

**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 January meeting was held on Monday, January 6<sup>th</sup>, 2014 at City Hall at 7:00 pm. Present were: Todd Johannsen, President of the Council, Finance Officer, Rebecca Brunsing, City Attorney, Ken Cotton and the following councilpersons: Ron Cuka, Merle Bartunek, Tom Beeson, and Roger Schroeder. Absent: Don Hosek and Ron Fredrich.

The meeting was opened with the Pledge of Allegiance.

The meeting was called to order and the President of the Council called for the approval of the January agenda. Litigation was taken off of the agenda and the pickup that is being surplused is a 1986 not a 1984 pickup. A motion was made by Schroeder, second by Beeson to approve the January agenda as amended. All voted aye, motion carried.

A motion was made by Cuka, second by Bartunek to approve the board of adjustment minutes from December 2<sup>nd</sup>, 2013, the regular meeting minutes from December 2<sup>nd</sup>, 2013 and the special meeting minutes of December 23<sup>rd</sup> and December 30<sup>th</sup>, 2013. All voted aye, motion carried.

A motion was made by Beeson, second by Schroeder to approve the financial statements for December 2013 and the claims for January 2014. All voted aye, motion carried.

**JANUARY 2014 CLAIMS**

**GENERAL**

B & L Communication	supplies	156.50
Charles Mix Historical Society	repairs	500.00
Chas.Mix Law Enforcement	prisoner housing	30.00
City of Wagner	water	858.43
Country Pride	heating	1,351.25
Dave's Service	repair	40.00
IIMC	membership	145.00
Jerome Beverage	oper agree.	444.80
John Conkling	oper agree.	1,678.05
Johnson Brothers	oper.agree.	9,278.88
Mark's Machinery	supplies	7.95
Northwest Vet	prof fees	96.00
Planning & Dev Dist III	prof fees	2,791.00
Republic Natl Beverage	oper agree.	11,086.18
Rog's Auto	supplies	1,399.36
SD Airport Management Assoc	supplies	25.00
SD Assoc. of Code Enforcement	supplies	40.00
SD Building Officials Assoc	prof fees	50.00
SD Govt' FO Association	prof fees	70.00
SD Human Resource Assoc	prof fees	50.00
SD Municipal Street Assoc.	prof fees	35.00

SD Municipal League	prof fees	1,134.70
SD Police Chief's Assoc.	supplies	97.19
Wagner Auto Supply	supplies	144.02
Wagner Chamber of Commerce	dues	625.00
Wipf & Cotton	prof fees	1,072.50

#### **WATER**

Cassandra McNinch	meter refund	100.00
Dawn Andersh	meter refund	59.48
Pitney Bowes	lease	327.00
Randall Community Water	water	12,544.00
SD Assoc of Rural Water	membership	500.00

#### **SEWER**

Blue Tarp Financial	supplies	409.88
Current Solutions	repair	128.47
SD DENR	certifications	36.00
SD DENR	wastewater fee	1,550.00
Yankton Agency BIA	lease pymt	2,847.50

#### **VARIED**

AFLAC	insurance	647.91
First Dakota Bank	petty cash	128.65
Fort Randall Telephone	phone	621.30
SDML Worker's Comp Fund	insurance	13,000.00
Transamerica	insurance	137.20
Voyager Fleet	gas	2,163.63
Wagner Building & Supply	supplies	644.97

#### **DEPARTMENT REPORTS**

Larry Blaha updated the Council on the FEMA grant in reference to bigger culverts being put in on Front Avenue.

#### **EXECUTIVE SESSION**

A motion was made by Bartunek, second by Cuka to enter into executive session at 7:06 pm for proprietary business pursuant to SDCL 1-25-2 (5). All voted aye, motion carried.

The President of the Council declared the Council out at 7:07 pm.

#### **NEW BUSINESS**

The discussion for the new water/maintenance shop was tabled.

A motion was made by Cuka, second by Schroeder to approve for publication a public hearing for a special one-day malt beverage license for the Wagner National Guard for the military ball on March 1<sup>st</sup>, 2014 and set the date for the public hearing on Monday, February 3<sup>rd</sup>, 2014 at 7 pm. All voted aye, motion carried.

A motion was made to purchase a 2014 Ford F350 pickup from the state bids available. All voted aye, motion carried.

A motion was made by Schroeder, second by Beeson to surplus the 1986 Chevy diesel truck and advertise for bids. All voted aye, motion carried.

There was discussion on street projects for the summer of 2014. A motion as made by Beeson, second by Schroeder to approve the improvement project on West Avenue SW from Hwy 46 to 1<sup>st</sup> Street SW and the intersection of Railroad Street and West Avenue SW. All voted aye, motion carried.

A motion was made by Schroeder, second by Bartunek to set the date for the municipal election for April 8<sup>th</sup>, 2014. All voted aye, motion carried.

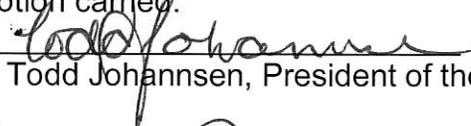
Ruth Bouza was present to discuss a street dance that Custom Touch and Limo and Dudley's Sports Bar would sponsor. Malt beverage licenses and insurance requirements were discussed. Mrs. Bouza was advised to obtain the proper permits and recommendation to have additional security to manage the dance and then proceed forward.

A motion was made by Cuka, second by Schroeder to enter into executive session at 7:34 pm for personnel pursuant to SDCL 1-25-2 (1). All voted aye, motion carried.

The President of the Council declared the Council out of executive session at 8:27 pm.

A motion was made by Schroeder, second by Bartunek to approve the city's employee's wages. The City of Wagner's employees and their wages are as follows: Dave Andrews - \$14.68 per hour; Larry Blaha - \$18.60 per hour; Russell Brown - \$14.07 per hour; Rebecca Brunsing - \$21.02 per hour; Desa' Rae Gravatt - \$15.15; Dustin Hartley - \$15.41 per hour; Mike Jansen - \$18.60 per hour; Marilee Krcil - \$12.93 per hour; Shane Larson - \$14.68 per hour; Brian McGuire - \$14.94 per hour; Neal Moad - \$13.04; Marlin Mouseeau - \$14.00 per hour; Gene Niehus - \$16.62 per hour; Anne Podhradsky - \$13.73 per hour; Nancy Reinbold - \$11.33 per hour; Tim Simonson - \$16.94 per hour; Richard Sully - \$13.04 per hour. All voted aye, motion carried.

A motion was made Beeson, second by Cuka to adjourn the meeting at 8:29 pm. All voted aye, motion carried.

APPROVED   
Todd Johannsen, President of the Council

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 January meeting was held on January 13<sup>th</sup>, 2014 at the Wagner City Hall at 5:30 pm. Present were: Finance Officer, Rebecca Brunsing, City Attorney, Ken Cotton and the following councilpersons: Ron Cuka, Merle Bartunek, Tom Beeson, Roger Schroeder and Todd Johannsen. Absent: Don Hosek and Ron Fredrich.

The meeting opened with the Pledge of Allegiance.

The meeting was called to order and the President of the Council called for the approval of the special meeting agenda. A motion was made by Schroeder, second by Beeson to approve the agenda. All voted aye, motion carried.

**OLD BUSINESS**

This being the time and place for a public hearing on the application for an on-sale liquor operating agreement license for Doggers, TST, Inc. No one appeared on behalf of the application in favor of or against. The Finance Officer noted that the owner, John Tuttle, currently has an on-off sale malt beverage license and that he would forfeit that license, only serving on-sale malt and liquor beverages and no package malt beverages. The President closed the public hearing. A motion was made by Cuka, second by Bartunek to approve the on-sale liquor operating agreement license for Doggers, TST, Inc. All voted aye, motion carried.

**EXECUTIVE SESSION**

A motion was made by Schroeder, second by Beeson to enter into executive session at 5:33 pm for proprietary business pursuant to SDCL 1-25-2 (5). All voted aye, motion carried.

The President declared the council out of executive session at 5:43 pm.

**NEW BUSINESS**

The discussion and/or proceeding forward with a new maintenance shop were tabled.

**EXECUTIVE SESSION**

A motion was made by Bartunek, second by Cuka to enter into executive session at 5:44 pm for personnel reasons pursuant to SDCL 1-25-2 (1). All voted aye, motion carried.

The President declared the council out of executive session at 7:41 pm.

A motion was made by Beeson, second by Bartunek to enter into executive at 7:41 pm for proprietary business pursuant to SDCL 1-25-2 (5). All voted aye, motion carried.

The President declared the council out of executive session at 8:12 pm.

A special council meeting will be scheduled for the one-mile zoning and a housing update with pertinent housing groups and the city council.

A motion was made by Cuka, second by Beeson to adjourn the meeting at 8:16 pm. All voted aye, motion carried.

Approved Todd Johanssen  
Todd Johanssen, President of the Council

Attest Rebecca Brunsing  
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 January meeting was held on Monday, January 27<sup>th</sup>, 2014 at the Wagner City Hall at 5:30 pm. Present were: Finance Officer, Rebecca Brunsing, City Attorney, Ken Cotton and the following councilpersons: Ron Cuka, Merle Bartunek, Tom Beeson, Ron Fredrich, Roger Schroeder and Todd Johannsen. Absent: Don Hosek.

The meeting opened with the Pledge of Allegiance.

The meeting was called to order and the President of the Council called for the approval of the special meeting agenda. A motion was made by Cuka, second by Beeson to approve the agenda. All voted aye, motion carried.

**OLD BUSINESS**

There was discussion again on the Barkl building. Charles Mix County owns the west abandoned portion and because of the dilapidated condition would like to demolish that portion. Neil Von Eschen had approached the council asking if the city would give assistance in helping clean up the area. Discussion followed. A motion was made by Bartunek, second by Fredrich to approve the hold harmless and indemnification agreement between the City of Wagner, Charles Mix County, and Wagner Building and Supply. Discussion followed. The city will contribute \$6,000. All voted aye, motion carried.

Brian McGinnis was present to guide the city council and zoning board through the proposed document and answer any questions or concerns that either board may have had. General discussion followed. It was decided that volunteers that live in the proposed one-mile zoning area would be asked to come to a meeting and give their input on the proposed ETJ. A meeting was tentatively been set for Wednesday, February 5<sup>th</sup>, 2 014 at 5:30 pm at City Hall for the zoning board, volunteers and Mr. McGinnis to meet about the ETJ.

Amanda Bechen gave an update on the Home Address Program.

Bryan Slaba, president of Wagner Area Growth, Sharon J. Haar, President of Wagner Community Housing, Inc., and Jason Von Eschen, member of the Wagner Housing and Redevelopment Commission were present and gave a quarterly update to the city council.

A motion was made by Beeson, second by Schroeder to adjourn the meeting at 7:47 pm. All voted aye, motion carried.

Approved Todd Johansson  
Todd Johansson, President of the Council

Attest Rebecca Brunsing  
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 regular February meeting was held on Monday, February 3<sup>rd</sup>, 2014 at City Hall at 7:00 pm. Present were: Todd Johannsen, President of the Council, Finance Officer, Rebecca Brunsing, City Attorney, Ken Cotton and the following councilpersons: Ron Cuka, Merle Bartunek, Tom Beeson, Ron Fredrich and Roger Schroeder. Absent: Don Hosek.

The meeting was opened with the Pledge of Allegiance.

The meeting was called to order and the President of the Council called for the approval of the February agenda. Approval of the January financial statements was taken off and the executive session for proprietary business was moved to after old business. A motion was made by Schroeder, second by Bartunek to approve the February agenda as amended. All voted aye, motion carried.

A motion was made by Cuka, second by Schroeder to approve the regular meeting minutes from January 6<sup>th</sup>, 2014 and the special meeting minutes of January 13<sup>th</sup> and January 27<sup>th</sup>, 2014. All voted aye, motion carried.

A motion was made by Beeson, second by Schroeder to approve the claims for February 2014. All voted aye, motion carried.

**FEBRUARY 2014**

SALARIES: ADMINISTRATION--\$3,954.41; COUNCIL---\$4,750.00; BUILDINGS--\$1,450.08; BUILDINGS-ARMORY--\$1,093.91; POLICE--\$19,405.97; STREETS--\$3,489.61; LIBRARY--\$5,640.44; ECOMONIC DEVELOPMENT--\$90.00; SEWER--\$9,029.62; WITHHOLDING/SOCIAL SECURITY--\$11,511.32; SD Unemployment--\$93.23

**GENERAL**

Buches-Mission	supplies	833.59
C & B Operations	repair	1,206.48
Card Services	supplies	25.00
Century Link	phone	53.74
Chips Construction	improvements	2,442.86
City of Wagner	water	357.41
Dakota Auto Body	repair	982.73
Dave's Service	repair	188.00
Feddick Dist.	supplies	107.00
Gall's/Quartermaster	supplies	718.39
Giedd Sanitation	prof fees	450.00
Graham Tire	supplies	292.44
Helms & Assoc.	prof fees	992.50
Hillyard	supplies	57.32
Ingram	books	66.64
Jack's Uniforms	supplies	157.75
John Otte	manager fees	825.00

King Koin Laundry	supplies	313.95
McLeods	supplies	212.73
Missouri Sedimentation Action	dues	500.00
Neve's Uniforms	supplies	95.44
Redwood Biotech	supplies	310.50
SD Airport Conference	registration	50.00
Sioux Sales	supplies	42.95
Summit Supply	supplies	516.00
Supplemental Retirement	retirement	150.00
Taser International	supplies	321.06
Wagner Post & Announcer	publishing	254.99
Wagner Printing	supplies	57.00
Weisser Oil	supplies	47.48
Wipf & Cotton	prof fees	1,747.74
YST-THPO	prof fees	446.00

### **WATER**

2 <sup>nd</sup> Street Store	meter refund	25.00
HD Waterworks	supplies	1,171.21
Molly Wright	meter refund	73.38
Randall Community Water	water	12,266.60
Randy Spreckles	meter refund	100.00
SPN	prof fees	693.75
SD One Call	locates	33.75
Terry Larsen	meter refund	76.53
Veretta Kelly	meter refund	58.39

### **SEWER**

G & J Rental	repairs	610.56
SD Dept of Revenue	testing	39.00
USDA Rural Development	loan pymt	1,969.00

### **VARIED**

American General Life	insurance	124.21
AT&T	phone	242.33
Bomgaars	supplies	441.43
First Dakota	petty cash	355.03
Ft. Randall Telephone	phone service	621.30
Great American Leasing	lease	143.12
Northwestern Energy	electric	10,176.58
Quill	supplies	165.29
Reserve Acct	postage	200.00
Transamerica	insurance	137.20
Voyager	gasoline	2,197.04
Wagner Auto Supply	supplies	54.03

### **INCIDENTAL VOUCHERS**

Chas. Mix.Co. Auditor	STOP grant	1,000.00
Commercial State Bank	prof fees	20.00

Dakotacare	insurance	7,011.02
Jan Vilchez	deposit refund	100.00
Johnson Controls	prof fees	6,588.00
Northwestern Energy	electricity	8.00
Office of Child Support	garnishment	1,537.12
S & K Truck Repair	repair	36.00
SD Municipal League	registration	35.00
SD Retirement	retirement	5,438.10
SD Water & Wastewater Assoc	prof fees	20.00
Wagner Super Foods	supplies	37.18

## **DEPARTMENT REPORTS**

The Finance Officer reported on the Wagner Day at the SD legislature that was held on Wednesday, January 29th. The Farmer's Market needs a place to go for the summer. A thought was to have it at the city park and use one of the picnic shelters. The consensus of the Council was to have the farmer's market at the city park.

## **OLD BUSINESS**

Bryan Slaba was present to update the Council on an application that is possible through Dakota Resources that would provide education for the new economic development coordinator to learn about business development in the community to include business retention and expansion. Discussion followed. A motion was made by Beeson, second by Cuka to have Wagner Area Growth apply for the funds/resources and help fund part of the application if needed. All voted aye, motion carried.

Jim Daum was present to discuss spiking permits. Discussion followed. More research will be done with Carol Logan with the Department of Revenue, who specializes in beer and liquor licenses.

This being the time and place for a public hearing on the application for a special one day malt beverage license for Wagner National Guard for the military ball at the Wagner National Guard Armory on March 1<sup>st</sup>, 2014. No one appeared on behalf of the application in favor or against. A motion was made by Cuka, second by Schroeder to approve the special one day malt beverage license for the National Guard. All voted aye, motion carried.

There were no bids received for the 1986 Chevy diesel truck. A motion was made by Cuka, second by Beeson to put the truck on the school auction in the spring. All voted aye, motion carried.

## **EXECUTIVE SESSION**

A motion was made by Schroeder, second by Bartunek to enter into executive session at 7:45 pm for proprietary business pursuant to SDCL 1-25-2 (5). All voted aye, motion carried.

The President of the Council declared the Council out at 8:12 pm.

A motion was made by Bartunek to approve the real estate purchase and exchange agreement between the City of Wagner and Bill E. Hartley for \$25,000 and the exchange of city property described as the south one-half of Lot seventeen (17), Lot sixteen (16), in Block twenty-seven (27), in the Fourth Addition to the town, now city, of Wagner, Charles Mix County, South Dakota for real property owned by Bill E. Hartley's described as: Lots nine(9), ten (10), and eleven (11), in Block twenty-seven (27), in the Fourth Addition to the town, now city, of Wagner, Charles Mix County, South Dakota. The motion was duly second by Schroeder and with no further discussion the motion was unanimously passed.

## **NEW BUSINESS**

There was discussion on a new water/maintenance shop. A motion was made by Fredrich, second by Beeson to contact Jim Schramm, architect from Yankton, and put together a drawing for a new building. All voted aye, motion carried.

A motion was made by Beeson, second by Bartunek to approve the environmental assessment consultation contract from the Yankton Sioux Tribal Historic Preservation Office at the Wagner Municipal airport. All voted aye, motion carried.

A motion was made by Cuka, second by Fredrich to approve a spiking permit for Knights of Columbus at the American Legion on February 9<sup>th</sup>, 2014. All voted aye, motion carried.

A motion as made by Cuka, second by Bartunek to approve the contract for Stockwell Engineers for the improvement project on West Avenue SW from Hwy 46 to 1<sup>st</sup> Street SW and the intersection of Railroad Street and West Avenue SW. All voted aye, motion carried.

A motion was made by Fredrich, second by Beeson to approve for publication a public hearing for a special one-day malt beverage license for the TNT Enterprises for the dart tournament at the Wagner National Guard on March 8<sup>th</sup>, 2014 and set the date for the public hearing on Monday, March 3<sup>rd</sup>, 2014 at 7:00 pm. All voted aye, motion carried.

A motion was made by Schroeder, second by Fredrich to approve the STOP grant contribution for domestic violence education. All voted aye, motion carried.

A motion was made by Bartunek, second by Cuka for the approval of Schoenfish & Co to compile the annual report for 2013. All voted aye, motion carried.

A motion was made by Schroeder, second by Beeson to advertise the following summer positions: summer maintenance, wage range \$9.00-\$12.00 per hour, pool manager at \$12 per hour, assistant pool manager at \$11.00 per hour and lifeguards at \$9.00 per hour. All voted aye, motion carried.

A motion was made by Fredrich, second by Bartunek to enter into executive session at 8:32 pm for personnel pursuant to SDCL 1-25-2 (1), proprietary business pursuant to SDCL 1-25-2 (5) and litigation pursuant to SDCL 1-25-2 (3). All voted aye, motion carried.

The President of the Council declared the Council out of executive session at 9:01 pm.

A motion was made by Schroeder, second by Beeson to move Marlin Mousseau to \$14.50 per hour for completion of probationary period. All vote aye, motion carried.

A motion was made by Cuka, second by Bartunek to move Marliee Krcil to \$14.50 per hour. All voted aye, motion carried.

A motion was made by Schroeder, second by Cuka to hire Jacqueline Miller as full-time Economic Development Coordinator at \$16.00 per hour. All voted aye, motion carried.

A motion was made Fredrich, second by Cuka to adjourn the meeting at 9:04 pm. All voted aye, motion carried.

APPROVED Todd Johansen  
Todd Johansen, President of the Council

Attest: Rebecca Brunsing  
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 February meeting was held on Monday, February 10<sup>th</sup>, 2014 at the Wagner City Hall at 5:30 pm. Present were: Finance Officer, Rebecca Brunsing, City Attorney, Ken Cotton and the following councilpersons: Ron Cuka, Tom Beeson, Ron Fredrich, and Todd Johannsen. Absent: Don Hosek, Merle Bartunek and Roger Schroeder.

The meeting opened with the Pledge of Allegiance.

The meeting was called to order and the President of the Council called for the approval of the special meeting agenda. Proprietary business and litigation was removed from the executive session portion of the agenda. A motion was made by Fredrich, second by Beeson to approve the agenda as amended. All voted aye, motion carried.

**OLD BUSINESS**

The bids were opened for the Wagner Lake Handicap Fishing Pier. The city attorney reviewed the bids submitted. A motion was made by Cuka, second by Fredrich to accept the low bidder, Wagner Building and Supply's bid of \$79,400.00. All voted aye, motion carried.

**EXECUTIVE SESSION**

A motion was made by Beeson, second by Cuka to enter into executive session at 5:33 pm for personnel reasons pursuant to SDCL 1-25-2 (1). All voted aye, motion carried.

The President declared the council out of executive session at 5:39 pm.

A motion was made by Cuka, second by Beeson to accept Dustin Hartley's resignation and advertise for a maintenance person. All voted aye, motion carried.

A motion was made by Beeson, second by Fredrich to adjourn the meeting at 5:40 pm. All voted aye, motion carried.

Approved   
Todd Johannsen, President of the Council

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 regular February meeting was held on Monday, March 3<sup>rd</sup>, 2014 at City Hall at 7:00 pm. Present were: Todd Johannsen, President of the Council, Finance Officer, Rebecca Brunsing, City Attorney, Ken Cotton and the following councilpersons: Ron Cuka, Merle Bartunek, Tom Beeson, Ron Fredrich and Roger Schroeder. Absent: Don Hosek.

The meeting was opened with the Pledge of Allegiance.

The meeting was called to order and the President of the Council called for the approval of the March agenda. A motion was made by Bartunek, second by Beeson to approve the March agenda. All voted aye, motion carried.

A motion was made by Schroeder, second by Cuka to approve the regular meeting minutes from February 3<sup>rd</sup>, 2014 and the special meeting minutes of February 10<sup>th</sup>, 2014. All voted aye, motion carried.

A motion was made by Fredrich, second by Schroeder to approve the financial statements for January and February 2014 and the claims for March 2014. All voted aye, motion carried.

**MARCH 2014**

SALARIES: ADMINISTRATION--\$3,957.02; BUILDINGS--\$1,443.59; BUILDINGS-  
ARMORY--\$1,089.02; POLICE--\$15,243.99; STREETS--\$3,557.26; LIBRARY--  
\$3,968.70; ECOMONIC DEVELOPMENT--\$00.00; SEWER--\$9,066.92;  
WITHHOLDING/SOCIAL SECURITY--\$9,000.95

**GENERAL**

Armour Electric	repair	113.00
Card Services	supplies	484.92
Century Link	phone	55.46
City of Wagner	water	241.63
Dash Medical	supplies	159.70
Giedd Sanitation	prof fees	450.00
G.Larsen Lighting	supplies	292.44
Ingram	books	181.09
John Otte	manager fees	825.00
King Koin Laundry	supplies	249.00
Light & Siren	supplies	1,410.71
Northwest Vet	prof fees	257.63
Reader's Digest	subscription	19.98
Recreation Supply	supplies	52.35
SD Police Chief's Assoc.	registration	75.00
Sioux Sales	supplies	32.90
SD Magazine	subscription	102.00
Wagner Music Boosters	prof fees	40.00
Wagner Post & Announcer	publishing	356.87

Wipf & Cotton	prof fees	637.50
Yankton Janitorial	supplies	169.00

### WATER

Christopher Perry	meter refund	14.29
HD Waterworks	supplies	761.37
Neil Von Eschen	water refund	229.54
Randall Community Water	water	12,053.80

### SEWER

Current Solutions	repair	296.83
SD Dept of Revenue	testing	39.00
USDA Rural Development	loan pymt	1,969.00

### VARIED

AFLAC	insurance	685.77
American General Life	insurance	124.21
AT&T	phone	327.26
Bomgaars	supplies	623.47
First Dakota	petty cash	219.37
Ft. Randall Telephone	phone service	632.37
Great American Leasing	lease	113.96
Northwestern Energy	electric	5,967.75
Quill	supplies	169.14
Reserve Acct	postage	400.00
Transamerica	insurance	137.20
Voyager	gasoline	2,503.93
Wagner Auto Supply	supplies	164.56

### INCIDENTAL VOUCHERS

AFLAC	insurance	635.85
Armour Electric	repair	174.00
Buches	supplies	65.00
Charles Mix Co Law	prisoner housing	70.00
Country Pride	propane	2,686.63
Dakotacare	insurance	7,011.02
Fed Ex	postage	11.47
Hillyard	supplies	96.43
Jerome Beverage	oper.agree.	411.30
John Conkling Dist	oper.agree	1,802.10
Johnson Brothers	oper.agree.	7,137.34
Marks Machinery	supplies	24.60
MC & R Pools	registration	349.00
Office of Child Support	garnishment	852.17
Paytek	prof fees	40.00
Republic National	oper.agree.	17,315.87
Rog's Auto	repairs	1,092.69
SD Assoc of Code Enforcement	registration	50.00
SD Retirement	retirement	4,976.14

State of SD	prof fee	44.00
Supplemental Retirement	retirement	150.00
Wagner Building & Supply	supplies	1,179.05
Wagner Super Foods	supplies	5.76

## **DEPARTMENT REPORTS**

The Finance Officer informed the Council that a letter had been received from the SD Dept. of Game, Fish and Parks giving the go ahead to start on the handicap fishing pier.

The petition period is over for city council positions. Merle Bartunek filed a petition for Ward 1 and Roger Schroeder filed a petition for Ward 3. No petition was filed for Ward 2. Ron Fredrich will serve another term in Ward 2.

## **OLD BUSINESS**

Bryan Slaba was present to update the Council on Dakota Rising application. He indicated that Wagner Area Growth had been selected as a finalist. The next step will be a finalist training that will be held in Wagner on March 12<sup>th</sup>. After the training Mr. Slaba said that a supplementary application will need to be submitted on or before March 24<sup>th</sup>. Mr. Slaba stated that on March 28<sup>th</sup>, the Dakota Rising Communities will be announced. The Council thanked Mr. Slaba for his work on the application and for giving an update.

There was continued discussion on spiking permit and malt beverage/wine/liquor licenses.

John Havranek was present from Wagner Speedway to get approval of additional date to shoot off fireworks at the speedway. A motion was made by Schroeder, second by Bartunek to approve August 8<sup>th</sup> and September 1<sup>st</sup>, 2014 as additional days that the speedway would be allowed to have a fireworks display. All voted aye, motion carried.

Mr. Havranek also is concerned about a culvert and approach going into the entrance on the northwest end of the speedway. He would like to get it extended as trucks and trailers have a hard time making the turn. He is wondering who is responsible for doing that. Discussion followed. An option would be a group project, the speedway provide the culvert and the city would install it and bring in dirt and gravel to put it in. Mr. Havranek said he would take that proposal back to the speedway committee.

This being the time and place for a public hearing on the application for a special one day malt beverage license for TNT Enterprises, Inc for the Midwest Dart Classic at the Wagner National Guard Armory on March 8<sup>th</sup>, 2014. No one appeared on behalf of the application in favor or against. A motion was made by Cuka, second by Fredrich to approve the special one day malt beverage license for the TNT Enterprises, Inc. All voted aye, motion carried.

There was a brief discussion/update of summer street projects.

## **NEW BUSINESS**

There was discussion on a new water/maintenance shop. A preliminary building plan was reviewed by the Council. Questions that Roger Schroeder will get clarification from Jim Schramm are: the type of roof, architect fee, design change and alternate bid on steel or concrete. Schroeder will give an update to the Council at the special meeting to be held on Wednesday, March 12<sup>th</sup>.

There was discussion of water services and connections on residential areas that also have a business designated. This discussion will be continued at the next regular council meeting on April 7<sup>th</sup>, 2014.

A motion was made by Fredrich, second by Bartunek to approve for publication a public hearing for a special one-day malt beverage and liquor license for the Wagner Chamber of Commerce for the Annual Wine Tasting event to be held at the Two Spurs on April 4<sup>th</sup>, 2014 and set the date for public hearing for March 24<sup>th</sup>, 2014. All voted aye, motion carried.

A motion as made by Beeson, second by Bartunek to approve the Notice of Grand Award from the Office of Emergency Management for a Hazard Mitigation Grant which consists of removing existing culverts on Front Avenue SE and replacing them with 3-72" culverts for better drainage. Discussion followed. It is noted that once these culverts are replaced, the area from north of the railroad tracks and from Front Avenue SE to Main Avenue SE will be taken out of the flood plain with the approval of the National Flood Insurance Program. All voted aye, motion carried.

There was discussion of changing the times for when fireworks can be discharged in the city limits to mirror the language of the state law. Discussion followed. A motion was made by Bartunek, second by Fredrich to change the language to mirror the state law. All voted aye, motion carried.

There was discussion of a DOT Small Community Transportation Planning Program Grant. The consensus was to wait until next year, since the application deadline was fast approaching on March 15<sup>th</sup>.

There was discussion of a city wide spring clean up and dump coupons. The spring clean up is set for May 3<sup>rd</sup>, 2014 and the dump coupons will be good for the month of May and June.

A motion was made by Cuka, second by Beeson to approve to advertise for bids for approximately 30,000 square yards of chip sealing. All voted aye.

A motion was made by Cuka, second by Fredrich to approve the purchase of 375 ton of rock for chip sealing. All voted aye, motion carried.

There was discussion of city property that was originally surplusd in 2009. No action was taken.

**EXECUTIVE SESSION**

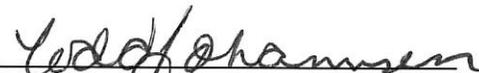
A motion was made by Schroeder, second by Bartunek to enter into executive session at 8:47 pm for personnel pursuant to SDCL 1-25-2 (1), and litigation pursuant to SDCL 1-25-2 (3). All voted aye, motion carried.

The President of the Council declared the Council out of executive session at 9:28 pm.

A motion was made by Fredrich, second by Beeson to approve the following: Miranda Crisman, Pool Manager, at \$12.00 per hour; Jayne Crisman, Assistant Pool Manager, at \$11.00 per hour; Jamie Anderson, second year lifeguard at \$9.50 per hour and Eshaiya Heth, first year lifeguard at \$9.00 per hour. All voted aye, motion carried.

A motion was made Cuka, second by Fredrich to adjourn the meeting at 9:29 pm. All voted aye, motion carried.

APPROVED



Todd Johannsen, President of the Council

Attest:

  
Rebecca Brunsing, Finance Officer

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 March meeting was held on Wednesday, March 12<sup>th</sup>, 2014 at the Wagner City Hall at 5:30 pm. Present were: Finance Officer, Rebecca Brunsing, City Attorney, Ken Cotton and the following councilpersons: Ron Cuka, Merle Bartunek, Tom Beeson, Ron Fredrich, Roger Schroeder and Todd Johannsen. Absent: Don Hosek.

The meeting opened with the Pledge of Allegiance.

The meeting was called to order and the President of the Council called for the approval of the special meeting agenda. A motion was made by Cuka, second by Schroeder to approve the agenda. All voted aye, motion carried.

**OLD BUSINESS**

A motion was made by Schroeder, second by Bartunek to change the public hearing date from March 24<sup>th</sup> to March 31<sup>st</sup>, 2014 for the Wagner Chamber of Commerce special one-day malt beverage and liquor license. All voted aye, motion carried.

There was discussion on the updated drawing of the city maintenance building. Roger Schroeder will contact Jim Schramm with a few adjustments and bring a final draft to the special meeting on March 31<sup>st</sup>, 2014 at 7:00 pm.

**NEW BUSINESS**

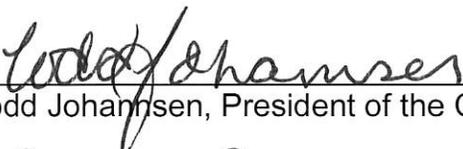
A motion was made by Fredrich, second by Beeson to approve for publication a special one-day malt leverage and liquor license application for the American Legion at the American Legion building on April 6<sup>th</sup>, 2014 and set the date for the public hearing at 5:30 pm for March 31<sup>st</sup>, 2014 at 5:30 pm. All voted aye, motion carried.

**EXECUTIVE SESSION**

A motion was made by Beeson, second by Cuka to enter into executive session at 6:00 pm for personnel reasons pursuant to SDCL 1-25-2 (1). All voted aye, motion carried.

The President declared the council out of executive session at 6:45 pm.

A motion was made by Cuka, second by Fredrich to adjourn the meeting at 6:50 pm. All voted aye, motion carried.

Approved   
Todd Johannsen, President of the Council

Attest   
Rebecca Brunsing, Finance Officer

Published once at the approximate cost of \$ \_\_\_\_\_.

**MEETING OF THE COMMON COUNCIL AS THE LOCAL BOARD OF  
EQUALIZATION OF THE CITY OF WAGNER, CHARLES-MIX COUNTY,  
SOUTH DAKOTA**

The City Council convened at 5:30 p.m. on Monday, March 17<sup>th</sup>, 2014 as the Board of Equalization. Present were: President of the Council, Todd Johannsen, Finance Officer, Rebecca Brunsing, and the following Councilpersons: Ron Cuka, Merle Bartunek, Tom Beeson, and Ron Fredrich. Absent: Roger Schroeder, Don Hosek and Ken Cotton. Others present: Dennis Merkwan, School Board Member.

The President of the Council called the meeting to order stating that the purpose of the meeting was to review the tax assessment roll. A motion was made by Cuka, second by Bartunek to approve the agenda. All voted aye, motion carried.

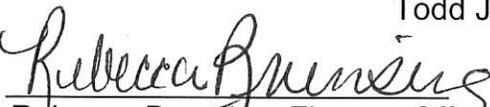
The Board of Equalization reviewed the tax assessment roll. The President of the Council asked if there were any other questions or disagreements with the tax assessments presented before them. They indicated there were no questions and were satisfied with the tax assessment roll as presented. A motion was made by Bartunek, second by Beeson to accept the tax assessment roll. All voted aye, motion carried.

A motion was made by Cuka, second by Bartunek to adjourn at 5:35 pm. All voted aye, motion carried.

APPROVED

  
\_\_\_\_\_  
Todd Johannsen, President of the Council

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 March meeting was held on Monday, March 17<sup>th</sup>, 2014 at the Wagner City Hall at 5:30 pm. Present were: President of the Council, Todd Johannsen, Finance Officer, Rebecca Brunsing, and the following councilpersons: Ron Cuka, Merle Bartunek, Tom Beeson, Ron Fredrich, and Todd Johannsen. Absent: Roger Schroeder, Don Hosek and Ken Cotton.

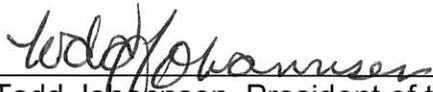
The meeting was called to order and the President of the Council called for the approval of the special meeting agenda. A motion was made by Beeson, second by Bartunek to approve the agenda. All voted aye, motion carried.

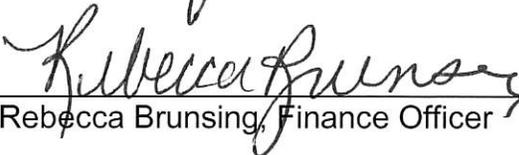
**EXECUTIVE SESSION**

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

The President declared the council out of executive session at 5:55 pm.

A motion was made by Beeson, second by Bartunek to adjourn the meeting at 5:55 pm. All voted aye, motion carried.

Approved   
Todd Johannsen, President of the Council

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 March meeting was held on Monday, March 31<sup>st</sup>, 2014 at the Wagner City Hall at 7:00 pm. Present were: Mayor Don Hosek, Finance Officer, Rebecca Brunsing, City Attorney, Ken Cotton and the following councilpersons: Ron Cuka, Merle Bartunek, Tom Beeson, Ron Fredrich, Roger Schroeder and Todd Johannsen. Absent: None.

The Pledge of Allegiance was recited.

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

**OLD BUSINESS**

This being the time and place for a public hearing on a one-day special malt beverage and liquor license for the American Legion on April 6<sup>th</sup>, 2014 at the American Legion. No one appeared either in favor of or against the application. A motion was made by Fredrich, second by Cuka to approve the application for the American Legion. All voted aye, motion carried.

This being the time and place for a public hearing for a special one-day malt beverage and liquor license for the Wagner Chamber of Commerce on April 4<sup>th</sup>, 2014 at the Two Spurs. No one appeared wither in favor of or against the application. A motion was made by Bartunek, second by Beeson to approve the application for the Wagner Chamber of Commerce. All voted aye, motion carried.

There was a lengthy discussion on the draft copy of the building plans. The subject was tabled until the council meeting on April 7<sup>th</sup>, 2014.

**NEW BUSINESS**

A motion was made by Cuka, second by Schroeder to approve and extend the closing date of the Hartley/City of Wagner property/land agreement from March 1<sup>st</sup>, 2014 to July 1<sup>st</sup>, 2014. All voted aye, motion carried.

A motion was made to approve the claim to Country Ford for a 2014 Ford F 350 pickup for \$24,077.00. All voted aye, motion carried.

Estimates were reviewed for materials and installation of a fence at the city shop building. A motion was made by Johannsen, second by Beeson to approve the estimate from Bouza Construction for \$3,226.00. Five voted aye, Bartunek voted nay, motion carried.

A motion was made to approve the abatement of taxes for Parkview Villa, Inc. because of tax exempt status. Discussion followed. All voted aye, motion carried.

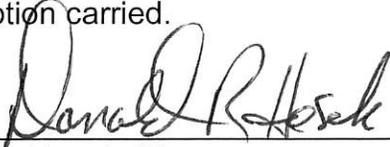
**EXECUTIVE SESSION**

A motion was made by Johannsen, second by Cuka to enter into executive session at 7:58 pm for personnel reasons pursuant to SDCL 1-25-2 (1). All voted aye, motion carried.

The Mayor declared the council out of executive session at 8:30 pm.

A motion was made by Johannsen, second by Cuka to advertise for a full-time City Clerk position in the Finance Office. All voted aye, motion carried.

A motion was made by Beeson, second by Cuka to adjourn the meeting at 8:31 pm. All voted aye, motion carried.

Approved   
Don Hosek, 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 regular April meeting was held on Monday, April 7<sup>th</sup>, 2014 at City Hall at 7:00 pm. Present were: Mayor Don Hosek, Finance Officer, Rebecca Brunsing, City Attorney, Ken Cotton and the following councilpersons: Ron Cuka, Merle Bartunek, Tom Beeson, Ron Fredrich, Roger Schroeder and Todd Johannsen. Absent: None.

The meeting was opened with the Pledge of Allegiance.

The meeting was called to order and the Mayor called for the approval of the April agenda. The approval of the March 3<sup>rd</sup> regular meeting minutes was added. A motion was made by Schroeder, second by Beeson to approve the April agenda as amended. All voted aye, motion carried.

A motion was made by Cuka, second by Bartunek to approve the regular meeting minutes from March 3<sup>rd</sup>, 2014, special meeting minutes of March 12<sup>th</sup>, 2014, board of equalization minutes from March 17<sup>th</sup>, 2014, special meeting minutes of March 17<sup>th</sup>, 2014, and special meeting minutes from March 31<sup>st</sup>, 2014. All voted aye, motion carried.

A motion was made by Johannsen, second by Schroeder to approve the financial statements for March 2014 and the claims for April 2014. All voted aye, motion carried.

**APRIL 2014**

SALARIES: ADMINISTRATION--\$3,421.02; BUILDINGS--\$1,370.42; BUILDINGS-ARMORY--\$1,033.83; POLICE--\$12,985.11; STREETS--\$3,708.38; LIBRARY--\$3,590.39; ECONOMIC DEVELOPMENT--\$00.00; SEWER--\$6,455.25; WITHHOLDING/SOCIAL SECURITY--\$7,463.71

**GENERAL**

Arens Engineering	prof fees	5,550.00
Armour Electric	repair	99.00
Best Propane	supplies	48.00
Brock White	supplies	1,927.50
Card Services	supplies	25.00
Century Link	phone	54.18
City of Wagner	water	264.79
Country Pride	propane	402.50
Custom Touch & Limo	supplies	86.00
Dave's Service	repair	7.50
Ecolab	prof fees	117.00
Giedd Sanitation	prof fees	450.00
Heiman Fire Equipment	prof fees	453.31
Helms & Associates	prof fees	5,717.10
Holiday Inn	travel	88.79
Ingram	books	307.53
Intoximeters	supplies	600.00

Jerome Beverage	oper agree	414.90
Jim Bastemeyer	repair	57.17
John Otte	manager fees	825.00
John Conkling	oper agree	1,062.60
Johnson Brothers	oper agree	8,012.59
Marks Machinery	supplies	225.00
King Koin Laundry	supplies	219.50
McLeods	supplies	136.25
Northwest Vet	prof fees	100.00
Potomac Aviation	prof fees	250.00
Quill	supplies	105.09
Ranger Rick	subscription	14.954
Reader's Digest	subscription	19.98
Recreation Supply	supplies	884.52
Republic National	oper agree	4,802.38
Rogs Auto	repair	135.00
Schoenfish	prof fees	900.00
Spencer Quarries	supplies	1,450.00
Wagner Auto	supplies	84.84
Wagner Printing	supplies	96.00
Wipf & Cotton	prof fees	1,050.00

#### **WATER**

Adam Kafka	meter refund	18.97
Best Western-Aberdeen	travel	156.00
Best Western-Sioux Falls	travel	219.98
HD Waterworks	supplies	369.14
Mike Jansen	travel	195.79
Pitney Bowes Credit Corp	lease pymt	327.00
Randall Community Water	water	12,500.30

#### **SEWER**

Current Solutions	repair	190.00
Dakota Supply Group	supplies	200.35
SD Dept of Revenue	testing	39.00
USDA Rural Development	loan pymt	1,969.00

#### **VARIED**

AFLAC	insurance	519.89
American General Life	insurance	103.47
AT&T	phone	244.68
Bomgaars	supplies	565.98
First Dakota	petty cash	166.93
Ft. Randall Telephone	phone service	629.49
Great American Leasing	lease	159.72
Northwestern Energy	electric	8,291.86
Reserve Acct	postage	400.00
Voyager	gasoline	2,475.26
Wagner Building & Supply	supplies	124.31

Wagner Post & Announcer	publishing	555.85
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**INCIDENTAL VOUCHERS**

Buches	supplies	120.00
Charles Mix Co Law	prisoner housing	20.00
Country Ford	pickup	24,077.00
Country Pride	propane	3,047.50
Dakotacare	insurance	7,011.02
Fed Ex	postage	14.40
First Dakota Bank	petty cash	333.25
James Drug	supplies	4.47
Jerome Beverage	oper.agree.	230.40
John Conkling Dist	oper.agree	683.05
Johnson Brothers	oper.agree.	12,035.07
Marks Machinery	supplies	8.88
Northwestern Energy	electricity	2,959.84
Office of Child Support	garnishment	314.39
Republic National	oper.agree.	13,508.07
SD Retirement	retirement	4,424.47
SD Assoc. of Code Enforcement	registration	100.00
SD Municipal League	registration	380.00
SD Municipal Street Maint.Assoc	registration	50.00
Supplemental Retirement	retirement	150.00
Wagner Building & Supply	supplies	916.12
Wagner Post & Announcer	publishing	525.00
Wagner Printing	supplies	34.20
Wagner Super Foods	supplies	72.85

**DEPARTMENT REPORTS**

Larry Blaha informed the council that Mike Kazena had started his employment with the city today, April 7<sup>th</sup>, 2014 as maintenance worker. He also stated that the new maintenance pickup was ready for delivery that the city obtained off the state bid.

**OLD BUSINESS**

The bids for the chip sealing project were opened. A motion was made by Johannsen, second by Schroeder to accept the bid from Topkote, Inc. for \$1.02 per square yard or approximately \$30,600.00. All voted aye, motion carried.

Discussion followed on a final city shop building plan. A motion was made by Cuka, second by Bartunek to approve plans for a metal building, standing seam roof with a 112 pitch and have Jim Schramm draw up the building plans and specifications and proceed with the bidding process. Four voted aye, Johannsen and Bartunek voted nay, motion carried.

**NEW BUSINESS**

Estimates were reviewed on replacing three windows and the main entrance door to the finance office and adding another window on the south side of the finance office building. Discussion followed. A motion was made by Johannsen, second by Fredrich to approve an estimate of \$4,443.12 for the replacement of three windows, a door, and a new window for the finance office. All voted aye, motion carried.

A motion was made by Beeson, second by Bartunek, to approve a spiking permit for Hubbs Agency, Inc. at the American Legion on July 15<sup>th</sup>, 2014. All voted aye, motion carried.

A motion was made by Cuka, second by Johannsen to approve for publication a public hearing for a special one-day malt beverage license for the Custom Touch and Limo for a street dance to be held in front of their business on June 14<sup>th</sup>, 2014 and set the date for public hearing on May 5<sup>th</sup>, 2014 at 7 pm. All voted aye, motion carried.

A motion as made by Beeson, second by Bartunek to approve the Notice of Grand Award from the Office of Emergency Management for a Hazard Mitigation Grant which consists of removing existing culverts on Front Avenue SE and replacing them with 3-72" culverts for better drainage. Discussion followed. It is noted that once these culverts are replaced, the area from north of the railroad tracks and from Front Avenue SE to Main Avenue SE will be taken out of the flood plain with the approval of the National Flood Insurance Program. All voted aye, motion carried.

A motion was made by Johannsen, second by Beeson to surplus a 1980 something JD 322 mower/snow blower. All voted aye, motion carried.

### **EXECUTIVE SESSION**

A motion was made by Schroeder, second by Johannsen to enter into executive session at 7:33 pm for personnel pursuant to SDCL 1-25-2 (1), and proprietary business pursuant to SDCL 1-25-2 (5). All voted aye, motion carried.

The Mayor declared the Council out of executive session at 7:52 pm.

A motion was made by Cuka, second by Johannsen to approve the following: Megan Kocer, second year lifeguard at \$9.50 per hour, Tayleigh Kaup, second year lifeguard at \$9.50 per hour, Kathleen Juffer, second year lifeguard at \$9.50 per hour, Josh Davies, second year lifeguard at \$9.50 per hour and Promise Mace, first year lifeguard at \$9.00 per hour. All voted aye, motion carried.

A motion was made by Beeson, second by Fredrich to approve the following: Dalton Soulek, summer maintenance at \$10.00 per hour, Jacob Knvigne, summer maintenance at \$10.00 per hour, and Sydney Breen summer maintenance at \$10.00 per hour. All voted aye, motion carried.

A motion was made by Bartunek, second by Beeson to increase Nancy Reinbold to \$11.83 per hour for successful completion of probationary period. All voted aye, motion carried.

A nuisance item was discussed.

A motion was made Schroeder, second by Fredrich to adjourn the meeting at 8:00 pm.  
All voted aye, motion carried.

APPROVED Donald Hosek  
Donald Hosek, Mayor

Attest: Rebecca Brunsing  
Rebecca Brunsing, Finance Officer

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 April meeting was held on Monday, April 21<sup>st</sup>, 2014 at the Wagner City Hall at 5:45 pm. Present were: Mayor Don Hosek, Finance Officer, Rebecca Brunsing, City Attorney, Ken Cotton and the following councilpersons: Ron Cuka, Merle Bartunek, Tom Beeson, and Todd Johannsen. Absent: Ron Fredrich, Roger Schroeder.

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

**NEW BUSINESS**

Lynn Soukup was present to request fund for the spring baseball and American Legion baseball teams. Discussion followed. A motion was made by Johannsen, second by Beeson to approve the request and donate \$500 to the spring baseball team. All voted aye, motion carried. A motion was made by Johannsen, second by Bartunek to approve a request for the American Legion Baseball team of \$500. All voted aye, motion carried.

**EXECUTIVE SESSION**

A motion was made by Beeson, second by Johannsen to enter into executive session at 5:53 pm for personnel reasons pursuant to SDCL 1-25-2 (1) and proprietary business pursuant to SDCL 1-25-2 (5). All voted aye, motion carried.

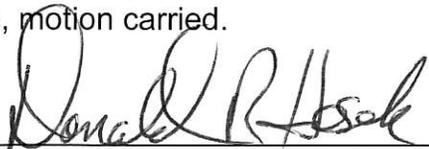
The Mayor declared the council out of executive session at 6:26 pm.

A motion was made by Beeson, second by Johannsen to hire Delaynie Dickerson for summer seasonal maintenance for \$10.00 per hour. All voted aye, motion carried.

There was additional discussion on the donations of summer recreation programs and also parking on busy streets. No action was taken.

A motion was made by Johannsen, second by Bartunek to adjourn the meeting at 6:40 pm. All voted aye, motion carried.

Approved

  
\_\_\_\_\_  
Don Hosek, Mayor

Attest

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

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 regular May meeting was held on Monday, May 5<sup>th</sup>, 2014 at City Hall at 7:00 pm. Present were: Mayor Don Hosek, Finance Officer, Rebecca Brunsing, City Attorney, Ken Cotton and the following councilpersons: Ron Cuka, Merle Bartunek, Tom Beeson, Ron Fredrich, Roger Schroeder and Todd Johannsen. Absent: None.

The meeting was opened with the Pledge of Allegiance.

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

A change needed to be made on the April 7<sup>th</sup>, 2014 meeting minutes. The motion on moving forward with the new city shop was second by Schroeder, not Bartunek. A motion was made by Bartunek, second by Beeson to approve the regular meeting minutes from April 7th, 2014, as amended, special meeting minutes of April 21<sup>st</sup>, 2014, and board of equalization minutes from April 21<sup>st</sup>, 2014. All voted aye, motion carried.

A motion was made by Cuka, second by Fredrich to approve the financial statements for April 2014 and the claims for May 2014. All voted aye, motion carried.

**MAY 2014**

SALARIES: ADMINISTRATION--\$4,393.19; BUILDINGS--\$1,421.54; BUILDINGS-ARMORY--\$1,072.38; POLICE--\$15,501.72; STREETS--\$3,664.21; LIBRARY--\$3,781.94; ECOMONIC DEVELOPMENT--\$00.00; SEWER--\$7,361.26; WITHHOLDING/SOCIAL SECURITY--\$9,672.61; UNEMPLOYMENT INSURANCE--\$862.16.

**GENERAL**

Arens Engineering	prof fees	1,850.00
Best Western-Pierre	travel	474.95
Best Western-Sioux Falls	travel	185.98
Bryan Rock Products	supplies	487.49
C & B Operations	repairs	437.97
Card Services	supplies	717.15
Century Link	phone	54.24
Charles Mix Co Auditor	repayment	12,776.94
City of Wagner	water	365.19
Giedd Sanitation	prof fees	450.00
Helms & Associates	prof fees	18,692.22
Honomichl Design	supplies	31.92
Ingram	books	302.46
Intoximeters	supplies	600.00
John Otte	manager fees	825.00
King Koin Laundry	supplies	219.50
Kokesh Repair	supplies	56.98

Northeast Wisconsin Tech Coll	registration	350.00
Northwest Vet	prof fees	30.00
O'Neil Pest	prof fees	50.00
Opperman Inc.	trucking	3,453.67
Parents	subscription	7.99
Paytek	prof fees	40.00
Randall RC&D	prof fees	100.00
Ryan Rucktaschel	prof fees	125.00
SD Govt Finance Officers Assoc	registration	150.00
SD Human Resources	registration	100.00
Spencer Quarries	supplies	2,941.60
Steven Fousek	trucking	966.00
Van Diest Supply	supplies	807.50
Upstart	supplies	54.25
Wagner Legion Baseball	donation	500.00
Wagner Spring Baseball	donation	500.00
Weisser Oil	supplies	566.38
Wipf & Cotton	prof fees	1,368.08
Yankton Janitorial	supplies	227.70

#### **WATER**

Jeff Sand	meter refund	29.49
Jennifer Hansmann	meter refund	52.40
Jesse Pravecsek	meter refund	25.00
HD Waterworks	supplies	51.44
Randall Community Water	water	13,446.50
Wagner Printing	supplies	61.00

#### **SEWER**

SD Dept of Revenue	testing	216.00
USA Bluebook	supplies	193.67
USDA Rural Development	loan pymt	1,969.00

#### **VARIED**

AFLAC	insurance	569.81
American General Life	insurance	113.84
AT&T	phone	248.28
Bomgaars	supplies	537.27
Business Forms	supplies	425.96
Current Solutions	repairs	1,508.98
Dave's Service	repairs	181.00
First Dakota	petty cash	238.63
Ft. Randall Telephone	phone service	633.49
Great American Leasing	lease	113.96
Northwestern Energy	electric	9,233.08
Reserve Acct	postage	500.00
SD Retirement	retirement	5,013.17
Transamerica	insurance	137.20
Voyager	gasoline	2,663.11
Wagner Building & Supply	supplies	718.30

Wagner Post & Announcer	publishing	1,059.51
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### **INCIDENTAL VOUCHERS**

Charles Mix Co Law	prisoner housing	10.00
Dakotacare	insurance	6,107.24
First National Bank	SRF Pymt	1,458.33
First National Bank	SRF Pymt	2,358.30
First National Bank	SRF Pymt	6,250.00
Office of Child Support	prof fees	250.00
S & K Truck Repair	supplies	70.00
SD One Call	prof fees	6.15
SD Public Assurance Alliance	insurance	152.00
Supplemental Retirement	retirement	150.00
USDA Rural Development	loan pymt	1,969.00
Wagner Super Foods	supplies	3.99

### **DEPARTMENT REPORTS**

Larry Blaha and the Mayor commented that the spring clean up went well on Saturday but more volunteers would have been welcomed. Mr. Blaha also reported that the tentative bid opening date for the West Avenue/Railroad project will be June 2, 2014.

### **OLD BUSINESS**

This being the time and place for a public hearing for a special one-day malt beverage license for Custom Touch and Limo for a street dance on June 14<sup>th</sup>, 2014. Ruth Bouza, owner was present to inform the council of the plan they have set for that night. There will be a BBQ and a DJ for a dance in the evening. It is not expected to go late. Mary Irwin, a neighbor across the street, was concerned about the noise late at night, access in and out of her driveway and her property being damaged by people attending the event. Discussion followed. The street will be blocked off, but Ms. Irwin's driveway will not be blocked. Custom Touch in Limo has hired extra security for the event to make sure everything runs smoothly. More discussion followed. A motion was made by Johannsen, second by Schroeder to approve the special one-day malt beverage license to Custom Touch and Limo for June 14<sup>th</sup>, 2014.

A motion was made by Schroeder, second by Beeson to approve the soil testing and topographic survey for the city shop building from McLauri Engineering for \$4,800.00. Four voted aye, Johannsen, Bartunek voted nay, motion carried.

Vern Arens was present for the bid opening for the construction of Wagner 2014 Front Avenue. One bid was received from Wagner Building and Supply. Vern Arens left the room to calculate the accuracy of the bid submitted.

Mayor Don Hosek declared the Council adjourned at 7:33 pm.

The Council reconvened for reorganization at 7:33 pm.

Presentations of Certificates of Election were presented to Merle Bartunek for Ward I, and Roger Schroeder for Ward III. A certificate of Appointment was issued to Ron Fredrich for Ward II.

The Finance Officer administered oaths of office. The City Attorney administered an oath of office to the Finance Officer.

Nominations for President of the Council were taken. A motion was made by Schroeder and second by Cuka to nominate Todd Johannsen for President of the Council. Schroeder made a motion, seconded by Beeson that nominations cease and cast a unanimous ballot. All voted aye, motion carried.

Nominations for Vice President were taken. A motion was made by Cuka, second by Johannsen to nominate Merle Bartunek for Vice President of the Council. A motion was made by Fredrich, second by Beeson that nomination cease and cast a unanimous ballot. All voted aye, motion carried.

The Mayor then announced his appointments and assignments for the next year. They are as follows:

## **MAYOR'S APPOINTMENTS** 2014 **COUNCIL ASSIGNMENTS**

**WATER DEPARTMENT:**

Water, Sewer & Lagoon  
Assistant:

Roger Schroeder  
Tom F. Beeson

**STREET DEPARTMENT:**

Streets, Alleys & Sidewalks  
Assistant:

Tom F. Beeson  
Roger Schroeder

**POLICE DEPARTMENT:**

Police, Civil Defense & Emergency Manag.  
Assistant:

Todd Johannsen  
Merle Bartunek

**PARKS & RECREATION & LIBRARY DEPT:**

City Parks, Swimming Pool, Ballparks, Wagner Lake  
& Library  
Assistant:

Merle Bartunek  
Todd Johannsen

**AIRPORT, BUILDINGS, LIQUOR DEPT, & CITY LEASES:**

Liquor Agreements, Boys & Girls Club, Armory Board,

Commodity, Saddle Club & Race Track Leases,  
Airport Development, Buildings & Insurance  
Assistant:

Ron Fredrich  
Ron Cuka

**CITY ADMINISTRATION:**

Finance Office, & Economic Development  
Assistant:

Ron Cuka  
Ron Fredrich

**CHIEF OF POLICE**

**Officers:**

Tim Simonsen  
Desa'Rae Gravatt, Dave Andrews, Shane Larson,  
Brian McGuire, Gene Niehus, Derik Laska, Neal  
Moad and Richy Sully.

**FINANCE OFFICER:**

**Deputy Finance Officer:**

Rebecca Brunsing  
Marilee Krcil

**CITY ATTORNEY:**

Wipf & Cotton Law Firm; Ken Cotton

**MAYOR'S APPOINTMENTS**

2014

**COUNCIL ASSIGNMENTS**

**CITY ENGINEER:**

SPN & Associates, Arens Engineering, & Helms & Assoc.,  
Stockwell Engineers, and Schramm Architects.

**ECONOMIC DEVELOPMENT COORDINATOR:**

Vacant

**CITY HALL/ARMORY CUSTODIAN:**

Russell Brown

**STREET SUPERINTENDENT:**

Larry Blaha

**WATER & WASTEWATER SUPERINTENDENT:**

Mike Jansen

**CITY MAINTENANCE EMPLOYEES:**

Michael Kazena

**LIBRARIAN:**

**Library Aide:**

Anne Podhradsky  
Nancy Reinbold

**LIBRARY BOARD:**

Merle Bartunek, Council Representative; Guriene  
McGuire; Brad Roth; Bob Humphrey; Sylvia Beeson, Jan  
Twitero

**CIVIL DEFENSE:**

Tim Simonsen, Director

**Assistants:** Orv Tolliver, Gene Niehus, Whitey Tolliver, Chad Peters, Jim Jaeger, Mike Kotab, Jim Daum, David LaCompte and Robert Kazena.

**HEALTH BOARD:** The Mayor, Chairperson  
Dr. David Isebrands, Beth Schroeder, P.A., Dr. Chris Friedel

**PLANNING & ZONING COMMISSION:** WARD I: Vern Twitero; WARD II: John Greger; WARD III: Chad Peters; Justin Bouza, Chairman, at large, Mystic Archambeau, Ken Cotton, advisor.

**SOUTHERN MISSOURI RECYCLING & WASTE MANAGEMENT:**  
Todd Johannsen, Council Representative  
Sharon J. Haar, Alternate

**RANDALL RESOURCE CONSERVATION AND DEVELOPMENT:**  
Vacant

**HOUSING & REDEVELOPMENT COMMISSION:**  
Scott Podhraskdy, Ken McEntee, Julie Alderink, Jackie Brecke, and Jason Von Eschen.

## **NEW BUSINESS**

A motion was made by Cuka, second by Schroeder to approve \$1,000.00 donation for the Wagner Girls Softball program. All voted aye, motion carried.

Joe Blaha was present to request funds for the Pee Wee and Midget baseball program. He also commented that they have another team started, Wee Pees and was requesting funds for them also. A motion was made by Fredrich, second by Bartunek, to approve a \$1,500.00 donation for the boys youth baseball program. All voted aye, motion carried.

Vern Arens entered the council room again and stated that the calculations for the bids were correct. A motion was made by Cuka, second by Johannsen, to accept the bid from Wagner Building and Supply for the Front Avenue Culverts Replacement Project in the amount of \$185,787.00. All voted aye, motion carried.

The following ordinance was placed on its first reading:

### **ORDINANCE NO. 2014-01**

**AN ORDINANCE REPEALING EXISTING WAGNER MUNICIPAL CODE §5-1-10(b) RELATING TO DISCHARGE OF FIREWORKS, AND REPLACING SAID §5-1-10(b) WITH THE LANGUAGE SET FORTH BELOW.**

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

Section 1. PURPOSE. The purpose of this ordinance is to repeal in its entirety Wagner Municipal Code §5-1-10(b) Discharge of Fireworks.

Section 2. WAGNER MUNICIPAL CODE §5-1-10(b) Discharge of Fireworks is hereby replaced with the following language:

Fireworks may be discharged within the city limits of Wagner, South Dakota, during the period beginning June 27<sup>th</sup> and extending through the end of the first Sunday after July 4<sup>th</sup> and during the period beginning December 28<sup>th</sup> and extending through January 1<sup>st</sup> of each year from and after the effective date of this ordinance.

Section 3. The daily times where fireworks shall be allowed to be discharged within the city limits of Wagner, South Dakota, shall be from 8:00 o'clock a.m. to 10:00 o'clock p.m. of each day as set forth above, with the exception of July 4<sup>th</sup> of each year when fireworks may be discharged within the city limits of Wagner, South Dakota, from 8:00 o'clock a.m. to 12:00 a.m. on July 5<sup>th</sup> of each year.

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 immediately upon the passage and publication hereof.

Dated this 5th day of May, 2014.

The motion for the adoption of the foregoing ordinance was made by Fredrich seconded by Bartunek. Upon roll call vote being taken, those voting AYE: Johannsen, Schroeder, Fredrich, Beeson, Bartunek, and Cuka. Those voting NAY: None. Absent: None. Those abstaining: None. Motion carried.

First Reading: May 5<sup>th</sup>, 2014  
Second Reading and Adoption:  
Effective Date:  
Published:

  
\_\_\_\_\_  
Donald R. Hosek, Mayor

ATTEST:

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

(SEAL)

A motion was made by Beeson, second by Johannsen to approve the following malt beverage on/off sale licenses: Alco, Buche Foods, Bob's Liquor, Casey's K's Qwik

Stop, Valley Pump, Wagner Super Foods, Wagner Super Foods Liquor, Wagner Speedway, Wagner Theater, Inc. and Weisser Oil. All voted aye, motion carried.

A motion was made by Fredrich, second by Johannsen to surplus city property described as Lots 7 & 8, Block 30, 4<sup>th</sup> Addition, City of Wagner, Charles Mix County, South Dakota. All voted aye, motion carried.

A motion was made by Fredrich, second by Schroeder to approval the proposal received from Shaykett Appraisal Co., Inc. for \$7,000.00 for the land appraisals for the land acquisition project at the Wagner Municipal Airport. All voted aye, motion carried.

A motion was made by Cuka, second by Beeson to approve the wildlife fence improvement project at the Wagner Municipal Airport and advertise for bids. All voted aye, motion carried.

### **EXECUTIVE SESSION**

A motion was made by Beeson, second by Bartunek to enter into executive session at 8:21 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 8:45 pm.

A motion was made by Johannsen, second by Cuka to approve the following memorandum. All voted aye, motion carried.

## **MEMORANDUM OF UNDERSTANDING CITY OF WAGNER/WAGNER AREA GROWTH, INC. MAY 5, 2014**

MEMORANDUM OF UNDERSTANDING made and entered into on the 5th day of May, 2014, by and between the City of Wagner, a South Dakota Political Subdivision, of PO Box 40, Wagner, SD 57380 Post Office, hereinafter referred to as "First Party," and Wagner Area Growth, Inc., a South Dakota Nonprofit Corporation, of PO Box 370, Wagner, SD 57380 Post Office, hereinafter referred to as "Second Party."

WITNESSETH:

WHEREAS, First Party, Second Party and other interested individuals and entities within the Wagner, Charles Mix County, SD area, having been considering the most beneficial and practical way in which to fill the currently-open position of Economic Development Coordinator for the Wagner area; and

WHEREAS, First Party and Second Party have come to an agreement which they wish to memorialize with this Memorandum of Understanding regarding the hiring of an Economic Development Coordinator; therefore, and in

CONSIDERATION of the mutual promises and covenants herein contained, First Party and Second Party agree as follows:

1. The City of Wagner will agree to fund a portion of the costs of Second Party hiring an Economic Development Coordinator to serve the Wagner area.

2. Second Party will secure additional funding from various entities and/or individuals that may be interested in contributing to the hiring of the Economic Development Coordinator.

3. Second Party will identify and find any funds over and above the \$45,000 that will be funded by First Party regarding the salary, benefits, etc. for the new Economic Development Coordinator.

4. This Memorandum of Understanding envisions a term initially of one year, from and after May 5, 2014, and terminating on April 30, 2015. The parties hereto further agree that this Memorandum of Understanding may be extended by mutual agreement of the parties for like one-year intervals, or may be amended in its entirety and/or replaced with a new agreement between the parties at any time in the future based upon both parties consenting to any said amendments and/or replacements of this Memorandum of Understanding.

5. This Memorandum of Understanding is subject to termination by either First Party or Second Party upon sixty (60) day's notice to be given by the terminating party to the non-terminating party. Both parties to this Memorandum of Understanding agree that in the event of termination of this arrangement and/or agreement that both parties will act in good faith to accomplish the termination in a manner fair and equitable to both parties and the Economic Development Coordinator that will be hired as a result of this arrangement.

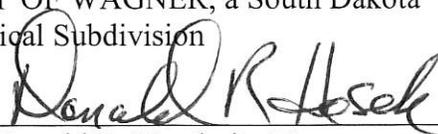
Notices will be directed, in writing, to the addresses for First Party and Second Party above named in the event notices of termination or other notices need to be given throughout the term of this Memorandum of Understanding.

6. Second Party agrees to appear and report to First Party at such times and places as First Party may from time to time direct on the progress being made by the Economic Development Coordinator for the benefit of First Party and the Wagner area.

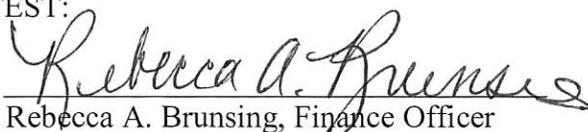
7. The representative for the First Party will be Rebecca A. Brunsing, City of Wagner Finance Officer, and the representative for the Second Party will be Bryan Slaba, Chairman of Second Party.

WHEREFORE, the parties have made and entered into this Memorandum of Understanding on the 5<sup>th</sup> day of May, 2014, for the purposes herein contained.

FIRST PARTY:  
CITY OF WAGNER, a South Dakota  
Political Subdivision

By:   
Donald R. Hosek, its Mayor

ATTEST:

By:   
Rebecca A. Brunsing, Finance Officer

(SEAL)

FIRST PARTY:  
WAGNER AREA GROWTH, INC.,  
a South Dakota Nonprofit Corporation

By: \_\_\_\_\_  
Bryan Slaba, its Chairman

ATTEST:

By: \_\_\_\_\_  
James Bouza

(SEAL)

Several nuisance items were discussed. A traffic issue was also discussed.

A motion was made Schroeder, second by Johannsen to adjourn the meeting at 8:57 pm. All voted aye, motion carried.

APPROVED Donald Hosek  
Donald Hosek, Mayor

Attest: Rebecca Brunsing  
Rebecca Brunsing, Finance Officer

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 May meeting was held on Monday, May 12<sup>th</sup>, 2014 at the Wagner City Hall at 5:30 pm. Present were: Mayor Don Hosek, Finance Officer, Rebecca Brunsing, City Attorney, Ken Cotton and the following councilpersons: Ron Cuka, Merle Bartunek, Tom Beeson, Ron Fredrich, Roger Schroeder and Todd Johannsen. Absent: None.

The meeting was opened with the Pledge of Allegiance.

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

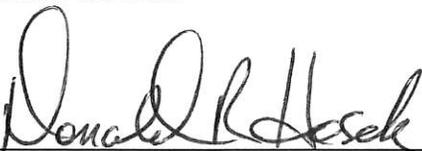
**EXECUTIVE SESSION**

A motion was made by Fredrich, second by Bartunek to enter into executive session at 5:32 pm for personnel reasons pursuant to SDCL 1-25-2 (1). All voted aye, motion carried.

The Mayor declared the council out of executive session at 6:20 pm.

A motion was made by Beeson, second by Cuka to adjourn the meeting at 6:20 pm. All voted aye, motion carried.

Approved



Don Hosek, Mayor

Attest



Rebecca Brunsing, Finance Officer

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 May meeting was held on Monday, May 19<sup>th</sup>, 2014 at the Wagner City Hall at 7:00 pm. Present were: Mayor Don Hosek, Finance Officer, Rebecca Brunsing, City Attorney, Ken Cotton and the following councilpersons: Ron Cuka, Merle Bartunek, Tom Beeson, Ron Fredrich, Roger Schroeder and Todd Johannsen. Absent: None.

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

A motion was made by Cuka, second by Bartunek to approve the following incidental vouchers. All voted aye, motion carried.

**INCIDENTAL VOUCHERS:**

Charles Mix Law Enforcement	prof fees	30.00
Country Pride	heating	1,495.00
John Conkling Dist	oper agree.	208.00
Johnson Brothers	oper. agree.	14,810.51
Kelsey Doom	travel	183.80
Northwestern Engergy	electric	18.24
Office of Child Support	prof fees	250.0
Republic National Dist.	oper. agree.	15,856.81
Van Diest Supply	supplies	682.00
Wagner Area Growth	prof fees	45,000.00
Wagner Boys Youth Baseball	donation	1,500.00
Wagner Girls Softball	donation	1,000.00
Wagner Super Foods	supplies	20.57

**EXECUTIVE SESSION**

A motion was made by Fredrich, second by Bartunek to enter into executive session at 7:02 pm for personnel reasons pursuant to SDCL 1-25-2 (1). All voted aye, motion carried.

The Mayor declared the council out of executive session at 7:12 pm.

A motion was made by Beeson, second by Bartunek to hire Lisa Peters at \$12.00 per hour for the position of City Clerk. All voted aye, motion carried.

A motion was made by Johannsen, second by Cuka to advertise for a part-time police officer. All voted aye, motion carried.

Nuisance items were discussed at length.

A motion was made by Fredrich, second by Johannsen to adjourn the meeting at 7:35 pm. All voted aye, motion carried.

Approved Donal Hosek  
Don Hosek, Mayor

Attest Rebecca Brunsing  
Rebecca Brunsing, Finance Officer

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 regular June meeting was held on Monday, June 2nd, 2014 at City Hall at 7:00 pm. Present were: Mayor Don Hosek, Finance Officer, Rebecca Brunsing, City Attorney, Ken Cotton and the following councilpersons: Ron Cuka, Merle Bartunek, Tom Beeson, Ron Fredrich, Roger Schroeder and Todd Johannsen. Absent: None.

The meeting was opened with the Pledge of Allegiance.

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

A motion was made by Cuka, second by Johannsen to approve the regular meeting minutes from May 5th, 2014, special meeting minutes of May 12<sup>th</sup>, 2014, board of adjustments minutes from May 19<sup>th</sup>, 2014 and special meeting minutes from May 19<sup>th</sup>, 2014. All voted aye, motion carried.

A motion was made by Johannsen, second by Schroeder to approve the expenditure report for May 2014 and the claims for June 2014. All voted aye, motion carried.

**JUNE 2014**

SALARIES: ADMINISTRATION--\$3,946.51; BUILDINGS--\$1,387.45; BUILDINGS-ARMORY--\$1,046.68; POLICE--\$15,160.46; STREETS--\$3,615.38; LIBRARY--\$3,930.25; RECREATION--\$117.50; PARKS--\$325.00 SEWER--\$8,588.42; WITHHOLDING/SOCIAL SECURITY--\$8,969.21

**GENERAL**

Alco	supplies	239.01
C & B Operations	repairs	579.17
Century Link	phone	54.00
Charles Mix Conservation Dist	supplies	21.00
Chips Construction	improve	2,350.00
City of Wagner	water	1,745.90
Demco	supplies	79.31
Grainger	supplies	81.90
Helms & Associates	prof fees	3,581.33
Hillyard	supplies	142.20
Ingram	books	141.53
John Otte	manager fees	825.00
King Koin Laundry	supplies	220.50
Office of Child Support	prof fees	250.00
Penworthy	supplies	58.00
Pioneer Design	supplies	118.00
Quill Corp	supplies	557.47
SD Dept of Transportation	supplies	1,224.00
Sioux Sales	supplies	55.90

Stockwell	prof fees	3,500.00
Summit Supply	supplies	248.00
TCS Lawn Care	repairs	691.80
The Lodge at Deadwood	travel	256.65
Wagner Post & Announcer	publishing	489.14
Wells Fargo Financial	armory pymt	17,278.28
Western Office Plus	copier/scanner	1,895.00
Wipf & Cotton	prof fees	1,130.00
Yankton Janitorial	supplies	402.55

#### **WATER**

Herschel Moore	meter refund	25.00
James Payer	meter refund	15.00
Madonna Six Toes	meter refund	2.24
Randall Community Water	water	16,038.10
SD Dept of Revenue	testing	52.00

#### **SEWER**

None.

#### **VARIED**

AFLAC	insurance	544.85
American General Life	insurance	133.26
AT&T	phone	241.53
Card Services	supplies	363.58
Ft. Randall Telephone	phone service	666.69
Great American Leasing	lease	147.52
Northwestern Energy	electric	6,957.25
Reserve Acct	postage	500.00
Transamerica	insurance	274.40

#### **INCIDENTAL VOUCHERS**

Dakotacare	insurance	6,929.58
First National Bank	petty cash	380.41
SD Retirement	retirement	5,129.54
Supplemental Retirement	retirement	150.00
USDA Rural Development	loan pymt	1,969.00

#### **DEPARTMENT REPORTS**

Larry Blaha informed the council that the State Department of Health has a mosquito grant available and the city will be applying for a new mosquito sprayer.

Mike Jansen informed the council that the baby pool needs a major repair. The return water lines are broke. A motion was made by Cuka, second by Bartunek to hire MC&R Pools to repair the baby pool lines for \$6,321.00. All voted aye, motion carried.

Becky Brunsing informed the council that Geoff Fillingsness from Beresford would be willing to come to Wagner and inspect properties that the council deems in need of repair. She will be meeting with him soon and will report back to the council.

Tim Simonsen was present to ask the council to surplus a 2004 Crown Victoria patrol car. The consensus was to surplus. This item will be placed on the special meeting agenda for June 9<sup>th</sup>, 2014.

**OLD BUSINESS**

Brian McGinnis was present to review the final draft of the ETJ (Extra Territorial Jurisdiction) more commonly known as one-mile zoning. Mr. McGinnis briefly gave an overview of the draft and the council agreed with the contents. Mr. McGinnis commented that it would be a good idea to meet with the county commissioners again to review the changes and final draft. The auditor's office will be contacted to be put on the agenda for the June 12<sup>th</sup> meeting.

The soil boring testing is done on the property where the new city shop building will be placed. It will possibly be the end of June before the drawings are complete.

There was an update on the Front Avenue SE/1<sup>st</sup> Street SE water/sewer project.

The following ordinance was placed on its second reading:

**ORDINANCE NO. 2014-01**

**AN ORDINANCE REPEALING EXISTING WAGNER MUNICIPAL CODE §5-1-10(b) RELATING TO DISCHARGE OF FIREWORKS, AND REPLACING SAID §5-1-10(b) WITH THE LANGUAGE SET FORTH BELOW.**

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

Section 1. PURPOSE. The purpose of this ordinance is to repeal in its entirety Wagner Municipal Code §5-1-10(b) Discharge of Fireworks.

Section 2. WAGNER MUNICIPAL CODE §5-1-10(b) Discharge of Fireworks is hereby replaced with the following language:

Fireworks may be discharged within the city limits of Wagner, South Dakota, during the period beginning June 27<sup>th</sup> and extending through the end of the first Sunday after July 4<sup>th</sup> and during the period beginning December 28<sup>th</sup> and extending through January 1<sup>st</sup> of each year from and after the effective date of this ordinance.

Section 3. The daily times where fireworks shall be allowed to be discharged within the city limits of Wagner, South Dakota, shall be from 8:00 o'clock a.m. to 10:00 o'clock p.m. of each day as set forth above, with the exception of July 4<sup>th</sup> of each year when fireworks may be discharged within the city limits of Wagner, South Dakota, from 8:00 o'clock a.m. to 12:00 a.m. on July 5<sup>th</sup> of each year.

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 immediately upon the passage and publication hereof.

Dated this 2nd day of June, 2014.

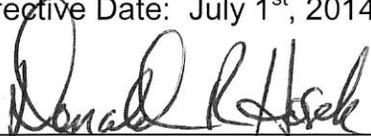
The motion for the adoption of the foregoing ordinance was made by Johannsen seconded by Beeson. Upon roll call vote being taken, those voting AYE: Johannsen, Schroeder, Fredrich, Beeson, Bartunek, and Cuka. Those voting NAY: None. Absent: None. Those abstaining: None. Motion carried.

First Reading: May 5<sup>th</sup>, 2014

Second Reading and Adoption: June 2<sup>nd</sup>, 2014

Published: June 11<sup>th</sup>, 2014

Effective Date: July 1<sup>st</sup>, 2014



Donald R. Hosek, Mayor

ATTEST:



Rebecca A. Brunsing, Finance Officer

(SEAL)

A motion was made by Cuka, second by Bartunek to accept the offer from Quentin Greger for \$450.00 for the city's surplus lots 7 & 8, Block 30, 4<sup>th</sup> Addition, City of Wagner, SD. All voted aye, motion carried.

The bids were opened for the West Avenue Street Improvement Project. A motion was made by Johannsen, second by Schroeder to approve the bid from Wagner Building & Supply for \$90,685.30 contingent upon engineer's approval of bid documents. All voted aye, motion carried.

### **NEW BUSINESS**

A motion was made by Fredrich, second by Beeson for approval of Lisa Peters, City Clerk, to pick up daily deposits, to include the night box deposits at First Dakota National Bank. All voted aye, motion carried.

A motion was made by Cuka, second by Bartunek to accept for publication an application for a special one-day malt beverage license for the Wagner Fire Department for August 31<sup>st</sup>, 2014 for the Figure 8 races at the Wagner Speedway and set the date for public hearing for July 7<sup>th</sup>, 2014 at Wagner City Hall at 7 pm. All voted aye, motion carried.

Francis Zephier was present to address the city council on the homeless in Charles Mix County in regards to the meth amphetamine problem. The Mayor and council thanked Francis for coming to the meeting to discuss this issue.

Sharon Haar, president of the Wagner Community Housing, Inc. was present to discuss some housing issues and to obtain feedback from the council.

The following resolution was presented:

### **RESOLUTION**

**WHEREAS**, the City of Wagner, SD operates a water distribution system which is governed by City of Wagner Water Ordinance 2010-04, which is codified in Wagner Municipal Code section 7-1-20; and

**WHEREAS**, said Wagner Water Ordinance 2010-04 provides that the Wagner City Council can adjust and establish municipal water rates by resolution from time to time as circumstances may dictate; and

**WHEREAS**, the City of Wagner purchases all of the water with which to stock its water distribution system pursuant to a contract that it maintains with Randall Community Water District, including what water rates the City of Wagner will pay to said Water District for water; and

**WHEREAS**, Randall Community Water District has advised the City of Wagner that it will be raising its set minimum price per month to the City of Wagner by \$1,000.00, effective July 1<sup>st</sup>, 2014;

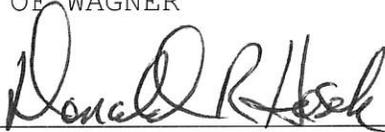
**WHEREAS**, it is necessary for the City of Wagner to pass this increase on to its residential and commercial water users, therefore, be it

**RESOLVED**, that the City of Wagner hereby raises the minimum water rates within the City of Wagner by the sum of \$1.54 per month, per each water service, effective July 1<sup>st</sup>, 2014.

Dated this 2nd day of June, 2014.

CITY OF WAGNER

By:

  
Donald Hosek, Mayor

ATTEST:

  
Rebecca A. Brunsing, Finance Officer

Said Resolution was duly moved for adoption by Councilman Beeson; seconded by Councilman Cuka; and was duly passed on a roll call vote, with the following Councilmen voting:

Councilpersons present: Cuka, Bartunek, Beeson, Fredrich, Schroeder, and Johannsen. Councilpersons voting for the adoption of said Resolution: Cuka, Bartunek, Beeson, Fredrich, Schroeder and Johannsen. Councilpersons voting against the adoption of said Resolution: None. Councilpersons abstaining: None. Councilpersons absent: None.

Resolution Adopted: June 2<sup>nd</sup>, 2014

Publication Date: June 11<sup>th</sup>, 2014

Effective Date: July 1<sup>st</sup>, 2014

The following ordinance was introduced and read:

**ORDINANCE NO. 2014-02**

**AN ORDINANCE ADDING NEW SECTIONS 1-1-4.2 AND 1-1-4.3 TO THE EXISTING WAGNER MUNICIPAL (WMC) SECTION 1-1-4 PROHIBITING THE PARKING OF VEHICLES IN EXCESS OF 20,000 lbs. GROSS VEHICLE WEIGHT (GVW), OR IN EXCESS OF 30 FOOT IN LENGTH, OR MORE THAN 8 FEET WIDE, FROM PARKING ON ANY TRUCK ROUTE STREET OR AVENUE, MAIN AVENUE, OR ANY OTHER STREET OR AVENUE WITHIN THE CITY OF WAGNER, FOR MORE THAN ONE HOUR.**

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

Section 1. PURPOSE. The purpose of this ordinance is to ADDING NEW SECTIONS 1-1-4.2 AND 1-1-4.3 TO THE EXISTING WAGNER MUNICIPAL (WMC) SECTION 1-1-4 PROHIBITING THE PARKING OF VEHICLES IN EXCESS OF 20,000 lbs. GROSS VEHICLE WEIGHT (GVW), OR IN EXCESS OF 30 FOOT IN LENGTH, OR MORE THAN 8 FEET WIDE, FROM PARKING ON ANY TRUCK ROUTE STREET OR AVENUE, MAIN AVENUE, OR ANY OTHER STREET OR AVENUE WITHIN THE CITY OF WAGNER, FOR MORE THAN ONE HOUR.

Section 2. WAGNER MUNICIPAL CODE Section 1-1-4.2 shall hereby read: "It shall be unlawful for any person to park any vehicle IN EXCESS OF 20,000 LBS. GROSS VEHICLE WEIGHT (GVW), OR IN EXCESS OF 30 FOOT IN LENGTH, OR MORE THAN 8 FEET WIDE, FROM PARKING ON ANY TRUCK ROUTE STREET OR AVENUE, MAIN AVENUE, OR ANY OTHER STREET OR AVENUE WITHIN THE CITY OF WAGNER, FOR MORE THAN ONE HOUR.

Section 3. Original Wagner Municipal Code, Section 1-1-4.2 is hereby redesignated at Wagner Municipal Code, Section 1-1-4.3 and is hereby amended to read: "Violations of this ordinance shall be a misdemeanor and upon conviction thereof shall subject the owner or driver of said vehicle in violation of this section to a fine of up to two hundred dollars (\$200.00) per occurrence.

Section 4. That this ordinance shall be addition to any other parking ordinances previously adopted by the City of Wagner and shall be considered an addition to any other parking ordinances and is not to be considered in replacement of any other parking ordinances.

Section 5. 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 this 2nd day of June, 2014.

First Reading: June 2<sup>nd</sup>, 2014  
Second Reading and Adoption:  
Effective Date:  
Published:

  
\_\_\_\_\_  
Donald R. Hosek, Mayor

ATTEST:

  
Rebecca A. Brunsing, Finance Officer

(SEAL)

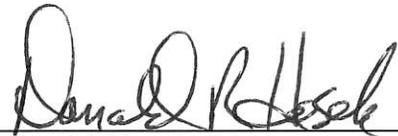
Discussion followed. The ordinance was tabled for further discussion for the special meeting on June 9th, 2014.

**EXECUTIVE SESSION**

A motion was made by Johannsen, second by Beeson to enter into executive session at 8:55 pm for personnel pursuant to SDCL 1-25-2 (1) and Litigation pursuant to SDCL 1-25-2- (3). All voted aye, motion carried.

The Mayor declared the Council out of executive session at 9:08 pm.

A motion was made Fredrich, second by Schroeder to adjourn the meeting at 9:09 pm. All voted aye, motion carried.

APPROVED   
Donald Hosek, Mayor

Attest:   
Rebecca Brunsing, Finance Officer

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 June 9<sup>th</sup>, 2014 at the Wagner City Hall at 5:45 pm. Present were: Mayor Don Hosek, Finance Officer, Rebecca Brunsing, City Attorney, Ken Cotton and the following councilpersons: Ron Cuka, Merle Bartunek, Tom Beeson, Ron Fredrich, Roger Schroeder and Todd Johannsen. Absent: None.

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

A motion was made by Fredrich, second by Johannsen, to approve the rest of the claims for June 2014. All voted aye, motion carried.

**JUNE 2014**

**GENERAL**

C & B Operations	repairs	8.65
Chas. Mix Law Enforcement	prisoner housing	20.00
Country Pride	fuel	442.50
Galls	supplies	137.90
Gerstner Oil	fuel-airport	7,904.14
Giedd Sanitation	prof fees	450.00
John Conklin	oper.agree	143.10
Johnson Brothers	oper.agree	5,619.63
Northwestern Energy	electric	88.05
Republic National	oper.agree	11,250.59
Recreation Supply	repairs	1,416.42
Wagner Auto	supplies	14.98
Wagner Building & Supply	supplies	772.49
Wagner Super Foods	supplies	21.50
Western Office Plus	prof fees	71.00

**WATER**

HD Waterworks	supplies	1,746.22
USA Blue Book	supplies	20.15

**VARIED**

Bomgaars	supplies	437.98
Dave's Service	repairs	83.00
First Dakota	petty cash	269.49
Quill Corp	supplies	231.49
Voyager	gasoline	2,765.89

A replat of lots was presented to the council for approval. This plat had been approved by the Planning and Zoning Commission at a June 3<sup>rd</sup>, 2014 meeting. The following resolution was presented for approval:

Be it resolved by the Wagner City Council that the plat representing "LOTS 1 AND 2 OF ANJECLIC ADDITION TO THE CITY OF WAGNER, CHARLES MIX COUNTY, SOUTH DAKOTA, Be and the same is hereby approved.

I, Rebecca Brunsing, Rebecca Brunsing, City Finance Officer of Wagner, South Dakota, do hereby certify that the within and forgoing is a true copy of the resolution passed by the City Council, at its special meeting on the 9<sup>th</sup> day of June 2014.

Donald R. Hosek  
Donald Hosek, Mayor

Rebecca Brunsing  
Rebecca Brunsing, City Finance Officer

The motion for the adoption of the foregoing resolution was made by Johannsen seconded by Beeson. Upon roll call vote being taken, those voting AYE: Johannsen, Schroeder, Fredrich, Beeson, Bartunek, and Cuka. Those voting NAY: None. Absent: None. Those abstaining: None. Motion carried.

Published: June 18<sup>th</sup>, 2014  
Effective Date: July 8<sup>th</sup>, 2014

Karen Janousek was present, representing Dakota Senior Meals, requesting funds from the city for senior meals. A motion was made by Cuka, second by Bartunek to approve the request of \$2,639.84. All voted aye, motion carried.

There was discussion on the city shop building.

A motion was made by Fredrich, second by Beeson to surplus a 2005 Crown Victoria patrol car. All voted aye, motion carried.

A motion was made by Johannsen, second by Schroeder to approve the Mayor's appointments of two planning and zoning board members, Jean Pirner and Dale Petrik. All voted aye, motion carried.

There was discussion on existing ordinance 1-1-4.2 and 1-1-4.3. No action was taken.

The Finance Officer gave an update on code enforcement and nuisance properties.

### **EXECUTIVE SESSION**

A motion was made by Beeson, second by Fredrich to enter into executive session at 6:40 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 6:52 pm.

A motion was made by Cuka, second by Beeson to hire Sharon J. Haar part-time, as needed basis at \$10.00 per hour. All voted aye, motion carried.

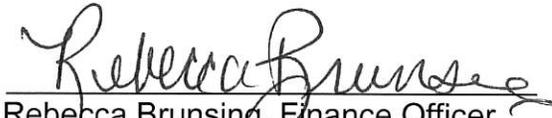
A motion was made by Johannsen, second by Schroeder to hire Delmar Bruhenn, as a part-time police officer at \$13.25 per hour. All voted aye, motion carried.

A motion was made Fredrich, second by Bartunek to adjourn the meeting at 6:54 pm. All voted aye, motion carried.

APPROVED

  
Donald Hosek, Mayor

Attest:

  
Rebecca Brunson, Finance Officer

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 30<sup>th</sup>, 2014 at the Wagner City Hall at 5:30 pm. Present were: Mayor Don Hosek, Finance Officer, Rebecca Brunsing, City Attorney, Ken Cotton and the following councilpersons: Ron Cuka, Merle Bartunek, Tom Beeson, Ron Fredrich, Roger Schroeder and Todd Johannsen. Absent: None.

The Mayor opened the meeting with the Pledge of Allegiance.

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

**OLD BUSINESS**

Jim Schramm was present to discuss general items about the city shop building plans.

Geoffrey Fillingsness was present to discuss with the council code enforcement/nuisance items. He has done work in Beresford and also Alcester. Much discussion followed. A motion as made by Beeson, second by Schroeder to hire Geoffrey Fillingsness as an independent contractor to act as the code enforcement officer for the City of Wagner. All voted aye, motion carried.

A motion was made Fredrich, second by Bartunek to adjourn the meeting at 6:42 pm. All voted aye, motion carried.

APPROVED   
Donald Hosek, Mayor

Attest:   
Rebecca Brunsing, Finance Officer

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