MINUTES:**

Moved by Yellow Boy, second by Quaschnick and carried, to approve the minutes from the September 13, 2017 regular meeting. Moved by Carlson, second by Cox and carried, to approve the minutes from the September 20, 2017 special meeting.

**PUBLIC FORUM & VISTORS:**

Jean Blonigen, Bridges Against Domestic Violence, was present to inform the Council of their 1<sup>st</sup> Domestic Violence Awareness Walk on Saturday, October 14, 2017 at the Mobridge City Park.

**DEPT HEAD REPORTS:**

**Zoning – Cindy Rische**

**BUILDING PERMITS** – The following building permits were approved by the Zoning Officer & approved by Council on a motion by Yellow Boy, second by Carlson and carried: Eric Borah, 1101 N Main St – metal shed and Richard O'Connor, 607 7<sup>th</sup> Ave E – add a roof to existing driveway.

**QUARTERLY NUISANCE REPORT** – Rische updated the Council on nuisance issues.

**OLD BUSINESS:**

**PUBLIC HEARING AND RESOLUTION TO VACATE ALLEY** – Hearing no opinion for or against, moved by Yellow Boy, second by Quaschnick and carried, to approve Resolution 17-05, a resolution to vacate streets and alleys.

**RESOLUTION NO. 17-05  
RESOLUTION TO VACATE STREETS AND ALLEYS**

WHEREAS, the owners of all of the real property abutting all sides of the following described streets and alleys have signed a Petition to vacate the identified streets and alleys:

1. That East/West alley lying directly south of Block 4 and the West ½ of Block 5 Goehring's Subdivision, located in the NW1/4NE1/4 in Section 19, Township 124 North, Range 79 West of the 5<sup>th</sup> P.M., Walworth County, South Dakota.
2. That North/South Street lying between Block 2 and Block 3 and also between Block 4 and Block 5 all in Goehring's Subdivision, located in the NW1/4NE1/4 in Section 19, Township 124 North, Range 79 West of the 5<sup>th</sup> P.M., Walworth County, South Dakota.
3. The North/South alleyways lying directly West of Block 3 and Block 4 Goehring's Subdivision, located in the NW1/4NE1/4 in Section 19, Township 124 North, Range 79 West of the 5<sup>th</sup> P.M., Walworth County, South Dakota.
4. That portion of the East/West Eighteenth Street lying between Block 3 and Block 4 and also between Block 2 and Block 5 Goehring's Subdivision, located in the

NW1/4NE1/4 in Section 19, Township 124 North, Range 79 West of the 5<sup>th</sup> P.M.,  
Walworth County, South Dakota

5. That North/South alleyway which lies within Block 2 and also within Block 5  
Goehring's Subdivision, located in the NW1/4NE1/4 in Section 19, Township 124  
North, Range 79 West of the 5<sup>th</sup> P.M., Walworth County, South Dakota

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 streets and alleys as above  
identified, subject to any existing easements of record.

**FIRE HALL ROOF BIDS** – Two bids were received for the fire hall roof. TectaAmerica in the amount of  
\$55,279.00 and Twin City Roofing in the amount of \$58,141.00. The fire dept budget would need to be  
supplemented approximately \$30,000 from the general fund in order to do the project this year. Yellow  
Boy reviewed the bids and recommended TectaAmerica. Moved by Yellow Boy, second by Carlson and  
carried, to approve the bid from Tecta America.

**SCHERR HOWE RENTAL AGREEMENT** – Moved by Quaschnick, second by Laundreaux and carried,  
to table the rental agreement.

**NEW BUSINESS:**

**ASSIGNMENT OF CONTRACT** – Goldsmith Heck is merging with KLJ Engineering. Moved by Cox,  
second by Laundreaux and carried, to approve the assignment of the airport contracts to KLJ Engineering.

**CHANGE ORDER** – Moved by Quaschnick, second by Cox and carried, to approve Change Order No. 6  
for the wastewater clarifier project for additional structural support for the pump room increasing the project  
cost by \$6,693.72.

**CHANGE ORDER** – Moved by Yellow Boy, second by Quaschnick and carried, to approve Change Order  
No. 7 for the wastewater clarifier project for electrical conduit relocation increasing the project cost by  
\$4,867.61.

**PAY REQUEST FOR CLARIFIER PROJECT** – Moved by Quaschnick, second by Cox and carried, to  
approve pay request no. 12 for the wastewater clarifier project to AB Contracting in the amount of  
\$75,561.33.

**BROWN BAG APPLICATION** – Moved by Cox, second by Yellow Boy and carried, to approve  
advertising and a public hearing for a brown bag permit application received from the Mobridge Fire Dept.

**TEMPORARY LIQUOR/MALT BEVERAGE APPLICATIONS** – Moved by Yellow Boy, second by  
Quaschnick and carried, to approve advertising and a public hearing for temporary liquor/malt beverage  
license applications received from the Mobridge Chamber of Commerce.

**RESOLUTION 17-06, FRONT FOOT ASSESSMENT** - Moved by Cox, second by  
Quaschnick and carried, to approve Resolution No. 17-06, a resolution levying a front foot assessment for  
annual maintenance of street surfaces and setting maximum annual assessments.

**RESOLUTION NO. 17-06**

**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.

**STORM SEWER FUND TRANSFER** – Moved by Cox, second by Carlson and carried, to approve the budgeted transfer of \$60,000 from the general fund (101) to the storm sewer loan fund (302) for additional principal payment.

**RESOLUTION 17-07, AIRPORT EXPANSION** – Moved by Yellow Boy, second by Carlson and carried, to approve Resolution 17-07, amend resolution of necessity to acquire land for airport expansion.

**RESOLUTION NO. 17-07**

**AMENDED RESOLUTION OF NECESSITY TO ACQUIRE  
LANDS FOR AIRPORT EXPANSION**

**WHEREAS**, pursuant to SDCL 9-27-1 the City of Mobridge deems it necessary to appropriate and acquire private property adjacent to the existing Mobridge Airport runways.

**NOW THEREFORE**, be it RESOLVED,

That pursuant to SDCL 9-27-1 the City of Mobridge does hereby declare that the following described lands, buildings and improvements are necessary for expansion of the protected lands adjacent to the runways at the Mobridge Airport and that the fair compensation to be paid the owners for said lands and improvements are as set forth below. The City Attorney is authorized to commence condemnation proceedings for the acquisition of said lands and improvements frequently referenced as Parcel 14-231E. This Resolution Amends the descriptions of the properties to be acquired pertaining to Parcel 14-231E.

A. Land, mobile home and improvements on Lot 1A of Lot 1 of Hochhalter-Lang Addition in the N1/2SE1/4 of Section 21, Township 124 North, Range 79 West of the 5<sup>th</sup> P.M., Walworth County, South Dakota ;

B. Garage building to be demolished which sits partially on the above described Lot 1A of Lot 1 Hochhalter-Lang Addition and partially on the remainder of Lot 1 Hochhalter-Lang Addition in the N1/2SE1/4 of Section 21, Township 124 North, Range 79 West of the 5<sup>th</sup> P.M., Walworth County, South Dakota

C. The temporary right of ingress and egress over and across Lot 1 Hochhalter-Lang Addition in the N1/2SE1/4 of Section 21, Township 124 North, Range 79 West of the 5<sup>th</sup> P.M., Walworth County, South

Dakota for the purposes of demolishing and removing the garage building referenced in paragraph “B” above.

The City of Mobridge shall proceed with all actions necessary to acquire the forgoing real estate, mobile home, improvements and to demolish and remove the same and the City Attorney is directed to proceed with said actions.

**RESOLUTION 17-08, SPECIAL ASSESSMENT** – Moved by Yellow Boy, second by Cox and carried, to approve Resolution 17-08, special assessment for curb and gutter installation.

**RESOLUTION NO. 17-08**

**SPECIAL ASSESSMENT FOR CURB AND GUTTER INSTALLATION FOR** Lots 6, 7 and the South 35 feet of Lot 8, Block 1, Broe’s Subdivision to the City of Mobridge, South Dakota

**WHEREAS**, Mary Ann Knudson has requested that the City of Mobridge install new curb and gutter adjacent to her property at 1204 10<sup>th</sup> Ave. West, Mobridge, South Dakota 57601 as a part of the 12<sup>th</sup> Street and 10<sup>th</sup> Ave. West street improvement project and that she would pay 40% of the costs of the curb and gutter in the sum of \$1216.00 payable over 5 years with interest thereon at 5% per annum.

**WHEREAS**, 40% of the materials and labor for the curb and gutter adjacent to the above property of Mary Ann Knudson is the sum of \$1216.00 and it will be necessary to assess said costs to the following property owned by Mary Ann Knudson which is the value of the benefits accruing to said property: Lots 6, 7 and the South 35 feet of Lot 8, Block 1, Broe’s Subdivision to the City of Mobridge, South Dakota

**NOW, THEREFORE**, it is hereby resolved as follows:

The City of Mobridge install curb and gutter to that portion of the road describe above and the City shall assess 40% of the costs therefor in the sum of \$1216. to the following real estate which is the benefit received: Lots 6, 7 and the South 35 feet of Lot 8, Block 1, Broe’s Subdivision to the City of Mobridge, South Dakota. Said amounts shall be specially assessed against said property.

IT IS FURTHER RESOLVED, that said assessment shall be payable over 5 taxable years with interest thereon at the rate of 5 percent per annum from the date of adoption of this resolution. Taxpayer shall be entitled to prepay said assessment at any time.

**SURPLUS PROPERTY** – Moved by Carlson, second by Yellow Boy and carried, to approve the following items surplus property and authorize the City Administrator to have them appraised by three Mobridge property owners:

1975 International LoadStar Truck (yellow color) VIN: D0512EHA51759; 1971 International LoadStar Truck (red color) VIN: 4160C068993; Chip Spreader with 13.6’ Header; 7 X 13 Old Sander Box; 15’ Batwing rotary mower; Turbo International 1466 Farmall Tractor; and Approximately 4 -5 tons of worn out cutting edges and miscellaneous iron parts. Items will be sold by sealed bid.

**DISCUSSION AND INFORMATION ITEMS:**

**FINANCIAL REPORT** – Beck presented a financial report to the Council.

**PAYMENT OF BILLS:**

Moved by Cox, second by Quaschnick and carried, to approve the following bills for payment:  
AB Business, supplies-331.38 ;AB Contracting, clarifier project-75,561.33 ;Aflac, insurance-971.06 ;Agri Partners, supplies-174.00 ;Ascent Aviation, fuel for resale-11,881.75 ;At&T, utilities-154.02 ;Avera Occupational Medicine, other-156.00 ;Avid Hawk, computer services-300.00 ;Axon Enterprise, equipment-1,216.80 ;Beadles Chevy, vehicle maintenance-967.23 ;Beadles Sales, repairs-1,005.97 ;Bestway Traffic, prof services-781.14 ;Bo Kaiser, prof services-35.00 ;Book Systems, computer software-525.00 ;Bridge City Small Engine, repairs-133.43 ;Byron Utter, refund-52.70 ;Cain Law Office, legal fees-1,245.00 ;Cam Wal Electric, utilities-471.32 ;Cardmember Service, other/travel/repair-1,338.38 ;CenterPoint, books-46.74 ;Central Diesel, repairs-187.81 ;Century Link, utilities-1,238.71 ;Chamber of Commerce, prof services-

11,661.19 ;Chemsearch, supplies-213.01 ;Clerk of Courts, garnishment-600.00 ;Core Fitness, gym memberships-128.81 ;Credit Collections Bureau, garnishment-286.24 ;Dady Drug, supplies-6.97 ;Dakota Fluid Power, repairs-389.59 ;Dakota Pump & Control, repairs-4,989.80 ;Darrell Fritz, refund-198.07 ;Dash Medical Gloves, supplies-131.80 ;Demco, supplies-127.49 ;Deputy Finance Officer, postage-120.23 ;Dish TV, utilities-25.02 ;Environmental Resource Assoc., chemical-323.89 ;Estate of Dean Tisdall, refund-32.99 ;Ethanol Products, chemicals-747.75 ;Fisher Scientific, chemicals-943.66 ;Fleet Services, gasoline-1,469.69 ;Galls, uniforms-651.90 ;Gas N Goodies, supplies/gasoline-354.68 ;Gienger Sales, supplies-298.00 ;Goldsmith Heck, prof services-12,070.18 ;Grand Central, fuel for resale/vehicle maintenance-2,121.53 ;Great Western Bank, payroll taxes-28,731.73 ;GTC Auto Parts, maintenance/supplies-359.73 ;Hawkins, chemical/supplies-1,608.00 ;Heartland Waste, prof services-18,304.25 ;High Point Networks, computer repairs-371.25 ;Ingram, books-453.81 ;James Bieber, training reimburse-280.00 ;Jensen Rock & Sand, street project/sand-6,511.70 ;John Deere Financial, repairs-42.29 ;JP Cooke, supplies-72.13 ;Larson Repair, equipment maintenance-135.54 ;Laurie Swanson, refund-24.98 ;Lucky's Gas, diesel/gasoline-83.31 ;MDU, utilities-18,147.03 ;Merkels, supplies-70.82 ;Midco, utilities-105.00 ;Milliken Electric, repairs-1,147.06 ;Mobr Regional Hospital, prof services-84.00 ;Mobr Tribune, publishing-82.80 ;Mobridge Hardware, supplies-399.35 ;Mobridge Regional Hospital, prof services-42.00 ;Mobridge Tribune, publishing-552.77 ;Mobridge Tribune, supplies-3.47 ;MVTL, testing-187.30 ;Nate Pepin, training K-9-1,510.94 ;Nicole Dallman, refund-52.70 ;Oahe Vet, prof services-245.00 ;Office Depot, supplies-496.58 ;Office of Attorney General, scam fees-659.00 ;OnSolve, codeRed service-12,500.00 ;Payless Foods, supplies-235.48 ;Plunketts, prof services-122.84 ;PSECO, prof services-1,370.00 ;Quenzer Electric, repairs-1,099.56 ;Redwood Toxicology, supplies-154.50 ;Rees Communications, radio maintenance-152.00 ;Robert Cripe, refund-22.57 ;Rockmount Research, repairs-558.02 ;Runnings, supplies/repairs-826.46 ;SD Dept of Revenue, water samples-1,484.00 ;SD One Call, prof services-208.95 ;SD Property Management, vehicle maintenance-500.00 ;SD Retirement, retirement-13,991.14 ;SD Treasurer, sales tax-1,563.34 ;SD Unemployment, unemployment ins-533.49 ;SDRS Supplemental Retirement, retirement-150.00 ;Servall, supplies-28.32 ;Shaykett Appraisal Co., land acquisition-5,000.00 ;Showcases, supplies-289.22 ;Slater Oil, diesel/gasoline/propane-3,945.17 ;Tammie Fischer, travel-255.36 ;Ted Ford, travel-84.00 ;Tri State Water, supplies-17.70 ;Tyler Hearmon, prof services-3,950.00 ;US Bank, loan payment-101,735.85 ;US Post Office, postage-911.94 ;USDA-Rural Development, loan payment-2,925.00 ;USDA-Rural Development, loan payment-2,373.00 ;Valley Telecommunications, utilities-1,727.32 ;Venture Communications, utilities-424.09 ;Verizon Wireless, cell phone-492.22 ;Wellmark BC/BS, health insurance-15,182.71 ;West River Telecommunications, utilities-3,490.49 ;Western Equipment Finance, mowing-1,004.09.

Salaries: Administration-8837.50; City Administrator-4328.84; Police Department-59378.05; Fire Department – 500.00; Street Department-9260.53; Regulation & Inspection – 2224.00; Park –3514.42; Library-6392.71; 24/7-428.16; Water Department-13091.03; and Sewer Department-9302.98.

There being no further business to come before the council, the meeting adjourned at 5:51 PM on a motion by Yellow Boy, second by Carlson and carried.

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

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Jamie Dietterle, Mayor