**REGULAR MEETING OF THE CITY COUNCIL**

**LEMMON, SOUTH DAKOTA**

**MONDAY, APRIL 2, 2018**

Pursuant to due call and notice thereof, the Regular Meeting of the City Council of Lemmon, South Dakota was held on Monday, April 2, 2018, at 6:00 p.m. in the Council Chamber of City Hall.

Mayor Pinnow and the following City Council present were: Jill Anderson, Jackie Beer, Jim Lorenz, Grant Schweitzer, and Michael Van Beek. Employees in attendance were: Chad Abel, Annette Dalzell, Dave Huber, Raven Christman, and City Attorney, Shane Penfield.

Others in attendance were: Pat Bootz, Cindy Kahl, Mike Schweitzer, Lyndsey Wheeler, Chantel Ebert, Dave Johnson, Cathy Evans, Deb Ruen, LaQuita Shockley, Mary Jo Johnson, Carrie Derschan, Brad Derschan, and John Lopez.

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

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

Lorenz moved, Schweitzer second to approve the minutes of the March 5, 2018, Regular Meeting. All voting “Aye”; motion carried.

Beer moved, Anderson second to approve the minutes of the March 19, 2018, Equalization Meeting. All voting “Aye”; motion carried.

Lorenz moved, Anderson second to have the first reading of ORDINANCE #2018-1, an Ordinance amending the Property Maintenance Code Title 19 entitled “Property Maintenance”. On a roll call vote, all voting “Aye”; motion carried.

Beer moved, Lorenz second to approve the first reading of ORDINANCE # 2018-1, and Ordinance amending the Property Maintenance Code Title 19. On a roll call vote, all voting “Aye”; motion carried.

6:04 p.m. Carla Sackmann entered the meeting.

Sackmann gave her update on the code enforcement stating that she has written four building permits, three of which were tear downs. Sackmann also noted that she is in search of a project for Paint SD and applications are due by April 13, 2018.

Mayor Pinnow noted that the Council approved the contract with Mike Olson, Code Enforcement Specialist from Aberdeen, SD. Mayor Pinnow and the Ordinance Committee have met with Olson on the procedures. Olson will come to town and do his assessment as well as all correspondence and follow up to have the properties come into compliance with the city codes. Olson will work hand in hand with Sackmann although he will be mainly focused on the buildings and Sackmann will focus on the yards, debris, etc. After some discussion, Beer moved, Schweitzer second to notify Mike Olson with a start date of April 16, 2018, or when the weather is conducive. All voting “Aye”; motion carried.

6:15 p.m. This being the time and place for the opening of Street Chip Bids. Two bids were received as follows: Kahl Trucking for 600 tons more or less of 3/8 inch chips in the amount of $49.89 and GW Trucking for 600 tons more or less of 3/8 inch chips in the amount of $46.78. Schweitzer moved, Anderson second to accept the low bid of $46.78 from GW Trucking. All voting “Aye”; motion carried.

Beer moved, Schwetizer second to set the Spring Clean-Up Week for May 19-26, 2018, with the free pick-up day on May 24, 2018. This service is especially geared for the elderly and those residents with no means to take items to the landfill on their own. All white good fees and tire fees will still be in effect. Businesses and contractors will not be exempt from charges. All voting “Aye”; motion carried.

Dakota Farm Equipment requested permission to use the east end of the parking lot by the softball fields for mower demonstrations on May 11, 2018, and if need be to possibly also use the southeast corner of the baseball field next to the highway. Schweitzer moved, Anderson second to grant permission as requested. All voting “Aye”; motion carried.

Lorenz moved upon the recommendation of the Property Committee, Beer second the deeding of the Jerry’s Hardware building at 306 Main Avenue (Lemmon Original, Block 13, Lots 14-15) to LACED. All voting “Aye”; motion carried.

Anderson moved upon the recommendation of the Landfill Committee, Beer second to waive the fees of the structure of Jerry’s Hardware building if they choose to tear down the building. The contents inside will be charged with them being taken to the regional landfill. All voting “Aye”; motion carried.

Beer speaking on behalf of the finance committee moved to give $13,000.00 from contingency fund to LACED for the removal of the Jerry’s Hardware building. Lorenz second the motion. Mayor Pinnow noted the building seems to be sound and the possibility of rehabilitation of the building. All voting “Aye”; motion carried.

Anderson moved, Schweitzer second to set the date and time for the Public Hearing for Malt Beverage Licenses for May 7, 2018, at 6:15 p.m. All voting “Aye”; motion carried.

Anderson moved, Schweitzer second to adopt the Arbor Day Proclamation and declare Lemmon as Arbor Day on April 30, 2018. All voting “Aye”; motion carried.

Executive Proclamation

City of Lemmon

State of South Dakota

**Whereas,** In 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and

**Whereas,** THIS HOLIDAY, CALLED Arbor Day, was first observed with the planting of more than a million trees in Nebraska; and

**Whereas,** Arbor Day is now observed throughout the nation and the world; and

**Whereas,** trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, produce oxygen, and

**Whereas,** trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products; and

**Whereas,** trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community.

**Now Therefore Be It Proclaimed** that the Mayor of the City of Lemmon declare April 30, 2018 as

**Arbor Day**

In the City of Lemmon and that citizens engage in the planting of trees in the City on this day.

**I, the Mayor of the City of Lemmon, hereby set my hand on this Proclamation on the Thirtieth Day of April, In the Year of Our Lord Two Thousand Eighteen, at the City Hall of the City of Lemmon, Perkins County, State of South Dakota.**

CITY OF LEMMON

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 Neal Pinnow, Mayor of the City

ATTEST:

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Chad Abel, Finance Officer

Schweitzer moved, Anderson second to grant permission to block 6th Street East between Main Avenue and 1st Avenue East from 10:00 a.m.-4:00 p.m. on April 21, 2018, for the Placemakers Coop to hold a bicycle tune-up kick-off. All voting “Aye”; motion carried.

Anderson noted the Street Committee met to open bids on the surplus 1984 John Deere Loader. There were no bids received, however Titan Machinery of Rapid City will offer $7,000.00 as trade-in for the loader plus two buckets. Anderson moved, Schweitzer second to accept the price of $7,000.00 as trade-in from Titan Machinery. All voting “Aye”; motion carried.

Pat Bootz spoke on the Airport Conference to be held in Deadwood on April 11-12, 2018. Bootz requested that three of the board members be able to attend. Anderson moved, Beer second to authorize three members of the Airport Board to attend the conference. All voting “Aye”; motion carried.

Schweitzer moved, Beer second to allow the Finance Officer to advertise the hearing for Temporary Liquor License for the R-Bar on June 23-24, 2018, at 6:15 p.m. for a special event. All voting “Aye”; motion carried.

Lorenz moved, Schweitzer second to allow the Finance Officer to advertise the hearing for Temporary Liquor License for the R-Bar on July 21-22, 2018, at 6:15 p.m. for a special event. All voting “Aye”; motion carried.

Cindy Kahl and Pat Bootz left the meeting at 6:37 p.m.

Beer speaking on behalf of the Park Board recommended the hiring of summer help. Beer moved, Anderson second to approve the hiring. All voting “Aye”; motion carried.

Petrified Park: Bill Shockley, $10.00; Yvonne Shockley, $10.00; Linda Ham, $10.00; Carol Goodrich, $10.00; Toni Huber, $10.00; and Carolyn Penfield, $10.00 as fill in.

Parks Department: Makenzie Schwab, $10.00; Kaitlynn Pinnow, $10.00; Jenna VanBeek, $10.00; Matt Giesler, $10.00 for parks, baseball, and bamble.

Swimming Pool: Pool Manager, Sierra Peters, $11.00; Shelby Klein, $10.00; Kole Reede, $10.00; Beth Tennant, $10.00; Sierra Sattler, $10.00; and upon certification, Abby Flatmoe, $10.00; Morgan Dauwen, $10.00; Camryn Shockley, $10.00.

Softball: Camryn Shockley, $10.00.

Baseball: Ben Hetzel, $10.00 head coach; Colton Damjanovich, $10.00 assistant coach; Michael Van Beek, $10.00 assistant coach.

Beer moved, Anderson second to adopt the Executive Proclamation for Kathy Hess. All voting “Aye”; motion carried.

**Executive Proclamation**

**City of Lemmon**

**State of South Dakota**

Whereas, Kathy Hess was born in Lemmon, South Dakota on March 20, 1964 and made Lemmon her home; and

Whereas, Kathy Hess served the City of Lemmon on its Park Board from 2004 until her untimely death on March 16, 2018; and

Whereas, Kathy Hess was a very valued citizen of the City of Lemmon serving on the Lemmon Ambulance, PEO, Lemmon Jaycees, CAVA Board and Boss Cowman Committee; and

Whereas, Kathy Hess chose Lemmon to raise her family and spend her entire life enriching the lives of her friends and neighbors through her public service; and

Whereas, Kathy Hess, through her quiet leadership, has enhanced the quality of life of all residents and people living in the vast Lemmon trade area with unequaled dedication to the Lemmon Swimming Pool, summer recreation programs, the Petrified Wood Park and all of the parks located within the City of Lemmon; and

Whereas, citizens are grateful for the time and work expended by Kathy in all of her community service projects; and

Whereas, Kathy Hess and her jubilant personality and smile will be missed by all citizens of the City of Lemmon; and

Whereas, future generations will be ever grateful for the improvements to parks located within the City of Lemmon during her tenure on the Lemmon City Park Board; and

Whereas, the City of Lemmon and its citizens recognize Kathy Hess and her dedication to the City of Lemmon; and

Now Therefore Be It Proclaimed that the Mayor of the City of Lemmon recognize with great sorrow and grief the passing of Kathy Hess, a public servant that all should emulate and ask citizens to reflect upon the life and contributions of Kathy Hess that have benefited the City of Lemmon, its citizens and park system. 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 second Day of April, In the Year of Our Lord Two Thousand Eighteen, at the City Hall of the City of Lemmon, Perkins County, State of South Dakota.

CITY OF LEMMON

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Neal Pinnow, Mayor of the City

ATTEST:

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Chad Abel, Finance Officer

Anderson moved, Beer second to approve claims as presented. All voting “Aye”; motion carried.

Mayor/Council, $1,225.00; Finance, $4,579.28; Fire Department, $550.00; Streets, $9,449.83; Landfill, $1,381.92; General Parks, $735.05; Cemetery, $70.00; Library, $1,622.18; Water, $4,317.25; Sewer, $378.50.

AFLAC, Premiums, $249.60; Dacotah Bank, EFTPS, $5,066.46; Dacotah Bank, Payroll fees, $11.15; Dacotah Insurance, Notary Bond For Chad Abel, $50.00; Wellmark, Health insurance, $6,682.77; Delta Dental, Premiums, $338.12; LACED, 2nd installment of Hardwood Floor, $2,500.00; LACED, Funding for the Palace Theater, $10,000.00; Lemmon Sports Boosters, Elkay Ez H2O water bottle refill, $1,377.00; Montana Dakota Utilities, Electricity, $4,334.10;

OCCS Dennis Olson, Code Enforcement Property & Buildings, $1,500.00; Secretary of State, State Filing Fee for Notary Bond, $30.00; Slope Electric, Electricity, $35.00; South Dakota One Call, Locate tickets, $1.05; South Dakota Retirement System, Retirement, $2,531.13.

B&H Sanitation, LLC, Garbage contract, $6,500.00; B&C Plumbing, Water Repair, $71.40; Coddington - Hess, Nancy, Water Refund, $59.83; Center Point, Books, $119.54; Christman, Raven, Cleaning contract, $200.00; Chapman's Electronic Shop, Antenna's, $25.90; Dacotah Bank Visa, Supplies/repairs, $25.89; Dacotah Insurance, Package renewal, $34,943.00; Dacotah Insurance, Airport General Liability Policy for 2018-2019, $2,446.00; Dacotah Insurance, Finance Officer & Assistant Bond, $672.00; Dakota Farm Equipment Inc., Repairs, $61.67; Dakota Herald, Legals, $200.00; Dakota Propane, 885 gal total, $867.30; Gale/Cenage Learning, Books, $168.11; Ginther, Mike, Management fee/Conference, $1,000.00; Grand Electric, Electricity, $564.47; Lemmon Golf Course, Partial payment - 2018, $5,000.00; Lemmon IGA, Supplies, $7.58; Lemmon Safe Communities, 2018 Remittance, $1,200.00; Lemmon School District, 2 Yearbooks, $80.00.

Montana Dakota Utilities, Electricity, $17.71; Northern Tool & Equipment, Repairs/Supplies, $209.99; Northwest Farm & Home Supply, Supplies/repair, $298.94; Northwest Pipe Fittings, Repairs, $54.50; Northwest SD Regional Landfill Assoc., Landfill fees, $9,882.87; Perkins County Finance Office, Monthly payment, $18,875.00; Perkins County Rural Water, Purchased water, $13,548.85; Perkins County Rural Water, Safety Training cost share, $1,000.00; Potomac Aviation Technology Corp, Monitoring fees, $250.00; Principal Financial Group, Life insurance premiums, $156.48; Print Shop, BBB Funds "Lemmon Aide", $1,500.00; Sackmann, Carla, Code enforcement, $750.00; SD DOT Office Of Air, Rail,& Transit, Airport Conference, $225.00; SD Department of Public Safety, Driver's licenses, $510.00; SD Department of Revenue, Water tests, $30.00; Stocks Electric, Skate Park Light Repair, $161.90; Southwest Grain, Propane, $4,672.03; Synchrony Bank/Amazon, Books, $933.13; Tennant's Auto, Repairs/Supplies, $596.36; The Current Connection, Supplies, $876.64; West River Cooperative Telephone Co., Telephone, $706.99.

Cathy Evans gave the Council an update on the Lemmon Housing and the work with Dakota Resources/NeighborWorks and the building of the new 4-plex on 1st Avenue West.

Committee Reports:

Schweitzer read a letter of apology for his actions the past month.

Beer noted the Sewer Committee will be meeting and also noted that Toni Huber may be interested in serving on the Park Board.

Anderson noted the Street Committee met and Garrett Schweitzer attended the meeting with the possibility of making the right of way behind his house actually accessible to drive on. Dave Huber is exploring options.

Chad Abel noted that the last month has been a great learning experience and thanked Annette Dalzell for her help. Mayor Pinnow noted that Abel is doing a good job.

Lorenz moved, Beer second to adjourn. Mayor Pinnow declared the meeting adjourned at 6:55 p.m.

 CITY OF LEMMON

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 NEAL PINNOW, Mayor

ATTEST:

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ANNETTE DALZELL, Assistant Finance Officer

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