

AGENDA
Mobridge City Council - Regular Meeting
Wednesday October 9, 2024 5:30 P.M.
Mobridge City Hall

- 1) **Call to Order & Roll Call**
- 2) **Pledge of Allegiance**
- 3) **Adopt Agenda**
- 4) **Approve Minutes**
August 21, 2024 special meeting, September 11, 2024 regular meeting and September 25, 2024 special meeting [1]
- 5) **Unfinished Business**
- 6) **New Business**
 - Police Department**
 - a. Approve a step increase for Officer Madeline Reints increasing her hrly wage from \$21.20 to 22.05 (6 mths) eff. 9/23/24
 - Water/Wastewater Dept.**
 - a. Approve a level increase for Nathan Shillingstad increasing his hrly wage from \$20.26 to \$21.35 eff. 10/7/24
 - Finance Department**
 - a. Approve airport maintenance agreement with State [2]
 - b. Approve front footage Resolution 24-08 [3]
 - c. Approve hospital bond Resolution 24-09 [4]
 - d. Approve assessment roll Resolution 24-10 [5]
 - e. Approve \$2.00 per hour wage increases for police officers eff. 10/22/24
 - f. Approve salary increase for salaries employees of \$4,160 eff. 10/22/24
 - g. Approve new hire Mackenzie Whitebull as part time building maintenance at \$18 per hour eff. 10/21/24
 - h. Approve waiving sidewalk Resolution 24-11 [5a]
- 7) **Discussion and Information Item**
 - a. Financial Report [6]
 - b. Building Permits [7]
 - c. Code Enforcement Report [8]
 - d. Events Report [9]
- 8) **Public Forum and Visitors*****

The Public Forum and Visitors section offers the opportunity for anyone not listed on the Agenda to speak to the Councilpersons concerning important topics. The time will be limited to 5 minutes in length.
- 9) **Payment of Bills** [10]
- 10) **Adjournment**

***No action will be taken on items not on the Agenda due to the 24-hour public notice requirement.

***IF YOU WOULD LIKE TO ADDRESS THE COUNCIL YOU MUST COME TO THE PODIUM.

**MOBRIDGE CITY COUNCIL
SPECIAL MEETING
August 21, 2024**

Pursuant to due call and notice thereof, a Special Meeting of the Common Council of the City of Mobridge, South Dakota was held at the Mobridge City Hall in said City on Wednesday August 21, 2024 at 4:00 PM PM. Mayor Gene Cox, City Administrator/Finance Officer Heather Beck, and the following councilpersons were present: Mound, Cerney, Reichert, Jensen, Kemnitz and Carlson.

BOARD RETREAT

The Council held their annual board retreat. No action was taken.

The Mayor adjourned the meeting at 7:02 PM.

Heather Beck, Finance Officer

Gene Cox, Mayor

Published once at the total approximate cost of \$

**MOBRIDGE CITY COUNCIL
REGULAR MEETING
September 11, 2024**

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 September 11, 2024 at 5:30 PM. Mayor Gene Cox, and the following council were present: Mound, Cerney, Reichert, Jensen, Kemnitz and Carlson.

AGENDA:

The agenda was approved on a motion by Reichert, second by Carlson and carried.

MINUTES:

Moved by Carlson, second by Mound and carried, to approve the minutes from the August 14, 2024, regular meeting.

NEW BUSINESS:

Police Department

RADIO ISSUES – Jeff Jensen, Walworth County Emergency Manager, was present to discuss radio issues with the Council.

NEW HIRE – Moved by Carlson, second by Kemnitz and carried, to approve the hire of Lillie Plumb as police officer at \$21.20 per hour effective September 2, 2024.

Water/Wastewater Department

TASK ORDER NO. 2 – Moved by Carlson, second by Kemnitz and carried, to approve Task Order No. 2 with Moore Engineering Inc. in the amount of \$299,762 for construction engineering services for the Water Treatment Plant Rehabilitation project.

WASTEWATER PROJECT - Jerold Klabunde with Moore Engineering discussed the most recent design for the wastewater treatment plant project. Moore Engineering along with City staff propose alternate no. 4 for consideration. This will build a smaller final clarifier, along with rehabbing the current one. It also includes a dewatering system and removes the trickling filter and aeration basin; building a joint selector and aeration basin. Klabunde would like to submit the plans to SD DANR for approval. The total engineer estimate of this design is \$7.5 million. The original plan was estimated at \$8.2 million. After some discussion and questions, moved by Carlson, second by Reichert and carried, to approve alternate no. 4 design.

Parks Department

MYO BATHROOM UPDATE – Moved by Jensen, second by Mound and carried, to approve a quote from Blankartz Construction to update the bathrooms at MYO building in the amount of \$27,600. The update will install more stalls, update venation and the walls. Due to the increased use at Legion Memorial, the current bathrooms are inadequate.

POOL SLIDE – Schmaltz gave the council an update on the findings of the slide inspection at the pool. It was closed at the end of the season this year due to safety concerns. Before the slide can be opened again, there are repairs that need to be made. The total cost of the repairs is \$85,918. The Council can make decisions based on various options. After some discussion on slide use, staff will do more research of options and come back to the Council.

JOINT POWERS AGREEMENT – Moved by Reichert, second by Carlson and carried, to approve the Joint Powers Agreement with the State of South Dakota Department of Game, Fish and Parks for 5 years for the shooting range. This agreement will expire December 31, 2029.

Finance

1ST READING BUDGET ORDINANCE – Beck presented the 1st reading of the 2025 appropriation ordinance. Moved by Mound, second by Reichert and carried, to approve the 1st reading of Ordinance 24-

01, an ordinance entitled: 2025 appropriation ordinance of the revised ordinances of the City of Mobridge, South Dakota 1998 Ordinance in revision No. 746.

AIRPORT MASTER PLAN AGREEMENT – Moved by Carlson, second by Kemnitz and carried, to approve the agreement with the State of South Dakota for the airport master plan project no. 3-46-0038-22-2024 in the amount of \$18,011.

GENERATOR AGREEMENT – Moved by Reichert, second by Mound and carried, to approve the one year agreement with Electrical Engineering & Equipment Company for maintenance on 6 generators at a cost of \$9,700 per year.

TEMPORARY LIQUOR LICENSES – Moved by Carlson, second by Mound and carried, to approve a temporary liquor license to Lake Oahe Learning Academy for October 19, 2024 at Scherr Howe Event Center for fundraising for community daycare. Moved by Mound, second by Cerney and carried, to approve a temporary liquor license to Mobridge Pink Lades for December 7, 2024 at Scherr Howe Event Center for the purpose of a fundraiser. Moved by Carlson, second by Mound and carried, to approve a temporary malt beverage license to Mobridge Chamber of Commerce for January 8, 2025 at Scherr Howe Event Center for the purpose of bringing anglers to Mobridge. Moved by Jensen, second by Carlson and carried, to approve a temporary liquor license to Mobridge Rodeo Inc. for February 8, 2025 for the purpose of a fundraiser. Moved by Carlson, second by Jensen and carried, to approve a temporary malt beverage license to Mobridge Chamber of Commerce for June 13 & 14, 2025 for the purpose of bringing anglers to Mobridge.

TRANSFER LIQUOR LICENSE – Moved by Carlson, second by Reichert and carried, to approve a transfer of an on-sale liquor license from Shree Hari OM 3 LLC located at Lots 1-5 & 8-12, Block 42, NWTC 3rd Addn., excluding 2nd floor restaurant to Shree Hari OM 3 LLC located at Lots 1-5 & 8-12, Block 42, NWTC 3rd Addn.

DISCUSSION AND INFORMATION:

FINANCIAL STATEMENT – Beck presented a financial statement to the Council.

BUILDING PERMITS - The following building permit was approved by the Zoning Officer for the month of August 2024: Rick Bolduan, 1017 3rd Ave West, New 10x12 Deck/Repair stairs/Replace picture window; Kevin Schaeffbuaer, 1308 1st Ave West, 6' white privacy fence; Britten Vogel, 20 7th Ave East, Siding, roofing, 12' addition and replacing windows; Marlow Schaffer, 519 Airport Road, 8'x10' Walk-in Freezer & 8'x10' Walk-in Cooler; Patrick Maney, 1017 1st Ave West, 40'x30' Garage; Matt Keck, 514 Crescent St, two 10'x16'pre-built shed moved in & replacing deck with 12'x20'; John Troyer, 1222 Park Lane, Replacing Driveway, Sidewalk & Windows; Debrah Leatherman, 6 4th Ave East, Temp Dog Fence 42'x16' area.

CODE ENFORCEMENT UPDATE – A code enforcement update was given to the Council as of August 31st: Grass Violations: 8-1 to 8-31-24: 11 properties tagged and letters sent to property owners; No properties were abated by the City, 10 properties complied but 1 pending abatement. FY 2024 totals as of 8-31-24-24: 177 properties tagged; 38 properties abated; 139 properties complied
Nuisance violations: 8-1 to 8-31-24: 10 total Nuisance violations: 8 sent or served Notices to Comply; 2 properties issued warnings. FY 2024 totals as of 8-31-24: 154 Nuisance violations; 91 sent or served Notices to Comply; 63 properties issued warnings. 0 properties have been abated for nuisance but 1 property owner issued a summons for Nuisance Property.
There are currently 4 pending nuisance abatements. Tree inspections have started with 13 properties tagged and sent notices as of 9-6-24.

EVENTS UPDATE – Monica Weninger-Schmaltz gave the council an update on the events. She also informed them that an art exhibit will be coming to Mobridge from the Smithsonian Museum in the year 2027 for 2 months.

SPECIAL COUNCIL MEETING – A special meeting will be held on September 25, 2024 at 5:30 PM for the 2nd reading of the budget ordinance.

PUBLIC FORUM & VISITORS – No one wished to address the Council.

PAYMENT OF BILLS:

Moved by Carlson, second by Mound and carried, to approve the following bills for payment:
Accounts Management Inc., garnishment 601.18; Aflac, insurance 683.16; Aqua-Pure Inc., chemicals 5,328.83; AT&T Mobility, telephone/utilities 834.52; Auto Value Mobridge, repair & maintenance/supplies 155.90; Badger Meter, prof. services 107.40; BEC Corporation, sup. in-house repairs 1,636.00; Bridge City Small Engines, supplies 24.99; Butler Machinery, repair & maintenance 475.91; Cam Wal Electric, street lights/utilities 579.46; Cardmember Services, prof. services 86.95; CDW Government, computer software & hardware 9,846.07; Center Point Large Print, books 50.34; Central Deisel, equipment maintenance/truck maintenance 6,528.27; Century Business Products, copier lease/supplies 469.64; Chamber of Commerce, other 15,778.98; CHS River Plains, spraying 342.00; Credit Collections Bureau, garnishment 520.04; Dacotah Paper, supplies 70.21; Dady Drug, supplies 17.23; Dakota Glass & Alignment, tires/vehicle maintenance 2,420.31; Dakota Pump & Control, prof. services 1,357.16; Davis Martin, contract labor 6,580.00; Delta Dental of SD, dental 392.00; Deputy Finance, postage 9.50; Dish TV, utilities 58.35; Dwight Baumann, repair & maintenance 204.00; Ethanol Products, chemical 6,907.00; Ferguson Waterworks, supplies 544.12; First Interstate Bank, HSA contributions/payroll taxes 37,670.58; Fisher Scientific, chemicals 473.82; Fleet Services, gasoline/vehicle maintenance 2,729.61; Gas-N-Goodies, supplies 12.42; Grand Central, repair & maintenance/vehicle maintenance 534.87; Graymont, chemical 5,886.14; Gregg's Drilling & Excavation, prof. services 2,376.02; Hanna Instruments, machinery & equipment 2,399.99; Hawkins, chemicals 70.00; Heartland Waste, city wide cleanup/prof. services 24,619.20; Heather Overland, training 255.00; Heiman, equipment 415.42; High Point Network, computer software & hardware 3,107.35; Homestead Building Supplies, repair & maintenance/supplies 245.06; Ingram Library Services, books 405.08; ISC Companies, sup. in-house repairs 373.61; Jensen Rock & Sand, cold mix/dirt & gravel/resurface/snow removal 66,499.60; JW Industries, tennis/ball fields 45,100.00; KCL, insurance 429.57; Keller Construction, improvements other than buildings/repair & maintenance 994.50; Louise & Karl Beck, refund 79.53; Lynn Mendenhall, refund 17.85; MacQueen, uniforms/equipment 225.81; Mastercard, uniforms/computer software & hardware/tennis & ball fields/supplies/other services 4,269.78; MDU, utilities/street lights 21,042.49; Merkel's Foods, supplies 186.04; Midco, utilities 208.39; Milbank Winwater Works, supplies 326.70; Mobridge Hardware, repair & maintenance/supplies/building maintenance/yard work/buildings/equipment maintenance/small tools/sup. for inhouse repairs 1,628.15; Mobridge Tribune, publishing 223.39; Moore Engineering, prof. services 29,185.54; NAPA Central, supplies 18.99; Oahe Vet, prof. services 557.23; ODP Business Solutions, computer hardware/office supplies/supplies 755.92; Paylessfoods, supplies 284.76; Payment Service Networks, credit card fees 54.95; Plunkett's, prof. services 71.81; Premier Equipment, repair & maintenance/supplies/equipment 465.72; Riverside Furnishings, repair & maintenance 58.28; Runnings Supplies, buildings/equipment maintenance/small tools/uniforms/supplies/improve other than buildings/repair & maintenance 1,302.39; Russell Beadle Landscaping, trees 900.00; SD Child Support Payment Center, garnishment 559.38; SD Department of Public Safety, prof. services 5,400.00; SD Dept. of Health, water samples 331.00; SD Library Association, travel & conference 215.00; SD One Call, prof. services 26.25; SD Retirement System, retirement 16,907.52; SD State Treasurer, sales tax 2,285.07; SDRS Supplemental Retirement, retirement 350.00; Shawn Madison, travel & conference 167.84; Slater Oil, diesel/lp gas/gasoline 13,486.62; Snowy Fire Cloud, gasoline 40.01; Tri-State Water, supplies 49.75; US Postal Service, postage 833.46; USDA-Rural Development, loan payment 5,298.00; Valley Telecommunications, utilities 815.16; Van Deist, supplies 1,518.75; Venture Communications, utilities 424.09; Verizon Wireless, telephones 132.70; Voyager, diesel/gasoline 1,529.37; Wellmark, insurance/prof. services 14,141.40; West River Telecommunications, utilities 4,170.53.

Salaries: Administration – 9055.61; City Administrator – 2156.70; Police Dept – 67834.49; Fire Dept – 700.00; Street Dept-11806.40; Code Enforcement – 1054.70; Pool – 5147.02; Parks – 5890.48; Zoning – 1037.40; Library -5539.58; 24/7 -2044.17; Water Department – 21445.62; Sewer Department -13253.64 and Airport – 813.75.

There being no further business to come before the council, the meeting adjourned at 6:52 PM on a motion by Reichert, second by Carlson and carried.

Heather Beck, Finance Officer

Gene Cox, Mayor

Published once at the total approximate cost of \$

**MOBRIDGE CITY COUNCIL
SPECIAL MEETING
September 25, 2024**

Pursuant to due call and notice thereof, a Special Meeting of the Common Council of the City of Mobridge, South Dakota was held at the Mobridge City Hall in said City on Wednesday September 25, 2024 at 5:30 PM. Mayor Gene Cox, City Administrator/Finance Officer Heather Beck, and the following councilpersons were present: Mound, Cerney, Reichert, Jensen, Kemnitz and Carlson.

2nd READING BUDGET ORDINANCE – Beck presented the 2nd reading of the 2025 appropriation ordinance. No changes were made from the 1st reading. Moved by Carlson, second by Mound and carried, to approve the 2nd reading of Ordinance 24-01, an ordinance entitled: 2025 appropriation ordinance of the revised ordinances of the City of Mobridge, South Dakota 1998 Ordinance in revision No. 746.

TRANSFER LIQUOR LICENSE – A public hearing was held to transfer a liquor license. Hearing no opinion or against, moved by Cerney, second by Carlson and carried, to approve a transfer of an on-sale liquor license from Shree Hari OM 3 LLC located at Lots 1-5 & 8-12, Block 42, NWTC 3rd Addn. to Madrigal, LLC located at Lots 1-5 & 8-12, Block 42, NWTC 3rd Addn.

POLICE DEPT VEHICLE – Moved by Reichert, second by Kemnitz and carried, to approve the purchase of a 2022 Dodge Durango from the Kansas Highway Patrol in the amount of \$34,975.

There being no further business to come before the council, the meeting adjourned at 5:35 PM on a motion by Carlson, second by Cerney and carried.

Heather Beck, Finance Officer

Gene Cox, Mayor

Published once at the total approximate cost of \$

**MAINTENANCE AND FINANCIAL AGREEMENT
BETWEEN
SOUTH DAKOTA DEPARTMENT OF TRANSPORTATION
AND
CITY OF MOBRIDGE**

This Agreement is made and entered into by and between the State of South Dakota, acting by and through its Department of Transportation, referred to in this Agreement as the "STATE," and the city of Mobridge, South Dakota, referred to in this Agreement as the "SPONSOR."

1. BACKGROUND:

- A. The SPONSOR wants the STATE to let an airport pavement maintenance project on the Mobridge Municipal Airport as a part of Project Number 3-46-4600-30-2024, referred to in this Agreement as the "PROJECT."
- B. The STATE will construct the PROJECT, including pavement maintenance.

THE STATE AND THE SPONSOR MUTUALLY AGREE AS FOLLOWS:

2. TERM

This Agreement will become effective upon the last date of signature and will end **December 31, 2028**, unless terminated earlier pursuant to the terms of this Agreement.

3. THE PROJECT

The STATE will advertise, let to contract, award, and be the contracting party for the PROJECT.

4. PAYMENT

- A. The STATE will bill the SPONSOR for final PROJECT costs based on the amount of work completed and accepted, and the SPONSOR will make said payments to the STATE within thirty (30) days of billing. Actual costs will be based upon bids and final quantities.
- B. The SPONSOR will reimburse the STATE Five percent (5%) of the actual and final costs of the total PROJECT. The estimated cost of the SPONSOR'S share of the PROJECT is Nine Thousand Two Hundred Thirty Five Dollars and Forty Seven Cents (\$9,235.47).

5. AMENDMENT

This Agreement may not be amended, except in writing, which writing will be expressly identified as a part of this Agreement and will be signed by an authorized representative of each of the parties.

6. TERMINATION

The STATE may terminate this Agreement on thirty (30) days' written notice. If the SPONSOR breaches any of the terms or conditions of this Agreement, the STATE may terminate this Agreement at any time with or without notice.

7. EXAMINATION OF RECORDS

Upon reasonable notice, the SPONSOR will allow the STATE or U.S. Department of Transportation representatives to examine all records of the SPONSOR related to this Agreement during the SPONSOR'S normal business hours. The SPONSOR will keep all such records for a period of three

(3) years after the date of final payment by the STATE under this Agreement and all other pending matters are closed.

8. SINGLE AGENCY AUDIT

If the SPONSOR expends Seven Hundred Fifty Thousand Dollars (\$750,000) or more in federal funds during any SPONSOR fiscal year covered, in whole or in part, under this Agreement, the SPONSOR will be subject to the single agency audit requirements of the U. S. Office of Management and Budget (OMB) Circular regulations, found at 2 CFR Part 200 Subpart F. If the SPONSOR expends less than Seven Hundred Fifty Thousand Dollars (\$750,000) in federal funds during any SPONSOR fiscal year, the STATE may perform a more limited program or performance audit related to the completion of Agreement objectives, the allowability of services or costs and adherence to Agreement provisions. The CFDA Number for funds used under this Agreement is 20.106.

9. FUNDING AVAILABILITY

This Agreement depends upon the continued availability of appropriated funds and expenditure authority from the Legislature for this purpose. If for any reason the Legislature fails to appropriate funds or grant expenditure authority, or funds become unavailable by operation of law or federal funds reductions, the Agreement may be terminated by the STATE. Termination for any of these reasons is not a default by the STATE nor does it give rise to a claim against the STATE.

10. CERTIFICATION REGARDING LOBBYING

A. The SPONSOR certifies, to the best of the SPONSOR'S knowledge and belief, that: No Federal appropriated funds have been paid or will be paid, by or on behalf of the SPONSOR, to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of a Federal contract, grant, loan, or cooperative agreement. If any funds other than Federal appropriated funds have been paid or will be paid to any of the above mentioned parties, the SPONSOR will complete and submit Standard Form LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

B. The SPONSOR will require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients will certify and disclose accordingly. This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification will be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

11. DEBARRED

The SPONSOR certifies, by signing this Agreement, that neither the SPONSOR nor the SPONSOR'S principals are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this Agreement by any federal department or agency.

12. EXECUTIVE ORDER 13513

In accordance with Executive Order 13513, Federal Leadership on Reducing Text Messaging While Driving, October 1, 2009, and DOT Order 3902.10, Text Messaging While Driving, December 30, 2009, the SPONSOR is encouraged to:

- A. Adopt and enforce workplace safety policies to decrease crashes caused by distracted drivers, including policies to ban text messaging while driving when performing any work for or on behalf of the federal government, including work relating to a grant or subgrant.
- B. Conduct workplace safety initiatives in a manner commensurate with the size of the business, such as:
 - i. Establishment of new rules and programs or re-evaluation of existing programs to prohibit text messaging while driving; and,
 - ii. Education, awareness, and other outreach to employees about the safety risks associated with texting while driving.

13. CERTIFICATION OF NO PROHIBITED STATE LEGISLATOR INTEREST

The SPONSOR (i) understands neither a state legislator nor a business in which a state legislator has an ownership interest may be directly or indirectly interested in any contract with the State that was authorized by any law passed during the term for which that legislator was elected, or within one year thereafter, and (ii) has read South Dakota Constitution Article 3, Section 12 and has had the opportunity to seek independent legal advice on the applicability of that provision to this Agreement. By signing this Agreement, the SPONSOR hereby certifies that this Agreement is not made in violation of the South Dakota Constitution Article 3, Section 12.

14. SIGNATURE AUTHORITY

The SPONSOR has designated its Mayor as the SPONSOR'S authorized representative and has empowered the Mayor with the authority to sign this Agreement on behalf of the SPONSOR. A copy of the SPONSOR'S Commission minutes or resolution authorizing the execution of this Agreement by the Mayor as the SPONSOR'S authorized representative is attached to this Agreement as **Exhibit A**.

The SPONSOR and the STATE, by signing this Agreement, evidence authority to enter into this Agreement through formal action of their governing bodies.

City of Mobridge, South Dakota

By: _____

Printed Name: _____

Its: Mayor

Date: _____

Attest:

By: _____

Printed Name: _____

City Auditor/Clerk

(City Seal)

State of South Dakota
Department of Transportation

By: _____

Printed Name: _____

Its: Program Manager
Office of Air, Rail, and Transit

Date: _____

RESOLUTION NO. 24-08

**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 sixty 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 sixty 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.

Dated this 9th day of October, 2024

City of Mobridge

By: _____
Gene Cox, Mayor

ATTEST:

Heather Beck, Finance Officer

RESOLUTION NO. 24-09

RESOLUTION AUTHORIZING MODIFICATION OF THE ECONOMIC DEVELOPMENT REVENUE BONDS, (MOBRIDGE REGIONAL HOSPITAL) SERIES 2021 AND THE ASSOCIATED LOAN DOCUMENTS, RELATING TO A PROJECT WITH THE MOBRIDGE REGIONAL HOSPITAL, AND AUTHORIZING THE EXECUTION OF SUCH DOCUMENTS AS ARE NECESSARY TO CARRY OUT THE MODIFICATION,

BE IT RESOLVED by the City Council of the City of Mobridge (the "City Council"), as follows:

SECTION 1. RECITALS, AUTHORIZATION AND FINDINGS.

1.01. Recitals. The City Council determines it necessary and expedient to modify the terms of the City of Mobridge Economic Development Revenue Bonds (Mobridge Regional Hospital) Series 2021 (the "Bonds") and hereby declares the necessity therefore.

1.02 Authorization. The City Council is authorized to modify its outstanding Bonds under South Dakota Codified Laws, Chapter 9-54 and 6-8B-30 through 6-8B-52 (collectively the "Act.")

SECTION 2. MODIFICATION, MODIFICATION AGREEMENT.

2.01 Modification. The Mayor and Finance Officer are hereby authorized and directed to agree with the holder of the Bonds to the terms of the modification as they deem necessary.

2.02. Modification Agreement and financing documents. The execution of a modification agreement and other financing documents setting forth such final terms by the Mayor and Finance Officer is hereby approved and authorized and such execution shall be conclusive evidence of such agreement and shall be binding upon the City Council. The modification agreement shall state that the modification is made in full compliance with SDCL §§ 6-8B-30 through 6-8B-52.

SECTION 3. TAX MATTERS.

3.01. General Covenant. The City Council covenants and agrees with the registered owners of the Bonds that it will not take or permit to be taken by any of its officers, employees or agents any action which would cause the interest on the Bonds to become includable in gross income for federal income tax purposes under the Internal Revenue Code (the "Code") and applicable Treasury Regulations (the "Regulations") , and covenants to take any and all actions within its powers to ensure that the basic interest on the Bonds will not become includable in gross income for federal income tax purposes under the Code and the Regulations.

3.02. Certification. The Mayor and the Finance Officer, being the officers of the City Council charged with the responsibility for issuing the Bonds pursuant to this Resolution are hereby authorized and directed to execute and deliver to the bond holder thereof a certificate in accordance with the provisions of Section 148 of the Code, and Section 1.148-2(b) of the Regulations, stating that on the basis of facts, estimates and circumstances in existence on the date of issue and delivery

of the Bonds, it is reasonably expected that the proceeds of the Bonds will be used in a manner that would not cause the Bonds to be "arbitrage bonds" within the meaning of Section 148 of the Code and the Regulations.

3.02. Information Reporting. The City shall file with the Secretary of the Treasury a statement concerning the Bonds containing the information required by Section 149(e) of the Code.

3.03. Qualified Tax-Exempt Obligations. Pursuant to Section 265(b)(3)(B)(ii) of the Code, the City Council hereby designates the Bonds as "qualified tax-exempt obligations" for purposes of Section 265(b)(3) of the Code. The City Council hereby represents that it does not anticipate that obligations bearing interest not includable in gross income for purposes of federal income taxation under Section 103 of the Code (including refunding obligations as provided in Section 265 (b) (3) of the Code and including "qualified 501 (c) (3) bonds" but excluding other "private activity bonds," as defined in Sections 141(a) and 145(a) of the Code) will be issued by or on behalf of the City Council and all "subordinate entities" of the City Council in 2024 in an amount greater than \$10,000,000.

SECTION 4. EFFECTIVE DATE; REPEALS; ADMINISTRATIVE ACTIONS.

4.01. This Resolution shall become effective upon passage and all provisions of ordinances, resolutions and other actions and proceedings of the City Council which are in any way inconsistent with the terms and provisions of this Resolution are repealed, amended and rescinded to the full extent necessary to give full force and effect to the provisions of this Resolution.

4.02. Authority of City Officers. The Mayor, City Finance Officer, City Attorney and other City officials shall be and they are hereby authorized to execute and deliver for and on behalf of the City any and all other agreements, instruments, 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 matters herein authorized and in the documents authorized and approved herein

Adopted at Mobridge, South Dakota this 9th day of October, 2024.

The above and foregoing resolution was moved for adoption and seconded, upon roll call vote the Mayor declared the resolution to be duly passed and adopted.

(SEAL)

Attest:

Finance Officer

Mayor

Adopted:
Published:
Effective Date:

5

RESOLUTION 10-10
A RESOLUTION APPROVING THE 2009 SPECIAL ASSESSMENT
ROLL FOR THE DESTRUCTION OF NUISANCE AND WEEDS

BE IT RESOLVED by the Common Council of the City of Mobridge, South Dakota:

That the special assessment roll for the assessment of property assessable for the destruction of nuisance weeds in the City of Mobridge, South Dakota, is hereby approved and the assessments as set out in said special assessment roll approved this date are hereby levied against such property upon filing of said special assessment roll in the office of the City Finance Officer.

The amounts and the properties so assessed are as follows:

W 90' of Lot 7, Block 18, Milwaukee Land Co.'s 1 st Addition	\$45.00
Lot 3F, Block 61, Grand Crossing Addition	\$35.75
Lot 4, Block 5, Eklo's 1 st Addition	\$60.00
Lot 2, Block 54, Grand Crossing Addition	\$210.00
Lot 4, Block 38, Grand Crossing Addition	\$130.00
Lot 6, Block 1, Perry's Addition	\$220.00
Lots 1 & 2, Block 12, Main Park Addition	\$265.00
Lots 3, 4 & 5, Block 21, Main Park Addition	\$160.00
Lot 7, Block 28, Milwaukee Land Co's 2 nd Addition	\$90.00

It is further resolved that said assessment may be paid in one (1) annual installment and shall be collected under Plan One "Collection by County Treasurer", as provided in SDCL 9-43-29.

Dated this 20th day of September, 2010.

CITY OF MOBRIDGE

BY: _____
Kyle Jensen, Mayor

ATTEST:

Heather Beck, Finance Officer

RESOLUTION NO. 24-11

RESOLUTION TO WAIVE SIDEWALK REQUIREMENT

WHEREAS, the owners of the real property described as Lot 1 and N 25' of Lot 2, Block 23, Main Park Addition to the City of Mobridge, South Dakota have requested the City waive the requirement of placing a sidewalk on the above property on 11th Street; and

WHEREAS, there is utility lines and mature tree, plus an existing sprinkler system and no other properties on 11th Street have sidewalks; and

NOW THEREFORE, the City of Mobridge hereby resolves to waive the requirement of placing a sidewalk on Lot 1 and N 25' of Lot 2, Block 23, Main Park Addition to the City of Mobridge, South Dakota.

Dated this 9th day of October 2024.

CITY OF MOBRIDGE

BY: _____
Gene Cox, Mayor

ATTEST:

Heather Beck, Finance Officer

10-7-24

To whom it may concern:

My name is Pat Maney and I live at 1017 1st Ave. I am building a garage and am having curb and gutter put in on 11th St, and would like to appeal or have the sidewalk on 11th St waived.

Both MDU & midcontinent would have to be dug deeper. There are mature trees in that spot now. If digging up their roots for the sidewalk didn't kill them, the tree roots in the future would just heave up the sidewalk like the yard across the street does.

It will ruin the existing sprinkler system. And no one on my block has sidewalk on 11th St.

Thank you for your consideration,

Pat J. Maney

September Building Permits

Name	Location	Project	Cost
Michael Andrews	1203 3rd Ave West	Enclose existing breezeway to connect garage & house	\$1,500.00
J & S LLC	1607 West Gr. Crossing	Adding Apron on West Side of Building	\$20,000.00
Robert Krumm	1105 5th Ave West	Replacing Sidewalk on property	\$5,000.00
Lyle Larson	1302 4th Ave East	12'x20' New Deck	\$1,700.00
Sherry Tissaw	414 2nd Ave West	6' Privacy Fence	\$1,300.00
Debrah Leatherman	6 4th Avenue East	5' Fenced back yard	\$2,000.00
Allen Bau	222 8th Ave East	Move in 10x20 pre-built shed & 6ft Privacy fence & Patch Concrete driveway & sidewalk	\$9,000.00
Kyle Jensen	609 4th Ave West	Replacing old sidewalk	\$1,000.00
Sitting Bull College	414 6th Street West	Replacing Sidewalk	\$60,000.00
			Total \$101,500.00

9 Total Permits

TO: Heather Beck, Mobridge City Administrator; Mobridge City Council

FROM: Mike Nehls, Code Enforcement Officer

REF: **Code Enforcement Update as of 9-30-24**

Grass Violations: 9-1 to 9-30-24: 3 letters sent to property owners; No properties were abated by the City. All property owners complied and no grass abatements. **FY 2024 totals as of 9-30-24:** 180 properties sent letter or tagged; 38 properties abated; 142 properties complied

Nuisance violations: 9-1 to 9-30-24: 1 Nuisance violation with property owner given a Courtesy Warning. **FY 2024 totals as of 8-31-24:** 155 Nuisance violations; 91 sent or served Notices to Comply; 64 properties issued warnings. No properties were abated during month of September.

The 4 pending nuisance abatements from August came into compliance in September.

Tree Violations: 9-1 to 9-30-24: There were 36 tree notices issued since time of last report on 8-31-24 for a total of **49 violations as of 9-30-24**. A compliance check has not been made but many citizens have been trimming tree branches throughout the City.

Mike Nehls, Code Enforcement Officer

Recreation and City Events Manager

This past month I held a couple of craft classes in the community room. We did a stained-glass diamond painting and flower pressing. We had our 2nd annual color run on Saturday the 21st. With help from the high school NHS and student council students this was another year of success. It was a nice calm sunset walk. I invited the 4H organization to come and sell goodies at the finish line and they did very well.

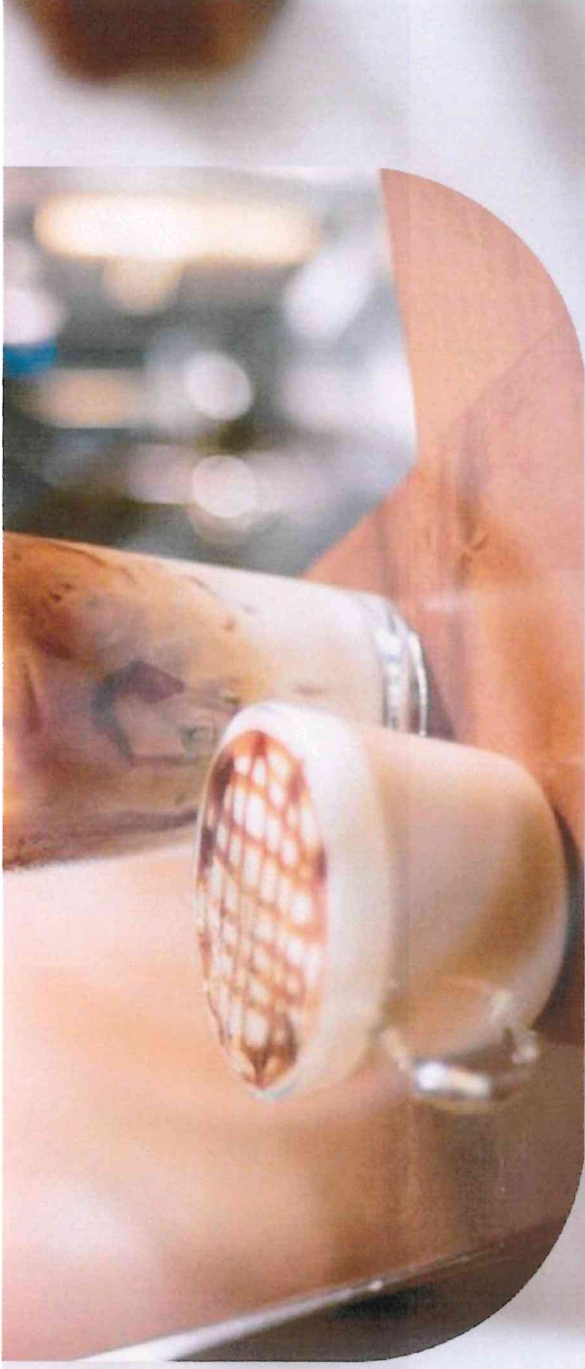
We hosted our first Family Movie night of the season, and it was almost a full house. The library community room is the perfect place to hold events like this.

I have had a chance to see how busy MYO concessions get. This year we went a little different route with parent volunteers. I help track hours, volunteers, deposits, and inventory to make the concessions run a little smoother. MYO has a great parent board of volunteers, but it does take a lot of work to run events. We have this busy month of concessions left before we are finished with the football season.

I am currently working on new ideas for library events along with the MYO Big Time Bingo donation requests.

Activities coming up in October.

- 8th Coffee Break 2-4pm
- 15th MS Football game with MYO Concessions 5pm
- 17th Cultural Family Movie Night "The Education of Little Tree" 5-7pm
- 21st JV Football game with MYO Concessions 6pm
- 22nd Pumpkin Painting 3:30pm
- 25th Reading Between the Wines Book Club 6pm
- 29th Family Movie Night "IF" 5-7pm
- 31st Library Scavenger Hunt 3pm, Trunk or Treat 5pm



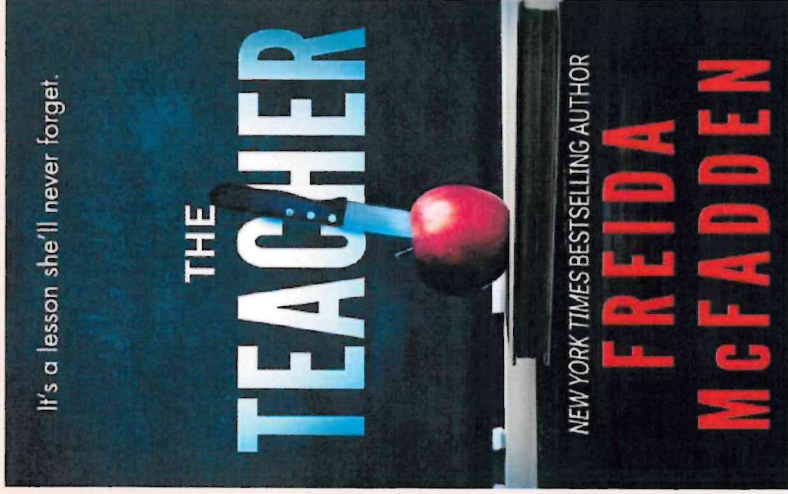
COFFEE BREAK

Tuesday, October 8th

2-3:30pm

**Hot Coffee, Iced Coffee
and Treats**

**Coffee Table Conversations
About the past and present**



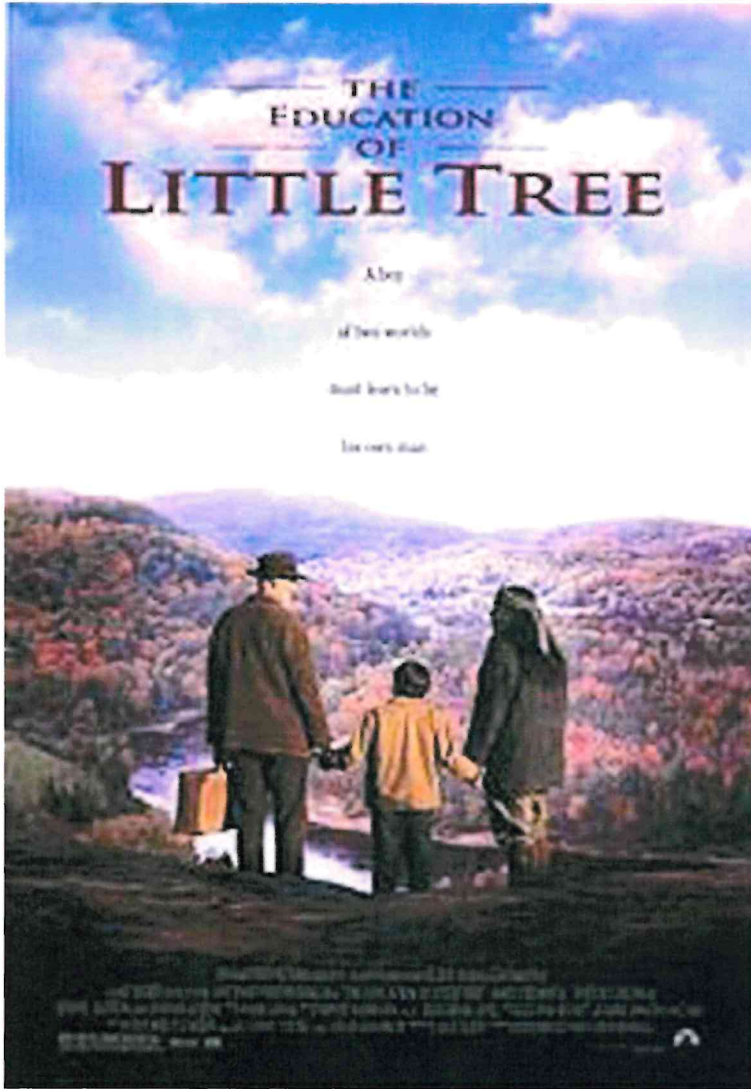
For this book, we will
be meeting on
October 25th at 6pm.

The Teacher is
available by Audio
and Paperback on
Amazon.com.

Questions? Email [Monica at events@westriv.com](mailto:Monica.events@westriv.com) or call 605-850-9718

Bring a bottle of wine to share and enjoy
during our conversations.

We will meet in the AH Brown Community
Room. Please use the entrance in the rear of
the building.



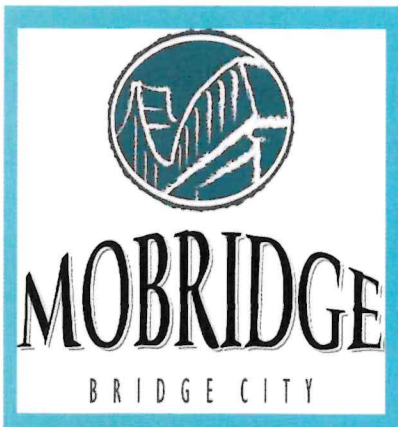
Free Family Movie Night
October 17th 5-7pm

Doors open at 4:45pm
Use the back entrance

AH Brown Community Room

Free Popcorn and Drink

Bring your blanket and chair



SWANK
MOVIE LICENSING USA

ADMINISTRATION

	10/9/2024
Salaries	2,721.53
Accounts Management Inc., garnishment	601.18
Aflac, insurance	683.16
Avid Hawk, prof. services	25.00
Century Business Products, copier lease	44.54
Credit Collections Bureau, garnishment	520.04
Dady Drug, supplies	6.49
Dakota Territory Gun Association, refund	296.90
Delta Dental of SD, dental	588.00
First Interstate Bank, HSA contributions	2,487.68
First Interstate Bank, payroll taxes	15,455.13
Harold Sharpe, refund	24.00
KCL, insurance	449.42
Mastercard, supplies	38.34
Mobridge Tribune, publishing	121.90
ODP Business Solutions, supplies	8.50
SD Child Support Payment Center, garnishment	559.38
SD Retirement System, retirement	17,713.82
SD State Treasurer, sales tax	2,029.11
SDRS Supplemental Retirement, retirement	350.00
US Postal Service, postage	73.00
Wellmark, insurance/prof. services	16,014.08
West River Telecommunications, utilities	19.64
	60,830.84

CITY ADMINISTRATOR

Salaries	1,078.35
Century Business Products, copier lease	44.53
Mastercard, supplies	38.33
ODP Business Solutions, supplies	8.49
West River Telecommunications, utilities	89.15
	1,258.85

GOVERNMENT BUILDINGS

MDU, utilities	311.22
Midco, utilities	208.39
Paylessfoods, supplies	26.31
Plunkett's Pest Control, prof. services	76.78
Tri-State Water, supplies	29.05
West River Telecommunications, utilities	60.09
	711.84

OLD CITY HALL

MDU, utilities	259.72
	259.72

POLICE DEPARTMENT

Salaries	33,419.87
AT&T Mobility, telephone	683.41
Auto Value Mobridge, vehicle maintenance	85.93
Capital Trophy, prof. services	36.00
Cardmember Services, prof. services/training supplies	232.98
Century Business Products, copier lease	108.38
Dacotah Paper, supplies	195.83
Dakota Glass & Alignment, vehicle maintenance	486.31
Digital-Alley, uniform/equipment	20,028.00
Fleet Services, gasoline/vehicle maintenance	2,391.55
Grand Central, vehicle maintenance	95.50
High Point Network, computer software & hardware	287.50
Mastercard, other services/uniforms/supplies	364.95
MDU, utilities	622.45
Mobridge Hardware, supplies	7.98
Oahe Vet, prof. services	265.45
ODP Business Solutions, supplies	143.43
Paylessfoods, supplies	115.46
Plunkett's Pest Control, prof. services	71.81
Qualification Targets Inc., equipment	209.38
SD Unemployment Insurance, unemployment compensation	11.02
Uniform Center, uniforms	287.96
West River Telecommunications, utilities	1,066.85
	61,218.00

PARK DEPARTMENT

Salaries	3,412.36
Auto Value Mobridge, repair & maintenance	15.99
CHS River Plains, spraying	228.00
Dacotah Paper, supplies	206.12
Davis Martin, contract labor	4,725.00
Grand Central, repair & maintenance	104.97
Homestead Building Supplies, repair & maintenance	345.32
Jensen Rock & Sand, repair & maintenance	492.00
MDU, utilities	577.94
Mobridge Hardware, repair & maintenance/supplies	309.69
Mobridge Manufacturing, repair & maintenance	1,130.25
Orth Lawn Service, repair & maintenance	100.00
Runnings Supply, repair & maintenance	56.35
SD Unemployment Insurance, unemployment compensation	39.23
Stan Houston, repair & maintenance	260.40
Voyager, gasoline	671.90
West River Telecommunications, utilities	280.44
	12,955.96

LIBRARY

Salaries	2,840.10
Center Point Large Print, books	50.34
Century Business Products, supplies	80.70
Dady Drug, supplies	155.97
Demco, supplies	574.90
Deputy Finance, supplies	3.15
Friends of SDPS, other services	120.00
Ingram Library Services, books	238.48
MDU, utilities	779.56
Mobridge Hardware, supplies	53.71
SD Unemployment Insurance, unemployment compensation	7.56
Showcases, supplies	453.60
Walworth County Register of Deeds, prof. services	4.00
West River Telecommunications, utilities	172.88
	5,534.95

AUDITORIUM

Dacotah Paper, supplies	434.00
Mastercard, Supplies	699.95
MDU, utilities	1,611.67
Mobridge Hardware, supplies	92.94
SD Unemployment Insurance, unemployment compensation	6.97
West River Telecommunications, utilities	344.23
	3,189.76

ECONOMIC DEVELOPMENT & ASSISTANCE

Mobridge Economic Development Corporation, other services	5,000.00
	5,000.00

ZONING

Salaries	517.89
US Postal Service, postage	73.00
	590.89

NATIONAL GUARD ARMORY

USDA-Rural Development, loan payment	2,925.00
	2,925.00

LIQUOR

Mobridge Tribune, publishing	101.64
	101.64

PSAP

AT&T Mobility, utilities	40.04
High Point Network, computer software & hardware	57.50
Language Line Services, prof. services	90.00
Valley Telecommunications, utilities	826.16
Venture Communications, utilities	424.09
West River Telecommunications, utilities	261.29
	1,699.08

24/7

Salaries	1,035.65
Intoximeters, supplies	2,016.00
SD Unemployment Insurance, unemployment compensation	7.43

FIRE DEPARTMENT

Dacotah Paper, supplies	74.99
Heiman, equipment	325.20
MDU, utilities	259.72
Runnings Supplies, supplies/building maintenance	406.95
Voyager, diesel/gasoline	484.56
West River Telecommunications, utilities	33.98
	1,585.40

FIRE ADMINISTRATION

Austin Stover, travel & conference	464.00
Colton Hunter, travel & conference	464.00
Rocky Good Shield, travel & conference	464.00
Voyager, diesel	1,637.11
	3,029.11

OTHER PROTECTION

MDU, utilities	64.74
	64.74

STREET DEPARTMENT

Salaries	5,938.00
AT&T Mobility, utilities	32.46
Auto Value Mobridge, repair & maintenance/grease/small tools	316.69
Beadle's Sales, repair & maintenance	324.70
Central Deisel, repair & maintenance	185.16
Central Salt, snow removal	2,394.56
Dakota Glass & Alignment, tires	375.98
Homestead Building Supplies, supplies	149.75
Jensen Rock & Sand, cold mix/resurface	17,186.39
MDU, utilities/street lights	4,501.85
Mobridge Hardware, supplies	63.52
Runnings Supply, small tools	179.99
SD Unemployment Insurance, unemployment compensation	6.67
Slater Oil, lp gas	183.63
West River Telecommunications, utilities	119.88
	31,959.23

SOLID WASTE COLLECTION

Heartland Waste, prof services	24,515.15
	24,515.15

REGULATION & INSPECTION

Salaries	524.70
Century Business Products, copier lease	44.53
Deputy Finance, postage	19.36
Heartland Waste, city wide cleanup	120.00
SD Unemployment Insurance, unemployment compensation	12.71
US Postal Service, postage	73.00
Verizon Wireless, telephones	42.72
	837.02

POOL

Salaries	1,648.00
Homestead Building Supplies, repair & maintenance	49.98
MDU, utilities	164.99
Mobridge Hardware, supplies/repair & maintenance	69.90
Orth Lawn Service, yard work	75.00
SD Unemployment Insurance, unemployment compensation	73.79
West River Telecommunications, utilities	248.31
	2,329.97

CULTURE RECREATION

Deputy Finance, supplies	220.00
Mobridge Hardware, supplies	28.58
Paylessfoods, supplies	120.57
Verizon Wireless, telephones	56.59
	425.74

3B

Chamber of Commerce, other	10,892.25
	10,892.25

WATER DEPARTMENT

Salaries	10,825.03
AT&T Mobility, telephone	62.38
Badger Meter, prof. services	107.40
Century Business Products, copier lease	44.53
Dakota Glass & Alignment, tires	375.98
Ferguson Waterworks, supplies	610.00
Graymont, chemicals	5,752.17
Hawkins, chemicals	2,914.83
Mastercard, computer software/ sup. for inhouse repairs	188.06
MDU, utilities	4,456.55
Mobridge Hardware, supplies/building maintenance/equipment maintenance/office su	231.71
Moore Engineering, prof. services	94,075.37
NAPA Central, vehicle maintenance	16.99
Nathan Shillingstad, travel & conference	136.00
Onsite Service Solutions, prof. services	2,730.00
Paylessfoods, supplies	13.99
Premier Equipment, equipment maintenance	363.50
Quenzer Electric, repair & maintenance	183.55
Runnings Supplies, vehicle maintenance/small tools/supplies	186.37
SD Dept. of Health, water samples	120.00
SD One Call, prof. services	16.80
SD Unemployment Insurance, unemployment compensation	6.45
US Bank, loans	18,274.35
US Postal Service, postage	488.86
USDA-Rural Development, loan payment	2,373.00
Verizon Wireless, telephones	33.49
Vessco Inc., equipment & machinery	430.47
Voyager, gasoline	53.62
West River Telecommunications, utilities	341.55
	145,413.00

SEWER DEPARTMENT

Salaries	6,704.00
AT&T Mobility, telephone	16.23
Carlson Services, prof. services	600.00
Century Business Products, copier lease	44.53
Consolidated Electrical Distributor, repair & maintenance	943.50
Fisher Scientific, chemicals	395.27
Hawkins, chemicals	372.00
MDU, utilities	2,943.63
Minnesota Valley Testing Laboratories, water samples	181.00
Mobridge Hardware, truck maintenance/supplies/sup. Inhouse repairs/small tools/uni	158.51
Napa Central, oil/grease	153.58
Onsite Service Solutions, prof. services	425.00
Runnings Supplies, yard work/supplies	79.98
Safety Benefits Inc, travel & conference	75.00
SD Dept. of Health, water samples	224.00
SD One Call, prof. services	16.80
SD Unemployment Insurance, unemployment compensation	20.93
US Bank, loans	24,950.13
US Postal Service, postage	415.86
West River Telecommunications, utilities	383.07
	39,103.02

AIRPORT

Auto Value Mobridge, repair & maintenance	3.58
Bantz, Gosch & Cremer, prof. services	85.50
Dish TV, utilities	58.35
KLJ, prof. services	83,437.00
MDU, utilities	361.85
Runnings Supplies, supplies	59.93
Slater Oil, gasoline/lp gas	1,418.03
West River Telecommunications, utilities	239.82
	85,664.06

CEMETERY

Davis Martin, contract labor	1,575.00
Mastercard, supplies	(208.60)
MDU, utilities	57.82
Mobridge Hardware, repair & maintenance	15.98
Mobridge Tribune, publishing	146.00
Orth Lawn Service, repair & maintenance	350.00
	<hr/>
	1,936.20

507,090.50
