

Gregory City Council Meeting  
December 3, 2012

The Gregory City Council met in regular session at the Gregory City Hall on Monday, December 3, 2012 at 7:30 p.m. The following members were present: Mayor Maurice Schlaht; Council Members, Tim Mills, Chad Peck, Seymour Studenberg, Kevin Mikkelsen, and Blane Bartling. Absent was Council Member Shana Flakus. Others present were Finance Officer Al Cerny, Head Librarian Diane Althoff and News Reporter Colleen Flynn.

AGENDA:

Motion was made by Council Member Bartling to approve the agenda as posted. All members voted aye.

APPROVAL OF MINUTES:

Motion was made by Council Member Studenberg to approve, as written, the regular minutes of November 19, 2012. All members voted aye.

DEPT. HEAD REPORTS:

Mayor Schlaht spoke to the council about some thoughts he had on working towards getting a citywide cleanup effort started. He would like to reach out to all the community groups and have a meeting in January 2013 to explore ways to reach out to property owners in Gregory and look for cleanup solutions.

PUBLIC FORUM:

Adam Houdeshell, Executive Director of the Gregory/Dallas Chamber of Commerce, met with the council to discuss some of the chamber events. There was some discussion on the Main Street lights.

RESOLUTION TO VACATE HEARING:

The council held a hearing concerning the city vacating 10' of city right of way along 7<sup>th</sup> Street that is adjacent to property owned by Marlene Miles. Miles recently had an addition built on to her house and it was discovered that 2' of the addition was on the city's right of way. Nobody was present for the hearing. Motion was made by Council Member Mikkelsen to approve of the following resolution that vacates 10' of the city's right of way to Marlene Miles. All members voted aye.

RESOLUTION TO VACATE

Marlene Miles is the owner property of Lot 1; Lot 2; N 15' of Lot 3 Block 10, Gregory Heights Addition to the City of Gregory. Adjacent to Marlene Miles's property is Seventh (7<sup>th</sup>) Street which is platted, but portions of the street are unimproved, including the South 10' foot of the platted street as it abuts Marlene Miles property as described above. Pursuant to SDCL 9-45-10, Marlene Miles has submitted to the Gregory City Council a verified "Petition to Vacate a Portion of a Street Right of Way" which is form described as follows, to-wit:

The South 10' foot of the platted Seventh (7<sup>th</sup>) Street right of way, adjacent to Lot 1; Lot 2; N 15' of Lot 3 Block 10, Gregory Heights Addition to the City of Gregory.

WHEREAS, that the Gregory City Council, pursuant to SDCL 9-45-11, caused to be published once each week , for two consecutive weeks, the "Notice of Hearing" upon said petition:

WHEREAS, the Gregory City Council, pursuant to SDCL 9-45-11, held a hearing on said Petition on December 3, 2012 at 7:30 p.m., at the Gregory City Hall:

WHEREAS, the Gregory City Council has deemed it expedient that said matters should be proceeded with:

IT BEING RESOLVED AND ORDERED that the unimproved South 10' foot of platted Seventh (7<sup>th</sup>) Street that is adjacent to Lot 1; Lot 2; N 15' of Lot 3 Block 10, Gregory Heights Addition to the City of Gregory, be vacated.

BE IT FURTHER RESOLVED that the Gregory City Finance Officer shall cause notice of this Resolution to Vacate be published and the same filed with the Gregory County Register of Deeds pursuant to SDCL 9-45-12.

City Council Member Kevin Mikkelsen offered the foregoing resolution. Upon roll call vote, the resolution carried by the following vote: Ayes, 4; Nays, 0.

Dated this 3<sup>rd</sup> day of December, 2012.

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Maurice Schlaht, Mayor

ATTEST: \_\_\_\_\_  
Al Cerny, City Finance Officer

#### LIBRARY:

Diane Althoff met with the council to discuss a few things in regard to the city library. The library will be buying an e-book advantage feature which will allow Gregory patrons quicker access to e-books, because they will not have to share with the other library users. The cost is \$1,000.00, but if the library buys the feature before December 31, 2012, they will get their fee back. The library board is working on a 5-year strategic plan as part of their on-going state accreditation. The city needs to appoint two trustees to the library board. Motion was made by Council Member Mills to appoint Pat Mattson and Kristen Jacobsen to 3-year terms on the library board. All members voted aye.

#### LIQUOR LICENSE RENEWALS:

Nobody was present for the liquor license renewal hearing. Motion was made by Council Member Bartling to renew the following liquor license agreements: GF Buche of Gregory, off sale; Gregory Lanes, on-sale; Homesteader, on-sale, and; Mary Bob's Bar, on-sale. All members voted aye.

#### ORDINANCE NO. 2012-03:

Motion was made by Council Member Peck to approve the second reading of Ordinance No. 2012-03, which sets the price of city right of way land. All members voted aye.

ORDINANCE NO. 2012-04:

Motion was made by Council Member Mikkelsen to approve the second reading of Budge Supplement Ordinance No. 2012-04. All members voted aye.

ORDINANCE NO. 2012-02A:

Ordinance No. 2012-02A was introduced as a replacement for Ordinance No. 2012-02. The ordinance outlines when the city can require property lines to be found or surveyed prior to issuing a building permit. Motion was made by Council Member Mills to rescind the original Ordinance No. 2012-02 and approve the first reading of Ordinance No. 2012-02A. All members voted aye.

ORDINANCE NO. 2012-05:

Ordinance No. 2012-05, an ordinance setting forth the conditions that would allow mobile homes to be placed in Gregory, was put on its first reading. Motion was made by Council Member Peck to approve the first reading of Ordinance No. 2012-05. All members voted aye.

BID EXECUTIVE DIRECTOR:

Motion was made by Council Member Bartling to approve the appointment of Berle Johnson as the Gregory BID Executive Director at a salary of \$400.00 per month. All members voted aye.

DISTRICT III SURVEYS:

The council received a survey form on economic development that they will need to fill out by January 3, 2013.

FINANCIAL REPORT:

Finance Officer Al Cerny gave the council a preliminary financial report for November. Sales tax collections were up over the prior year.

CLAIMS:

Motion was made by Council Member Peck to pay the following claims. All members voted aye.

**General**

Appeara, utilities, \$49.57; Commercial Asphalt, 36.06 ton hot mix, \$2,704.50; Gregory Times Advocate, council publishing, \$231.48; Health Pool of SD, health ins., \$2,612.85; Hughes Brothers 2, radiator repair/2005 mower, \$49.50; Jim's Garbage Service, utilities, \$260.00; Klein's True Value, light bulbs, supplies, \$137.75; Mulehead Gravel LLC, 30.1 ton gravel hauled, \$390.60; Office Products Center, toner cartridge, service contract, \$157.99; Petty cash, car wash, postage, \$12.50; Rosebud Electric Cooperative Inc., utilities, \$3,331.24; Runnings Supply Inc., supplies, \$266.34; Santa Claude's Tree Service, tree removal & cleanup/213 W 11<sup>th</sup> St, \$700.00; SD Public Assurance Alliance, auto coverage/2012 Chevy Ambulance, \$73.00; Wm. Krotter Co., fasteners, \$17.76; Yankton Fire Safety Company, Inc., annual fire extinguisher inspection, \$249.00 – **Total \$11,244.08**

**Water**

Appera, utilities, \$7.11; Dept. of Revenue, prof. fees, \$39.00; H & J Sales, Interstate flashlight, \$35.00; Hawkins Inc., chlorine, \$588.50; Health Pool of SD, health ins., \$1,045.14; Jono's, tire repair, \$10.00; Petty cash, postage, \$.96; Rosebud Electric Cooperative Inc., utilities, \$1,840.45; SD Association of Rural Water Systems, annual dues, \$475.00; Tripp County Water User District, utilities, \$3,000.00; US Postal Service, \$227.52 – **Total \$7,268.68**

**Sewer**

Klein's True Value, USB flash drives, \$28.48; Rosebud Electric Cooperative Inc., utilities, \$70.07; Rural Development, \$4,285.00 (automatic pmt) – **Total \$4,383.55**

**Water Improvements 2011**

Schmucker, Paul, Nohr & Associates, engineering, \$332.50– **Total \$332.50**

**Water Deposit**

Clarissa Babb, refund, \$30.75; Dean Larson, refund, \$25.00 – **Total \$55.75**

**Grand Total \$23,284.56**

**PAYROLL OVERTIME APPROVED:**

Michael Jacobsen, weekend water duty, 11/22/12 & 12/1-2/12

Jack Wenger, weekend duty, 11/10-11/12

**11-21-12 PAYROLL:**

BankWest, federal withholding, \$1,150.48; BankWest, FICA, \$1,485.78; BankWest, medicare, \$414.30; SDRS, retirement, \$1,648.14; Aflac, employee deductions, \$158.26; Office of Child Support Enforcement, employee deduction, \$219.23; City of Gregory, employee deductions (cell phone), \$83.96; City of Gregory, employee deduction (Galls payment), \$25.00; Finance Officer, \$1,728.00; Police Dept., \$4,900.18; Street Dept., \$3,428.17; Airport, \$301.28; Library, \$950.22; Economic Development, \$200.00; Water Dept., \$2,907.20

**EMPLOYEE BONUSES:**

Motion was made by Council Member Mikkelsen to give all full-time and part-time city employees the same bonus as last year: \$150, full-time; \$50, part-time. All members vote aye.

**CHRISTMAS PARTY:**

The agreed that they would have a city party in January 2013, tentatively set for Sat., Jan. 12, 2013.

**ADJOURN:**

Motion was made by Council Member Mikkelsen to adjourn. All members voted aye.

ATTEST: \_\_\_\_\_  
Al Cerny, Finance Officer

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Maurice Schlaht, Mayor