

**REGULAR MEETING OF THE CITY COUNCIL
LEMMON, SOUTH DAKOTA
MAY 3, 2021**

Pursuant to due call and notice thereof, the Regular Meeting of the City Council of Lemmon, South Dakota was held on Monday, May 3, 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, Dave Huber, Raven Christman, and City Attorney, Shane Penfield.

Others in attendance were: Deputy Sheriff Matt Giesler, Mike Olson, Jen Suter, LaQuita Shockley, Tayte Kohn, Lexi Johnson, Tally Katus, Megan Nehl, Abbie Hulm, Sabe Yalowizer, Isiah Portwood, Mike Lyon, Jacob Hetzel, Talon Trogstad, Gaven Schweitzer, James Klein, Madi Bucks, Kole Reede, Jecoliah Anderson, John Lopez and Matthew Mollman.

Mayor Neal Pinnow called the meeting to order at 6:00 p.m. The Pledge of Allegiance was recited.

Mayor Pinnow asked to have an item to surplus a fire truck added to the Agenda. Anderson moved, Evans second to approve the additional item. All voting "Aye"; motion carried. Anderson moved, Corcoran second to approve the Agenda as amended. All voting "Aye"; motion carried.

Barnes moved, Evans second to approve the minutes of the April 5, 2021, Regular Meeting. All voting "Aye"; motion carried.

Anderson moved, Corcoran second to approve the minutes of the April 14, 2021, Special Meeting. All voting "Aye"; motion carried.

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

Mayor/Council, \$1,400.00; Finance, \$5,020.32; Fire Department, \$550.00; Streets, \$8,524.26; Street Sweeping, \$213.45; Landfill, \$2,039.66; Cemetery, \$75.00; General Parks, \$1,610.94; Pool, \$771.24; Library, \$2,503.61; Water, \$4,830.18; Sewer, \$652.77.

American Family Life Assurance, Premiums withheld, \$392.62; Dacotah Bank, EFTPS, \$5,938.46; Dacotah Bank Visa, Travel Conference & Supplies, \$650.14; Delta Dental, Dental insurance premiums, \$363.80; Grand Electric, Electric, \$516.59; South Dakota Retirement, Retirement, \$3,089.47; MDU, Electric, \$4,573.27; SD Dept. Of Revenue, Sales Tax, \$1,265.05; Slope Electric, Lagon electricity, \$40.00; South Dakota one Call

811, Locate utilities, \$2.10; West River Tele Coop, Telephone & Internet, \$712.46; Wellmark, Blue Cross, \$6,179.63.

Ag Pro, \$15.28; B & C Plumbing, Work, \$877.15; B&H Sanitation, LLC, Contract & Dumpster leases, \$6,500.00; Beer, Anna, Pool Certification, \$125.00; Center Point, Books, \$44.34; Christman, Raven, Cleaning contract, \$200.00; Country Woman Mag, Books, \$10.00; Dacotah Insurance, Bond Renewal, \$672.00; Dakota Auto Parts, Supplies, \$103.84; Dakota Herald, Legals, \$555.40; Dirk, Zayda, Pool Certification, \$125.00; Dustman, Joyce, Election Worker, \$225.00; Gale/Cengage, Books, \$91.25; Ginther, Mike, Management Fee, \$1,178.32; Goodrich, Carol, Election Worker, \$225.00; Gooseneck, Repairs & Supplies, \$660.80; HDR, Engineering, \$6,306.55; Hetzel, Sarah, Pool Certification, \$225.00; Huber, Dave, Water Conference, \$230.64; Hulm, Abbie, Pool Certification, \$125.00; Inland Truck, Repairs, \$93.17.

Kohlman, Bierschbach & Anderson, 2020 Audit, \$16,575.00; LACED, Expenses, \$2,862.60; LACED, Beeler, \$1,610.38; Lemmon Chamber, BBB Funds, \$13,119.44; Lemmon Chamber, Expenses, \$7,480.11; Lemmon IGA, Supplies, \$253.65; Miracle Recreation, Pool Repairs, \$1,311.90; Nehl, Megan, Pool Certification, \$125.00; Northwest Farm & Home Supply, Supplies/repairs, \$991.49; Northwest Pipe, Repairs, \$527.32; Northwest SD Regional Landfill Assoc., Monthly fees for landfill, \$10,797.60; Perkins County Finance Office, Law enforcement contract, \$19,750.00; Perkins County Rural Water, Purchased water & training, \$18,979.68; Penfield, Carolyn, Election Worker, \$225.00; Print Shop, Supplies, \$216.01; Principal Financial Group, Premiums, \$225.63; Portscheller, Sophie, Pool Certification, \$225.00; Postmaster, Stamps, \$1,012.00; Safety Kleen, Supplies, \$170.00; SD Federal Property, Supplies, \$74.00; SD Public Safety, Drivers Licenses, \$392.00; SD Dept. of Health, Water Tests, \$30.00; SD Magazine, Books, \$25.00; Stock's, Repairs, \$10.00; Southwest Grain, Propane & Fuel, \$2,320.20; Tennant's Auto Center, Repairs/supplies, \$7,457.62; The Current Connection, Supplies, \$126.68.

Finance Officer, Abel handed out Certificates of Election to the incumbents, Jill Anderson, Wayne Corcoran, and Tim Pelkofer.

Finance Officer, Chad Abel swore in Jill Anderson, Ward 3; Wayne Corcoran, Ward 1; and Tim Pelkofer, Ward 2.

Dalzell move to nominate Anderson as President of the Council, Evans second. There being no other nominations, all voting "Aye"; motion carried.

Anderson moved, Pelkofer second to nominate Dalzell as Vice President of the Council. There being no other nominations, motion carried.

Mayor Pinnow presented the Mayor's Council Committee Appointments, Employee Appointments. Barnes moved, Corcoran second to approve the appointments as presented. All voting "Aye"; motion carried.

Mayor	Neal Pinnow
President of the Council	Jill Anderson
Vice President of the Council	Pat Dalzell
City Property & Leases	W. Corcoran, C. Evans, T. Pelkofer
Finance	P. Dalzell, W. Corcoran, M. Barnes
Garbage & Landfill	J. Anderson, T. Pelkofer, C. Evans
Liquor & Gaming	P. Dalzell, T. Pelkofer, W. Corcoran
Ordinances, Policies & Public Safety	T. Pelkofer, W. Corcoran, C. Evans
Law Enforcement	Mayor, President, Vice President
Streets & Sidewalks	J. Anderson, P. Dalzell, M. Barnes
Water & Sewer	C. Evans, J. Anderson, M. Barnes
Airport Board-Council Rep	P. Dalzell
Cemetery Board-Council Rep	M. Barnes
Housing & Redevelopment-Council Rep	T. Pelkofer
Library Board-Council Rep	J. Anderson
Park Board-Council Rep	W. Corcoran
BBB Board-Council Rep	P. Dalzell
Planning & Zoning Board-Council Rep	C. Evans

Airport Board: Mike Ginter, Manager; Chantz Dirk, Arlin Bartels, Pat Bootz, Dennis Maier, Scott Reede

Cemetery Board: Vance Trogstad, Ray Huber, Al Colgrove, Nicole Huffman

Housing & Redevelopment Board: Jeff Haase, Gary Ericsson, Tim Kvale, Delores Wells, Michael VanBeek

Library Board: Lennice Parker, Kim Olson, Linda Borchert, Kelli Penfield, Kellie Fike

Park Board: Toni Huber, Carolyn Penfield, Heather Dauwen, Shane Hulm

Tree Board: Marla Reede

BBB Board: Ryan Kohn, John Lopez, Vance Trogstad, Shari Smith

Planning & Zoning Board: Jeff Haase, Archie Goodrich, Travis Maier, Rosemary Mueller

Employee Appointments:

Attorney	Shane Penfield
City Superintendent	Dave Huber
Finance Officer	Chad Abel

Anderson moved, Dalzell second to grant signatory authority on the financial institution's signatory cards at all three financial institution's including: Bank of the West, Dacotah Bank, and Dakota Plains Federal Credit Union for Mayor Neal Pinnow; President, Jill Anderson; Finance Officer, Chad Abel; and Assistant Finance Officer, Annette Dalzell. All voting "Aye"; motion carried.

Mayor Pinnow read a letter of resignation from Code Enforcement Officer Carla Sackmann effective immediately. Dalzell moved, Evans second to accept the resignation. All voting "Aye"; motion carried.

Mike Olson, Olson Consulting Contracting Service, Code Enforcement Specialist, was in attendance. Olson noted he was making his inspection of the city and will be making recommendations to the Mayor. Olson will be presenting 4-5 properties for demolition in the near future.

Anderson moved, Barnes second to allow the finance office to advertise for a Public Hearing at 6:15 p.m. on June 7, 2021, for Temporary Malt Beverage License for Lemmon Chamber of Commerce for the Beeler Community Center on July 7-11, 2021. All voting "Aye"; motion carried.

Dalzell moved, Anderson second to allow the finance office to advertise for a Public Hearing at 6:15 p.m. on June 7, 2021, for Temporary Liquor License for R-Bar DBA Wild Oats for the Beeler Community Center on July 7-11, 2021. All voting "Aye"; motion carried.

Barnes moved, Evans second to grant permission to block off 6th Street East between Petrified Wood Park and GE Lemmon Park on July 9-10, 2021, for Boss Cowman activities. All voting "Aye"; motion carried.

Anderson moved, Dalzell second to grant permission to close 2nd Street West from the alley to Main Avenue (north of the Beeler Community Center) on July 9-10, 2021, in the evening for Boss Cowman activities. All voting "Aye"; motion carried.

6:15 p.m. This being the time and place for the Public Hearing for Retail (On/Off Sale) Malt Beverage 2021-2022 for American Legion Post 66. There being no one to speak for or against; Dalzell moved, Evans second to approve the license. All voting "Aye"; motion carried.

This being the time and place for the Public Hearing for Retail (On/Off Sale) Malt Beverage 2021-2022 for Lemmon Pit Stop, LLC. There being no one to speak for or against; Barnes moved, Anderson second to approve the license. All voting "Aye"; motion carried.

This being the time and place for the Public Hearing for Retail (On/Off Sale) Malt Beverage 2021-2022 for Geo's Corner. There being no one to speak for or against; Dalzell moved, Evans second to approve the license. All voting "Aye"; motion carried.

This being the time and place for the Public Hearing for Retail (On/Off Sale) Malt Beverage 2021-2022 for Deez Inc. There being no one to speak for or against; Barnes moved, Corcoran second to approve the license. All voting "Aye"; motion carried.

This being the time and place for the Public Hearing for Retail (On/Off Sale) Malt Beverage 2021-2022 for Dakota Lodge. 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 Retail (On/Off Sale) Malt Beverage 2021-2022 for Family Dollar Store. 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 Retail (On/Off Sale) Malt Beverage 2021-2022 for Dollar General Store. There being no one to speak for or against; Barnes moved, Anderson second to approve the license. All voting "Aye"; motion carried.

This being the time and place for the Public Hearing for Retail (On/Off Sale) Malt Beverage 2021-2022 for Kokomo Gallery. There being no one to speak for or against; Dalzell moved, Evans second to approve the license. All voting "Aye"; motion carried.

This being the time and place for the Public Hearing for Temporary Liquor License for R-Bar DBA Wild Oats for June 12-13, 2021 for the Beeler Community Center for a special event. There being no one to speak for or against; Dalzell moved, Corcoran second to approve the license. All voting "Aye"; motion carried.

Evans moved, Anderson second to approve the street closure of the 200 Block of Main Avenue on July 9-10, 2021, in the evening for the Boss Cowman activities. All voting "Aye"; motion carried.

Jen Suter, Lemmon Chamber of Commerce Director spoke to the Council about the open container for the Boss Cowman Celebration. Suter has been in contact with the Sheriff Office and they are working on the parameters. Barnes moved, Anderson second to table the matter until the June meeting when Suter will bring a map clearly defining the parameters for the open container during the street dances. All voting "Aye"; motion carried.

Anderson moved, Dalzell second to approve the Boss Cowman Parade Route presented by Raven Christman as follows: Start on 2nd Street West, turn onto Main Avenue, continue down Main to 8th Street West, turn west and travel to 6th Avenue West, turning north to go past the Nursing Home. All voting "Aye" motion carried.

Corcoran representing the Park Board recommends the hiring of Deanna Edwards at \$10.00/hour and Darian Christman at \$10.75/hour for summer employment at the Petrified Wood Park. Anderson moved, Evans second to approve the hires. All voting "Aye"; motion carried.

Corcoran also recommends on behalf of the Park Board the hire of Matthew Mollman as lifeguard at the Pool for the summer at \$10.25/hr. Anderson moved, Evans second to approve the hire. All voting "Aye"; motion carried.

Mike Lyon from the Lemmon Country Club addressed the Council with a request to help defray the cost of a pump for the well at the country club. Lyon noted the pump was installed in 1991 and is 700 feet deep and there is no one local to pull the well and replace

the pump noting it will be a substantial burden for the golf course. Lyon has got an estimate of \$12,000.00-\$17,000.00 to do the repairs needed to the well. Abel checked with the insurance company and the pump is not covered under the cities current insurance, however, upon replacement, it will be added to the insurance policy. Mayor Pinnow suggested that this is city property and once installed it will be city owned and feels that the city needs to pay the expense and it is not a golf course expense. Barnes moved, Anderson second to pay the expenses up to \$17,000.00 to replace the pump. All voting "Aye"; motion carried.

Mayor Pinnow asked the Council to surplus the property located at 309 4th Avenue West (Milwaukee Land Co. 2nd Addition, Block 34, Lot 5) which is owned by the City of Lemmon after Perkins County turned the property over to the city. Dalzell moved, Barnes second to surplus the property as described. All voting "Aye"; motion carried.

Evans left the meeting at 6:37 p.m.

City Attorney, Shane Penfield recommends the advertisement for the property which is declared surplus be put up for sealed bids with the stipulation that it either be tore down or brought up to code within a very specific time frame. Sealed bids would give the city the right to reject any or all bids and the second option of actually having a public auction where you take the highest offer also with the right to put a reserve on the price that can be rejected by the council also. The property first needs to be appraised and Mayor Pinnow appointed Mike Schweitzer, Brian Hopfinger, and Adam Dauwen to each do an appraisal of the property. Anderson moved, Barnes second to approve the appointment of these three individuals to do appraisals. All voting "Aye"; motion carried.

Anderson moved, Dalzell second to table the request to advertise for bids for 309 4th Avenue West until the appraisals are complete. All voting "Aye"; motion carried.

Corcoran moved, Dalzell second to allow Chad Abel to attend Finance Officer's School in Pierre on June 8-11, 2021. All voting "Aye"; motion carried.

Barnes moved, Anderson second to allow the finance office to publish the weed and grass ordinance. All voting "Aye"; motion carried.

Corcoran moved, Barnes second to advertise for a Public Hearing for Temporary Liquor Licenses at the Beeler Community Center for Lemmon Country Club for June 19-20, 2021; September 4-5, 2021; September 25-26, 2021, at 6:15 p.m. on June 7, 2021. All voting "Aye"; motion carried.

Dave Huber noted that the new meter readers are in and will begin to be installed this month. The city crew will be installing a new reader on each meter located in the city and will need entrance to each individual home and business.

Abel noted that the yearly audit has been completed and went very well with very minimal audit comments.

Public Comment-None

City Attorney, Shane Penfield addressed the Council with the public official liability information. Penfield noted that the Council needs to be constantly aware of the SD Open Meeting Laws and noted that the meetings are all open to the public but are not a public meeting and the agenda still needs to be followed including committee meetings. Penfield also noted that anything discussed in executive session cannot ever be discussed openly.

Committee Reports

Dalzell thanked the city crew for getting the brackets installed on the light poles along Highway 12 for the banners. They look awesome.

Pelkofer noted that the Ordinance Committee met with a fairly large crowd in attendance and there is a small group of private citizens concerned about nuisance issues.

Corcoran reported that Renae Gebhart has asked about possibly having a disc golf course put in at the North Park. Shane and Kellie Penfield have agreed to work on the Yellowstone Trail signs. Mr. Bucks has been notified that summer baseball will be starting and the city will need access to the baseball field and the area around it which is currently being used by the school for storage of the materials to construct the new addition to the school. Bucks assured the city that it would be cleaned up and ready for baseball season.

Dalzell moved, Barnes second to approve Rick Bolte, Mike Mizera, and Ron Bierwagen to give appraisals for the fire truck to be surplus. All voting "Aye"; motion carried.

Huber noted he attended a water conference and there are some new regulations out for lead and copper that he and the city crew will be working on.

Barnes moved, Anderson second to adjourn. Mayor Pinnow declared the meeting adjourned at 7:04 p.m.

CITY OF LEMMON

NEAL PINNOW, Mayor

ATTEST:

ANNETTE DALZELL, Assistant Finance Officer

Published once at an approximate cost of _____.

