

Wednesday April 10, 2024

The Martin City Council met in Regular Session on Wednesday April 10th, 2024 at 5:30 p.m. in the Library Community Room at 101 Main Street.

Mayor Gary Rayhill called the meeting to order with council members, Tootie Moffitt, Gloria Claussen, Gregg Claussen, Warren Peterson, and Jay Yohner present. Absent, none.

Others present were Tim Huether and Jacob Waln with the Bennett Co Booster, Doug Johnson, Butch Cepelcha, Samantha Little Eagle, Beau Gregg, Moring Star Yellow Bird, Blu Donovan, Hermus Bettelyoun, Charles Cottier, Terry Richards, Robert Fogg, BC States Attorney Sara Harris, BC Sherriff Jason Irwin, Police Chief Doug Lucero, Joyce Wilson, Larry Gauer with the Bennett County Senior Citizens and Meals on Wheels, Anthony Kathol, Jeff and Leslie Theurer, Tyler Nollett, City Attorney Sara Frankenstein, and Finance Officer Jean Kirk.

Approval of Agenda: Yohner moved to approve the agenda with flexibility. Peterson seconded the motion. All in favor, motion carried.

Minutes. The March 13th minutes and the Board of Equalization minutes were reviewed by the Council. There was a correction needed to the March 13th minutes under Claims. **Claims March 2024:** The claims were reviewed by the council. Yohner moved to bill the responsible parties for the cost of replacing the highway street lights that were damaged in two separate accidents. Gregg Claussen seconded the motion, all voting aye motion carried. Yohner moved to pay the March claims. Seconded by Moffitt, all voting aye, motion carried.

Gregg Claussen moved to approve the March 13th minutes with the correction. Yohner seconded the motion, all voting aye, motion carried.

Gloria Claussen moved to approve the March 18th Board of Equalization minutes. Peterson seconded the motion, all voting aye, motion carried.

Finance Officer's Report: Gregg Claussen moved approve the Finance officer's report for March. Seconded by Peterson, all voting aye, motion carried.

Beginning Balance on Hand	\$3,993,008
March Receipts	260,798
Total to be accounted for	4,253,876
Transfer In	24,028
Transfer Out	24,028
Disbursements	143,055
Outstanding Warrants	10,341
CD & Petty Cash	22,702

Claims April 2024: The claims were reviewed by the council. Peterson moved to pay the April claims. Seconded by Moffitt, all voting aye, motion carried.

Insert April Claims Here

Yohner moved to approve the payment of \$1163 to the USDA for the lagoon payment. Peterson seconded the motion. All voting aye, motion carried

Yohner moved to approve the payment of the quarterly water tower loan of \$10,866.09 and the water project loan of \$4502.16. Peterson seconded the motion, all voting aye, motion carried.

Law: Motion to go into executive session concerning potential litigation (SDCL1-25-1.3) with Council, Mayor, Police Chief Doug Lucero, City Attorney Sara Frankenstein, Finance Officer, Hermus Bettelyoun, Charles Cottier and Terry Richards. In to executive session at 5:31. Out of executive session at 6:19. no action taken

Police Chief Lucero reported that they had 137 calls for service, 156 traffic stops, 16 arrests for the month of March.

The Council reviewed a proposed contract from the county to contract law enforcement. The amount that the city would pay the county for a year would be \$305,993.

Bennett County Senior Citizens/Meals on Wheels: Larry Gauer representing BC Senior Citizens thanked the Council for the \$ 5000.00 donation. He said that with all the donations they received they would have enough funding to run till the end of the year.

Summer Fest: Doug Johnson informed the Council that Summer Fest is scheduled for June 22nd and asked if they could close Main Street that day like they have done for the last two years. Yohner moved to allow Main Street to be closed for Summer Fest on June 22nd. Peterson seconded the motion, all voting aye, motion carried. Mr. Johnson also asked about waving the vendor permits for that day also. It was consensus of the council to table this until the next meeting.

Souls Lease: Yohner moved to go onto executive session concerning contractual matters (SDCL1-25-2.3) with mayor, council, Butch Cepelcha, Samantha Little Eagle, Attorney Stephanie Trask and Finance Officer Kirk. Gloria Claussen seconded the motion, all voting aye, motion carried. Into executive session at 6:25 p.m. Out at 7:07. The Markota committee will do a walk through with the manager to come up with a list of property owned by both parties and repairs that need to be done to the building.

Good Bye to the Old High School: Joyce Wilson updated the council on the plans for the goodbye celebration for the old high school. It will begin at the Heritage Center then move to the old high school. There will be tours of the all the buildings. H&H will be catering a meal and Country Rush will be playing for the dance in the old gym. She asked if the council would donate some money for beverages at the high school. Gloria Claussen moved to donate \$500 dollars out of the BBB Fund. Yohner seconded the motion, all voting aye, motion carried.

Malt Beverage Renewals: Yohner moved to approve the malt beverage renewals for Sportsman's Lanes, Souls, American Legion, Bros, Dakotamart, H&H and Yesway. Peterson seconded the motion. All voting aye, motion carried.

Operating Agreements: Peterson moved to approve the operating agreements with Susans H&H and the American Legion Club. Gregg Claussen seconded the motion, all voting aye, motion carried.

Personnel: Peterson moved to hire Devin Arredondo as a full-time permeant employee at \$15.00 an hour. Yohner seconded the motion, all voting aye, motion carried.

Airport Cameras: The council reviewed a quote for cameras at the airport. The quote was for \$6,308. It was consensus of the Council to table this until next month's meeting so that Foreman Noel is present to answer questions.

Mayor & Council Pay: A discussion was held on how much the council is paid. The mayor makes \$1450 a year plus \$100 a meeting. Council gets paid \$750 a year and \$85.00 a meeting. The last raise was in 2016. It was consensus of the council to table this until next month.

Food Truck Ordinance: A proposed food truck ordinance was reviewed by the council. Gloria Claussen moved to approve the first reading of the ordinance. Gregg Claussen seconded the motion. After more discussion about different parts of the ordinance Gloria Claussen rescinded her motion. Gregg Claussen rescinded his second. Peterson moved to table the ordinance until the next meeting. Yohner seconded the motion, all voting aye, motion carried.

Building Permits: One building permit was reviewed by the Council. Buche Hardware at 301 E Highway 18 is putting up a building for lawn and garden storage. Gloria Claussen moved to approve the permit. Gregg Claussen seconded the motion, all voting aye, motion carried.

Past Due Water Bills: Gregg Claussen moved to handle past due water bills as usual. Peterson seconded the motion, all voting aye, motion carried.

Complaints: Options for dealing with nuisance dogs was discussed. The first option is to impound the dog for 48 hours or impound the dog for 30 days. The city attorney recommended the 30-day option as this would allow the dog owner time to challenge the impoundment. Yohner moved to go with the 30-day option. Peterson seconded the motion, all voting aye, motion carried.

Adjournment: As there was no further business to come before the council at this time, motion to adjourn was entered by Peterson

The next city council meeting will be held Wednesday, May 8th at 5:30 p.m. at the Library Community Room at 101 Main Street.

Dated this 10th day of April, 2024.

Gary Rayhill, Mayor

ATTEST: _____
Jean Kirk, Finance Officer

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