

**REGULAR MEETING OF THE CITY COUNCIL
LEMMON, SOUTH DAKOTA
NOVEMBER 1, 2021**

Pursuant to due call and notice thereof, the Regular Meeting of the City Council of Lemmon, South Dakota was held on Monday, November 1, 2021, at 6:00 p.m. in the Council Chambers of City Hall.

Mayor Neal Pinnow and the following City Council were present: 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: Colleen Pederson, Art Pederson, LaQuita Shockley, Toni Huber, John Lopez, Mike Schweitzer, Dacia Hilkeimeier, and Archie Goodrich.

No conflict of interest expressed.

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

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

Dalzell moved, Corcoran second to approve the minutes of the October 4, 2021, Regular Meeting. Evans moved to amend the minutes to remove Jill Anderson from being listed as absent, Dalzell second the amendment. All voting "Aye" to amend. Dalzell moved, Evans second to approve as amended. All voting "Aye"; motion carried.

Mayor Pinnow noted there was no code enforcement report. City Attorney Penfield gave an update with several individuals who have had court appearances pertaining to code enforcement issues and are working to mitigate the issues that remain on their properties after the initial court appearance. Penfield noted there seems to be a positive response from the court action with several people having made court appearances.

Mayor Pinnow appointed Arthur Pederson to the open Ward 3 position. There was some discussion as Dacia Hilkeimeier had also showed interest in the position. Barnes moved, Corcoran second to approve the appointment of Arthur Pederson to fill the open position in Ward 3. All voting "Aye"; with Evans voting "Nay"; motion carried.

Chad Abel swore in Arthur Pederson with the Oath of Office for Ward 3.

Dalzell noted the BBB Board met and discussed three entities requesting funds. The BBB Board approved all of the requests. The first request was from the ND Ladies Run, which is a motorcycle group that will be meeting in Lemmon in July 2022 for a weekend of entertainment and riding. Shari Smith representing the ND Ladies Run requested up

to \$6,000.00 for advertising and entertainment for the event which will bring approximately 200 ladies to town for the event. Discussion ensued. Dalzell moved, Corcoran second to allow them up to \$6,000.00 for the event. At this time, Mayor Pinnow asked to table the conversation and move on to the liquor license.

6:17 p.m. This being the time and place for the Public Hearing for 2022 Liquor Licenses. Dalzell moved, Corcoran second to approve the 2022 Retail On-Sale Liquor License with Sunday Opening for American Legion Post 66. There being no one to speak for or against, the license was approved. All voting "Aye"; motion carried.

Barnes moved, Dalzell second to approve the 2022 Retail On-Sale Liquor License with Sunday Opening for Lemmon Recreation. There being no one to speak for or against, the license was approved. All voting "Aye"; motion carried.

Pederson moved, Barnes second to approve the 2022 Retail On-Sale Liquor License with Sunday Opening for R-Bar DBA Wild Oats. There being no one to speak for or against, the license was approved. All voting "Aye"; motion carried.

Dalzell moved, Evans second to approve the 2022 Package Off-Sale Liquor License no Sunday Opening for Lemmon IGA, Inc. There being no one to speak for or against, the license was approved. All voting "Aye"; motion carried.

Corcoran moved, Barnes second to approve the 2022 Package Off-Sale Liquor License no Sunday Opening for Lemmon Pit Stop. There being no one to speak for or against, the license was approved. All voting "Aye"; motion carried.

Dalzell moved, Evans second to approve the 2022 Package Off-Sale Liquor License no Sunday Opening for R-Bar DBA Wild Oats. There being no one to speak for or against, the license was approved. All voting "Aye"; motion carried.

Barnes moved, Dalzell second to approve the 2022 On-Off Sale Wine and Cider License for the Family Dollar. There being no one to speak for or against, the license was approved. All voting "Aye"; motion carried.

Corcoran moved, Evans second to approve the 2022 On-Off Sale Wine and Cider License for the Dollar General. There being no one to speak for or against, the license was approved. All voting "Aye"; motion carried.

6:23 p.m. This being the time and place to open bids for house removal. Mayor Pinnow opened the bids for the property located at 305 4th Avenue West (Milwaukee Land Co 2nd Addition, Block 34, S ½ of Lot 2 and all of Lot 3). GW Trucking submitted a bid for \$6,528.00 and J&K Enterprises in the amount of \$6,987.00. Evans moved, Pederson second to accept the low bid from GW Trucking. All voting "Aye"; motion carried.

The bids were opened for the property at 805 1st Avenue East (Lemmon's 2nd Addition, Block 6, Lot 3), with GW Trucking's bid being \$2,856.00, and J&K Enterprises bid being

\$3,462.90. Barnes moved, Dalzell second to accept the low bid of GW Trucking. All voting "Aye"; motion carried.

The bids were opened for the property located at 807 1st Avenue East (Lemmon's 2nd Addition, Block 6, Lot 4), with GW Trucking's bid being \$3,060.00, and J&K Enterprises bid being \$3,462.90. Pederson moved, Corcoran second to approve the low bid from GW Trucking. All voting "Aye"; motion carried.

Mayor Pinnow noted the Finance Office will be in contact with Mike Olson to inform him of the results of the bid opening.

Mayor Pinnow now brought the BBB Board discussion back to the table. The ND Ladies Run discussion continued. With there being a motion and a second on the table, Mayor Pinnow called a roll call vote, with Pederson and Barnes voting "Nay", Pelkofer, Corcoran, Dalzell and Evans voting "Aye"; motion carried to approve up to \$6,000.00 upon receiving receipts for the event.

John Lopez was in attendance to speak on behalf of the Chamber of Commerce who is requesting \$3,000.00 for the flower planters/benches for Main Avenue for the beautification of the City of Lemmon. Dalzell moved, Evans second to approve the request of \$3,000.00 from the BBB funds to the Chamber of Commerce. On a roll call vote, Pederson, Pelkofer, Corcoran, Dalzell, and Evans voting "Aye"; with Barnes voting "Nay"; motion carried.

The last BBB request is from the Lemmon Park Board, requesting \$7,000.00 for the purchase of new playground equipment for the GE Lemmon Park. Pederson moved, Dalzell second to approve the request of \$7,000.00 to enhance the park. On a roll call vote, all voting "Aye"; motion carried.

Pederson moved, Dalzell second to approve the contract with BNSF to bore under the railroad for the 2nd Street East Project to allow for storm sewer and additional drainage. The cost to the City of Lemmon is \$1,270.00 and there is no expiration date on the contract. Barnes moved, Evans second to amend the motion and add signatory authority for Mayor Pinnow to sign the contract. All voting "Aye"; motion carried and all voting "Aye"; amended motion carried.

Corcoran moved, Barnes second to declare the property at 502 2nd Avenue West (Lemmon Original, Block 25, Lot 11) as surplus. All voting "Aye"; motion carried.

The City of Lemmon has approximately \$1,150.00 into the cost of the lot for tear down of the old house and clean up at the location of 502 2nd Avenue West. It was noted that the Council can either except sealed bids or do a public auction. Dalzell moved, Corcoran second to have a public auction with a low bid of \$1,000.00 and the auction to be on December 6, 2021, at 6:15 p.m. at the city council meeting and approve the Finance Office to advertise. All voting "Aye"; motion carried.

There was no public comment.

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

Mayor/Council, \$1,100.00; Finance, \$5,551.97; Fire Department, \$550.00; Streets, \$6,676.63; Street Sweeping, \$1,358.64; Landfill, \$2,154.41; Pet Park Museum, \$533.94; Pet Park Gift Shop, \$682.20; General Parks, \$1,636.37; Ball Park, \$308.45; Bamble, \$1,999.50; Pool, \$266.93; Cemetery, \$75.00; Library, \$2,492.25; Water, \$5,049.41; Sewer, \$1,973.02.

AFLAC, Premiums withheld, \$570.20; Dacotah Bank, Payroll EFTPS, \$6,919.44; Delta Dental, Premiums, \$363.80; Elan, Visa, \$984.26; Grand Electric, Airport, \$230.97; Montana Dakota Utilities, Electricity, \$5,128.80; Slope Electric, Lagoon Electricity, \$40.00; SD Dept of Revenue, Sales tax, \$1,129.36; South Dakota Retirement Systems, Retirement contributions, \$2,948.14; West River Coop. Tele. Co., Telephone/Internet, \$723.55; Wellmark Blue Cross of South Dakota, Premiums, \$6,179.63.

Abel, Chad, Conference, \$48.00; Adams County Record, Library, \$55.00; AgPro, Supplies, \$149.12; B&C Plumbing, Repairs, \$13.25; B&H Sanitation, LLC, Garbage contract, \$6,500.00; Banyon Data Systems, Inc., Payroll and Utility billing support, \$1,954.00; Bootz & Tires, Repairs, \$30.50; Center Point LP, LP Books, \$366.48; Christman, Raven, Cleaning Contract, \$200.00; Dakota Herald, Monthly costs/legals, \$323.92; Dale Rivinius Tilling & Mowing, Cemetery contract, \$885.00; Dakotas Propane, Propane, \$2,077.05; Evans, Cathy, Conference, \$212.48.

Gale Cengage, Books, \$169.11; Ginther, Mike, Management fee, \$1,178.32; Hamand Tire, Repairs, \$24.00; Hawkins, Pool supplies, \$20.00; Hayes, Kathy, Water Refund, \$50.00; Huber, Dave, Supplies & Clothing, \$391.68; HDR, Street Engineering, \$63,085.45; Junior Library Guild, Books, \$833.80; Kimball Midwest, Street Tar & Chip, \$598.07; Krebs, Quinten, Clothes, \$134.00; Lemmon IGA, Supplies, \$88.95; LACED, Expenses, \$5,032.38; Lacal, Sweeper Repair, \$1,348.40; Lemmon Fire Dept, Expenses, \$12,276.06; Mattern, John, Water Refund, \$70.84; Muscha Pavement Marking, Paint lines Main Street, \$720.19; Northwest Farm & Home, Supplies/Repairs, \$63.40; Northwest SD Regional Landfill Assoc, Monthly garbage fees & nonresident fees, \$10,797.60.

Penfield, Shane, Conference, \$178.48; Perkins County Finance Office, Law Enforcement Contract, \$19,750.00; Perkins County Rural Water, Water Usage, \$29,705.25; Pinnow, Neal, Conference, \$192.48; Praxair, Supplies, \$345.90; Principal Financial Group, Life insurance, \$225.44; Print Shop, Supplies, \$118.00; Runnings, Supplies, \$53.98; Sackmann, Joe, Mowing, \$400.00; Sackmann, Josh, Clean up & Mowing, \$600.00; SD Dept. of Public Safety, Driver's licenses, \$570.00; South Dakota Dept. of Health, Water tests, \$256.00; South Dakota One Call, Locates, \$18.90; Stateline Designs, Uniforms, \$621.66; Stocks, Supplies, \$601.07; Tennant's Auto, Repairs, \$392.27; The Current

Connection, Supplies, \$185.21; United Lab, Supplies, \$508.57; Willard's Oil, Repairs, \$863.80.

Committee Reports

Evans thanked the City for allowing her to attend the SDML Annual Conference saying it was very beneficial.

Huber noted the pool will begin the lining process this week and the filtration system will be installed in January 2022.

Penfield also thanked the City of Lemmon for the opportunity to attend the SDML Annual Conference with some great sessions.

Barnes moved, Evans 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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