

**MOBRIDGE CITY COUNCIL
REGULAR MEETING
October 19, 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, October 19, 2015 at 5:30 PM. Mayor Jamie Dietterle, Finance Officer Heather Beck, City Administrator Christine Goldsmith, City Attorney Rick Cain and the following council persons were present: Cox, Cerney, O'Connell, Yellow Boy and Carlson. Henderson was absent.

ADOPT AGENDA:

The agenda was adopted on a motion by Yellow Boy, second by Cerney and carried with the addition of Cox addressing the County Commission tomorrow regarding tax properties being sold.

MINUTES:

Moved by O'Connell, second by Cerney and carried, to approve the minutes from the October 5, 2015 regular meeting.

PUBLIC FORUM & VISITORS:

Michele Harrison, 3B Committee – Harrison was present to request that the Council reconsider changing the 3B tax ordinance. The change takes \$25,000 from 3B and put it against the pool bond. No action was taken.

OLD BUSINESS:

ORDINANCE TO CLOSE THE PARKS TO LOITERING DURING CERTAIN HOURS – Cain informed the Council that the ordinance would close the park to the public use between the hours of 10 PM to 6 AM without a permit. The ordinance does not prohibit a person to walk or bike through the park directly after hours to cross the park. Moved by Yellow Boy, second by Cerney and carried, to approve the 2nd reading of Ordinance No. 942, an ordinance in revision of Chapter 9-8 of the Ordinances of the City of Mobridge, adding sections 9-8-22 and 9-8-23 park and recreation; loitering in parks prohibited during closed hours and penalty.

ORDINANCE NO. 942

**AN ORDINANCE ENTITLED:
AN ORDINANCE IN REVISION OF CHAPTER 9-8
OF THE ORDINANCES OF THE CITY
OF MOBRIDGE, SOUTH DAKOTA ADDING
SECTIONS 9-8-22 AND 9-8-23
PARK AND RECREATION**

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

That Sections 9-8-22 and 9-8-23 of the Revised Ordinances of the City of Mobridge, South Dakota as set forth below are hereby adopted

9-8-22 Loitering In Parks Prohibited During Closed Hours

All municipal parks and parkways shall be closed to public use between the hours of 10:00 o'clock p.m. and 6:00 o'clock a.m. without a special permit issued by the City Finance Officer or City Administrator to use the park or parkway between the hours of 10:00 o'clock p.m. and 6:00 o'clock a.m.

It shall be unlawful for any person to enter, use or loiter in any municipal park or parkways during the Closed Hours set forth immediately above. This section shall not apply to any person entering the park or parkway during the closed hours for the sole purposes of walking or riding a bicycle across the park or parkway in a specified manner so as to quickly and directly cross the park or parkway .

9-8-23 Penalty

Any person violating any provisions of this chapter shall be deemed guilty of a Class 2 Misdemeanor, and shall upon conviction thereof, be punished by a fine of not more than \$200.00 or imprisonment not to exceed thirty days or by both such fine and imprisonment.

FARMLANDS LEASE AIRPORT – One bid was received for the farmlands lease at the airport. Loren Yates was present to request the Council look into offering the lease for 3 or 5 year term; in order to him to make improvements to the land. The Council will take it under advisement for the next lease year. Moved by Yellow Boy, second by Cox and carried, to approve the bid for a one year lease to Loren Yates in the amount of \$11,495 for the airport farmlands lease.

LIBRARY COMPUTERS – Moved by Cerney, second by Carlson and carried, to approve the purchase of 2 computers and software at a cost of \$1,958.

LEAF/GRASS BIN – Moved by Carlson, second by Cox and carried, to approve a demonstration site from October 20 through November 20th with a cost of \$5 or \$10 per pickup load.

NEW BUSINESS:

ADVERTISING FOR TEMPORARY LIQUOR LICENSES – Three temporary liquor license applications were received from the Mobridge Chamber of Commerce. Moved by O’Connell, second by Cerney and carried, to approve advertising for the public hearing to be held on November 2nd.

ADVERTISING FOR TRANSFER OF LIQUOR LICENSE – An application was received to transfer a liquor license. Moved by Yellow Boy, second by Carlson and carried, to approve advertising for a public hearing to transfer a liquor license from Howard Bergman to Suzanne Albers to be held on November 2nd.

RESOLUTION 15-15, FRONT FOOT ASSESSMENT - Moved by O’Connell, second by Cerney and carried, to approve Resolution No. 15-15, a resolution levying a front foot assessment for annual maintenance of street surfaces and setting maximum annual assessments.

RESOLUTION NO. 15-15

**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.

ADVERTISING FOR BIDS PLOW TRUCK – Moved by Yellow Boy, second by Carlson and carried, to approve advertising for bids for a heavy duty dump truck for the street department.

STREET DEPT SANDER TRUCK – Carlson and Street Superintendent Dwight Baumann traveled to look at trucks for the department. They recommend the purchase of a 2006 International. Moved by Carlson, second by Cerney and carried, to approve the purchase of a 2006 International 4300 sander truck in the amount of \$24,975.

CHANGE REQUEST FOR POOL PROJECT – Moved by O’Connell, second by Carlson and carried, to approve change request no. 14 for the pool project in the amount of \$1,807.00 to add the gate valve and extension.

CHANGE REQUEST FOR POOL PROJECT – Moved by Yellow Boy, second by Cerney and carried, to approve change request no. 16 for the pool project in the amount of \$2,950.00 to add the cost of the railing at the pump house.

DISCUSSION AND INFORMATION ITEMS:

- **Financial Report** – Beck presented a financial report to the Council.
- **Tax Properties** – Cox reported to the Council that he would like to travel to the County Commission meeting to discuss the tax properties that are coming up for sale. The Mayor thanked Cox for attending.

PAYMENT OF BILLS:

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

AAF International, repairs-161.42 ;Aberdeen Finance Corp., garnishment-240.00 ;AE2S, prof services-125.00 ;Aflac, insurance-834.04 ;Ascent Aviation Group, gasoline-7,800.10 ;AT&T, utilities-160.34 ;Avera Occupational Medicine, prof services-33.50 ;Banner Associates, prof services-19,860.00 ;Beadles Sales, vehicle maintenance-38.81 ;Bestway Traffic, supplies-429.39 ;Cam Wal, street lights/utilities-258.12 ;Cardmember Services, other services/supplies/travel-1,916.30 ;Chamber of Commerce, prof services-12,124.98 ;Core Fitness, gym memberships-187.45 ;Country Junction, uniforms-78.44 ;Cummins Central, prof services-1,252.97 ;Dakota Pump & Control, repairs-1,685.00 ;Dakota Supply Group, supplies-707.15 ;Dean Schilling, travel-37.00 ;Dish TV, utilities-41.00 ;Don Blankartz, travel-37.00 ;Dwight Baumann, travel-45.74 ;Efraimson Electric, repairs-127.55 ;Eisemann Building Products, supplies-97.00 ;Emergency Communications Network, prof services-12,500.00 ;Environmental Resources, water samples-313.55 ;Fastenal, repairs-208.64 ;Gas N Goodies, supplies/travel-218.20 ;Gienger Sales, supplies-120.00 ;Graham Tire, tires-387.38 ;Grand Central, repairs-35.00 ;Great Western Bank, payroll taxes-11,335.70 ;Heartland Waste, prof services-15,604.00 ;Helms & Associates, prof services-14,882.81 ;Jensen Rock & Sand, cold mix/prof services/chip seal-54,709.48 ;Lucky’s Gas N More, repairs-24.50 ;M&M Electric, building maintenance-263.56 ;Marco, Inc., supplies-299.46 ;MDU, utilities-10,909.32 ;Michael Todd & co., supplies-723.21 ;Midwest Pump & Tank, repairs-907.91 ;Mobridge Gas Co., LP gas-150.00 ;Mobridge Hardware, supplies-594.31 ;Mobridge Regional Hospital, prof services-141.00 ;Mobridge Tribune, publishing/supplies-531.70 ;Napa Auto Parts, supplies-95.86 ;Neves Uniforms, uniforms-41.74 ;Oahe Vet, prof services-80.00 ;Payless Foods, supplies-79.41 ;Premier Equipment, repairs-120.52 ;Runnings Supply, supplies-1,893.90 ;SD One Call, prof services-36.75 ;SD Retirement, retirement-12,371.92 ;SD Unemployment, unemployment-312.90 ;SDRS Supplemental Retirement, retirement-175.00 ;Slater Oil, diesel/gasoline-268.69 ;Uline, supplies-147.08 ;Unum, insurance-153.90 ;USDA-Rural Development, loan payment-2,925.00 ;USDA-Rural Development, loan payment-2,373.00 ;Valley Telecommunications, utilities-853.16 ;Walworth County Landfill, prof services-11.55 ;West River Telecommunications, phones-3,642.78 ;Western Communications, supplies-326.00.

Salaries: Administration-2358.40; City Administrator-2040.19; Police Department-22931.66; Street Department-4585.50; Park – 240.00; Library-3178.21; Auditorium-1185.00; 24/7-192.32; Water Department-6438.14; and Sewer Department-4483.45.

There being no further business to come before the council, the meeting adjourned at 5:57 PM on a motion by Yellow Boy, second by Cerney and carried.

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

Jamie Dietterle, Mayor