

CITY COUNCIL PROCEEDINGS

The Plankinton City Council met in regular session on Monday, October 11, 2021. Mayor John J. Staller called the meeting to order at 6:30 p.m. The Pledge of Allegiance was recited. Members present: Jim Hinckley, Pam Vissia, Terry Schuldt, Jason Schurz and Brad Kehn. City employees were: Casey Schmidt, Darin Cranny, Chance Boyd & Finance Officer in training Kylee Urban. Visitors were J.P Studeny from SD Mail.

Mayor Staller entertained a motion to approve the agenda. Motion to approve by Vissia, and second by Schurz. All voted aye. Motion carried.

There were no public comments.

APPROVAL OF MINUTES:

Kehn made a motion to approve the minutes of the regular September 7 , 2021, Council meeting. Schuldt seconded the motion. All voted aye. Motion carried.

Kehn made a motion to approve the minutes of the special September 20, 2021, Council meeting. Schurz seconded the motion. All voted aye. Motion carried.

BILL APPROVAL:

Mayor Staller entertained a motion to authorize the Finance Officer to pay bills. Vissia made motion to authorize bill pay. Schurz seconded the motion. All voted aye. Motion Carried.

OCTOBER 4, 2021, BILL LISTING

EFT BILLS PD. AFTER SEPT. 20, 2021

BI-WEEKLY PAY 20--\$8,740.58; F&M BANK—Sept. Bank Fees-- \$27.65; HEARTLAND—Elec. Loan #28-- \$2,483.36; IRS—941 Taxes/Pay 20--\$2,626.59; POSTALIA TDC—Postage--\$500.00; SD DEPT. OF REV.—Aug. Sales Tax-- \$4370.73

BILLS PAID AFTER SEPTEMBER 20 SPECIAL MEETING AUTHORIZATION

DELTA DENTAL—Oct. Employee Dental Ins.--\$338.60;

BILLS TO PAY AFTER OCTOBER 4, 2021, MEETING

A & B BUSINESS—Copier Contract--\$136.47; AFLAC—Employee Vol. Ins.-- \$181.55; ARAMARK—Sept. Rug Contract-- \$49.41; AURORA-BRULE RURAL WATER SYSTEM INC.—Sept. Water Purchase-- \$8,437.90; BARNES & NOBLE—Library Books--\$115.14; BEA HEISMEYER—Refund Meter Dep. #00-023-01-2 & Credit Balance-- \$1,646.70; BORDER STATES ELECT—Elec. & Pool Supp.-- \$692.50; CLAY BROUWER—Sept. Cemetery Mowing-- \$2,400; FRANCTYPE-POSTALIA INC—9/19/21-12/19/21 Postage Meter Lease-- \$89.85; GT SANITATION—Oct. Garbage Services-- \$65.00; GOLDEN WEST—City Phones--\$392.35; ROADSIDE C-STORE—Sept. Fuel-- \$296.21; RON'S MARKET—Supplies-\$52.47; RUNNINGS—Safety Clothing -- \$160.93; SD DOT—Aug. Diesel Purch.-- \$359.17; SD ELECTRICAL COMMISSION— Pool Wiring Permit-- \$267.00; SD OFFICE OF ENERGY ASSISTANCE—Refund LIEAP Disqualified Client Payment -\$255.00; SOUTH DAKOTA MAIL—Sept. Legal Publ.-- \$1,314.13; STITCH-N-TIME—Safety Shirt Printing-- \$30.00; T&R ELEC.—Elec.-Rep./Maint.-- \$80.00

OCTOBER 11, 2021, BILL LISTING

EFT BILLS PD. AFTER OCT. 4, 2021

SDDL UNEMP.—Third Quarter Unemp.— \$70.20

BILLS TO PAY AFTER OCTOBER 11, 2021, MEETING

AURORA COUNTY HIGHWAY DEPT.—Telespar Posts-- \$25.20; CENTRAL ELECTRIC—Sept. Ramp Lighting-- \$143.00; CNH INDUSTRIAL—Mini Excav/Skid Steer Lease-- \$1346.54; MN MUNICIPAL UTILITIES ASS.—Lineworker Program-- \$1750.00; OVERWEG—Battery-- \$159.18; TECH SOLUTIONS—Computer Software 10/1/21-10/31/21-- \$746.23; WAPA—September Power Purchase-- \$11,967.87

OLD BUSINESS:

3RD READING AND ADOPTION- MEDICAL CANNABIS ORD. #2021-3:

The mayor asked for a motion to approve the 3RD reading & adoption of the Medical Marijuana Ordinance #2021-3. Kehn made the motion, and it was seconded by Hinckley. All voted aye.

ORDINANCE 2021-3

AN ORDINANCE REGULATING MEDICAL CANNABIS LICENSING

WHEREAS, on July 6, 2021, to be effective August 4, 2021, the City of Plankinton, Aurora County, South Dakota adopted MEDICAL MARIJUANA ORDINANCE #2021-2 relating to the permitting and/or licensing of medical cannabis establishments; and

WHEREAS, the adoption of the aforesaid Ordinance #2021-2 was intended as a temporary measure pending issuance of rules by the South Dakota Department of Health relative to state permitting and/or licensing of medical cannabis establishments; and

WHEREAS, the City of Plankinton, Aurora County, South Dakota, now is prepared to adopt a comprehensive licensing ordinance relating to medical cannabis dispensaries, cannabis testing facilities, cannabis cultivation facilities, and cannabis product manufacturing facilities, collectively referred to as “cannabis establishments,” to replace the aforesaid Ordinance #2021-2 intended as a temporary measure; and

WHEREAS, SDCL 22-44-19 implicitly establishes a statewide public policy regarding possession of controlled substances, including cannabis, within certain zones surrounding public or private elementary or secondary school, or playgrounds, public or private youth centers, public swimming pools, or video arcade facilities as those are defined by SDCL 22-14-18; and

WHEREAS, the City of Plankinton, Aurora County, South Dakota, finds that the following action is immediately necessary to protect and preserve the public health, safety, welfare, peace and support of the municipal government and its existing public institutions; and

WHEREAS, the City of Plankinton, Aurora County, South Dakota, hereby exercises its authority under SDCL Chapter 9-32-1, SDCL Chapter 9-34, SDCL 34-20G-58, SDCL 34-20G-60, SDCL 9-19-3, and SDCL 9-19-13 to establish an ordinance regarding the issuance of any local licenses or permits for medical cannabis establishments within the City;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF PLANKINTON, AURORA COUNTY, SOUTH DAKOTA:

SECTION 1: PURPOSE AND INTENT

The City Council of the City of Plankinton, Aurora County, South Dakota, (hereafter “City”) enacts the following ordinance in order to ensure that cannabis establishments within the municipal boundaries of the City operate in a manner which complies with state laws and regulations; protects the health, safety, and welfare of the general public; prevents potential conflicts and issues arising from ownership and employees; recognizes certain safety and security considerations; and minimizes risk of unauthorized use or access of cannabis by the general public.

SECTION 2: IMMEDIATE EFFECT

This ordinance is necessary to protect and immediately preserve the public health, safety, welfare, peace, and support of the municipal government and its existing public institutions pursuant to SDCL 9-19-13.

SECTION 3: DEFINITIONS

Unless an alternative definition is explicitly stated in this section, this chapter utilizes the definitions for cannabis-related terms which are defined by SDCL 34-20G-1.

Cannabis (or Marijuana): all parts of any plant of the genus cannabis, whether growing or not, in its natural and unaltered state, except for drying or curing and crushing or crumbling. The term includes an altered state of marijuana absorbed into the human body. The term does not include fiber produced from the mature stalks of such plant, or oil or cake made from the seeds of such plant. The term does not include the plant *Cannabis sativa* L. and any part of that plant, including the seeds thereof and all derivatives, extracts, cannabinoids, isomers, acids, salts, and salts of isomers, whether growing or not, with a delta-9 tetrahydrocannabinol concentration of not more than three-tenths of one percent on a dry weight basis.

Cannabis Cultivation Facility: in addition to the definition in SDCL 34-20G-1, this term is further defined as a legally licensed entity that acquires, possesses, cultivates, delivers, transfers, transports, supplies, or sells cannabis and related supplies to a cannabis establishment.

Cannabis Dispensary: in addition to the definition in SDCL 34-20G-1, this term is further defined as a legally licensed entity that acquires, possesses, stores, delivers, transfers, transports, sells, supplies, or dispenses cannabis, cannabis products, paraphernalia, or related supplies and educational materials.

Cannabis Establishment: cannabis cultivation facility, a cannabis testing facility, a cannabis product manufacturing facility, or a cannabis dispensary.

Cannabis Product Manufacturing Facility: in addition to the definition in SDCL 34-20G-1, this term is further defined as a legally licensed entity that acquires, possesses, manufactures, delivers, transfers, transports, supplies, or sells cannabis products to a cannabis dispensary.

Cannabis Products: any concentrated cannabis, cannabis extracts, and products that are infused with cannabis or an extract thereof and are intended for use or consumption by humans. The term includes edible cannabis products, beverages, topical products, ointments, oils, and tinctures

Cannabis Testing Facility: in addition to the definition in SDCL 34-20G-1, this term is further defined as a legally licensed entity legally authorized to analyze the safety and potency of cannabis.

Department: the South Dakota Department of Health

SECTION 4: LICENSE REQUIRED

- (a) No cannabis establishment may be located or operate in the City without the appropriate valid and current cannabis establishment license issued by the City pursuant to this article. A violation of this provision is subject to the general penalty provision in Section 16. Each day of the violation constitutes a separate offense.
- (b) No cannabis establishment may be located or operate in the City without the appropriate valid and current cannabis establishment registration certificate issued by the Department pursuant to rules promulgated under SDCL 34-20G. A violation of this provision is subject to the general penalty provision in Section 16. Each day of the violation constitutes a separate offense.
- (c) Relative to licenses or registration certificates issued by the Department, if the Department should request the City's preference of applicants, the City will neither support nor oppose any license or registration certificate application under consideration by the Department. Likewise, if inquiry is made by the Dept, the City will abstain from endorsing any application as beneficial to the community.

SECTION 5: LICENSE APPLICATION

- (a) An application for a cannabis establishment license must be made on a form provided by the City. No other application form will be considered.
- (b) The applicant must submit the following:
 - 1. A non-refundable application fee of \$5,000.00.
 - 2. An application that will include, but is not limited to, the following:
 - i. The name, both legal and any tradename, if different, of the prospective cannabis establishment;
 - ii. The physical address of the prospective cannabis establishment that meets the location requirements of Section 10, below, as well as any location requirements pursuant SDCL 34-20G and the administrative rules promulgated thereunder;
 - iii. The name, address, and birth date of each shareholder and director, or member, partner, co-venturer, proprietor, co-proprietor, or any person or entity holding any owner interest in cannabis establishment proposed to be permitted licensed;
 - iv. A sworn statement that no shareholder and director, or member, partner, co-venturer, proprietor, co-proprietor, or any person or entity holding any owner interest in cannabis establishment proposed to be licensed has been convicted of a violent felony offense in the previous ten (10) years in any jurisdiction; and
 - v. Any additional information requested by the City.

SECTION 6: ISSUANCE OF LICENSE

- (a) The City will issue a license unless:
 - 1. The applicant has made a false statement on the application or submits false records or documentation; or
 - 2. Any shareholder and director, or member, partner, co-venturer, proprietor, co-proprietor, or any person or entity holding any ownership interest in the cannabis establishment proposed to

be licensed is under the age of twenty-one (21) years; or

3. Any shareholder and director, or member; partner, co-venturer, proprietor, co-proprietor, or any person or entity holding any ownership interest in the cannabis establishment proposed to be licensed has been convicted of a violent felony offense in the previous ten (10) years in any jurisdiction;
 4. The proposed location does not meet the applicable location requirements under Section 10;
 5. The proposed location does not meet all location requirements under SDCL 34-20G and the administrative rules promulgated thereunder;
 6. The license is to be used for a business prohibited by state or local law, statute, rule or ordinance, or regulation; or
 7. The applicant, or any shareholder and director, or member, partner, co-venturer, proprietor, co-proprietor, or any person or entity holding any ownership interest in the applicant has had a cannabis establishment license revoked by the City or a registration certificate revoked by the state; or
 8. The applicant, or any shareholder and director, or member, partner, co-venturer, proprietor, co-proprietor, or any person or entity holding any ownership interest in the cannabis establishment proposed to be licensed is overdue in payment to the City of taxes, fees, fines, or penalties assessed against or imposed upon the applicant in relation to any cannabis establishment; or
 9. The applicant will not be operating the business for which the license would be issued.
- (b) In the case of an application for a cannabis dispensary license, the City will reject the application if the limit on the number of cannabis dispensaries has been reached.
- (c) The license must be posted in a conspicuous place at or near the entrance to the cannabis establishment so that it may be easily read at any time.

SECTION 7: NUMBER OF CANNABIS ESTABLISHMENTS ALLOWED

The number of cannabis establishments allowed within the corporate limits of the Municipality is:

- (a) Medical cannabis dispensaries: two (2),
- (b) Cannabis testing facilities: two (2),
- (c) Cannabis cultivation facilities: two (2),
- (d) Cannabis product manufacturing facilities: two (2).

SECTION 8: EXPIRATION OF LICENSE AND RENEWAL

- (a) Each license expires one year from the date of issuance and may be renewed only by making application as provided in Section 4. Application for renewal must be submitted at least thirty (30) days before the expiration date. The licensee must continue to meet the license requirements to be eligible for a renewal.
- (b) The renewal fee is \$5,000.00 and is non-refundable.
- (c) Failure to renew a license in accordance with this section may result in additional fees. Upon

expiration of the license, the City may order closure of the cannabis establishment.

- (d) If a licensee has not operated an establishment for which it holds a license in the preceding twelve (12) months, the license will not be renewed.

SECTION 9: LICENSES NOT TRANSFERRABLE

Cannabis establishment licenses are non-transferable.

SECTION 10: LOCATION RESTRICTIONS

Cannabis establishment licenses are location and use specific, meaning licensees may only operate a cannabis establishment at the specific address designated in the application, and may only engage in the licensed use, that is, only engage in business as a medical cannabis dispensary, a cannabis testing facility, a cannabis cultivation facility, or a cannabis product manufacturing facility. Such specifically designated address and location must conform to all of the following restrictions and requirements:

- I. A cannabis establishment licensed to operate within the corporate limits of the City may only be located:
- (a) Along, or within three hundred feet (300') east or west of the center line of, Main Street as extending from the north right of way boundary of Pennington Street northward to the south right of way boundary of Third Street;
 - (b) Along, or within three hundred feet (300') east or west of the center line of, Main Street as extending from the south right of way boundary of State Street southward to the corporate limit of the City; and

subject to the foregoing sections (a) and (b),

- (c) No less than one thousand feet (1000') distant from real property comprising a public or private elementary or secondary school or a playground; and
- (d) No less than five hundred feet (500') distant from real property comprising a public or private youth center, public swimming pool, or video arcade facility.

The terms “public or private elementary or secondary school or a playground” and “public or private youth center, public swimming pool, or video arcade facility” as set forth in this Section 10 are defined by SDCL 22-14-18.

- II. A cannabis establishment licensed to operate within the corporate limits of the City must only operate
- (a) at the specific address designated in the application
 - i. which address must conform to the location requirements of Section 10, I, (a) through (d), above; and
 - ii. for the specific licensed purpose, that is, as a medical cannabis dispensary, cannabis testing facility, cannabis cultivation facility, or cannabis product manufacturing facility, as the license, or licenses, may provide; and
 - (b) in no event and under no circumstances may a cannabis establishment be licensed or operated within or upon any residential real property. “Residential real property” is defined as any real property used for ordinary living purposes such as sleeping and eating, whether occupied by

the owner thereof or utilized either as a long-term or short-term rental by tenants, either as a single family or a multi-family use.

SECTION 11: HOURS OF OPERATION FOR DISPENSARIES

(a) Cannabis dispensaries may only operate during the following times:

1. Monday through Saturday 8:00 a.m. through 10:00 p.m. and
2. Sunday 12:00 p.m. (Noon) through 5:00 p.m.

(b) No medical cannabis dispensary may operate

1. On Sundays except between the hours of 12:00 p.m. (Noon) and 5:00 p.m.;
2. Before 8:00 a.m. on Monday through Saturday;
3. After 10:00 p.m. on Monday through Saturday;
4. On Thanksgiving Day;
5. On December 25; or
6. After 8:00 p.m. on December 24.

SECTION 12: SUSPENSION

(a) A license may be suspended if the licensee or an employee or agent of the licensee:

1. Violates or is otherwise not in compliance with any section of this ordinance.
2. Consumes or smokes or allows any person to consume or smoke cannabis on the premises of the cannabis establishment.
3. Knowingly dispenses or provides cannabis or cannabis products to an individual or business to whom it is unlawful to provide cannabis or cannabis products.

(b) A license may be suspended if the licensee has its Department-issued registration certificate suspended, revoked, or not renewed by the Department or if the registration certificate is expired.

(c) A license may be suspended if the licensee creates or allows to be created a public nuisance at the cannabis establishment.

SECTION 13: REVOCATION

(a) A license may be revoked if the license is suspended under Section 9 and the cause for the suspension is not remedied.

(b) A license may be revoked if the license is subject to suspension under Section 9 because of a violation outlined in that section and the license has been previously suspended in the preceding twenty-four (24) months.

(c) A license is subject to revocation if a licensee or employee or agent of a licensee:

1. Gave false or misleading information in the material submitted during the application process;

2. Knowingly allowed possession, use, or sale of non-cannabis-controlled substances on the premises;
3. Operated the cannabis establishment or the business of the cannabis establishment for which a license is required under this article while the license was suspended;
4. Commits repeated violations of Section 9 resulting in 2 or more suspensions within any 6-month period;
5. Operated a function of a cannabis establishment for which the licensee was not licensed (*e.g.*, a licensed cannabis cultivation facility conducting cannabis testing functions without a cannabis testing establishment license);
6. A licensee, or any shareholder or director, or member, partner, co-venturer, proprietor, co-proprietor, or any person or entity holding any ownership interest in a licensee is delinquent in payment to the City, county, or state for any taxes or fees related to the cannabis establishment;
7. A licensee, A licensee, or any shareholder or director, or member, partner, co-venturer, proprietor, co-proprietor, or any person or entity holding any ownership interest in a licensee has been convicted of, or continues to employ an employee who has been convicted of, a disqualifying felony offense as defined by SDCL 34-20G; or
8. The licensee has its Department-issued registration certificate suspended, revoked, or not renewed or the registration certificate is expired.

(d) The licensee allows a public nuisance to continue after notice from the City.

SECTION 14. SUSPENSION AND REVOCATION PROCESS

- (a) The City will issue to the licensee a notice of intent to suspend or notice of intent to revoke informing the licensee of the violation and the City's intention to suspend or revoke the license. The notice will be hand delivered to the licensee or an employee or agent of the licensee or sent by certified mail, return receipt requested to the physical address of the cannabis establishment.
- (b) If the licensee disputes the suspension or revocation, the licensee has ten (10) days from the postmark date on the notice or the date the notice was hand delivered to request a hearing before a hearing panel, which will consist of the Mayor, Finance Officer, and one (1) member of the City Council, the latter to be designated by joint action of the Mayor and Finance Officer.
- (c) A suspension will be for thirty (30) days and begins ten (10) days after the postmark date on the notice or the date the notice is hand delivered unless the licensee exercises its right to appeal, in which case the suspension takes effect upon the final determination of suspension.
- (d) A revocation will be for one (1) year and begins ten (10) days after the postmark date on the notice or the date the notice is hand delivered unless the licensee appeals the revocation, in which case the revocation takes effect upon the final determination of revocation.
- (e) A licensee who has had its license revoked may not be issued any cannabis establishment license for one year from the date the revocation became effective.

SECTION 15: APPEAL

An applicant or licensee who has been denied a license or renewal of a license or who has had a license

suspended or revoked under this article may appeal to the City Council by submitting a written appeal within ten (10) days of the postmark on the notice of denial, nonrenewal, suspension, or revocation. The written appeal must be submitted to the City of Plankinton, either by hand delivery to the City Finance Officer, who will endorse the date and time of delivery thereon, or delivered to the City of Plankinton by certified mail. The appeal will be considered by the City Council at a regularly scheduled meeting within one (1) month of the receipt of the appeal.

SECTION 16: LIABILITY FOR VIOLATIONS

Notwithstanding anything to the contrary, for the purposes of this article, an act by an employee or agent of a cannabis establishment that constitutes grounds for suspension or revocation will be imputed to the cannabis establishment licensee for purposes of finding a violation of this article, or for purposes of license denial, suspension, or revocation, only if an officer, director or general partner or a person who managed, supervised or controlled the operation of the cannabis establishment, knowingly allowed such act to occur on the premises.

SECTION 17: PENALTIES

Any person who operates or causes to be operated a cannabis establishment without a valid license or in violation of this article is subject to a suit for injunction as well as prosecution for ordinance violations. Such violations are punishable by a maximum fine of five hundred dollars (\$500.00). Each day a cannabis establishment so operates is a separate offense or violation.

SECTION 18: SEVERABILITY

The provisions of this ordinance are severable. If any provision of this ordinance or the application thereof to any person or circumstance is held to be invalid, such invalidity shall not affect other provisions or applications of this ordinance which can be given effect without the invalid provision or application.

SECTION 19: REPEALER

Upon adoption, and immediately upon the effective date, of this Ordinance 2021-3, Ordinance 2021-2, and its temporary provisions, hereby is repealed in its entirety.

1st Reading: 09/07/2021

2nd Reading: 09/20/2021

3rd Reading: 10/11/2021

Adoption: 10/11/2021

Date Published: 10/21/2021

Date Effective: 11/10/2021

John J. Staller, Mayor

ATTEST:

Eileen Sorsen, Finance Officer

NUISANCE PROPERTIES:

Schuldt asked if there was any ordinance against grass being thrown on city streets. Finance Officer to investigate ordinances and report at the next meeting. A property on East 1st St was mentioned about having four vans full of garbage on the property. There was discussion on a property in north Plankinton. The owner is needing assistance to remove items from home. Mayor and council member Hinckley discussed helping and getting Hinckley's church group possibly involved in helping. Council members discussed a plan to drive around on Sunday, October 17 to look at nuisance properties.

POOL BATHHOUSE INFORMATION:

The work on the pool bathhouse continues. The inside walls are poured, and outside walls are up. East wall is being rebuilt due to some issues. The one-piece showers will come around the 25th of October and the roof can be installed afterwards.

NEW ORDINANCE BOOK:

Some changes were made but it cannot be adopted until the Flood Ordinance has been made.

FLOOD ORDINANCE UPDATE:

Mr. Taylor will have Flood Ordinance done for November meeting.

REDISTRICTING:

The council's consensus was to redistrict Ward 2 to include south of East Davenport Street, East of South Main Street to south city limits, and west of South Campbell Street. Mr. Taylor will rewrite the ordinance.

STATE WATER PLAN APPLICATION:

Darin Cranny has taken care of the State Water Plan Application and it is in good shape. District 3 will need to get involved. Things with sewer/water will need to be corrected around town. It was discussed to get together and get a plan in place.

CASA REQUEST:

Motioned by Vissia, seconded by Kehn to donate a \$500 to CASA for 2021 donation. All voted Aye. Motion carried.

CITY HALL SIGN:

The council discussed the installation of a sign on the city hall. J.P. Studeny had suggested a mural instead. The council agreed to look into a contest for a mural and to also look into grants for the project.

NEW BUSINESS:

SHERIFF'S REPORT:

The August and September 2021 Sheriff's report and Aurora County Call list were handed out for the council.

BUILDING PERMITS:

There were no building permits.

UTILITY SUPT. REPORT:

Darin Cranny reported that he got the ballfields sprayed and killed this month again. He did our 3-year lead/copper water samples this month. He had to change 3 of them for various reasons and the results came back good. He had gotten plans to the engineers on the Briggs development so they can get going on a lift station plan. He met with Jeff McCormick from SPN one day and went over a few things with him. They are going to try to get money for the lift station and for the sewer in the alley behind the grocery store through the state water plan. The new water line was dug into the bathhouse this month. Hinckley had asked about the water loss at the pool, Darin replied that it will get figured out next spring. They added some fill at west side park. He thinks they only have 1 more day of hauling clay in to get it close enough for black dirt. It is bladed smooth now, but there are some decent low spots to deal with before hauling the black dirt. Only a couple more inches of black dirt is needed to get the grass growing. Darin also reported that they did not get the grant for the bathroom for the west side park.

ELECTRIC SUPT. REPORT:

Chance Boyd reported a lot of his time this month has been spent at the pool. The outside walls are complete, the concrete guys poured footings for the inside walls on Thursday. They did rent a trencher and used it to trench in the line for the pool and the house on the corner of 5th and Union. Darin and Barry set the transformer for him one afternoon and he got it energized last week. The overhead going to the pool has been taken down. He will be working on converting the streetlights behind the main street alley ways also, since Golden West no longer had attachments on the poles. He sent information to John Clem from District III on the fire siren, and he was going to get things ready and should have something put together for the November meeting, as the due date is in December. He will be ordering a new transformer for the Clinic and City Hall this month. He had two outages this last week, one was a dove and the other was a turkey vulture. They happened back-to-back and in separate parts of town.

FINANCE OFFICER REPORT:

Deputy Finance Officer Casey Schmidt reported on her trip to Spearfish for the SDML Conference. She reported that it was very informative and would like to go back. She also mentioned that Kylee is signed up for Finance Officer schooling in June.

MAYORS REPORT:

Mayor talked with RR about crossings at Vine and at Campbell. Replacements for one on cemetery road are done by state grants. They will look at ours and determine what actions to take. Talked with States Attorney Mairose about restitution for damage at Poolside Park slide. We are getting figures ready. Ms Mairose said it will be up to the judge whether restitution is a part of the judgement. Pie benefit netted over \$4,000 for cemetery enhancement project. Finance Officer is putting in application for another possible contribution. Recommend we start with fence on westside to replace the barbed wire. We have already put funding together to reroof and paint maintenance building. Receive ARPA funding and have put it in sewer fund which is most easily used under guidelines issued.

Mayor Staller adjourned the meeting at 7:35 p.m.

Signed, John J. Staller, Mayor _____

Attest, Kylee Urban, Finance Officer _____