

**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 July meeting was held on Wednesday, July 6th, 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, Colby Kirwan, Jamie Soukup and Taylor Mohr. Absent: Tom F Beeson and Taylor Mohr.

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 July 2022 agenda. A motion was made by Cimpl, seconded by Kirwan to approve the July 2022 agenda. All voted aye, motion carried.

A motion was made by Dufur, seconded by Soukup to approve the meeting minutes from regular meeting minutes of June 6th, 2022, and special meeting minutes June 20th, 2022, June 28th, 2022, June 29th, 2022, and June 30th, 2022. All voted aye, motion carried.

A motion was made by Soukup, seconded by Cimpl to approve the financial statements for June 2022 and the claims for July 2022. All voted aye, motion carried.

June Salaries: Administration--\$4,223.70; Buildings--\$2,376.00; Buildings-Armory--\$1,584.00; Police--\$20,872.91; Streets--\$5,669.52; Swimming Pool--\$7,061.13; General Recreation--\$4,141.68; Parks--\$2,849.82; Library--\$4,928.00; HRC—Urban Redevelopment--\$1,539.30; Planning and Zoning--\$1,539.30; Water--\$6,630.70; Sewer--\$8,098.63; Withholding/Social Security--\$16,829.99.

JULY 2022 Claims

GENERAL

AFLAC	insurance	613.34
Airside Solutions	supplies	455.76
Apparel WorX	supplies	224.63
Avera Health Plans	insurance	9,578.50
Beacon Athletics	supplies	152.20
Century Link	phone	71.84
City of Wagner	water	1,426.93
Colonial Life	insurance	1,133.76
Current Solutions	repair	339.79
Dakota Auto Body	repair	3,194.23
Dave's Service	repair	41.00
Dept of Ag & Natl Resources	prof fees	70.00
DGR Engineering	prof fees	5,814.46
Galls	supplies	124.08
Helms Engineering	prof fees	2,262.09
Jerry Seiner	deposit refund	300.00
John Otte	prof fees	875.00

King Koin Laundry	prof fees	182.50
Northwest Vet	prof fees	90.00
RDO	repair	1,640.23
Rog's Auto	repair	391.74
SD Dept of Revenue	sales tax	866.91
SD Dept of Transportation	supplies	1,520.00
Sirchie	supplies	108.71
Titan Machinery	supplies	284.88
Valley Pump	fuel	301.96
Voyager	fuel	2,352.140
Wagner Auto	repair	372.16
Wagner Cancer Fund	deposit refund	300.00
Wholesale Supply	supplies	543.25
Wipf & Cotton	prof fees	1,387.75

WATER & SEWER

Carmeno Matthews	deposit refund	71.67
Core & Main	supplies	1,464.74
Courtney Leloux	deposit refund	11.70
Dakota Pump	prof fees	382.65
Jessica Engelland	deposit refund	118.93
Lawns Unlimited	repairs	1,962.96
Randall Community Water	water	25,962.60
Sage Brings Plenty	deposit refund	150.00
SPN & Associates	prof fees	750.85
Tiffany Hrdlicka	deposit refund	150.00
USDA-Rural Development	loan pymts	12,104.00

VARIED

AT&T	phone	290.93
Bomgaars	supplies	261.26
Commercial State Bank	petty cash	738.58
Companion Life	insurance	67.20
Crossroads Hotel	travel	586.25
Fort Randall Telephone	phone	881.91
Northwestern Energy	electricity	12,012.84
Pitney Bowes	postage	1,200.00
Quill	supplies	614.01
SD Dept of Health	prof fees	75.00
Unum Life Insurance	insurance	344.99
Wagner Building & Supply	supplies	1,982.09

INCIDENTAL VOUCHERS

Northwestern Energy	electricity	302.97
SD Retirement	retirement	7,494.84

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.

NEW BUSINESS

This being the time and place for published public hearing for Wagner Labor Day Committee for a special event alcoholic beverage license for the Wagner Labor Day Celebration. on September 2nd, 3rd 7 4th, 2022. No one appeared in opposition of the event. The Mayor closed the public hearing. A motion was made by Dufur, seconded by Kirwan to approve the special event alcoholic beverage license for the Wagner Labor Day Committee for the Labor Day Celebration on September 2nd, 3rd, 4th, 2022. All voted aye, motion carried.

ORDINANCE NO. 2022-03

AN ORDINANCE AMENDING WAGNER MUNICIPAL CODE §3-6-14.

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

Section 1. PURPOSE. The purpose of this ordinance is to amend Wagner Municipal Code §3-6-14 Hours of Operation for Dispensaries.

Section 2. WAGNER MUNICIPAL CODE §3-6-14 "Hours of Operation for Dispensaries" is hereby replaced with the following language:

Except as specifically prohibited herein the hours of operation for a medical cannabis establishment are as follows:

- a. 9:00 a.m. to 7:00 p.m. Monday through Friday;
- b. 9:00 a.m. to 1:00 p.m. Saturday;

No medical cannabis establishment shall be permitted to operate on Sundays, New Years Day, Martin Luther King Jr. Day, President's Day, Memorial Day, Juneteenth Day, Fourth of July, Labor Day, Native American Day, Veteran's Day, Thanksgiving Day and Christmas Day.

Section 3. That this ordinance is necessary for the preservation and support of the municipal government and its existing public institutions and shall take effect immediately upon the passage and publication hereof.

Dated at Wagner, South Dakota this 6th day of July 2022.

Todd Johannsen, Mayor

ATTEST:

Rebecca Brunsing, Finance Officer

The above motion was placed on its second reading. The motion for the adoption of the foregoing ordinance was made by Kirwan seconded by Cimpl. Upon roll call vote being taken, those voting AYE: Kirwan, Cimpl, Dufur, and Soukup. Those voting NAY: None. Absent: Mohr and Beeson. Those abstaining: None. Motion carried. Thereupon the Council President declared Ordinance No. 2022-03 duly passed and adopted, affixed his signature thereto in approval thereof and directed the same to be published in the official newspaper.

First Reading: June 20th, 2022

Second Reading and Adoption: July 6th, 2022

Published: July 13th, 2022

Effective Date: August 2nd, 2022

There was one bid submitted to the Wagner City Park Picnic Shelters. Discussion followed. A motion was made by Soukup, seconded by Cimpl to reject the bids. All voted aye, motion carried.

A motion was made by Dufur, seconded by Soukup to approve \$1,000 to the ROCS office for the elderly nutrition program. All voted aye, motion carried.

A motion was made by Kirwan, second by Cimpl to approve a quote from Access Granted for computer services in the amount of \$5,250.00. All voted aye, motion carried.

A motion was made by Cimpl, seconded by Dufur to approve a quote from Petrik Tree Service in the amount of \$10,500.00 for removal of trees north of the armory. All voted aye, motion carried.

The sewer issue on SW West Ave and SW 1st Street was tabled.

The following resolution was introduced:

Resolution No. 2022-01
Resolution of Local Commitment

Whereas, the City of Wagner has identified the need to make improvements to Walnut Street; and

Whereas, the City of Wagner is eligible for Department of Transportation Community Access Program funds; and

Whereas, the City of Wagner does not have adequate funding available to complete the project without assistance;

Therefore Be It Resolved that the City of Wagner will seek assistance through the South Dakota Department of Transportation Community Access Program in accordance with all program requirements; and

Be It Further Resolved that the City of Wagner will be responsible for all non-construction expenses associated with the project, and a minimum of twenty percent (20%) of all construction costs; and

Be It Further Resolved that the City of Wagner will be responsible for all maintenance and repairs to the route after the construction of the project; and

Be It Further Resolved that the Mayor of the City of Wagner be authorized to execute the Community Access Program application.

Dated this 6th day of July 2022.

Signed: _____
Todd Johannsen, Mayor

Attest: _____
Rebecca Brunsing, Finance Officer

The motion for the adoption of the foregoing resolution was made by Kirwan seconded by Dufur. Upon roll call vote being taken, those voting AYE: Kirwan, Cimpl, Dufur, and Soukup. Those voting NAY: None. Absent: Mohr and Beeson. Those abstaining: None. Motion carried. Thereupon the Council President declared Resolution No. 2022-01 duly passed and adopted, affixed his signature thereto in approval thereof and directed the same to be published in the official newspaper.

A motion was made by Soukup, seconded by Cimpl to approve a water account write off in the amount of \$253.09. All voted aye, motion carried.

There was a brief discussion on a drainage issue on the south side of Wagner Lake Road.

EXECUTIVE SESSION

A motion was made by Cimpl, seconded by Dufur to enter executive session at 8:05 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 9:39 pm.

A motion was made by Kirwan, seconded by Soukup to hire Ciara Nelson as certified WSI Instructor for swimming lessons at \$20.00 per hour. All voted aye, motion carried.

A motion was made by Dufur, seconded by Kirwan to move Rebecca Brunsing from full time to special part-time at \$37.50 per hour. All voted aye, motion carried.

A motion was made by Soukup, seconded by Dufur to increase the following wages: Damon Griffith, \$28.50 per hour, Myles Runyon, \$24.00 per hour, Josh Knodel \$24.00 per hour, Eli Kuhlman, \$25.00 per hour. All voted aye, motion carried.

A motion as made by Cimpl, seconded by Kirwan to increase the following wages: Marilee Krcil, \$24.25 per hour and Kesa Alexander, \$24.00 per hour. All voted aye, motion carried.

A motion was made by Dufur, seconded by Cimpl to adjourn the meeting at 9:45 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 July meeting was held on Monday, July 11th, 2022, at the Wagner City Hall at 5:30 pm. Present were Mayor Todd Johannsen, City Attorney, Ken Cotton, and the following councilpersons: Dan Cimpl, Colby Kirwan, or Mohr and Jamie Soukup. Absent: Tom Beeson and Taylor Mohr.

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 July meeting agenda. A motion was made by Cimpl, seconded by Dufur to approve the special July meeting agenda. All voted aye, motion carried.

EXECUTIVE SESSION

A motion was made by Soukup, second by Cimpl to enter executive session at 5:33 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 6:10 pm.

A motion was made by Soukup, seconded by Cimpl to hire Amber Mengenhauser as Finance Officer at the salary of \$65,000.00. All voted aye, motion carried.

A motion was made by Cimpl, seconded by Brunsing to remove Rebecca Brunsing as the signatory and add Amber Mengenhauser as a signatory at Commercial State Bank and First Dakota National Bank accounts. All vote aye, motion carried.

A motion was made by Dufur, second by Soukup to adjourn the meeting at 6:14 pm. All voted aye, motion carried.

Approved _____
Todd Johannsen, Mayor

Attest _____
Rebecca Brunsing, Finance Officer

Published once at the approximate cost of \$ _____.

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