

Special Session  
Thursday, September 26<sup>th</sup> 2024

The Martin City Council met in Special Session on Thursday, September 26, 2024 at 5:30 p.m. in the Library Community Room at 101 Main Street.

Present were Mayor Gary Rayhill, Gloria Claussen, Tootie Moffitt, Randy Kocourek, Larry Gauer, Warren Peterson. Tyler Nollett joined the meeting at 5:35 p.m.

Others present were, Mandy Scherer with the Bennett County Booster, Blu Donovan, Bob Fogg, Judd Schomp, BC Sherriff Jason Irwin, Deputy Kevin Curtis, Police Chief Doug Lucero, and Finance Officer Jean Kirk.

**Law Contract:** The council reviewed the law contract. Peterson moved to approve the contract. Claussen seconded the motion, Voting aye Claussen, Moffitt, Nollett, Kocourek, and Peterson. Voting nay, Gauer. Motion carried.

**Resolution 2024-10:** Mayor Rayhill read resolution 2024-10. Peterson moved to approve the resolution. Nollett seconded the motion, all voting aye, motion carried.

#### **RESOLUTION 2024-10**

##### **A RESOLUTION TO DECLARE CERTAIN PERSONAL PROPERTY SURPLUS**

**WHEREAS**, the City of Martin is the owner of the following-described property:

Taser 7: 4 Tasers

Cell phones: 4 cell phones with wireless plans and any subscription services

("Property"); and

**WHEREAS**, the Property was acquired for use by the City of Martin police department; and

**WHEREAS**, the City of Martin has entered into an agreement with Bennett County and the Bennett County Sheriff for the Sheriff to provide law enforcement services to the City of Martin; and

**WHEREAS**, the Property is no longer useful or suitable for the purpose for which the City of Martin acquired it; and

**WHEREAS**, upon the Property being declared surplus, the Property may be transferred to Bennett County in accordance with SDCL § 6-5-1 upon the following terms and conditions:

Tasers: Bennett County will pay the City of Martin \$10,000 for the four Tasers;

Cell phones: City of Martin will give the four cell phones to Bennett County and Bennett County will assume all wireless plans and subscription services associated with the cell phones and be responsible for paying all fees for such plans and services; and

**NOW, THEREFORE, BE IT RESOLVED** by the Common Council of the City of Martin that the Property be declared surplus and transferred in accordance with SDCL § 6-5-1 under the terms and conditions described above.

Dated this 26th day of September, 2024.

**CITY OF MARTIN**

By: \_\_\_\_\_  
Gary Rayhill, Mayor

Attest:

\_\_\_\_\_  
Jean Kirk, Finance Officer

Adopted: 9/26/2024  
Published: 10/2/2024  
Effective: 10/22/24

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

Dated this 26th day of September, 2024

\_\_\_\_\_  
Gary Rayhill, Mayor

ATTEST: \_\_\_\_\_  
Jean Kirk, Finance Officer

Published once at a total estimated cost of \$