

**THE MEETING OF THE COMMON COUNCIL OF THE CITY OF WAGNER,  
CHARLES MIX COUNTY, SOUTH DAKOTA**

**PURSUANT TO DUE CALL AND NOTICE THEREOF**, the regular May meeting was held on Monday, May 2<sup>nd</sup>, 2022, at City Hall at 7:00 pm. Present were Todd Johannsen, Mayor, Finance Officer, Rebecca Brunsing, City Attorney, Ken Cotton and the following councilpersons: Rich Dufur, Dan Cimpl, Tom Beeson, Colby Kirwan, Jamie Soukup and Taylor Mohr. Absent: None.

The meeting was opened with the Pledge of Allegiance.

The conflict-of-interest declaration statement was recited. None were cited.

The meeting was called to order and the Mayor called for the approval of the May 2022 agenda. A motion was made by Soukup, seconded by Dufur. All voted aye, motion carried.

A motion was made by Beeson, seconded by Mohr to approve the regular meeting minutes from regular meeting minutes of April 4<sup>th</sup>, 2022, and special meeting minutes of April 20<sup>th</sup>, 2022. All voted aye, motion carried.

A motion was made by Dufur, seconded by Cimpl to approve the financial statements for April and the claims for May 2022. All voted aye, motion carried.

**April Salaries:** Administration--\$4,223.70; Buildings--\$2,337.00; Buildings-Armory--\$1,558.00; Police--\$21,263.54; Streets--\$5,179.45; Library--\$5,024.00; HRC—Urban Redevelopment--\$2,115.00; Planning and Zoning--\$2,336.25 Water--\$6,060.44; Sewer--\$8,283.13; Withholding/Social Security--\$14,355.02; SD Unemployment—\$1,519.36.

**May 2022 Claims**

**GENERAL**

AFLAC	insurance	580.98
Beacon Athletics	supplies	3,625.00
Best Propane	propane	874.65
Century Link	phone	72.61
City of Wagner	water	425.91
Clarke Mosquito Control	supplies	176.30
Current Solutions	repair	107.14
Dakota Auto Body	repair	23.84
Dave's Service	repair	540.00
Helms Engineering	prof fees	4,330.35
Ingram	supplies	224.86
Innovative Office Solutions	supplies	1,190.82
John Otte	prof fees	875.00
King Koin Laundry	prof fees	182.50
Myers Sanitation	prof fees	1,010.00
Office of Child Support	prof fees	485.00
Pheasantland Industries	supplies	272.11
Pechous Publications	legals	1,335.24
Quill	supplies	374.68

Relentless LLC	prof fees	1,298.00
SD Govt Finance Officers Assoc	prof fees	225.00
SD Human Resource Assoc	prof fees	150.00
Titan Machinery	repairs	284.88
Valley Pump	fuel	218.05
Wells Fargo Brokerage	loan pymt	17,278.28
Wipf & Cotton	prof fees	1,132.75
Yankton Janitorial	supplies	176.50

#### **WATER & SEWER**

Core & Main	supplies	513.01
Dan Petrik	deposit refund	85.33
Mark Kroger	deposit refund	150.00
Randall Community Water	water	21,407.40
SD Dept of Health	prof fees	268.00
USDA-Rural Development	loan pymts	12,104.00

#### **VARIED**

AT&T	phone	293.89
Bomgaars	supplies	852.13
Card Services	supplies	729.56
Commercial State Bank	petty cash	404.59
Companion Life	insurance	67.20
Fort Randall Telephone	phone	810.86
Northwestern Energy	electricity	11,685.23
Voyager Fleet	gas	1,979.91
Wagner Building & Supply	supplies	5,267.77

#### **INCIDENTAL VOUCHERS**

Avera Health Plans	insurance	7,470.39
Blue Tarp Credit	supplies	1,734.57
Charles Mix Electric	electricity	594.44
SD Retirement	retirement	7,434.09
Unum Life Insurance	insurance	309.99

**PUBLIC COMMENT:** Public Comments will offer the opportunity for anyone not listed on the agenda to speak to the city council. Speaking time will be limited to 3 minutes. No action will be taken on questions or items not on the agenda. There was no one present for public comment.

Department reports were given.

#### **OLD BUSINESS**

There was no old business to address.

The Mayor declared the adjournment of the Council at 7:14 pm.

The Mayor reconvened for reorganization at 7:14 pm.

Presentations of Certificates of Nomination were presented to Dan Cimpl for Ward 1, Rich Dufur for Ward 2 and Jamie Soukup and Colby Kirwan for Ward 3.

The Finance Officer administered the oaths of office.

Nominations for President of the Council were taken. A motion was made by Beeson and second by Mohr to nominate Colby Kirwan for Council President. Cimpl made a motion, seconded by Dufur that nominations cease and cast a unanimous ballot. All voted aye, motion carried.

Nominations for Vice President were taken. A motion was made by Dufur, second by Kirwan to nominate Tom F. Beeson for Council Vice President. A motion was made by Soukup, second by Mohr that nominations cease and cast a unanimous ballot. All voted aye, motion carried.

A motion was made by Dufur, second by Kirwan to approve the Mayor 2022-2023 Assignments. All voted aye, motion carried.

### **NEW BUSINESS**

Brad Wenande from Northwestern Energy was present at the council's request to address concerns with having maintenance staff living in the area.

Mr. Wenande stated that he did want to address two items, the office in Wagner and having maintenance staff living in Wagner. He stated that the office in Wagner is open and will remain open. They have no intentions of closing the office.

He did say however, Northwestern Energy has no plans at this present time to have a maintenance staff person live in Wagner. This decision is based on several things: operating philosophy, which is tied to investment of major updating of infrastructure in the past 10 years and the updating of technology. They are reducing staffing in some locations due to this technology and strategically plan geographically where they have staff living to maximize operations.

Matt Yost, Wagner Superintendent, was present to discuss high school girls' softball fields and revising the current lease. The school is in the process of updating the lease they have with the city taking out the portion where B field is located. This field will be reconstructed to accommodate the now sanctioned high school girls' softball program. The school intends to also build a concession stand/bathroom/storage area. Discussion followed. The consensus from the council was to proceed in revising the lease while also moving forward with reconstruction plans.

The City Administrator gave an update on the Main Street Culvert Improvement Project.

Jamie Tjeerdsma was present from the Wagner Pool Fundraising Committee to give an update. They have many fund raisers, fun events and capital fundraising planned for raising funds for the new swimming pool. They also will be applying for various grants that they have researched.

## **EXECUTIVE SESSION**

A motion was made by Cimpl, seconded by Kirwan to enter executive session at 8:17 pm for personnel pursuant to SDCL 1-25-2 (1), proprietary business SDCL 1-25-2 (5), and litigation SDCL 1-25-2 (3). All voted aye, motion carried.

The Mayor declared the Council out of executive session at 9:05 pm.

A motion was made by Beeson, seconded by Dufur to hire Faithleigh Podzimek at \$15.00 per hour as summer maintenance. All voted aye, motion carried.

A motion was made by Cimpl, second by Kirwan to amend and add to the City of Wagner Employee Personnel Handbook a moving bonus for law enforcement personnel. All voted aye, motion carried.

A motion was made by Soukup, seconded by Kirwan to adjourn the meeting at 9:06 pm. All voted aye, motion carried.

APPROVED \_\_\_\_\_  
Todd Johannsen, Mayor

Attest: \_\_\_\_\_  
Rebecca Brunsing, Finance Officer

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**THE MEETING OF THE COMMON COUNCIL OF THE CITY OF WAGNER,  
CHARLES MIX COUNTY, SOUTH DAKOTA**

**PURSUANT TO DUE CALL AND NOTICE THEREOF**, the special May meeting was held on Monday, May 9<sup>th</sup>, 2022, at the Wagner City Hall at 5:30 pm. Present were Mayor Todd Johannsen, City Administrator/Finance Officer, Rebecca Brunsing, City Attorney, Ken Cotton, and the following councilpersons: Rich Dufur, Dan Cimpl, Colby Kirwan, Taylor Mohr and Jamie Soukup. Absent: Tom Beeson.

The meeting was opened with the Pledge of Allegiance.

The conflict-of-interest declaration statement was recited. No conflicts were stated.

The meeting was called to order and the Mayor called for the approval of the special May meeting agenda. A motion was made by Dufur, seconded by Soukup to approve the special May meeting agenda. All voted aye, motion carried.

A motion was made by Mohr, seconded by Kirwan to approve the rest of May claims. All voted aye, motion carried.

**MAY 2022**

**GENERAL**

Amazon Capital	supplies	81.68
Apparel WorX	supplies	896.97
Caseys	overpayment	300.00
Channel Public Safety	supplies	104.80
Charles Mix Electric	electricity	453.36
Charles Mix Law	prof fees	280.00
Chenoa Westerman	deposit refund	67.69
Dash Medical	supplies	430.52
General Repair Service	repairs	106.55
Jaypro Sports	supplies	154.84
Light & Siren	equipment	49.50
Noemi Bretholtz	deposit refund	66.89
Recreation Supply	supplies	757.00
Wagner Auto Supply	repair	491.02
Wagner Super Foods	supplies	151.61

This being the time and place for a public hearing on the recommendations of the Planning and Zoning Commission/ETJ Board, on a rezoning request for Wagner Area Growth located at 32/096/63 within the City of Wagner's ETJ district. The Mayor opened the public hearing at 5:30 pm. There were no comments made on the subject of the public hearing. The Mayor closed the public hearing at 5:31 pm.

The following ordinance was placed on its first reading:

**ORDINANCE NO. 2022-02**

**AN ORDINANCE RATIFYING AND CONFIRMING THE ACTION OF THE CITY OF WAGNER PLANNING COMMISSION/ETJ AND IN GRANTING A ZONING CHANGE FROM AGRICULTURAL RESIDENTIAL DISTRICT (AR) TO RURAL COMMERCIAL DISTRICT (RC) TO WAGNER AREA GROWTH, INC. AND AUTHORIZING AND DIRECTING THE CITY OF WAGNER'S ZONING MAP TO BE AMENDED TO SHOW THIS AGRICULTURAL RESIDENTIAL DISTRICT TO RURAL COMMERCIAL DISTRICT ZONING CHANGE.**

BE IT ORDAINED BY THE CITY OF WAGNER, CHARLES MIX COUNTY, SOUTH DAKOTA:

Section 1. PURPOSE. The purpose of this ordinance is to ratify and confirm the action of the City of Wagner's Planning Commission/ETJ in granting a zoning change from Agricultural Residential District (AR) to Rural Commercial District (RC), for real property owned by Wagner Area Growth, Inc.; and, to authorize and direct the City of Wagner's zoning map to be amended to show this zoning change as of the effective date of this ordinance.

Section 2. That the real property to which this ordinance applies is located within the Extra Jurisdictional District (ETJ) limits of the City of Wagner, and is described more particularly as:

32/096/63, Charles Mix County, South Dakota.

Section 3. That the action taken by the City of Wagner Planning Commission/ETJ as set out in said Planning and Zoning Boards minutes of May 3<sup>rd</sup>, 2022, regarding the rezoning of the above-described real property is in all respects ratified, confirmed and accepted by the City of Wagner at their May 9<sup>th</sup>, 2022 special council meeting, and the rezoning of said real property from Agricultural Residential District (AR) category to Rural Commercial (RC) category is granted.

Section 4. That this ordinance is necessary for the preservation and support of the municipal government and its existing public institutions and shall take effect upon the passage and publication hereof.

Dated this 9<sup>th</sup> day of May 2022, at Wagner, South Dakota.

First Reading: May 9<sup>th</sup>, 2022  
Second Reading and Adoption:  
Effective Date:  
Published:

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Todd Johannsen, Mayor

ATTEST:

\_\_\_\_\_  
Rebecca Brunsing, Finance Officer

(SEAL)

The motion for the adoption of the foregoing ordinance was made by Soukup, seconded by Cimpl, and upon roll call vote being taken thereon the following voted AYE: Mohr, Soukup, Kirwan, Cimpl and Dufur. The following voted NAY: None. Absent: Beeson. The following abstained: None. Motion carried.

The change order for the lagoon ditch grading was discussed. A motion was made by Dufur, seconded by Kirwan to approve the final change order for the ditch grading project for the lagoon with a decrease of \$4,103.21 for an adjusted contract amount of \$34,057.57; contingent upon Rural Development approval. All voted aye, motion carried.

#### **EXECUTIVE SESSION**

A motion was made by Cimpl, second by Soukup to enter executive session at 5:36 pm for personnel pursuant to SDCL 1-25-2 (1). All voted aye, motion carried.

The Mayor declared the Council out of executive session at 6:17 pm.

A motion was made by Dufur, second by Cimpl to adjourn the meeting at 6:17 pm. All voted aye, motion carried.

Approved \_\_\_\_\_  
Todd Johannsen, Mayor

Attest \_\_\_\_\_  
Rebecca Brunsing, Finance Officer

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**THE MEETING OF THE COMMON COUNCIL OF THE CITY OF WAGNER,  
CHARLES MIX COUNTY, SOUTH DAKOTA**

**PURSUANT TO DUE CALL AND NOTICE THEREOF**, the special May meeting was held on Tuesday, May 17<sup>th</sup>, 2022, at the Wagner City Hall at 5:30 pm. Present were Mayor Todd Johannsen, City Administrator/Finance Officer, Rebecca Brunsing, City Attorney, Ken Cotton, and the following councilpersons: Rich Dufur, Dan Cimpl, Colby Kirwan, Taylor Mohr and Jamie Soukup. Absent: Tom Beeson.

The meeting was opened with the Pledge of Allegiance.

The conflict-of-interest declaration statement was recited. No conflicts were stated.

The meeting was called to order and the Mayor called for the approval of the special May meeting agenda. A motion was made by Dufur, seconded by Cimpl to approve the special May meeting agenda. All voted aye, motion carried.

A motion was made by Soukup, seconded by Mohr to approve the rest of May claims. All voted aye, motion carried.

**MAY 2022**

**GENERAL**

Access Granted	prof fees	322.50
Bender's Sewer & Drain	prof fees	893.00
Boyce Law Firm	prof fees	80.00
Eli Kuhlman	supplies	154.42
Grainger	supplies	1,104.27
Hawkins Water Treatment	supplies	7,929.99
Joe Krcil	deposit refund	112.11
Leaf	prof fees	274.31
McLeod's Printing	supplies	90.77
Northwestern Energy	electricity	695.28
Pitney Bowes	postage	1,200.00
Recreation Supply	supplies	95.22

The following ordinance was placed on its second reading:

**ORDINANCE NO. 2022-02**

**AN ORDINANCE RATIFYING AND CONFIRMING THE ACTION OF THE CITY OF WAGNER PLANNING COMMISSION/ETJ AND IN GRANTING A ZONING CHANGE FROM AGRICULTURAL RESIDENTIAL DISTRICT (AR) TO RURAL COMMERCIAL DISTRICT (RC) TO WAGNER AREA GROWTH, INC. AND AUTHORIZING AND DIRECTING THE CITY OF WAGNER'S ZONING MAP TO BE AMENDED TO SHOW THIS AGRICULTURAL RESIDENTIAL DISTRICT TO RURAL COMMERCIAL DISTRICT ZONING CHANGE.**



BE IT ORDAINED BY THE CITY OF WAGNER, CHARLES MIX COUNTY, SOUTH DAKOTA:

Section 1. PURPOSE. The purpose of this ordinance is to ratify and confirm the action of the City of Wagner's Planning Commission/ETJ in granting a zoning change from Agricultural Residential District (AR) to Rural Commercial District (RC), for real property owned by Wagner Area Growth, Inc.; and, to authorize and direct the City of Wagner's zoning map to be amended to show this zoning change as of the effective date of this ordinance.

Section 2. That the real property to which this ordinance applies is located within the Extra Jurisdictional District (ETJ) limits of the City of Wagner, and is described more particularly as:

32/096/63, Charles Mix County, South Dakota.

Section 3. That the action taken by the City of Wagner Planning Commission/ETJ as set out in said Planning and Zoning Boards minutes of May 3<sup>rd</sup>, 2022, regarding the rezoning of the above-described real property is in all respects ratified, confirmed and accepted by the City of Wagner at their May 9<sup>th</sup>, 2022 special council meeting, and the rezoning of said real property from Agricultural Residential District (AR) category to Rural Commercial (RC) category is granted.

Section 4. That this ordinance is necessary for the preservation and support of the municipal government and its existing public institutions and shall take effect upon the passage and publication hereof.

Dated at Wagner, South Dakota this 17<sup>th</sup> day of May 2022.

APPROVED

\_\_\_\_\_  
Todd Johannsen, Mayor

ATTEST:

\_\_\_\_\_  
Rebecca A. Brunsing, City Finance Officer

The motion for the adoption of the foregoing ordinance was made by Cimpr seconded by Dufur. Upon roll call vote being taken, those voting AYE: Dufur, Cimpr, Kirwan, Soukup and Mohr. Those voting NAY: None. Absent: Beeson. Those abstaining: None. Thereupon the Mayor declared Ordinance No. 2022-02 duly passed and adopted, affixed his signature thereto in approval thereof and directed the same to be published in the official newspaper.

First Reading: May 9<sup>th</sup>, 2022

Second Reading and Adoption: May 17<sup>th</sup>, 2022

Published: May 25<sup>th</sup>, 2022

Effective Date: June 14<sup>th</sup>, 2022

A motion was made by Mohr, seconded by Kirwan to approve the renewal of the following malt beverage licenses for July 1<sup>st</sup>, 2022 through June 30<sup>th</sup>, 2023: K's Qwik Stop, Buches Foods, Bob's Liquor 1, Bob's Liquor 2, Wagner Super Foods Grocery, Valley Pump & Casino, Mid Towne Oil and Wash, LLC, Casey's General Store, Dollar General, Family Dollar, and Wagner Speedway. All voted aye, motion carried.

### **EXECUTIVE SESSION**

A motion was made by Dufur, second by Kirwan to enter executive session at 5:38 pm for personnel pursuant to SDCL 1-25-2 (1). All voted aye, motion carried.

The Mayor declared the Council out of executive session at 5:50 pm.

A motion was made by Cimpl, second by Soukup to adjourn the meeting at 5:50 pm. All voted aye, motion carried.

Approved \_\_\_\_\_  
Todd Johannsen, Mayor

Attest \_\_\_\_\_  
Rebecca Brunsing, Finance Officer

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**THE MEETING OF THE COMMON COUNCIL OF THE CITY OF WAGNER,  
CHARLES MIX COUNTY, SOUTH DAKOTA**

**PURSUANT TO DUE CALL AND NOTICE THEREOF**, the special May meeting was held on Monday, May 23<sup>rd</sup>, 2022, at the Wagner City Hall at 5:30 pm. Present were Mayor Todd Johannsen, City Administrator/Finance Officer, Rebecca Brunsing, City Attorney, Ken Cotton, and the following councilpersons: Rich Dufur, Dan Cimpl, Taylor Mohr and Jamie Soukup. Absent: Tom Beeson and Colby Kirwan.

The meeting was opened with the Pledge of Allegiance.

The conflict-of-interest declaration statement was recited. No conflicts were stated.

The meeting was called to order and the Mayor called for the approval of the special May meeting agenda. A motion was made by Cimpl, seconded by Dufur to approve the special May meeting agenda. All voted aye, motion carried.

There were no claims.

**OLD BUSINESS**

There was discussion and review of the picnic shelter designs for the city park. A motion was made by Dufur, seconded by Soukup to approve a letter of agreement with Helms and Associates for the design, bidding and construction administration services for the picnic shelters not to exceed \$8,000.00. All voted aye, motion carried.

**EXECUTIVE SESSION**

A motion was made by Mohr, second by Cimpl to enter executive session at 5:49 pm for personnel pursuant to SDCL 1-25-2 (1). All voted aye, motion carried.

The Mayor declared the Council out of executive session at 6:06 pm.

A motion was made by Cimpl, seconded by Mohr to hire Presley Slaba at \$11.50 per hour as a lifeguard effective July 9<sup>th</sup>, 2022. All voted aye, motion carried.

A motion was made by Dufur, seconded by Soukup to hire Mark Soukup as Maintenance Assistant at \$23.75 per hour. All voted aye, motion carried.

A motion was made by Dufur, seconded by Cimpl to increase Matt Foley to \$24.50 per hour. All voted aye, motion carried.

A motion was made by Mohr, seconded by Soukup to accept the resignation of Rebecca Brunsing as City Administrator/Finance Officer. All voted aye, motion carried.

A motion was made by Cimpl, second by Mohr to adjourn the meeting at 6:08 pm. All voted aye, motion carried.

Approved \_\_\_\_\_  
Todd Johannsen, Mayor

Attest \_\_\_\_\_  
Rebecca Brunsing, Finance Officer

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