

**MOBRIDGE CITY COUNCIL
REGULAR MEETING
October 15, 2012**

Pursuant to due call and notice thereof, a Regular Meeting of the Common Council of the City of Mobridge, South Dakota was held in City Hall in said City on Monday, October 15, 2012 at 5:30 PM. Mayor Jamie Dietterle, Finance Officer Heather Beck, City Administrator Steve Gasser and City Attorney Rick Cain and the following council persons were present: Cox, Cerney, Henderson, O'Connell, Yellow Boy and Carlson.

ADOPT AGENDA:

The agenda was adopted on a motion by Yellow Boy, second by Henderson and carried with the following addition: update on library addition.

MINUTES:

On a motion by Cerney, second by O'Connell and carried to approve the minutes from the October 1, 2012 regular meeting.

DEPARTMENT HEAD REPORTS:

- Harley Overseth, Zoning Officer
 - **BUILDING PERMITS** – The following building permits were approved by the Zoning Officer & approved by Council on a motion by Carlson, second by Yellow Boy and carried: Jason Keller, 912 6th Ave E, attach 20x30 garage to existing garage; and J&S LLC-James Rohl, 1607 W Grand Crossing, 60x60 distribution building.
- Al Bohle, Police Captain, gave the Council a department report.

OLD BUSINESS:

AIRPORT MANAGEMENT CONTRACT BID – Carlson and Yellow Boy (airport committee) recommended the council reject the bid for contract management and continue with Lenling as an employee. Moved by Carlson, second by Yellow Boy and carried, to reject the bid for contract airport management.

NEW BUSINESS:

AIRPORT FARMLAND LEASE – Moved by Cerney, second by Henderson and carried, to approve advertising for the 209 acres of farmland at the airport for a 3 year lease.

RESOLUTION 12-15 – Two issues were discovered when the State researched properties for the project that is scheduled for Highway 12 in 2013. One issue is a lot that is owned by the city has not been designated as a public street, which can be fixed by resolution. Moved by O'Connell, second by Cerney and carried, to approve Resolution 12-15, a resolution dedicating property as a public street.

RESOLUTION NO. 12-15

WHEREAS, the City of Mobridge is the owner of record of Lot 29, Block 21, Grand Crossing Addition to the City of Mobridge, South Dakota and Lots 5A and 5D, Block 61, Grand Crossing Addition to the City of Mobridge, South Dakota.

WHEREAS, the City of Mobridge has been using the above described real estate as public streets for many years and desires to formally dedicate said property as a public street.

NOW THEREFORE, be it RESOLVED,

That Lot 29, Block 21, Grand Crossing Addition to the City of Mobridge, South Dakota and Lots 5A and 5D, Block 61, Grand Crossing Addition to the City of Mobridge, South Dakota be and are hereby dedicated to the public as streets within the City of Mobridge, South Dakota.

PRESCRIPTIVE EASEMENTS –The second problem the State discovered is there are two lots that did not have any documentation recorded of record to authorize the City to use them as a street. Moved by Carlson, second by

Henderson and carried, approving Cain to begin action asking the court for two Prescriptive Easements on Outlot A, Goodman's Quality Hill and Lot 30, Block 61, Grand Crossing Addition.

CEMETERY DEED TRANSFER - Moved by Yellow Boy, second by O'Connell and carried, to approve the following cemetery deed transfers: Grave 6, Lot 44, Block B, Mobridge Cemetery, from the City of Mobridge to Darrell Bender and Grave 7, Lot 15, Block H, Greenwood Cemetery 1st Addition, from the City of Mobridge to Joni Swift.

CEMETERY GRAVE DIGGING FEES – A letter was received from Gregg's Drilling & Excavating stating that effective January 1, 2013 his charges for cemetery grave digging will be increasing. The charges are then passed onto the funeral homes. The City's ordinance would need to be changed to reflect the increase. The City does not charge any extra fees. After some discussion on the rate increase, moved by O'Connell, second by Carlson and carried, to approve Cain drafting an ordinance for the next council meeting.

LIBRARY PROJECT – Moved by Cerney, second by Cox and carried, to approve payment number 4 to Lieberman Construction in the amount of \$87,870.97. Cerney also gave a project update. The addition is on schedule to be finished by December 20, 2012.

CHEMICAL BIDS – Moved by Carlson, second by Cerney and carried, to approve advertising for bids for 2013 chemicals.

WATER & SEWER APPL – Moved by Yellow Boy, second by O'Connell and carried, to approve a water and sewer application for James Rohl, 1607 W Hwy 12, 4" sewer and 1" water.

RESOLUTION 12-16, FRONT FOOT ASSESSMENT - Moved by Yellow Boy, second by Carlson and carried, to approve Resolution No. 12-16, a resolution levying a front foot assessment for annual maintenance of street surfaces and setting maximum annual assessments.

RESOLUTION NO. 12-16
A RESOLUTION LEVYING A FRONT FOOT ASSESSMENT
FOR ANNUAL MAINTENANCE OF STREET SURFACES AND
SETTING MAXIMUM ANNUAL ASSESSMENTS

WHEREAS, SDCL 9-45-38 grants authority to the City of Mobridge to assess special front foot assessment for the purpose of maintaining or repairing street surfacing or pavement, and

WHEREAS, the assessment may not exceed forty cents per front foot upon the lots fronting the street;

NOW THEREFORE, BE IT RESOLVED by the Common Council of the City of Mobridge, Walworth County, South Dakota, that all taxable real property parcels fronting a city street shall be assessed a special front foot assessment of forty cents per front foot; and

BE IT FURTHER RESOLVED that the Finance Officer of the City of Mobridge, Walworth County, South Dakota, be and the same is hereby instructed to direct the Director of Equalization to add the assessment to the general assessment against all taxable real property parcels; and

BE IT FURTHER RESOLVED that the Finance Officer of the City of Mobridge, certify the assessment together with the regular assessment to the County Auditor to be collected as municipal taxes for general purposes.

STEP INCREASE – Moved by Yellow Boy, second by Henderson and carried, to approve a step increase for Heather Beck increasing her hourly wage from \$21.16 to \$21.48 effective October 22, 2012.

DISCUSSION AND INFORMATION ITEMS:

LETTER – The council received a letter from Michael & Mickle Lee of Peterson, MN regarding some property they own in Mobridge. They are requesting that the City purchase the lot from them because the City's current zoning ordinances limit them on what can be done with the lot due to its small size. The lot is 6,300 sq ft and in

order to build the lot must be 7,000 sq ft. The Mayor recommended the City does not purchase this lot as it would be no benefit to the City.

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

RETIREMENT OPEN HOUSE – The Mayor reminded the council and the public that there would be an open house at City Hall from 1-3 PM on Friday, October 19, 2012 in honor of Dean Schilling’s retirement. Schilling is retiring after 34 years of service to the City.

TRAVEL:

Moved by Carlson, second by Henderson and carried, to approve the following travel request: Heather Beck and Jackie Linderman to Pierre on December 6, 2012 for Election School.

PAYMENT OF BILLS:

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

A&B Business, supplies-34.28;Aberdeen Finance Corp, garnishment-220.00;Aflac, insurance-487.38;Alco Stores, supplies-114.96 ;All Lines Leasing, maintenance-144.28 ;Ameripride, supplies-43.41 ;B&W Air Conditioning, repairs-392.44 ;Best Business Products, copier lease-175.00 ;Cam Wal Electric, utilities-235.93 ;Cardmember Services, supplies/postage/travel-821.08 ;Central Diesel, repairs-4,899.44 ;Chamber of Commerce, other services/3B-17,133.18 ;CJ’s Construction, building maintenance-4,080.00 ;Credit Collections Bureau, garnishment-201.34 ;Dakota Electronics, vehicle replacement-107.00 ;Dakota Supply Group, repairs/supplies-1,788.40 ;Ed Schell, clothing allowance-80.00 ;Environmental Resource Assoc., chemicals-312.28 ;Fastenal, supplies-33.89 ;Ferguson Water, repairs-8,284.61 ;Fisher Scientific, chemicals-83.24 ;Fleet Services, gasoline-1,350.15 ;Gas N Goodies, gasoline-444.83 ;Gienger Sales, supplies-156.00 ;Goldsmith Heck, prof services-17,690.00 ;Grand Central, tires-2,197.35 ;Great Western Bank, payroll taxes-9,372.68 ;Gregg’s Drilling, grave digging/repairs-6,701.90 ;GTC Auto Parts, supplies-307.24 ;Hawkins, chemical-1,561.49 ;Heartland Waste, prof services-16,663.50 ;Hettinger Mobridge Candy, supplies-189.69 ;Homestead Building Supplies, repairs/supplies-1,141.36 ;Jensen Rock & Sand, repairs/street resurfacing-12,933.20 ;Lieberman Construction, prof services-87,870.97 ;Linds Hardware, supplies-1,478.06 ;Lu’s Cleaning, prof services-700.00 ;M&T Fire, equipment/supplies-406.11 ;MDU, utilities-14,711.97 ;Merkels Foods, supplies-67.81 ;Midwest Pump & Tank, supplies-676.53 ;Mobr Economic Development, other services-4,156.25 ;Mobr Gas Co., LP gas-65.00 ;Mobridge Rotary Club, membership dues-280.00 ;Mobridge Tribune, publishing-676.11 ;Motion Industries, repairs-324.05 ;MVTL Laboratories, chemical-25.00 ;Neve’s, uniforms-18.95 ;Northwest Fire District, conference-295.00 ;Oahe Vet, prof services-225.00 ;Payless Foods, supplies-284.50 ;Pete Lien & Sons, chemicals-3,487.40 ;Plunketts, other services-109.20 ;Pristine Water Solutions, chemical-10,504.00 ;Runnings, supplies-978.54 ;Ryan Enderson, supplies-100.00 ;SD One Call, prof services-51.45 ;SD State Treasurer, sales tax-1,267.04 ;SDRS Supplement Retirement Plan, retirement-44.00 ;Servall Uniforms-3.10 ;Slater Oil, LP gas/grease-2,551.80 ;Total Administrative Services, flex-699.96 ;US Post Office, postage-492.52 ;USDA-Rural Development, loan payment-2,925.00 ;USDA-Rural Development, loan payment-2,373.00 ;West River Telecommunications, phone-1,459.27.

Salaries: Administration – 2083.55; City Administrator – 1876.96; Police Department – 21003.53; Street Dept – 4593.50; Airport – 1153.60; Library – 2841.68; Auditorium – 450.50; 24/7 Sobriety – 242.00; Water Dept – 6518.16 and Sewer Dept – 3917.31.

There being no further business to come before the council, the meeting adjourned at 6:05 PM on a motion by Yellow Boy, second by Henderson and carried.

Heather Beck, Finance Officer

Jamie Dietterle, Mayor

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