

REGULAR MEETING OF THE COMMON COUNCIL OF THE CITY OF WAGNER, CHARLES MIX COUNTY, SOUTH DAKOTA, November 6, 2023, AT 7:00 PM.

PURSUANT TO DUE CALL AND NOTICE THEREOF, the regular October meeting was held Monday, November 6, 2023, at City Hall at 7:00 pm. Present were Tammy Thornton-Mayor, City Administrator Debbra Houseman, City Attorney Beau Barrett and Councilmen: Rich Dufur, Tom Abdouch, Jamie Soukup, Colby Kirwan, and Taylor Mohr. Others present were Mike Kazena- Public Works Director, Damon Griffith-Police Chief, Matt Williams-City IT, Jamie Tjerdsmas, Darcy Kaberna, Margaret Doom-Wagner Area Growth, Jessa Doom Housing Board, and Sharon Haar.

Mayor Thornton called the meeting to order at 7:00 pm.

The council stood and recited the Pledge of Allegiance.

Mayor Thornton asked if there were any conflicts of interest regarding any agenda items. No conflicts of interest were presented.

The agenda was presented for approval. Motion by Soukup, second by Dufur to approve the agenda presented. All in favor, motion carried.

Mayor Thornton opened the floor for public comment. There was no one present for public comment Mayor Thornton closed the public comment portion of the meeting.

The minutes from October 2, 2023, were reviewed. Motion by Kirwan, second by Cimprich to approve the minutes from the October 2, 2023, Regular Meeting. All in favor, motion carried.

The Financial Statements were reviewed by the council. Motion by Soukup, seconded by Abdouch to approve the Financial Statements presented for October 2023 as follows: Commercial State /bank General Checking Account Balance as of October 31, 2023, \$2,802,216.24, Wagner Library Account as of October 31, 2023, \$12,826.28, Wagner Lake Project \$1,512.67, CD \$399,864.60, CD \$398,268.45, CD \$335,120.74, CD \$204,495.10 and CD \$21,833.08. General Fund Expenditures for the month of October 2023 \$103,790.37. General Fund Revenue for the month of October 2023 \$260,897.84. Water Fund Expenditures for the month of October 2023 \$38,238.45. Water Fund Revenue for the month of October 2023, \$31,236.18. Sewer Fund Expenditures for the month of October 2023, \$24,565.51. Sewer Fund Revenue as of October 2023, \$17,48787.84. All in favor, motion carried.

The council was informed for informational purposes that Sales Tax collection as of October 31, 2023, is \$79,088.44. Sales tax is down 16.33% from the previous year.

The Bills and Claims were presented. Motion by Dufur, second by Mohr to approve payment of the following Bills and Claim:

The Following Claims were presented for payment during the month of October 2023:

Date:	Vendor	Description	Amount
10/17/2023	Colonial Life	September & October Premium	\$ 1,490.96
10/13/2023	Commercial State Bank	Deposit slips	\$ 26.00
10/13/2023	Commercial State Bank	Transfer to Water Project Acct	\$ 196.90
10/31/2023	Commercial State Bank	Water Project Transfers from Jan to Sept	\$ 6,086.10

10/26/2023	Commercial State Bank	PP 20 941	\$	8,579.30
10/15/2023	Commercial State Bank	PP 19 941	\$	7,680.79
10/15/2023	Commercial State Bank	CPR	\$	1,068.18
10/13/2023	PSN	Credit Card Service Fee	\$	1,210.40
10/31/2023	PSN	Credit Card Service Fees Jan thru Sept	\$	809.55
10/15/2023	Council Payroll	Council Payroll 941	\$	4,335.91
10/15/2023	Pay Period 19	Payroll	\$	25,476.98
10/26/2023	Pay Period 20	Payroll	\$	27,493.66
10/13/2023	SD Unemployment Insurance	3rd Qtr. Contribution	\$	576.79
10/27/2023	SD Retirement System	October 2023 Contribution	\$	9,349.42
10/27/2023	SD Retirement System	Penalty	\$	480.87
			Total:	\$ 93,344.85

The above warrants have been paid during the month of October 2023.

Claims Presented for payment on November 6, 2023:

Date	Vendor	Description	Amount
11/6/2023	AT&T Mobility	Cell phone	\$ 332.84
	Best Western Ramkota	SDML Conference Hotel Room	\$ 320.97
	Blue Valley Public Safety	Repairs to Fire/Civil Defense Whistle	\$ 4,380.98
	Bomgaars	Supplies and ice melt, snow fence posts	\$ 2,264.33
	Book Systems Inc	Annual Atrium	\$ 795.00
	Brecke Pest Control	Spray City Hall	\$ 80.00
	Buches	Cupcakes for Employee anniversary	\$ 9.26
	Catalis LLC	Annual Web Hosting	\$ 699.60
	Central Dakota Animal Clinic	K-9 Work on Teeth	\$ 441.91
	Century Link	Long Distance	\$ 78.06
	City of Wagner	Water Bills	\$ 467.91
	Commercial State Bank	Reimburse Petty Cash	\$ 548.94
	Companion Life Insurance	Life Insurance	\$ 89.60
	Core & Main	Meters	\$ 960.00
	Dave's Service	Tire and Disposal Fee	\$ 156.00
	Den Herder Law Firm	Legal Fees	\$ 1,612.92
	Ellen Whetham	Return Deposit 307 SE Sheridan Ave	\$ 10.00
	Fair Manufacturing Inc	4-Bolts for cutting edge	\$ 2,058.42
	Fort Randall Telephone	Telephone and Internet	\$ 727.72
	Friberg, Nelson & Ask LLP	Property Condemnation/Nuisance Issues	\$ 157.50
	Goldstar Products Inc	Patch Kit 1 case	\$ 639.80
	Graham Tire-Mitchell	Tires for the Dodge	\$ 700.83
	Helms & Associates	Engineering on Taxi lane	\$ 1,477.55
	Innovative Office Solutions	Painting Lines on the gym floor	\$ 12,984.31

Insurance Benefits Inc	Airport Insurance	\$	3,370.00
Iowa Law Enforcement Academy	Field Training Officer Training	\$	380.00
Jack's Uniforms & Equip.	Uniforms for Preston Neal	\$	276.60
Jason Von Eschen	Return Deposit 518 W Hwy 46 Lts 2,4,5	\$	350.00
Jerry Seiner	Refund Armory	\$	300.00
Jody Antonsen Beeson	Refund Deposit 101 SE Elm Ave	\$	100.00
John Otte	November payment	\$	875.00
Josh Scott	Return Deposit 412 SW Third Street	\$	150.00
Karen Weichman	Return Deposit 145 NE North Street	\$	100.00
King Koin Laundry	Rugs for Office and Police Station	\$	86.25
Leaf	Copier Lease	\$	281.12
Light and Siren	Police siren set up for Durango	\$	2,497.01
Mary Cotton	Return Wipf Cotton Bldg Water Deposit 1/2 the bal on the Skimmer	\$	15.00
MC&R Pools Inc	Replacement	\$	32,000.00
Meyerink Farm Service	Swimming Pool Repairs	\$	291.51
Michelle Greger	Refund Deposit 630 E Hwy 46	\$	150.00
Myers Sanitation	Sanitation Service	\$	1,157.58
Northwest Vet Supply	Boarding a dog	\$	10.00
Northwestern Energy	Electricity	\$	9,683.89
Office Products Center	Thumb Drives/ Wallet Files	\$	328.79
Pechous Publications	Publications	\$	1,332.39
Pitney Bowes Purchase Power	Postage	\$	806.50
PSN	Credit Card Service Fee	\$	89.95
Quill Corporation	Supplies	\$	564.62
Randall Comm Water Dist.	October Water Usage	\$	22,054.10
Recreation Supply	Supplies/Repairs	\$	728.63
Rog's Auto Inc	WPD 1 repairs, Cable for Armory	\$	186.36
SD Dept of Health	Water Samples/Lagoon Samples	\$	55.00
Schmucker, Paul & Nohr	Wagner Walnut Ave Water Project	\$	8,200.00
South Dakota 811	Locate Tickets	\$	56.70
Streicher's	Uniforms for Cam and Preston	\$	429.93
Stryker Sales LLC	Replacement Battery	\$	156.00
TCS Lawn Care	Blow out sprinkler systems	\$	640.00
Titan Machinery-Wagner	Skid Loader and Accessor	\$	287.70
Ultimate Shine Car Wash	Balance on Car Washes	\$	108.00
Unum Insurance Company	Long Term Disability	\$	372.02
USDA Rural Development	Loan for 4th, 3rd & Elm	\$	4,574.00
USDA Rural Development	Loan for Front & 1st Ave	\$	5,561.00
USDA Rural Development	Loan South Park	\$	1,969.00
Valley Pump and Casino	Diesel for Payloader	\$	763.19
Vander Pol Dragline	Final payment on taxilane project	\$	17,555.07
Virginia Petrik	Refund Deposit SE Grant Ave	\$	10.00

Visa	City Credit Card	\$	2,485.91
Voyager Fleet System	October Gas	\$	1,921.95
Wagner Auto Supply	Fuel Filter, Snow Blower Reports	\$	703.55
Wagner Building Supply	Supplies	\$	674.63
Wagner Super Foods	Supplies	\$	115.63
Wegner Auto Co.	Dodge Durango Police Vehicle	\$	41,318.00
Yankton Janitorial Service	Supplies	\$	302.30
Yankton Sioux Law Enf.	Purchase of Ballistic Vest For Preston Neal	\$	800.00

\$ 199,219.33

All in favor, motion carried.

A public hearing was held to approve a Special Event Liquor License for the sale of alcohol on December 2, 2023, at the Armory located at 600 E Hwy 46 for the Guard Gala was reviewed. No one from the public was present to object. Motion by Soukup, second by Kirwan to approve the Special Event Liquor License Application for December 2, 2023, at the guard Gala at the Armory located at 600 E Hwy 46. All in favor, motion carried.

A public hearing was held for the rezoning of the property described as Lots 1,2,3,4,910,11,12 of Lot F of the NW Quarter Section 3 Township 95 north, Range 63 West of the 5th PM in the City of Wagner, Charles Mix County, South Dakota. The request of the rezone was to change the above-mentioned property from Highway Commercial to Residential. Motion by Kirwan, seconded by Abdouch to approve the rezoning of as Lots 1,2,3,4,910,11,12 of Lot F of the NW Quarter Section 3 Township 95 north, Range 63 West of the 5th PM in the City of Wagner, Charles Mix County, South Dakota from Hwy Commercial to Residential. All in favor, motion carried.

Craig Krsnak was present with the 2024 Health Insurance Quotes. Motion by Kirwan, second by Cimpl to approve the renewal of the Avera 2000 with life benefit plan for 2024. All in favor, motion carried.

The 2nd Reading of the Animal Control Ordinance was held. Motion by Dufur, second by Abdouch to accept the 2nd Reading of the City of Wagner Animal Control Ordinance Amendment:

Ordinance No. 2023-002

An Ordinance Amending Wagner Municipal Code Section 2-2-1, Section 2-2-2, Section 2-2-10, Section 2-3-2, Section 2-3-4, and Section 2-3-5, repealing Section 2-3-3, and adding a new Section 2-2-12 and new Section 2-2-13 of the Wagner Municipal Code regarding the regulation and impoundment of animals in the City of Wagner.

The text of Section 2-2-1 of the Wagner Municipal Code shall be amended as follows:

2-2-1 Dog & Cat Licenses Required; ~~Proof of Vaccination~~. No person may keep, harbor, or maintain who is the owner of or has in his or her possession any dog or cat, ~~male or female, shall permit the same to run at large within the city limits~~ four months of age or older unless such dog or cat is licensed as provided in this Chapter. ~~No license may be~~

~~issued until the applicant has presented proof of rabies vaccination signed by a licensed veterinarian to the appropriate licensing official.~~

The text of Section 2-2-2 of the Wagner Municipal Code shall be amended as follows:

2-2-2 **License Application.** Any person desiring to keep maintain or have in his custody or control by himself or agent, within the ~~said city~~ City of Wagner, any dog or cat, shall, before the first day of ~~May~~ January in each year, at the City Finance Office, apply for and fill out a license to keep such dog or cat, and will include the name, sex, color and other distinguishing characteristics of said dog or cat, and the name of the owner thereof, and shall state that said dog or cat has no vicious propensities so far as known to the applicant ~~or, alternatively, shall provide proof of insurance as required under Section 2-2-10,~~ and shall provide documentation of current rabies vaccination signed by a licensed veterinarian. Such application shall be on a printed blank to be prepared by the City Finance Officer and shall be filed with that office.

The text of Section 2-2-3 of the Wagner Municipal Code shall be amended as follows:

The text of Section 2-2-5 of the Wagner Municipal Code shall be amended as follows:

2-2-5 **Vicious Dogs; Definitions.**

(A) “Owner” means any person, firm, corporation, organization, or department possessing or harboring or having the care and custody of a dog.

(B) “Vicious dog” means,

1. Any dog with a known propensity, tendency, or disposition to attack unprovoked, to cause injury to, or otherwise threaten the safety of human beings or domestic animals; or
2. Any dog which because of its size, physical nature, or vicious propensity is capable of inflicting serious physical harm or death to humans and which would constitute a danger to human life or property if it were not kept in the manner required by this ordinance; or
3. Any dog which, without provocation, attacks or bites, or has attacked or bitten, a human being or domestic animal; or
4. Any dog owned or harbored primarily or in part for the purpose of dog fighting, or any dog trained for dog fighting.

(C) A vicious dog is “unconfined” if the dog is not securely confined indoors or confined in a securely enclosed and locked pen or structure upon the premises of the owner of the dog. The pen or structure must have secure sides and a secure top attached to the sides. If the pen or structure has no bottom secured to the sides, the sides ~~sd~~ must be embedded into the ground no less than one (1) foot. All such pens or structures must be adequately lighted and kept in a clean and sanitary condition.

2-2-10 **Insurance.** Owners of any vicious dogs as that term is defined under Section 2-2-5(B) ~~must within 14 days of the effective date of this chapter provide proof to the Finance~~

~~Officer shall maintain a policy~~ of public liability insurance in the amount of at least \$~~25100~~,000.00, insuring the owner for any personal injuries inflicted by his or her vicious dog, and shall provide proof of insurance to the Finance Officer.

A new section 2-2-12 shall be enacted and added to Chapter 2 of the Wagner Municipal Code as follows:

2-2-12 Animals Running At Large. It shall be unlawful for any person, firm or corporation to allow any animal, owned, controlled or harbored by any person to run at large on the streets, alleys, or property of any other person or entity within the City limits of Wagner, South Dakota. Any person having an animal within the City limits shall have it tied, leashed or otherwise controlled upon their property. It shall be unlawful for any person to allow an animal off his or her property without the animal being held in leash.

A new section 2-2-13 shall be enacted and added to Chapter 2 of the Wagner Municipal Code as follows:

2-2-13 Penalties. Any violation under Chapter 2-2 is deemed a class 2 misdemeanor punishable by a fine up to \$500.00, or imprisonment up to thirty-days, or a fine and imprisonment. The penalties for violation shall be established and may be amended from time to time by resolution of the City Council of the City of Wagner.

The text of Section 2-3-2 of the Wagner Municipal Code shall be amended as follows:

2-3-2 Stray Animal Impounded; Vicious Dogs. Any animal or animals found running at large may be impounded in the public pound and shall not be released until the owner, or some other person designated by the owner, shall pay to the Chief of Police, or his designee, the fees and penalties hereinafter provided.² Any dog found running at large that is determined by law enforcement to be a "Vicious Dog" as that term is defined under Section 2-2-5 of this Code, which cannot be impounded safely, may immediately be destroyed by any law enforcement officer acting in the line of duty.

Section 2-3-3 of the Wagner Municipal Code is hereby repealed.

The text of Section 2-3-4 of the Wagner Municipal Code shall be amended as follows:

2-3-4 Chief of Police as Pound Master; Duties. It shall be the duty of the Chief of Police, or his designee, who is hereby made Pound Master, to detain and impound all animals found running at large contrary to the ordinances of the City, and immediately give notice of such impounding to the owner or person last in charge of the animal or animals impounded, if known. An impounded animal shall not be released unless the owner or some designated person on his or her behalf, within 72 hours, pays to the City Finance Officer ~~a claim fee of \$25 for the first offense and \$75 for each offense thereafter, for each animal so impounded belonging to the same owner~~ all fees, penalties, and expenses related to the impoundment of an animal. No impounded dog or cat shall be released without proof of current licensure. In addition, the owner of said impounded animal or animals, or his or her designated person, shall also be responsible for the rabies shot and

~~current City dog or cat tags for the impounded animal or animals, plus any additional expenses incurred for each animal or animals so impounded. In addition, no impounded animal or animals shall be released until the animal is current on the rabies vaccination and has a properly issued and current dog or cat tag. This charge for the rabies vaccination and dog or cat City tags will not be charged upon proof that the animal or animals have a current rabies vaccination and have current City dog or cat tags. Any impounded animal or animals not picked up by the owner, or the owner's designated person, within 72 hours of impounding shall be may be offered for sale or adoption to the public, transported to a participating Humane Society, or euthanized, disposed of in a humane manner, with at the discretion of the Chief of Police, or his designee's discretion Pound Master using his or her best judgment, or at the direction or with consultation of a licensed veterinarian.~~

The text of Section 2-3-5 of the Wagner Municipal Code shall be amended as follows:

2-3-5 **Fees and Expenses.** ~~The fees for impounding any animal or animals under this chapter shall be \$25 for the first offense and \$75 for each offense thereafter, per animal or animals, on a per head basis, plus, any rabies shots or current City dog or cat tags required, if any, plus, any other incidental expenses incurred for the benefit of the impounded animal — or animals. The owner or caretaker of any animal impounded under this chapter shall pay a fine not in excess of \$500.00 for each animal so impounded. In addition, the owner or caretaker shall be liable for the expenses of impounding. The City Council of Wagner shall establish and may amend from time to time, by resolution, the fine and a schedule of rates for expenses of impounding. The owner or caretaker of the impounded animal shall be liable for all fees and expenses incurred under this chapter regardless of whether the animal is retrieved from impoundment or not. Any incurred fees and expenses not paid to the Finance Officer within 30 days after notice and demand thereof may be recovered in a civil action against the owner or caretaker.~~

2-3-6 **Illegal Acts.** No person shall interfere with the Chief of Police, the Pound Master, or his or her's assistant's, in the performance of their duties under this chapter. Further, any person who shall remove or undertake to remove such impounded animal or animals from the pound, or the possession of the Pound Master, without paying the appropriate charges set out in this ordinance and with out the permission of the Pound Master, shall be guilty of an offense, and upon conviction thereof, be subject to a fine of up to \$200.00 per occurrence.

Roll Call Vote:

Ayes: Dufur, Abdouch, Kirwan, Soukup, Mohr

Nays: None

Absent: Cimpl

Motion, passed by a unanimous vote.

Roll Call Vote:

Ayes: Dufur, Abdouch, Kirwan, Soukup, Mohr, Cimpl

Nays: None

Absent: None

1st Reading: October 2, 2023

2nd Reading: November 6, 2023

1st Publication: October 18, 2023

2nd Publication: November 15, 2023

Tammy Thornton, Mayor

ATTEST:

Debra J. Houseman, City Administrator/Finance Officer

The council reviewed a list of property presented for surplus. Mayor Thornton appointed Jamie Soukup, Dan Cimpl, and Taylor Mohr to the appraisal committee. The following property was presented for surplus 6/.40 Cal Gloks and the 1998 Crown Victoria. The appraisal committee set the values of the .40 Cal Gloks at \$275 each and the 1998 Crown Victoria with a 150,380 miles at \$1,500. Motion by Soukup, second by Mohr to approve the surplus for sale of 6-.40 Cal Glok's at the value of \$275 each and the 1998 Crown Victoria 150,380 miles at the value of \$1,500. All in favor, motion carried.

Discussion followed regarding the pool and the future plans of moving forward with some sort of a pool project. Houseman informed the council that, she would need to secure an engineer/architect for design plans on a Bath House/storm shelter for the swimming pool. Motion by Kirwan, second by Dufur to authorize hiring an engineer to secure designs for a bathhouse/storm shelter. All in favor, motion carried.

The council reviewed the Snow Removal Ordinance and the enforcement of the ordinance in the upcoming snow season. The council was also informed that the Emergency snow route and removal ordinances in the Post. The consensus of the council is that the Ordinance will be fully enforced.

Margaret Doom Wagner Area Growth and Jessa Doom Housing Board were present to speak with the council about the Disc Golf property. The request was for the city to allow Doom to work with the City Administrator to prepare an agreement for the donation of the disc golf property for a housing development. Motion by Kirwan, second by Dufur to authorize the City Administrator to work with the Housing Board and the City Attorney to prepare an agreement for the donation of the Disc Golf Property for a housing development on that location. All in favor, motion carried.

M. Doom also made a request on behalf of Chamber and WAG to have the council approve the parade route for the parade of lights and to approve the discharge of Fireworks. Motion by Mohr, second by Soukup to approve the Parade of lights parade route beginning on Main Street by Custom Touch to proceed South on Main Street and to approve the discharge of Fireworks by Custom Touch contingent upon the approval of the Fire Chief. All in favor, motion carried.

The Liquor License Renewals for 2024 were presented to the council for approval. Motion by Kirwan, second by Cimpl to approve the following licenses for the 2024 licensing period contingent upon a completed license application has been returned to the City of Wagner Finance office and the applicants are in good standing with the City and all tax obligations are fulfilled:

G.F. Buche Company & Bob's Liquor Off-Sale Liquor located at 413 W Highway 46, Wagner, SD the legal being Outlot of "B-6" of Lot 3, ex W 310 Feet of outlot B-5 of lot 3 of section 4, township 95 north, range 63, west of the 5th PM of the town, Now City of Wagner, Charles Mix County, South Dakota.

Two Spurs Inc -On-Sale Liquor located 610 W Hwy 46, Wagner, SD the legal being Parcel C of Blaha Sub Parcel SW ¼ of the SW ¼ P 20 A of the Town Now City of Wagner, Charles Mix County, South Dakota.

Wagner Super Foods Off-Sale Liquor located at 715 S. Main Ave the legal being lot 1 Except Lots H2 & H-3 of Lot 1 All of Lots 2,3,4,5,6 & 8 of Block 17 Milwaukee 2nd Addition of the town, Now City of Wagner, Charles Mix County, South Dakota.

Casey's General Store #2384 Wagner Off-Sale Liquor Located at Tract 1 of Von Eschen Addition There Of to the town Now City of Wagner, Charles Mix County, South Dakota.

Dogger/TST Inc On-Sale Liquor locates at 305 West Hwy 46 the legal being Deed C Church 100' of Lot 4, Blk 19 of the Town, Now City of Wagner, Charles Mix County, South Dakota.

Dollar General Stores of South Dakota Retail (on-Off sale) Wine and Cider, 101 W SD Highway 46 the legal being:

Parcel 1: Lots 7 & 8 and the South Two and a half feet of Lot 9, Block 16, Milwaukee Land Company's Second Addition to the Town Now City of Wagner, Charles Mix County, South Dakota.

Parcel 2: Lot 10 and the North Twenty Two and One-Half of Lot 9, Block 16, Milwaukee Land Company's Second Addition to the town Now City of Wagner, Charles Mix County, South Dakota.

Parcel 3: Lots 11 and 12, Less Lot H-1 of Lot 12, Block 16, Milwaukee Land Company's Second Addition to the Town, Now City of Wagner, Charles Mix County, South Dakota.

Family Dollar Stores of South Dakota Retail (On-Off Sale) Wine and Cider, 812 SD Hwy 46 the legal being situated on the northeastern corner of the intersection of Cedar Street (Highway 46) and Estates Drive (394th Avenue), in the City of Wagner, County of Charles Mix County, South Dakota being that property fronting 200 Feet on Cedar Street (Highway 46) and extending 300 Feet along Estates Revenue (394th Avenue) as shown outlined in red Exhibit B-Site Plan attached hereto and made part hereof.

Together with a building containing 8,000 (100'X80') square feet, which shall be constructed by Landlord, as hereinafter provided, on the above described premises along with the paved, marked, lighted parking, service and access, parking for customers, Storm drainage and other utilities which are necessary or

desirable training for Tenant's use of said property for a typical Family Dollar Store, including without limitation convenient access to said property for Tenant's eighteen-wheel, tractor trailer delivery vehicles of the town, Now City of Wagner, Charles Mix County, South Dakota. All in favor, motion carried.

A request to rent a payloador from Wagner Building Supply for snow removal was discussed. Motion by Soukup, second by Cimpl to approve renting a Payloador from Wagner Building Supply when needed for snow removal at the cost of \$100 per hour. All in favor, motion carried.

The Holiday Schedule was discussed regarding the day that will substitute for the December 24th and the 1/2 Day Holiday on December 31, 2023. Motion by Dufur, second by Abdouch to approve the Employee Holiday and Closure of City Facilities on December 26th in replacement of the December 24th day and Closure of City Offices at Noon on December 29th in replacement of December 31st noon closure Day. All in favor, motion carried.

The council discussed an employee appreciation incentive of gifting a ham or a turkey. Soukup requested that this item be continued to December.

Discussion followed regarding the purchase of the 2024 Durango for the Police fleet. Houseman informed the council that she is very close to having the Community Facilities Grant completed for the vehicle, and also if the grant was not approved the vehicle would need to be funded thru reserve cash. It was also explained that there is a time restraint on getting the vehicle ordered to guarantee placement on the list for a vehicle in 2024. Motion by Mohr, second by Kirwan to approve placing an order for the 2024 Durango for the Police Fleet. All in favor, motion carried.

A letter of commitment to participate in the Charles Mix County Hazard Mitigation Plan Update was reviewed. Motion by Kirwan, second by Cimpl to approve participation in the Charles Mix County Hazard Mitigation Update and authorize Mayor Thornton as the signatory on that document.

Mike Kazena was present to give department reports. Kazena Reported that they have put up 900 ft of Snow Fence, all the snow removal equipment is prepared for use and they also started getting the Christmas lights up in preparation for the Holidays and some water valve replacements have been completed. The council was also informed that the pool skimmers will be completed by Wednesday.

Houseman, informed the council that they are actively trying to get a date set for an armory meeting to discuss the terms of the lease with the National Guard. The Council was also informed that there was damage to a line on the floor from tape. Houseman explained that the City is holding the deposit from the rental until cost can be determined. Houseman also inquired as to whether the City thought the deposit shall be held since the event was to raise money for the City Pool. The council was also informed that Matt Yost was contacting the company that painted the lines to get cost for repair of the line. Jamie Tjerdsmas and Darcy Kaberna were both present on behalf of the pool committee. They both stated that they would like the cost of repair shared with them so that an insurance claim could be made if necessary. Soukup requested that this item be continued until more information can be presented.

Margaret Doom was present to give her report on behalf of Wagner Area Growth. Doom Reported that she has been working on several projects regarding housing. Doom is in the process of getting a housing study matching grant completed with Augustana University to fund a portion of the study. She has attended meetings regarding a grant to enhance the farmer's market and hire someone thru WAG to oversee planning and execution of the Farmers market and events in connection with the market. Doom

explained that this will be a shared position with Tyndall. Doom also stated that WAG will be the fiscal agent for a childcare crisis grant thru GOED. Doom also shared some of the events for the night of the parade of lights such as Christmas or Holiday scenes on the empty lots along Main Street, having Santa present etc. Doom informed the council that she is working in collaboration with Chamber to plan an event for the Dakota Life Premiere featuring the City of Wagner.

The council reviewed the Planning and Zoning minutes from the October 3, 2023, Meeting. Motion by Kirwan, second by Soukup to accept the minutes from the October 3, 2023, meeting. All in favor, motion carried.

Mayor Thornton reminded the council that had signed up for the Elected Officials Workshop that they needed to go online and complete the course that the City has paid for certain councilman to attend. Mayor Thornton also stated that City Administrator Houseman has been working to get the NEO Gov classes assigned to the employees and the council to show participation in the Safety Benefits program.

Motion by Cimpl, second by Dufur to go into executive session at 9:06 pm for the purpose of personnel in accordance with SDCL 1-25-2. All in favor, motion carried.

Mayor Thornton declared the council out of executive session at 10:23 pm.

Motion by Kirwan, second by Abdouch to adjourn at 10:23 pm. All in favor, motion carried.

Tammy Thornton, Mayor

Attest:

Debra Houseman, City Administrator/Finance Officer