

**REGULAR MEETING OF THE CITY COUNCIL
LEMMON, SOUTH DAKOTA
JUNE 7, 2021**

Pursuant to due call and notice thereof, the Regular Meeting of the City Council of Lemmon, South Dakota was held on Monday, June 7, 2021, 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. Employees in attendance were: Chad Abel, Annette Dalzell, Raven Christman, and City Attorney, Shane Penfield.

Others in attendance were: Travis Maier, Jeff Haase, Archie Goodrich, LaQuita Shockley, Mike Schweitzer, Jen Suter, and Michael VanBeek.

No conflict of interest was reported.

6:00 p.m. This being the time and place for the Public Hearing of **Ordinance #2021-2** by the Planning & Zoning Board. Travis Maier called the meeting of the Planning & Zoning Board to order in conjunction with the City Council for the Public Hearing of **Ordinance #2021-2, A Temporary Ordinance Regarding the Issuance of Local Medical Cannabis Establishment Permits and/or Licenses**. Chad Abel and Shane Penfield gave a brief update to those in attendance, noting that this ordinance is a temporary ordinance being adopted by most cities and counties throughout South Dakota as a “stop gap” ordinance to allow the communities to get things in order until the state of South Dakota comes out with the state regulations.

Maier took roll call with all being present except Rosemary Mueller.

Maier informed the Council that the Planning & Zoning Board recommends the adoption of **Ordinance #2021-2** as presented. There being no one to speak for or against the ordinance, Haase moved to adopt **Ordinance #2021-2**, Evans second. All voting “Aye”; motion carried.

Maier declared the meeting of the Planning & Zoning adjourned at 6:04 p.m.

Mayor Pinnow called the meeting of the City Council to order at 6:04 p.m. The Pledge of Allegiance was recited.

Mike Lyon entered the meeting at 6:05

Anderson moved, Evans second to approve the Agenda as presented. All voting “Aye”; motion carried.

Dalzell moved, Barnes second to approve the minutes of the May 3, 2021, Regular Meeting. All voting "Aye"; motion carried.

Corcoran moved, Anderson second to approve the minutes of the May 24, 2021, Special Meeting. All voting "Aye"; motion carried.

As the recommendation of the Planning & Zoning Board, Mayor Pinnow presented **Ordinance #2021-2, A Temporary Ordinance Regarding the Issuance of Local Medical Cannabis Establishment Permits and/or Licenses** to the Council. Anderson moved, Dalzell second to have the first reading of **Ordinance #2021-2**. On a roll call vote, all voting "Aye"; motion carried.

Dalzell moved, Barnes second to approve the first reading of **Ordinance #2021-2, A Temporary Ordinance Regarding the Issuance of Local Medical Cannabis Establishment Permits and/or Licenses as presented**. On a roll call vote, all voting "Aye"; motion carried.

Anderson moved, Dalzell second to have a Special Meeting for the second reading of **Ordinance #2021-2** on Monday, June 14, 2021, at 12:00 p.m. (noon). All voting "Aye"; motion carried. After the second reading it will be published and duly adopted as there is no wait period for an emergency ordinance.

Mayor Pinnow gave a report from Mike Olson noting that 60 junk/vehicle letters and 28 grass letters have been mailed out. Mayor Pinnow reported that most of the grass violations have been taken care of.

Mayor Pinnow reported that USDA Rural Development has required the signing of a 103-page agreement for approval, as they will not accept the task order between the City of Lemmon and HDR Engineering. With USDA Rural Development requiring this information, Mayor Pinnow reported that the sewer project will probably be delayed and will not happen in 2021. Barnes moved, Anderson second to approve the Agreement between USDA Rural Development and HDR Engineering and grant signatory authority for Mayor Pinnow. All voting "Aye"; motion carried.

6:15 p.m. This being the time and place for the Public Hearing for a Temporary Malt Beverage License for Lemmon Chamber of Commerce on July 7-11, 2021 for a special event at the Beeler Community Center. There being no one to speak for or against, Dalzell moved, Corcoran second to approve the license. All voting "Aye"; motion carried.

This being the time and place for the Public Hearing for a Temporary Liquor License for R-Bar DBA Wild Oats for July 7-11, 2021, for a special event at the Beeler Community Center. There being no one to speak for or against, Anderson moved, Evans second to approve the license. All voting "Aye"; motion carried.

This being the time and place for the Public Hearing for a Temporary Liquor License for Lemmon Country Club for June 19-20, 2021, for a special event at the Beeler Community

Center. There being no one to speak for or against, Corcoran moved, Barnes second to approve the license. All voting "Aye"; motion carried.

This being the time and place for the Public Hearing for a Temporary Liquor License for the Lemmon Country Club for September 4-5, 2021, for a special event at the Beeler Community Center. There being no one to speak for or against, Dalzell moved, Anderson second to approve the license. All voting "Aye"; motion carried.

This being the time and place for the Public Hearing for a Temporary Liquor License for the Lemmon Country Club for September 24-25, 2021, for a special event at the Beeler Community Center. There being no one to speak for or against, Corcoran moved, Barnes second to approve the license. All voting "Aye"; motion carried.

Mayor Pinnow informed the Council that the Street Committee met with HDR Engineering on the 2nd Street East Improvement Project. Some of the discussion included funding options as well as the possibility of doing the project in phases as it will be a 4.2-million-dollar project. Items that need to be addressed are the storm sewer intakes after putting in curb and gutter as the storm water will not be able to leech out and will require more collection points and also additional communication with SW Grain on access points to their facility. One source of funding is the Community Access Grant which is good for two years and the maximum amount is \$600,000.00. Anderson moved, Barnes second to approve moving forward with the application for the Community Access Grant and grant signatory authority for Mayor Pinnow. All voting "Aye"; motion carried.

Mike Lyon from the Lemmon Country Club gave an update on the water pump issues. Lyon stated that just about anything and everything that could go wrong has and the one-day project turned into a two-day project and cost is out of control. The pump and all wires were bad as well as the drive. The piece of equipment that was quoted and ordered was a \$1,500.00 piece and it was the wrong piece and the correct piece has been ordered and the price is approximately \$6,000.00 and approximately two weeks away from delivery. After some discussion, Lyon will return to the council at the July meeting and give an update with more firm estimates of costs to get things up and running again. The Council was in agreement that it would be a city expense not a Country Club expense as the real property belongs to the City of Lemmon.

Anderson moved, Barnes second to table the agenda item advertise the property at 309 4th Avenue West to the June 14, 2021, special meeting, as there was some confusion on the order of events to get it declared surplus and advertised properly. All voting "Aye"; motion carried.

Jen Suter, Lemmon Chamber of Commerce, presented a map of the designated area of "open container" for the Boss Cowman celebration. After some discussion, Evans moved, Anderson second to approve the "open container" as presented. All voting "Aye"; motion carried.

Michael VanBeek spoke to the Council about the Thunderhawk Wide Open Bicycle Race to be held on August 21, 2021. VanBeek noted that all race routes will go through the City of Lemmon and registration will be at the Kokomo. There was discussion of some sandwich signage being put on Main Avenue to inform traffic of the bikers being present and noting the finish line will be prior to any stop signs on Main Avenue so the bicyclist will still be obeying traffic laws.

Anderson moved, Barnes second to approve the route for the Hands on Health Fun, Run, and Walk event to be held on July 10, 2021, with a street closure of 6th Street East and Main Avenue as presented. All voting "Aye"; motion carried.

Anderson moved, Dalzell second to approve the Mud Volleyball by Safe Communities event on July 10, 2021, at the softball complex to have the Lemmon city crew helping to get the volleyball pit ready. All voting "Aye"; motion carried.

Anderson moved, Corcoran second to approve and publish the Annual Report and submit it to the State Department of Legislative Audit. All voting "Aye"; motion carried.

FYI- The July City Council meeting date will be Tuesday, July 6, 2021, at 6:00 p.m. due to Monday, July 5, 2021, being a Holiday.

Evans reported the Sewer Committee met and the 1975 model pump at the lagoon needs to be replaced as it is non-functioning. The cost of a new pump is approximately \$9,000.00. Evans moved, Anderson second to replace the pump with the money coming from the Sewer Fund. All voting "Aye"; motion carried.

Mayor Pinnow noted that Chad Abel will be gone this week for Finance Officer's School in Pierre.

Mayor Pinnow also reminded all departments and committees to be thinking about the 2022 budget process. Budget hearings will be July 19-23, 2021.

There was no public comment.

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

Mayor/Council, \$1,275.00; Finance, \$5,956.40; Fire Department, \$550.00; Streets, \$8,756.25; Street Sweeping, \$308.68; Landfill, \$2,061.29; Cemetery, \$75.00; General Parks, \$2,054.54; Pool, \$1,237.11; Library, \$2,441.04; Water, \$3,301.52; Sewer, \$806.93.

American Family Life Assurance, Premiums withheld, \$392.62; Dacotah Bank, Start up cash (Pet Park & Pool), \$150.00; Dacotah Bank, EFTPS, \$6,105.36; Dacotah Bank Visa, Supplies, \$1,417.42; Delta Dental, Premiums, \$363.80; Grand Electric, Airport, \$435.08; MDU, Utilities, \$4,318.03; Sackmann, Carla, April Pay, \$750.00; SD Finance Officer

Association, Finance Officer School, \$75.00; SD Department of Revenue, Malt Beverage Licenses, \$1,200.00; Slope Electric, Lagoon electricity, \$40.00; SDPAA, Insurance Premiums, \$36,530.16; SD Retirement System, Retirement, \$2,992.68; Wellmark Blue Cross of SD, Health Insurance, \$6,179.63; West River Telephone, Telephone, Internet, \$767.28; TIF Loan Payment, \$17,874.88.

Associated Supply Co., Repairs, \$852.00; B&C Plumbing, Repairs, \$16,062.81; AgPro Machinery Hettinger, Equipment, \$3,800.00; AgPro Machinery Lemmon, Supplies, \$209.88; B&H Sanitation, LLC, Garbage contract, \$6,500.00; Baumeister, Jason, Water Refund, \$4.50; Best Western Ramkota, Water Conference, \$200.00; Capital One Trade Credit, Northern Tool & Equipment, \$214.92; Califa Group, Library Training, \$200.00; Christman, Raven, Cleaning contract, \$250.00; Center Point, Books, \$44.34; Dacotah Bank, Loader Payment, \$15,517.75; Dakota Herald, Monthly fee, \$294.20; Dale's Tilling & Mowing, Mowing, dirt. grass seed, etc., \$3,122.00; Dauwen, Brad, Water Refund, \$150.00; DEMCO, Books, \$166.62; Gale Cengage, Books, \$113.37; Ginther, Mike, Monthly fee, \$1,178.32; Gregorian, Sewer Repair, \$450.00; Gooseneck, Repairs Ball Field, \$758.65; GW Trucking, Street Chips, \$3,475.35.

Huber, Toni, Pet Park Plaques, \$112.76; HDR, Engineering Street Project, \$3,413.75; Hawkins, Pool Supplies, \$25.00; Inland Potable Services, Tank Repair, \$1,600.00; Johnson, Joel, Code Enforcement, \$2,828.72; Kile Painting, Pool and Water Pump House, \$6,000.00; LACED, Beeler, \$2,141.34; LACED, Economic Development, \$2,978.51; Lemmon Youth Baseball, 2021 Remittance, \$500.00; Lemmon Chamber, Expenses, \$3,997.44; Lemmon IGA, Supplies, \$74.93; Lemmon Pit Stop, Fuel, \$28.80; Metering & Tech, Meter System, \$201.84; Michael Todd, Supplies, \$802.04; Mobridge Tribune, Marketing, \$299.00; Northern Fire & Safety, Service, \$22.50; Northwest Farm & Home Supply, Supplies/Repair, \$2,797.14; Northwest SD Regional Landfill, Fees, \$10,797.60; Northwest Pipe, Supplies, \$318.16; Norma's, Flowers, \$481.95.

Perkins County Finance Office, Law Enforcement Contract, \$19,750.00; Perkins County Rural Water, purchased water, \$25,286.13; Perkins County Rural Water, Yearly Payment, \$75,107.81; Principal Financial Group, Life insurance premiums, \$225.44; Print Shop, Printing, \$153.00; Quinn, Jeff, Library Summer Program, \$400.00; Rec Supply, Pool Supplies, \$54.63; Smith, Shari, Water Refund, \$190.42; SD Dept. of Public Safety, Reimburse State, \$455.00; SD Dept. of Health, Water Tests, \$30.00; SD DENR, Water Fee, \$100.00; South Dakota One Call, Locates, \$5.25; Southwest Grain, Propane, \$4,132.40; StateLine Designs, Pet Park Inventory, \$1,653.75; Stock's Electric, Repairs at Parks, \$514.16; Tennant's Auto, Repair/supplies, \$88.87; The Current Connection, Supplies, \$601.40; United Labs, Repairs, \$417.30.

Committee Reports

Evans noted that she met with Mike Olson and her committee of concerned citizens is done. Evans also noted the SD Department of Tourism is offering free online customer service training at no expense.

Anderson and Raven Christman noted that they will apply for round two of a grant and Christman also noted that Summer Reading program is in full swing.

Pelkofer noted he will be out of town for the July meeting but will call in.

Abel thanked all the council for the hard work of committees.

Barnes moved, Anderson second to adjourn. Mayor Pinnow declared the meeting adjourned at 7:13 p.m.

CITY OF LEMMON

NEAL PINNOW, Mayor

ATTEST:

ANNETTE DALZELL, Assistant Finance Officer

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