

**MOBRIDGE CITY COUNCIL
REGULAR MEETING
January 8, 2025**

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, January 8, 2025, at 5:30 P.M. Mayor Gene Cox, and the following council were present: Mound, Cerney, Kemnitz and Carlson. Absent were Reichert and Jensen.

AGENDA:

The agenda was approved on a motion by Cerney, second by Kemnitz and carried.

MINUTES:

Moved by Mound, second by Carlson and carried, to approve the minutes from December 10, 2024, regular meeting and December 30, 2024 special meeting.

OLD BUSINESS:

2ND READING ORDINANCE 24-02, REGULATING SHORT TERM RENTALS ó Moved by Mound, second by Carlson and failed due to lack of majority (2-2), to approve the 2nd reading of Ordinance 24-02, an ordinance establishing title 6 chapter 16, licenses of the revised ordinances of the City of Mobridge. Cerney and Mound voted no. This ordinance regulates short-term rentals including licensing requirements and limiting the number.

NEW BUSINESS:

Water/Wastewater Department

TIRES ó Moved by Kemnitz, second by Cerney and carried, to approve the purchase of tires for the sludge truck in the amount of \$30,063.62, which includes installation, with Graham Tire.

Fire Department

FIRE DEPT MEMBERS ó Moved by Mound, second by Carlson and carried, to approve the following fire department roster for 2025: Doug Delaroi, James Bieber, Kelly Silbernagel, Ryan Ries, Mitch Voller, Justin Wiest, Brent Wiederholt, Kris Mosset, Steve Schneider, Kody Conlon, Justin Sadler, Brady Fuhrer, Kasey Roesler, Kurt Schmaltz, Chris Zeller, Dave Guggolz, Adam Fiedler, Kyle Beier, Hunter Delaroi, Chase Delaroi, Wyatt Bieber, Snowy Fire Cloud, Colton Hunter, Scott Mertz and Adam Schmidt.

Finance Department

BROWN BAG PERMITS ó Hearing no opinion for or against, moved by Cerney, second by Mound and carried, to approve the following brown bag permits for the City of Mobridge:

APPLICANT: City of Mobridge
 LOCATION: AH Brown Library on January 17, 2025
 Scherr Howe Event Center on February 16, 2025
 AH Brown Library on February 21, 2025
 AH Brown Library on March 28, 2025
 AH Brown Library on April 25, 2025

RESOLUTION 25-01, SALARIES – Moved by Cerney, second by Carlson and carried, to approve Resolution 25-01, 2025 salaries.

RESOLUTION 25-01

WHEREAS, the following offices or positions of the City are created by statute or ordinance (Mobridge Ordinance 1-1-2); and

WHEREAS, the compensation must be set for each employee (Mobridge Ordinance 1-1-1[25]);

NOW THEREFORE, BE IT RESOLVED that the following compensation shall be set for 2025;

Name	Position	Hourly	Annually
Cox, Gene	Mayor		\$9,548.00
Carlson, Randy	Councilperson		\$6,753.00

Cerney, Amy	Councilperson	\$6,753.00
Jensen, Kyle	Councilperson	\$6,753.00
Kemnitz, Brent	Councilperson	\$6,753.00
Mound, Jade	Councilperson	\$6,753.00
Reichert, Curtis	Councilperson	\$6,753.00
DeLaroi, Doug	Fire Chief	\$5,400.00
Ries, Ryan	Assistant Fire Chief	\$1,200.00
Hunter, Colton	Fire Dept Sec-Treas	\$1,800.00
Sadler, Justin	Fire Safety Officer	\$1,200.00
Beck, Heather	Finance Officer/City Administrator	\$93,577.00
Naasz, Alicia	Deputy Finance Officer	\$23.55
Rawstern, Jacquelyn	City Clerk/Zoning Officer	\$19.99
White Bull, Mackenzie	Properties Custodian	\$18.90
Weninger-Schmaltz, Monica	Library Director/Recreation & Events Manager	\$25.83
Bieber, Karla	Head Librarian	\$24.94
Wilson, Staci	Assistant Librarian	\$16.87
Fuhrer, Brady	Airport Manager	\$9,000.00
Blankartz, Donald	Waste Water Plant PT	\$40.00
Brown, Daron	Water Plant Manager	\$27.01
Fuhrer, Brady	Water/Wastewater Maintenance	\$23.05
Kaiser, Charles Bo	Water Distribution Manager	\$26.55
Keller, Chris	Wastewater Maintenance	\$25.30
Schmaltz, Kurt	Water & Waste Water Superintendent	\$82,420.00
Shillingstad, Nathan	Water Plant Operator	\$23.55
Open	Water/Wastewater Maintenance	\$21.00
Vogel, Aaron	Wastewater Plant Operator	\$22.55
Benson, Caylor	Dispatcher	\$25.02
DeLaroi, Doug	Police Officer	\$31.35
Eng, Pete	Fill In Police Officer	\$32.00
Fire Cloud, Snowy	Dispatcher	\$25.68
Fischer, Tammie Rae	Dispatcher	\$28.47
Jungwirth, Justin	Police Captain/E911 Coordinator	\$82,115.00
Kaiser, Mark	Dispatcher	\$26.03
Keller, Katelyn	Dispatcher	\$25.02
Killsback, Emily	Police Officer	\$27.89
Madison, Shawn	Police Chief	\$97,415.00
Maier, Laura	24/7 Administrator	\$18.99
Nehls, Mike	Code Enforcement Officer	\$22.26
Norder, Ashton	Fill In Police Officer	\$32.00
Open	Police Officer	\$24.36
Open	Police Officer	\$24.36
Open	Police Officer	\$24.36
Perman, Layne	Fill In Police Officer	\$32.00
Rische, Cindy	Dispatcher	\$26.02
Romans, Teresa	24/7 Administrator	\$18.99
Romero Ramiro	Police Officer	\$24.36
Talley, Teylor	Dispatcher	\$25.02
Iron, Brad	Street Maintenance	\$22.37
Enderson, Ryan	Street Superintendent	\$32.48
Fischer, Josh	Street Maintenance	\$24.95

Little Bear, Thomas

Street Maintenance

\$21.00

DESIGNATE OFFICIAL NEWSPAPER - Moved by Cerney, second by Carlson, and carried, to designate the Mobridge Tribune as the official newspaper for 2025.

ELECTRONIC/EARLY PAYMENTS - Moved by Kemnitz, second by Cerney, and carried, to authorize the Finance Officer to pay the following vendors electronically and/or prior to the next council meeting in order to meet vendor requirements and deadlines: Cardmember Services, Century Link, Credit Collections Bureau, Deposit Refunds for Scherr Howe, Dish TV, First National Bank, Fleet Services, First Interstate Bank, Kansas City Life, Marco, Midco, SD Retirement System, SD Office of Child Support, SDRS Supplemental Retirement, SD State Treasurer, SD Unemployment Insurance Division, USDA Rural Development, Venture Communications, Verizon Wireless, United Accounts, US Bank and Wellmark Blue Cross Blue Shield.

ELECTION DATE AND COMBINE ELECTION - Moved by Mound, second by Cerney and carried, to set the annual municipal election date as April 8, 2025 and to combine the April 8, 2025 municipal election with Mobridge-Pollock School District school election.

RESOLUTION 25-02, FMLA 6 Moved by Carlson, second by Mound and carried, to approve Resolution 25-02, revising leave without pay provision of the personnel policy manual.

RESOLUTION 25-02

A RESOLUTION REVISING THE LEAVE WITHOUT PAY PROVISIONS OF THE CITY OF MOBRIDGE PERSONNEL POLICY MANUAL

WHEREAS, on December 7, 2015, the City Council adopted the City of Mobridge Personnel Policy Manual, which has been periodically revised, most recently on February 8, 2023; and

WHEREAS, the City Council deems it advisable to revise the provisions of the City of Mobridge Personnel Policy Manual regarding leave without pay to comply with the Family and Medical Leave Act.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL AS FOLLOWS:

Section 7.5 of the City of Mobridge Personnel Policy Manual is revised to read as follows:

7.5 FMLA Leave

The city complies with the Family Medical Leave Act (FMLA). To the extent this policy conflicts with any provision of the FMLA, the provisions of the FMLA shall control. FMLA leave is unpaid leave. It is the policy of the City of Mobridge that an employee will be required to use at least up to 40 hours of their accrued vacation and/or sick leave before having the option to take the time off without pay. If an employee does not have 40 hours of accrued vacation and/or sick leave at the time of their FMLA leave, they will be required to use any amount they do have at that time. During an approved FMLA leave, the city will maintain your health and other benefits as if you continued to be actively employed. However, you must continue to pay your portion, if any, of the group health plan and other insurance premiums or your benefits may be cancelled. If you are requesting leave for a serious health condition, whenever possible the medical certification from your healthcare provider should be supplied before leave begins. The city, at no expense to you, may require examination(s) and/or information from your provider as set forth under the FMLA.

Further, the city, at no expense to you, may require an examination by a second health care provider designated by the city except in the case of military leave. If the second health care provider's opinion conflicts with the original medical certification, the city, at no expense to you, may require a third, mutually agreeable, health care provider to conduct an examination and provide a final and binding opinion. The city may require a subsequent medical recertification. Failure to provide requested certification within 15 days, if practicable, may result in delay of further leave until it is provided, and/or may subject you to discipline up to and including termination for taking unauthorized leave or excessive absenteeism. The city can also contact this health care provider to clarify information on the medical certification, but you must sign the appropriate authorization form for such contact.

While on Leave

If you take leave because of your own serious health condition or to care for a covered relation, you should contact the City Finance Officer on the first and third Tuesday of each month regarding the status of the condition and your intention to return to work to see how you are progressing and so that the City is up to date on any new developments. In addition, you must give notice to the City Finance Officer as soon as practicable (within two business days, if feasible) if the dates of leave change are extended or initially were unknown.

Intermittent and Reduced Scheduled Leave

Leave because of a serious health condition or military leave may be taken intermittently (in separate blocks of time due to a single health condition) or on a reduced leave schedule (reducing the usual number of hours you work each workday) if medically necessary. You will receive your current rate of pay for hours worked and time spent working will not count against your available FMLA leave. In addition, while you are on an intermittent or reduced schedule leave, the city may temporarily transfer you to an available alternative position which better accommodates your recurring leave, and which has equivalent pay and benefits.

Medical and Other Benefits

During an approved FMLA leave, the city will maintain your health and other benefits as if you continued to be actively employed. However, you must continue to pay your portion, if any, of the group health plan and other insurance premiums or your benefits may be cancelled. To accrue benefits such as Paid Time Off (PTO)/Vacation or Sick Bank, an employee must be working, using PTO/Vacation, Sick Bank, or holiday hours to equal at least fifty percent (50%) of their regularly scheduled time for the pay period. If you return to work owing any employer-made contributions to your insurance premiums to maintain coverage during your leave, you will be required to reimburse the City through payroll deduction immediately upon return. If you elect not to return to work at the end of the leave period, you will be required to reimburse the City for contributions to the health insurance premiums made to maintain coverage during your leave, unless you cannot return to work because of a serious health condition or because of other circumstances beyond your control.

Returning from Leave

When you can return to work following a leave because of your own serious health condition, you should attempt to give the City at least one week's notice by mailing or email to cityhall@westriv.com a medical certification stating that you are able to resume work. However, you should make sure that the city receives this notice no later than two business days before your return to work after your leave. If your FMLA leave resulted from a workers' compensation injury, your health care provider may send an updated medical work status form to the City Finance Officer as soon as your return-to-work date is known, even if less than two business days before your return to work.

RESOLUTION 25-03, ADOPT HAZARD MITIGATION PLAN 6 Moved by Carlson, second by Kemnitz and carried, to approve Resolution 25-03, adopting the warhawk district natural hazard mitigation plan.

RESOLUTION TO ADOPT THE WARHAWK DISTRICT NATURAL HAZARD MITIGATION PLAN

WHEREAS the City of Mobridge has experienced severe damage from strong winds, flooding, hail, heavy snow, heavy rain, and tornadoes on many occasions in the past century, resulting in property loss, loss of life, economic hardship, and threats to public health and safety;

WHEREAS a Natural Hazard Mitigation Plan has been developed after more than one year of research and work by the City of Mobridge, WarHawk District, NECOG, and the Natural Hazard Mitigation Committee;

WHEREAS the Plan recommends hazard mitigation actions that will protect the people and property affected by the natural hazards that face the City;

WHEREAS a public meeting was held to review the Plan as required by law;

NOW THEREFORE BE IT RESLOVED by the Mayor and Council of Mobridge that:

Mobridge City Council 6 January 8, 2025

1. The Warhawk District Natural Hazard Mitigation Plan is hereby adopted as an official plan of City of Mobridge,
2. The respective City official identified in the strategy of the Plan is hereby directed to implement the recommended action assigned to them. This official will report annually on the activities, accomplishments, and progress to WarHawk District Emergency Management and the City Council of Mobridge, and
3. The City of Mobridge planner will provide annual progress reports on the status of implementation of the plan to the Mayor and City Council. This report shall be submitted to the City Council by November 1st of each year.

RESOLUTION 25-04, VACATE STREET 6 Hearing no opinion for or against moved by Cerney, second by Mound and carried, to approve Resolution 25-04, resolution to vacate street.

RESOLUTION NO. 25-04

RESOLUTION TO VACATE STREET BETWEEN LOTS 7 & 8 AND LOTS 9 & 10, REPLAT OF TRACT 3 OF SUBDIVISION OF THE NW1/4 OF SOUTH 79-124-79, WALWORTH COUNTY, SOUTH DAKOTA

WHEREAS, the owner of all of the real property abutting all sides of the platted street between Lots 7 & 8 and Lots 9 & 10, Replat of Tract 3 of Subdivision of the NW 1/4 of South 79-124-79, Walworth County, South Dakota have signed a Petition to vacate the street; and

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

WHEREAS, that portion of the street 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 street between Lots 7 & 8 and Lots 9 & 10, Replat of Tract 3 of Subdivision of the NW 1/4 of South 79-124-79, Walworth County, South Dakota, subject to any existing easements of record.

LEVEL INCREASE 6 Moved by Mound, second by Carlson and carried, to approve a level increase for dispatcher Cindy Rische increasing her hourly wage from \$26.02 per hour to \$26.36 effective December 29, 2024.

SCHERR HOWE BOILER REPAIR 6 Moved by Cerney, second by Carlson and carried, to approve a quote from Johnson Controls to replace the front section of the boiler in Scherr Howe arena to cost no more than \$26,708.

APPLICATION FOR SHORT TERM RENTAL 6 No action taken.

HOUSING DIRECTOR 6 Moved by Cerney, second by Mound and carried, to approve the hiring of Jamie Dietterle as Executive Director of Housing at a salary of \$81,000 with an additional one week's vacation effective upon start date.

COOPERATIVE AGREEMENT 6 Moved by Cerney, second by Carlson and carried, to approve the Cooperative Agreement with the Mobridge Housing and Redevelopment Commission. The main purpose of this agreement to provide additional salary and benefits funding for the Housing Director above the budgeted funds for 2025.

February MEETING 6 Moved by Cerney, second by Kemnitz and carried, to approve moving the regular February 12th meeting to February 5, 2025.

DISCUSSION AND INFORMATION:

FINANCIAL STATEMENT 6 Beck submitted a financial statement to the Council.

BUILDING PERMITS ó The following building permits were approved by the Zoning Officer for the month of December 2024: Tim O'Connor, 1020 4th Ave East, Sidewalk around garage and 12'x14' Patio; Slater Oil, 1007 East Grand Crossing, 10'x30' Addition.

2024 Annual Building Permit Summary - Number of permits issued in 2024 ó 66; Permits Denied due to code violation ó 2; Temporary Permits ó 1; Extension Permits ó 1; Total Permits Applications ó 68; Total dollar value of permits - \$1,421,664.00. Commercial Permits given: Allegheny Wesleyan Methodist, 800.00; City of Mobridge, \$5,200.00; Freedom Baptist Church, \$42,268.00; J & S LLC, \$20,000.00; Kenny Jensen Rentals, \$175,000.00; Mobridge-Pollock School, \$9,000.00; Sitting Bull College, \$60,000.00; Slater Oil, \$5,000.00; Total: \$317,443.00. General renovations, additions, new fences and garages \$1,101,821.00. City of Mobridge Planning and Zoning 2024 Annual Report: The board held 2 meetings this past year. They reviewed 1 Conditional Use Application and 1 Re-Plat.

EVENTS AND LIBRARY UPDATE ó The Council was provided an update on the library and event happenings.

PUBLIC FORUM AND VISITORS: No one wished to address the Council.

PAYMENT OF BILLS:

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

AT&T Mobility, telephone/utilities 835.10; Auto Value Mobridge, repair & maintenance/equipment/equipment maintenance 2,096.88; Badger Meter, prof. services 125.30; Beadle's Sales, repair & maintenance 81.16; Bridge City Small Engine, repair & maintenance 29.99; Butler Equipment, equipment maintenance/repair & maintenance 834.07; Cam Wal Electric, street lights/utilities 651.74; Cardmember, prof. services 200.35; CDW, computer software & hardware 9,165.75; Central Diesel Sales, truck maintenance 689.56 CentralSquare Technologies, computer software & hardware 42,236.03; Century Business Products, copier lease 507.45; Chamber of Commerce, other services 12,103.30; Colliers Securities, prof. services 300.00; Dakota Supply Group, buildings 95.74; Delta Dental of SD, dental 677.30; Deputy Finance, postage 9.68; Diamond M Design, uniform & equipment 10.00; Fleet Services, gasoline/vehicle maintenance 2,190.11; Heartland Waste, prof services 24,148.30; KCL, insurance 421.26; Mastercard, other services/supplies 75.99; Matheson Tri-Gas, prof. services 173.97; MDU, utilities/street lights 21,077.31; Mobridge Hardware, supplies 26.17; Mobridge Tribune, publishing 631.42; Moore Engineering, water rehab project 26,025.39; NECOG, prof. services 1,777.30; Oahe Vet, prof. services 280.00; ODP Business Solutions, supplies 27.35; Paylessfoods, supplies 55.24; Payment Service Network, credit card fees 54.95; Quenzer Electric, improve other than buildings/repair & maintenance 5,151.26; Ramiro Romero, gasoline 48.27; Randy & Mel Hanson, refund 317.09; Runnings Supply, supplies 860.78; SD One Call, prof. services 3.15; SD Retirement System, retirement 28,023.04; SD State Treasurer, sales tax 2,025.31; SDRS Supplemental Retirement, retirement 200.00; Slater Oil & LP Gas, gasoline/lp gas 15,187.20; Tri-State Waters, supplies 31.55; US Bank, loan payment/prof. services 45,724.48; US Postal Service, postage 831.72; USDA-Rural Development, loan payment 5,298.00; Valley Telecommunications, utilities 819.16; West River Telecommunications, utilities 5,301.35; Western Rancher, supplies 80.00.

Salaries: Administration - 3,609.42; Fire Department - 700.00 and Airport - 813.75

There being no further business to come before the Council, the meeting adjourned at 6:25 PM on a motion by Cerney, second by Carlson and carried.

Heather Beck, Finance Officer

Gene Cox, Mayor

Published once at the total approximate cost of \$