

**MOBRIDGE CITY COUNCIL
REGULAR MEETING
May 4, 2016**

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, May 4, 2016 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, Henderson, O'Connell, Yellow Boy and Carlson.

MINUTES:

Moved by Yellow Boy, second by Carlson and carried, to approve the minutes from the April 18, 2016 regular meeting.

UNFINISHED BUSINESS:

2nd READING ORDINANCE NO. 946 – Moved by O'Connell, second by Carlson and carried, to approve the 2nd reading of ordinance no. 946, an ordinance in revision of 3-1-1 of the ordinances of the City of Mobridge, South Dakota amending Section 3-1-1 pertaining to building permit fees.

ORDINANCE NO. 946

**AN ORDINANCE ENTITLED:
AN ORDINANCE IN REVISION OF 3-1-1
OF THE ORDINANCES OF THE CITY
OF MOBRIDGE, SOUTH DAKOTA AMENDING
SECTION 3-1-1 PERTAINING TO BUILDING PERMIT FEES**

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

That Ordinance 3-1-1 shall be amended to read as follows:

3-1-1 General

The provisions of the adopted building code of Mobridge as amended shall be controlling in the construction of all buildings and other structures within the corporate limits of the City. The building permit fees shall be established by resolution and kept on file in the office of the City Finance Officer. In addition to the standard building permit fee, if an applicant desires a building permit be issued within 24 hours, an expedited building permit fee as established by resolution shall be paid at the time of submitting the building permit application. If the Zoning Officer determines it applicable, the Zoning Officer shall expedite the building permit approval process and issue a building permit within 24 hours. If the Zoning Officer determines it is not in the City's best interests to expedite the building permit process, the expedited building permit fee shall be returned to the applicant.

That all other provisions of said Section 303 (a) of the Uniform Building Code and amendments shall remain in full force and effect, including the provision that where work for which a permit is required by this Code is started and proceeded with prior to obtaining said permit, the fee specified by the resolution shall be doubled, but the payment of such double fee shall not relieve any persons from fully complying with the requirements of this Code and the execution of the work, nor from any other penalties prescribed herein.

The City Council shall have power to grant exceptions and variances from the Uniform Building Code, Uniform Fire Code and Life Safety Code as adopted when the application for permit is for alteration, remodeling, repairing, or building additions to existing structures or when strict compliance will work an extreme hardship on the applicant. Power to approve an exception or variance shall be upon public hearing prior to approval. Public notice of

said hearing shall be given to at least one publication in the official city newspaper not less than one week prior to said hearing and by mailing a copy of said notice to the record owners of all property, lying within 300 feet if within the city limits, or one half mile if within the three mile jurisdiction, not less than one week prior to the hearing. Such notice shall state the variance requested, and the date, time and place the hearing will be held.

Wherever the word “Municipality” is used in the building code, it shall be held to mean the City of Mobridge.

Wherever the term “Corporation Counsel” is used in the building code, it shall be held to mean the Attorney for the City of Mobridge.

Nothing in this chapter or in the code hereby adopted shall be construed to affect any suit or proceeding now pending any court, or any rights acquired, or liability incurred, nor any cause or causes of action accrued or existing under any act or ordinance repealed hereby. Nor shall any right or remedy of any character be lost, impaired or affected by this chapter.

The invalidity of any section or provision of this chapter or of the code hereby adopted shall not invalidate other sections or provisions thereof.

Any Ordinance or parts thereof in force at the time that this Ordinance shall take effect and inconsistent herewith, are hereby repealed.

TEMPORARY LIQUOR LICENSES – A public hearing was held for numerous temporary liquor license applications. Hearing no opinion for or against, moved by Yellow Boy, second by O’Connell and carried, to approve the following temporary liquor licenses: Mobridge Area Chamber of Commerce – Denny Palmer Memorial Walleye Classic – June 10-11, 2016; Mobridge Rodeo Association – Sitting Bull Stampede & Derby – July 1-4 & August 6, 2016; Mobridge Area Chamber of Commerce – Cabela’s National Walleye Tournament – August 2, 2016; Mobridge Area Chamber of Commerce – Northern Oahe Series Championship – August 19-20, 2016; and Mobridge Rodeo Association – Sarah Dady Wedding – September 3, 2016.

PROPANE & DIESEL BIDS- The following bids were opened: Slater Oil: \$.74/gallon for city-owned tanks at the Street Dept, Wastewater Treatment Plant, Water Treatment Plant intake and the little water tower; and \$.86/gallon for the Water Treatment Plant, both tanks owned by Slater Oil; and \$1.77/gallon for #2 fuel oil for the Airport, Wastewater Plant and Street Dept. Mobridge Gas Co.: \$.789/gallon for city-owned tanks at the Street Dept, Wastewater Treatment Plant, Water Treatment Plant intake and the little water tower; and no bid submitted for remaining items. Moved by Yellow Boy, second by O’Connell and carried, to accept the bid from Slater Oil for all propane and # 2 fuel oil.

This meeting adjourned at 5:37 PM on a motion by Cerney, second by Yellow Boy and carried.

Beck swore in the new council member Jackie Quaschnick for Ward I.

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, May 4, 2016 at 5:40 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, Quaschnick, O’Connell, Yellow Boy and Carlson.

AGENDA: The agenda was approved on a motion by Cerney, second by Yellow Boy and carried.

ELECTION OF COUNCIL PRESIDENT AND VICE PRESIDENT: Mayor Dietterle stated that it has worked well for Cox to hold the President seat and Cerney as Vice President. He recommended that the offices remain the same for this next year. Moved by Yellow Boy, second by O’Connell and carried, to elect Cox as Council President and Cerney as Council Vice President. Cerney abstained.

PUBLIC FORUM & VISTORS:

Arlo Smith, Mobridge Housing, was present to give a program update to the Council.

DEPT. HEAD REPORTS:

ZONING – The Council was given a list of the building permits that were approved in April. They were also reminded of Clean Up Week.

POLICE DEPARTMENT – Chief Shawn Madison

- **New Hire** – Moved by O’Connell, second by Cerney and carried, to approve hiring Mark Bilben as dispatcher starting at \$13.86 per hour effective May 16, 2016.
- **Grant Money** – Madison informed the Council of a grant his department received for overtime costs and equipment needs to conduct Sex Offender Registry Compliance checks in the area. Moved by Cerney, second by O’Connell and carried, to approve accepting the grant from the US Marshall Service in the amount of \$9,600 and to add the amount to the expenditure budget for 2016.

WATER DEPARTMENT

- **Awards** – The City’s water department along with employees Justin Dame, Kurt Schmaltz, Boyd Naasz and Bill Pollock received awards from the SD Dept. of Environment and Natural Resources for supplying the City of Moberidge with safe drinking water and demonstrating excellence in water system management and maintenance.
- **Hydrants** – Moved by Carlson, second by Cerney and carried, to approve purchasing two fire hydrants and parts from HD Supply in the amount of \$6,073.05.

NEW BUSINESS:

COMMITTEE APPOINTMENTS - Moved by Carlson, second by Cerney and carried, to approve the following Mayor Committee Appointments:

Mayor – Police and Finance; Quaschnick – Auditorium, Streets and Water/Sewer; O’Connell – NECOG, Parks, School Board Rep, and Water/Sewer; Cerney – Airport and Finance; Yellow Boy – Auditorium, Fire, Library, Police and Zoning; Carlson – Parks, Rail Authority and Streets; Cox – Airport, Fire, Housing, Police, and Zoning.

Library Board: Amy Cerney, LeeAnn Mack, Lynn Mertz, Michele Yellow Boy, and Tom Zerr.

Zoning Board: Tom Singer, Liz Ford, Anita Harrison, Duane Martin and Curtis Reichert.

Parks Board: Chris Fried, Dan Richards, Derek Stewart, Ron Unterseher and BJ Weist.

Housing Board: Pat Fuhrman, Alan Landis, Dick Lillestol, Heidi Roshau, and Duane Wegner.

Appointed Employees and Officers: City Administrator – Christine Goldsmith; Finance Officer – Heather Beck; Chief of Police – Shawn Madison; Fire Chief – Mitch Voller; Asst. Fire Chief – Zach Milliken; Fire Dept Secretary – Scott Mertz; Zoning Officer – Cindy Rische; Cemetery Superintendent – Davis Martin; Health Officer – Dr. Robert Marciano; and City Historian – Twyla Fritz.

RESOLUTION 16-03, BUILDING PERMIT FEES – Moved by Yellow Boy, second by Cox and carried, to approve Resolution 16-03, building permit fees.

RESOLUTION NO. 16-03

WHEREAS, the City of Moberidge desires to set building permit and expedited building permit fees.

NOW THEREFORE, be it RESOLVED,

The building permit fees shall be \$10.00 for structures that will cost \$1.00 to \$1,000.00 to complete; and for any structure costing more than \$1,000.00, the additional cost will be \$1.00 per \$1,000.00 of structure or improvement cost. The expedited building permit fee shall be an additional \$100.00 over and above the standard building permit fee.

RIVERFRONT PLAT DESIGN – Todd Goldsmith, Goldsmith Heck Engineering, presented a draft of a proposed plat for the riverfront development area. Moved by Cerney, second by O’Connell and carried, to approve the proposed draft as presented.

EASEMENT – Moved by Cerney, second by O’Connell and carried, to table the easement with property owner for another meeting.

UPDATE ON 12TH STREET PROJECT – Todd Goldsmith gave the Council an update on the 12th Street project. He is done with the preliminary plans and they have been sent to the State. They are reviewing options on

maintaining emergency services during the construction period. They will also need to be acquiring 4 easements to comply with ADA requirements.

FUNDING FOR 12TH STREET PROJECT – Beck proposed an option to pay for the City’s share of the project. The total project is \$504,625. The City received a grant from the State in the amount of \$243,000. The City’s cost is \$261,625. Moved by Carlson, second by Cox and carried, to approve using \$135,000 from the 2016 budgeted expenditure street resurface line item and the remaining \$126,625 from unassigned fund balance.

ADVERTISE FOR CHIP SEAL BIDS – Moved by Cerney, second by Yellow Boy and carried, to advertise for bids for 12 blocks of chip seal.

SIDEWALK SPECIFICATIONS – Moved by Yellow Boy, second by O’Connell and carried, to approve the following sidewalk specifications per City Ordinance 9-6-2, Specifications:

Sidewalk in residential areas shall be constructed in the boulevard area. The sidewalk width shall be 5 feet wide placed from 7-feet to 12-feet behind the curb.

Sidewalk in business areas shall be constructed to comport with the adjoining properties where sidewalk exists. In areas where no sidewalk exists in the adjoining properties, the Zoning Officer shall provide guidance for proposed sidewalk with final approval by the Zoning Committee.

All sidewalk shall be constructed of Portland Cement Concrete having a minimum design strength of 3500 PSI with a thickness of 4-inches or more. Curb ramps shall be placed at corners. All sidewalk shall comply with current Americans with Disabilities Act (ADA) design standards.

PARK SEASONAL HIRES – Moved by Cerney, second by O’Connell and carried, to approve the following seasonal hires for the park department: Peter Weinzirl at \$10.74 per hour effective May 5, 2016; Mitchel Heumiller at \$10.07 per hour effective May 9, 2016; and Jaden Madison at \$10.07 per hour effective May 9, 2016.

PARK FOUNTAIN REPAIR – Moved by Yellow Boy, second by Cerney and carried, to approve purchasing a fountain in the amount of \$1,179.00 to replace the existing center that is no longer functional.

PLAYGROUND TIMBERS – Moved by O’Connell, second by Cerney and carried, to approve the purchase of timber for the east and west playparks in the amount of \$1,340.64. The existing timbers are deteriorated and need to be replaced.

GRANT FOR SCHERR HOWE – The City was awarded \$3,800 from the Deadwood Historic Preservation for the water damage in Scherr Howe. Moved by O’Connell, second by Carlson and carried, to approve the grant agreement with the Deadwood Historic Preservation in the amount of \$3,800.00 to repair the water damage in the basement of Scherr Howe arena.

DISCUSSION AND INFORMATION ITEMS:

➤ **STREET NAMING CONTEST** – Goldsmith gave an update on the contest. She informed the Council that several ideas have been submitted. The public will be able to vote on the names at City Hall and the Library for the next 30 days. The ballots will be counted and winning name announced in June.

TRAVEL:

➤ Moved by Cox, second by Cerney and carried, to approve Christine Goldsmith to Selby on May 11, 2016 for weed certification and public health certification testing.

➤ Moved by O’Connell, second by Yellow Boy and carried, to approve Justin Dame to Huron on May 16-19, 2016 for WW Class II training and examination.

PAYMENT OF BILLS:

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

A&B Business, supplies-237.39 ;Alvin Calhoun, refund-36.01 ;American Water Works, dues-300.00 ;Butler Cat, equipment-3,140.00 ;C N A Surety, insurance-126.00 ;Cain Law Office, legal fees-468.00 ;Carmen Steiger, refund-27.91 ;Center Point, books-44.34 ;Central Diesel, repairs-467.95 ;Centurion Technologies, computer software-80.00

;Century Link, utilities-1,396.25 ;Clubhouse Hotel, travel-282.00 ;Concept Seating, supplies-95.50 ;Dean Schilling, travel-120.20 ;Dwight Baumann, travel-33.00 ;First National Bank, loan payment-31,483.88 ;Gienger Sales, supplies-67.00 ;Great Western Bank, payroll taxes-24,992.01 ;GTC Auto Parks, supplies-1,042.87 ;Hartford Steam Boiler, prof services-90.00 ;Hawkins, chemical-3,442.50 ;HD Supply Waterworks, hydrant-1,695.18 ;Heartland Waste, solid waste collection-18,259.50 ;High Point Networks, computer software-1,691.25 ;Homestead Building Products, supplies-503.04 ;Hydro Tech Service, repairs-2,060.40 ;Ingram, books-215.90 ;Intoximeters, supplies-439.05 ;Jensen Rock & Sand, prof services/supplies-774.74 ;Key Insurance, insurance-4,201.00 ;Lee & Jundt Auto Body, repair tahoe-999.00 ;Linda Chandler, books-24.99 ;MDU, utilities-14,708.75 ;Merkels Foods, supplies-114.05 ;Metering & Technology Solutions, meters-707.63 ;Midco, utilities-105.00 ;Millers Machine, prof services-55.00 ;Mobridge Hardware, supplies-3,386.65 ;Mobridge Regional Hospital, prof services-40.00 ;Mobridge Tribune, publishing-783.24 ;MVTL Labs, water samples-431.00 ;Office Depot, computer-339.99 ;Overall Supplies, supplies-649.63 ;Premier Equipment, trailer-5,350.00 ;Sanitation Products, repairs/sander-18,625.38 ;SD DENR, prof services-10.00 ;SD Dept of Revenue, water samples-756.00 ;SD Dept of Transportation, SIB loan-25,000.00 ;SD Division of Motor Vehicles, prof services-22.40 ;SD Retirement, retirement-12,613.38 ;SD Unemployment, unemployment-1,360.16 ;SDRS Supplemental Retirement Plan, retirement-350.00 ;Selby Record, other services-27.00 ;Share Corp, supplies-195.31 ;Shawn Madison, travel-251.52 ;Sirchie Products, supplies-71.66 ;TEI Landmark, books-64.75 ;The Lodge, travel-409.00 ;Timber Lake Topic, other services-37.00 ;Tyler Hearnen, prof services-3,200.00 ;US Post Office, postage-602.10 ;USA Blue Book, meters-208.41 ;Valley Motors, repairs-48.00 ;Valley Telecommunications, utilities-873.16 ;Van Diest Supply, supplies-154.00 ;Venture Communications, utilities-424.09 ;Verizon Wireless, cell phone-667.70 ;Walworth County Register of Deeds, prof services-30.00 ;Walworth County Treasurer, prof services-16.20 ;Wellmark Blue Cross/Blue Shield, insurance-16,683.28 ;Western Equipment Finance, mower lease-1,004.09.

Salaries: Administration-4788.54; City Administrator-2101.38; Police Department-25941.08; Fire Dept – 550.00; Street Department-4453.12; Health & Inspection – 465.75; Park – 1236.00; Library-2696.93; Auditorium-139.05; 24/7-247.60; Water Department-6504.85; and Sewer Department-4556.04.

There being no further business to come before the council, the meeting adjourned at 6:42 PM on a motion by Carlson, second by O'Connell and carried.

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

Jamie Dietterle, Mayor