**REGULAR MEETING OF THE CITY COUNCIL**

**LEMMON, SOUTH DAKOTA**

**MONDAY, MAY 6, 2019**

Pursuant to due call and notice thereof, the Regular Meeting of the City Council of Lemmon, South Dakota was held on Monday, May 6, 2019, at 6:00 p.m. in the Council Chambers of City Hall.

Mayor Neal Pinnow and the following City Council were present: Jill Anderson, Jackie Beer, Pat Dalzell, Jim Lorenz, and Tim Pelkofer. Employees in attendance were: Chad Abel, Annette Dalzell, Dave Huber, Raven Christman, and City Attorney, Shane Penfield.

Others in attendance were: Wayne Corcoran, Cathy Evans, Deb Ruen, Matt Barnes, LaQuita Shockley, Jen Suter, and Matt Barnes.

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

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

Beer moved, Dalzell second to approve the minutes of the April 1, 2019, Regular Meeting. All voting “Aye”; motion carried.

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

Mayor/Council, $1,100.00; Finance, $4,606.51; Fire Department, $550.00; Streets, $7,062.91; Landfill, $1,571.50; Cemetery, $70.00; General Parks, $1,864.53; Pool, $40.82; Library, $1,859.58; Pet Park, $187.40; Water, $4,922.60; Sewer, $1,285.47.

American Family Life Assurance, Premiums withheld, $401.05; Dacotah Bank, NSF charge, $5.00; Dacotah Bank, Payroll Fees, $11.15; Dacotah Bank, EFTPS, $5,170.88; Dacotah Bank, Pet Park Credit Card Fees, $14.95; Delta Dental, Dental insurance premiums, $325.56; Grand Electric, Airport, $1,233.21; MDU, Electric, $5,501.27; SD Dept. Of Revenue, Sales Tax, $967.10; Slope Electric, Lagoon electricity, $35.00; South Dakota Retirement Systems, Retirement contributions, $2,435.11; Wellmark Blue Cross of SD, Health premiums, $6,426.73; West River Tele Coop, Telephone & Internet, $607.70.

American Legal, Publishing, $2,060.00; B & C Plumbing, Work, $176.76; B&H Sanitation, LLC, Contract & Dumpster leases, $6,500.00; Best Western, Sewer Conference Meals & Travel, $203.98; Bismarck Tribune, Newspaper Subscription, $85.00; Center Point LP, Books, $44.34; Christman, Raven, Cleaning contract, $250.00; C & J Sayles, Pet Park Inventory, $326.67; Dakota Auto Parts, Supplies, $97.47; Dakota Herald, Legals, $188.58; Foster. Patrick, Water Refund, $42.48; Gale/Cengage, Books, $260.03; Ginther, Mike, Management Fee, $1,000.00; Grainger, Pool Parts, $112.10; Gregorian Inc., Pool Repairs, $2,015.21; Gooseneck, Repairs & Supplies, $353.58; Hammond Tire, Repair, $23.00; Huber, Dave, Sewer Conference Meals & Travel, $232.00; Jerry's Repair, Repairs, $70.24; John's Repair, Repairs, $145.10.

KBJM, Summer Job Openings, $80.00; Kadermas, Lee and Jackson, Engineering, $2,540.90; LACED, Expenses, $2,608.96; LACED, Beeler, $2,245.57; Laughing Matters, Library Performance, $400.00; Lemmon EMT, 2019 Remittance, $5,000.00; Lemmon IGA, Supplies, $47.97; Northwest Farm & Home Supply, Supplies/repairs, $343.98; Northwest SD Regional Landfill Assoc., Monthly fees for landfill, $10,179.19; Olson's Carpet, Repairs, $370.00; Perkins County Finance Office, Law enforcement contract ($10.00 overpaid last), $18,875.00; Perkins County Rural Water, Perkins County Rural Water Debt Service, $75,107.81; Perkins County Rural Water, Purchased water & training, $17,285.72; Print Shop, Ads & paper, $242.00; Productivity Plus Titan, Repairs, $2,484.56; Principal Financial Group, Premiums, $169.08; Postmaster, Postage, $770.00; Ri Tec, Supplies, $230.00.

Sackmann, Carla, Code Enforcement, $750.00; SD Association of Rural Water, Conference, $50.00; SD Dept of Public Safety, Driver's license fees, $163.00; SD Dept. of Health, Water tests & sales tax, $30.00; SD Governmental Finance Officer, SDML Finance Officer School, $75.00; SD Federal Property, Supplies, $43.50; Stock's, Repairs, $28.00; Southwest Grain, Propane, $1,072.29; Synchrony Bank/Amazon, Books, dvd's, $555.32; Taste of Home, Cookbook, $33.98; Tennant's Auto Center, Repairs/supplies, $184.92; The Current Connection, Supplies, $24.60; TK Diesel, Parts, $323.90; Wheeler Manufacturing, Pet Park Inventory, $1,918.64.

Mayor Pinnow thanked Jackie Beer for her years of service to the Council. Beer and Anderson left the table at this time.

Cathy Evans and Wayne Corcoran were seated at the council table. Finance Officer, Chad Abel handed out Certificates of Election to the new council members.

Finance Officer, Chad Abel swore in Cathy Evans, Ward 1; Wayne Corcoran, Ward 1; and Tim Pelkofer, Ward 2.

Mayor Pinnow asked the Council to approve an appointment of Jill Anderson to Ward 3 for a one year term. Pelkofer moved, Corcoran second to approve the appointment as presented. All voting “Aye”; motion carried.

Finance Officer, Chad Abel swore in Jill Anderson to a one year term in Ward 3.

Dalzell moved, Evans second to nominate Anderson as President of the Council. Lorenz moved, Dalzell second to cease nominations. All voting “Aye”; motion carried. Jill Anderson is the President of the City Council.

Anderson moved, Pelkofer second to nominate Dalzell as Vice President of the Council. Corcoran moved, Anderson second to cease nominations. All voting “Aye”; motion carried.

Mayor Pinnow presented the Mayor’s Council Committee Appointments, Employee Appointments. Dalzell moved, Anderson 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 Lorenz, Pelkofer, Evans

Finance Anderson, Dalzell, Lorenz

Garbage & Landfill Anderson, Dalzell, Corcoran

Liquor & Gaming Lorenz, Dalzell, Pelkofer

Ordinance, Policies & Public Safety Pelkofer, Corcoran, Evans

Law Enforcement Pinnow, Anderson, Dalzell

Streets & Sidewalks Anderson, Dalzell, Corcoran

Water & Sewer Pelkofer, Anderson, Evans

Airport Board Council Rep Dalzell

Cemetery Board Council Rep Lorenz

Housing & Redevelopment Council Rep Lorenz

Library Board Council Rep Anderson

Park Board Council Rep Corcoran

BBB Board Council Rep Dalzell

Planning & Zoning Council Rep Dalzell

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

Cemetery Board: Vance Trogstad, Ray Huber, Al Colgrove, Matt Barnes

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

Library Board: Lennice Parker, Kim Olson, Lyle Messmer, Kelli Penfield, Kellie Fike

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

Tree Board: Marla Reede, Garret Schweitzer, Becki Schwab

BBB Board: John Lopez, LaQuita Shockley, Vance Trogstad, Shari Smith

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

Employee Appointments:

Attorney Shane Penfield

City Superintendent Dave Huber

Asst. City Superintendent Tim Hess

Finance Officer Chad Abel

Asst. Finance Officer Annette Dalzell

Mayor Pinnow asked all committees and employees to review the Ordinance Book that is being redone by American Legal, to clean up any language and bring recommendations back to the City Attorney by the end of June for approval of the Ordinance Book.

Anderson moved, Corcoran 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.

6:15 p.m. This being the time and place for the Public Hearing for Retail (On/Off Sale) Malt Beverage 2019-2020 for American Legion Post 66. There being no one to speak for or against; Anderson moved, Dalzell 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 2019-2020 for Lemmon Pit Stop. There being no one to speak for or against; Dalzell 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 2019-2020 for Geo’s Corner. There being no one to speak for or against; Lorenz 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 2019-2020 for Deez, Inc. There being no one to speak for or against; Anderson moved, Lorenz 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 2019-2020 for Dakota Lodge. There being no one to speak for or against; Evans moved, Lorenz 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 2019-2020 for Family Dollar. There being no one to speak for or against; Dalzell moved, Pelkofer 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 R-Bar on June 1-2, 2019, at the Beeler Community Center for a special event. There being no one to speak for or against, Lorenz moved, Anderson 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 R-Bar on June 13-14, 2019, at the Beeler Community Center for a special event. There being no one to speak for or against, Evans moved, Anderson 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 the Lemmon Country Club on July 20-21, 2019, at 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.

There was no code enforcement report given.

Lorenz speaking on behalf of the Cemetery Board recommends the hiring of Dale’s Tiling and Mowing at a contract wage of $15.00 per hour for mowing and maintenance of the cemetery. Lorenz moved, Dalzell second to approve the hire as presented. All voting “Aye”; motion carried.

Lorenz speaking for the Cemetery Board recommends to raise the cost of cemetery plots from $175.00 to $200.00 with $35.00 to perpetual care and $165.00 for operating. Lorenz moved to approve the increase as presented, Anderson second. All voting “Aye”; motion carried.

Matt Barnes left the meeting at 6:20 p.m.

Anderson moved, Lorenz second to accept the 2018 Annual Report and authorize the Finance Officer to send a copy of the report to the Auditor General, and publish the 2018 Annual Report. All voting “Aye”; motion carried.

Anderson moved, Evans second to grant the street closure of 1st Avenue East between 4th Street East and 5th Street East on Saturday, June 29, 2019, for an auction sale. All voting “Aye”; motion carried.

The Lemmon Fire Department Officers are as follows: Chad Baumgarten, Chief; Brent Dirk, Assistant Chief; Matt Barnes, Secretary/Treasurer; Neal Pinnow, Training Officer; and Shane Penfield, Fire Marshall.

Anderson speaking on behalf of the BBB Board recommends the donation of $6,000.00 to the Boss Cowman Honoree Dinner to be held on July 11, 2019. Anderson moved, Lorenz second to approve the donation as presented. All voting “Aye”; motion carried.

Mayor Pinnow noted the City of Lemmon has been recognized by the DENR for Drinking Water Compliance with the 2018 “Secretary’s Award for Drinking Water Excellence” fourteen consecutive years. Also recognized were, Tim Hess and Dave Huber as system operations Specialists for 2018. Mayor Pinnow thanked the “guys” for the continued service to the residents of Lemmon.

Lorenz moved, Anderson second to allow Chad Abel to attend the SDML Finance Officer’s school in Pierre on June 11-14, 2019. All voting “Aye”; motion carried.

Lorenz moved, Anderson second to allow the street closure of 6th Street East between the Petrified Wood Park and the GE Lemmon Park on May 18, 2019 from 9:00 a.m. to 2:00 p.m. for the Placemakers to have the “Bike Tune-up” event. An alternate request would be 4th Street West in front of the fire hall in case of inclement weather they would use the bay of the fire hall. All voting “Aye”; motion carried.

Anderson moved, Corcoran second to allow the Finance Officer to publish the Weed and Grass Ordinance. All voting “Aye”; motion carried.

Anderson moved, Evans second to allow the Finance Office to advertise the Public Hearing for a temporary liquor license for Lemmon Chamber of Commerce at the Beeler Community Center on July 10-14, 2019, for the Boss Cowman Celebration at 6:15 p.m. on June 3, 2019. All voting “Aye”; motion carried.

LaQuita Shockley requested permission for the parade route for the Boss Cowman Parade on July 13, 2019, as follows: Start on 2nd Street West, proceeding down Main Avenue from the Beeler Community Center to 8th Street West, turning on 6th Avenue West and going by Five Counties Nursing Home. Lorenz moved, Anderson second to approve the route as presented. All voting “Aye”; motion carried.

Shockley asked permission to use the Petrified Wood Park on July 12-13, 2019, for a laser tag event sponsored by the Chamber of Commerce. After some discussion about insurance and lighting questions, Anderson moved, Corcoran second to move the request to the June meeting with all entities checking on insurance. All voting “Aye”; motion carried.

Anderson moved, Evans second to grant the street closure of 6th Street East between the Petrified Wood Park and the GE Lemmon Park on July 12-13, 2019, for the Boss Cowman Celebration activities. All voting “Aye”; motion carried.

Shockley asked permission to have an “open container” in a paneled off area to the west of the Beeler Community Center for the Boss Cowman Celebration dances. Anderson moved, Dalzell second to approve the open container as requested. After some discussion, Anderson moved to amend the motion to include the dates of July 11-14, 2019, in the motion, Lorenz second. All voting “Aye” to the motion and the amendment. Motion carried.

Lorenz moved, Anderson second to allow the Finance Office to advertise the Public Hearing for a new retail On/Off Sale Wine and Cider license for the Family Dollar on June 3, 2019, at 6:15 p.m. for the remainder of the 2019 calendar year. All voting “Aye”; motion carried.

City Attorney, Shane Penfield addressed the Council with the public official liability. Penfield stressed the importance of the open meeting laws as well as the executive session and individual liability noted. Penfield also made the Council aware of email and text messaging and to use extreme caution when using these forms of contact.

No committee reports were given.

Mayor Pinnow reminded the committee chair persons to be considerate of work schedules of all members of the committees when scheduling meetings so that all may attend meetings and not have to miss work.

Abel noted the audit was done and went very well and thanked the Mayor for his appointment. Abel also shared some history from 1919, that on this date in 1919, Ole Quamann took his seat as he was elected as Mayor of the City of Lemmon.

Mayor Pinnow noted the audit went very well and thanked the Finance Office for the work they do.

Dave Huber noted the loader is done being repaired and should be delivered back to the city sometime this week.

Penfield noted that Governor Kristi Noem was in town on April 26, 2019, for the Republican Day Dinner and enjoyed a tour of the town and area. Noem was very impressed with our community.

Cathy Evans shared that the Energize Conference was attended by 127 individuals from across the state. The conference went very well and the people attending were surprised with the City of Lemmon and all we have to offer. It was noted our community is a well-kept secret.

Mayor Pinnow thanked the Council for their service to the community and noted we have a full council which has not been for at least three years.

Lorenz moved, Anderson second to adjourn. Mayor Pinnow declared the meeting adjourned at 7:04 p.m. All voting “Aye”; motion carried.

CITY OF LEMMON

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

NEAL PINNOW, Mayor

ATTEST:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

ANNETTE DALZELL, Assistant Finance Officer

Published once at an approximate cost of \_\_\_\_\_\_\_\_\_\_.