

Gregory City Council  
Regular Meeting  
April 21, 2014

The Gregory City Council met in regular session at the Gregory City Hall on Monday, April 21, 2014 at 7:00 p.m. The following members were present: Mayor Maurice Schlaht; Council Members: Tim Mills, Chad Peck, Seymour Studenberg, Blane Bartling and Stacey Boes. Council Member absent was Shana Flakus. Also present were News Reporter Colleen Flynn, Head Librarian Diane Althoff, Public Works Supt. Mark Fortuna and Finance Officer Al Cerny.

#### Agenda

Motion was made by Stacey Boes to add BID loan request, engineer's agreement and Ellwanger's letter of resignation to the agenda and to approve the rest of the agenda as posted. All members voted aye.

#### April 7, 2014 Minutes

Motion was made by Seymour Studenberg to approve as written the April 7, 2014 minutes. All members voted aye.

#### Public Forum/Gregory Fire Dept.

Some members of the Gregory Fire Department met with the council to discuss replacing the 1973 International pumper with a newer used pumper. The newer pumper has been purchased and the firemen were waiting for it to be delivered. They asked the council for some help in paying for the truck. The truck is financed for \$40,000 over 5 years. The dept. has enough funds on hand to make the payments for now. The council agreed to look at increasing the fire dept. budget for 2015 to help out with the payments. The fire dept. members also talked about the old fire truck #1 (1946 Ford). They said it needed some work but the members felt that the fire dept. should not have to pay for the work because the truck is not used by the dept. to fight fires any longer.

#### Main Street Sidewalks

Colleen Flynn asked if there was any progress in coming up with a price or a plan to fix the main street sidewalks. Mayor Schlaht reported that he had talked to a contractor about looking at the sidewalks and this person should be looking at the sidewalks in the near future.

#### Old Business

##### Rajewich Building Permit for Garage

The Planning and Zoning Commission recommended that the building permit application submitted by Mark & Connie Rajewich for a garage be denied because it was a steel structure that did not conform to the exciting architectural norms of the neighborhood. Connie Rajewich showed the council a picture of what the garage would look like. She also noted that there were quite a few steel buildings in the city. Motion was made by Chad Peck to approve the building permit of Rajewich's for a garage. All members voted aye.

#### Alice Slade Sewer Line

The City has not received an official notice of claim denial on the Alice Slade sewer backup. After some further investigation, it is believed that the problem was caused by an old sewer service connection to the City's main that was allowing tree roots to get into the City's main and cause the blockage. At this time, the City can't say for sure that this particular service is on Alice's property. The city has a long standing policy that the property owner is responsible for all lines attaching to the city's main line. This

particular service line should be dug up and capped to prevent more tree roots from getting into the main. In light of the new findings and the fact that the City has not received any official word from the insurance company, motion was made by Chad Peck to table the Alice Slade sewer line until the next meeting. All members voted aye.

**New Business: Building Permit/Althoff Deck**

The Planning and Zoning board recommended the approval of a deck permit for Albert Althoff. The permit was for a 7'x7' deck which met all the setback footages. Motion was made by Tim Mills to approve the building permit. All councilmembers voted aye.

**Sewer Line Bid**

The sewer line bids for the Gregory 2014 Sanitary Sewer Project were reviewed. Motion was made by Seymour Studenberg to accept the low bid of Excel Underground Inc. of Sioux Falls for \$349,839.65 subject to state approval. All members voted aye.

**Resolution to Vacate**

**RESOLUTION FO VACATE AN UNIMPROVED STREET**

A formal "Petition to Vacate an Unimproved Street" was submitted to the Gregory City Council by the following individuals: Marianne Von Seggern, Kalen Wenger, Sarah Jean Prenger (individually and as Personal Representative of the Brenda L. Labahn Estate) Patricia Keiser, Rebecca Ann DeSmet, Jennifer Lee Braun, Elizabeth Barrett, and Eric Richard Hotz. Those signed petitions were submitted pursuant to SDCL 9-45-10 and they requested that an unimproved street in the City of Gregory be vacated. That street is described as follows, to-wit:

**That Platted portion of Von Seggern Street that is platted between Lots 1 and Lot 2 of Block Three (3) of the First Addition to the Town now City, of Gregory, South Dakota and Block Three (3) of the Von Seggern First Addition to City of Gregory.**

Having been presented to the City Council of the City of Gregory, South Dakota.

**WHEREAS**, that the City Council, pursuant to 9-45-11, caused to be published once each week for two consecutive weeks' notice of hearing upon said petition;

**WHEREAS**, the City Council pursuant to SDCL 9-25-11, held a hearing on said petition on April 21, 2014 at 7:00 p.m.;

**WHEREAS**, the City Council having deemed it expedient that said matter should be proceeded with; IT BEING RESOLVED AND ORDERED that said platted portion of Von Seggern Street adjacent to Lots 1 and Lot 2 of Block Three (3) of the First Addition to the Town, now City, of Gregory, South Dakota and Block Three (3) of the Von Seggern First Addition to the City of Gregory, be vacated.

**BE IT FURTHER RESOLVED** that the City Finance Officer shall cause notice of RESOLUTION TO VACATE to be published and the same filed with the Gregory County Register of Deeds pursuant to SDCL 9-45-12. The foregoing resolution was offered by Council Member Stacey Boes and seconded by Council Member Blane Bartling. Upon roll call vote the resolution was carried by the following vote: Ayes, 5; Nays, 0.

DATED this 21<sup>st</sup> day of April, 2014.

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Maurice Schlaht, Mayor of City of Gregory, SD

ATTEST: \_\_\_\_\_

Al Cerny, City Finance Officer

**ICS Saw Application**

The council reviewed some information concerning a grant to help buy a saw to cut water and sewer pipe that is safer to use than a regular cutoff type saw. The cost with the grant would be \$1050 and

without the grant it would run \$2100. Motion was made by Chad Peck to apply for the grant but if the grant was not awarded, to proceed and buy the saw anyway. All members voted aye.

#### Farm Lease

Motion was made by Tim Mills to approve the following lease with Cody Atteberry to farm the development land. All members voted aye.

#### Weather Station

Richard Rubel had approached the City about placing a weather station on the airport grounds. The weather station would measure air, ground temperature, take wind readings, measure rain and take other readings. The information would be available on line. The council agreed that the weather station could be placed at the airport if the city did not have any costs.

#### City-Wide Cleanup

The City of Gregory will sponsor a city wide cleanup for limited items on May 2, 2014. The same rules apply this year as last year. It was noted that people are still putting out cardboard and plastic items and these items will not be picked up.

#### Summer Help

The following people were hired for summer employment with the city upon motion by Stacey Boes. All members voted aye. Street & Parks: Cody Jung and Brody Boes; Pool: Jose Fortuna (Pool Manager); Lifeguards: Courtney Opbroek, Allison Sundquist, Mackenzie Odenbach, Mackenzie Feyereisen, Kristen Holmberg, Hannah Juracek, Jacey Feyereisen, and Jadesa Jones.

#### Arbor Day Proclamation

Motion was made by Chad Peck to pass the following Arbor Day Proclamation. All members voted aye.

#### ARBOR DAY PROCLAMATION

WHEREAS, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and,

WHEREAS, Trees are a renewable resource giving us paper, wood for our homes, fuel our fires and countless other wood products, and

WHEREAS, Trees in our community increase property values, enhance the economic vitality of business areas, and beautify our community, and

WHEREAS, Gregory has been recognized as a Tree City USA by the National Arbor Day Foundation and desires to continue its tree-planting ways,

NOW, THEREFORE, I Maurice Schlaht, Mayor of the City of Gregory, do hereby proclaim April 30 in the year of 2014 as

#### ARBOR DAY

in the City of Gregory, and I urge all citizens to support efforts to care for our trees and woodlands and to support our City's community forestry program, and

FURTHER, I urge all citizens to plant trees to gladden the hearts and promote the well being of present and future generations.

DATED this 21st day of April, 2014.

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Maurice Schlaht, Mayor

#### Campground/BID Loan

Doug Steffen and Mark Fortuna submitted an application for a revolving loan to help put in a pads and parking area for trailers to be used on a seasonal basis. The loan amount was for \$7000. Motion was made by Tim Mills to approve the loan. All members voted aye.

#### Airport Apron Expansion

The council reviewed the engineer's agreement for services in connection with the apron expansion project at the airport. Motion was made by Blane Bartling to sign the engineer's agreement with Helms and Associates for engineering services on the Gregory Airport Apron Expansion Project. All members voted aye.

#### Dwight Ellwanger

Chief of Police Dwight Ellwanger turned in his letter of resignation effective May 7, 2014. Motion was made by Seymour Studenberg to accept Dwight's letter of resignation and to thank him for his 25 plus years of service to the City of Gregory. All members voted aye.

#### Council Meeting Date Change

Due to the K-5 Spring Concert being held on Monday, May 5, 2014, the council agreed to change their next meeting date to Tuesday, May 6, 2014.

#### Claims

Motion was made by Chad Peck to approve the claims for payment. All members voted aye.

APPEARA	MATS/MOPS/TOWELS/HAND CLEANER/COVERALLS	50.59
B & F VARIETY	DOCUMENT FRAME	4.79
CARDMEMBER SERVICE	ROOMS/MEALS AIRPORT CONF/PD COMPUTER	1,305.46
DOUG STEFFEN	BID LOAN	3,500.00
GREGORY COUNTY 4-H	PASS THRU GRANT/SD COMM FOUNDATION	3,877.53
GREGORY COUNTY SHELTER	PASS THRU GRANT/SD COMM FOUNDATION	3,877.53
GREGORY SCHOOL DISTRICT	1/2 COST AUDITORIUM PAINT/TILES/REPAIRS	708.64
HAWKINS INC	CHLORINE/HYDROFLUOSILICIC ACID	1,842.26
HD SUPPLY WATERWORKS LTD	COPPER TUBING/SUPPLIES/SADDLE	445.96
JOHNSON POCHOP LAW OFFICE	LEGAL WORK	290.00
MARK FORTUNA	BID LOAN	3,500.00
MCLEOD'S PRINTING & OFFICE SUPP	WATER DISCONNECT NOTICES	229.80
PETTY CASH	POSTAGE REIMB/CAR WASH	12.80
ROSEBUD ELECTRIC COOP INC	ELECTRIC PAYMENT	5,591.82
ROSEBUD FARMERS UNION	GAS/DIESEL FUEL/PROPANE/FILTER/PD OIL CHANGE	5,946.68
SHARPE ENTERPRISES INC	AIRPORT HANGAR FINAL PAYMENT	32,570.10
SOUTH DAKOTA ONE CALL	LOCATE TICKETS	5.85
VERIZON WIRELESS	APRIL CELLPHONE SERVICE	465.99
WILSON HEATING & COOLING	CHANGE HEAT PUMP FILTER/AUDITORIUM	50.00
TOTAL		\$64,275.80

4-8-2014 Payroll:

Finance Officer, \$1,840.00; General Government Building, \$297.09; Police Dept., \$3,855.68; Street Dept., \$3,532.16; Water Dept., \$2,422.60; Sewer, \$354.20; Airport, \$266.50; Ambulance, \$5,772.50; Library, \$1,169.69; Economic Dev, \$200.00; Total Gross Amt, \$19,710.42; Child Support, \$219.23; City of Gregory, \$50.00; EFTPS, \$4,498.89

Adjourn

Motion was made by Tim Mills to adjourn. All members voted aye.

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Maurice Schlaht, Mayor

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