

**REGULAR MEETING OF THE CITY COUNCIL
LEMMON, SOUTH DAKOTA
MAY 6, 2024**

Pursuant to due call and notice thereof, the Regular Meeting of the City Council of Lemmon, South Dakota was held on Monday, May 6, 2024, at 6:00 p.m. in the Council Chambers of City Hall.

Mayor Matthew Barnes and the following City Council were present: Christine Becker, Wayne Corcoran, Pat Dalzell, Gary Ericsson, Art Pederson, and Tim Pelkofer. Employees in attendance were: Chad Abel, Annette Dalzell, Dave Huber, Raven Christman, and City Attorney, Shane Penfield.

Others in attendance were: Colleen Pederson, Dave Johnson, Ann Abel, Judy Larson, LaQuita Shockley, Steve Graves, Michael Yushta, Ryan Kohn, James O'Dell, Leif Bakken, Melony Bruno, and Deputy Sheriff Peter Schmeling.

No conflict of interest was declared.

Corcoran moved, Becker second to approve the Agenda. All voting "aye"; motion carried.

Ericsson moved, Dalzell second to approve the minutes of the April 1, 2024, Regular Meeting. All voting "aye"; motion carried.

Corcoran moved, Becker second to approve the minutes of the April 15, 2024, Special Meeting. All voting "aye"; motion carried.

Pederson moved, Dalzell second to approve claims as presented and the financial statement. All voting "aye"; motion carried.

Mayor/Council, \$1,400.00; Finance, \$6,741.28; Fire Department, \$550.00; Streets, \$11,152.71; Street Sweeper, \$94.57; Landfill, \$2,414.11; Cemetery, \$100.00; Pet Park, \$570.89; Pet Park gift shop, \$88.54; General Parks, \$526.93; Library, \$3,396.13; Water, \$5,680.46; Sewer, \$1,253.12.

American Family Life Assurance, Premiums withheld, \$184.10; Dacotah Bank, EFTPS, \$7,524.48; Dacotah bank Visa, Books, \$591.13; Delta Dental, Dental insurance premiums, \$362.10; Grand Electric, Electric, \$619.72; South Dakota Retirement, Retirement, \$3,662.44; MDU, Electric, \$6,580.00; SD Dept. Of Revenue, Sales Tax, \$1,240.10; Slope Electric, Lagoon Electric, \$50.00; West River Tele Coop, Telephone & Internet, \$718.75; Wellmark, Blue Cross, \$6,388.50.

Acme Tools, Supplies, \$353.22; B&H Sanitation, LLC, Contract & Dumpster leases, \$7,150.00; Badger Meters, Supplies, \$50.25; Bartels, Arlin, Airport Conference Travel, \$185.00; Brabazon, Lyle, Clothes Allowance, \$200.49; Brabazon, Lyle, West Nile

Conference, \$6.00; Campbell, Yvonne, Election 2024, \$240.00; Center Point, Books, \$382.40; Christman, Raven, Cleaning contract, \$200.00; Christman, Raven, Conference & Travel, \$199.92; Dakota Herald, Legals & 2024 Election, \$502.19; Dalzell, Rich, West Nile Travel & Conference, \$41.00; Display Sales, Christmas Decorations, \$2,083.00; Gale/Cengage, Books, \$144.69; Ginther, Mike, Management Fee, \$1,250.00; Ginther, Weston, Ballfield Repairs, \$230.00.

Hawkins, Pool Supplies, \$1,846.56; Huber, Dave, Travel & Conference Water, \$115.12; Johnson, Joel, Code Enforcement, \$1,109.39; LACED, Expenses, \$3,140.10; LACED, Beeler, \$1,811.51; Laufer Vermeer, Supplies, \$25.48; Lemmon IGA, Supplies, \$162.37; Lemmon Youth Baseball, 2024 Remittance, \$500.00; Lemmon Youth Football, 2024 Remittance, \$500.00; Lemmon Youth Soccer, 2024 Remittance, \$500.00; Marxsen Jen, Water Refund, \$59.18; McLeod's, Election supplies, \$72.60; Mizera, Connie, Election Worker 2024, \$240.00; MVTL, Water Tests, \$38.00; Northwest Farm & Home Supply, Supplies/repairs, \$335.04; Northwest SD Regional Landfill Assoc., Monthly fees for landfill, \$12,036.87; Oliver, Monte, Water Refund, \$50.00.

Perkins County Finance Office, Law enforcement contract, \$20,500.00; Perkins County Rural Water, Purchased water & training, \$18,905.55; Principal Financial Group, Premiums, \$206.98; Print Shop, Printing, \$291.84; Rosenberg, Dakota, West Nile Conference, \$6.00; SD Public Safety, Drivers Licenses, \$477.00; SDPAA, Insurance, \$38,430.16; South Dakota 811, SD One Call, \$11.55; Stocks, Repairs, \$575.21; St Mary's, Graves, \$5.00; Southwest Grain, Fuel, \$3,347.00; Tennant's Auto Center, Repairs/supplies, \$204.11; The Current Connection, Supplies, \$918.66; The Lodge in Deadwood, Airport Conference, \$364.00; Uhrig, Hank, Water Refund, \$48.29; USDA Rural Development, Sewer Loan, \$4,431.00; Willard's Oil, Fuel, \$683.10; Wagendorf, John, Election 2024, \$240.00.

Abel handed out the certificate of election. Mayor Barnes thanked Pat Dalzell and Art Pederson for their years of service to the council.

Walter Dauwen took his seat at the table as Ward 2 alderman. Dacia Hilkemeier took her seat at the table representing Ward 3.

Matthew Barnes, Mayor; Christine Becker, Ward 1; Walter Dauwen, Ward 2; and Dacia Hilkemeier, Ward 3; took the Oath of Office from Finance Officer Abel.

Dauwen moved to nominate Wayne Corcoran for President of the Council, Pelkofer second. All voting "aye"; motion carried.

Dauwen moved, Pelkofer second to cease nominations and cast a unanimous ballot. All voting "aye"; motion carried.

Dauwen moved, Becker second to nominate Gary Ericsson as Vice President of the Council. All voting "aye"; motion carried.

Pelkofer moved, Corcoran second to cease nominations and cast a unanimous ballot. All voting “aye”; motion carried.

Corcoran moved, Becker second to approve the Mayor Committee Appointments, Employee Appointments, and Board Appointments. Dacia Hilkemeier questioned why there is only one person on the Tree Board and volunteered to be on that board. Corcoran moved to amend his motion to include the change to the Tree Board, Dauwen second. All voting “aye”; motion carried.

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| Mayor | Matthew Barnes |
| President of the Council | Wayne Corcoran |
| Vice President of the Council | Gary Ericsson |
| City Property & Leases | T. Pelkofer, C. Becker, G. Ericsson |
| Finance | W. Corcoran, G. Ericsson, W. Dauwen |
| Garbage & Landfill | T. Pelkofer, C. Becker, D. Hilkemeier |
| Liquor & Gaming | T. Pelkofer, W. Corcoran, D. Hilkemeier |
| Ordinances, Policies & Public Safety | T. Pelkofer, W. Corcoran, G. Ericsson |
| Law Enforcement | Mayor, President, Vice President |
| Streets & Sidewalks | C. Becker, W. Dauwen, D. Hilkemeier |
| Water & Sewer | W. Corcoran, W. Dauwen, G. Ericsson |
| Airport Board-Council Rep | W. Dauwen |
| Cemetery Board-Council Rep | W. Corcoran |
| Housing-Council Rep | G. Ericsson |
| Library Board-Council Rep | D. Hilkemeier |
| Park Board-Council Rep | C. Becker |
| BBB Board-Council Rep | G. Ericsson |
| Planning & Zoning-Council Rep | T. Pelkofer |

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

Cemetery Board: Vance Trogstad, Anthony Fike, Al Colgrove, Nicole Huffman

Housing & Redevelopment: Jeff Haase, Jaden Shockley, Tim Kvale, Delores Wells, Michael VanBeek

Library Board: David Perlmutter, Kim Olson, Linda Borchert, Kelli Penfield, Kellie Fike

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

Tree Board: Marla Reede, Dacia Hilkemeier

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

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

Dauwen moved, Ericsson second to grant signatory authority to Mayor Matthew Barnes, President Wayne Corcoran, Finance Officer Chad Abel, and Assistant Finance Officer Annette Dalzell on the three financial institutions including: BMO, Dacotah Bank, and Dakota Plains Federal Credit Union. All “aye”; motion carried.

Corcoran moved, Becker second to approve 2024 T-Ball/Coach Pitch to be a Lemmon Event for May 28-July 9th. All voting “aye”; motion carried.

Corcoran moved, Dauwen second to approve Soccer to be a Lemmon Event for July 15-August 25, 2024. All voting "aye"; motion carried.

Corcoran speaking on behalf of the cemetery board noted the shed is dilapidated and needs to be declared surplus and tore down. Corcoran moved, Ericsson second to declare the shed surplus. 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 2024-2025 for American Legion Post 66. There being no one to speak for or against the license; Corcoran moved, Dauwen 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 2024-2025 for Dakota Lodge. There being no one to speak for or against the license, Dauwen moved, Becker 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 2024-2025 for Deez Inc. There being no one to speak for or against the license, Hilkemeier 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 2024-2025 for Dollar General. There being no one to speak for or against the license, Corcoran moved, Becker 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 2024-2025 for Geo's Corner. There being no one to speak for or against the license, Hilkemeier moved, Dauwen 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 2024-2025 for Kokomo. There being no one to speak for or against the license, Becker moved, Hilkemeier 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 2024-2025 for Lemmon Pit Stop. There being no one to speak for or against the license, Corcoran moved, Becker second to approve the license. All voting "aye"; motion carried.

Becker representing the Park Board presented the following names for hire for Summer 2024 help. Becker moved, Corcoran second to approve as presented. All voting "aye"; motion carried.

Petrified Wood Park Museum & Gift Shop: Cassandra Johnson, \$13.00 hour; Teresa Snyder, \$13.00 hour.

General Parks: Landon Pederson, \$13.00 hour.

Baseball: Ben Hetzel, \$13.75 hour; Drew Hetzel, \$13.00 hour; Jaxson Dirk, \$13.00 hour; Merris Miller, \$13.00 hour; Cameron Bentley, \$13.00 hour.

Abel noted the BBB Board met and unanimously approved Print Shop \$2,800.00 for 1,000 Lemmon Aides to promote Lemmon. Dauwen moved, Corcoran second to approve the request as presented. All voting "aye"; motion carried.

Ericsson moved, Becker second to approve the request from the Boss Cowman Rodeo Committee for \$7,500.00 BBB dollars for the Boss Cowman Honoree Steak Feed. All voting "aye"; motion carried.

6:25 p.m. This being the time and place to open bids for the house "clean-out" for the property located at 309 4th Avenue West. Three bids were received as follows: Jim Nehl Construction of Keldron, SD in the amount of \$15,000.00; Redemption Junk Removal of Mandan, ND in the amount of \$10,650.00; and Travis Chilson, Lemmon SD in the amount of \$10,200.00. After some discussion, Corcoran moved, Ericsson second to accept the low bid of \$10,200.00 from Travis Chilson with the job to be completed by June 15, 2024. All voting "aye"; motion carried.

Dauwen moved, Becker second to approve the BBB request for the Lemmon Pulling Association in the amount of \$2,250.00. Hilkemeier questioned the request and noted the money needs to be used for advertising, facility, and printing and asked to amend the motion to include this. Pelkofer second the amended motion. All voting "aye"; on the amended motion and all voting "aye" for the approval as amended.

Dave Johnson representing Lemmon Area Charitable & Economic Development (LACED) spoke on the request of BBB funds in the amount of up to \$91,000.00 for repair of the Beeler Community Center patio, storm drainage, and raising and jacking of a section of the floor which is sinking. Pelkofer noted that attending the BBB meeting, the integrity of the building is in jeopardy if the repairs are not done. Corcoran moved, Dauwen second to allow up to \$91,000.00 in repairs to fix the sinking floor and repair the patio with storm drainage as needed. All voting "aye" motion carried.

Dave Huber requested permission to purchase a 2014 John Deere side-by-side from Gooseneck Implement in the amount of \$13,700.00 to be used for spraying weeds at the lagoon and street department. The money will come from the street department reserves. Ericsson moved, Corcoran second to approve the purchase as requested. All voting "aye"; motion carried.

Corcoran moved, Becker second to allow the Finance Office to advertise for a Temporary Liquor License for the R-Bar on July 11-14, 2024 for the Beeler Community Center on June 3, 2024, at 6:15 p.m. All voting "aye"; motion carried.

Corcoran moved, Becker second to allow the Finance Office to advertise for a Temporary Malt Beverage License for the Kokomo on July 12-13, 2024, at 6:15 p.m. on June 3, 2024. All voting “aye”; motion carried.

Dauwen moved, Corcoran second to allow the street closure of 6th Street East, between the Petrified Wood Park and GE Lemmon Park, for the Lemmon Chamber of Commerce on July 13, 2024, for the car show. All voting “aye”; motion carried.

Dauwen moved, Becker second to allow the street closure of 2nd Street West, north of the Beeler Community Center on July 12-13, 2024, for Boss Cowman activities. All voting “aye”; motion carried.

Becker moved, Dauwen second to allow the street closure of the 200 block of Main Avenue in the evening for the Boss Cowman activities. All voting “aye”; motion carried, noting with the Chamber being without an employee and only a board at the current time, the events are still in the works.

Abel speaking on behalf of the Lemmon Chamber, noting he spoke with Sheriff Kelly Serr in regards to the “open container” for the Boss Cowman Events. Sheriff Serr gave his approval of the “open container” being in the 200 block of Main Avenue in a roped off area and marked as such. Corcoran moved, Hilkemeier second to approve the request as presented. All voting “aye”; motion carried.

Raven Christman speaking on behalf of the Parade Committee, noted the parade route will be 2nd Street West, turning onto Main Avenue to 8th Street, turning west to 6th Avenue West past the Nursing Home. Corcoran moved, Ericsson second to approve as presented. All voting “aye”; motion carried.

Corcoran moved, Dauwen second to allow Chad Abel to attend Finance Officer school in Spearfish on June 12-14, 2024. All voting “aye”; motion carried.

Corcoran moved, Ericsson second to allow the Finance Office to publish the Weed & Grass notice as presented. All voting “aye”; motion carried.

Mayor Barnes noted the city-wide Clean-up Week is May 20-25, 2024, and the Lemmon School District clean-up day is Monday, May 13, 2024.

Mayor Barnes noted the city audit will be conducted this week May 8-10, 2024.

City Attorney, Shane Penfield spoke on public official liability. Penfield shared information on Conducting the Public’s Business in Public, a guide to South Dakota’s Open Meeting Laws. Penfield also noted the “bid booklet” is a great resource. Penfield also addressed executive session and that he is available 24/7.

Public Comment-

Melony Bruno spoke to the Council about the lack of temporary housing in Lemmon with several construction companies and traveling nurses needing housing. Bruno asked the Council to try and contact out of town people who own homes that are sitting empty. After some discussion, Dauwen noted that the City Council is not in the property business but maybe contact the city office or the county office for the public information that is available to the public on the property owners.

Committee Reports-

Pelkofer reminded the council that he will be out of country for the July & August meetings.

Becker noted the next Chamber meeting is May 13, 2024. Becker also shared that the Park Board has met several times and there is new equipment being installed at the North Park soon.

Raven Christman reported she attended a one-day conference in the Black Hills and sat on a panel for librarians of rural libraries and shared information. Christman also noted the Summer Reading Program is about underway.

Becker moved, Corcoran second to adjourn. Mayor Barnes declared the meeting adjourned at 7:11 p.m.

CITY OF LEMMON

MATTHEW A. BARNES, Mayor

ATTEST:

ANNETTE DALZELL, Assistant Finance Officer

Published once at an approximate cost of _____.