

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 September meeting was held on Thursday, September 3rd, 2020 at City Hall at 7:00 pm. Present were: Mayor, Donald Hosek, City Administrator/Finance Officer, Rebecca Brunsing, City Attorney, Ken Cotton and the following councilpersons: Taylor Mohr, Roger Schroeder, Ron Cuka, Rich Dufur, Colby Kirwan, and Tom F. Beeson. Absent: none.

The meeting was opened with the Pledge of Allegiance.

The conflict of interest declaration statement was recited. Tom Beeson cited he had a conflict with the pay request for the airport project from Wagner Building and Supply.

The meeting was called to order and the Mayor called for the approval of the September agenda. A motion was made by Cuka, second by Kirwan to approve the September agenda. All voted aye, motion carried.

A motion was made by Dufur, second by Beeson to approve the regular meeting minutes from August 3rd, 2020, and the special meeting minutes from August 24th, 2020. All voted aye, motion carried.

A motion was made by Beeson second by Kirwan to approve the financial statements for August 2020 and the claims for September 2020. All voted aye, motion carried

August Salaries: Administration--\$4,506.26; Buildings--\$1,940.55; Buildings-Armory--\$1,293.70; Police--\$20,425.88; Streets--\$4,457.24; Swimming Pool--\$8,407.39; Recreation--\$2,607.75; Parks--\$2,607.75; Library--\$3,609.29; HRC—Urban Redevelopment--\$150.00; Water--\$6,076.39; Sewer--\$10,874.83; Withholding/Social Security--\$15,398.01.

SEPTEMBER 2020 Claims

GENERAL

AFLAC	insurance	524.90
AT&T	phone	9.59
Axon Enterprises	supplies	583.50
Brecke Pest Control	prof fees	140.00
Century Link	phone	69.61
City of Wagner	water	1,667.62
Colonial Life	supplemental insur	557.74
Ingram	books	169.05
Jack's Uniforms	supplies	39.69
John Otte	prof fees	875.00
King Koin	prof fees	91.25
Lawns Unlimited	repair	74.97
Lewis & Clark Behavioral	prof fees	403.92
Office of Child Support	prof fees	1,417.50
Quill	supplies	11.99

Sherwin-Williams	supplies	705.25
Sirchie	supplies	127.60
Wagner Building & Supply	improvements	38,638.94
Wipf & Cotton	prof fees	1,980.00
Yankton fire & Safety	prof fees	86.25
Yankton Sioux Tribe	armory dep refunds	600.00

WATER & SEWER

Core & Main	supplies	823.86
Menning Excavating LLC	improvements	265,425.48
Menning Excavating LLC	repair	306.12
Randall Community Water	water	28,422.00
SPN & Associates	prof fees	28,207.56
SD Rural Water	repair	150.00
USA Blue Book	supplies	279.09
USDA-Rural Development	Loan pymts	7,530.00
Williams Septic	prof fees	300.00

VARIED

AT&T	phone	300.42
Commercial State Bank	petty cash	133.43
Fort Randall Telephone	phone	809.01
Northwestern Energy	electricity	12,158.52
SD Dept of Health	prof fees	236.00
Voyager	gas/fuel	1,814.14
Wagner Building & Supply	improv/supplies	1,388.92

INCIDENTAL

SD Retirement	retirement	6,801.02
---------------	------------	----------

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. No one was present for public comment.

Erika Kotab and Amy Doom were present to discuss a conciliation project at Wagner Lake. Discussion followed. The project is still developing. Mrs. Kotab and Mrs. Doom will be updating the council as more information is available.

OLD BUSINESS

The following ordinance was placed on its second reading:

ORDINANCE NO. 2020-04

AN ORDINANCE RATIFYING AND CONFIRMING THE ACTION OF THE CITY OF WAGNER PLANNING COMMISSION IN GRANTING A ZONING CHANGE FROM HIGHWAY COMMERCIAL DISTRICT (HC) TO RESIDENTIAL DISTRICT (R-1) TO

**TRACY AND BRENDA KIRTON JT AND AUTHORIZING AND DIRECTING THE CITY
OF WAGNER'S ZONING MAP TO BE AMENDED TO SHOW THIS HIGHWAY
COMMERCIAL(HC) TO RESIDENTIAL DISTRICT
(R-1) 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 in granting a zoning change from Highway Commercial District (HC) to Residential District (R-1) for real property owned by Tracy and Brenda Kirton JT; 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 corporate limits of the City of Wagner, and is described more particularly as:

Lots 5 and 6, Milwaukee Fourth Addition of Wagner,
Charles Mix County, South Dakota.

Section 3. That the action taken by the City of Wagner Planning and Zoning Board as set out in said Planning and Zoning Boards minutes of August 4th, 2020, regarding the rezoning of the above described real property is in all respects ratified, confirmed and accepted by the City of Wagner, and the rezoning of said real property from Highway Commercial District (HC) to Residential District (R-1) 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 3rd day of September 2020

Donald R. Hosek, Mayor

ATTEST:

Rebecca Brunsing, Finance Officer

(SEAL)

The motion for the adoption of the foregoing ordinance was made by Dufur seconded by Beeson, and upon roll call vote being taken thereon the following voted AYE: Schroeder, Mohr, Kirwan, Beeson, Cuka and Dufur. The following voted NAY: None. Absent: None. The following abstained: None. Whereupon said Ordinance No, 2020-04 was declared duly passed and adopted and the Mayor being present affixed his signature thereto in approval thereof and directed the Finance Officer to cause said ordinance to be published as part of the minutes in the next issue of the official newspaper.

First Reading: August 24th, 2020
Second Reading and Adoption: September 3rd, 2020
Published: September 9th, 2020
Effective Date: September 30th, 2020

The following ordinance was placed on its second reading:

ORDINANCE NO. 2020-05
2020 SUPPLEMENTAL APPROPRIATION ORDINANCE

Section 1. Be it ordained by the City of Wagner, Charles Mix County, South Dakota that the following sums be appropriated to meet the obligations of the municipality.

GENERAL FUND

Elections	\$ 700.00
Legal	\$ 4,000.00
Streets	\$ 85,000.00
Solid Waste Disposal	\$ 6,000.00

Funds to meet the obligations for these appropriations will be \$95,700.00 from Cash on Hand.

Section 2. The Finance Officer is directed to implement the funds necessary for the enforcement of this ordinance.

Dated at Wagner, South Dakota, this 3rd day of September 2020.

Donald R Hosek, Mayor

ATTEST:

Rebecca Brunsing, Finance Officer

(SEAL)

The motion for the adoption of the foregoing ordinance was made by Cuka, seconded by Schroeder. Upon roll call vote being taken, those voting AYE: Schroeder, Mohr, Kirwan, Beeson, Cuka and Dufur. Those voting NAY: None. Absent: None. Those abstaining: None. Motion carried. Thereupon the Mayor declared Ordinance No. 2020-05 duly passed and adopted, affixed his signature thereto in approval thereof and directed the same to be published in the official newspaper.

First Reading: August 24th, 2020

Second Reading and Adoption: September 3rd, 2020

Published: September 9th, 2020

Effective Date: September 30th, 2020\

There was discussion of the SD Department of Transportation public meeting that was held on August 13th, 2020.

NEW BUSINESS

This being the time and place for a public hearing for a special event alcoholic beverage license for the Wagner Labor Day Committee for Wagner Labor Day activities on September 5th, 2020 on Main Street and the National Guard Armory. There being no one present opposed to the license, a motion was made by Cuka, second by Mohr to approve the special event alcoholic beverage license for the Wagner Labor Day Committee. All voted aye, motion carried.

This being the time and place for a public hearing for a special event alcoholic beverage license for the Wagner Saddle Club for Labor Day Rodeos at the Wagner Rodeo Grounds on September 5th and 6th, 2020. There being no one present opposed to the license, a motion was made by Beeson, second by Schroeder to approve the special event alcoholic beverage license for the Wagner Saddle Club. All voted aye, motion carried.

This being the time and place for a public hearing for a special event alcoholic beverage license for the Wagner VFW for the National Guard Gala at the Wagner National Guard Armory on October 3rd, 2020. There being no one present opposed to the license, a motion was made by Kirwan, second by Schroeder to approve the special event alcoholic beverage license for the Wagner VFW. All voted aye, motion carried.

A motion was made by Schroeder, second by Beeson to approve the blocking off Main Street after K's Qwik Stop and Midtowne car wash to the intersection of South Park Street on Saturday, September 5th and 6th, 2020 for a Christian band and church services sponsored by Lighthouse Ministries. All voted aye, motion carried.

A motion was made by Dufur, second by Schroeder to approve the discharge of fireworks at Wagner Lake on September 5th, 2020 for the Wagner Cancer Fund for the annual cancer walk. All voted aye, motion carried.

A motion was made by Schroeder, second by Beeson to approve pay request #2 for the 2020 Utility Improvements to Menning Excavating in the amount of \$265,425.48. All voted aye, motion carried.

A motion was made by Cuka, second by Dufur to approve pay request #6 to Wagner Building & Supply for the Wagner Municipal Hangar Project in the amount of \$38,638.94. Five voted aye, Beeson abstained, motion carried.

The reading of Resolution No. 2020-12 "Transportation Alternatives Program" was tabled until the special meeting on September 21st, 2020.

The following ordinance was placed on its first reading:

ORDINANCE NO. 2020-06 2021 APPROPRIATION ORDINANCE

Section I **Be it ordained by the City of Wagner, Charles Mix County, South Dakota that the following sums are appropriated to meet the obligations of the municipality.**

		General Fund
GENERAL GOVERNMENT		
41150	Contingency	15,000.00
41210	Mayor & Council	40,580.00
41300	Elections	1,200.00
41410	Attorney	15,000.00
41420	Finance Office	88,172.00
41920	Government Buildings	103,771.00
TOTAL GENERAL GOVERNMENT		263,723.00
PUBLIC SAFETY		
42100	Police	472,000.00
42101	Police - PBT-24/7 Program	8,413.00
42126	Prisoner Housing	600.00
42900	Civil Defense	2,000.00
TOTAL PUBLIC SAFETY		483,013.00
SANITATION		
43240	Solid Waste Disposal	19,000.00
TOTAL SANITATION		19,000.00
STREETS AND LIGHTING		
43120	Street & Roadway Dept.	373,989.00
43160	Street Lights	58,000.00
TOTAL STREETS AND LIGHTING		431,989.00

CULTURE, RECREATION, AIRPORT, & ARMORY

43500	Airport	88,000.00
44100	Health Regulation & Inspection	1,000.00
44130	Mosquito Control	8,200.00
45124	Swimming Pool	397,495.00
45127	General Recreation	46,377.00
45200	Parks	36,477.00
45500	Library	84,551.00
45660	Armory	106,868.00
45800	Museum	500.00
TOTAL CULTURE, RECREATION, AIRPORT, & ARMORY		769,468.00

ECONOMIC DEVELOPMENT

46300	Urban Housing & Redevelopment	38,850.00
46500	Economic Development	51,500.00
46520	Planning & Zoning	3,450.00
TOTAL ECONOMIC DEVELOPMENT		93,800.00

TOTAL GENERAL FUND	2,060,993.00
---------------------------	---------------------

TOTAL 2021 APPROPRIATION	2,060,993.00
-------------------------------------	---------------------

Section II. **The following designated the fund that money derived from the following sources**

TAX-SUPPORTED FUNDS**GENERAL FUND**

Appropriations	2,060,993.00
----------------	--------------

MEANS OF FINANCE

Unobligated Cash Balance	517,375.00
--------------------------	------------

Fund Operations

Taxes	1,226,796.00
Licenses and Permits	19,800.00
Intergovernmental Revenue	123,060.00
Charges for Goods & Services	49,462.00
Fines and Forfeits	5,000.00
Miscellaneous Revenue	89,000.00
Airport Revenue	30,500.00
Other Sources	0.00

TOTAL MEANS OF FINANCE	2,060,993.00
-------------------------------	---------------------

Section III.**Water
Fund****Sewer
Fund**

Proprietary and Fiduciary Funds		
Estimated Beginning Unrestricted Cash	250,000.00	375,000.00
Estimated Revenue	656,122.00	2,146,710.00
TOTAL AVAILABLE	906,122.00	2,521,710.00
Less Estimated Expenses	754,284.00	2,204,741.00
ESTIMATED SURPLUS	151,838.00	316,969.00
ESTIMATED SURPLUS TO BE TRANSFERRED TO GOVERNMENTAL FUNDS	0.00	0.00

Section IV. **The Finance Officer is directed to certify the dollar amount of tax levies made in this ordinance to the County Auditor.**

APPROVED _____

Attest _____

First Reading: September 3rd, 2020

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

EXECUTIVE SESSION

A motion was made by Beeson, second by Cuka to enter executive session at 8:35 pm for proprietary business SDCL 1-25-2 (5), personnel SDCL 1-25-2 (1), and litigation SDCL 1-25-2 (3). All voted aye, motion carried.

The Mayor declared the council out of executive session at 8:56 pm.

A motion was made Dufur second by Kirwan to adjourn the meeting at 8:56 pm. All voted aye, motion carried.

"This institution is an equal opportunity provider."

Published once at the approximate cost of _____.