

City of Gregory

City Council Meeting Minutes

Monday October 16, 2023 | 6:00 PM

Gregory City Hall, 120 W 6th St, Gregory, SD 57533

The Gregory City Council met in regular session on Monday October 16, 2023, at 6:00 p.m. with Mayor Al Cerny presiding. The following City Council members were present: Ashley Lozano, Cory Graber, Darwin Grim, Guhner Kepler and Maurice Schlaht. Absent was Kristi Drey. Also present were News Reporter Patty Connealy, City Attorney Amy Bartling Jacobsen, Police Chief Ryan Cook, GED Director Rachelle Bloom, Library Director Tara Engel, Finance Officer Trudy Waterman, and guests Kristi Roeder and Laura Petersen.

The meeting was opened with the Pledge of Allegiance.

Agenda Corrections/Additions/Approval

Mayor Cerny asked the council to move the approval for the Gregory County Sheriff annual contract renewal to earlier in the meeting and to add the Brett and Tammy Oliver Purchase Agreement and Well Contract to the agenda. Motion made by Guhner Kepler, seconded by Maurice Schlaht to accept the changes to the agenda. All ayes. Motion carried.

Approval of Minutes for the Meeting on October 2, 2023.

Motion made by Darwin Grim, seconded by Ashley Lozano to approve the minutes of the October 2, 2023 meeting. All ayes. Motion carried.

Public Forum/Visitors

Kristi Roeder spoke to the council with concerns about the exposed wall of the theater building and that it is allowing the weather to affect the building. She stated that she had originally addressed the issue in August and was asking what progress the Council had made on sealing the wall. The Council responded with equal concern and told Ms. Roeder that they are waiting on bids to repair and cover the wall, but also agreed that something needs to happen quickly before the weather turns.

Department Head Reports

Tara Engel, Library Director, presented the Council with the library financial report for September. She also reported that the Lego Club program is going strong and that she appreciated the community providing the snacks for the program. Ms. Engel said that Saturday October 21, 2023, from 12pm-2pm, is the book signing for *They Came for Her* by local author J.L.E. and that the library is also pre-planning some holiday events.

Committee Reports

Maurice Schlaht voiced concern about the long missing Flynn Field Airport (Flynn Family) sign and said there have been questions as to why the sign has not been put up again after the construction project. Laura Petersen believes the sign was destroyed by the Burke tornado that caused other damage east of Gregory as well. Mayor Cerny said the city will investigate the whereabouts of the sign, and if it was indeed destroyed, they will look into replacing the sign.

Mayor Al Cerny presented the Council with literature on the State of South Dakota's request for a lead pipe/lead water line survey to be conducted in the City of Gregory. The city will be sending out these surveys to the residents of Gregory and will try to help clarify and fill out the questionnaires.

Conflict of Interest

None

New Business:

A. Building Permits

Motion made by Guhner Kepler, seconded by Maurice Schlaht to move into the Board of Adjustment. All ayes. Motion carried.

Three building permits were presented to the council for approval before hearing from the PNZ.

- 1) Marlo Winter 1119 Rice Avenue – Carport
- 2) Ev Jess 711 Spencer Ave – Deck Extension and Ramp
- 3) Linda Bridges 212 E 6th St – Privacy Fence

The Council examined the permits and agreed to pre-approve the permits pending approval by the PNZ. Motion made by Ashley Lozano, seconded by Guhner Kepler to pre-approve the permits. All ayes. Motion carried.

Motion made by Darwin Grim, seconded by Maurice Schlaht, to move out of the Board of Adjustment. All ayes. Motion carried.

B. Health Pool of South Dakota Annual Renewal

Motion made by Ashley Lozano, seconded by Guhner Kepler to renew the annual Health Pool of South Dakota. All ayes. Motion carried.

C. Renewal of Contract with the Gregory County Sheriff

Motion made by Ashley Lozano, seconded by Maurice Schlaht to renew the annual contract for October 2023-October 2024. Ayes: Ashley Lozano, Cory Graber, Guhner Kepler and Maurice Schlaht. Motion Carried. Darwin Grim abstained.

D. Brett and Tammy Oliver Purchase Agreement and Well Contract

Mayor Cerny presented the Council with the revised Purchase Agreement for the park property being sold to Brett and Tammy Oliver. Mr. Oliver had requested that the well agreement clause be removed from the purchase agreement and be a separate contract. City Attorney Amy Bartling made the adjustments, and the purchase agreement is set for a closing date of November 15, 2023. Mayor Cerny also noted that the Well Contract was new and that all previous agreements regarding the well had been based on verbal agreements.

Motion by Guhner Kepler, seconded by Cory Graber to accept the Well Contract as written. All Ayes. Motion carried.

Motion made by Ashley Lozano, seconded by Cory Graber to accept the Purchase Agreement. All ayes. Motion carried.

E. USDA RD Loan for Dump Truck with Snowplow.

Mayor Al Cerny stated to the Council that we needed approval to proceed with the USDA RD Loan application towards the purchase of the new Dump Truck with Snowplow. He also stated that we had advertised for Public Comment but there did not seem to be anyone present for that purpose. Laura Petersen stated she thought it was good idea. Mayor Cerny noted her comment. Motion made by Maurice Schlaht, seconded by Darwin Grim to approve the USDA RD Loan application. All ayes. Motion carried.

Ashley Lozano exited the meeting.

F. Petition to Vacate the Alley between Rice and Logan and 10th and 11th Streets.

Laura Petersen presented a petition to apply to vacate the alley in the block listed above. Discussion and statute reading by City Attorney Amy Bartling followed. It was noted that the alley lane has not

been used as an alley since 1989 or over 20 years. It was stated that former residents claimed that the alley was never established or used.

To move the petition forward, the city would publish an upcoming hearing date for two weeks before bringing before the Council on November 6th, 2023. Additionally, all landowners adjacent to the 'alley' would be notified with a courtesy letter advising them of the petition to vacate and upcoming hearing. Motion made by Maurice Schlaht, seconded by Guhner Kepler to set the hearing for November 6, 2023. All ayes. Motion Carried.

ADDENDUM: On October 17, 2023, Laura Petersen rescinded the petition at this time until further research and survey can be conducted on the 'alley.'

G. September Financial Report

The Finance Office presented the board with the September Treasury Report. Motion made by Cory Graber, seconded by Guhner Kepler to approve the September report. All ayes. Motion carried.

H. Claims to Pay

CLAIMS REPORT

VENDOR	REFERENCE	AMOUNT
APPEARA	towels/hndclnr/airfresh/mats	158.25
BARTLETT FAMILY PAINTING	Gen Gov Bldg - Paint/Labor	4350.00
BURKE OIL COMPANY	2208 gal AV Gas @ 5.55	12254.40
CHESTERMAN COMPANY	City Hall - Water	30.00
CITY OF GREGORY	EQUIP REIM	75.00
CODE ENFORCEMENT SPECIALISTS	Code Enforcement Fees	973.06
CORE & MAIN LP	Water Dept - 2 Well Pumps	2134.39
CYBERTEK SYSTEMS	Managed IT/Phone System	613.53
DAKOTA AUTO CARE LLC	Police Dept-17 Ford Intcp Main	97.44
DAKOTA PUMP LLC	Water Dept- Motor rpr/Reb pump	2437.25
DIVISION OF CHILD SUPPORT	CHILD SUPPORT	505.92
EFTPS	FED/FICA TAX	4306.36
FRONTIER MOTORS FORD INC	POOL DONATION-BRONCO PURCH	10000.00
GOLDEN WEST		
TELECOMMUNICATIONS	Phone/Internet Service	931.72
GREGORY AMBULANCE SERVICE	Ambulance-Refund Treasury Pymt	3764.65
GREGORY COUNTY TREASURER	Police Dept-Contract Cover Day	1575.00
GREGORY TIMES-ADVOCATE	Council Publish/Env/Biz Cards	1460.80
HARRY K NAPA	Street- psf/transfld/groil/rel	328.93
JIM'S GARBAGE SERVICE	Garbage Service Pick-up	400.00
KIM'S CLEANING SERVICE	CITY HALL CLEANING SERVICES	600.00
MIDWEST SEAMLESS	Gen GovBldg-Main St Downspouts	130.10
MR. AUTOMOTIVE	Street Dept- 05 Chvy -Door Rpr	190.23

OFFICE PRODUCTS CENTER	Office Supplies	36.38
OPPERMAN INC	Street Dept - 286.05T Gravel/D	6230.17
PETTY CASH	REIMBURSEMENT	11.24
REXWINKEL CONCRETE INC	Payment 2- ST Shop Edition	68940.00
ROSEBUD FARMERS UNION	Gas/Diesel/Batt/Tire Rep	2543.47
RUNNINGS SUPPLY INC.	Supplies/Materials	172.49
SOUTH DAKOTA 811	Water Dept-Locate Tickets	34.65
TRANSOURCE TRUCK & EQUIP INC	Street-Loader Parts	195.77
TRIPP COUNTY WATER USER DIST	Water Dept- Monthly Water Serv	3000.00
VERIZON WIRELESS	Cell Phone Charges	646.33
Accounts Payable Total		129127.53
Invoices: Paid		4887.28
Invoices: Scheduled		124240.25
Payroll Checks		14137.54
***** REPORT TOTAL *****		143265.07
GENERAL FUND		130479.66
3RD CENT SALES TAX		1085.50
WATER FUND		11190.20
SEWER FUND		509.71
TOTAL FUNDS		143265.07

Motion made by Cory Graber, seconded by Guhner Kepler to pay the claims. All ayes. Motion carried.

Adjourn

At 6:45 pm motion made by Guhner Kepler, seconded by Maurice Schlaht to adjourn the meeting. All ayes.

Motion carried.

Mayor Al Cerny

ATTTEST: _____

Finance Officer Trudy Waterman