

**REGULAR MEETING OF THE CITY COUNCIL  
LEMMON, SOUTH DAKOTA  
AUGUST 2, 2021**

Pursuant to due call and notice thereof, the Regular Meeting of the City Council of Lemmon, South Dakota was held on Monday, August 2, 2021, in conjunction with the Planning & Zoning Board at 6:00 p.m. in the Council Chambers of City Hall.

Mayor Neal Pinnow and the following City Council were present: Jill Anderson, Matt Barnes, Wayne Corcoran, Pat Dalzell, Cathy Evans, and Tim Pelkofer via phone. Employees in attendance were: Chad Abel, Annette Dalzell, Raven Christman, and City Attorney, Shane Penfield.

Others in attendance were: Travis Maier, LaQuita Shockley, and Jeff Haase.

No conflict of interest was presented.

Maier called the Planning & Zoning Board meeting to order at 6:00 p.m. Maier noted there is an application to consider for zoning relating to cannabis. The Planning & Zoning Board recommends Ordinance #2021-3, An Ordinance amending Chapter 154 to Title XV of the Revised Ordinances of the City of Lemmon creating definitions and regulation of Cannabis Establishments. Haase moved, Evans second to recommend the approval of Ordinance #2021-3 by the City Council. All voting "Aye"; motion carried. Maier declared the Planning & Zoning Board adjourned at 6:11 p.m.

Chad Baumgarten entered the meeting at 6:03 p.m.

Mayor Pinnow called the council meeting to order at 6:11 p.m. The Pledge of Allegiance was recited.

Anderson moved, Barnes second to approve the Agenda. All voting "Aye"; motion carried.

Barnes moved, Anderson second to approve the first reading of Ordinance #2021-3, AN ORDINANCE AMENDING CHAPTER 154 TO TITLE XV OF THE REVISED ORDINANCES OF THE CITY OF LEMMON CREATING DEFINITIONS AND REGULATION OF CANNABIS ESTABLISHMENTS. On a roll call vote, all voting "Aye"; motion carried.

Dalzell moved, Corcoran second to approve the first reading of Ordinance #2021-3, AN ORDINANCE AMENDING CHAPTER 154 TO TITLE XV OF THE REVISED ORDINANCES OF THE CITY OF LEMMON CREATING DEFINITIONS AND REGULATION OF CANNABIS ESTABLISHMENTS. On a roll call vote, all voting "Aye"; motion carried.

Mayor Pinnow noted that the council will need to meet sometime in August for a Special Meeting to have the second reading of the ordinance.

Dalzell moved, Anderson second to approve the minutes of the July 6, 2021, Regular Meeting. All voting "Aye"; motion carried.

Barnes moved, Corcoran second to approve the minutes of the July 9, 2021, Special Meeting. All voting "Aye"; motion carried.

The September council meeting will be held on Tuesday, September 7, 2021, at 6:00 p.m. due to the Labor Day Holiday.

Mayor Pinnow gave a brief update from Mike Olson's written report on the code enforcement. Olson has been very busy and will be back in town on August 9, 2021.

Dalzell moved, Barnes second to allow the finance office to advertise for propane bids to be opened at the September 7, 2021, meeting at 6:15 p.m. All voting "Aye"; motion carried.

Chad Baumgarten, fire chief, asked the council for permission to sign a purchase agreement for a new pumper truck. The price is \$314,000.00, which is about \$50,000.00 more than the last purchase which was in 2012. The department has approximately \$192,000.00 in reserves to be put toward the new truck, and they will surplus the 2002 truck.

6:20 p.m. This being the time and place for the public hearing for a temporary liquor license for the R-Bar at the Beeler Community Center on September 1-2, 2021. There being no one to speak for or against, Anderson moved, Evans second to approve the license. All voting "Aye"; motion carried.

The discussion on the purchase of the fire truck resumed. After more discussion, Dalzell moved, Anderson second to grant permission to sign the purchase agreement with the proceeds of the surplus truck going toward the purchase of the new truck. All voting "Aye"; motion carried.

Anderson moved, Corcoran second to approve and grant signatory authority to Mayor Pinnow to accept the Airport Grant for Fuel System upgrade. This is a \$450,000.00 grant from the FAA which will be used for the upgrade in 2022. The City of Lemmon will contribute \$50,000.00 which is required for the city share. All voting "Aye"; motion carried.

Anderson moved, Dalzell second to set a Special Meeting date for Monday August 16, 2021, at 12:00 p.m. (noon) for the second reading of Ordinance #2021-3. All voting "Aye"; motion carried.

Barnes moved, Evans second to have the first reading of Ordinance #2021-4, 2022 Appropriations Ordinance. On a roll call vote, all voting "Aye"; motion carried. After the

reading of the budget, Mayor Pinnow noted the budget is higher than normal due to several projects that will be taking place including: repair to the Petrified Wood Park Museum roof, lining and filtration system for the swimming pool, as well as the fuel system upgrade at the airport. Mayor Pinnow also noted that the Finance Committee chose to not take the 3.9% increase granted in property taxes. Mayor Pinnow also noted that all department heads as well as committee members need to look at the budget and make sure their departments are covered for 2022 expenses.

Dalzell moved, Barnes second to approve the first reading of Ordinance #2021-4, 2022 Appropriations Ordinance. On a roll call vote, all voting "Aye"; motion carried.

Mayor Pinnow reminded the council of the SDML Annual Conference to be held October 5-8, 2021, in Spearfish.

Mayor Pinnow reminded all that the Hugh Glass Rendezvous is August 25-29, 2021.

Public Comment-none

Barnes moved, Anderson second to approve claims as presented. All voting "Aye"; motion carried.

Mayor/Council, \$1,400.00; Finance, \$5,271.46; Fire Department, \$550.00; Streets, \$8,996.24; Street Sweeping, \$161.49; Landfill, \$1,948.70; Museum, \$2,981.63; Gift Shop, \$2,549.50; Gen Park, \$3,041.04; Ball Parks, \$1,820.94; Pool, \$10,144.96; Library, \$2,687.66; Cemetery, \$75.00; Water, \$3,919.68; Sewer, \$691.46.

AFLAC, Monthly premiums, \$570.20; Elan Visa, Visa Charges, \$1,207.12; Dacotah Bank, Payroll taxes-EFTPS, \$9,141.70; Dakota Herald, Legals, \$461.71; Delta Dental, Premiums, \$363.80; Grand Electric, Airport, \$280.23; Slope Electric, Lagoon electricity, \$40.00; South Dakota Retirement Systems, Retirement Contributions, \$3,192.60; SD Dept of Revenue, Sales Tax, \$2,080.05; Wellmark Blue Cross of SD, Health insurance, \$6,179.63; West River Coop, Telephone & Internet, \$1,064.26; Montana Dakota Utilities, Electricity, \$5,263.30.

AgPro, Supplies & Parts, \$93.78; B&H Sanitation, Garbage contract, \$6,500.00; Bakken, Dejon, Umpire, \$135.00; CenterPoint, LP, Books, \$44.34; Christman, Raven, Cleaning contract, \$200.00; Dakota Herald, Ads & Legals, \$168.03; Dakota Construction, Gen Park & Gen Build, \$3,300.00; Dakota Propane, Tar & Chips, \$190.00; Dale's Tilling & Mowing, Cem, \$704.00; Derschan, Brad, Water Refund, \$79.50; Dirk, Andrew, Umpire, \$175.00; Gale/Cengage Learning, Books, \$461.50; Geo's, Supplies, \$61.06; Gibbons, Sylvia, Water Refund, \$50.00; Ginther, Mike, Monthly Management Fee, \$1,178.32; Gold, Ed, Mowing, \$60.00; Gooseneck Implement, Parts, \$350.80; Hagland, John, Water Refund, \$29.58; Hawkins, Pool supplies, \$2,575.76; HDR, Street Engineers, \$5,425.00; Hetzel, Ben, Baseball, \$1,825.77.

Johnson, Joel, Code Enforcement, \$2,478.72; LACED, Beeler Building, \$1,307.30; LACED, Economic Development, \$4,354.64; Lemmon Chamber, Expenses, \$7,122.98; Lemmon IGA, Supplies, \$971.96; Lemmon Trap, 2021 Remittance, \$700.00; Lemmon Legion, Meals for Budgets, \$54.00; Lemmon Pitstop, Supplies for Budgets, \$28.80; Northern Improvement, Tar & Chips, \$6,937.34; Northwest SD Regional Landfill Association, Monthly fees to regional landfill, \$10,797.60; Northwest Farm & Home, Supplies & Repairs, \$206.32; Odenbach, Kory, Baseball Supplies, \$310.49; OverDrive, E-Books, \$600.00; Perkins County Finance Office, Law Enforcement Agreement, \$19,750.00; Perkins County Rural Water, Purchased water, \$39,212.12; Print Shop, Supplies, \$98.00; Principal Life Insurance, Insurance, \$225.44; Prairie Hills Transit, 2021 Remittance, \$9,000.00.

Recreation Supply, Pool Supplies, \$566.49; Runnings, Supplies, \$204.89; Sackmann, Jeff, Mowing, \$125.00; Sackmann, Joe, Mowing, \$150.00; SD Dept of Health, Water Tests, \$120.00; South Dakota Dept. of Public Safety, Reimburse driver's licensing, \$416.00; South Dakota One-Call, Locate tickets, \$14.70; South Dakota Property Management, Equipment, \$10,250.00; Southwest Grain, Supplies & Propane, \$8,393.95; Stateline Designs, Inventory, \$1,609.76; Stocks, Labor and Parts, \$10,632.01; St. Mary's, Grave sites, \$50.00; Tennant's Auto, Repairs & supplies, \$114.48; The 3 Marketers, Pet Park, \$360.00; The Current Connection, Supplies, \$483.55; Three Rivers, 2021 Remittance, \$1,500.00; Wagendorf, John, Umpire, \$470.00; West Plains Inc, Supplies, \$320.25.

Mayor Pinnow called for an executive session. Andeson moved, Evans second to go into executive session at 6:56 p.m. pursuant to 1-25-2 (3) for possible litigation. All voting "Aye"; motion carried.

Mayor Pinnow called the meeting back to order at 7:08 p.m.

#### Committee Reports

Pelkofer noted that the Ordinance Committee needs to meet for a medical marijuana ordinance. Pelkofer also noted that he signed a contract to teach in Elgin, ND, however he will still be living in Lemmon and commuting.

Anderson noted that September 7, 2021, meeting will possibly be her last meeting due to a move into another ward in the city.

Barnes moved, Dalzell second to adjourn. Mayor Pinnow declared the meeting adjourned at 7:12 p.m. All voting "Aye"; motion carried.

CITY OF LEMMON

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NEAL PINNOW, Mayor

ATTEST:

\_\_\_\_\_  
ANNETTE DALZELL, Assistant Finance Officer

Published once at an approximate cost of \_\_\_\_\_.