

**REGULAR MEETING OF THE CITY COUNCIL
LEMMON, SOUTH DAKOTA
OCTOBER 3, 2022**

Pursuant to due call and notice thereof, the Regular Meeting of the City Council of Lemmon, South Dakota was held on Monday, October 3, 2022, at 6:00 p.m. in the Council Chambers of City Hall.

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

Others in attendance were: Jeff Haase, Mary Haase, Mike Schweitzer, Deputy Sheriff Bill Johnson, Neal Pinnow, Dacia Hilkemeier, and Dave Johnson.

There was no conflict of interest declared.

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

Corcoran moved, Pederson second to approve the Agenda, all voting "Aye;" motion carried.

Ericsson moved, Becker second to approve the minutes of the September 6, 2022, Regular Meeting. All voting "Aye;" motion carried.

6:01 p.m. John Wells, Dorothy Wells, Lorri Bauler, Theresa Wells, Jaren Lonhurst, and Gary Wells entered the meeting.

Mayor Barnes read the proclamation John E. Wells Day and made a presentation to John Wells for his 100th birthday.

**Executive Proclamation
City of Lemmon
State of South Dakota**

Whereas, John E. Wells chose to make Lemmon, South Dakota his home, the city in which he lives, befriends, works, loves and worships, and we are rich because John E. Wells lives among us; and

Whereas, John E. Wells was born in Fort Yates, North Dakota on October 3, 1922; and

Whereas, John E. Wells is a veteran of World War II having bravely served this country in the United States Marine Corps; and

Whereas, John E. Wells served his country honorably at the Battle of Iwo Jima; and

Whereas, John E. Wells has made Lemmon, South Dakota and the surrounding area his home since 1945; and

Whereas, John E. Wells has been married to Dorothy for seventy-three years; and

Whereas, John E. Wells and Dorothy Wells raised four children in Lemmon; and

Whereas, John E. Wells has been a devoted husband, father and neighbor having worked at grain elevators in Lemmon and Reeder; and

Whereas, John E. Wells will observe his 100th Birthday with all the good wishes, fanfare, and celebration such a milestone warrants, as his friends and relatives gather to honor him and celebrate his life and the camaraderie of the day; and it is fitting and property for the City of Lemmon to make note of this milestone in the life of a man who has lived and exemplary life for all to emulate.

Now Therefore Be It Proclaimed that the Mayor of the City of Lemmon declare October 3, 2022 as

John E. Wells Day

in the City of Lemmon and the City and its Citizens join all his many friends and his relatives in wishing him a very happy birthday, good health and great happiness. This proclamation shall be spread upon the Minutes of the Regular Meeting of the Lemmon City Council and be published according to South Dakota law.

I, the Mayor of the City of Lemmon, hereby set my hand on this Proclamation on the Third Day of October, In the Year of Our Lord Two Thousand Twenty-two, at the City Hall of the City of Lemmon, Perkins County, State of South Dakota.

CITY OF LEMMON

Matthew Barnes, Mayor of the City

ATTEST:

Chad Abel, Finance Officer

6:07 p.m. The Wells family left the meeting.

Mayor Barnes reported that Code Enforcement Officer, Mike Olson submitted his written report. Olson was in town again on September 28-29, 2022, for assessments. Several letters were sent and several have complied.

Pelkofer reported the Property Committee met and discussed the property located at 309 4th Avenue West (Milwaukee Land Co., Second Addition, Block 34, Lot 5). Mike Olson did an inspection of the property and noted it is in dangerous condition and animals are harboring. Olson recommends removing all contents and having the structure demolished. Pelkofer moved, Ericsson second to follow the recommendation of Mike Olson and have the property demolished, and have Olson obtain quotes for the demolition. All voting "Aye;" motion carried.

Dave Huber requested approval to hire a temporary full-time employee to fill in for the next two months while a full-time employee is out for medical reasons. Pederson moved, Ericsson second to approve the hire as requested. All voting "Aye;" motion carried.

Raven Christman informed the Council that Trunk or Treat will be held on Main Avenue in front of the Petrified Wood Park on Monday, October 31, 2022, from 3:00-6:00 p.m.

Mayor Barnes reminded all residents to have all boats, campers, and other vehicles removed from the city streets by November 1, 2022, to help with snow removal.

6:15 p.m. This being the time and place for the Public Hearing for a Temporary Liquor License for Lemmon Legion on October 15-16, 2022, at the Beeler Community Center for a special event. There being no one to speak for or against, Corcoran moved, Becker 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 Recreation on November 11-12, 2022, at the Beeler Community Center for a special event. There being no one to speak for or against, Corcoran moved, Becker second to approve the license. All voting "Aye;" motion carried.

This being the time and place for the Public Hearing for a new Liquor License for Shari Smith, R-Bar. There being no one to speak for or against, Corcoran moved, Pederson second to approve the license. All voting "Aye;" motion carried.

Pelkofer spoke again on the meeting of the Property Committee to purchase a 5-wire fence placed on Tract 4 property of the City of Lemmon. The lease is currently held by Chad Abel who put up a new 5-wire fence at the cost of \$5,116.89, which is .95 cents per foot. This property has been fenced by the person holding the lease in the past and then when a new person leases the property it must be torn down and a new fence constructed. Pelkofer noted this is a good deal and it should increase the bid price for future bidding and would eliminate the fence hassle every time a new lease is bid. Pelkofer moved, Ericsson second to pay Chad Abel \$5,116.89 for the fence and the City of Lemmon will own the fence. Dalzell asked if the maintenance would be the responsibility of the new

lease, and it was noted that it would be included in the lease agreement for the maintenance moving forward. All voting "Aye;" motion carried.

Pelkofer noted the third thing the Property Committee recommends is to have a live auction bid process for the upcoming 3-year City Lease Agreements. The process in the past has been submitting sealed bids and then those who submitted a sealed bid could raise the bid at the council meeting. The Property Committee recommends for this 3-year lease period that a live auction be held on all four tracts that will be up for bid, with a minimum of \$10.00 per acre on all properties. Pelkofer moved, Becker second to follow the recommendation of the Property Committee with a live auction and a minimum of \$10.00 per acre on all properties, with the city having the right to refuse any and all bids. All voting "Aye;" motion carried.

Corcoran moved, Becker second to allow the Finance Office to advertise for a Public Hearing of 2023 Liquor Licenses at 6:15 p.m. on Monday, November 7, 2022. All voting "Aye;" motion carried.

Corcoran moved to go into Executive Session per SDCL 1-25-2 (1), to discuss the qualifications, competence, performance, character or fitness of any public officer or employee or prospective public officer or employee. Pelkofer second the motion at 6:25 p.m. All voting "Aye;" motion carried.

6:33 p.m. Mayor Barnes declared the meeting out of Executive Session.

Anthony Bonacci entered the meeting at this time.

Public Comment

Jeff Haase addressed the Council as a citizen of the City of Lemmon, not a Planning & Zoning Board Member. Haase spoke to the Council about a portion of an article in the Dakota Herald October 3, 2022, issue, asking for a correction to the article by the Dakota Herald.

Anthony Bonacci asked to have the minutes of the September 6, 2022, meeting corrected to clarify that he spoke about notification and trespassing on his property not just about his grass.

Pederson moved, Corcoran second to approve claims as presented. Pederson noted a kudos to Dave Huber for hiring Jensen Sand & Gravel to do the street chipping this year and the good job they did. All voting "Aye;" motion carried.

Mayor/Council, \$1,075.00; Finance, \$5,685.32; Fire Department, \$550.00; Streets, \$7,617.73; Street Sweeper, \$1,119.04; Landfill, \$2,353.60; Cemetery, \$75.00; Museum, \$2,857.20; Gift Shop, \$2,651.46; General Parks, \$3,429.76; Ball Parks, \$29.50; Pools, \$7,170.14; Library, \$3,045.09; Water, \$3,922.01; Sewer, \$624.39.

Elan VISA, Supplies & Repairs, \$383.30; Aflac, Premiums, \$363.63; Dacotah Bank, EFTPS, \$8,350.36; Grand Electric, Airport, \$245.90; Montana Dakota Utilities, Electricity, \$7,585.62; SD Revenue, Sales Tax, \$2,423.75; Delta Dental, Premiums, \$345.20; Wellmark, Insurance Premiums, \$6,418.11; Slope Electric, Electricity, \$42.58; South Dakota Retirement System, Retirement, \$3,117.38; West River Coop Telephone, Service, \$850.79.

AgPro, Supplies, \$203.87; Badger Meters, Service, \$1,200.00; Barlow, Jerry, Library Performance, \$350.00; B & C Plumbing, Pet Park repairs, \$75.20; B&H Sanitation, Garbage contract, \$6,500.00; Center Point LP, Books, \$45.54; Christman, Raven, Cleaning Contract, \$250.00; City of McIntosh, Repairs, \$900.00; Dakota Herald, Legals, \$220.94; Dakota Lodge, Jerry Barlow, \$104.37; Dakota Playground, Supplies, \$307.61; Dale Rivinius Tilling & Mowing, Cemetery mowing, \$2,587.50; Dakota Propane, Tar Truck, \$653.45; Eido Printing, Help Wanted Ad, \$32.00; Eng Curbing & Concrete, Sidewalk, \$1,200.00; Gale/Cengage, Books, \$211.54; Ginther, Mike, Monthly management fee, \$1,178.34; Gooseneck, Repairs, \$9.68.

Hausauer Seamless, Gen Build, \$42.60; Hawkins, Pool Supplies, \$100.00; HDR, Engineering, \$5,913.75; Johnson, Joel, Code Enforcement, \$3,187.49; Kalon's Auto, Repairs, \$77.45; Krebs, Jim, Clothing Allowance, \$116.65; Lemmon IGA, Supplies, \$148.84; Lemmon School District, Year books, \$160.00; Lemmon Pit Stop, Fuel, \$50.14; Lemmon Senior Center, 2022 Remittance, \$1,500.00; LACED, Economic Development, \$3,075.28; Lemmon Chamber, Expenses, \$2,288.50; Lemmon Chamber Boss Cowman, Expenses, \$4,984.13; Marshall Jr, Curtis, Water Refund, \$37.17; Michael Todd & Company, Supplies, \$326.50; Montana Dakota Utilities, Electricity, \$16.05; Northern Improvement, Tar & Chip, \$7,956.31; ND Ladies Run, Expenses From BBB, \$1,006.43; Northwest Farm & Home Supplies, Supplies, \$455.15; Northwest SD Regional Landfill Assoc., Monthly fees, \$11,121.53.

Perkins County Finance Office, Law enforcement agreement, \$19,750.00; Perkins County Rural Water, August water usage-5,352,600, \$39,075.75; Principal Financial Group, Life Insurance, \$197.26; Postmaster, postage, \$1,532.00; Runnings, Supplies, \$224.39; Sackmann, Jeff, Mowing, \$500.00; Sackmann, Joe, Mowing, \$450.00; SD Dept. of Public Safety, Reimburse Driver's Licensing, \$816.00; Sims Construction, Repairs, \$614.46; SDSWMA, Dues, \$100.00; South Dakota Department of Health, Water testing, \$30.00; South Dakota One Call, Utility Check, \$68.25; Southwest Grain, Supplies, \$246.60; Sweeper Parts, Street, \$4,859.70; Taste of Home, Books, \$8.00; The Current Connection, Supplies, \$427.20; Toyne, Fire Truck, \$95,695.00; United Lab, Supplies, \$372.00; West River Health, Vaccines, \$371.86; West Plains, Supplies, \$110.75.

Committee Reports

Becker noted she spoke with Jen Suter, Chamber Director, and the Murder Mystery Dinner is sold out for both Saturday and Sunday performances. Becker also noted the Holiday Marketplace is on November 19, 2022.

Raven Christman noted they had an artist in residency and the art is on display in the library.

Chad Abel thanked John E. Wells for his service to our country.

Corcoran moved, Becker second to adjourn. Mayor Barnes declared the meeting adjourned at 6:57 p.m.

CITY OF LEMMON

MATTHEW A. BARNES, Mayor

ATTEST:

ANNETTE DALZELL, Assistant Finance Officer

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