

**MOBRIDGE CITY COUNCIL  
REGULAR MEETING  
September 13, 2017**

Pursuant to due call and notice thereof, a Regular Meeting of the Common Council of the City of Mobridge, South Dakota was held in City Hall in said City on Wednesday, September 13, 2017 at 5:30 PM. Finance Officer Heather Beck, City Administrator Christine Goldsmith, City Attorney Rick Cain, and the following council persons were present: Cox, Laundreaux, Quaschnick, O'Connell, Yellow Boy and Carlson. Mayor Dietterle was absent.

**AGENDA:**

The agenda was approved on a motion by O'Connell, second by Laundreaux and carried.

**MINUTES:**

Moved by Quaschnick, second by Carlson and carried, to approve the minutes from the August 9, 2017 regular meeting. Yellow Boy abstained. Moved by Carlson, second by O'Connell and carried, to approve the minutes from the August 23, 2017 special meeting. Yellow Boy abstained. Moved by O'Connell, second by Carlson and carried, to approve the minutes from the August 25, 2017 special meeting. Yellow Boy abstained.

**DEPT HEAD REPORTS:**

**Zoning – Cindy Rische**

**BUILDING PERMITS** – The following building permits were approved by the Zoning Officer & approved by Council on a motion by Quaschnick, second by O'Connell and carried: J& M One Stop Shop-1101 E Grand Crossing-Fence behind business; Rose & Josh Henderson-218 13<sup>th</sup> St E-Add a new breezeway 8x10; Pam Houghtaling-410 3<sup>rd</sup> Ave E-Replace sidewalk and steps in front of house; Michael Semmens-308 12<sup>th</sup> St W-Add a 16x10 premade shed to property; Clayton Fischer-820 11<sup>th</sup> St W-New deck 12x20; Art Sandmeier-1106 7th Avenue West -adding a 4ft fence to side yard; Thomas Swanson-1005 2<sup>nd</sup> Ave W- Lawn sprinkler System; Richard Zimmerman-1204 4<sup>th</sup> Ave E-Replace inside wall; Bonnie Larson-1002 1<sup>st</sup> Ave W-Add new enclosed porch 25'x12' (approved variance; Kyle Jensen-519 4<sup>th</sup> Ave W-80' fence on side property line; Nate Pepin-1019 5<sup>th</sup> Ave E-Chain link fence 92'x86'; Ruth Roesler-1015 N Main St-Replace old concrete steps w/ wooden ones; Doug Wager-705 6<sup>th</sup> Ave E-Add a 12.5 x 12.5 slope roof on entrance of house; MoRest Motel-706 West Grand Crossing-New fence 56' long between garages; Jessie Norder-2705 US Hwy 12-New deck 24' x24'; Klein Foundation (Museum)-1820 W Grand Crossing-10' x 16' prebuilt shed on concrete pad (be a little country church); Trinity Lutheran Church-918 1<sup>st</sup> Ave E-Tear down 16' x16' entrance, build a 36' x16' new entrance; Brad Jensen-1116 9<sup>th</sup> Ave W-18' 36' pool, sidewalk around pool and a;fence at south end of pool; Alan Landis-1025 5<sup>th</sup> Ave E-Adding a 3 driveway for garage; Steve Tumbleson -401 20<sup>th</sup> St E-40' x32' addition on to exiting building (conditional use – pending Sept 27<sup>th</sup>; Stan Silvernagel -705.5 E Grand Crossing-Demolition Permit for old house; Kyle Jensen--Demolition Permit for old house; Perry Steiger -1617 12<sup>th</sup> Street E-Adding a 60'x100 pole barn; Brent & Jennifer Wiederholt-814 1<sup>st</sup> Avenue West-6ft privacy fence (72') and picket fence 4ft (89'); Tyler George-609 4<sup>th</sup> Avenue West-Demolition of garage.

**Police Dept – Chief Shawn Madison:**

**LEVEL/STEP INCREASES** – Moved by O'Connell, second by Quaschnick and carried, to approve a level increase for Officer Ashton Norder increasing his hourly wage from \$20.32 per hour to \$20.56 effective August 21, 2017. Moved by Yellow Boy, second by Carlson and carried, to approve a step increase for Dispatcher Tonia Ducheanux increasing her hourly wage from \$17.19 per hour to \$17.45 per hour effective August 21, 2017. Moved by Yellow Boy, second by Carlson and carried, to approve a step increase for Dispatcher Kim Longbrake increasing her hourly wage from \$15.19 to \$15.87 effective September 4, 2017.

**VICIOUS DOG INCIDENT** – Chief Madison informed the Council of an incident where a dog attacked another dog and it resulted in the dog's death. Madison recommended the Council order the dog be

considered a vicious animal and per City Ordinance 6-4-4 (3) be muzzled and confined. If the animal is found to not be muzzled and/or confined the animal will then be euthanized. The owner of the animal was there to plead with the Council not to order the dog out of the City one mile jurisdiction and allowed in her home. She was willing to keep the dog leashed, muzzled and confined when outside the house. Moved by Yellow Boy, second by Quaschnick and carried (5-1), to allow the dog back into the home following Chief Madison's recommendation of keeping the animal muzzled, confined and on a leash. Cox voted no.

**OLD BUSINESS:**

**2018 APPROPRIATIONS BUDGET** – The 2018 appropriations budget was presented for its 2<sup>nd</sup> reading. No changes were made. Moved by Yellow Boy, second by Carlson and carried, to approve the 2<sup>nd</sup> reading of Ordinance No. 959, 2018 Appropriations Ordinance as presented.

**ORDINANCE NO. 960, APPLICATION FOR BUILDING PERMITS** - This ordinance is being presented to allow the zoning officer to approve building permits prior to Council approval, which will speed up the building permit process. Moved by Yellow Boy, second by Laundreaux and carried, to approve the 2<sup>nd</sup> reading of Ordinance No. 960, an ordinance in revision of Chapter 3-1 of the ordinances of the City of Mobridge, South Dakota amending Section 3-1-4 Application for Permits.

**ORDINANCE NO. 960**

**AN ORDINANCE ENTITLED:**

**AN ORDINANCE IN REVISION OF CHAPTER 3-1  
OF THE ORDINANCES OF THE CITY  
OF MOBRIDGE, SOUTH DAKOTA AMENDING  
SECTION 3-1-4 APPLICATION FOR PERMITS**

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

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

**3-1-4 Application for Permits**

Application for all permits required by the building code shall be first submitted to the Zoning Officer, who shall endorse thereon his or her approval or disapproval thereof which shall be final subject to rights of appeal in the manner as set forth in the Zoning Ordinances of the City of Mobridge.

**PUBLIC HEARING FOR TEMPORARY LIQUOR LICENSES** – Hearing no opinion for or against, moved by Quaschnick, second by Carlson and carried, to approve temporary liquor licenses for the Mobridge Rodeo Assoc. for fundraising event to be held on October 21, 2017 at the Scherr Howe Event Center. Hearing no opinion for or against, moved by Quaschnick, second by Carlson and carried, to approve temporary liquor licenses for the Mobridge Rodeo Assoc. for fundraising event to be held on December 2, 2017 at the Scherr Howe Event Center.

**PUBLIC HEARING FOR CHIP SEAL PETITION** – A petition was received from residents to chip seal a portion of Sunset. An opinion was received via email from Harley Robbins, a property owner who signed the petition requesting the chip seal, stated that he would like the public hearing canceled due to concerns he'd like addressed. The other residents that signed the petition would like the project to move forward. Moved by Carlson, second by Laundreaux and carried (5-1), to approve the request to chip seal and Resolution 17-04. Yellow Boy voted no.

**RESOLUTION NO. 17-04**

**SPECIAL ASSESSMENT FOR PAVING OF SUNSET AVE. EAST FROM 1304 SUNSET AVENUE EAST THROUGH 1411 SUNSET AVENUE EAST IN THE CITY OF MOBRIDGE, SOUTH DAKOTA**

**WHEREAS**, a petition has been circulated to request that the City of Mobridge chip and seal that portion of the City street described as 1304 Sunset Avenue East through 1411 Sunset Avenue East in the City of Mobridge, South Dakota and all of the owners, or their agents, of the frontage property adjacent to the

portion of road described above have signed the petition or made a similar request in writing, all of which is on file with the City of Mobridge; and it is determined to be in the best interest of the residents of the City of Mobridge to pave the portion of road as described above;

**WHEREAS**, the materials and labor for the project is at an approximate cost of \$9650.00 and it will be necessary to assess the property owners of the following described properties the hereinafter described amounts which the City of Mobridge along with the consent of the property owners determines is the value of the benefits to accrue to each respective property.

Lot 16, Block 4, Jay-Kraft Addition	\$1100.00
Lot 15, Block 4, Jay-Kraft Addition	\$1100.00
Lots 8 through 11A, Block 4, Jay-Kraft Addition	\$2500.00
Lot 14A and 15A, Block 4, Jay-Kraft Addition	\$2200.00
Lot 13A, Block 4, Jay-Kraft Addition	\$1400.00
Lot 12A, Block 4, Jay-Kraft Addition	\$1350.00

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

The City of Mobridge shall chip and seal that portion of the road describe above and the City shall assess the cost thereto upon each of the respective property owners who have property fronting the improvement based upon the benefits accruing to said property at the rates as immediately set forth above. Said amounts shall be specially assessed against said respective properties.

IT IS FURTHER RESOLVED, if the property owner or owners request time to pay the assessment, interest shall accrue at the rate of 5 percent interest per annum for a maximum period of 5 years from and after adoption of this resolution.

**RESCIND REAL ESTATE TAX ABATEMENT MOTION** – Cain explained that the houses were not moved off of the property on the time line that was presented to the Council. He requested the Council rescind their previous motion. Moved by Carlson, second by O’Connell and carried, to rescind the motion approving a property tax abatement from Kurt Neumiller.

**NEW BUSINESS:**

**FIRE DEPT ROOF BID** – One bid was received to repair roof on the fire dept building from Twin City Roofing LLC in the amount of \$58,141.00. Discussion on whether or not to repair. Moved by Yellow Boy, second by Carlson and carried, to reject the bid from Twin City Roofing and re-advertise for bids requesting the project be done this fall.

**CEMETERY DEED** – Moved by Quaschnick, second by O’Connell and carried, to approve the following cemetery deed: the City of Mobridge transferring Grave 1 and 2, Lot 33, Block P in Greenwood Cemetery to Dan Naasz.

**PAY REQUEST FOR STREET PROJECT** – Moved by Carlson, second by Quaschnick and carried, to approve pay request no. 2 for the street improvement project to Jensen Rock and Sand in the amount of \$73,836.29.

**SCHERR HOWE RENTAL AGREEMENT** – Changes were presented to the Council for the rental agreement at Scherr Howe. Some issues were presented for entities that did not feel like they should sign a personal guarantee. An insurance option and deposit were added. Moved by O’Connell, second by Carlson and carried, to approve the revised Scherr Howe Rental Agreement and to authorize the Finance Officer to return the deposit within the time frame of the agreement.

**FAA 2018 GRANT AGREEMENT** – Moved by Carlson, second by Laundreaux and carried, to approve the 2018 FAA grant agreement.

**PETITION TO VACATE STREET/ALLEY** – A petition was received to vacate a street and alley. Moved by O’Connell, second by Quaschnick and carried, to approve advertising a public hearing for a petition to close street and alley. The public hearing will be held at the October 11<sup>th</sup> Council Meeting.

**SPRINKER SYSTEM FOR CEMETERY** – Moved by O’Connell, second by Quaschnick and carried, to approve the quote from Oahe Landscapes in the amount of \$1,445 to add sprinklers to cemetery and the purchase of \$2,000 worth of trees. Trees to be reimbursed by a state grant received.

**DISCUSSION AND INFORMATION ITEMS:**

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

**IMPOUND YARD** – Goldsmith gave an update regarding the committee meeting on an impound yard. The committee recommended the City should not open, operate, or lease space for an impound yard.

**WARD III CLEANUP** – Carlson stated that he’s hosting a cleanup for Ward III. If anyone would like anything hauled out they should contact him or Goldsmith. The cleanup will be held on October 7, 2017.

**ARTIST OF THE MONTH** – Peg Wunder – Her artwork is on display at City Hall.

**TRAVEL:**

Moved by Quaschnick second by Carlson and carried, to approve Ted Ford to Aberdeen Sept 19-21 for SD Parks & Rec conference. Moved by O’Connell, second by Yellow Boy and carried, to approve Ryan Enderson and Christine Goldsmith to Aberdeen October 11 for West Nile Mosquito Conference.

**PAYMENT OF BILLS:**

Moved by Quaschnick, second by Laundreaux and carried, to approve the following bills for payment: Aflac, insurance-971.06 ;American News, other-242.82 ;Aqua Pure, chemicals-7,272.00 ;Arrow Service Team, prof services-497.96 ;Ascent Aviation, fuel for resale-8,725.32 ;At&T, utilities-347.88 ;Avera Occupational Medicine, prof services-78.00 ;Bestway Traffic, prof services/uniforms-3,001.54 ;Cain Law Office, land acquisition/legal fees-989.41 ;Cam Wal Electric, utilities-468.98 ;Capitol Celebrations, books-43.96 ;Cardmember Service, other/uniforms-767.91 ;CenterPoint, books-46.74 ;Century Link, utilities-1,238.71 ;Chamber of Commerce, prof services-10,804.57 ;Child Support Payment Center, garnishment-245.36 ;Chris Keller, travel-90.00 ;Clerk of Courts, garnishment-600.00 ;Credit Collections Bureau, garnishment-286.24 ;Crossroads Hotel, travel-300.27 ;Cummins Sales & Service, repairs-1,237.46 ;Dady Drug, supplies-98.21 ;Dakota Sound, repairs-850.00 ;Dish TV, utilities-25.02 ;Egger's Electric, repairs-106.98 ;Eisemann Building Supplies, maintenance-2,191.53 ;Elite K-9, K9-589.33 ;Evoqua Water Tech, repairs-480.00 ;Faehnrich Construction, prof services-1,759.50 ;Fisher Scientific, chemicals-103.28 ;Fleet Services, gasoline-1,261.23 ;Gas N Goodies, diesel/gasoline-960.69 ;Gienger Sales, supplies-35.00 ;Goldsmith Heck, prof services-9,800.00 ;Grand Central, vehicle maintenance-121.00 ;Graymont, chemical-4,389.81 ;Great Northern Environment, repairs-4,712.76 ;Great Western Bank, payroll taxes-30,578.71 ;Gregg's Drilling, repairs-1,248.20 ;GTC Auto Parts, supplies-329.72 ;Hawkins, chemical/supplies-288.00 ;Heartland Waste, prof services-18,259.50 ;Hettinger Mobridge Candy, concession-285.39 ;Homestead Building Supplies, supplies-198.98 ;Ingram, books-336.63 ;Intoximeters, supplies-320.00 ;Jensen Rock & Sand, street project/repairs-82,136.26 ;Language Line, prof services-180.00 ;Library Director, other/supplies-46.35 ;Luckys, gasoline/diesel-573.22 ;Marco, Inc., copier-522.03 ;MDU, utilities-17,129.23 ;Merkels, supplies-115.75 ;Midco, utilities-105.00 ;Milbank Winwater, street supplies-743.04 ;Mobr Climate Control, repairs-483.48 ;Mobr Regional Hospital, prof services-42.00 ;Mobr Tribune, publishing-36.88 ;Mobridge Hardware, supplies-1,072.19 ;Mobridge Manufacturing, repairs-365.00 ;Mobridge Tribune, publishing-217.25 ;MoJoz, supplies-50.00 ;North Central Steel, repairs-335.55 ;Oahe Landscapes, sprinkler system-498.60 ;Oahe Vet, prof services-321.29 ;Office Depot, computer/software/supplies-689.63 ;Payless Foods, supplies/concession-78.43 ;Platinum PC, computer-579.99 ;Plunketts, prof services-59.66 ;PowerPhone, prof services-129.00 ;Premier Equipment, repairs-153.31 ;Rapid City Journal, other-378.41 ;Ron's Repair, vehicle maintenance-15.00 ;Runnings, supplies-1,431.82 ;Schmeichel's Repair, vehicle maintenance-31.51 ;SD Dept of Revenue, water samples-1,628.00 ;SD Federal Property, supplies-504.00 ;SD Parks & Rec, travel-200.00 ;SD Retirement, retirement-13,660.20 ;SD Treasurer, sales tax-1,533.40 ;SDRS Supplemental Retirement, retirement-225.00 ;Servall, supplies-271.12 ;Share Corp, supplies-148.50

;Slater Oil, gasoline-1,885.86 ;Tri State Water, supplies-17.70 ;Tyler Hearnon, prof services-3,950.00 ;Unum Life Ins., insurance-171.00 ;US Post Office, postage-65.90 ;USA Blue Book, supplies-148.81 ;USDA-Rural Development, loan payment-2,925.00 ;USDA-Rural Development, loan payment-2,373.00 ;Valley Motors, vehicle maintenance-224.41 ;Venture Communications, utilities-424.09 ;Verizon Wireless, cell phone-621.71 ;Wellmark BC/BS, health insurance-13,936.79 ;West River Telecommunications, utilities-3,693.35 ;Western Communications, supplies-526.78 ;Western Equipment, mower lease-1,004.09 ;Wilson Designs, supplies-294.00 ;WW Tire Service, tires-114.61.

Salaries: Administration-9685.87; City Administrator-4328.84; Police Department-56686.54; Fire Department – 500.00; Street Department-11354.84; Regulation & Inspection – 2224.00; Pool – 3900.83; Park – 8174.37; Library-5959.19; 24/7-481.68; Water Department-14493.75; and Sewer Department-9888.09.

There being no further business to come before the council, the meeting adjourned at 6:15 PM on a motion by Yellow Boy, second by O’Connell and carried.

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

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Gene Cox, Council President