

**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 June meeting was held on Monday, June 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.

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

A motion was made by Dufur, seconded by Cimpl to approve the regular meeting minutes from regular meeting minutes of May 2nd, 2022, and special meeting minutes of May 9th, 2022, May 17th, 2022, and May 23rd, 2022. All voted aye, motion carried.

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

May Salaries: Administration--\$4,223.70; Buildings--\$1,996.50; Buildings-Armory--\$1,331.00; Police--\$20,554.56; Streets--\$4,648.70; Swimming Pool--\$333.50; General Recreation--\$1,926.74; Parks--\$1926.76; Library--\$4,184.00; HRC—Urban Redevelopment--\$1,370.25; Planning and Zoning--\$1,186.50; Water--\$5,533.68; Sewer--\$4,982.96; Withholding/Social Security--\$12,385.86.

JUNE 2022 Claims

GENERAL

Access Granted	computer	1,099.00
AFLAC	insurance	580.98
Barb Gullikson	deposit refund	300.00
Bouza Construction	repair	9.90
Card Services	supplies	1,447.90
Century Link	phone	74.54
Chas Mix Law Enforcement	prof fees	70.00
CHS	fuel	2,080.56
City of Wagner	water	2,953.67
Clayton Rados	deposit refund	300.00
Colonial Life	insurance	606.54
Current Solutions	repair	2,329.00
Dave's Service	repair	20.00
Dept of Treasury	prof fees	485.27
Econo Signs	supplies	168.73
Helms Engineering	prof fees	2,406.90
Ingram	supplies	268.74
Intoximeters	supplies	750.00

John Otte	prof fees	875.00
Karla Kocer	deposit refund	50.00
Kathy Cournoyer	deposit refund	300.00
Kay Park Recreation	supplies	1,058.00
Kiefer Aquatics	supplies	90.75
King Koin Laundry	prof fees	182.50
Lynn Bruguier	deposit refund	300.00
Midtowne Oil & Wash	supplies	60.67
Mike Kazena	supplies	132.55
Myers Sanitation	prof fees	1,010.00
Quill	supplies	403.57
Recreation Supply	supplies	706.02
Riteway Business	supplies	185.73
Sanitation Products	repairs	2,150.00
Sirchie	supplies	220.25
Taste of Home	subscription	21.28
Uline	supplies	1,785.20
Wagner Auto	repair	544.96
Wholesale Supply	supplies	432.25
Wipf & Cotton	prof fees	550.00
Yankton Janitorial	supplies	244.65

WATER & SEWER

Core & Main	supplies	1,324.98
Danielle Davenport	deposit refund	22.41
David VanderPol Construction	improvements	12,024.69
Dawson Rockhold	deposit refund	28.04
Marcus Daniels	deposit refund	72.15
Randall Community Water	water	24,054.20
Riteway Business	supplies	350.38
SPN & Associates	prof fees	1,368.25
SD Dept of Ag & Nat Resources	prof fees	600.00
SD Dept of Health	prof fees	30.00
Trish Lensing	deposit refund	14.07
US Bank Trust	loan pymts	10,066.63
USDA-Rural Development	loan pymts	12,104.00

VARIED

AT&T	phone	290.92
Bomgaars	supplies	713.65
Commercial State Bank	petty cash	485.48
Companion Life	insurance	56.00
Fort Randall Telephone	phone	810.86
Northwestern Energy	electricity	10,628.89
Unum Life Insurance	insurance	296.67
Voyager Fleet	gas	2,032.37
Wagner Building & Supply	supplies	8,071.76

INCIDENTAL VOUCHERS

Commercial State Bank	petty cash	729.23
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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

Ruth and Justin Bouza were present to request a change to the medical cannabis ordinance, "Hours of Operation". It was requested to change the hours to Monday through Friday, 9:00 am to 7 pm and Saturday, 9:00 am to 1:00 pm. Discussion followed. The council will take the request under consideration.

This being the time and place for published public hearing for Choteau Creek Brewing Co, LLC for a special event alcoholic beverage license for the 605 Unity J.A.M. on June 12th, 2022, at Wagner Lake. No one appeared in opposition of the event. The Mayor closed the public hearing. A motion was made by Kirwan, seconded by Mohr to approve the special event alcoholic beverage license for the Choteau Creek Brewing Co, LLC. All voted aye, motion carried.

A motion was made by Dufur, seconded by Kirwan to approve the joining of Planning & Development District III as a member for 2023. All voted aye, motion carried.

There was discussion of the dilapidating fence at Wagner Lake. Different options will be investigated.

A motion was made by Cimpl, seconded by Dufur to approve the placement of gutters on the Rotary Shelter to prevent erosion. All voted aye, motion carried.

The city car received hail damage while at an employee training in Winner. The damage exceeded the value of the car. The consensus of the council was to collect the damages less the salvage value and keep it.

Originally in 2018, a capital outlay resolution was passed directing that \$200,000.00 a year, for a total of \$1,000,000 to be placed in a restricted fund for a new swimming pool. With the end of the 60-month resolution coming at the end of 2022, the city will need to assign those funds once again to the restricted fund, since a new pool has not yet been constructed. A motion was made by Dufur, seconded by Cimpl to assign \$1,000,000.00 to a restricted fund for the future construction of a new pool. All voted aye, motion carried.

Police Chief, Damon Griffith was present asking permission to apply for a canine grant from the SD Drug Fund. The consensus of the council was to apply for the grant.

There was discussion of a sewer issue on SW West Avenue/SW 1st Street.

A motion was made by Kirwan, seconded by Dufur to approve the final pay request to David VanderPol Construction in the amount of \$12,024.69, contingent upon Rural Development approval. All voted aye, motion carried.

EXECUTIVE SESSION

A motion was made by Kirwan, seconded by Dufur to enter executive session at 8:12 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 9:17 pm.

A motion was made by Kirwan, seconded by Mohr to increase Mike Kazena to \$27.50 per hour. All voted aye, motion carried.

A motion was made by Mohr, seconded by Cimprl to adjourn the meeting at 9:17 pm. All voted aye, motion carried.

APPROVED _____
Todd Johannsen, Mayor

Attest: _____
Rebecca Brunsing, Finance Officer

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Published once at the approximate cost of _____.

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 June meeting was held on Monday, June 20th, 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 June meeting agenda. A motion was made by Cimpl, seconded by Soukup to approve the special June meeting agenda. All voted aye, motion carried.

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

JUNE 2022

GENERAL

Bouza Construction	prof fees	2,830.00
Brecke Pest Control	prof fees	585.00
Cuka Construction	repair	708.18
Leaf	prof fees	300.57
Northwest Vet	prof fees	65.27
Northwestern Energy	electricity	65.41
Pitney Bowes	lease	172.11
Schuermans Farm Supply	repair	491.50

INCIDENTAL VOUCHERS

Access Granted	prof fees	60.00
Avera Health Plans	insurance	9,490.08
Buches	supplies	116.91
Charles Mix Electric	electricity	329.15
Dakota Auto Body	repair	1,304.04
Gerstner Oil	fuel	1,719.65
HDR Engineering	prof fees	841.67
Jacks Uniforms	supplies	1,340.60
Pechous Publications	legals	962.61
Pheasantland Industries	supplies	291.50
Powers Port A Pot	prof fees	675.00
Schuermans Farm Supply	supplies	439.14
SD Dept of Ag	prof fees	600.00
The Flower Shop	supplies	596.15
Wagner Super Foods	supplies	49.39

There was discussion on the Heinnnes baseball field lights. No action was taken.

The following ordinance was placed on its first reading:

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 20th day of June 2022.

Todd Johannsen, Mayor

ATTEST: _____
Rebecca Brunsing, Finance Officer

City Seal

A motion for the approval of its first reading was made by Soukup seconded by Dufur. Upon roll call vote being taken, those voting AYE: Cimpl, Kirwan, Soukup, Mohr, and Dufur. Those voting NAY: None. Absent: Beeson. Those abstaining: None. Motion carried.

The discussion of computer services was tabled.

EXECUTIVE SESSION

A motion was made by Cimpl, second by Mohr to enter executive session at 5:42 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 7:02 pm.

A motion was made by Kirwan, second by Cimpl to adjourn the meeting at 7:02 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 June meeting was held on Tuesday, June 28th, 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, Taylor Mohr and Jamie Soukup. Absent: Tom Beeson and Rich Dufur.

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 June meeting agenda. A motion was made by Kirwan, seconded by Mohr to approve the special June meeting agenda. All voted aye, motion carried.

EXECUTIVE SESSION

A motion was made by Kirwan, second by Mohr to enter executive session at 5:30 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 7:20 pm.

A motion was made by Kirwan, second by Mohr, to adjourn the meeting at 7:20 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 June meeting was held on Wednesday, June 29th, 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, Taylor Mohr and Jamie Soukup. Absent: Tom Beeson and Rich Dufur.

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 June meeting agenda. A motion was made by Kirwan, seconded by Soukup to approve the special June meeting agenda. All voted aye, motion carried.

EXECUTIVE SESSION

A motion was made by Mohr, second by Cimpl to enter executive session at 5:30 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 6:32 pm.

A motion was made by Mohr second by Kirwan to adjourn the meeting at 6:32 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 June meeting was held on Thursday, June 30th, 2022, at the Wagner City Hall at 7:00 pm. Present were Mayor Todd Johannsen, City Attorney, Ken Cotton, and the following councilpersons: Dan Cimpl, Colby Kirwan, Taylor Mohr and Jamie Soukup. Absent: Tom Beeson and Rich Dufur.

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 June meeting agenda. A motion was made by Kirwan, seconded by Soukup to approve the special June meeting agenda. All voted aye, motion carried.

EXECUTIVE SESSION

A motion was made by Cimpl, second by Soukup to enter executive session at 7:03 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 9:08 pm.

A motion was made by Soukup, second by Mohr to adjourn the meeting at 9:08 pm. All voted aye, motion carried.

Approved _____
Todd Johannsen, Mayor

Attest _____
Rebecca Brunsing, Finance Officer

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