

Council Minutes
Regular Session
Monday, January 13, 2020

The Council of the City of Freeman met in regular session on Monday, January 13, 2020 at 6:30 pm at the Freeman City Hall. Mayor Sam Sorensen presided and the following members were present: Russ Becker, Charles Gering, Terry Jacobsen, John Munkvold, Clifford Tjaden, and Charly Waltner. Also attending were Finance Officer Adam Van Ningen and Tim Waltner from the Freeman Courier. Guests in attendance included the following: Carol Eisenbeis, Teresa Behl, Susan Schrag, Craig Maloney, and Duane Walters.

Minutes of the December 23, 2019 Regular Meeting

Waltner moved to accept the December 23, 2019 regular session minutes as presented. Becker seconded the motion. All votes aye.

Vouchers & Salaries

Jacobsen moved to approve the vouchers and salaries listed below. Tjaden seconded the motion. Roll call: all votes aye.

PAYROLL - FINANCE	1,428.71	GOLDEN WEST, telephone service	1,110.17
PAYROLL - MARKETING	2,007.34	GRAHAM TIRE, repairs	291.48
PAYROLL - GOV'T BUILDING	204.54	HOLZWARTH EMBROIDERY, supplies	36.00
PAYROLL - POLICE	5,310.39	JAMBOREE FOODS, supplies	47.92
PAYROLL - FIRE	1,913.50	JIM SMIDT, trailer frame	75.00
PAYROLL - DRIVERS LICENSING	61.83	JOHN BUTKUS, supplies reimb	252.67
PAYROLL - STREETS	747.51	KOERNER CONSTRUCTION, snow removal	255.10
PAYROLL - SEWER	3,625.61	LARSON SALES INC, supplies	914.08
PAYROLL - REFUSE	2,316.73	MAGAZINE SUBSCRIPTION SRVC, subscriptions	540.90
PAYROLL - RECYCLE	1,608.91	MATHESON TRI GAS, supplies	118.23
PAYROLL - WATER	3,367.69	MERCHANTS STATE BANK, loan pymt	1,778.66
PAYROLL - AMBULANCE	4,334.75	MIDWEST ALARM CO, alarm	100.50
PAYROLL - PARK/POOL	747.51	MILLER CONSULTING, server	7,381.00
PAYROLL - GOLF COURSE	1,896.88	MINNESOTA TRAPLINE PRODUCTS, supplies	217.90
PAYROLL - LIBRARY	3,151.58	MR G'S TIRES, repairs	1,586.98
PAYROLL - COMMUNITY CENTER	83.11	NAPA, repairs	135.92
MERCHANTS STATE BANK, 941 deposit	8,291.39	NORTHERN TRUCK & EQUIP, repairs	663.72
SD RETIREMENT	4,378.12	NORTHWESTERN ENERGY, electric & gas	8,853.43
WELLMARK, health insurance	12,222.85	ONE OFFICE SOLUTIONS, supplies	109.11
ACH FEES, payroll & utilities	30.00	PACE PAYMENT SYSTEM, credit card processing	40.00
AFLAC, employee insurance	464.39	PITNEY BOWES, postage	306.00
AMAZON, library supplies books & videos	1,852.99	PLUNKETT'S, pest control	89.44
APPEARA, rugs	100.26	PRODUCTIVITY PLUS ACCOUNT, repairs	9,085.92
BARCO PRODUCTS, supplies	544.94	RANDY BRODERS TRUCKING, trucking	1,800.00
BOOK SYSTEMS, subscriptions	1,190.00	ROBERT HUBER, supplies reimb	238.15
BROSZ ENGINEERING, professional fees	480.00	RURAL MANUFACTURING, supplies	1,311.65
B-Y WATER, water purchase	4,360.38	SANITATION PRODUCTS, garbage cans	6,640.40
B-Y WATER INTEREST	3,168.00	SD DENR, discharge permit	1,500.00
C & B OPERATIONS, repairs	308.20	SD DEPT OF HEALTH	436.00
CARDMEMBER SERVICES, credit card	113.65	SD DEPT OF PUBLIC SAFETY, license renewals	203.00
CAROL EISENBEIS, mileage reimb	157.08	SD DEPT OF REVENUE, sales tax	778.69
CENTURY BUSINESS PRODUCTS, copier	122.46	SD PUBLIC ASSURANCE ALLIANCE, insurance	526.48
CITY OF FREEMAN, utilities	39.00	SECOND CENTURY, publishing	548.91
CITY OF MITCHELL LANDFILL, garbage fees	2,453.49	SOUTH DAKOTA ONE CALL, message fees	34.65
CITY OF SIOUX FALLS, testing	87.00	SOUTHEASTERN ELECTRIC, electric	3,110.26
CORE & MAIN, supplies	2,303.27	SPECIALTY AUTOMOTIVE, repairs	980.59
DAKOTA PUMP, repairs	3,004.42	STAN HOUSTON, drum roller	10,534.00

DEERE CREDIT, INC, lease pymt	790.03	STERN OIL COMPANY, fuel & supplies	2,098.72
EMERGENCY MEDICAL PRODUCTS, supplies	309.70	TIM KOCH, deposit refund	100.00
ENVIRONMENTAL TOXICITY CO, testing	800.00	TOTAL STOP, fuel	407.46
EQUIPMENT BLADES INC, supplies	3,384.00	US BANK & TRUST, 6th street loan	13,638.81
FARMERS ALLIANCE, fuel	2,191.18	US BANK & TRUST, lagoon loan	16,668.22
FENSEL'S ELECTRIC, supplies	229.98	US POST OFFICE, po box renewal	94.00
FREEMAN INTERNATIONAL, repairs	181.38	USA BLUE BOOK, supplies	165.59
FREEMAN LUMBER, supplies	107.63	VALLEY ELECTRTIC, repairs	883.25
FREEMAN REGIONAL HEALTH, amb salary	178.18	VERIZON WIRELESS, cell phones	99.22
FREEMAN SHOPPING CENTER, supplies	111.62	WALTER SALIS, property purchase	25,000.00
		WALTNER MEDIA, website maint & supplies	70.00
		VOUCHERS	175,813.77
		SALARIES	32,806.59
		TOTAL VOUCHERS & SALARIES	208,620.36

Financial Report

Tjaden moved to approve the financial report as presented. Munkvold seconded the motion. Roll call: all votes aye.

FEMA Mitigation – Teresa Behl

Teresa Behl distributed information for possible grants from FEMA regarding hazard mitigation. Council and citizens discussed concerns regarding potential flooding around town. Council will continue to look into options to help reduce flooding and possible grants that are available.

Public Input

Jacobsen said the community center has been measured for the basketball hoop installation. The supports are being made and should be installed near the end of February.

Tjaden said he discussed the RFP for the water tower maintenance with Russ Becker. He invited other council members to review the RFP before it goes to bid at the next council meeting.

Munkvold asked for repairs be done to keep ice off the sidewalk in front of City Hall. Repairs will be scheduled again for the summer of 2020.

Ordinance 2019-09

Jacobsen moved to give second reading and adopt Ordinance 2019-09, an ordinance to amend the rates and charges for garbage collection. Waltner seconded the motion. Roll call: all votes aye.

AN ORDINANCE AMENDING SECTION 4.0411 OF THE REVISED ORDINANCES OF THE CITY OF FREEMAN (1990), HUTCHINSON COUNTY, SOUTH DAKOTA FOR RATES AND CHARGES

Be it ordained by the City of Freeman, Hutchinson County, South Dakota Chapter 4.0411 of the Revised Ordinances of Freeman, (1990) is hereby amended to read as follows:

4.0411 Rates and Charges

ITEM 1. For residents and businesses located within the City limits, the charge for a 90-gallon container for once a week pickup shall be \$15.00. A second 90-gallon container may be added for a monthly charge of \$14.00. Additional pickups shall be subject to a charge of \$5.00 per container per pickup. No more than two (2) 90-gallon containers shall be allowed for any collection point.

ITEM 2. Residents who are certified to be a recipient of fuel assistance under the Low Income Energy Assistance Program (LIEAP) shall pay a monthly rate of \$8.00 for one 90-gallon container for the time period that they so qualify.

ITEM 3. For residents and businesses located within the City limits, the charge for a 300-gallon container for once a week pickup shall be \$52.00. For each additional container, a \$42.00 charge per month shall be made. Additional pickups shall be subject to a charge of \$16.00 per container per pickup.

ITEM 4. Non-residents and business not located within the City limits, but residing within the one (1) mile area outside of Section 35, Township 99 North, Range 56, West of the 5th PM who desire to have garbage pickup service shall be charged a monthly fee of \$18.00 for the first 90-gallon container; \$17.00 for the second 90-gallon container; \$62.00 for the first 300-gallon container and \$54.00 for each additional 300-gallon container. Additional pickups for the 90-gallon container shall be subject to a charge of \$6.00 per container per pickup. Additional pickups for the 300-gallon container shall be subject to a charge of \$19.00 per container per pickup. No more than two (2) 90-gallon containers shall be allowed.

ITEM 5. Sanitation service charges for residents and businesses will be billed with water and/or sewer used fees and such charges will be effective with the first monthly billing after this Ordinance shall become effective. Charges will be collected at the same time, in the same manner and by the same officers as water charges are collected by the City. If the sanitation service charges are not paid within twenty (20) days after billing, it shall be deemed delinquent, and the water service to such user or property may be discontinued until charges are paid.

ITEM 6. Sanitation service charges for those who reside within one (1) mile of Section 35, Township 99 North, Range 56 West of the 5th PM, shall be billed monthly.

ITEM 7. The charges for a recyclable receptacle shall be \$80.00 a month for a weekly pickup and \$40.00 a month for a bi-weekly pickup. Additional pickups shall be \$20.00 for each additional pickup.

Dated this 13th day of January, 2020

ATTEST:

Sam Sorensen, Mayor

Adam Van Ningen, Finance Officer

(SEAL)

First Reading: December 23, 2019
Second Reading: January 13, 2020
Published: January 23, 2020
Effective Date: February 11, 2020

Marketing & Development Travel & Training Request

Carol Eisenbeis discussed a training opportunity she would like to attend with Dakota Resources for 4 sessions at various communities throughout the year. She also asked about utilizing some video trainings with Save Your Town as well. Council agreed that the trainings appear to be a good value and gave the authorization to attend and use as necessary.

Police Report

Council reviewed the police report prepared by Chief McCormick.

Next Meeting

The next regular meeting will be on Wednesday, January 29, 2020 at 6:30 pm.

Executive Session

Waltner moved to go into Executive Session at 7:30 pm pursuant to SDCL 1-25-2(1) Personnel and SDCL 1-25-2(3) Pending Litigation. Munkvold seconded the motion. All votes aye. Waltner declared out of executive session at 8:27 pm.

Adjournment

Waltner moved to adjourn at 8:28 pm. Jacobsen seconded the motion. All votes aye.

Adam Van Ningen, Finance Officer

Sam Sorensen, Mayor

Council Minutes
Regular Session
Wednesday, January 29, 2020

The Council of the City of Freeman met in regular session on Wednesday, January 29, 2020 at 6:30 pm at the Freeman City Hall. Mayor Sam Sorensen presided and the following members were present: Russ Becker, Charles Gering, Terry Jacobsen, John Munkvold, Clifford Tjaden, and Charly Waltner. Also attending was Finance Officer Adam Van Ningen. Guests in attendance included the following: Carol Eisenbeis, Kirk McCormick, Cody Fransen, and Duane Walters.

Minutes of the January 13, 2020 Regular Meeting

Waltner moved to accept the January 13, 2020 regular session minutes as presented. Jacobsen seconded the motion. All votes aye.

Public Input

Cody Fransen asked citizens to pull their garbage cans back from the street. He said that the cans hinder in snow removal and would like them removed from the streets unless it's their normal pickup day.

Advertise for Hay Bids

Council agreed that the city workers will mow the detention pond to help control mosquitos in that area.

Waltner moved to advertise for a 3 year term for hay bids at the Lagoon. Jacobsen seconded the motion. Roll call: all votes aye.

Recycle Center Annual Report

Council reviewed the annual report for the Recycle Center. They would like to see residents utilize the recycle center more.

Advertise for Bids for Water Tower Maintenance Contract

Tjaden moved to advertise for Request for Proposals for a Water Tower Maintenance Contract. Waltner seconded the motion. Roll call aye votes: Becker, Waltner, Jacobsen, Tjaden, Munkvold. No votes: Gering. Motion passes 5-1.

Tree City Board Member

Waltner said Maureen Friesen is stepping down from the Tree City board. The Council thanked her for her many years of service and dedication.

Waltner moved to approve Micah Graber fill the open Tree City board position. Becker seconded the motion. Roll call: all votes aye.

Equipment Needs for Treating Ash Trees

Council discussed the number of Ash trees in city parks and at the golf course. The Tree City board would like to treat some of the nice healthy tress to prevent Emerald Ash borer. Council would like to start looking into removing some ash trees and replacing them with a diversity of trees.

Storm Weather Spotting Class

Cody Fransen said the Fire Department is sponsoring a storm weather spotting class on April 22nd at the community center. They are expecting over 200 attendees from Hutchinson and Turner counties and the public is invited to attend.

Jacobsen moved to allow the fire department to use the gym at the community center at no charge for the Storm Weather Spotting Class on April 22, 2020. Munkvold seconded the motion. Roll call: all votes aye.

Snow Emergency Ordinance Discussion

Police Chief McCormick asked for guidance regarding the Snow Emergency Ordinances. Council agreed that the text and phone call system is working to notify residents of the emergency and would like to utilize the system to notify when the emergency is lifted. McCormick, Walters, and Fransen will meet to review the ordinance and bring a recommendation to the council.

Fire Hydrant Flushing

Walters said our fire hydrants are flushed every 3 years and will need to be done in 2020. He informed the council that a discharge permit is needed before they can start.

Marketing & Development Report

Carol Eisenbeis discussed her attendance at the SD Governor's Conference on Tourism in Pierre and her attendance at a recent Dakota Resources event in DeSmet.

Other Business

Tjaden said the golf committee met to discuss tournaments and have 4 or 5 scheduled for 2020.
Waltner said he would like another paper towel dispenser in the men's restroom at the community center.
Waltner would like to replace the small step ladder at the community center with an aluminum one.
Duane Walters discussed the warranty options for a garbage truck and plans to bring the state bid proposal to a future council meeting.
Walters said maintenance on the golf carts is nearly finished.

Next Meeting

The next regular meeting will be on Monday, February 10, 2020 at 6:30 pm.

Executive Session

Waltner moved to go into Executive Session at 8:17 pm pursuant to SDCL 1-25-2(1) Personnel.
Jacobsen seconded the motion. All votes aye. Waltner declared out of executive session at 8:50 pm.

Adjournment

Waltner moved to adjourn at 8:55 pm. Becker seconded the motion. All votes aye.

Adam Van Ningen, Finance Officer

Sam Sorensen, Mayor

Council Minutes
Regular Session
Wednesday, February 12, 2020

The Council of the City of Freeman met in regular session on Wednesday, February 12, 2020 at 6:30 pm at the Freeman City Hall. Council President Terry Jacobsen presided and the following members were present: Russ Becker, Charles Gering, Terry Jacobsen, John Munkvold, Clifford Tjaden, and Charly Waltner. Absent was Mayor Sam Sorensen. Also attending were Finance Officer Adam Van Ningen and Tim Waltner from the Freeman Courier. Guests in attendance included the following: Kirk McCormick and Duane Walters.

Minutes of the January 29, 2020 Regular Meeting

Waltner moved to accept the January 29, 2020 regular session minutes as presented. Becker seconded the motion. All votes aye.

Vouchers & Salaries

Tjaden moved to approve the vouchers and salaries listed below. Waltner seconded the motion. Roll call: all votes aye.

PAYROLL - COUNCIL	4,354.27	GOLDEN WEST, telephone service	1,090.16
PAYROLL - FINANCE	2,318.38	GREAT NORTHERN ENVIRONMENTAL, supplies	400.00
PAYROLL - MARKETING	3,278.09	HUTCHINSON COUTY TREASURER, plates	1,193.00
PAYROLL - GOV'T BUILDING	316.86	IMAGETREND, annual fee	848.72
PAYROLL - POLICE	8,566.99	JOSE ATRIANO, deposit refund	100.00
PAYROLL - DRIVERS LICENSING	80.68	JOSH ANDERSEN, supplies	64.00
PAYROLL - STREETS	1,799.34	KOERNER CONSTRUCTION, snow removal	306.12
PAYROLL - SEWER	5,678.74	MATHESON TRI GAS, supplies	60.62
PAYROLL - REFUSE	3,546.56	MERCHANTS STATE BANK, loan pymt	1,778.66
PAYROLL - RECYCLE	3,377.52	MERCHANTS STATE BANK, payloader pymt	34,104.64
PAYROLL - WATER	5,463.19	MID-AMERICAN RESEARCH, supplies	2,244.21
PAYROLL - AMBULANCE	2,636.16	MILLER CONSULTING, IT services	839.25
PAYROLL - PARK/POOL	564.02	MR G'S TIRES, repairs	24.00
PAYROLL - GOLF COURSE	2,375.57	NAPA, repairs	94.27
PAYROLL - LIBRARY	6,001.74	NORM'S THRIFTY WHITE, supplies	11.81
PAYROLL - COMMUNITY CENTER	188.34	NORTHWESTERN ENERGY, electric & gas	8,890.02
MERCHANTS STATE BANK, 941 deposit	13,492.66	ONE OFFICE SOLUTIONS, supplies	158.25
SD RETIREMENT	6,989.57	PACE PAYMENT SYSTEM, credit card processing	20.00
WELLMARK, health insurance	12,222.85	PITNEY BOWES, postage	301.50
ACH FEES, payroll & utilities	40.00	PITNEY BOWES, meter lease	143.55
AFLAC, employee insurance	464.39	PLUNKETT'S, pest control	89.44
ALLEGIANE EMERGENCY SVCS, supplies	531.52	REEL SHARP, repairs	4,516.62
AMAZON, library supplies books & videos	245.89	ROBERT HUBER, fuel reimb	230.60
APPEARA, rugs	100.26	RURAL MANUFACTURING, repairs	956.18
ABC CONTROLS, annual test	558.00	SAARIES AUTO BODY, repairs	47.06
BARNES & NOBLE, books	165.41	SD ASSOC OF RURAL WATER, dues	575.00
BROOKINGS AREA TRANSIT, donation	10,000.00	SD DENR, stormwater permit	100.00
B-Y WATER, water purchase	4,535.92	SD DEPT OF HEALTH, testing	222.00
B-Y WATER INTEREST	3,168.00	SD DEPT OF PUBLIC SAFETY, license renewals	374.00
CARDMEMBER SERVICES, credit card	78.00	SD DEPT OF REVENUE, sales tax	760.94
CDW GOVERNMENT, computers	2,534.61	SD POLICE CHIEFS ASSOC, conference	85.00
CENTRAL STATES WIRE, supplies	1,103.50	SDEMSEA, annual dues	510.00
CENTURY BUSINESS PRODUCTS, copier	88.28	SECOND CENTURY, publishing	935.70
CITY OF FREEMAN, utilities	39.00	SOUTHEASTERN ELECTRIC, electric	2,827.22
CITY OF MITCHELL LANDFILL, garbage fees	3,545.76	STAN HOUSTON, supplies	254.97
CONCRETE MATERIALS, sand	2,455.69	STERN OIL COMPANY, fuel & supplies	434.01
DAKOTA RESOURCES, conferences	200.00	STUCKYS ELECTRIC, repairs	93.53

DAKOTA VALLEY EMERGENCY, pagers	3,600.00	TWISTED METAL GARAGE, repairs	104.88
DEERE CREDIT, INC, lease pymt	790.03	VALLEY ELECTRTIC, repairs	1,998.04
DISTRICT III, annual dues	2,383.00	VERIZON WIRELESS, cell phones	98.72
EAST RIVER FURNITURE, fridge & chairs	1,037.00	WALTNER MEDIA, website maint & supplies	70.00
FARMERS ALLIANCE, fuel	2,998.12		
FELD FIRE, annual contract	700.00		
FENSEL'S ELECTRIC, supplies	338.03		
FINK LAW OFFICE, legal services	2,175.50		
FREEMAN INTERNATIONAL, repairs	66.68		
FREEMAN LUMBER, supplies	98.50	VOUCHERS	145,586.25
FREEMAN REGIONAL HEALTH, amb salary	568.13	SALARIES	50,546.45
FREEMAN SHOPPING CENTER, supplies	315.26	TOTAL VOUCHERS & SALARIES	196,132.70

Financial Report

Tjaden moved to table approval until the next meeting to research Water and Sewer expenses. Waltner seconded the motion. Roll call: all votes aye.

Public Input

No one was present.

Special Event Liquor License – Freeman Fire Department

The Council considered the application for a one day alcoholic beverage license submitted by the following:

One day on-sale alcoholic beverage license for Saturday, March 7, 2020

Application of:

Freeman Fire Department

Location of:

Community Center

224 S Wipf Street

Freeman, SD 57029

No persons were at the meeting to show rejection of this application. Tjaden moved to approve the one day beverage license for Saturday, March 7, 2020. Munkvold seconded the motion. Roll call: all votes aye.

Advertise for Golf Course Clubhouse Manager

Tjaden moved to advertise for a Golf Course Clubhouse Manager with position open until filled. Waltner seconded the motion. Roll call: all votes aye.

Garbage Truck Bid

Waltner moved to purchase a Peterbilt Curbtender garbage truck from Sanitation Products from the Sourcewell state bid contract at a price of \$279,284 which includes extended warranty options of a 5 year 100,000 miles engine and 5 year 100,000 miles aftertreatment. Gering seconded the motion. Roll call: all votes aye.

Water Tower RFP Discussion

The council agreed to the following amendments to the water tower request for proposals. Vendor will paint city logo on water tank, vendor will provide proof of adequate insurance, washouts will be scheduled every 3 years, initial cost will be spread over 5 years, and a completion date of October 1, 2020.

Police Report

Council reviewed the police report prepared by Chief McCormick.

Other Business

Waltner noted that annual sewer rate adjustments will be coming up. Notices will be put in newspaper, online and other areas to let residents know.

Tjaden said the 2021 Flood Plain map is out and some residents will be required to have flood insurance. Kirk McCormick said he worked with Duane on updating the Snow Removal ordinance. The council will review at the next council meeting.

Duane Walters said he and some of the other maintenance staff will be attending training in March. Walters said the golf carts are ready for the golf season.

Walters said he hasn't found a good source for 300 gallon garbage cans yet.

Charly Waltner wants to look into tractor options for mowing the detention pond this year.

Next Meeting

The next regular meeting will be on Monday, February 24, 2020 at 6:30 pm.

Adjournment

Tjaden moved to adjourn at 7:17 pm. Becker seconded the motion. All votes aye.

Adam Van Ningen, Finance Officer

Terry Jacobsen, Council President

Council Minutes
Regular Session
Monday, February 24, 2020

The Council of the City of Freeman met in regular session on Monday, February 24, 2020 at 6:30 pm at the Freeman City Hall. Mayor Sam Sorensen presided and the following members were present: Russ Becker, Charles Gering (entered at 7:30 pm), Terry Jacobsen, John Munkvold, Clifford Tjaden, and Charly Waltner. Also attending were Finance Officer Adam Van Ningen and Tim Waltner from the Freeman Courier. Guests in attendance included the following: Brenda Schweitzer, Mike Mulloney, Anna Munkvold, Josh Andersen, Terry Waterman, Carol Eisenbeis, Kirk McCormick, and Duane Walters.

Minutes of the February 12, 2020 Regular Meeting

Waltner moved to accept the February 12, 2020 regular session minutes as presented. Jacobsen seconded the motion. All votes aye.

Financial Report

Tjaden moved to approve the financial report as presented. Waltner seconded the motion. Roll call: all votes aye.

Open Hay Bids

Sorensen announced that the bids for hay at the lagoon would be opened at this time. The following bids were received:

<u>Bidder</u>	<u>Lagoon Hay Bid</u>
Michael Miller	\$25.00 per large bale
Tom Broders	\$36.01 per large bale

Becker moved to accept the high bid of \$36.01 per large bale from Tom Broders for the lagoon hay. Jacobsen seconded the motion. Roll call: all votes aye.

Public Input

No one was present.

Library Trustees

Brett Pidde, as president of the library board, wrote a letter to the city council informing them of the end of Diana Randall's term on the board. The board found 2 volunteers to fill open positions.

Waltner moved to approve Ruth Buchman and Becca Schultz as library trustees. Becker seconded the motion. Roll call: all votes aye.

Fuel Tank Discussion

The city was informed by CHS that they would no longer be operating fuel pumps in Freeman. They will still be selling bulk fuel and gave pricing for new fuel tank options. The ambulance and garbage truck fill diesel at CHS regularly and council discussed the possibility of buying a fuel tank. At this time the council agreed to wait to see if a fuel tank was needed.

Rubble Site Check-in Shed

Council discussed options for replacing the check-in shed at the rubble site. Sorensen received a quote of \$2,340 for an 8x10 Ranch Style shed from Quality Storage Buildings. Council would like to receive a quote from 81 Metal Art.

Future Transit Plans

Brenda Schweitzer spoke regarding the plans for Freeman Community Transit (FCT). FCT is applying for a grant to build a storage building for the transit vehicles and would like the city to donate land to help with the community match. Council discussed site options.

Tjaden moved to move forward with getting cost estimates for the property at 186 E 3rd Street, South ½ Lot 5 & All Lot 6 of Block 5, Original City Bevins Addition to the City of Freeman, Hutchinson County South Dakota, for future in-kind costs of a new Freeman Community Transit parking garage grant. Jacobsen seconded the motion. Roll call: all votes aye.

Olivet Emergency Siren

Hutchinson County Commissioners requested the Cities of Freeman and Menno to contribute \$1,000 each for an emergency siren in Olivet. Council tabled the discussion.

Snow Removal Ordinance Discussion

Council reviewed the ordinance changes prepared by Duane Walters and Kirk McCormick. Council requested the city attorney to review the changes before the 1st Reading.

Marketing & Development Report

Carol Eisenbeis highlighted areas from her report.

Other Business

Sorensen read a thank you note from Freeman Regional Health Services for their donations to the Gala. Sorensen said Doyle Becker will be taking down the old eye clinic sometime in the next two months. Jacobsen said the basketball hoops are installed at the community center. Duane Walters said they will be trimming trees at the golf course soon. Josh Andersen informed the council that the ambulance laptop will need to be replaced soon. Also, the monitors used in the ambulances need to be replaced due to age, no longer having support, and having a hard time finding someone to calibrate them.

Next Meeting

The next regular meeting will be on Monday, March 9, 2020 at 6:30 pm.
The following meeting will be on Wednesday, March 18, 2020 at 6:30 pm.

Executive Session

Waltner moved to go into Executive Session at 8:33 pm pursuant to SDCL 1-25-2(1) Personnel. Tjaden seconded the motion. All votes aye. Waltner declared out of executive session at 9:50 pm.

Hire Swimming Pool Personnel

Waltner moved to hire Taylor Hermsen as Pool Manager at \$11.80 per hour and Kaylee Auch as Assistant Pool Manager at \$9.60 per hour for the 2020 season. Jacobsen seconded the motion. Roll call: all votes aye.

Jacobsen moved to increase the lifeguard pay schedule \$.30 per hour over the 2019 rates.

Adjournment

Tjaden moved to adjourn at 9:54 pm. Jacobsen seconded the motion. All votes aye.

Council Minutes
Regular Session
Wednesday, March 18, 2020

The Council of the City of Freeman met in regular session on Wednesday, March 18, 2020 at 6:30 pm at the Freeman City Hall. Mayor Sam Sorensen presided and the following members were present: Russ Becker (via phone call), Charles Gering, Terry Jacobsen, John Munkvold, Clifford Tjaden, and Charly Waltner. Also attending was Finance Officer Adam Van Ningen and Tim Waltner from the Freeman Courier. Guests in attendance included the following: Carol Eisenbeis and Terry Waterman.

Equalization Hearing

Mayor Sorensen noted that Kyle Weier was not present, as requested by the council, to represent the Freeman Public School. At 6:30 pm Waltner moved to convene as the Board of Equalization to hear requests for property value adjustments. Jacobsen seconded the motion. All votes aye.

Equalization Meeting
Wednesday, March 18, 2019

Roll call present: City Council – Russ Becker (via phone), Charles Gering, Terry Jacobsen, John Munkvold, Clifford Tjaden, Charly Waltner, and Mayor Sam Sorensen
Roll call absent: School Board Representative – Kyle Weier

There were no written requests for equalization received and no one was present to be heard. Waltner declared the Board of Equalization adjourned at 6:31 pm.

Minutes of the March 9, 2020 Regular Meeting

Waltner moved to accept the March 9, 2020 regular session minutes as presented. Tjaden seconded the motion. All votes aye.

Board of Adjustment

Waltner moved that the Freeman City Council go into Board of Adjustment at 6:35 pm. Tjaden seconded the motion. All votes aye. The Council was declared in session as Board of Adjustment.

Variance request – 412 E 6th Street

The Board of Adjustment reviewed the application of a variance filed by Kleinsasser Heating & Cooling for an insufficient side yard setback for the addition of a storage building.

Kleinsasser Heating & Cooling requested a side yard setback of 5' for the addition of a storage building.

In order for a variance to be approved, the board shall base its findings on evidence presented in the application, comments received from adjacent property owners and to make an affirmative decision, it must determine that the proposed variance will meet the following conditions:

- a) Denial of the variance would result in hardship to the property owner due to physical characteristics of the site;

- b) The conditions upon which an application for a variance is based are unique to the property for which the variance is sought;
- c) The petition for a variance is not based exclusively upon a desire to increase the value or income potential of the property;
- d) The granting of the variance will not be detrimental to the public welfare or injurious to the other property or improvements in the neighborhood in which the property is located.
- e) The proposed variance will not jeopardize the intent and general and specific purposes of the variance ordinance.

Upon finding that the above conditions have been met, Tjaden moved for the Board of Adjustments to approve the variance of the property located at 412 E 6th Street, City of Freeman for a side yard setback of 5' from the property line. Jacobsen seconded the motion. Roll call votes aye: Jacobsen, Tjaden, Munkvold, Becker, Waltner, Gering, and Sorensen. No votes: none. Motion carries 7-0.

Waltner declared the Board of Adjustment adjourned at 6:39 pm.

Public Input

No comments

Water Tower Maintenance Bid Approval

Tjaden moved to approve McGuire Iron's water tower maintenance contract bid of \$49,543 for 2020, \$49,543 for 2021, \$49,543 for 2022, \$49,543 for 2023, \$49,543 for 2024, \$10,613 for 2025, \$11,037 for 2026, \$11,479 for 2027, \$11,938 for 2028, and \$12,416 for 2029. Jacobsen seconded the motion. Roll call: all votes aye.

Freeman Community Transit Building Match

Council reviewed the value of the city's land at 186 E 3rd Street as well as costs to remove the building and trees on the lot for an in-kind donation to the Freeman Community Transit.

Waltner moved that the city will give the land, remove the building, and remove the trees at 186 E 3rd Street as an in-kind match at a value of \$65,010. Jacobsen seconded the motion. Roll call: all votes aye.

Approve Payment to Tri-State Welding

Waltner moved to approve payment to Tri-State Welding/East River Furniture for \$2,275.00. Jacobsen seconded the motion. Council discussed prepaying Tri-State Welding for the rubble site check-in shed since that is their typical practice on this type of building. Gering said other businesses get paid by the city after items are delivered. Roll call aye votes: Becker, Waltner, Jacobsen, Tjaden, and Munkvold. No votes: Gering. Motion passes 5-1.

Ordinance 2020-01

Jacobsen moved to give second reading and adopt Ordinance 2020-01, an ordinance to amend snow emergencies. Tjaden seconded the motion. Roll call: all votes aye.

BE IT ORDAINED BY THE CITY OF FREEMAN, HUTCHINSON COUNTY, SOUTH DAKOTA, THAT TITLE 6, SECTION 6.0504 - "SNOW EMERGENCY" AND THAT TITLE 7, SECTION 7.0204, BE AMENDED AND ADDED TO READ AS FOLLOWS:

6.0504 Snow Emergency
Repealed

6.050401 Snow Emergency for B-1 (Local Business District)
Repealed

6.050402 Failure to Comply
Repealed

6.050403 Placement of Naturally Placed Snow on the Sidewalks of the B-1 Local Business District
Repealed

6.050404 Repealed

7.0204 Snow Emergency

7.020401 Definitions:

- Snow Emergency: A snow emergency shall be deemed to exist anytime there is a snow accumulation exceeding 2 inches, due to blowing or drifting snow or snow fall; or, when declared by the City. The snow emergency shall continue and remain in effect until canceled.
- B-1 Local Business District: B-1 Local Business District as established in Ordinance 99-6, known as the "City of Freeman Zoning Ordinance"

7.020402 Snow Emergency Parking
No person shall stop, stand or park any vehicle on any street, highway or public grounds of the City, when a snow emergency exists.

7.020403 Snow Emergency for B-1 (Local Business District)
No person shall stand or park any vehicle on any street that abuts any lot, parcel or plat of ground in the B-1 Local Business District between the hours of 2:00 am and 7:00 am during a snow emergency.

7.020404 Failure to Comply
Vehicles parked in violation of 7.0204(3) may be cited, towed or both at the owner's expense.

7.020405 Removal of snow from sidewalks in the B-1 Local Business District
Snow must be removed from sidewalks in the B-1 Local Business District by 6:30 am whenever snow accumulation exceeds 1 inch. Prior to 6:30 am it is lawful to remove naturally placed snow from the sidewalks onto the street.

If Snow is not removed from a sidewalk in the B-1 Local Business District by 6:30 am in accordance with the above paragraph, the City of Freeman may cause the snow to be removed and assess the cost thereof against the fronting or abutting property.

Dated March 18, 2020

Sam Sorensen
Mayor City of Freeman

ATTEST:

Adam Van Ningen, Finance Officer

(SEAL)

First Reading: March 9, 2020

Second Reading: March 18, 2020

Published: March 26, 2020

Effective Date: April 14, 2020

Hire Audit Firm

Waltner moved to hire Schoenfish & Co Inc for the 2019 audit. Tjaden seconded the motion. Roll call: all votes aye.

COVID-19 Discussion

Council discussed the many calls and meetings that council members and city employees have been involved with on COVID-19. Council discussed the best practices as recommended by the South Dakota Department of Health and the Center for Disease Control.

Tjaden moved that effective immediately City Hall will remain locked and business will be conducted by appointment only until further notice. Jacobsen seconded the motion. Roll call: all votes aye.

Tjaden moved that effective immediately the Community Center will remain locked until further notice. Waltner seconded the motion. Roll call: all votes aye.

Waltner moved that effective immediately the library will remain locked and book & DVD rentals will be conducted by appointment only until further notice. Jacobsen seconded the motion. Roll call: all votes aye.

Council said any employees showing any symptoms similar to the coronavirus should notify the office and stay home. The council discussed options for getting additional police staffing if needed as well as allowing the hospital to use of the community center if the need should arise. Council said that emergency council meetings may be needed in the future.

Development & Marketing Report

Council reviewed Carol Eisenbeis' report as she highlighted a few areas of note.

Other Business

Sorensen said he talked to the fire chief about possibly having some controlled burns at some point.

Tjaden said St Paul Lutheran Church requested having their church services broadcast on Channel 90. Council would like to look into the possibility of utilizing YouTube as a way for these types of events to be brought to the public on Channel 90.

Waltner said the conference room in the library has lots of stains and the board would like to change to laminate plank flooring at a cost of about \$3,500 installed. Council wants the library board to look at how it will fit into their budget.

Becker wanted to remind the city workers to be careful and use protection as we move forward, especially the Recycle Center workers.

Becker asked if there were updates on the old eye clinic demolition. Sorensen said it is still planned but we don't have a confirmed date yet.

Next Meeting

The next regular meeting will be on Monday, April 13, 2020 at 6:30 pm.

Executive Session

Waltner moved to go into Executive Session at 7:58 pm pursuant to SDCL 1-25-2(1) Personnel.

Tjaden seconded the motion. All votes aye. Waltner declared out of executive session at 8:37 pm.

Employee Pay Adjustments

Jacobsen moved to give Lisa Jensen a performance bonus of \$0.50 per hour for hours worked in 2018, 2019, and 2020 and increase her hourly rate to \$16.68 per hour. Munkvold seconded the motion. Roll call: all votes aye.

Jacobsen moved to increase Carol Eisenbeis' salary to \$40,000 per year, effective retroactively to November 1, 2019. Munkvold seconded the motion. Roll call: all votes aye.

Hire Swimming Pool Personnel

Waltner moved to hire the following swimming pool personnel for the 2020 season:

Sydney Jensen as Lifeguard at \$11.30 per hour

Emily Miller as Lifeguard \$11.30 per hour

Dawson Munkvold as Lifeguard at \$10.60 per hour

Olivia Lemme as Lifeguard at \$10.60 per hour

Bradey Kaufman as Lifeguard at \$10.60 per hour

Raygen Diede as Lifeguard at \$10.25 per hour, contingent upon receiving certification

Brooklyn Mendel as Lifeguard at \$10.25 per hour, contingent upon receiving certification

Jacobsen seconded the motion. Roll call: all votes aye

Hire Seasonal Maintenance Personnel

Waltner moved to hire the following seasonal maintenance personnel for the 2020 season:

John Hohm at \$12.00 per hour

Ken Haar at \$12.00 per hour

Kevan Sanders at \$12.00 per hour
Jayden Jacobsen at \$12.00 per hour

Tjaden seconded the motion. Roll call: all votes aye

Adjournment

Waltner moved to adjourn at 8:48 pm. Tjaden seconded the motion. All votes aye.

Adam Van Ningen, Finance Officer

Sam Sorensen, Mayor

Council Minutes

Special Session

Thursday, March 26, 2020

The Council of the City of Freeman met via teleconference in special session on Thursday, March 26, 2020 at 6:30 pm at the Freeman City Hall. Mayor Sam Sorensen presided and the following members were present: Russ Becker, Charles Gering, Terry Jacobsen, John Munkvold, Clifford Tjaden, and Charly Waltner. Also attending was Finance Officer Adam Van Ningen and Tim Waltner from the Freeman Courier. Guests were also in attendance via conference call.

Sorensen announced that the reason for the emergency Special Council meeting was due to the spread of the coronavirus COVID-19.

Minutes of the March 18, 2020 Regular Meeting

Waltner moved to accept the March 18, 2020 regular session minutes as presented. Jacobsen seconded the motion. All votes aye.

COVID-19 Discussion and Resolution

Mayor Sorensen read Resolution 2020-01.

Tjaden moved to adopt Resolution 2020-01. Jacobsen seconded the motion. The council heard from members of the public, business owners, as well as Dr. Kirton. Roll call: all votes aye.

RESOLUTION 2020-01

AN EMERGENCY RESOLUTION TO ADDRESS A PUBLIC HEALTH CRISIS BY IMPLEMENTING CERTAIN MEASURES WHICH HAVE BEEN DEEMD NECESSARY TO SLOW THE COMMUNITY SPREAD OF CORONAVIRUS (COVID-19)

WHEREAS, the City of Freeman has the authority pursuant to SDCL 9-29-1 and 9-32-1 to pass resolutions for the purpose of promoting the health, safety, morals and general welfare, of the community and the promotion of health and the suppression of disease; and

WHEREAS, an outbreak of the disease COVID-19, which is caused by the novel coronavirus, has been confirmed in more than 100 countries, including the United States; and

WHEREAS, COVID-19 is a severe respiratory disease transmitted by person-to-person contact, or by contact with surfaces contaminated by the virus. In some cases, especially among older adults and persons with serious underlying health conditions, COVID-19 can result in serious illness requiring hospitalization, admission to an intensive care unit, and death; and

WHEREAS, the World Health Organization (WHO), the Centers for Disease Control and Prevention (CDC), and the Secretary of the U.S. Department of Health and Human Services have declared the outbreak of COVID-19 as a public health emergency; and

WHEREAS, on March 13, 2020, the President of the United States declared a national emergency in response to the global pandemic of COVID-19; and

WHEREAS, on the same day, Governor Kristi Noem, issued Executive Order 2020-04 which declared a state of emergency to exist in the State of South Dakota in response to the spread of COVID-19; and

WHEREAS, cases of COVID-19 have been confirmed in several counties in South Dakota; and

WHEREAS, the CDC and health experts have recommended social distancing to slow the spread of COVID-19; and

WHEREAS, social distancing is a method of slowing down or stopping the spread of a contagious disease by reducing the probability of contact between infected persons and those not infected in order to minimize disease transmission; and

WHEREAS, in response to the need to implement social distancing all schools in the state have been closed for at least two weeks; and

WHEREAS, on March 16th, the White House issued guidance recommending that social gatherings of more than ten people be avoided and that people avoid eating or drinking at bars, restaurants, and food courts; and

WHEREAS, the guidance issued by the White House further recommended that in states with evidence of community transmission, bars, restaurants and other indoor and outdoor venues where people congregate should be closed; and

WHEREAS, many states and communities across the country have already implemented the White House recommendations by ordering all bars, restaurants and other indoor and outdoor venues where people congregate be closed until the public health emergency is over; and

WHEREAS, the failure to successfully implement social distancing will likely result in higher numbers of infected individuals and has the potential to overwhelm the capacity of the Community's health care providers; and

WHEREAS, it is important that control measures be taken to reduce or slow down the spread of COVID-19 in order to protect the health and safety of the City's residents, especially for seniors and those with underlying health conditions that make them particularly vulnerable to COVID-19.

NOW THEREFORE, BE IT ORDAINED, by the City Council of the City of Freeman that:

- Effective at 5:00 p.m. on March 27, 2020, all restaurants, coffee houses, bars, breweries, distilleries, wineries, clubs, cafes and other similar places of public accommodation offering food and beverages for on-site consumption, including any alcohol licensees with on-sale privileges, are closed to on-site/on-sale patrons. These businesses may continue to operate in order to provide take-out, delivery, curbside service, drive-thru service. Any business continuing to operate in order to provide off-site service should implement procedures to ensure social distancing and operate in compliance with federal and state health guidance in order to prevent the spread of COVID-19.
- Effective at 5:00 p.m. on March 27, 2020, all recreational facilities, public pools, health clubs, athletic facilities and music or entertainment venues are directed to close and cease operations.
- The prohibitions and closures in this order do not apply to the following businesses:
 1. Places of public accommodation that offer food and beverages for off-site consumption, including grocery stores, markets, retail stores that offer food, convenience stores, pharmacies, drug stores, and food pantries, other than any *portion* of such business which would otherwise be subject to the requirements herein.
 2. Health care facilities, residential care facilities and congregate care facilities.
 3. Any emergency facilities necessary for the response to the current public health emergency or any other community emergency disaster.
- This resolution shall remain in effect until such time as it is amended or repealed.
- Any violation of this resolution is subject to the general penalty provision in Section 15.0101 of the Freeman Municipal Ordinances. Each day a violation of this resolution is allowed to occur is considered a separate offense. Unless otherwise modified by resolution, the fine and costs for each violation shall be: \$200.00 fine, plus such Court costs as are applied to municipal violations at the time of each such violation.

BE IT FURTHER RESOLVED, that, pursuant to SDCL 9-19-13, this resolution is necessary for the immediate preservation of the public peace, health, safety, and welfare of the City and shall become effective immediately upon passage.

Dated this 26th day of March, 2020.
CITY OF FREEMAN, SOUTH DAKOTA

Sam Sorensen, Mayor

ATTEST:

Adam VanNingen, Finance Officer

(SEAL)

1st Reading of Ordinance 2020-02

Council gave 1st reading to Ordinance 2020-02 an emergency ordinance to address the public health crisis by implementing certain measures which have been deemed necessary to slow the community spread of the coronavirus (COVIS-19).

Election Discussion

Sorensen told the council that the Governor was going to meet with Secretary of State officials regarding the possibility of moving the election to June as a joint election with the County. If this doesn't happen the city will look into using the community center to allow for better spacing for the election.

Office Hours

Council discussed the continued operations of the city and employees. Council would like to change Level 3 from County confirmed cases to Regional area confirmed cases.

Tjaden moved to adopt the City of Freeman Employee COVID-19 policy as amended. Becker seconded the motion. Roll call: all votes aye.

Public Input

Michael Rodriguez asked about attending future council meetings. All council meetings are open to the public. At this point meetings will continue to be by teleconference until the coronavirus emergency is in place.

Other Business

Sorensen discussed having another Special Meeting on Tuesday, March 31, 2020 to adopt the emergency ordinance.

Next Meeting

Waltner moved to have a Special Council meeting on Tuesday, March 31, 2020 at 12:00 pm via teleconference. Tjaden seconded the motion. Roll call: all votes aye.

The next regular meeting will be on Monday, April 13, 2020 at 6:30 pm.

Adjournment

Waltner moved to adjourn at 8:22 pm. Tjaden seconded the motion. All votes aye.

Adam Van Ningen, Finance Officer

Sam Sorensen, Mayor

Council Minutes
Special Session
Tuesday, March 31, 2020

The Council of the City of Freeman met via teleconference in special session on Tuesday, March 26, 2020 at 12:00 pm at the Freeman City Hall. Mayor Sam Sorensen presided and the following members were present: Russ Becker, Charles Gering (entered at 12:24 pm), Terry Jacobsen, John Munkvold, Clifford Tjaden, and Charly Waltner. Also attending was Finance Officer Adam Van Ningen and Tim Waltner from the Freeman Courier. Guests were also in attendance via conference call.

Fitness Center Lease

Waltner moved to waive the lease fee for the fitness center effective April 1, 2020 until a date that they are able to open. Becker seconded the motion. Roll call: all votes aye.

Ordinance 2020-02

Jacobsen moved to give second reading and adopt Ordinance 2020-02, emergency ordinance to address the public health crisis by implementing certain measures which have been deemed necessary to slow the community spread of the coronavirus (COVIS-19). Becker seconded the motion. Roll call: all votes aye.

AN EMERGENCY ORDINANCE TO ADDRESS A PUBLIC HEALTH CRISIS BY IMPLEMENTING CERTAIN MEASURES WHICH HAVE BEEN DEEMED NECESSARY TO SLOW THE COMMUNITY SPREAD OF CORONAVIRUS (COVID-19)

WHEREAS, the City of Freeman has the authority pursuant to SDCL 9-29-1 and 9-32-1 to pass ordinances for the purpose of promoting the health, safety, morals and general welfare, of the community and the promotion of health and the suppression of disease; and

WHEREAS, an outbreak of the disease COVID-19, which is caused by the novel coronavirus, has been confirmed in more than 100 countries, including the United States; and

WHEREAS, COVID-19 is a severe respiratory disease transmitted by person-to-person contact, or by contact with surfaces contaminated by the virus. In some cases, especially among older adults and persons with serious underlying health conditions, COVID-19 can result in serious illness requiring hospitalization, admission to an intensive care unit, and death; and

WHEREAS, the World Health Organization (WHO), the Centers for Disease Control and Prevention (CDC), and the Secretary of the U.S. Department of Health and Human Services have declared the outbreak of COVID-19 as a public health emergency; and

WHEREAS, on March 13, 2020, the President of the United States declared a national emergency in response to the global pandemic of COVID-19; and

WHEREAS, on the same day, Governor Kristi Noem, issued Executive Order 2020-04 which declared a state of emergency to exist in the State of South Dakota in response to the spread of COVID-19; and

WHEREAS, cases of COVID-19 have been confirmed in several counties in South Dakota; and

WHEREAS, the CDC and health experts have recommended social distancing to slow the spread of COVID-19; and

WHEREAS, social distancing is a method of slowing down or stopping the spread of a contagious disease by reducing the probability of contact between infected persons and those not infected in order to minimize disease transmission; and

WHEREAS, in response to the need to implement social distancing all schools in the state have been closed for at least two weeks; and

WHEREAS, on March 16th the White House issued guidance recommending that social gatherings of more than ten people be avoided and that people avoid eating or drinking at bars, restaurants, and food courts; and

WHEREAS, the guidance issued by the White House further recommended that in states with evidence of community transmission, bars, restaurants, food courts, gyms, and other indoor and outdoor venues where people congregate should be closed; and

WHEREAS, many states and communities across the country have already implemented the White House recommendations by ordering all bars, restaurants, food courts, gyms, and other indoor and outdoor venues where people congregate be closed until the public health emergency is over; and

WHEREAS, the failure to successfully implement social distancing will likely result in higher numbers of infected individuals and has the potential to overwhelm the capacity of the Community's health care providers; and

WHEREAS, it is important that control measures be taken to reduce or slow down the spread of COVID-19 in order to protect the health and safety of the City's residents, especially for seniors and those with underlying health conditions that make them particularly vulnerable to COVID-19.

NOW THEREFORE, BE IT ORDAINED, by the City Council of the City of Freeman that:

- Effective at 5:00 p.m. on March 27, 2020, all restaurants, coffee houses, bars, breweries, distilleries, wineries, clubs, cafes and other similar places of public accommodation offering food and beverages for on-site consumption, including any alcohol licensees with on-sale privileges, are closed to on-site/on-sale patrons. These businesses may continue to operate in order to provide take-out, delivery, curbside service, drive-thru service. Any business continuing to operate in order to provide off-site service should implement procedures to ensure social distancing and operate in compliance with federal and state health guidance in order to prevent the spread of COVID-19.
- Effective at 5:00 p.m. on March 27, 2020, all recreational facilities, public pools, health clubs, athletic facilities and music or entertainment venues are directed to close and cease operations.
- The prohibitions and closures in this order do not apply to the following businesses:
 1. Places of public accommodation that offer food and beverages for off-site consumption, including grocery stores, markets, retail stores that offer food, convenience stores, pharmacies, drug stores, and food pantries, other than any *portion* of such business which would otherwise be subject to the requirements herein.
 2. Health care facilities, residential care facilities and congregate care facilities.
 3. Any emergency facilities necessary for the response to the current public health emergency or any other community emergency or disaster.
- This resolution shall remain in effect until such time as it is amended or repealed.
- Any violation of this resolution is subject to the general penalty provision in Section 15.0101 of the Freeman Municipal Ordinances. Each day a violation of this resolution is allowed to occur is considered a separate offense. Unless otherwise modified by resolution, the fine and costs for each violation shall be: \$200.00 fine, plus such Court costs as are applied to municipal violations at the time of each such violation.

BE IT FURTHER ORDAINED, that, pursuant to SDCL 9-19-13, this ordinance is necessary for the immediate preservation of the public peace, health, safety, and welfare of the City.

Dated this 31st day of March, 2020.

CITY OF FREEMAN

Sam Sorensen, Mayor

ATTEST:

Adam VanNingen, Finance Officer

(SEAL)

1st reading: March 26, 2020

2nd reading: March 31, 2020

Published: April 9, 2020

Effective: April 28, 2020

COVID-19 Policy Level Update

Council discussed the current COVID-19 situation in Hutchinson County and the surrounding areas and how city staff will make working arrangements. Gering entered the meeting at 12:24 pm.

Waltner moved to update the current policy to Level 3. Becker seconded the motion. Roll call aye votes: Munkvold, Becker, Waltner, Jacobsen, Tjaden. No votes: Gering. Motion passes 5-1.

Public Input

Tim Waltner asked for updates regarding city staff getting remote access, which they now have. Tim Waltner also asked for a status update on the golf course. At this point nothing has been decided. The council will try to come up with something by the April 13th meeting. They want to remind citizens that they don't recommend using the playgrounds due to possible contamination and the coronavirus can live on surfaces like the playgrounds for up to 72 hours.

Next Meeting

The next regular meeting will be on Monday, April 13, 2020 at 6:30 pm.

Adjournment

Becker moved to adjourn at 12:44 pm. Jacobsen seconded the motion. All votes aye.

Adam Van Ningen, Finance Officer

Sam Sorensen, Mayor

Council Minutes
Regular Session
Monday, April 13, 2020

The Council of the City of Freeman met in regular session on Monday, April 13, 2020 at 6:30 pm at the Freeman Community Center. President Terry Jacobsen presided and the following members were present: Russ Becker, Charles Gering, Terry Jacobsen, John Munkvold, Clifford Tjaden, and Charly Waltner. Absent was Mayor Sam Sorensen. Also attending via teleconference were Finance Officer Adam Van Ningen and Jeremy Waltner from the Freeman Courier. Many guests in attendance via teleconference.

Minutes of the March 26 and March 31, 2020 Special Meetings

Gering moved to accept the March 26, 2020 and March 31, 2020 special session minutes as presented. Tjaden seconded the motion. All votes aye.

Vouchers & Salaries

Becker moved to approve the vouchers and salaries listed below. Waltner seconded the motion. Roll call: all votes aye.

PAYROLL - FINANCE	1,631.51	HEIMAN FIRE EQUIP, annual service	1,841.99
PAYROLL - MARKETING	2,645.63	HERITAGE PHARMACY, supplies	8.78
PAYROLL - GOV'T BUILDING	252.08	HUTCHINSON COUNTY TREASURER, taxes	4,378.08
PAYROLL - POLICE	5,062.63	JAMBOREE FOODS, supplies	8.48
PAYROLL - DRIVERS LICENSING	83.19	LARSON SALES, repairs	4.30
PAYROLL - STREETS	1,324.14	LYNETTE HAUCK, deposit refund	100.00
PAYROLL - SEWER	3,679.68	MATHESON TRI GAS, supplies	64.34
PAYROLL - REFUSE	2,714.65	MCLEODS PRINTING, supplies	149.68
PAYROLL - RECYCLE	2,843.65	MERCHANTS STATE BANK, loan pymt	1,778.66
PAYROLL - WATER	3,640.20	MID-AMERICAN RESEARCH, supplies	699.65
PAYROLL - AMBULANCE	2,313.05	MIDWEST ALARM, monitoring	100.50
PAYROLL - PARK/POOL	329.89	MR G'S TIRES, supplies	64.00
PAYROLL - GOLF COURSE	1,410.33	NAPA, repairs	114.74
PAYROLL - LIBRARY	4,467.63	NORM'S THRIFTY WHITE, supplies	32.80
PAYROLL - COMMUNITY CENTER	85.61	NORTHWESTERN ENERGY, electric & gas	7,255.40
MERCHANTS STATE BANK, 941 deposit	8,897.93	ONE OFFICE SOLUTIONS, supplies	104.87
SD RETIREMENT	4,893.08	PACE PAYMENT SYSTEM, credit card processing	20.00
WELLMARK, health insurance	12,222.85	PITNEY BOWES, postage	300.00
ACH FEES, payroll & utilities	30.00	PLUNKETT'S, pest control	602.44
AFLAC, employee insurance	464.39	RANDY BRODERS TRUCKING, trucking	450.00
ALLEGIANT EMERGENCY, testing	1,181.45	RURAL MANUFACTURING, repairs	125.94
AMAZON, library supplies books & videos	421.97	SAARIE'S AUTO BODY, repairs	1,006.07
APPEARA, rugs	100.26	SANITATION PRODUCTS, repairs	367.32
B-Y WATER, water purchase	4,119.34	SD DEPT OF HEALTH, testing	30.00
B-Y WATER INTEREST	3,168.00	SD DEPT OF PUBLIC SAFETY, license renewals	376.00
C & B OPERATIONS, repairs	287.70	SD DEPT OF REVENUE, sales tax	927.84
CARDMEMBER SERVICES, credit card	608.79	SDML WORKERS COMP, insurance	921.00
CENTURY BUSINESS PRODUCTS, copier	102.72	SECOND CENTURY, publishing	728.28
CITY OF FREEMAN, utilities	41.00	SOUTH DAKOTA ONE CALL, messaging	11.55
CITY OF MITCHELL LANDFILL, garbage fees	3,526.56	SOUTHEASTERN ELECTRIC, electric	2,826.56
DEMCO, supplies	215.88	STAN HOUSTON, supplies	1,912.94
DEERE CREDIT, INC, lease pymt	790.03	THE BRIDGES AT BERESFORD, supplies	18.00
EAST RIVER FURNITURE, shed	2,275.00	TOTAL STOP, fuel	556.85
EMERGENCY MEDICAL PRODUCTS, supplies	36.88	US BANK TRUST LOCKBOX, 6th street loan	13,638.81
EMILY ANDERSEN, rental refund	50.00	US BANK TRUST LOCKBOX, lagoon loan	16,668.22
FARMERS ALLIANCE, fuel	784.17	VALLEY ELECTRIC, repairs	906.10
FENSEL'S ELECTRIC, supplies	412.52	VANTEK COMMUNICATIONS, supplies	596.00
FINK LAW OFFICE, legal fees	1,843.04	VERIZON WIRELESS, cell phones	98.72
FREEMAN REGIONAL HEALTH, amb salary	528.79	WALTNER MEDIA, website maint & supplies	670.52

FREEMAN SHOPPING CENTER, supplies	136.95	VOUCHERS	108,732.94
GOLDEN WEST, telephone service	1,076.71	SALARIES	32,483.87
GOLDIES RADIATOR INC, repairs	51.50	TOTAL VOUCHERS & SALARIES	141,216.81

Financial Report

Gering moved to approve the financial report as presented. Waltner seconded the motion. Roll call: all votes aye.

Public Input

Jeremy Waltner said the Courier would like to print banners for each of the graduating high school seniors and hang them on the light poles on Main Street. The council didn't have any issues and referred him to contact NorthWestern Energy since they own the light poles.

Sewer Rate Appeals

John and Jane Hohm appealed their sewer rate for 708 S Poplar Street due purchasing the home in August and not using any sewer service. Tjaden moved to reduce the sewer rate to the minimum rate of \$16.00 per month, effective back to September 2019. Munkvold seconded the motion. Roll call: all votes aye.

Replat Hearing – Jordan Haar Addition

Tjaden spoke regarding the replat for Ken Haar that was recommended for approval by the Planning & Zoning Committee.

Tjaden moved to approve the Resolution of Plat of Tract 2, Jordan Haar Addition. Becker seconded the motion. Roll call: all votes aye.

Hootz Lease

Jay Hofer submitted a request to reduce/waive his lease payment while his business is being effected due to the emergency resolution adopted by the city.

Waltner moved to cut Hootz lease payment to 50% until he is able to reopen. Becker seconded the motion. Roll call aye votes: Becker, Waltner, Jacobsen, and Munkvold. No votes: Gering and Tjaden. Motion passes 4-2.

Election Change to June 2, 2020 at Community Center

Tjaden moved to have the joint election on Tuesday, June 2nd at the Community Center. Waltner seconded the motion. Roll call: all votes aye.

COVID-19 Discussion

Playgrounds & Parks – Council discussed keeping the parks and playgrounds open and using summer staff to spray down the playgrounds multiple times per day. They would like to put up signs and keep the restrooms closed. This will be discussed further at the next council meeting.

Swimming Pool – due to the pool liner that is installed it is recommended to fill the pool and maintain it. Council would like to open the pool if able this summer but no recommendations at this time.

Camping – will be allowed but the bathrooms will remain closed until further notice.

Golf Course – is planning for a May 1st opening date and would restrict access to the clubhouse to employees only. Council would like to offer positions to pool managers at their same rate of pay to help with the clubhouse. Council discussed purchasing equipment from The Fringe to help run the golf course.

Tjaden moved to purchase the listed equipment and liquor license from The Fringe for \$5,000.00. Waltner seconded the motion. Roll call: all votes aye.

Tjaden moved to adopt the COVID-19 Precaution Golf Policy as presented. Becker seconded the motion. Roll call: all votes aye.

Becker moved to adopt the fees for Valley View Golf Course as presented. Munkvold seconded the motion. Roll call: all votes aye.

COVID-19 Emergency Resolution Update

The Parks Committee recommended amending the COVID-19 Emergency Resolution to cease operations for all indoor recreation facilities, public pools, health clubs, athletic facilities, and music or entertainment venues. This would allow outdoor facilities like parks, playgrounds, and tennis courts to be open. Council have an amendment prepared for the next council meeting.

Blood Drive Request for Community Center

The City received a letter from LifeServe Blood Center requesting use of the community center on May 27, 2020 for a blood drive.

Waltner moved to allow LifeServe Blood Center use of the community center at the non-profit rate on May 27, 2020. Becker seconded the motion. Roll call: all votes aye.

Tractor Lease

Council reviewed lease-purchase options for tractors from C&B Operations and Freeman International. Some council members would like to look at used options. Council will review again at the next meeting.

Employee Clothing Allowance

Council discussed allowances for clothing for city staff. Council will work on a policy and bring to a future meeting.

Police Report

Council reviewed the police report prepared by Chief Kirk McCormick and received an update on their current COVID-19 precautions.

Other Business

Jacobsen said he is in the preliminary stages of looking into a splash pad to be installed at one of the parks. Tjaden asked about putting up the tennis court nets soon. Council will discuss at the next meeting.

Next Meeting

The next regular meeting will be on Monday, April 27, 2020 at 6:30 pm.

Executive Session

Waltner moved to go into Executive Session at 8:36 pm pursuant to SDCL 1-25-2(1) Personnel. Becker seconded the motion. All votes aye. Waltner declared out of executive session at 9:06 pm.

Adjournment

Tjaden moved to adjourn at 9:09 pm. Waltner seconded the motion. All votes aye.

Council Minutes
Regular Session
Monday, April 27, 2020

The Council of the City of Freeman met in regular session on Monday, April 27, 2020 at 6:30 pm at the Freeman Community Center. Mayor Sam Sorensen presided and the following members were present: Russ Becker, Charles Gering, Terry Jacobsen, John Munkvold, Clifford Tjaden, and Charly Waltner. Also attending were City Attorney Mike Fink, Finance Officer Adam Van Ningen and, via teleconference, Jeremy Waltner from the Freeman Courier. Other guests attended via teleconference.

Minutes of the April 13, 2020 Regular Meeting

Waltner moved to accept the April 13, 2020 regular session minutes as presented. Tjaden seconded the motion. All votes aye.

Public Input

None

FHS Golf Cart Request

Kevin Kunz spoke requesting rental of 15 golf carts for the graduating seniors to use for a parade after graduation on May 16, 2020. Council requested more information regarding transportation of the carts from the golf course and back as well as a parade route. Kunz will bring more information to the next council meeting.

COVID-19 Discussion

Council discussed the current COVID-19 situations locally as well as in Hutchinson and Turner counties. Some business owners have raised questions about reopening portions of their businesses that have been closed by the current Ordinance. Council discussed options on adjusting the Resolution and Ordinances and would like everyone to continue to follow CDC guidelines.

Tjaden moved to adopt Resolution 2020-02. Jacobsen seconded the motion. Roll call: all votes aye.

RESOLUTION 2020-02

AN EMERGENCY RESOLUTION TO AMEND RESOLUTION 2020-01 AND ADDRESS A PUBLIC HEALTH CRISIS BY IMPLEMENTING CERTAIN MEASURES WHICH HAVE BEEN DEEMED NECESSARY TO SLOW THE COMMUNITY SPREAD OF CORONAVIRUS (COVID-19)

WHEREAS, the City of Freeman has the authority pursuant to SDCL 9-29-1 and 9-32-1 to pass resolutions for the purpose of promoting the health, safety, morals and general welfare, of the community and the promotion of health and the suppression of disease; and

WHEREAS, an outbreak of the disease COVID-19, which is caused by the novel coronavirus, has been confirmed in more than 100 countries, including the United States; and

WHEREAS, COVID-19 is a severe respiratory disease transmitted by person-to-person contact, or by contact with surfaces contaminated by the virus. In some cases, especially among older adults and persons with serious underlying health conditions, COVID-19 can result in serious illness requiring hospitalization, admission to an intensive care unit, and death; and

WHEREAS, the World Health Organization (WHO), the Centers for Disease Control and Prevention (CDC), and the Secretary of the U.S. Department of Health and Human Services have declared the outbreak of COVID-19 as a public health emergency; and

WHEREAS, on March 13, 2020, the President of the United States declared a national emergency in response to the global pandemic of COVID-19; and

WHEREAS, on the same day, Governor Kristi Noem, issued Executive Order 2020-04 which declared a state of emergency to exist in the State of South Dakota in response to the spread of COVID-19; and

WHEREAS, cases of COVID-19 have been confirmed in several counties in South Dakota; and

WHEREAS, the CDC and health experts have recommended social distancing to slow the spread of COVID-19; and

WHEREAS, social distancing is a method of slowing down or stopping the spread of a contagious disease by reducing the probability of contact between infected persons and those not infected in order to minimize disease transmission; and

WHEREAS, in response to the need to implement social distancing all schools in the state have been closed for at least two weeks; and

WHEREAS, on March 16th, the White House issued guidance recommending that social gatherings of more than ten people be avoided and that people avoid eating or drinking at bars, restaurants, and food courts; and

WHEREAS, the guidance issued by the White House further recommended that in states with evidence of community transmission, bars, restaurants and other indoor and outdoor venues where people congregate should be closed; and

WHEREAS, many states and communities across the country have already implemented the White House recommendations by ordering all bars, restaurants and other indoor and outdoor venues where people congregate be closed until the public health emergency is over; and

WHEREAS, the failure to successfully implement social distancing will likely result in higher numbers of infected individuals and has the potential to overwhelm the capacity of the Community's health care providers; and

WHEREAS, it is important that control measures be taken to reduce or slow down the spread of COVID-19 in order to protect the health and safety of the City's residents, especially for seniors and those with underlying health conditions that make them particularly vulnerable to COVID-19.

NOW THEREFORE, BE IT ORDAINED, by the City Council of the City of Freeman that:

- Effective at 5:00 p.m. on April 27, 2020, all restaurants, coffee houses, bars, breweries, distilleries, wineries, clubs, cafes and other similar places of public accommodation offering food and beverages for on-site consumption, including any alcohol licensees with on-sale privileges, are closed to on-site/on-sale patrons. These businesses may continue to operate in order to provide take-out, delivery, curbside service, drive-thru service. Any business continuing to operate in order to provide off-site service should implement procedures to ensure social distancing and operate in compliance with federal and state health guidance in order to prevent the spread of COVID-19.
- Effective at 5:00 p.m. on April 27, 2020, all indoor; recreational facilities, public pools, health clubs, athletic facilities and music or entertainment venues are directed to close and cease operations.
- The prohibitions and closures in this order do not apply to the following businesses:
 1. Places of public accommodation that offer food and beverages for off-site consumption, including grocery stores, markets, retail stores that offer food, convenience stores, pharmacies, drug stores, and food pantries, other than any *portion* of such business which would otherwise be subject to the requirements herein.
 2. Health care facilities, residential care facilities and congregate care facilities.
 3. Any emergency facilities necessary for the response to the current public health emergency or any other community emergency disaster.
- This resolution shall remain in effect until such time as it is amended or repealed.
- Any violation of this resolution is subject to the general penalty provision in Section 15.0101 of the Freeman Municipal Ordinances. Each day a violation of this resolution is allowed to occur is considered a separate offense. Unless otherwise modified by resolution, the fine and costs for each violation shall be: \$200.00 fine, plus such Court costs as are applied to municipal violations at the time of each such violation.

BE IT FURTHER RESOLVED, that, pursuant to SDCL 9-19-13, this resolution is necessary for the immediate preservation of the public peace, health, safety, and welfare of the City and shall become effective immediately upon passage.

Dated this 27th day of April, 2020.
CITY OF FREEMAN, SOUTH DAKOTA

Sam Sorensen, Mayor

ATTEST:

Adam VanNingen, Finance Officer

(SEAL)

1st Reading Ordinance 2020-03

Council gave 1st reading to Ordinance 2020-03 an emergency ordinance to amend Ordinance 2020-02 and address the public health crisis by implementing certain measures which have been deemed necessary to slow the community spread of the coronavirus (COVID-19).

Munkvold Ditch

John Munkvold asked for clarification on any future ditching the city is planning before he installs a culvert in front of his house.

B-Y Water Rate Increase

Council reviewed a letter received from B-Y Water that will increase the city's price by \$0.17 per thousand gallons. Council discussed options on raising the water rates or leaving them as is. They will discuss again at the next council meeting.

Tractor Lease

Council reviewed the tractor lease-to-own options as well as a lease rental option from C&B Operations. Freeman International didn't offer a lease rental option.

Becker moved to lease a John Deere 5090E Utility tractor from C&B Operations for \$3,750 per year with us to 150 hours of use. Tjaden seconded the motion. Roll call: all votes aye.

Liquor Invoice Pre-Approval

Tjaden moved to authorize pre-council meeting payments to beer and alcohol distributors to avoid late fees and holds on the city account. Jacobsen seconded the motion. Roll call: all votes aye.

Development & Marketing Report

Council reviewed the report prepared by Carol Eisenbeis. Eisenbeis was asked by Brookings Area Transit to be a representative from Freeman. Council agreed to have Eisenbeis on the board as long as it doesn't take up too much of her time.

Other Business

Sorensen said the nuisance cases against Levi Hinz and Richard Cumming were going to be dismissed because they had removed the original complaint items. The police department will continue to work with them to keep their property cleaned up.

Jacobsen was glad to see the pot holes in town were starting to get repaired.

Becker said there were some large trees recently brought to the leaves and branch area of the rubble site.

Tjaden asked for an update on the old eye clinic. Sorensen has been in contact with the owner and the owner is waiting on the contractor to get him a bid and to start the project.

Gering asked when the house that burned would be removed. The City is waiting for answers.

Gering noticed lots of Styrofoam in the ditch by the rubble site. City workers will put it back into the dumpster.

Gering said he's heard from restaurants and businesses that, with their reduced staff and operations, they don't feel it's fair for the City to open the golf course and serve food and beer.

Munkvold asked about the regulation for building elevation. The new storage sheds built on North Main Street are being built 12" above the height of the road.

Next Meeting

The next regular meeting will be on Monday, May 11, 2020 at 6:30 pm.

Executive Session

Waltner moved to go into Executive Session at 8:19 pm pursuant to SDCL 1-25-2(1) Personnel and SDCL 1-25-2(3) Pending Litigation. Jacobsen seconded the motion. All votes aye. Waltner declared out of executive session at 8:52 pm.

Hire Clubhouse Personnel

Jacobsen moved to hire Rory Hermsen, Emmarie Edwards, Madelynn Kribell, and Erika Sage as Seasonal Employees at \$12.00 per hour for the 2020 season. Waltner seconded the motion. Roll call: all votes aye.

Adjournment

Becker moved to adjourn at 8:55 pm. Tjaden seconded the motion. All votes aye.

Adam Van Ningen, Finance Officer

Sam Sorensen, Mayor

Council Minutes
Regular Session
Monday, May 11, 2020

The Council of the City of Freeman met in regular session on Monday, May 11, 2020 at 6:30 pm at the Freeman Community Center. Mayor Sam Sorensen presided and the following members were present: Russ Becker, Charles Gering, Terry Jacobsen, John Munkvold, Clifford Tjaden, and Charly Waltner. Also attending were Finance Officer Adam Van Ningen and, via teleconference, Jeremy Waltner from the Freeman Courier. Also in attendance were Duane Walters and Kirk McCormick. Many guests were also in attendance via teleconference.

Minutes of the April 27, 2020 Regular Meeting

Waltner moved to accept the April 27, 2020 regular session minutes as presented. Jacobsen seconded the motion. All votes aye.

Vouchers & Salaries

Tjaden moved to approve the vouchers and salaries listed below. Waltner seconded the motion. Roll call: all votes aye.

PAYROLL - COUNCIL	4,405.06	FREEMAN INTERNATIONAL, repairs	446.63
PAYROLL - FINANCE	1,604.21	FREEMAN LUMBER, supplies	66.00
PAYROLL - MARKETING	2,156.08	FREEMAN REGIONAL HEALTH, amb salary	925.48
PAYROLL - GOV'T BUILDING	215.76	FREEMAN SHOPPING CENTER, supplies	399.36
PAYROLL - POLICE	5,290.90	GOLDEN WEST, telephone service	1,111.10
PAYROLL - STREETS	1,298.25	KLEINSASSER HEATING, repairs	34.00
PAYROLL - SEWER	3,295.86	MATHESON TRI GAS, supplies	62.65
PAYROLL - REFUSE	2,296.48	MERCHANTS STATE BANK, loan pymt	1,778.66
PAYROLL - RECYCLE	2,713.77	MID-AMERICAN RESEARCH, supplies	37.92
PAYROLL - WATER	3,244.09	MR G'S TIRES, supplies	300.95
PAYROLL - AMBULANCE	2,331.41	MUTH ELECTRIC, repairs	3,034.99
PAYROLL - PARK/POOL	330.87	NAPA, repairs	67.16
PAYROLL - GOLF COURSE	1,431.24	NORM'S THRIFTY WHITE, supplies	61.03
PAYROLL - LIBRARY	3,376.11	NORTHWESTERN ENERGY, electric & gas	7,021.65
PAYROLL - COMMUNITY CENTER	197.83	PACE PAYMENT SYSTEM, credit card processing	20.00
PAYROLL - PLANNING & ZONING	965.06	PITNEY BOWES, postage	303.00
MERCHANTS STATE BANK, 941 deposit	8,762.81	PITNEY BOWES, postage machine lease	143.55
SD RETIREMENT	4,545.67	PLUNKETT'S, pest control	89.44
WELLMARK, health insurance	12,222.85	PORTA PROS, portable toilet rental	429.00
ACH FEES, payroll & utilities	30.00	PUBLIC SAFETY CENTER, supplies	172.68
AFLAC, employee insurance	464.39	RANDY BRODERS TRUCKING, trucking	450.00
AMAZON, library supplies books & videos	2,114.98	REINHART FOODS, food	725.24
APPEARA, rugs	72.61	RITEWAY, supplies	481.63
BARNES & NOBEL, books	250.40	RURAL MANUFACTURING, repairs	156.82
BEAL DISTRIBUTING, beer	567.30	SD DEPT OF HEALTH, testing	392.00
BOLTES SUNRISE SERVICE, roll-off	410.16	SD DEPT OF REVENUE, sales tax	1,428.24
B-Y WATER, water purchase	5,158.68	SECOND CENTURY, publishing	875.46
B-Y WATER INTEREST	3,168.00	SOUTHEASTERN ELECTRIC, electric	2,381.51
C & B OPERATIONS, repairs	25.85	SPENCER QUARRIES, rock	192.76
CARDMEMBER SERVICES, credit card	735.51	STAN HOUSTON, supplies	26.95
CENTURY BUSINESS PRODUCTS, copier	42.43	STERN OIL, fuel & supplies	991.52
CITY OF FREEMAN, utilities	41.00	SUPERIOR TECH PRODUCTS, supplies	3,457.00
CITY OF FREEMAN CASH - golf petty cash	250.00	SYDNEY JENSEN, reimb lifeguard cert	77.91
CITY OF MITCHELL LANDFILL, garbage fees	3,228.00	TAYLOR HERMSEN, reimbursement	209.72
COCA-COLA OF MITCHELL, drinks	420.86	THE FRINGE BAR & GRILL, equipment	5,000.00
DAKOTA BEVERAGE, beer	320.40	TOTAL STOP, fuel	988.35
DAKOTA FLUID POWER, repairs	1,204.79	VERIZON WIRELESS, cell phones	88.46
DAWSON MUNKVOLD, reimb lifeguard cert	95.93	WALTNER MEDIA, website maint & supplies	70.00

DEERE CREDIT, INC, lease pymt	790.03		
EMERGENCY MEDICAL PRODUCTS, supplies	73.37		
FARMERS ALLIANCE, fuel	1,081.57	VOUCHERS	81,106.73
FENSEL'S ELECTRIC, supplies	352.32	SALARIES	35,152.98
FINK LAW OFFICE, legal fees	178.00	TOTAL VOUCHERS & SALARIES	116,259.71

Financial Report

Jacobsen moved to approve the financial report as presented. Tjaden seconded the motion. Roll call: all votes aye.

Board of Adjustment

Waltner moved that the Freeman City Council go into Board of Adjustment at 6:33 pm. Tjaden seconded the motion. All votes aye. The Council was declared in session as Board of Adjustment.

Variance request – 817 S Relanto Street

The Board of Adjustment reviewed the application of a variance filed by Travis and Nicole Schnabel for an insufficient side yard setback for the addition of a garage.

Travis and Nicole Schnabel requested a side yard setback of 6' for the addition of a storage building.

In order for a variance to be approved, the board shall base its findings on evidence presented in the application, comments received from adjacent property owners and to make an affirmative decision, it must determine that the proposed variance will meet the following conditions:

- a) Denial of the variance would result in hardship to the property owner due to physical characteristics of the site;
- b) The conditions upon which an application for a variance is based are unique to the property for which the variance is sought;
- c) The petition for a variance is not based exclusively upon a desire to increase the value or income potential of the property;
- d) The granting of the variance will not be detrimental to the public welfare or injurious to the other property or improvements in the neighborhood in which the property is located.
- e) The proposed variance will not jeopardize the intent and general and specific purposes of the variance ordinance.

Upon finding that the above conditions have been met, Tjaden moved for the Board of Adjustments to approve the variance of the property located at 817 S Relanto Street, City of Freeman for a side yard setback of 6' from the property line. Becker seconded the motion. Roll call votes aye: Jacobsen, Tjaden, Munkvold, Becker, Waltner, Gering, and Sorensen. No votes: none. Motion carries 7-0.

Waltner declared the Board of Adjustment adjourned at 6:37 pm.

King Street Maintenance

Christa Helma asked the city to regularly maintain King Street due to the potholes that were there. Duane Walters said he recently bladed the street.

Public Comment

None

Liquor License Transfer Hearing

The council considered the application for transfer of Retail Liquor license for 2020 submitted by the following:

Application of:	City of Freeman	Transfer from:	The Fringe Bar & Grill
Location of:	27996 438 th Ave Freeman, SD 57029		

No persons were at the meeting to show rejection of this application. Tjaden moved to approve the retail liquor license transfer. Jacobsen seconded the motion. Roll call: all votes aye.

COVID-19 Discussion

Council took input from business owners, residents, and local health care officials regarding plans to allow all businesses to reopen and discussed safety precautions that need to stay in place. Dr. Kirton encouraged business owners to call the hospital before they open to discuss safety measures that can be put in place at their businesses.

Jacobsen moved to reopen businesses at 50% capacity and to follow CDC guidelines regarding cleanliness and social distancing, effective immediately. Tjaden seconded the motion. Roll call aye votes: Becker, Waltner, Jacobsen, Tjaden, and Munkvold. No votes: Gering. Motion passes 5-1.

Ordinance 2020-03

Jacobsen moved to give second reading and adopt Ordinance 2020-03, to amend an emergency ordinance, Ordinance 2020-02, to address the public health crisis by implementing certain measures which have been deemed necessary to slow the community spread of the coronavirus (COVID-19). Tjaden seconded the motion. Roll call: all votes aye.

AN EMERGENCY ORDINANCE TO AMEND ORDINANCE 2020-02 AND ADDRESS A PUBLIC HEALTH CRISIS BY IMPLEMENTING CERTAIN MEASURES WHICH HAVE BEEN DEEMED NECESSARY TO SLOW THE COMMUNITY SPREAD OF CORONAVIRUS (COVID-19)

WHEREAS, the City of Freeman has the authority pursuant to SDCL 9-29-1 and 9-32-1 to pass ordinances for the purpose of promoting the health, safety, morals and general welfare, of the community and the promotion of health and the suppression of disease; and

WHEREAS, an outbreak of the disease COVID-19, which is caused by the novel coronavirus, has been confirmed in more than 100 countries, including the United States; and

WHEREAS, COVID-19 is a severe respiratory disease transmitted by person-to-person contact, or by contact with surfaces contaminated by the virus. In some cases, especially among older adults and persons with serious underlying health conditions, COVID-19 can result in serious illness requiring hospitalization, admission to an intensive care unit, and death; and

WHEREAS, the World Health Organization (WHO), the Centers for Disease Control and Prevention (CDC), and the Secretary of the U.S. Department of Health and Human Services have declared the outbreak of COVID-19 as a public health emergency; and

WHEREAS, on March 13, 2020, the President of the United States declared a national emergency in response to the global pandemic of COVID-19; and

WHEREAS, on the same day, Governor Kristi Noem, issued Executive Order 2020-04 which declared a state of emergency to exist in the State of South Dakota in response to the spread of COVID-19; and

WHEREAS, cases of COVID-19 have been confirmed in several counties in South Dakota; and

WHEREAS, the CDC and health experts have recommended social distancing to slow the spread of COVID-19; and

WHEREAS, social distancing is a method of slowing down or stopping the spread of a contagious disease by reducing the probability of contact between infected persons and those not infected in order to minimize disease transmission; and

WHEREAS, in response to the need to implement social distancing all schools in the state have been closed for at least two weeks; and

WHEREAS, on March 16th the White House issued guidance recommending that social gatherings of more than ten people be avoided and that people avoid eating or drinking at bars, restaurants, and food courts; and

WHEREAS, the guidance issued by the White House further recommended that in states with evidence of community transmission, bars, restaurants, food courts, gyms, and other indoor and outdoor venues where people congregate should be closed; and

WHEREAS, many states and communities across the country have already implemented the White House recommendations by ordering all bars, restaurants, food courts, gyms, and other indoor and outdoor venues where people congregate be closed until the public health emergency is over; and

WHEREAS, the failure to successfully implement social distancing will likely result in higher numbers of infected individuals and has the potential to overwhelm the capacity of the Community's health care providers; and

WHEREAS, it is important that control measures be taken to reduce or slow down the spread of COVID-19 in order to protect the health and safety of the City's residents, especially for seniors and those with underlying health conditions that make them particularly vulnerable to COVID-19.

NOW THEREFORE, BE IT ORDAINED, by the City Council of the City of Freeman that:

- Effective at 5:00 p.m. on April 27, 2020, all restaurants, coffee houses, bars, breweries, distilleries, wineries, clubs, cafes and other similar places of public accommodation offering food and beverages for on-site consumption, including any alcohol licensees with on-sale privileges, are closed to on-site/on-sale patrons. These businesses may continue to operate in order to provide take-out, delivery, curbside service, drive-thru service. Any business continuing to operate in order to provide off-site service should implement procedures to ensure social distancing and operate in compliance with federal and state health guidance in order to prevent the spread of COVID-19.
- Effective at 5:00 p.m. on April 27, 2020, all indoor; recreational facilities, public pools, health clubs, athletic facilities and music or entertainment venues are directed to close and cease operations.
- The prohibitions and closures in this order do not apply to the following businesses:
 1. Places of public accommodation that offer food and beverages for off-site consumption, including grocery stores, markets, retail stores that offer food, convenience stores, pharmacies, drug stores, and food pantries, other than any *portion* of such business which would otherwise be subject to the requirements herein.
 2. Health care facilities, residential care facilities and congregate care facilities.
 3. Any emergency facilities necessary for the response to the current public health emergency or any other community emergency or disaster.
- This resolution shall remain in effect until such time as it is amended or repealed.
- Any violation of this resolution is subject to the general penalty provision in Section 15.0101 of the Freeman Municipal Ordinances. Each day a violation of this resolution is allowed to occur is considered a separate offense. Unless otherwise modified by resolution, the fine and costs for each violation shall be: \$200.00 fine, plus such Court costs as are applied to municipal violations at the time of each such violation.

BE IT FURTHER ORDAINED, that, pursuant to SDCL 9-19-13, this ordinance is necessary for the immediate preservation of the public peace, health, safety, and welfare of the City.

Dated this 11th day of May, 2020.

CITY OF FREEMAN

Sam Sorensen, Mayor

ATTEST:

Adam VanNingen, Finance Officer

(SEAL)

1st reading: April 27, 2020
2nd reading: May 11, 2020
Published: May 21, 2020
Effective: June 9, 2020

1st Reading of Ordinance 2020-04

Council gave 1st reading to Ordinance 2020-04 to amend the water rates.

Police Report

Council reviewed and discussed the police report prepared by Chief Kirk McCormick.

Other Business

Duane Walters discussed projects to be completed in 2020 and projects that have been completed. Munkvold asked about the status of bathrooms at the parks. They will remain closed at this time.

Next Meeting

Jacobsen moved to change the next regular meeting to Wednesday, May 27, 2020 at 6:30 pm. Waltner seconded the motion. Roll call aye votes: Gering, Jacobsen, Tjaden, Munkvold, and Waltner. No votes: Becker. Motion passes 5-1.

Executive Session

Waltner moved to go into Executive Session at 7:56 pm pursuant to SDCL 1-25-2(1) Personnel. Jacobsen seconded the motion. All votes aye. Waltner declared out of executive session at 8:33 pm.

Tjaden moved to pay summer staff from the swimming pool their same rate at the golf course and the manager will receive 10% of net profits of the clubhouse. Jacobsen seconded the motion. Roll call: all votes aye.

Jacobsen moved to put an ad in the newspaper for seasonal staff at the clubhouse with a minimum age of 21. Tjaden seconded the motion. Roll call: all votes aye.

Adjournment

Waltner moved to adjourn at 8:47 pm. Tjaden seconded the motion. All votes aye.

Adam Van Ningen, Finance Officer

Sam Sorensen, Mayor

Council Minutes

Regular Session

Monday, May 27, 2020

The Council of the City of Freeman met in regular session on Wednesday, May 27, 2020 at 6:30 pm at the Freeman Community Center. Mayor Sam Sorensen presided and the following members were present: Russ Becker (via teleconference), Charles Gering, Terry Jacobsen, John Munkvold, Clifford Tjaden, and Charly Waltner. Also attending was Finance Officer Adam Van Ningen. Also in attendance were Janver Stucky, Duane Walters, and Kirk McCormick. Guests were also in attendance via teleconference.

Minutes of the May 11, 2020 Regular Meeting

Waltner wanted to clarify the street name as North Poplar Street not King Street. Waltner moved to accept the May 11, 2020 regular session minutes as presented. Jacobsen seconded the motion. All votes aye.

Wrestling at Community Center

Kevin Kunz requested using the community center for High School wrestling practice for the 2020/2021 school year. Jacobsen requested the mats be rolled up every night since there will also be basketball practices in the community center. The city and school will work on a lease agreement to approve at a future meeting.

Sidewalk on 5th & Main Street

Janver Stucky provided pictures of the sidewalk on the corner of 5th & Main Streets. The repair is on the list for the City staff to be done in 2020. Council would like to make the repair in conjunction with repairing the manhole on the same corner. City staff will get bids for the work.

COVID-19 Discussion

Council discussed a timeframe for opening the swimming pool. Council agreed to a tentative opening of June 13th. The community center and other city buildings will continue to stay closed and will be reevaluated at the June 8th meeting.

Jacobsen said a patron at the golf course got bleach on their pants from using one of the golf carts. The cart was sprayed down and parked behind the building to dry but was used before being fully dried. Golf committee is looking into a no-bleach solution. City will replace the pants for the patron.

Public Comment

None

Hootz Water Bill

Jay Hofer requested a reduced bill due to using 5,000 gallons of water last month and only being open limited hours. Council said it appeared to be the normal usage.

Clean Up Days

Jacobsen moved to approve free rubble site tipping fees on Wednesday, June 10, 2020 and Saturday, June 13, 2020, with the exception that CRT devices will be charged \$20 each. If the rubble site is closed due to weather, backup dates will be June 17, 2020 and June 20, 2020. Munkvold seconded the motion. Roll call: all votes aye.

Nuisance Property – 700 E 3rd Street

Sorensen said he has received complaints from neighbors about the property at 700 E 3rd Street. There are back taxes owed as well as liens on the property. Council discussed options on moving forward.

Ordinance 2020-04

Waltner moved to give second reading and adopt Ordinance 2020-04, an ordinance to amend the water rates. Jacobsen seconded the motion. Roll call: all votes aye.

AN ORDINANCE AMENDING CHAPTER 9.01 OF THE REVISED
ORDINANCES OF THE CITY OF FREEMAN (1990), HUTCHINSON COUNTY,
SOUTH DAKOTA FOR THE INCREASE IN THE WATER RATES

Be it ordained by the City of Freeman, Hutchinson County, South Dakota

Chapter 9.0112 of the Revised Ordinances of Freeman, (1990) is hereby amended to read as follows:

9.0112 Water Rates

Effective July 1, 2020 the rates for the City water sold or furnished by the City of Freeman shall be increased from the previous rates as adopted in Ordinance #99-4 and thereafter revised at the following monthly rates, to wit:

- 1) For any amount up to 1,000 gallons, the sum of \$16.25 per month which shall be the minimum charge; provided however that users who are certified to be a recipient of fuel assistance under the Low Income Energy Assistance Program (LIEAP) shall after application to the Municipal Finance Officer pay a monthly minimum charge of \$10.25 for the first 1,000 gallons;
- 2) From 1,000 gallons to 499,000 gallons per month, the sum of \$5.02per 1,000 gallons together with the above rate;
- 3) For usage of 500,000 gallons and over per month, the sum of \$3.45 per 1,000 gallons, which rate shall be for all gallons used and not cumulative with the above rates.

The City Council is authorized to make special rates with consumers using an extra large amount of water for commercial purposes; also, to builders and contractors for water used during the construction of buildings and other projects.

The charge for water loaded into tanks or other containers at the water plant or any other authorized place shall be \$5.00 per 1,000 gallons.

Dated this 27th day of May, 2020.

Sam Sorensen, Mayor

(SEAL)

ATTEST:

First Reading: May 11, 2020
Second Reading: May 27, 2020
Published: June 4, 2020
Effective Date: June 23, 2020

Adam Van Ningen, Municipal Finance Officer

Malt Beverage License Renewals

The Council considered the applications for malt beverage renewals for 2020/2021 submitted by the following:

- 1) On-Off Sale Malt Beverage license for 2020/2021
Application of: Dollar General Store #10796
Location of: 305 N US Hwy 81
Freeman, SD 57029
- 2) On-Off Sale Malt Beverage license for 2020/2021
Application of: Total Stop Convenience Store #9466
Location of: 601 S US Hwy 81
Freeman, SD 57029
- 3) On-Off Sale Malt Beverage license for 2020/2021
Application of: Casey’s General Store #3245
Location of: 1206 E 6th St
Freeman, SD 57029

- 4) On-Off Sale Malt Beverage license for 2020/2021
Application of: Expressive Home Décor, LLC
Db: Vintage Vault Floral
Location of: 394 S Main Street
Freeman, SD 57029

No one was present at the meeting to show rejection of these renewal applications.

Waltner moved to approve all 4 malt beverage licenses as presented. Tjaden seconded the motion. Roll call: all votes aye.

Annual Report

Gering moved to approve the Annual Report. Tjaden seconded the motion. Roll call: all votes aye.

Conflict of Interest Policy

Tjaden moved to adopt the Conflict of Interest Policy as presented. Waltner seconded the motion. Roll call: all votes aye.

Internal Control Policy

Waltner moved to adopt the Internal Control Policy as presented. Jacobsen seconded the motion. Roll call: all votes aye.

Development & Marketing Report

Carol Eisenbeis updated the council and discussed her report. She discussed the issues with getting Channel 90 to broadcast the high school graduation. Council would like the router moved to a better location at City Hall.

Other Business

Sorensen said he talked to Bryce Morgan about the house that burned down. He is waiting on the insurance company. The council discussed getting our attorney involved so the lot gets cleaned up. Munkvold asked about the stop signs/yield signs by Blues Restaurant & AMPI. They have already been put back up.

Munkvold asked about a pickup on Well Street that hasn't moved in over a year. McCormick will follow up. Munkvold asked about the ditch by the school. Duane Walters said they will be repairing next week, assuming the weather holds up.

Gering said there has been construction debris being put into 300 gallon garbage containers lately. Construction debris needs to go to the rubble site because the garbage truck isn't designed to handle the waste. City staff will do more due diligence on the front end.

Gering said Main Street needs to be restriped.

Tjaden asked for an update on the Kaufman Eye Clinic building. Stahl is still waiting for a bid.

Waltner said 6th Street is in need of repairs. Will try to combine with 5th & Main St project.

Duane Walters said they are cleaning the Salis property.

Walters informed the council the City owns the B-Y pit and needs to do some repairs.

Kirk McCormick requested the city not paint the stripes in front of Black Widow's driveway.

Sorensen said he's talked to FEMA about the road repairs in 2019. It doesn't appear the city will be getting any funding.

Next Meeting

The next regular meeting will be Monday, June 8, 2020 at 6:30 pm.

Executive Session

Waltner moved to go into Executive Session at 7:57 pm pursuant to SDCL 1-25-2(1) Personnel. Tjaden seconded the motion. All votes aye. Gering declared out of executive session at 8:26 pm.

Hire Seasonal Personnel

Waltner moved to hire Alana Fergen as Lifeguard at \$10.25 per hour, contingent upon receiving certification. Jacobsen seconded the motion. Roll call: all votes aye.

Munkvold moved to hire Lacey Wipf as Seasonal Employee at \$12.00 per hour, effective June 1, 2020. Waltner seconded the motion. Roll call: all votes aye.

Jacobsen moved to hire a surveyor to survey all city property west of Cedar Street. Gering seconded the motion. Roll call: all votes aye.

Adjournment

Waltner moved to adjourn at 8:37 pm. Jacobsen seconded the motion. All votes aye.

Adam Van Ningen, Finance Officer

Sam Sorensen, Mayor

Council Minutes
Regular Session
Monday, June 8, 2020

The Council of the City of Freeman reconvened at 6:44 pm.

Oath of Office

Finance Officer Van Ningen administered the oath of office to the following:

Having duly circulated petitions and declared nominated without competitive election:

- Charles Gering, Council member Ward I for a term of two years
- Clifford L Tjaden, Council member Ward I for a term of one year
- Steve “Charly” Waltner, Council member Ward II for a term of two years
- Blaine Saarie, Council member Ward II for a term of one year

Having duly circulated petitions and elected:

- Michael Walter, Mayor for a term of two years

Ward III Appointment

John Munkvold’s term expired in Ward III. Mayor Walter brought Doug Uecker to appoint to the Ward III vacancy.

Jacobsen moved to appoint Doug Uecker as Alderman for the Ward III vacancy for a term of one year. Tjaden seconded the motion. Roll call: all votes aye.

Election of Officers

Waltner moved to nominate Terry Jacobsen as council president. Gering seconded the motion. Waltner moved nominations cease. Gering seconded the motion. All votes aye.

Waltner moved to nominate Lonnie Tjaden as council vice president. Jacobsen seconded the motion. Waltner moved nominations cease. Jacobsen seconded the motion. All votes aye.

Committee Appointments

Mayor Walter distributed his committee appointments. Tjaden moved to approve committee appointments. Jacobsen seconded the motion. All votes aye.

- Ambulance: Uecker & Gering
- Development: Uecker
- Fire Department: Gering & Tjaden
- Golf Course: Mayor Walter & Saarie
- Government Building: Jacobsen & Uecker
- Library: Waltner
- Liquor: Gering, Uecker, & Saarie
- Parks/Pool: Waltner & Jacobsen
- Police: Mayor Walter & Jacobsen
- Revolving Loan Fund: Mayor Walter & Tjaden
- Rubble/Recycle/Refuse: Saarie & Uecker
- Water: Tjaden & Jacobsen
- Sewer: Gering & Waltner
- Streets: Jacobsen, Saarie & Gering
- Tree City: Waltner
- Zoning: Tjaden

Planning Commission Appointments

Tjaden moved to appoint Christa Helma, Reno Huber, Randy Koerner, Janver Stucky, and Charly Waltner to the Planning Commission. Jacobsen seconded the motion. All votes aye.

Newspaper Designation

Jacobsen moved to name the Freeman Courier as the official newspaper for the City of Freeman and to publish all proceedings and legal notices in the Freeman Courier. Saarie seconded the motion. All votes aye.

Bank Designation

Jacobsen moved to name the following banks as depositories for funds of the City of Freeman: CorTrust Bank of Freeman, Great Western Bank of Freeman, and Merchants State Bank of Freeman and to approve Mayor Michael Walter as signatory on all accounts at the above named banks and remove former Mayor Sam Sorensen. Waltner seconded the motion. All votes aye.

City Attorney Agreement

Waltner moved to approve the following resolution for the appointment of a City Attorney and an assistant City Attorney with Fink Law Office, PC. Tjaden seconded the motion. All votes aye.

RESOLUTION 2020-03

**RESOLUTION AUTHORIZING THE CITY OF FREEMAN,
TO ENTER INTO AGREEMENT FOR CITY ATTORNEY**

WHEREAS, the City of Freeman desires to retain counsel to serve as City Attorney for the time period beginning at the first meeting in May, 2020, and continuing through the first meeting in May, 2021; and

WHEREAS, the law firm of Fink Law Office, P.C., (and Eich Law Office as conflict attorney), have proposed to perform such services as are set forth in the attached Agreement with City Attorney;

NOW THEREFORE BE IT RESOLVED, that the City shall be authorized to enter into a contract with Fink Law Office, P.C., and Eich Law Office (conflict attorney) in the form attached hereto, all pursuant to the Ordinances of the City of Freeman, South Dakota.

PASSED AND APPROVED this 8th day of June, 2020, by the City Council of the City of Freeman, South Dakota by the following vote:

Ayes: 5
Nays: 0
Absent: 0

City of Freeman

By: _____
Its Mayor

ATTEST:

City Finance Officer

(SEAL)

COVID-19 Discussion

Council discussed the current COVID-19 ordinances and resolutions that are currently on the books.

Jacobsen moved to repeal Ordinance 2020-02 and subsequent Ordinance 2020-03 as well as Resolution 2020-01 and subsequent Resolution 2020-02 declaring the COVID-19 Emergency. Saarie seconded the motion. Roll call: all votes aye.

Council discussed operations of city buildings and safety for city employees. The library will require patrons to wear masks when their board approves opening their doors.

Jacobsen moved to open city buildings including City Hall, Community Center, Swimming Pool and Golf Course Clubhouse, effective Tuesday June 9, 2020 and for all city personnel to report back to work. Tjaden seconded the motion. Roll call: all votes aye.

Swimming Pool Rates

Waltner moved to approve the swimming pool rates as presented with no changes from last year. Saarie seconded the motion. All votes aye.

Fire Department Request

Fire Chief Cody Fransen requested the council's approval of having the Annual Rib Cookoff in Swimming Pool Park on August 15, 2020. He will have a one day special event alcohol license for the council to approve at a future meeting.

Tjaden moved to approve the Fireman Rib Cookoff. Jacobsen seconded the motion. Roll call: all votes aye.

District III Joint Cooperative Agreement

Waltner moved to approve the Joint Cooperative Agreement with District III and to authorize the Mayor to sign the agreement. Tjaden seconded the motion. Roll call: all votes aye.

Police Report

Council reviewed the report prepared by Chief McCormick.

Other Business

Mayor Walter would like to improve communication between council and maintenance department and is working on a solution.

Waltner requested measuring trees over the streets and sidewalks take place soon.

Waltner requested gravel in the driveway at the rubble site prior to the free dump days.

Jacobsen asked that the community center be used for the Freeman prom. Council agreed to the non-profit rate.

Jacobsen requested repairs to the street by the car wash before it gets any worse.

Tjaden asked the Tree City committee to look at dead trees in the parks and grass repairs at Lions Park.

Jeremy Waltner asked about banners along 6th Street.

Waltner moved to have the banners removed on 6th Street and only allow temporary preapproved use.

Tjaden seconded the motion. Roll call: all votes aye.

DGR Engineering is currently doing a survey of all the properties the city owns on the west side of Cedar Street.

Mayor Walter said he would like police to patrol every street at least once per day and enforce Ordinances 6-8 and 6-9 regarding abandoned and inoperable vehicles.

Mayor Walter said he would like to eventually have the golf course operate as a committee similar to the library with 6 board members and 1 council member.

Next Meeting

The next regular meeting will be Monday, June 22, 2020 at 6:30 pm at the Community Center.

Executive Session

Waltner moved to go into Executive Session at 8:08 pm pursuant to SDCL 1-25-2(1) Personnel. Tjaden seconded the motion. All votes aye. Waltner declared out of executive session at 8:17 pm.

Jacobsen moved to hire Michelle Fink as Seasonal Clubhouse Employee at \$12.00 per hour, effective as soon as available. Waltner seconded the motion. Roll call: all votes aye.

Adjournment

Tjaden moved to adjourn at 8:21 pm. Waltner seconded the motion. All votes aye.

Council Minutes
Regular Session
Monday, June 8, 2020

The Council of the City of Freeman met in regular session on Monday, June 8, 2020 at 6:30 pm at the Freeman Community Center. City Council President Terry Jacobsen presided and the following members were present: Russ Becker, Charles Gering, Terry Jacobsen, John Munkvold, Clifford Tjaden, and Charly Waltner. Absent was Mayor Sam Sorensen. Also attending were Finance Officer Adam Van Ningen and Jeremy Waltner from the Freeman Courier. Also in attendance were Kirk McCormick, Cody Fransen, Blaine Saarie, Michael Walter and Duane Walters. Guests were also in attendance via teleconference.

Minutes of the May 27, 2020 Regular Meeting

Waltner moved to accept the May 27, 2020 regular session minutes as presented. Gering seconded the motion. All votes aye.

Vouchers & Salaries

Tjaden moved to approve the vouchers and salaries listed below. Munkvold seconded the motion. Roll call: all votes aye.

PAYROLL - FINANCE	1,657.64	HAWKINS INC, supplies	2,434.49
PAYROLL - MARKETING	2,156.08	HERITAGE PHARMACY, supplies	964.77
PAYROLL - GOV'T BUILDING	218.80	HUTCHINSON COUNTY, crack sealing	4,126.00
PAYROLL - POLICE	5,062.63	JACKS UNIFORMS, supplies	30.38
PAYROLL - STREETS	1,437.69	JAMBOREE FOODS, supplies	18.40
PAYROLL - SEWER	3,690.71	JEBRO, asphalt	1,176.00
PAYROLL - REFUSE	2,448.42	JOHNSON BROTHERS, liquor	130.73
PAYROLL - RECYCLE	3,178.05	KLEINSASSER HEATING, repairs	407.08
PAYROLL - WATER	3,486.77	KNODEL CONTRACTORS, base course	164.64
PAYROLL - AMBULANCE	2,114.65	MATHESON TRI GAS, supplies	64.34
PAYROLL - PARK/POOL	383.15	MERCHANTS STATE BANK, loan pymt	1,778.66
PAYROLL - GOLF COURSE	13,108.22	MCLEODS PRINTING, supplies	158.13
PAYROLL - LIBRARY	3,306.19	METTLER FERTILIZER, supplies	423.49
MERCHANTS STATE BANK, 941 deposit	10,605.85	MR G'S TIRES, repairs	182.10
SD RETIREMENT	4,797.61	NAPA, repairs	244.70
WELLMARK, health insurance	12,222.85	NORM'S THRIFTY WHITE, supplies	13.89
ACH FEES, payroll & utilities	30.00	NORTHWESTERN ENERGY, electric & gas	6,853.90
ACUSHNET COMPANY, materials for resale	411.60	ONE OFFICE SOLUTION, supplies	89.58
AFLAC, employee insurance	464.39	PACE PAYMENT SYSTEM, credit card processing	20.00
ALISON BODEWITZ, deposit refund	100.00	PITNEY BOWES, postage	304.50
AMAZON, library supplies books & videos	606.54	PLUNKETT'S, pest control	89.44
APPEARA, rugs	100.26	PRINTED IMPRESSIONS, supplies	88.00
ARS, pool repair	725.00	PUBLIC SAFETY CENTER, supplies	28.00
AXON ENTERPRISE, supplies	43.65	REEL SHARP, aerify greens	1,000.00
BEAL DISTRIBUTING, beer	1,339.10	REINHART FOODS, food	1,286.33
BECKY MCCUNE, reimbursement	50.00	REPUBLIC NATIONAL BEVERAGE, liquor	408.15
BOLTES SUNRISE SERVICE, roll-off	461.69	RORY HERMSEN, reimbursement	81.20
B-Y WATER, water purchase	5,205.88	RURAL MANUFACTURING, supplies	150.85
B-Y WATER INTEREST	3,168.00	S & S WILLERS INC, sand	940.69
C & B OPERATIONS, repairs	503.38	SD DEPT OF ENVIRONMENT, annual fee	600.00
CARDMEMBER SERVICES, credit card	353.87	SD DEPT OF HEALTH, testing	104.00
CENTURY BUSINESS PRODUCTS, copier	43.88	SD DEPT OF REVENUE, sales tax	3,305.44
CHESTERMAN COMPANY, drinks	349.86	SECOND CENTURY, publishing	654.18
CITY OF FREEMAN, utilities	41.00	SOUTHEASTERN ELECTRIC, electric	2,246.91
CITY OF MITCHELL LANDFILL, garbage fees	3,788.64	STERN OIL, fuel & supplies	387.39
DAKOTA BEVERAGE, beer	623.60	SUPERIOR TECH PRODUCTS, supplies	1,717.00
DEERE CREDIT, INC, lease pymt	790.03	TERRYS WELDING SERVICE, repairs	360.00
FENSEL'S ELECTRIC, supplies	615.28	TOTAL STOP, fuel	999.49

FENSEL'S GREENHOUSE, planter	65.00	ULINE, supplies	42.94
FINK LAW OFFICE, legal fees	112.50	US POSTOFFICE, po box fee	64.00
FREEMAN INTERNATIONAL, supplies	159.00	VALLEY ELECTRIC, repairs	243.00
FREEMAN LUMBER, supplies	399.46	VERIZON WIRELESS, cell phones	88.46
FREEMAN REGIONAL HEALTH, amb salary	570.89	WALTNER MEDIA, website maint	280.00
FREEMAN SHOPPING CENTER, supplies	522.37		
GOLDEN WEST, telephone service	1,138.30		
GOVOFFICE, annual website hosting	1,440.00	VOUCHERS	86,600.73
		SALARIES	42,249.00
		TOTAL VOUCHERS & SALARIES	128,849.73

Financial Report

Waltner moved to approve the financial report as presented. Becker seconded the motion. Roll call: all votes aye.

Canvass of Election

Waltner moved to certify the results of the June 2, 2020 municipal election. Becker seconded the motion. Roll call: all votes aye.

Mayor, Two year term

259 votes	Michael Walter
141 votes	Terry Waterman

Council thanked Sam Sorensen, Russ Becker, and John Munkvold for their time and dedication to the City of Freeman.

Adjournment

Waltner moved to adjourn at 6:43 pm. Tjaden seconded the motion. All votes aye.

Adam Van Ningen, Finance Officer

Terry Jacobsen, Council President

Council Minutes

Regular Session

Monday, June 22, 2020

The Council of the City of Freeman met in regular session on Monday, June 22, 2020 at 6:30 pm at the Freeman Community Center. Mayor Michael Walter presided and the following members were present: Charles Gering, Terry Jacobsen, Blaine Saarie, Clifford Tjaden, and Charly Waltner. Also attending was Finance Officer Adam Van Ningen. Also in attendance were Amy Cummings, Hannah Furney, Margie Waltner, Carol Eisenbeis, Duane Walters, and Kirk McCormick. Guests were also in attendance via teleconference.

Oath of Office

Finance Officer Van Ningen administered the oath of office to Doug Uecker, who was appointed to the Ward III vacancy at the June 8, 2020 council meeting.

Minutes of the June 8, 2020 Regular Meeting

Waltner moved to accept the June 8, 2020 old council regular session minutes as presented. Jacobsen seconded the motion. All votes aye.

Waltner requested to change the June 8, 2020 new council regular session minutes to clarify that Tree City won't be looking at grass repairs at Lions Park, it will be done by City workers. Also, the library will encourage patrons to wear masks, they will not be required. Waltner moved to accept the June 8, 2020 new council regular session minutes as amended. Jacobsen seconded the motion. All votes aye.

Special Event Request – Vermeer 5k Run/Walk

Margie Waltner spoke regarding the Vermeer 5k Run/Walk on August 15, 2020 that is being done in the morning of the Fireman's Rib Cookoff. Council reviewed the route for the participants. Tjaden moved to approve the Special Event Permit as presented. Saarie seconded the motion. Roll call: all votes aye.

ESL Community Center Request

Council reviewed Diane Ellinger's request to use of the community center for English Language Learning. Waltner moved to approve the ESL request at a special rate of \$5 per meeting with the knowledge that they could be bumped for a full paying renter. Jacobsen seconded the motion. All votes aye.

Special Event Liquor License – Doc's Bar

Amy Cummings spoke regarding a 2nd Annual Chislic Block Party on July 18, 2020 on Main Street between 3rd Street and Railway Street. Council members discussed their objections due to not following the COVID-19 ordinance, as well as tables being on the sidewalk, an air conditioner being bolted to the sidewalk, and a dumpster being placed on Main Street. Council also discussed requirements for approval.

Jacobsen moved to approve the Special Event Liquor License for July 18, 2020 but Doc's must provide a signed release from Glenn Roth and Libby Miller by the next council meeting, must place a fence around the FCDC property with no open containers on sidewalk or street, must fence off Main Street between 3rd Street and Railway Street, and recommends Doc's provides their own security. Tjaden seconded the motion. Roll call aye votes: Saarie, Uecker, Gering, Tjaden, Jacobsen. No votes: Waltner. Motion passes 5-1.

Ordinance 6.08 & 6.09 Discussion

Mayor Walter had police drive streets to find anyone not in compliance with Ordinances 6.08 and 6.09. The police department sent over 50 registered letters to residents.

Hannah Furney requested clarification from Chief McCormick on what vehicles were being referred to in her letter. Chief McCormick will follow up with Ms. Furney.

Mayor Walter apologized to citizens if there are any discrepancies for letters being sent where the property owner is in compliance with the ordinances.

Public Comment

None

1st Reading Ordinance 2020-05 – Repeal COVID-19 Ordinances

Council gave 1st reading to Ordinance 2020-05 an ordinance to repeal Ordinance 2020-02 and subsequent Ordinance 2020-03 regarding Coronavirus (COVID-19).

Summer Rec Request

Council reviewed a request from the Freeman Summer Rec Board.

Jacobsen moved to donate \$3,500 to Freeman Summer Rec. Uecker seconded the motion. All votes aye.

Pre-Disaster Hazard Mitigation Projects

Council discussed future projects to pass on to Hutchinson County Emergency Management. The City of Freeman has the following projects they would like to complete:

Cedar Street Flood and Detention Pond Project
Wireless Siren in North portion of Freeman
Fensel's Tree Drainage
Make Detention Pond on North County Road Larger and Deeper

Water Committee Report

Tjaden received quotes for adding brackets to the water tower for holding cables. \$11,830 for magnetic clips and \$11,150 for welded clips. Council will look at additional options for radios. Tjaden also said the work is being delayed due to needing to move some power lines but should be started in the next few weeks.

Golf Committee Report

Mayor Walter is hoping to get a Board of Directors adopted into the Ordinances similar to how the library operates. Walter also is meeting with a consultant to get recommendations for the golf course. Walter looked for clarification on the commission for the clubhouse manager.

Tjaden moved to give 10% of net profits of beer, drinks, food, liquor, snacks, and merchandise to the clubhouse manager. Jacobsen seconded the motion. All votes aye.

Street Committee Report

Jacobsen updated the council on the Streets department. The committee received bids for repairs on 5th Street & Main Street. Duane Walters said the intersection will be closed for about 2 weeks while work is being completed.

Gering moved to award Koerner Construction for the bid of \$21,632.70 as proposed for the corner of 5th Street & Main Street. Jacobsen seconded the motion. Roll call: all votes aye.

Development & Marketing Report

Carol Eisenbeis updated the council with her report. Mayor Walter met with the schools about utilizing Channel 90 for their events.

Other Business

Duane Walters said they will be spraying for mosquitos starting tomorrow (June 23rd). Waltner said the library is planning to open on Thursday, June 25th and they have removed chairs and are installing shields to help protect everyone.

Jacobsen said Lori Hofer requested using the small meeting room for discussions on the book “Me and White Supremacy”. Council agreed to the discounted rate of \$5 per meeting with the knowledge that they could be bumped for a full paying renter.

Saarie met with the Street Department and requested citizens receive instructions regarding the garbage. Saarie said entrance to rubble site needs gravel.

Next Meeting

The next regular meeting will be Monday, July 13, 2020 at 6:30 pm at City Hall.

Executive Session

Waltner moved to go into Executive Session at 8:05 pm pursuant to SDCL 1-25-2(1) Personnel and SDCL 1-25-2(3) Pending Litigation. Tjaden seconded the motion. All votes aye. Waltner declared out of executive session at 8:37 pm.

Waltner moved to provide free dirt for the Stahl property removal on Main Street. Jacobsen seconded the motion. All votes aye.

Jacobsen moved to hire Rijjy Peterson as Seasonal Clubhouse Employee at \$12.00 per hour, effective as soon as available. Saarie seconded the motion. Roll call: all votes aye.

Tjaden moved to advertise internally for 5 days and if no one applies then advertise publically for a Part-Time Rubble Site/Recycle Center Operator. Jacobsen seconded the motion. All votes aye.

Adjournment

Jacobsen moved to adjourn at 8:41 pm. Waltner seconded the motion. All votes aye.

Adam Van Ningen, Finance Officer

Michael Walter, Mayor

Council Minutes
Regular Session
Monday, July 13, 2020

The Council of the City of Freeman met in regular session on Monday, July 13, 2020 at 6:30 pm at the Freeman City Hall. Mayor Michael Walter presided and the following members were present: Charles Gering, Terry Jacobsen, Blaine Saarie, Clifford Tjaden, Doug Uecker, and Charly Waltner. Also attending was Finance Officer Adam Van Ningen. Also in attendance were Eric Prunty, Kevin Smith, Amy Cummings, Carol Eisenbeis, and Kirk McCormick. Guests were also in attendance via teleconference.

Minutes of the June 22, 2020 Regular Meeting

Waltner noted the need to add Doug Uecker’s Oath of Office to the minutes. Waltner moved to accept the June 22, 2020 regular session minutes as amended. Jacobsen seconded the motion. All votes aye.

Vouchers & Salaries

Gering moved to approve the vouchers and salaries listed below. Jacobsen seconded the motion. Roll call: all votes aye.

PAYROLL - FINANCE	1,660.14	JEBRO, asphalt	500.50
PAYROLL - MARKETING	2,156.08	JOHNSON BROTHERS, liquor	259.21
PAYROLL - GOV'T BUILDING	220.81	JOSH ANDERSEN, license reimb	12.00
PAYROLL - POLICE	5,290.90	KEPPS, food for resale	448.00
PAYROLL - STREETS	1,307.99	KLEINSASSER HEATING, repairs	381.92
PAYROLL - SEWER	3,425.13	KNODEL CONTRACTORS, base course	1,288.09
PAYROLL - REFUSE	2,330.92	LAWNS UNLIMITED, equipment rental	300.00
PAYROLL - RECYCLE	2,554.75	MARION MACHINE, manhole extension	68.00
PAYROLL - WATER	3,416.85	MATHESON TRI GAS, supplies	240.07
PAYROLL - AMBULANCE	1,828.94	MERCHANTS STATE BANK, loan pymt	1,778.66
PAYROLL - PARK/POOL	1,166.12	MIDWEST ALARM CO, quarterly alarm	100.50
PAYROLL - GOLF COURSE	17,594.37	MILLER CONSULTING, IT support	542.50
PAYROLL - LIBRARY	3,325.33	MR G'S TIRES, repairs	47.00
PAYROLL - COMMUNITY CENTER	97.03	NAPA, repairs	99.99
MERCHANTS STATE BANK, 941 deposit	11,304.47	NORM'S THRIFTY WHITE, supplies	102.89
SD RETIREMENT	4,689.88	NORTHWESTERN ENERGY, electric & gas	8,577.55
WELLMARK, health insurance	12,222.85	OLIVIA LEMME, lifeguard cert reimb	92.50
ACH FEES, payroll & utilities	30.00	ON SIGHT, LLC, annual support	111.46
ACUSHNET COMPANY, materials for resale	135.81	ONE OFFICE SOLUTION, supplies	129.30
AFLAC, employee insurance	464.39	PACE PAYMENT SYSTEM, credit card processing	20.00
AMAZON, library supplies books & videos	1,165.19	PITNEY BOWES, postage	904.50
APPEARA, rugs	100.26	PLUNKETT'S, pest control	89.44
BEAL DISTRIBUTING, beer	1,201.30	PORTA PROS, portable toilet rental	286.00
B-Y WATER, water purchase	8,486.57	PRINTED IMPRESSIONS, publishing	125.00
B-Y WATER INTEREST	3,168.00	REINHART FOODS, food	3,878.11
C & B OPERATIONS, repairs	1,273.02	REPUBLIC NATIONAL BEVERAGE, liquor	178.15
CARDMEMBER SERVICES, credit card	1,569.70	RURAL MANUFACTURING, repairs	217.80
CAROL EISENBEIS, conference reimb	79.29	S & S WILLERS INC, sand	958.16
CENTURY BUSINESS PRODUCTS, copier	176.37	SAARIE AUTO BODY, repairs	37.50
CHESTERMAN COMPANY, drinks	527.43	SANITATION PRODUCTS, repairs	815.84
CITY OF FREEMAN, utilities	41.00	SCHOENFISH & CO, annual audit	8,500.00
CITY OF MITCHELL LANDFILL, garbage fees	3,798.24	SD DEPT OF HEALTH, testing	496.00
CODY SPANGLER, plexiglass	1,175.00	SD DEPT OF REVENUE, sales tax	2,975.81
CORE & MAIN, supplies	3,410.31	SECOND CENTURY, publishing	904.53
DAKOTA BEVERAGE, beer	819.90	SITE ONE LANDSCAPE SUPPLY, supplies	5,055.35
DEERE CREDIT, INC, lease pymt	790.03	SOUTH DAKOTA ONE CALL, message fees	176.40
EICH LAW OFFICE, legal fees	72.00	SOUTHEASTERN ELECTRIC, electric	2,160.64
EMERGENCY MEDICAL PRODUCTS, supplies	118.27	SQUARE, monthly subscription	12.43
FARMERS ALLIANCE - CHS, fuel	1,967.00	STERN OIL, fuel	527.37

FENSEL'S ELECTRIC, supplies	554.55	SUPERIOR TECH PRODUCTS, supplies	4,247.00
FINK LAW OFFICE, legal fees	603.49	TAYLOR HERMSEN, food reimb	63.09
FREEMAN LUMBER, supplies	435.29	TOTAL STOP, fuel	1,336.33
FREEMAN REGIONAL HEALTH, amb salary	105.00	US BANK & TRUST, 6th street loan pymt	13,638.81
FREEMAN SCHOOL DISTRICT, election	375.00	US BANK & TRUST, lagoon pymt	16,668.22
FREEMAN SHOPPING CENTER, supplies	709.06	VALLEY ELECTRIC, repairs	398.25
GOLDEN WEST, telephone service	1,441.73	VERIZON WIRELESS, cell phones	98.46
HAWKINS INC, supplies	1,771.96	WALTNER MEDIA, website maint	347.00
JAMBOREE FOODS, supplies	111.38	WEIDENBACH CONSTRUCTION, concrete	3,064.50
		VOUCHERS	148,154.57
		SALARIES	46,375.36
		TOTAL VOUCHERS & SALARIES	194,529.93

Financial Report

Tjaden moved to approve the financial report as presented. Jacobsen seconded the motion. All votes aye.

Advanced Engineering and Environmental Services

Kevin Smith from AE2 Engineering spoke regarding taking samples/cores from 2 city streets near Pam Schweitzer's house on 5th Street and Juniper Street. AE2 is looking for what might be causing drainage issues at Ms. Schweitzer's house. Council agreed to issue a permit to AE2 Engineering once the paperwork is complete.

Board of Adjustments

Waltner moved that the Freeman City Council go into Board of Adjustment at 6:45 pm. Tjaden seconded the motion. All votes aye. The Council was declared in session as Board of Adjustment.

Variance Request – 723 S Poplar Street

The Board of Adjustment reviewed the application of a variance filed by Braden and Elizabeth Anderson for an insufficient front yard setback for a front porch addition.

Braden and Elizabeth Anderson requested a front yard setback of 17' for the front porch addition.

In order for a variance to be approved, the board shall base its findings on evidence presented in the application, comments received from adjacent property owners and to make an affirmative decision, it must determine that the proposed variance will meet the following conditions:

- a) Denial of the variance would result in hardship to the property owner due to physical characteristics of the site;
- b) The conditions upon which an application for a variance is based are unique to the property for which the variance is sought;
- c) The petition for a variance is not based exclusively upon a desire to increase the value or income potential of the property;
- d) The granting of the variance will not be detrimental to the public welfare or injurious to the other property or improvements in the neighborhood in which the property is located.
- e) The proposed variance will not jeopardize the intent and general and specific purposes of the variance ordinance.

Upon finding that the above conditions have been met, Tjaden moved for the Board of Adjustments to approve the variance of the property located at 723 S Poplar Street, City of Freeman for a front yard variance of 8' for a setback of 17' from the property line. Saarie seconded the motion. Roll call votes aye: Jacobsen, Tjaden, Uecker, Saarie, Waltner, Gering, and Walter. No votes: none. Motion carries 7-0.

Rezoning Hearing – 204 E 2nd Street

Tjaden informed the council that the rezoning was pulled at the Planning & Zoning committee meeting and it recommended for Conditional Use. Tjaden said the neighbors were ok with boarding of pets with certain conditions met so the hearing for the conditional use will be coming in the near future.

Waltner declared the Board of Adjustment adjourned at 6:49 pm.

Brosz Engineering Update

Eric Prunty informed the council that Steve Kors, who did the previous survey for the city along Cedar Street, is no longer an employee of theirs. Prunty said the survey was incorrect and Brosz will be pulling the stakes and will refund the city for the fees charged for the service.

Prunty informed the council that he was reviewing flood maps proposed by FEMA and they align very closely with the drainage maps Brosz had previously done. The FEMA maps will have an impact on developing the land.

Public Comment

Blaine Saarie said he spoke with Doc’s regarding their construction. Amy Cummings updated the council on the plans for adding a rentable living space above Doc’s. She also is looking at remedies for the garbage cans and grease containers so they aren’t on the sidewalk along Railway Street. Cummings said the air conditioner on the sidewalk is temporary with the construction is being done and will be moved permanently by October 1st, 2020. Cummings also updated the council on meeting the requests for adjacent business owner approval and event insurance for the Chislic Block Party.

Freeman Community Transit Donation Request

Council reviewed the annual funding request from the Freeman Community Transit. Council agreed it is a good service and plans to add the funding request to the budget for next year.

Special Event Alcoholic Beverage License

The Council considered the application for a one day alcoholic beverage license submitted by the following:

One day on-sale malt beverage license for Saturday, August 15, 2020

Application of:	Location of:
Freeman Fire Department	Swimming Pool Park
	115 N Wipf Street
	Freeman, SD 57029

No persons were at the meeting to show rejection of this application. Tjaden moved to approve the one day beverage license for Saturday, August 15, 2020. Jacobsen seconded the motion. Roll call: all votes aye.

Cares Act Receipt of Funds Resolution

Tjaden moved to approve the Cares Act Resolution. Uecker seconded the motion. All votes aye.

City of Freeman Resolution #2020-04

A RESOLUTION AUTHORIZING THE EXECUTION OF CONTRACTUAL DOCUMENTS WITH THE STATE OF SOUTH DAKOTA FOR THE RECEIPT OF CARES ACT FUNDS TO ADDRESS THE COVID-19 PUBLIC HEALTH CRISIS

WHEREAS, pursuant to section 5001 of the Coronavirus Aid, Relief, and Economic Security Act, Pub. L. No. 116-136, div. A, Title V (Mar. 27, 2020) (the “CARES Act”), the State of South Dakota has received federal funds that may only be used to cover costs that: (a) are necessary expenditures incurred due to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19); (b) were not accounted for in the budget most recently approved as of March 27, 2020, for the State of South Dakota; and (c) were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020; and

WHEREAS, the City of Freeman acknowledges that the State of South Dakota, in its sole discretion, may retain full use of these funds for the purposes delineated in the CARES Act; and

WHEREAS, the City of Freeman acknowledges that in order to provide financial assistance to counties and municipalities in South Dakota, the State of South Dakota, in its sole discretion, may allocate CARES Act funds Act on a statewide basis to reimburse counties and municipalities as delineated herein; and

WHEREAS, the City of Freeman seeks funding to reimburse eligible expenditures incurred due to the public health emergency with respect to COVID-19; and

WHEREAS, the City of Freeman acknowledges that any request for reimbursement of expenditures will only be for expenditures that were not accounted for in the budget for the City of Freeman most recently approved as of March 27, 2020; and

WHEREAS, the City of Freeman acknowledges that it will only seek reimbursement for costs incurred during the period that begins on March 1, 2020, and ends on December 30, 2020;

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Freeman that the Mayor of Freeman may execute any and all documents as required by the State in order to receive CARES Act funds.

It is further

RESOLVED that any request for reimbursement will be only for those costs authorized by the State that: (1) Are necessary expenditures incurred due to the public health emergency with respect to COVID-19; (2) Were not accounted for in the City budget most recently approved as of March 27, 2020; and (3) Were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020.

It is further

RESOLVED that the City will not request reimbursement from the State under the CARES Act for costs for which the City previously received reimbursement, or for which the City has a reimbursement request pending before another source.

Approved and adopted this 13th day of July, 2020.

Michael Walter, Mayor
City of Freeman, South Dakota

ATTEST:

Adam Van Ningen, Finance Officer
City of Freeman, South Dakota

(SEAL)

Ordinance 2020-05

Jacobsen moved to give second reading and adopt to Ordinance 2020-05, an ordinance to repeal Ordinance 2020-02 and subsequent Ordinance 2020-03 regarding Coronavirus (COVID-19). Saarie seconded the motion. Roll call: all votes aye.

ORDINANCE NO. 2020-05

AN ORDINANCE REPEALING ORDINANCE 2020-02 AND SUBSEQUENT ORDINANCE 2020-03 REGARDING CORONAVIRUS (COVID-19)

WHEREAS, the City of Freeman has the authority pursuant to SDCL 9-29-1 and 9-32-1 to pass ordinances for the purpose of promoting the health, safety, morals and general welfare, of the community and the promotion of health and the suppression of disease; and

WHEREAS, due to an outbreak of the disease COVID-19, caused by the novel coronavirus, was confirmed in the United States and South Dakota, the City of Freeman passed Ordinance 2020-02 and subsequent Ordinance 2020-03; and

WHEREAS, Governor Kristi Noem has subsequently issued Executive Order 2020-12, which Order establishes guidelines for South Dakotan's generally, as well as all South Dakota employers, "enclosed retail businesses that promote public gatherings", healthcare organizations and municipal governments; and

WHEREAS, cases of COVID-19 have been confirmed in several counties in South Dakota, but such cases have not overwhelmed South Dakota medical facilities; few cases have been reported in Hutchinson County, and

WHEREAS, the White House has now issued reopening guidelines regarding the operation of bars, restaurants and other indoor and outdoor venues where people congregate;

NOW THEREFORE, BE IT ORDAINED, by the City Council of the City of Freeman that effective immediately, ordinance 2020-02 and subsequent ordinance 2020-03 shall be and is repealed.

Dated this 13th day of July, 2020.

CITY OF FREEMAN

Michael Walter, Mayor

ATTEST:

Adam Van Ningen, Finance Officer

1st reading: June 22, 2020
2nd reading: July 13, 2020
Published: July 23, 2020
Effective: August 11, 2020

(SEAL)

1st Reading Ordinance 2020-06 – Golf Course

Council gave 1st reading to Ordinance 2020-06 an ordinance to add Chapter 13.5 to establish a Golf Course Board of Directors.

Council discussed the 6 member board and 1 voting council member. Council also discussed hiring a consultant and the need for a sander.

Tjaden moved to authorize the Mayor negotiate with the consultant on a price for a contract for the remainder of 2020. Uecker seconded the motion. Roll call: all votes aye.

Audit Report Accepted

Council reviewed the letter from the Department of Legislative Audit accepting the 2019 audit.

Police Report

Council reviewed Police Chief McCormick's report. The police department will be focusing on enforcing the weeds and grass ordinance.

Other Business

Waltner would like someone to help at the recycle center and rubble site.

Jacobsen received a request to open the restrooms at Lions Park. City restrooms will be opened soon.

Jacobsen said chip sealing has been done and street sweeping will be done this week.

Jacobsen said he is still working on a solution for the 911 antenna.

Saarie received a request for sewer hookups at the campground.

Tjaden requested, due to the water tower maintenance, that residents only water between 8:00 pm and 6:00 am or water restrictions will need to be put in place.

Gering said the sewer control unit was replaced due to a power surge.

Uecker is working on the flood plain issues in the Waltner Addition.

Mayor Walter would like "No Parking" signs put back up along 7th St between Juniper and Hofer's house.

Next Meeting

The next regular meeting will be Monday, July 27, 2020 at 6:30 pm at City Hall.

Executive Session

Waltner moved to go into Executive Session at 8:19 pm pursuant to SDCL 1-25-2(1) Personnel.

Jacobsen seconded the motion. All votes aye. Waltner declared out of executive session at 8:31 pm.

Waltner moved to add part-time Recycle Center/Rubble Site Operator to Brian Skinner's duties at his same current rate of pay. Jacobsen seconded the motion. All votes aye.

Adjournment

Tjaden moved to adjourn at 8:31 pm. Saarie seconded the motion. All votes aye.

Adam Van Ningen, Finance Officer

Michael Walter, Mayor

Council Minutes
Regular Session
Monday, July 27, 2020

The Council of the City of Freeman met in regular session on Monday, July 27, 2020 at 6:30 pm at the Freeman City Hall. Mayor Michael Walter presided and the following members were present: Charles Gering, Blaine Saarie, Clifford Tjaden, Doug Uecker, and Charly Waltner. Absent was Terry Jacobsen. Also attending were Finance Officer Adam Van Ningen and Jeremy Waltner from the Freeman Courier. Also in attendance were Shane Vetch, Carol Eisenbeis, Duane Walters, and Kirk McCormick. Guests were also in attendance via teleconference.

Minutes of the July 13, 2020 Regular Meeting

Waltner noted the meeting was held at City Hall. Waltner moved to accept the July 13, 2020 regular session minutes as amended. Tjaden seconded the motion. All votes aye.

Special Event Permit – Movie on Main Street

Shane Vetch spoke regarding the changes to the Movie on Main Street for 2020 due to the current pandemic. Vetch requested use of the library bathrooms as has been done in the past and council agreed. Saarie moved to approve the Special Event Permit for August 16, 2020 as presented. Uecker seconded the motion. All votes aye.

Freeman Community Transit Request

Carol Eisenbeis spoke on behalf of the Freeman Community Transit. They are requesting the continued use of the old fire station for their Freeman fleet of vehicles for the upcoming winter since they are still awaiting a response for their grant request to build a garage facility in Freeman. Council agreed to allow the transit service to house their vehicles in the same space for the 2020/2021 winter.

Public Comment

None

Ordinance 2020-06

Tjaden moved to give second reading and adopt to Ordinance 2020-06, an ordinance to establish a golf course board of directors. Uecker seconded the motion. Roll call: all votes aye.

ORDINANCE 2020-06

AN ORDINANCE ADDING CHAPTER 13.5 OF THE REVISED
ORDINANCES OF THE CITY OF FREEMAN (1990), HUTCHINSON COUNTY,
SOUTH DAKOTA FOR THE GOLF COURSE

Be it ordained by the City of Freeman, Hutchinson County, South Dakota

TITLE 13 – LIBRARY AND GOLF COURSE

13.5101

Valley View Golf Course Board of Directors, Appointments

The Valley View Golf Course board of directors is made up of three members that are residents from within the City limits, two members that are members of the golf course, and one resident from within the City limits. These directors shall serve staggered 3-year terms beginning on January 1 of the corresponding year. Directors are appointed by the City Council. One City Council representative shall serve as a liaison between the Council and golf course, attending board meetings as a voting member and the Mayor shall serve as a non-voting member.

- 13.5102** Valley View Golf Course Directors, Duties
Directors shall meet and organize by electing from the members a president. They shall make all necessary rules and regulations pertaining to the use and direction of the golf course and clubhouse within the budget of the City of Freeman.

- 13.5103** Duties of City Finance Officer
The City Finance Officer is hereby declared to be the treasurer of the funds belonging to and under the control of said public golf course. It shall also be the duty of said City Finance Officer to keep all funds derived from the levy for the support of said public course in a separate fund apart from all other funds in his hands or under his control.

- 13.5104** Report of Directors
Said public golf course directors shall submit to the City Council of Freeman an annual report each year for the approval, information and guidance of said City Council.

Dated this 27th day of July, 2020.

(SEAL)

Michael Walter, Mayor

ATTEST:

First Reading: July 13, 2020
Second Reading: July 27, 2020
Published: August 6, 2020
Effective Date: August 25, 2020

Adam Van Ningen, Municipal Finance Officer

Golf Course Board of Directors

Council reviewed the list for the Board of Directors at the golf course. Council agreed to who the members where but requested the term for each of the members before final approval.

Development & Marketing Report

Council reviewed the report prepared by Carol Eisenbeis. Doug Uecker spoke regarding work with FEMA on flood maps and is waiting to find a determination on how much fill is needed for the Waltner Addition. Uecker also discussed a meeting with USDA and has been reading about opportunities for small towns due to the current pandemic.

Other Business

Waltner said he told of the pool being closed one evening for a private event and asked if it should be allowed. Council would like future private event requests to come to the council for approval.

Waltner would like staff to spray for weeds around city properties.

Saarie said he went to the recycle center and is looking for ways to market the materials. Also, it was requested to have recycle containers at the community center.

Saarie raised concerns he received about bulk water. Duane Walters said it is temporary and will be moved soon. Also, Donovan Friesen would like to remind people not to drive on his property when getting bulk water.

Gering received concerns regarding the smell from the irrigation ponds. The discharge is now complete.

Gering said the house on Cedar is scheduled to be removed after the water tower project is complete.

Uecker would like to see the drainage by city hall get fixed. It may be part of a bigger project.

Mayor Walter said he saw a baby raccoon on 7th & Cherry Street this morning. Residents need to remove any uninhabited or dilapidated buildings to keep unwanted animals out of town.

Walter said he was reviewing the budget for 2021 and would like to use the City's excess funds for an infrastructure project to renovate Main Street from 5th Street to North County Road. Council will look into grants to help with cost.

Walter would also like to pay off some outstanding loans so we don't keep paying interest.

Uecker said the 911 repeater has been moved to the golf course. The repeater is planned to move back to the water tower once the project is complete.

Tjaden asked about the request from Hutchinson County about paying for 211 service and didn't understand their formula. Staff will follow up with Hutchinson County.

Next Meeting

The next regular meeting will be Monday, August 10, 2020 at 6:30 pm at City Hall.

Executive Session

Waltner moved to go into Executive Session at 7:55 pm pursuant to SDCL 1-25-2(1) Personnel. Tjaden seconded the motion. All votes aye. Waltner declared out of executive session at 8:22 pm.

Hire Seasonal Clubhouse Worker

Saarie moved to hire Chelsey Tate as Seasonal Clubhouse Worker at \$12.00 per hour. Tjaden seconded the motion. All votes aye.

Adjournment

Waltner moved to adjourn at 8:23 pm. Uecker seconded the motion. All votes aye.

Adam Van Ningen, Finance Officer

Michael Walter, Mayor

Council Minutes
Regular Session
Monday, August 10, 2020

The Council of the City of Freeman met in regular session on Monday, August 10, 2020 at 6:30 pm at the Freeman City Hall. Mayor Michael Walter presided and the following members were present: Charles Gering, Terry Jacobsen, Blaine Saarie, Clifford Tjaden, Doug Uecker, and Charly Waltner. Also attending were Finance Officer Adam Van Ningen and Jeremy Waltner from the Freeman Courier. Also in attendance were Erin Lachman, Chad Soulek, Jeff Buechler, Carol Eisenbeis, Kirk McCormick, and Duane Walters.

Minutes of the July 27, 2020 Regular Meeting

Waltner moved to accept the July 27, 2020 regular session minutes as presented. Jacobsen seconded the motion. All votes aye.

Vouchers & Salaries

Tjaden moved to approve the vouchers and salaries listed below. Uecker seconded the motion. Roll call: all votes aye.

PAYROLL - COUNCIL	3,694.00	GOLDEN WEST, telephone service	531.30
PAYROLL - FINANCE	2,288.14	HAWKINS INC, supplies	3,133.25
PAYROLL - MARKETING	3,400.50	HYDRO KLEAN, manhole rehab	19,091.70
PAYROLL - GOV'T BUILDING	309.03	JACKS UNIFORMS, supplies	132.99
PAYROLL - POLICE	8,290.01	JAMBOREE FOODS, supplies	26.37
PAYROLL - DRIVERS LICENSING	152.78	JOHNSON BROTHERS, liquor	84.50
PAYROLL - STREETS	2,184.10	KEPPS, food for resale	464.00
PAYROLL - SEWER	5,502.01	KNODEL CONTRACTORS, base course	2,654.81
PAYROLL - REFUSE	3,631.12	KOERNER CONSTRUCTION, street sawing	4,591.85
PAYROLL - RECYCLE	3,356.22	LAWNS UNLIMITED, spraying	1,893.80
PAYROLL - WATER	5,693.95	MATHESON TRI GAS, supplies	64.34
PAYROLL - AMBULANCE	2,692.88	MERCHANTS STATE BANK, loan pymt	1,778.66
PAYROLL - PARK/POOL	12,164.21	METTLER FERTILIZER, supplies	31.92
PAYROLL - GOLF COURSE	21,552.69	MOLLIE HUBER, deposit refund	100.00
PAYROLL - LIBRARY	5,316.87	MR G'S TIRES, repairs	144.00
PAYROLL - COMMUNITY CENTER	117.11	NAPA, repairs	335.97
PAYROLL - PLANNING & ZONING	507.90	NORTHERN TRUCK & EQUIP, repairs	75.22
MERCHANTS STATE BANK, 941 deposit	19,320.07	NORTHWESTERN ENERGY, electric & gas	9,837.92
SD RETIREMENT	7,184.70	ONE OFFICE SOLUTION, supplies	110.72
WELLMARK, health insurance	12,222.85	PACE PAYMENT SYSTEM, credit card processing	20.00
ACH FEES, payroll & utilities	40.00	PITNEY BOWES, postage	604.50
ACUSHNET COMPANY, materials for resale	473.00	PITNEY BOWES, postage meter lease	143.55
AFLAC, employee insurance	464.39	PITNEY BOWES, suplies	80.74
AMAZON, library supplies books & videos	2,282.07	PLUNKETT'S, pest control	1,560.04
APPEARA, rugs	203.44	PORTA PROS, portable toilet rental	143.00
AUTOMATIC SYSTEMS CO, repairs	4,776.20	REINHART FOODS, food	3,000.43
AVERA SACRED HEART, testing	136.00	REPUBLIC NATIONAL BEVERAGE, liquor	108.50
BEAL DISTRIBUTING, beer	1,158.45	RONNIE DUFFEL, deposit refund	72.23
BOLTES SUNRISE SERVICE, roll off	402.86	SAARIE AUTO BODY, repairs	820.00
B-Y WATER, water purchase	9,082.22	SANITATION PRODUCTS, repairs	754.36
B-Y WATER INTEREST	3,168.00	SCHMIDT COUNTRY, repairs	38.72
C & B OPERATIONS, sander & repairs	17,580.52	SD DEPT OF HEALTH, testing	36.00
CAROL EISENBEIS, mileage reimb	168.17	SD DEPT OF PUBLIC SAFETY, license renewals	511.00
CENTURY BUSINESS PRODUCTS, copier	142.39	SD DEPT OF REVENUE, sales tax	3,112.14
CHESTERMAN COMPANY, drinks	667.29	SD MUNICIPAL LEAGUE, workshop	50.00
CITY OF FREEMAN, utilities	41.00	SECOND CENTURY, publishing	937.20
CITY OF MITCHELL LANDFILL, garbage fees	3,669.12	SOUTH DAKOTA GOLF ASSOC, memberships	198.00
CONTINENTAL RESEARCH, supplies	252.12	SOUTHEASTERN ELECTRIC, electric	1,448.31
CORE & MAIN, supplies	907.62	SQUARE, monthly subscription	35.00

DAKOTA BEVERAGE, beer	832.20	SPENCER QUARRIES, chip rock	4,947.07
DAKOTA PUMP, equipment	1,136.35	STERN OIL, fuel	249.50
DAKOTA RESOURCES, conference	75.00	SUPERIOR TECH PRODUCTS, supplies	2,649.00
DEERE CREDIT, INC, lease pymt	790.03	TOTAL STOP, fuel	1,363.26
DIESEL MACHINERY, repairs	830.94	TREE CITY LIONS CLUB, reimbursement	100.00
FARMERS ALLIANCE - CHS, fuel	1,438.28	VERIZON WIRELESS, cell phones	198.30
FENSEL'S ELECTRIC, supplies	660.33	WALTNER MEDIA, website maint	70.00
FENSELS GREENHOUSE, tree	186.00		
FREEMAN INTERNATIONAL, repairs	213.44		
FREEMAN LUMBER, supplies	512.60		
FREEMAN REGIONAL HEALTH, amb salary	552.64	VOUCHERS	164,171.08
FREEMAN SHOPPING CENTER, supplies	766.62	SALARIES	80,853.52
FREEMAN SUMMER REC, donation	3,500.00	TOTAL VOUCHERS & SALARIES	245,024.60

Financial Report

Uecker moved to approve the financial report as presented. Saarie seconded the motion. All votes aye.

Board of Adjustments

Waltner moved that the Freeman City Council go into Board of Adjustment at 6:32 pm. Tjaden seconded the motion. All votes aye. The Council was declared in session as Board of Adjustment.

Conditional Use Request – 204 E 2nd Street

The Board of Adjustment reviewed the application of a conditional use filed by Ray Wipf to allow pet boarding for Lori's Pet Grooming.

In order for a conditional use permit to be approved, the board shall base its findings on evidence presented in the application, comments received from adjacent property owners and to make an affirmative decision, it must determine that the proposed conditional use will meet the following standards:

- a) It will in no way endanger public health, safety, comfort, and general welfare;
- b) It will not be injurious to the enjoyment of other property in the immediate vicinity;
- c) The establishment of the conditional use will not impede the orderly development and improvement of other nearby property for the uses permitted in the district;
- d) Adequate utilities, access roads, drainage, and other necessary site improvements have been or are being provided;
- e) Adequate measures have been or will be taken to provide ingress and egress so designed as to minimize traffic congestion and traffic hazards on public streets; and
- f) It will conform to the applicable regulations of the district in which it is to be located.

Upon finding that the above conditions have been met, Tjaden moved for the Board of Adjustments to approve the conditional use of the property located at 204 E 2nd Street, City of Freeman for boarding of animals with the conditions of: animals only allowed outside between the hours of 7:00 am and 9:00 pm, must use environmentally safe products for cleaning of waste, must be cleaned regularly, area must be fenced, and excessive barking dogs must be returned to boarding area or a bark collar must be applied. Saarie seconded the motion. Roll call votes aye: Jacobsen, Tjaden, Uecker, Saarie, Waltner, Gering, and Walter. No votes: none. Motion carries 7-0.

Tjaden declared the Board of Adjustment adjourned at 6:35 pm.

FCDC Property on Main Street Discussion

Jeff Buechler spoke for the Freeman Community Development Corporation. FCDC adopted a policy to charge for use of the land on Main Street that was given to them from the City of Freeman. Buechler inquired about any stipulations on the use of the land when it was donated from the city. The council agreed that the land was given to use as the FCDC mission states.

Water Meter Autoread System – Core & Main

Representatives from Core & Main discussed the process the city is currently using to read water meters and the possibility of upgrading the system so that the meters can be read from an antenna and sent

directly to the city office. The upgraded system would allow the office personnel the ability to do the meter reading from their computers without the need of additional staff to go by each house to read all the meters in town. It would also allow the city to install water meters that can shut water off remotely if desired as well as detect leaks on a daily basis instead of monthly. Council would like to see a more firm cost to install the system.

Fire Department - Ribfest

The Fire Department requested free use of the swimming pool on Saturday, August 15, 2020 during the ribfest cookoff. Council agreed to grant free use of the swimming pool. The fire department also discussed options for carry-out/drive-thru to allow for the sale of ribs by social distancing.

Public Input

None

Library Grant Request

Tjaden moved to allow the library to apply for a grant for a 48 hub switch and 4 new computers. Jacobsen seconded the motion. Roll call: all votes aye.

Approve Golf Course Board of Directors

Tjaden moved to approve the Golf Course Board of Directors as presented. Saarie seconded the motion. Roll call: all votes aye.

Veterans Memorial Sprinkler System

Waltner moved to approve Lawns Unlimited to add on to the sprinkler at the Veterans' Memorial to include the boulevard for the estimate of \$1,938.78. Jacobsen seconded the motion. Roll call: all votes aye.

Freeman Athletic Association

Tjaden moved to approve the donation to the Freeman Athletic Association of \$3,991.09 for insurance and an additional \$1,000 donation. Saarie seconded the motion. Roll call: all votes aye.

Housing Inspector Appointment

Mayor Walter talked to the city attorney to find out what needed to be done to start condemning buildings in town that were of disrepair. Attorney Fink's recommendation was to hire a Housing Inspector. Gering looked into the process needed to get a property to comply with the nuisance ordinance. Concern was raised about the cost of having a house condemned.

Waltner moved to hire Randy Koerner as Housing Inspector. Uecker seconded the motion. Roll call aye votes: Saarie, Waltner, Jacobsen, Tjaden, and Uecker. No votes: Gering. Motion passes 5-1.

Water Tower Brackets

Council discussed the cost of putting magnetic brackets on the water tower to hold cables for any antennas placed on the water tower. After discussion a new bid will be needed.

Police Report

Council reviewed Police Chief McCormick's report. The police department will send a list of all trees that aren't in compliance to a contractor to remove the tree branches. The speed trailer will be set up as school resumes soon.

Other Business

Mayor Walter asked the council to review the budget since the first reading will be coming soon.

Waltner asked if it was ok to use the council room and community center meeting room for library since their conference room was still full of office equipment. Council agreed to allow use of both.

Mayor Walter asked maintenance to look into repairs along 6th Street.

Saarie said insulation is going to be installed into the shed at the rubble site.

Saarie said the car wash is looking into pouring approaches and wanted to get the council's feeling on it.

Saarie would like to order recycling containers for the community center and city hall. Council agreed.

Tjaden would like the crosswalks on 6th Street painted prior to school starting.

Gering said a 2010 sewer jetter was coming up for auction in Madison and would like to bid on it. Council agreed to bid up to \$15,000.

Uecker obtained a map from FEMA showing the ground elevation vs flood elevation for the Waltner Addition. The map was given to FCDC, along with the rules for building in the flood plain.

Mayor Walter asked if the council wanted to continue paying interest on outstanding loans. Council wanted a listing of payoff amounts.

Next Meeting

The next regular meeting will be Monday, August 24, 2020 at 6:30 pm at City Hall.

Adjournment

Tjaden moved to adjourn at 8:32 pm. Waltner seconded the motion. All votes aye.

Adam Van Ningen, Finance Officer

Michael Walter, Mayor

Council Minutes

Regular Session

Monday, August 24, 2020

The Council of the City of Freeman met in regular session on Monday, August 24, 2020 at 6:30 pm at the Freeman City Hall. Mayor Michael Walter presided and the following members were present: Charles Gering, Terry Jacobsen, Blaine Saarie, Clifford Tjaden, Doug Uecker, and Charly Waltner. Also attending was Finance Officer Adam Van Ningen. Also in attendance were Randy Koerner, Carol Eisenbeis, Kirk McCormick, and Duane Walters.

Minutes of the August 10, 2020 Regular Meeting

Waltner moved to accept the August 10, 2020 regular session minutes as presented. Jacobsen seconded the motion. All votes aye.

Public Input

None

Loan Payoff Discussion

Council discussed paying off outstanding loans.

Tjaden moved to pay off the golf course lease purchase, mower lease, and 6th Street SRF loan. Jacobsen seconded the motion. Roll call: all votes aye.

Street Concrete Repair Bids

Randy Koerner prepared bids to repair concrete along the north side of 5th Street by Garden Apartments, which has sunk about 6". He also had a bid to repair concrete by City Hall and make the approach ADA compliant.

Jacobsen moved to approve the bids from Randy Koerner for both projects for the bid price of \$8,427.57. Uecker seconded the motion. Roll call: all votes aye.

Budget Discussion

Council discussed items for the upcoming budget like updating the campground and bathhouse, tennis courts, grapple forks, sewage pump, and manhole lifts. A committee will meet on August 26th to balance the budget for 2021.

1st Reading Ordinance 2020-07 – Supplemental Budget

Council gave 1st reading to Ordinance 2020-07 an ordinance to amend the budget ordinance 2019-07 for the purchase of a garbage truck.

1st Reading Ordinance 2020-08 – Vegetation

Council gave 1st reading to Ordinance 2020-08 an ordinance to amend the notice to destroy weeds or clear unhealthful vegetation ordinance.

1st Reading Ordinance 2020-09 – Water Regulations

Council gave 1st reading to Ordinance 2020-09 an ordinance to amend the water regulations.

1st Reading Ordinance 2020-10 – Nuisance Buildings

Council gave 1st reading to Ordinance 2020-10 an ordinance to amend the nuisance buildings ordinance.

Development & Marketing Report

Council reviewed the report prepared by Carol Eisenbeis. Uecker updated the council on meetings with District III and FCDC.

Other Business

Uecker updated the council on the Ambulance service and their desire to raise fees. Uecker said they are looking for grants to purchase new equipment for the ambulance service. Also, the ambulance is due for a new vehicle next year but due to the condition of the current vehicles they are going to put off making that purchase until a different vehicle is needed.

Uecker said the door to the police station will be looked at by Freeman Lumber.

Jacobsen discussed drainage near Cherry Street and Well Street.

Mayor Walter would like city workers to stripe Main Street by Black Widow.

Saarie said Jay Hofer would like to use a portion of the old fire station for darts on a weekly basis. Council denied the request.

Tajden asked about dead trees in the parks. They are marked so they can be removed after the leaves fall.

Tjaden said District III has more features available on GIS for mapping water/sewer lines, fire hydrants, etc.

Duane Walters is getting estimates for repairs to 6th Street and will bring to a future council meeting.

Eisenbeis updated the council on a meeting she attended on Economic Development in rural areas.

Next Meeting

The next regular meeting will be Monday, September 14, 2020 at 6:30 pm at City Hall.

Adjournment

Waltner moved to adjourn at 8:20 pm. Uecker seconded the motion. All votes aye.

Adam Van Ningen, Finance Officer

Michael Walter, Mayor

Council Minutes
Regular Session
Monday, September 14, 2020

The Council of the City of Freeman met in regular session on Monday, September 14, 2020 at 6:30 pm at the Freeman City Hall. Mayor Michael Walter presided and the following members were present: Charles Gering, Terry Jacobsen, Blaine Saarie, Clifford Tjaden, Doug Uecker, and Charly Waltner. Also attending were Finance Officer Adam Van Ningen and Jeremy Waltner from the Freeman Courier. Also in attendance were Greg & Stet Mutchelknaus, Denise Schild, Craig & Kim Paulson, Nanci Paulson, Terry Lundblade, Tina Saylor, Bill Tyler, Diane Myers, Jake Rempfer, Chad Hanson and Charles Bausch from Core & Main, Carol Eisenbeis, Kirk McCormick, and Duane Walters.

Minutes of the August 24, 2020 Regular Meeting

Waltner moved to accept the August 24, 2020 regular session minutes as presented. Uecker seconded the motion. All votes aye.

Vouchers & Salaries

Tjaden moved to approve the vouchers and salaries listed below. Saarie seconded the motion. All votes aye.

PAYROLL - FINANCE	1,575.05	GOLDEN WEST, telephone service	1,271.61
PAYROLL - MARKETING	2,156.47	HUTCHINSON COUNTY HWY DEPT, streets	35,615.99
PAYROLL - GOV'T BUILDING	255.47	J P COOKE COMPANY, supplies	69.00
PAYROLL - POLICE	5,064.18	JAMBOREE FOODS, supplies	19.58
PAYROLL - DRIVERS LICENSING	262.83	JOHNSON BROTHERS, liquor	164.85
PAYROLL - STREETS	1,288.90	JUNIOR LIBRARY GUILD, subscriptions	919.10
PAYROLL - SEWER	3,442.66	KNODEL CONTRACTORS, asphalt	2,510.60
PAYROLL - REFUSE	2,280.32	KOERNER CONSTRUCTION, street repairs	18,592.67
PAYROLL - RECYCLE	2,300.45	LAWNS UNLIMITED, spray	3,050.11
PAYROLL - WATER	3,333.13	MAGUIRE IRON, asset management	49,543.00
PAYROLL - AMBULANCE	2,098.14	MATHESON TRI GAS, supplies	64.34
PAYROLL - PARK/POOL	4,668.63	MERCHANTS STATE BANK, loan pymt	1,778.67
PAYROLL - GOLF COURSE	13,221.58	MERCHANTS STATE BANK, loan payoff	284,507.83
PAYROLL - LIBRARY	3,679.37	METTLER FERTILIZER, supplies	388.61
PAYROLL - COMMUNITY CENTER	31.40	MIDWEST RADAR EQUIPMENT, testing	80.00
MERCHANTS STATE BANK, 941 deposit	11,853.85	MIDWEST TURF & IRRIGATION, supplies	165.60
SD RETIREMENT	4,614.78	MR G'S TIRES, repairs	1,462.65
WELLMARK, health insurance	12,222.85	NAPA, repairs	305.37
ACH FEES, payroll & utilities	30.00	NORM'S THRIFTY WHITE, supplies	99.80
AFLAC, employee insurance	464.39	NORTHWESTERN ENERGY, electric & gas	11,045.49
AMAZON, library supplies books & videos	985.01	ONE OFFICE SOLUTION, supplies	167.59
APPEARA, rugs	109.66	OVERDRIVE, software	600.00
BARCO MUNICIPAL PRODUCTS, supplies	867.12	PACE PAYMENT SYSTEM, credit card processing	20.00
BEAL DISTRIBUTING, beer	1,770.80	PITNEY BOWES, postage	604.50
B-Y WATER, water purchase	9,751.97	PLUNKETT'S, pest control	89.44
B-Y WATER INTEREST	3,168.00	PORTA PROS, portable toilet rental	143.00
C & B OPERATIONS, repairs	988.55	REINHART FOODS, food	2,353.86
CARDMEMBER SERIVCE, credit card	14.06	RORY HERMSEN, food reimb	57.47
CAROL EISENBEIS, mileage reimb	221.20	S & S WILLERS, sand	956.91
CENTURY BUSINESS PRODUCTS, copier	157.60	SANFORD HEALTH CENTER, training	1,200.00
CHESTERMAN COMPANY, drinks	704.86	SANITATION PRODUCTS, garbage truck	289,315.00
CITY OF FREEMAN, utilities	41.00	SCHMIDT COUNTRY, supplies	25.90
CITY OF MADISON, sewer jetter	14,500.00	SD DEPT OF HEALTH, testing	335.00
CITY OF MITCHELL LANDFILL, garbage fees	3,497.28	SD DEPT OF PUBLIC SAFETY, license renewals	1,130.00
CMC EXCAVATION, repairs	1,377.55	SD DEPT OF REVENUE, sales tax	3,145.05
CORE & MAIN, supplies	1,950.00	SECOND CENTURY, publishing	342.01

DAKOTA BEVERAGE, beer	975.50	SOUTHEASTERN ELECTRIC, electric	2,370.92
DAKOTA PUMP, equipment	565.35	SQUARE, monthly subscription	72.28
DEERE CREDIT, INC, lease pymt	790.03	SPECIALTY AUTOMOTIVE, repairs	53.65
DEERE CREDIT, INC, loan payoff	26,493.44	STERN OIL, fuel	376.89
DGR ENGINEERING, surveying	8,126.70	STEVE WALTNER, library reimb	50.42
EICH LAW OFFICE, legal fees	225.00	STUCKY'S ELECTRIC, repairs	5,365.60
EMERGENCY MEDICAL PRODUCTS, supplies	778.46	TOTAL STOP, fuel	1,192.21
FARMERS ALLIANCE - CHS, fuel	3,096.97	TRUENORTH STEEL, culverts	4,593.80
FENSEL'S ELECTRIC, supplies	341.58	ULMER FARM SERVICE, culverts	3,810.20
FINK LAW OFFICE, legal fees	1,377.90	US BANK TRUST LOCKBOX, 6th street payoff	436,841.58
FREEMAN FIRE DEPT, beer repurchased	709.01	VALLEY ELECTRIC, repairs	2,099.24
FREEMAN INTERNATIONAL, repairs	107.80	VERIZON WIRELESS, cell phones	198.30
FREEMAN LUMBER, supplies	287.45	WALTNER MEDIA, website maint	133.50
FREEMAN SHOPPING CENTER, supplies	505.51	ZIMCO SUPPLY, supplies	2,198.50
		VOUCHERS	1,285,168.92
		SALARIES	45,658.58
		TOTAL VOUCHERS & SALARIES	1,330,827.50

Financial Report

Tjaden moved to approve the financial report as presented. Uecker seconded the motion. All votes aye.

Public Input

Residents attended the council meeting due to warnings and citations issued for parking violations over the last several weeks. Many discussed citations given without warnings while other said they received warnings or citations on vehicles that were recently driven. Many said their vehicles were parked in front of their house. Mayor Walter gave out his phone number and will be in contact with anyone that contacts him after he speaks with the city's attorney.

Core & Main Presentation

Core & Main distributed a quote to change the water reading software as well as upgrade the autoread hardware and some new water meters. Core & Main also showed how the software was working on a live feed from another community. Council will look into bid specs.

CMC Excavation – Water Saddle Quote

Tjaden moved to approve the CMC Excavation bid of \$1,500 per service to excavate and replace 17 water saddles along Relanto Street with a \$450 deduction per service for city workers to backfill. Saarie seconded the motion. Roll call: all votes aye.

Koerner Construction Street Repair

Jacobsen moved to approve the Koerner Construction bid of \$10,041.34 for the removal and replacement approaches on all 4 sides of Poplar and 5th Streets. Uecker seconded the motion. Roll call: all votes aye.

Ordinance 2020-07

Waltner moved to give second reading and adopt Ordinance 2020-07, an ordinance to provide supplemental appropriations for the purchase of a garbage truck. Tjaden seconded the motion. Roll call: all votes aye.

AN ORDINANCE PROVIDING FOR A
SUPPLEMENTAL APPROPRIATION
TO BUDGET ORDINANCE 2019-07

Be it ordained by the City of Freeman, Hutchinson County, South Dakota

WHEREAS the City of Freeman hereby appropriates additional dollars to the expense fund for the refuse fund in the amount of \$107,000.00.

WHEREAS additional funds are available from reserve funds, therefore the Council desires to increase the refuse fund, per accepted government accounting standards in compliance with SDCL 9-21-7;

WHEREAS the Council seeks to distribute funds for authorized uses as needed, and furthermore;

NOW THEREFORE BE ORDAINED by the Council of the City of Freeman, South Dakota that budget ordinance 2019-07 be hereby supplemented to increase the refuse fund for the purchase of a garbage truck in the amount of \$281,995.00 as necessary to meet the obligations of the municipality, shall be disbursed in accordance to the terms of this supplemental appropriation.

Dated this 14th day of September 2020

(SEAL)

SIGNED: _____
Michael Walter, Mayor

ATTEST:

Adam Van Ningen, Finance Officer

First Reading: August 24, 2020
Second Reading: September 14, 2020
Publish: September 24, 2020

Ordinance 2020-08

Uecker moved to give second reading and adopt Ordinance 2020-08, an ordinance to amend the vegetation ordinance. Saarie seconded the motion. Roll call aye votes: Tjaden, Uecker, and Saarie. No votes: Waltner and Gering. Abstain: Jacobsen. Motion passes 3-2.

AN ORDINANCE AMENDING CHAPTER 4.02 OF THE REVISED
ORDINANCES OF THE CITY OF FREEMAN (1990), HUTCHINSON COUNTY,
SOUTH DAKOTA FOR AMENDING THE VEGETATION ORDINANCE

Be it ordained by the City of Freeman, Hutchinson County, South Dakota

Chapter 4.02 of the Revised Ordinances of Freeman, (1990) is hereby amended to read as follows:

4.0203 Notice to Destroy Weeds or Clear Unhealthful Vegetation

The Chief of Police or City Administrator is hereby authorized and empowered to notify, in writing the owner of any such lot, place or area within the City (or the agent of such owner of the occupant of such premises) to cut, destroy or remove any such weeds or unhealthful vegetation, or other noxious matter found growing, lying, or located on such property (or upon the sidewalk abutting same). Such notice shall be made by either personal service or certified mail addressed to said owner, agent or occupant at his/her last known address. The City may impose a \$25.00 charge for each notification of a violation conveyed. The fee shall cover the cost of personnel services or certified mailing, letter preparation, or hand delivery to said owner or resident.

Dated this 14th day of September, 2020.

(SEAL)

Michael Walter, Mayor

ATTEST:

Adam Van Ningen, Municipal Finance Officer

First Reading: August 24, 2020
Second Reading: September 14, 2020
Published: September 24, 2020
Effective Date: October 13, 2020

Ordinance 2020-09

Council discussed amending the deposits and shut off fees. No action was taken.

Ordinance 2020-10

Uecker moved to give second reading and adopt Ordinance 2020-10, an ordinance to amend the notice and orders of nuisance buildings ordinance. Saarie seconded the motion. Roll call: all votes aye.

AN ORDINANCE AMENDING: TITLE 14, SECTION 14.0302(C)(3)

BE IT ORDAINED BY THE CITY OF FREEMAN, SOUTH DAKOTA, THAT TITLE 14, SECTION 14.0302(C)(3) – BE AMENDED AS FOLLOWS:

If the housing inspector has determined that the building or structure must be demolished, the order shall require that the building be vacated within such time as the housing inspector shall determine is reasonable (not to exceed 30 days from the date of the order), that all required permits be secured therefore within 30 days from the date of the order, and that the demolition be completed within such time as the housing inspector shall determine is reasonable.

Dated this 14th day of September, 2020.

First Reading: August 24, 2020
Second Reading and Adoption: September 14, 2020
Ayes: 6 Nays: 0 Absent: 0
Publication: September 24, 2020
Effective Date: October 13, 2020

Signed By: _____
Michael Walter, Mayor

ATTEST:

Adam Van Ningen, City Finance Officer

(Seal)

1st Reading Ordinance 2020-11 – 2021 Budget

Council gave 1st reading to Ordinance 2020-11 making appropriations and levying the property tax for the year 2021. \$2,700 will be moved from Parks to Tree City.

Police Report

Council reviewed Police Chief McCormick’s report.

Other Business

Uecker said the liquor store needed some GFI outlets installed and the door closer to be adjusted.

Uecker would like to look into airing the council meetings on channel 90. Video and audio equipment will be researched.

Uecker said they are looking into grants that are expiring soon and is looking for ideas from the council.

Tjaden said the cooler in the old fire station needs to be moved and connected to Hootz electric.

Tjaden asked about adequate exits for the pre-school located on the 2nd floor on Main Street. The fire chief will be directed to look into it.

Saarie said the new garbage truck is being used and they are working out a few small items.

Saarie inquired about the history of the 15% liquor tax.

Jacobsen updated the council on an SDML conference he attended.

Jacobsen said Duane & Cody have been working on drainage on the north side of Freeman.

Next Meeting

The next regular meeting will be Monday, September 28, 2020 at 6:30 pm at City Hall.

Executive Session

Waltner moved to go into Executive Session at 8:54 pm pursuant to SDCL 1-25-2(1) Personnel and SDCL 1-25-2(3) Pending Litigation. Saarie seconded the motion. All votes aye. Waltner declared out of executive session at 9:55 pm.

Easement Discussion

Tjaden moved to approve the mayor to sign the ingress and egress easement on Outlot 44B, City of Freeman, Hutchinson County, SD. Uecker seconded the motion. Roll call aye votes: Saarie, Waltner, Jacobsen, Tjaden, and Uecker. No votes: Gering. Motion passes 5-1.

Tjaden moved to approve the mayor to sign a drainage easement with Kenneth S. and Audra K. Eberts once the easement is finalized by City Attorney Fink. Gering seconded the motion. Roll call: all votes aye.

Adjournment

Waltner moved to adjourn at 9:58 pm. Tjaden seconded the motion. All votes aye.

Adam Van Ningen, Finance Officer

Michael Walter, Mayor

Council Minutes
Regular Session
Monday, September 28, 2020

The Council of the City of Freeman met in regular session on Monday, September 28, 2020 at 6:30 pm at the Freeman City Hall. Mayor Michael Walter presided and the following members were present: Charles Gering, Blaine Saarie, Clifford Tjaden, Doug Uecker, and Charly Waltner. Absent was Terry Jacobsen. Also attending was Finance Officer Adam Van Ningen. Also in attendance were Deb Beier, Carol Eisenbeis, Kirk McCormick, and Duane Walters.

Minutes of the September 14, 2020 Regular Meeting

Waltner moved to accept the September 14, 2020 regular session minutes as presented. Saarie seconded the motion. All votes aye.

Public Input

None

Community Center Use

Council discussed the use of the community center for walking, wrestling, and basketball. Council wanted Jacobsen to be present before acting on anything. Deb Beier suggested the city charge a flat fee for curtain use due to accuracy of self-reporting the number of curtains used. Council will discuss further at the next meeting.

Resolution 2020-05 – Multi-Jurisdiction Pre-disaster Mitigation Plan

Tjaden moved to approve resolution 2020-05 as presented. Waltner seconded the motion. Roll call: all votes aye.

RESOLUTION 2020-05

A resolution of the City Council of Freeman declaring its support for, and adoption of, the Hutchinson County Multi-Jurisdiction Pre-Disaster Mitigation Plan.

WHEREAS a Pre-Disaster Mitigation Plan for Hutchinson County (the Plan) has been developed; and

WHEREAS the City of Freeman participated in the development of the Plan; and

WHEREAS the Plan will be used as a disaster mitigation planning tool as deemed appropriate by the Freeman City Council.

NOW THEREFORE BE IT RESOLVED that the Freeman City Council hereby adopts and supports the Plan, and will take action to ensure that the Plan is implemented.

Adopted and approved this 28th day of September 2020.

SIGNED: _____
Mr. Michael Walter, Mayor of Freeman

ATTEST: _____
Mr. Adam Van Ningen, Municipal Finance Officer

(SEAL)

USDA Rural Development Grant Application

Uecker moved to approve the Mayor to sign the USDA grant application for ambulance Lifepak Defibrillators. Tjaden seconded the motion. Roll call: all votes aye.

Drainage at Fensel’s Property

Council discussed putting together a drainage easement at the Fensel’s property by the arboretum. Deb Beier asked if some of the ditching may be on Freeman Academy’s property. City workers will flag a route for the drainage and will involve Freeman Academy and Fensel’s on the proposed route and easement.

Ambulance Fee Structure and EMT Pay Schedule

Doug Uecker discussed the fee structure for the city’s ambulance service as well as EMT pay. Uecker said the city can charge more for calls because insurance companies are willing to pay more than what we are currently charging.

Uecker moved to amend the basic emergency load fee to \$800, advanced life support load fee to \$1,000, and loaded mileage fee to \$20 per mile and to increase the EMT call-out pay to \$50 per local call and \$80 per transfer call. Tjaden seconded the motion. Roll call: all votes aye.

Ordinance 2020-11

Waltner moved to give second reading and adopt the budget ordinance 2020-11 for 2021. Tjaden seconded the motion. Roll call: all votes aye.

**Ordinance 2020-11
Second Reading of Budget Ordinance
Fiscal Year 2021**

An ordinance making appropriations for the Fiscal year beginning January 1, 2021 and ending December 31, 2021 and levying the property tax for the year 2021.

Be it ordained by the City Council of the City of Freeman, South Dakota,
That the following sums of money, or as much, therefore as may be authorized by law, as may be needed or deemed necessary to defray all expenses and liabilities for the City, be and the same as is hereby appropriated for the corporate purpose and objects of said City hereafter specified for the fiscal year commencing on the 1st day of January, 2021 and ending on the 31st day of December 2021.

Be it further ordained by the City Council of the City of Freeman, South Dakota
That a summary by funds of the appropriate amounts be attached to said ordinance FY2021 and that said summary be made a part of said ordinance.

And that there is hereby levied upon all taxable property within the City of Freeman for the purpose of Providing funds to meet the expenses and liabilities of said City, herein set forth for the fiscal year 2021 a tax sufficient to raise the following amounts, which as received by the City Finance Officer, shall be credited to the following funds to-wit:

For General Fund.....\$ 531,900.00
Total Tax Levy.....\$ 531,900.00

And the City Finance Officer is hereby authorized and directed to certify said tax levy to the County Auditor of Hutchinson County, State of South Dakota, to the end that the same may be spread and assessed as provided by law.

ORDINANCE #2020-11

Budget 2021	Estimated	Cash	Estimated	Tax
Tax Supported Funds/General Fund	<u>Expense</u>	<u>Balance</u>	<u>Revenue</u>	<u>Levy</u>
Contingency Fund	40,000.00			
Mayor/Council	46,200.00			
Attorney	10,000.00			
Finance Office	57,425.00			
Insurance Bond	5,200.00			
Development & Marketing	71,475.00			
Vehicle Reserve	6,000.00			
Government Building	30,200.00			

Police Department	174,000.00			
Fire Department	50,900.00			
Public Safety	6,500.00			
Streets	300,875.00			
Landfill/Recycle	67,750.00			
Memorial Park	1,900.00			
Park/Pool	137,550.00			
Golf Course	235,200.00			
Tree City	2,700.00			
Library	151,625.00			
Community Center	36,950.00			
Promoting City, Zoning, Development	23,950.00			
Judgement & Losses	1,000.00			
Liquor Operating Agreement	4,100.00			
Total General Fund	1,461,500.00			
				531,900.00
Taxes, Previous				
Taxes, Delinquent		4,000.00		
Sales Tax City		575,000.00		
Amusement Tax		200.00		
Taxes, Penalty		4,000.00		
Beer License		600.00		
State Grants		2,000.00		
Bank Franchise Tax		5,000.00		
Port of Entry Tax		3,400.00		
Liquor Tax Reversion		8,000.00		
Motor Vehicle 5%		20,000.00		
State Hwy Bridge		10,000.00		
County Road 25%		750.00		
County Wheel		7,500.00		
Building Permit		300.00		
Drivers License Renewals		4,000.00		
Recycle Goods Sold		5,000.00		
Landfill/Tipping Fees		8,000.00		
Animal Licenses & Fees		500.00		
Golf Course		160,000.00		
Swimming Pool Fees		8,000.00		
Camping Fees		1,500.00		
Other Revenue		5,000.00		
Interest		25,000.00		
Contributions & Payments		3,700.00		
Rental		15,250.00		
Liquor Operating Agreement		18,000.00		
City Owned Operating Agreement		12,000.00		
Cable TV Franchise		8,000.00		
Liquor Licenses		3,400.00		
Sale of Fixed Assets		1,500.00		
Library Fines		10,000.00		
Total Tax Supported Budget	\$ 1,461,500.00	-	\$ 929,600.00	\$ 531,900.00
Cash Balance/Capital Outlay				
Total Tax & Balance	\$ 1,461,500.00	-		\$ 1,461,500.00

Budget 2021	Estimated	Cash	Estimated
Self-Supporting Funds	<u>Expense</u>	<u>Balance</u>	<u>Revenue</u>
Ambulance			
Operation	\$ 165,000.00	\$ 19,900.00	\$ 145,100.00
Total	\$ 165,000.00	\$ 19,900.00	\$ 145,100.00

Sewer				
	Operation	\$ 308,200.00	\$ 45,000.00	\$ 257,000.00
	Debt repayment	\$ 66,800.00		\$ 73,000.00
	Total	\$ 375,000.00	\$ 45,000.00	\$ 330,000.00
Water				
	Operation	\$ 341,950.00	\$ 116,400.00	\$ 225,550.00
	B-Y interest payment	\$ 38,100.00		\$ 38,100.00
	Total	\$ 380,050.00	\$ 116,400.00	\$ 263,650.00
Refuse				
	Operation	\$ 179,000.00	\$ -	\$ 179,000.00
	Total	\$ 179,000.00	\$ -	\$ 179,000.00
Cemetery				
	Operation	\$ 100.00	\$ -	\$ 100.00
	Total	\$ 100.00	\$ -	\$ 100.00
Total Self-supporting funds		\$ 1,099,150.00	\$ 181,300.00	\$ 917,850.00
Total General Fund		\$ 1,461,500.00	\$ -	\$ 929,600.00
Total Tax Levy		\$ -	\$ -	\$ 531,900.00
Total Tax appropriated funds		\$ 1,461,500.00	\$ -	\$ 1,461,500.00
Total All Funds		\$ 2,560,650.00	\$ 181,300.00	\$ 2,379,350.00
Total Revenue & Cash balance				\$ 2,560,650.00

Dated this 14th day of September, 2020.

Michael Walter, Mayor

ATTEST:

Adam Van Ningen, Municipal Finance Officer

(Seal)

First Reading: September 14, 2020

Second Reading: September 28, 2020

Published: October 8, 2020

Property Valuation Surevey

Council discussed the insurance survey recently completed. Mayor Walter distributed recommended repairs from the survey to the committee chairs.

Development & Marketing Report

Council reviewed the report prepared by Carol Eisenbeis. Doug Uecker said the grant opportunities discussion lead to a great exercise in looking for items that can be done with grants in the future.

Other Business

Waltner said he is looking into curtains for the community center and a camera & microphones for the council meetings.

Saarie said Jay Hofer approached him about building out the bar addition under the terms previously discussed. The council said it would discuss it again in the spring of 2021.

Gering said the sewer jetter was ready for pickup in Madison.

Mayor Walter asked about repairs on the old garbage truck. It will be taken to Sioux Falls soon.
Duane Walters said they are working on finishing some ditching and will be reseeding grass soon.
Tjaden said the technology portion of the water meter discussion from previous meetings does not fall under the bid laws so the city can look to move forward with the meters.
Uecker received a quote of \$2,827 uninstalled from Freeman Lumber for the exterior door by the police station. Walters will contact Koerner Construction to see about installation of a door.
Uecker asked about the status of the 911 repeater going back on the water tower. City Staff will follow up.

Next Meeting

Tjaden moved to change the next regular council meeting to Tuesday, October 13, 2020 at 6:30 pm at City Hall. Saarie seconded the motion. Roll call: all votes aye.

Executive Session

Waltner moved to go into Executive Session at 7:55 pm pursuant to SDCL 1-25-2(1) Personnel. Uecker seconded the motion. All votes aye. Waltner declared out of executive session at 8:35 pm.

Tjaden moved to accept the resignation of Kirk McCormick effective immediately. Waltner seconded the motion. Roll call: all votes aye.

Tjaden moved to advertise for a full-time city police officer. Saarie seconded the motion. Roll call: all votes aye.

Adjournment

Tjaden moved to adjourn at 8:44 pm. Waltner seconded the motion. All votes aye.

Adam Van Ningen, Finance Officer

Michael Walter, Mayor

Council Minutes
Regular Session
Tuesday, October 13, 2020

The Council of the City of Freeman met in regular session on Tuesday, October 13, 2020 at 6:30 pm at the Freeman City Hall. Mayor Michael Walter presided and the following members were present: Charles Gering arrived at 6:50 pm, Blaine Saarie, Clifford Tjaden, Doug Uecker, and Charly Waltner. Absent was Terry Jacobsen. Also attending were Finance Officer Adam Van Ningen and Jeremy Waltner from the Freeman Courier. Also in attendance were Carol Eisenbeis, Jonathan Slevin, and Duane Walters.

Minutes of the September 28, 2020 Regular Meeting

Waltner moved to accept the September 28, 2020 regular session minutes as presented. Tjaden seconded the motion. All votes aye.

Vouchers & Salaries

Tjaden moved to approve the vouchers and salaries listed below. Uecker seconded the motion. All votes aye.

PAYROLL - FINANCE	1,569.88	GOLDEN WEST, telephone service	1,316.59
PAYROLL - MARKETING	2,156.86	JOHNSON BROTHERS, liquor	249.60
PAYROLL - GOV'T BUILDING	238.96	KLEINSASSER HEATING, repairs	95.00
PAYROLL - POLICE	5,293.98	KOERNER CONSTRUCTION, street repairs	20,637.79
PAYROLL - DRIVERS LICENSING	175.97	MATHESON TRI GAS, supplies	258.13
PAYROLL - STREETS	1,332.64	MIDWEST ALARM CO, quarterly alarm	100.50
PAYROLL - SEWER	3,483.97	MIDWEST TURF & IRRIGATION, supplies	850.00
PAYROLL - REFUSE	2,315.70	MILLER CONSULTING, laptop & IT	1,102.50
PAYROLL - RECYCLE	2,170.48	MR G'S TIRES, repairs	48.00
PAYROLL - WATER	3,367.87	NORTHWESTERN ENERGY, electric & gas	9,396.64
PAYROLL - AMBULANCE	1,453.44	ONE OFFICE SOLUTION, supplies	67.86
PAYROLL - PARK/POOL	543.12	ONTIME TELECOM, dial my calls	1,565.89
PAYROLL - GOLF COURSE	11,378.62	PACE PAYMENT SYSTEM, credit card processing	20.00
PAYROLL - LIBRARY	3,702.78	PITNEY BOWES, postage	351.71
PAYROLL - COMMUNITY CENTER	36.68	PLUNKETT'S, pest control	89.44
MERCHANTS STATE BANK, 941 deposit	10,256.42	PORTA PROS, portable toilet rental	143.00
SD RETIREMENT	4,711.02	RALPH'S FEED, supplies	27.00
WELLMARK, health insurance	12,222.85	REEL SHARP, aerify greens	1,000.00
ACH FEES, payroll & utilities	30.00	REGISTER OF DEEDS, file survey	30.00
AFLAC, employee insurance	488.19	REINHART FOODS, food	2,532.22
ALLEGIANTE EMERGENCY SVCS, equipment	9,086.61	REPUBLIC BEVERAGE, liquor	172.18
AMAZON, library supplies books & videos	1,166.83	RURAL MUFACTURING, supplies	214.39
APPEARA, rugs	109.66	S & S WILLERS, sand	951.61
AUTOMATIC SYSTEMS CO, repairs	2,229.79	SD DEPT OF HEALTH, testing	211.00
BEAL DISTRIBUTING, beer	806.55	SD DEPT OF PUBLIC SAFETY, license renewals	720.00
BOLTES SUNRISE SERVICE, rolloff	432.50	SD DEPT OF REVENUE, sales tax	2,286.60
B-Y WATER, water purchase	10,661.39	SECOND CENTURY, publishing	240.18
B-Y WATER INTEREST	3,168.00	SMITH TREE SERVICE, tree trimming	437.50
C & B OPERATIONS, repairs	883.51	SOUTHEASTERN ELECTRIC, electric	2,046.64
CARDMEMBER SERIVCE, credit card	1,105.54	SQUARE, monthly subscription	35.00
CASH, league dues reimb	1,320.00	STAN HOUSTON EQUIPMENT, supplies	937.50
CENTRAL STATES WIRE, supplies	829.25	STERN OIL, propane	111.00
CENTURY BUSINESS PRODUCTS, copier	114.78	TOTAL STOP, fuel	1,263.04
CHESTERMAN COMPANY, drinks	346.29	ULMER FARM SERVICE, culverts	928.15
CITY OF FREEMAN, utilities	41.00	US BANK TRUST LOCKBOX, lagoon loan	16,668.22
CITY OF MITCHELL LANDFILL, garbage fees	3,608.16	WALTNER MEDIA, website maint	290.00
CORE & MAIN, supplies	4,439.66	ZIMCO SUPPLY, supplies	4,559.00

ENVIRONMENTAL TOXICITY CO, wet test	800.00		
FARMERS ALLIANCE - CHS, fuel	935.00		
FENSEL'S ELECTRIC, supplies	191.13		
FREEMAN AMBULANCE, CPR instruction	75.00		
FREEMAN AMBULANCE, fire dept reimb	10,600.00		
FREEMAN LUMBER, supplies	202.84	VOUCHERS	153,615.56
FREEMAN REGIONAL HEALTH, nursing staff	143.07	SALARIES	39,220.95
FREEMAN SHOPPING CENTER, supplies	656.64	TOTAL VOUCHERS & SALARIES	192,836.51

Financial Report

Tjaden moved to approve the financial report as presented. Saarie seconded the motion. All votes aye.

Public Input

None

Effective Date for Ambulance Fees and EMT Pay

Council agreed the effective date should be October 1, 2020 for the ambulance charges and EMT pay.

Community Center Use

Council agreed to allow free walking effective immediately. Other items will be discussed at a future meeting.

Drainage at Fensel's Property

Saarie moved to approve the mayor to sign a drainage easement with Lemoyne and Joann Ries. Uecker seconded the motion. Roll call: all votes aye.

Surplus Golf Carts

Saarie updated the council on the most recent golf course committee meeting. The committee would like to allow members to store their golf carts at the golf course again and they recommended selling 5 golf carts.

Saarie moved to surplus 5 golf carts. Uecker seconded the motion. Roll call aye votes: Uecker and Saarie. No votes: Tjaden and Waltner. Mayor Walter votes aye. Motion passes.

Insurance Survey Updates

Uecker said he talked to Valley Electric to get all electrical issues into compliance. Saarie had the task at the recycle center completed.

Core & Main Water Meters

Tjaden said the technology portion of the project didn't have to be bid and the equipment portion fell below the limit so the project didn't require bidding. Duane Walters said Core & Main will be able to start working on the project this year but will complete the work and send the invoice late in the 1st quarter 2021, which is when the project was budgeted.

Tjaden moved to approve Core & Main start the Water Meter project as bid. Waltner seconded the motion. Roll call: all votes aye.

Move 911 Repeater to Water Tower

Duane Walters said Cody Fransen has been calling to get the repeater moved to the water tower but hasn't received any returned calls yet.

Gering entered the meeting at 6:50 pm

Channel 90 Equipment

Waltner said he is looking into 2 cameras, 10 microphones, and a computer to run everything and has an estimated cost of \$12,000.

Waltner has also been looking into pricing on laptops for city staff and council members as well as a desktop for the community center. Staff will check with Craig Miller on pricing as well.

Police Report

Council reviewed Police Officer Slevin's report.

Other Business

Waltner received a quote of approximately \$10,000 to replace the stage curtains at the community center.

Saarie asked about progress on the old garbage truck. We will plan to surplus it at the next meeting.

Saarie said there is a market for plastic milk jugs but they have to be separated. He is looking into prices.

Duane Walters said they are seeding and laying bedding right now.

Walters said rock will be placed at the lagoon soon.

Walters said he plans to work on the Fensel's ditch next week.

Walters said Wieman Auction has an online sale on October 28th and has a box scraper and grapple forks we could use for the city.

Tjaden said he talked to the Fire Marshall and there needs to be 2 separate usable exits for a daycare or preschool. He said that even with 2 exits a second floor cannot be used for any children under 2nd grade.

Uecker said the ambulance call schedule was well received and is planned to start December 1st.

Uecker said the ambulance billing system used is out of date and will have more at a future meeting.

Mayor Walter is going to have Paul Korn from Sayre & Assoc come to a future meeting to discuss the Main Street project. Since we missed the grant deadline work will not start until 2022.

Next Meeting

The next regular meeting will be Monday, October 26, 2020 at 6:30 pm at City Hall.

Executive Session

Waltner moved to go into Executive Session at 7:14 pm pursuant to SDCL 1-25-2(1) Personnel. Tjaden seconded the motion. All votes aye. Waltner declared out of executive session at 8:24 pm.

Adjournment

Tjaden moved to adjourn at 8:25 pm. Waltner seconded the motion. All votes aye.

Adam Van Ningen, Finance Officer

Michael Walter, Mayor

Council Minutes
Regular Session
Monday, October 26, 2020

The Council of the City of Freeman met in regular session on Monday, October 26, 2020 at 6:30 pm at the Freeman City Hall. Mayor Michael Walter presided and the following members were present: Charles Gering, Terry Jacobsen arrived at 6:55 pm, Blaine Saarie, Clifford Tjaden, Doug Uecker, and Charly Waltner. Also attending were Finance Officer Adam Van Ningen and Jeremy Waltner from the Freeman Courier. Also in attendance were Bob Wollmann, Carol Eisenbeis, and Duane Walters.

Minutes of the October 13, 2020 Regular Meeting

Waltner moved to accept the October 13, 2020 regular session minutes as presented. Saarie seconded the motion. All votes aye.

Fensel's Drainage Discussion

Bob Wollmann represented the Ries/Fensel's family. He discussed options about drainage at their property. 1. City add drainage ditch and clean up concrete and trees to allow for 2-3 lots to be sold. 2. Install concrete storm drain and cover the area with top soil. 3. City purchases the property. Council would like to view the property before agreeing to any of the options.

Public Input

None

Equipment for City Council Meetings on Channel 90

Waltner has been getting quotes for equipment and will have something at the next council meeting.

Jacobsen entered the meeting at 6:55 pm.

Waltner also received a quote of \$10,961.30 for stage curtains at the community center. Council agreed to pursue the purchase so Waltner will get more quotes.

Equipment for Council/City Staff

Saarie moved to purchase 11 laptops and 1 desktop from Miller Consulting for approximately \$12,500 based on availability of the models quoted. Uecker seconded the motion. Roll call: all votes aye.

Approve City Rates & Charges

Council reviewed the rates and charges schedule. Waltner moved to adopt the City Rates & Charges as presented. Saarie seconded the motion. Roll call: all votes aye.

Snow Alert Review

Council reviewed the current snow removal ordinance. The streets department will be in contact with office employees to make sure alerts get out the public.

1st Reading Ordinance 2020-13 – Abandoned Vehicle

Council gave 1st reading to Ordinance 2020-13 to amend the abandoned vehicle ordinance.

1st Reading Ordinance 2020-12 - Mailboxes

Council gave 1st reading to Ordinance 2020-12 to add the mailbox ordinance.

Approve Bidding on Street Equipment

Duane Walters discussed equipment that is coming up for bid at an online Wieman Auction. Tjaden moved to approve a bid of up to \$2,000 on a brush grappler and \$1,200 on a box scraper. Gering seconded the motion. Roll call: all votes aye.

Surplus Items

Jacobsen moved to declare a go cart, 2 motorcycles, 4 lawn mowers, stove, char broiler, convection oven, miscellaneous restaurant items, and a salvage skid loader as surplus. Waltner seconded the motion. Roll call: all votes aye.

Community Center Use

Council discussed the use of the community center for recreation activities. All users must get a code and sign a damages waiver. Jacobsen moved to allow parents and volunteer youth programs to use the community center free of charge based on availability. Saarie seconded the motion. Roll call: all votes aye.

Torres Email Requests

Mayor Walter read multiple requests for public information that he received from Josue Torres as well as a Citizen Complaint form from Torres against Mayor Walter for not responding to the requests. Walter said the city will comply with requests that are given in writing, providing the requests are for public documents. Walter said he is not the custodian of the documents and has been in contact with the City Attorney to make sure the city is following the correct protocols.

Development & Marketing Report

Mayor Walter asked about when local sporting events will be on Channel 90. While some archived events have already been streamed during the current season, additional checking will be done regarding Freeman High School's contract with NFHS. An inquiry will be made again with Freeman Academy, as well, regarding the availability of their recorded sporting events. Eisenbeis discussed the report she prepared.

Other Business

Waltner said he would like to purchase 3 trees to be planted from the Tree City department.

Jacobsen moved to change the council meetings to the 1st & 3rd Wednesdays during the high school sports season. Uecker seconded the motion. Roll call: all votes aye.

Duane Walters said the tin & metal pile will be picked up next week. MCR is scheduled to come to winterize the pool. He also would like to move the cooler up to the bar doors soon so city equipment can be parked in the old fire station.

Gering said Cody Fransen would be going to Madison to pick up the jetter and look at their street sweeper. Uecker said the ambulance billing is signed up with a clearing house.

Uecker said the ambulance scheduling will be doing a test run in December.

Mayor Walter told the council that he did not have staff send a late letter for utility payments not made by the 20th, instead a disconnect letter was sent.

Walter said there was an RV parked in the trailer court and shouldn't be. The trailer court owner will be notified.

Next Meeting

The next regular meeting will be Wednesday, November 4, 2020 at 6:30 pm at City Hall.

Executive Session

Waltner moved to go into Executive Session at 8:21 pm pursuant to SDCL 1-25-2(1) Personnel and SDCL 1-25-2(3) Pending Litigation. Tjaden seconded the motion. All votes aye. Waltner declared out of executive session at 9:40 pm.

Council said they were not interested in any of the options presented by Fensel's and are willing to continue with the original easement that was proposed.

Adjournment

Waltner moved to adjourn at 9:42 pm. Saarie seconded the motion. All votes aye.

Adam Van Ningen, Finance Officer

Michael Walter, Mayor

Council Minutes
Regular Session
Wednesday, November 4, 2020

The Council of the City of Freeman met in regular session on Wednesday, November 4, 2020 at 6:30 pm at the Freeman City Hall. Mayor Michael Walter presided and the following members were present: Charles Gering, Terry Jacobsen, Blaine Saarie, Clifford Tjaden, Doug Uecker, and Charly Waltner. Also attending was Finance Officer Adam Van Ningen. Also in attendance were Carol Eisenbeis, Jonathan Slevin, Cody Fransen, and Duane Walters.

Minutes of the October 26, 2020 Regular Meeting

Waltner moved to accept the October 26, 2020 regular session minutes as presented. Saarie seconded the motion. All votes aye.

Vouchers & Salaries

Tjaden moved to approve the vouchers and salaries listed below. Jacobsen seconded the motion. All votes aye.

PAYROLL - FINANCE	1,485.77	GOLDEN WEST, telephone service	1,288.10
PAYROLL - MARKETING	2,156.86	GREGG UECKER, supplies reimb	21.30
PAYROLL - GOV'T BUILDING	266.44	IVAN'S BORING, boring	1,567.35
PAYROLL - POLICE	4,819.65	KOERNER CONSTRUCTION, street repairs	9,470.59
PAYROLL - DRIVERS LICENSING	96.18	MATHESON TRI GAS, supplies	64.34
PAYROLL - STREETS	1,321.89	MR G'S TIRES, repairs	1,024.10
PAYROLL - SEWER	3,318.96	NAPA, repairs	102.97
PAYROLL - REFUSE	2,288.45	NORM'S THRIFTY WHITE, supplies	22.48
PAYROLL - RECYCLE	2,283.21	NORTHWESTERN ENERGY, electric & gas	7,881.88
PAYROLL - WATER	3,414.60	PACE PAYMENT SYSTEM, credit card processing	20.00
PAYROLL - AMBULANCE	4,162.28	PEGGY WALTNER, conference reimb	100.00
PAYROLL - PARK/POOL	684.94	PITNEY BOWES, postage	337.16
PAYROLL - GOLF COURSE	9,988.67	PITNEY BOWES, postage lease	143.55
PAYROLL - LIBRARY	3,891.66	PLUNKETT'S, pest control	89.44
PAYROLL - COMMUNITY CENTER	88.78	PORTA PROS, portable toilet rental	143.00
MERCHANTS STATE BANK, 941 deposit	10,202.96	PRINTED IMPRESSIONS, supplies	306.00
SD RETIREMENT	4,501.76	PRODUCTIVITY PLUS, repairs	1,450.79
WELLMARK, health insurance	11,468.62	RUML PLUMBING, repairs	339.92
ACH FEES, payroll & utilities	30.00	RURAL MUFACTURING, supplies	110.60
AFLAC, employee insurance	356.08	SAARIES AUTO BODY, repairs	528.28
AMAZON, library supplies books & videos	899.73	SD DEPT OF HEALTH, testing	330.00
APPEARA, rugs	109.66	SD DEPT OF PUBLIC SAFETY, license renewals	362.00
BANYON DATA SYSTEMS, annual support	3,465.00	SD DEPT OF REVENUE, sales tax	1,558.67
BEAL DISTRIBUTING, beer	124.25	SD FEDERAL PROPERTY, supplies	1,668.00
B-Y WATER, water purchase	7,012.09	SD PUBLIC ASSURANCE ALLIANCE, insurance	54,264.06
B-Y WATER INTEREST	3,168.00	SD WATER & WASTEWATER ASSOC, dues	20.00
C & B OPERATIONS, repairs	612.69	SDML WORKERS COMP, insurance	13,540.00
CARDMEMBER SERIVCE, credit card	1,683.43	SECOND CENTURY PRINTING, publishing	811.53
CAROL EISENBEIS, training reimb	239.35	SOUTH DAKOT GOLF ASSOC, memberships	22.00
CITY OF FREEMAN, utilities	41.00	SOUTHEASTERN ELECTRIC, electric	1,926.66
CITY OF MITCHELL LANDFILL, garbage fees	3,446.40	SPECIALTY AUTOMOTIVE, repairs	13.19
DAKOTA BEVERAGE, beer for resale	88.75	SQUARE, monthly subscription	35.00
EMERGENCY MEDICAL PRODUCTS, supplies	92.66	STAN HOUSTON EQUIPMENT, supplies	568.60
FARMERS ALLIANCE - CHS, fuel	874.55	STERN OIL, propane	947.53
FENSEL'S ELECTRIC, supplies	176.08	TRUENORTH STEEL, culverts	3,689.38
FINK LAW OFFICE, legal fees	2,082.10	WIEMAN LAND & AUCTION, equipment	2,950.00
FREEMAN ATHLETIC ASSOC, donation	4,991.09	ZIMCO SUPPLY, supplies	900.00

FREEMAN LUMBER, supplies	6.38		
FREEMAN REGIONAL HEALTH, nursing staff	576.49	VOUCHERS	165,169.23
FREEMAN SHOPPING CENTER, supplies	301.64	SALARIES	40,268.34
		TOTAL VOUCHERS & SALARIES	205,437.57

Financial Report

Tjaden moved to approve the financial report as presented. Waltner seconded the motion. All votes aye.

AE2S Drainage Study Results

Advanced Engineering and Environmental Services were unable to attend the meeting.

Public Input

None

Community Center Equipment

Charly Waltner discussed equipment needs for the community center.

Waltner moved to purchase stage drapes from Rose Brand for the quoted price of \$8,170.00 plus shipping with a 50% down payment. Jacobsen seconded the motion. Roll call: all votes aye.

Waltner moved to purchase 80 Swiftset Stacking Chairs from MITYLITE for \$4,574.00 with a 50% down payment and 10 tables through Norm’s Thrifty White for \$800. Jacobsen seconded the motion. Roll call: all votes aye.

Equipment for City Council Meetings on Channel 90

Council discussed equipment needs to make meetings more available to the public and encourage openness and provide social distancing. Waltner moved to approve audio and video equipment as provided with installation for a cost not to exceed \$30,000. Saarie seconded the motion. Roll call: all votes aye.

Waltner also updated the council on discussions with Safe & Secure to review the camera and security system at the community center.

Insurance Survey Updates

Council discussed the insurance survey items that were completed and a timeframe on the remaining items.

Garbage Schedule for Holidays

Holidays for Thanksgiving, Christmas, and New Year’s all fall on Fridays this year so the Friday garbage route will be picked up on the following Monday. This will only affect November 27, 2020, December 25, 2020, and January 1, 2021 pickups. All other days will be as scheduled.

Ordinance 2020-12

Jacobsen moved to give second reading and adopt Ordinance 2020-12, an ordinance for mailbox locations. Uecker seconded the motion. Roll call: all votes aye.

AN ORDINANCE TO CHAPTER 6.06 OF THE REVISED
ORDINANCES OF THE CITY OF FREEMAN (1990), HUTCHINSON COUNTY,
SOUTH DAKOTA FOR AMENDING THE OFFENSES AS TO PROPERTY ORDINANCE

Be it ordained by the City of Freeman, Hutchinson County, South Dakota

Chapter 6.0610 of the Revised Ordinances of Freeman, (1990) is hereby added to read as follows:

6.0610 Mailboxes

No person, firm, business or corporation shall construct or place a mailbox on any city street, ditch, or public property without permission from the city council except in the designated mailbox locations. Mailbox locations are found in Appendix B.

Dated this 4th day of November, 2020.

(SEAL)

Michael Walter, Mayor

ATTEST:

Adam Van Ningen, Municipal Finance Officer

First Reading: October 26, 2020
Second Reading: November 4, 2020
Published: November 12, 2020
Effective: December 1, 2020

Ordinance 2020-13

Tjaden moved to give second reading and adopt Ordinance 2020-13, an ordinance to amend the abandoned vehicle ordinance. Jacobsen seconded the motion. Roll call: all votes aye.

AN ORDINANCE AMENDING TITLE 6, SECTION 6.0801(d) OF THE REVISED ORDINANCES OF THE CITY OF FREEMAN (1990), HUTCHINSON COUNTY, SOUTH DAKOTA FOR AMENDING THE ABANDONED VEHICLE ORDINANCE

Be it ordained by the City of Freeman, Hutchinson County, South Dakota

Chapter 6.0801(d) of the Revised Ordinances of Freeman, (1990) is hereby amended to read as follows:

Abandoned vehicle; any vehicle, as defined by subsection (b) herein, which is left unattended or stored on any public property as defined by subsection (g) herein, in the same or substantially same place within the Fire Zone for longer period than twenty-four (24) hours.

Dated this 4th day of November, 2020.

(SEAL)

Michael Walter, Mayor

ATTEST:

Adam Van Ningen, Municipal Finance Officer

First Reading: October 26, 2020
Second Reading: November 4, 2020
Published: November 12, 2020
Effective: December 1, 2020

Other Business

Gering moved to surplus the old sewer jetter and try to sell it to another government agency. Waltner seconded the motion. Roll call: all votes aye.
Saarie noticed a stop sign down at 4th & Albert. Maintenance already picked the sign up and will replace it. Saarie said he talked to Freeman Shopping Center about their cardboard bales. City staff will follow up. Saarie said Hootz asked when the cooler was going to be moved. Staff will work with Valley Electric and notify Hootz in advance.
Mayor Walter said he talked to City Attorney Fink about concerns regarding the operation of a daycare/preschool on the second floor of Doc’s Mess Hall. Attorney Fink provided assurance that since the City has not adopted the International Fire Codes there isn’t a liability to the City. Fire Chief Fransen

reported his communication with the State Fire Marshal. Since no ordinances are being violated and the business isn't a State licensed daycare or preschool program there will not be additional follow-up from the City or Fire Marshal.

Officer Slevin said he has been completing online training and has Hutchinson County as backup if needed.

Duane Walters said CMC Excavating is working out of town but hope the saddles will be installed soon.

Walters said the sewer cleaners are working out of state but hope they will be here soon.

Cody Fransen said Vantek is working with McGuire Iron on how to run the cables for the 911 repeater.

Fransen said he is planning to have Dakota Pump replace 2 pumps at the lagoon by the end of the year.

Next Meeting

The next regular meeting will be Wednesday, November 18, 2020 at 7:30 pm at City Hall.

Executive Session

Waltner moved to go into Executive Session at 7:30 pm pursuant to SDCL 1-25-2(1) Personnel and SDCL 1-25-2(3) Pending Litigation. Uecker seconded the motion. All votes aye. Waltner declared out of executive session at 9:10 pm.

Adjournment

Jacobsen moved to adjourn at 9:12 pm. Waltner seconded the motion. All votes aye.

Adam Van Ningen, Finance Officer

Michael Walter, Mayor

Council Minutes
Regular Session
Wednesday, November 18, 2020

The Council of the City of Freeman met in regular session on Wednesday, November 18, 2020 at 6:30 pm at the Freeman City Hall. Mayor Michael Walter presided and the following members were present: Charles Gering, Terry Jacobsen via phone, Blaine Saarie entered at 6:50 pm, Clifford Tjaden, Doug Uecker, and Charly Waltner. Also attending was Finance Officer Adam Van Ningen. Also in attendance were Carol Eisenbeis, Kevin Smith from AE2S, John Clem from District III, and Duane Walters.

Minutes of the November 4, 2020 Regular Meeting

Mayor Walter noted that the minutes should reflect the International Fire Codes not International Property Maintenance Codes. Waltner moved to accept the November 4, 2020 regular session minutes as amended. Uecker seconded the motion. All votes aye.

AE2S Drainage Study Results

Kevin Smith from AE2S spoke regarding the results of their work. Smith said over time the street where they took core samples appears to have been raised 3"-4". They would like to see the culvert kept open over the winter and would be willing to work with the city engineer to create a permanent solution.

Sayre Associates – Main Street Improvement

Paul Korn was unable to attend and will be at a future meeting.

Public Input

John Clem discussed funding options that could be available for the Main Street project. He said the City could apply for funds in 2021 with construction in 2022.

Saarie entered the meeting at 6:50 pm.

Police Report

Council reviewed the police report prepared by Officer Slevin.

Development & Marketing Report

Carol Eisenbeis told the council she is now a Certified Grant Writer. Council reviewed her report.

Other Business

Waltner said the library board would like to require masks for anyone entering the library.

Waltner said he spoke with Lance Edwards about relocating some trees at the golf course.

Saarie talked about moving the walk-in cooler for Hootz and will make sure it gets coordinated.

Saarie said he discussed maintenance on N Poplar Street with Christa Helma and was asked about vacating the street.

Tjaden informed the council that the house on the corner of Relanto and 3rd Street was sold.

Uecker said an electronic ambulance billing batch will be done this week.

Mayor Walter asked about the air conditioner that's still on the sidewalk by Doc's. Will need to be moved by the next council meeting.

Mayor Walter asked about using CARES Act funds to set up the TV broadcast of council meetings. John Clem showed the council what has typically been approved in the past. Clem discussed other items that may or may not be approved with the CARES Act funds.

Charly Waltner updated the council on the status of the curtains for the community center and informed them that the expense will all be in the same year.

Next Meeting

The next regular meeting will be Wednesday, December 2, 2020 at 6:30 pm at City Hall.

Executive Session

Waltner moved to go into Executive Session at 8:00 pm pursuant to SDCL 1-25-2(1) Personnel. Tjaden seconded the motion. All votes aye. Tjaden declared out of executive session at 8:47 pm.

Adjournment

Tjaden moved to adjourn at 8:47 pm. Waltner seconded the motion. All votes aye.

Adam Van Ningen, Finance Officer

Michael Walter, Mayor

Council Minutes
Regular Session
Wednesday, December 2, 2020

The Council of the City of Freeman met in regular session on Wednesday, December 2, 2020 at 6:30 pm at the Freeman City Hall. Mayor Michael Walter presided and the following members were present: Charles Gering, Blaine Saarie, Clifford Tjaden, Doug Uecker, and Charly Waltner. Absent was Terry Jacobsen. Also attending was Finance Officer Adam Van Ningen. Also in attendance were Jay Hofer, Carol Eisenbeis, and Jonathan Slevin.

Minutes of the November 18, 2020 Regular Meeting

Waltner moved to accept the November 18, 2020 regular session minutes as presented. Saarie seconded the motion. All votes aye.

Vouchers & Salaries

Tjaden moved to approve the vouchers and salaries listed below. Uecker seconded the motion. All votes aye.

PAYROLL - COUNCIL	3,744.79	MATHESON TRI GAS, supplies	62.65
PAYROLL - FINANCE	1,599.27	MILLER CONSULTING, laptops	14,046.25
PAYROLL - MARKETING	2,156.86	MITYLITE INC, chairs	4,574.00
PAYROLL - GOV'T BUILDING	224.58	MR G'S TIRES, repairs	198.95
PAYROLL - POLICE	3,512.03	NAPA, repairs	89.96
PAYROLL - STREETS	1,344.03	NORM'S THRIFTY WHITE, supplies	19.96
PAYROLL - SEWER	3,390.11	NORTHWESTERN ENERGY, electric & gas	6,786.17
PAYROLL - REFUSE	2,335.83	ONE OFFICE SOLUTION, supplies	117.72
PAYROLL - RECYCLE	2,736.53	PACE PAYMENT SYSTEM, credit card processing	20.00
PAYROLL - WATER	3,457.28	PITNEY BOWES, postage	300.00
PAYROLL - AMBULANCE	3,779.62	PLUNKETTS PEST CONTROL, pest control	89.44
PAYROLL - PARK/POOL	347.73	PRODUCTIVITY PLUS, repairs	342.00
PAYROLL - GOLF COURSE	4,099.45	ROSE BRAND, drapes	8,845.00
PAYROLL - LIBRARY	3,902.79	RURAL MUFACTURING, supplies	1,533.77
PAYROLL - PLANNING & ZONING	152.37	SAARIES AUTO BODY, repairs	1,148.22
MERCHANTS STATE BANK, 941 deposit	8,891.29	SD ASSOC OF CODE ENFORCEMENT, dues	40.00
SD RETIREMENT	4,440.47	SD CITY MANAGEMENT ASSOC, dues	75.00
WELLMARK, health insurance	11,468.62	SD DEPT OF HEALTH, testing	30.00
ACH FEES, payroll & utilities	30.00	SD DEPT OF PUBLIC SAFETY, license renewals	305.00
ADAM VAN NINGEN, freezer	150.00	SD DEPT OF REVENUE, sales tax	985.12
AFLAC, employee insurance	356.08	SD GOV'T FINANCE OFFICER ASSOC, dues	40.00
AMAZON, library supplies books & videos	975.39	SD HUMAN RESOURCES ASSOC, dues	25.00
APPEARA, rugs	109.66	SD MUNICIPAL LEAGUE, dues	1,406.39
B-Y WATER, water purchase	5,157.67	SD POLICE CHIEFS ASSOC, dues	96.83
B-Y WATER INTEREST	3,168.00	SD PUBLIC ASSURANCE ALLIANCE, insurance	608.98
C & B OPERATIONS, repairs	4.16	SD STREET MAINT ASSOC, dues	35.00
CARDMEMBER SERIVCE, credit card	426.90	SDEMSA, membership dues	480.00
CENTURY BUSINESS PRODUCTS, copier maint	67.04	SECOND CENTURY PRINTING, publishing	569.56
CITY OF FREEMAN, utilities	41.00	SOUTHEASTERN ELECTRIC, electric	2,146.23
CITY OF MITCHELL LANDFILL, garbage fees	3,432.00	SPENCER QUARRIES, rock	4,138.76
EMERGENCY MEDICAL PRODUCTS, supplies	92.86	SQUARE, monthly subscription	35.00
FENSEL'S ELECTRIC, supplies	502.52	SUPERIOR HOOD STEAMERS, hood cleaning	595.00
FINK LAW OFFICE, legal fees	1,118.93	TOTAL STOP - CENEX, fuel	1,070.38
FREEMAN AMBULANCE, CPR reimb	75.00	ULMER FARM SERVICE, culverts	3,083.35
FREEMAN COMMUNITY DEVEL CORP, ads	280.00	UNLIMITED ELECTRONIC LIFESTYLES, equip	12,952.41
FREEMAN INTERNATIONAL, repairs	18.04	VANTEK COMMUNICATIONS, supplies	16.75
FREEMAN REGIONAL HEALTH, nursing staff	189.36	VERIZON WIRELESS, cell phones	79.16
FREEMAN SHOPPING CENTER, supplies	38.81	VIBORG REPAIR & TOWING, towing	180.00
GOLDEN WEST, telephone service	1,287.64	WALTNER MEDIA, signs	220.00
JIM SMIDT, reciprocating saw	60.00	WEIDENBACH CONSTRUCTIONS, concrete	122.63
JUSTICE FIRE & SAFETY, inspection	396.43	ZIMCO SUPPLY, supplies	460.00
KNODEL CONTRACTORS, hauling	2,332.48		
LAWNS UNLIMITED, grass	2,130.05	VOUCHERS	115,211.04
		SALARIES	36,783.27
		TOTAL VOUCHERS & SALARIES	151,994.31

Financial Report

Saarie moved to approve the financial report as presented. Uecker seconded the motion. All votes aye.

Public Input

None

Haar Addition Replat

Tjaden updated the council on the replat of the Haar Addition that was recommended for approval by the Planning & Zoning Committee.

Tjaden moved to approve the Resolution of Plat for Tract 3 of the Jordan Haar Addition. Saarie seconded the motion. Roll call: all votes aye.

700 E 3rd Street Lien

Tjaden said the house at 700 E 3rd Street had sold and the City has a lien on the property.

Saarie moved to waive the city's lien on the property located at 700 E 3rd Street. Waltner seconded the motion. Roll call: all votes aye.

Alcohol License Renewal

Council discussed the liquor licenses that were up for renewal. Council was informed that Doc's was delinquent on their liquor payments to the City.

Tjaden moved to approve the off-sale liquor license for Freeman Shopping Center, the on-sale/off-sale wine license for Dollar General, the on-sale liquor license for Hootz, the off-sale liquor license for Hootz, and the on-sale liquor license for Valley View Golf Course for 2021. Uecker seconded the motion. Roll call: all votes aye.

Other Business

Saarie said Randy Borders made a small berm on his property next to the ditch that was put in.

Saarie asked about Christmas Lights, Northwestern will not put them up.

Saarie had a resident ask about any planned repairs on Juniper by AMPI. There isn't anything planned.

Saarie said there is an ongoing sewer smell at Hootz due to a trap that dries out. A new vent will be replaced under the sink.

Saarie said there are some concerns about moving the cooler closer to Hootz door. Council came up with a solution.

Saarie said Hootz was interested in moving forward with the garage buildout that was brought up last year.

The liquor committee will review and come back with a recommendation.

Saarie thanked Carol for keeping businesses updated about COVID grants.

Waltner said a street sign on Cedar & Well Street is bent.

Waltner said there are TV's on sale right now to go with the planned audio & video upgrades.

Mayor Walter said the Cedar Street ditch will be cleaned of silt.

Gering said there is a street light that doesn't turn off. Will notify city hall staff of pole number for repair.

Next Meeting

The next regular meeting will be Wednesday, December 16, 2020 at 6:30 pm at City Hall.

Executive Session

Waltner moved to go into Executive Session at 7:12 pm pursuant to SDCL 1-25-2(1) Personnel. Saarie seconded the motion. All votes aye. Tjaden declared out of executive session at 8:22 pm.

Tjaden moved to offer the full-time police chief position to Scott Brewer for \$21.50 per hour will full-time benefits and a review in six months. Saarie seconded the motion. Roll call: all votes aye.

Adjournment

Saarie moved to adjourn at 8:24 pm. Waltner seconded the motion. All votes aye.

Adam Van Ningen, Finance Officer

Michael Walter, Mayor

Council Minutes
Regular Session
Wednesday, December 16, 2020

The Council of the City of Freeman met in regular session on Wednesday, December 16, 2020 at 6:30 pm at the Freeman City Hall. Mayor Michael Walter presided and the following members were present: Charles Gering, Terry Jacobsen, Blaine Saarie, Clifford Tjaden, Doug Uecker, and Charly Waltner. Also attending was Finance Officer Adam Van Ningen. Also in attendance were Amy Cummings, Kim Uecker, Carol Eisenbeis, and Duane Walters.

Minutes of the December 2, 2020 Regular Meeting

Waltner moved to accept the December 2, 2020 regular session minutes as presented. Jacobsen seconded the motion. All votes aye.

Public Input

None

Mimi’s Diner Liquor License Hearing

Amy Cummings spoke regarding her plans to open a diner/restaurant at 239 S Main Street.

Jacobsen moved to approve the on-sale liquor license, effective for January 1, 2021. Waltner seconded the motion. Roll call: all votes aye.

Ambulance Bill Adjustment Request

Uecker discussed a request from an attorney to reduce an ambulance bill for someone that was uninsured to the same rate that Avera reduced their outstanding bill, 10.89%.

Waltner moved to discount the outstanding ambulance invoice to \$117.28. Uecker seconded the motion. Roll call: all votes aye.

Uecker also updated the council on other outstanding ambulance amounts that need to be written off and will bring that to the council at a January meeting.

Budget Allocation Resolution

Waltner moved to adopt the Resolution of Budget Allocation. Becker seconded the motion. Roll call: all votes aye.

RESOLUTION OF BUDGET ALLOCATION

WHEREAS the City of Freeman hereby reallocates additional dollars to the expense funds for the Attorney department, the Insurance Bond department, the Public Safety department, the Memorial Park department, and the Community Center department from the Contingency department in the following amounts:

Council/Mayor	\$	6,000.00
Attorney	\$	4,000.00
Insurance Bond	\$	500.00
Government Building	\$	10,000.00
Public Safety	\$	500.00
Memorial Park	\$	600.00
Community Center	\$	7,000.00
Contingency	\$	(28,600.00)

WHEREAS additional funds are available from the Contingency department, therefore the Council desires to increase the above department, per accepted government accounting standards in compliance with SDCL 9-21-7;

WHEREAS the Council seeks to distribute funds for authorized uses as needed, and furthermore;

NOW THEREFORE BE ORDAINED by the Council of the City of Freeman, South Dakota that budget ordinance 2019-07 be hereby supplemented to increase the departments for expenditures as needed in the amounts as necessary to meet the obligations of the municipality, shall be disbursed in accordance to the terms of this supplemental appropriation.

Dated this 16th day of December 2020

(SEAL)

SIGNED: _____
Michael Walter, Mayor

ATTEST:

Adam Van Ningen, Finance Officer

Marketing & Development Report

Council reviewed the report prepared by Carol Eisenbeis.

Police Report

Council reviewed the report prepared by Officer Jonathan Slevin.

Other Business

Duane Walters said they have been cutting trees at the golf course, cleaning ditches, and reseeding grass. Saarie said the sewer smell is still present at Hootz after replacing the vent. Smoke testing will be done. Tjaden said there was a street light out. Will get the pole number so city can contact Northwestern. Gering said the City of Madison isn't planning to surplus their street sweeper until sometime in 2021. Uecker said the ambulance had a bunch of bad pagers and have ordered new ones. Van Ningen updated the council on the CARES Act funds that have been approved. Jacobsen brought up cleaning at the community center. It will need to be checked more regularly with wrestlers, walkers, and basketball in there.

Next Meeting

The next regular meeting will be Wednesday, January 6, 2021 at 6:30 pm at City Hall.

Executive Session

Waltner moved to go into Executive Session at 7:24 pm pursuant to SDCL 1-25-2(1) Personnel. Uecker seconded the motion. All votes aye. Tjaden declared out of executive session at 8:22 pm.

Tjaden moved to approve a 1% increase for full time employees and 3% for part-time employees for 2021. Saarie seconded the motion. Roll call: all votes aye.

Planning\$55.00/meeting; Jonathan Slevin\$19.77/hour; Craig Hansen\$18.50/hour; Maurice Waltner \$18.50/hour; Doris Higgins \$18.50/hour; Duane Walters\$24.81/hour; Cody Fransen\$21.37/hour; Robert Huber\$19.30/hour; Adam Van Ningen\$23.04/hour; Lisa Jensen\$16.85/hour; Carol Eisenbeis\$40,400/year; Gregg Uecker\$14.06/hour; John Butkus\$17.83/hour; Brian Skinner\$12.73/hour; Jim Smidt\$13.31/hour; LeAnn Kaufman\$18.67/hour; Anne Stahl\$14.06/hour; Crystal Gering Nelson\$14.06/hour; Bonnie Tschetter\$14.06/hour; Judy Graber\$14.06/ hour; Leann Schulz-Thomas\$14.06/hour; Fire Chief\$1,164/year; Fire Mechanic (x3)\$345/year; Ambulance Chief\$1,164/year; Ambulance Mechanic\$299/year; Ambulance EMT\$14.76/hour plus \$50/\$80 per call

Tjaden moved to pay the Housing Commissioner \$1,000.00 annually for 2021. Saarie seconded the motion. Roll call: all votes aye.

Tjaden moved to approve the mayor salary to \$1,500 per quarter and \$55 per special meeting and the council salary to \$750 per quarter and \$55 per special meeting. Gering seconded the motion. Roll call aye votes: Tjaden, Uecker, Saarie, Gering, and Jacobsen. No votes: Waltner. Motion passes 5-1.

Adjournment

Tjaden moved to adjourn at 8:28 pm. Saarie seconded the motion. All votes aye.

Adam Van Ningen, Finance Officer

Michael Walter, Mayor