

Gregory City Council
Regular Meeting
10/17/2022

The Gregory City Council met in regular session at the Gregory City Hall (120 West 6th St.) on Monday, October 17, 2022, at the time of 6:00 p.m. The following members were present: Mayor Al Cerny; Finance Officer Alex Hamilton, Council Members: Ashley Lozano, Kristi Drey, Guhner Kepler, Darwin Grim, and Guyla Husman, absent Cory Graber, City Attorney Amy Jacobsen, Police Chief Doug Catts, News Reporter Patty Connealy, Librarian Tara Engel, guest Brian Mori.

Agenda

Motion was made by Ashley Lozano, seconded by Guyla Husman to approve the agenda as wrote. All members voted aye; the motion carried.

Minutes

Motion was made by Darwin Grim to approve the minutes from the 10/03/22, seconded by Kristi Drey. All member voted aye; the motion carried.

No Public Forum

Dept. Head Reports

Librarian Tara Engel reported on the library's upcoming events including cook the book, coffee and coloring and a Halloween costume and craft event. Engel also remarked that she had her first book challenged.

Committee Reports

Finance Officer Hamilton stated that he has met with Librarian Tara Engel and is working on some issues she is dealing with. Council Member Guyla Husman reported on a few nuisance properties, and Council Member Darwin Grim remarked that he has had some complaints from Butch Rolf.

No Conflict of Interest

New Business

Building Permits

Motion was made by Kristi Drey, seconded by Guyla Husman to enter the board of adjustment. All member voted aye; the motion carried. Mayor Cerny presented building permit 2022-26 from Bruce Adams building a fence, permit 2022-27 from Lori Arizmendis building a fence, and permit 2022-28 from Ken Cerny building a shed. Mayor Cerny stated that Planning and Zoning met and reviewed all the permits with a recommendation to approve all three permits. Motion was by Darwin Grim, seconded by Kristi Drey, to approve building permit 2022-26 from Bruce Adams, permit 2022-27 from Lori Arizmendis, and permit 2022-28 from Ken Cerny. All members voted aye; the motion carried.

Planning and Zoning Appointment

Mayor Cerny reported that P&Z Member Gregg Drees needs to be reappointed, as the council would like to keep Gregg on P&Z. Mayor also presented changing the planning and zoning to two-year terms instead of five years. With doing this it would then follow suit with council terms. Mayor Cerny entertained a motion of appointing Gregg Drees to a two-year term on the planning and zoning. Motion was made by Kristi Drey, seconded by Ashley Lozano. All members voted aye; the motion carried.

Vanderpol Pay Request #7 \$8,360.95

Mayor Cerny remarked that pay request #7 will be approved with the approval of the claims.

First & Logan Change Order #2

Mayor Cerny presented change order #2 from the First & Logan project. Change order is in the amount of \$28,749.59 increase to the project. Motion was made by Ashley Lozano, seconded by Guyla Husman to approve change order #2 in the amount of \$28,749.59. All members voted aye; the motion carried.

Housing Board Appointments

Mayor Cerny presented that Wade Juracek has agreed to stay on the housing board. Cerny then stated that as Finance Officer Hamilton and himself were looking into the board members then found a few more corrections that need made. Mark Braun has filled the vacancy from the late Mavin Gies, and Kim Veskrna had replaced Kevin Mikkelsen. Wade Juracek will start over with a new term and Mark Braun and Kim Veskrna will finish the terms that they stepped in for. Motion was made by Guyla Husman, seconded by Cory Graber to Appoint Wade Juracek, Mark Braun, and Kim Veskrna to the housing board. All members voted aye; the motion carried.

Resolution 2022-06 Purchase Main St. Property

Mayor Cerny presented Resolution 2022-06, a resolution needed by the title company to move forward with the purchase of Denice Zeisler's main street property for \$15,000. Motion was made by Kristi Drey, seconded by Darwin Grim to approve resolution 2022-06. Roll Call vote: Ashley, aye; Cory, aye; Guhner, aye; Kristi, aye; Darwin, aye; and Guyla, aye. The motion carried.

City of Gregory
Resolution 2022-06

A RESOLUTION OF THE CITY OF GREGORY, SD TO PURCHASE MAIN STREET PROPERTY

WHEREAS the City has an interest in purchasing property on Main Street in the City of Gregory as such property is in a state of disrepair and a danger to the community; and

WHEREAS the owner of said property is desirable to sell such property; and

NOW THEREFORE BE IT RESOLVED that the City of Gregory is authorized to purchase the following property for Fifteen Thousand Dollars:

The North Half (N½) of Lot Nine (9), Block Sixty (60), Original Town, now City, of Gregory, Gregory County, South Dakota.

The North Twenty-three Feet and Eleven Inches (N 23'11") of the South Half (S½) of Lot Nine (9), Block Sixty (60), Original Town, now City, of Gregory, Gregory County, South Dakota.

IT IS FURTHER RESOLVED that the Mayor, Al Cerny, shall be an authorized signer for all documents to complete such transaction, including the Purchase Agreement, to complete the purchase of the property.

Motion was made by Kristi Drey, second by Darwin Grim, to approve passage of Resolution 2022-06. Ayes 6, Nays 0

Dated this 17th day of October 2022.

Mayor Al Cerny

ATTEST: _____
Finance Officer Alexander Hamilton

Ordinance 2022-04 Water Rates & Ordinance 2022-05 Sewer Rates

Mayor Cerny presented Ordinance 2022-04 and 2022-05. Mayor stated that after discussion with the state DANR and our Engineers the surcharge must remain the same across the board for all users. The surcharge for water use will be \$10.20 and the surcharge for sewer use will be \$18.20. The reason for the surcharge is to make the payment on our loans that we will be receiving from the DANR to start phase 1 of our infrastructure replacement project. Council member Drey asked if projection look like this will be enough to make our payments. Mayor Cerny replied that it is tough to tell at this point but in doing the new rates and surcharges now we will have time to tweak them if need be. Motion was made by Guyla Husman, second by Ashley Lozano to approve Ordinance 2022-04 water rates. All members voted aye the motion carried. Motion was made by Ashley Lozano, seconded by Cory Graber, to approve Ordinance 2022-05 sewer rates. All members voted aye; the motion carried.

ORDINANCE NO. 2022-04

An ordinance amending Section **50.06** Water Rates of Chapter 50 Water of the ordinances for the City of Gregory, Gregory County, South Dakota.

BE IT ORDAINED BY THE CITY OF GREGORY, GREGORY COUNTY, SOUTH DAKOTA that Section 50.06 Water Rates of Chapter 50 Water of the ordinances for the City of Gregory shall be amended to read:

50.06 Water Rates

(A) Rates for the use for all users located within the corporate limits of the City of Gregory are as follows for one month length of billing:

Gallons of Water Used	Sewer Rate	Sewer Surcharge	Total
1,000	\$ 7.80	\$ 18.20	\$ 26.00
2,000	\$ 13.80	\$ 18.20	\$ 32.00
3,000	\$ 18.80	\$ 18.20	\$ 37.00
4,000	\$ 24.80	\$ 18.20	\$ 43.00
5,000	\$ 32.00	\$ 18.20	\$ 50.20

In addition to the other charges, the city hereby establishes a surcharge of \$10.20 payable by each customer of its system who receives or benefits from the services of the project financed by the DW-03 Loan with the borrower bond. The collection of the surcharge shall start on February 1, 2023. The surcharge shall remain in effect until such time as the borrower bond is paid in full, it shall be collected

at the same time as other charges of the system and establish a surcharge account to segregate the income from other system income for bookkeeping purposes to be pledged to the South Dakota Conservancy District. The surcharge shall be reviewed from year to year and modified in order to provide the required 110 percent debt coverage.

After 5,000 gallons, rate will be \$3.00 per 1,000 gallons, plus a one-time surcharge.
Dated this 17th day of October 2022.

Mayor Al Cerny

ATTEST: _____
Finance Officer Alexander Hamilton

First Reading: 10/17/2022
Second Reading: 11/7/2022
Adoption: 11/7/2022
Published: 11/16/2022

ORDINANCE NO. 2022-05

An ordinance amending Section 51.13 Sewer Rates of Chapter 51 Sewer of the ordinances for the Municipality of Gregory, Gregory County, South Dakota.

BE IT ORDAINED BY THE CITY OF GREGORY, GREGORY COUNTY, SOUTH DAKOTA that Section 51.13 of Sewer Rates of Chapter 51 Sewer of the ordinances for the City of Gregory shall be amended to read:

51.13 Rates

- A. Rates for the use of the sewer system for all users located within the corporate limits of the City of Gregory are as follows for a one (1) month length of billing:

Gallons of Water Used	Sewer Rate	Sewer Surcharge	Total
1,000	\$ 7.80	\$ 18.20	\$ 26.00
2,000	\$ 13.80	\$ 18.20	\$ 32.00
3,000	\$ 18.80	\$ 18.20	\$ 37.00
4,000	\$ 24.80	\$ 18.20	\$ 43.00
5,000	\$ 32.00	\$ 18.20	\$ 50.20

In addition to the other charges, the City hereby establishes a surcharge of \$18.20 payable by each customer of its system who receives or benefits from the services of the project financed by the CW-04 Loan with the borrower bond. The collection of the surcharge shall start on February 1, 2023. The surcharge shall remain in effect until such time as the borrower bond is paid in full, it shall be collected at the same time as other charges of the system and establish a surcharge account to segregate the income from other system income for bookkeeping purposes to be pledged to the South Dakota Conservancy District. The surcharge shall be reviewed from year to year and modified in order to provide the required 110 percent debt coverage.
Dated this 17th day of October 2022.

Mayor Al Cerny

ATTEST: _____
Finance Officer Alexander Hamilton

First Reading: 10/17/2022
 Second Reading: 11/7/2022
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Claims

VENDOR	REFERENCE	AMOUNT
ALEX HAMILTON	MILAGE REIM/CLOTHING ALLOWANCE	550.00
APPEARA	MATS	131.41
BARTLING WELDING & MACHINE INC	IRON	296.55
BOUQUETS AND BRUSHSTROKES	FLOWERS	97.97
CARDMEMBER SERVICE	LODGING SDML	387.22
CORE & MAIN LP	HYDRANT EXT KIT	998.00
CYBERTEK SYSTEMS	MANAGED IT/PHONE SYSTEM	645.00
DIVISION OF CHILD SUPPORT	CHILD SUPPORT	126.92
EFTPS	FED/FICA TAX	4595.46
GOLDEN WEST TELECOMMUNICATIONS	PHONE INTERNET CHARGES	788.78
GREGORY SCHOOL DISTRICT	1/2 COST FIRE ALARM CONTRACT	120.00
HARRY K NAPA	FUEL FILTERS,SEAFOAM,START FLU	349.52
MR. AUTOMOTIVE	TRUCK PARTS, REAR SPRING WIPER	1471.86
OFFICE PRODUCTS CENTER	SERVICE CONTRACT	36.19
PETTY CASH	REIMBURSEMENT POSTAGE	10.88
ROSEBUD CONCRETE INC	METER PIT LIDS,PARK CONCRETE	1020.00
ROSEBUD FARMERS UNION	GAS36% DIESEL	3397.57
ROSEBUD TITLE COMPANY	PURCHASE D ZEISLER PROPERTY	14626.21
SOUTH DAKOTA 811	LOCATE TICKETS	84.00
TARA ENGEL	MILAGE REIM SDLA CONFERENCE	301.25
TRIPP COUNTY WATER USER DIST	MONTHLY WATER SERVICE	3000.00
VANDERPOL DRAGLINE INC	PAY REQUEST #7	8360.95
VERIZON WIRELESS	CELL PHONE CHARGES	493.16
WILSON'S HEATING & COOLING	CITY HALL CAPACITOR	35.00
Accounts Payable Total		41923.90
Invoices: Paid		4722.38
Invoices: Scheduled		37201.52
	Refund Checks Total	
Payroll Checks		15969.80
***** REPORT TOTAL *****		57,893.70

Motion was made by Guyla Husman, seconded by Ashley Lozano to pay the claims. All members voted aye; the motion carried.

Motion was made by Kristi Drey, seconded by Ashley Lozano to adjourn. All Members voted aye; the carried.

ATTEST: _____
 Finance Officer: Alexander Hamilton

 Mayor: Al Cerny