

Council Minutes
Regular Session
Wednesday, July 5, 2023

The Freeman City Council met in regular session on Wednesday, July 5, 2023 at 6:30 pm at City Hall in Freeman. President Blaine Saarie called the meeting to order and the following members were present: Charles Gering, Blaine Saarie, Tabitha Schoenwald, Clifford Tjaden, Elizabeth Waltner and Steve Waltner. Also attending were Finance Officer Lisa Edelman, Duane Walters, Carol Eisenbeis, Joshua Cox, JoAnn Smith and Jacob Tietje.

Minutes

S. Waltner moved to accept the minutes of the June 20, 2023 regular meeting as presented. E. Waltner seconded the motion. All votes aye.

Vouchers

Tjaden moved to approve the vouchers listed below. Schoenwald seconded the motion. Roll call: All votes aye.

PAYROLL – FINANCE	4203.86	FIRST NET, police cell phone	106.80
PAYROLL – MARKETING	5287.19	FREEMAN AMBULANCE, fire dept pmt	10524.00
PAYROLL – GOVERNMENT BUILDING	432.50	FREEMAN SHOPPING CENTER, resale	1868.57
PAYROLL – POLICE	11357.70	GLORIA HORVATH, deposit refund	200.00
PAYROLL – PUBLIC SAFETY	167.55	GOLDEN WEST, telephone service	1339.81
PAYROLL – STREETS	2972.65	HAWKINS, pool supplies	1514.25
PAYROLL – SEWER	8641.40	JAMBOREE, supplies	529.79
PAYROLL – REFUSE	7512.23	JH DIESEL, repair	109.99
PAYROLL – RECYCLE	4109.47	KLEINSASSER HTG & COOLING, repair	843.76
PAYROLL – WATER	9451.38	KOERNER CONSTRUCTION, supplies	125.00
PAYROLL – AMBULANCE	3753.37	KUSTOM COLORS, golf cart graphic	1360.00
PAYROLL – PARK/POOL	14157.45	LAMB MOTOR CO, street pickup	44297.00
PAYROLL – GOLF COURSE	24147.67	MATHESON, amb supplies	357.34
PAYROLL – LIBRARY	10670.02	MR G’S, repair	96.95
PAYROLL – COMMUNITY CENTER	229.50	NORTHWESTERN ENERGY, electric & gas	8807.97
MERCHANTS STATE BANK, 941 deposit	20252.97	ON SIGHT, annual support	111.46
SD RETIREMENT	8507.46	ONE OFFICE, supplies	173.55
ACH FEES, payroll & utilities	30.00	PERFORMANCE FOOD SERVICE, resale	4821.75
APPEARA, rugs	113.06	PITNEY BOWES, postage	600.00
BEAL, beer	693.60	PLUNKETT’S, pest control	238.63
BOLTE’S SANITARY, roll-off	390.00	R & R PRODUCTS, repair	459.56
B-Y WATER, water purchase	9367.47	RORY HERMSEN, resale	424.00
B-Y WATER INTEREST	3168.00	RURAL MFG, repair	902.78
C & B OPERATIONS, repair	372.59	SD DEPT OF HEALTH, testing	148.00
CARDMEMBER SERVICES, supplies	1792.53	SD DEPT OF PUBLIC SAFETY, license renew	230.00
CHS, fuel	3304.86	SD DEPT OF REVENUE, sales tax	5592.05
CITY OF FREEMAN, utilities	43.50	SECOND CENTURY PRINTING, publishing	566.40
CITY OF MITCHELL LANDFILL, garbage fees	3651.84	SIOUX INTERNATIONAL, repair	162.58
CORE & MAIN, repair	13758.81	SOUTHEASTERN ELECTRIC, electric	1904.24
DAKOTA BEVERAGE, beer	261.00	SQUARE, monthly subscription	35.00
DAKOTA PUMP, repair	4874.26	STERN OIL COMPANY, fuel	1584.57
DEMCO, library supplies	233.67	TIFFANY MCLEOD, deposit refund	139.14
FENSEL’S ELECTRIC, repair	2557.09	VALLEY ELECTRIC, repair	2377.45
FINK LAW OFFICE, legal	577.32	ZIMCO, chemical	1350.00
		VOUCHERS	167852.42
		SALARIES	107093.94
		TOTAL VOUCHERS & SALARIES	274946.36

Financial Report

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

Public Input

Joshua Cox questioned the legality of the golf cart permit. He also presented documents to the council regarding trespassing on his property.

Special Event Permit – SD Chislic Festival

JoAnn Smith addressed the council regarding the SD Chislic Festival to be held July 29. Gering moved to approve the special event permit. Schoenwald seconded the motion. Roll call: all votes aye.

Security Requirements

JoAnn Smith, representing the South Dakota Chislic Festival, requested a waiver to Chapter 6.0711 Section 3 of the city ordinances for the chislic festival and to allow Officer Slevin to determine the number of security guards needed for the event. Tjaden moved to waive the security requirements referenced in Chapter 6.0711 Section 3 of the city ordinances and allow Officer Slevin to determine the number of security guards needed. S. Waltner seconded the motion. Roll call: all votes aye.

Special Event Permit – Farmer Appreciation Day

Jacob Tietje informed the council that the Freeman Community Development Corporation would like to have a Farmer Appreciation Day on August 9, 2023. E. Waltner moved to approve the special event permit. S. Waltner seconded the motion. Roll call: all votes aye.

Special Event Permit – Mutton Run

Tabitha Schoenwald representing Freeman Regional addressed the council regarding plans for the 5K, 10K and 1 mile Run/Walk taking place on July 29, 2023. A map of the route was provided. S. Waltner moved to approve the special event permit. E. Waltner seconded the motion. Roll call: all votes aye.

Special Event Permit – Kids Water Fest

Tabitha Schoenwald representing Freeman Regional requested the use of the swimming pool to hold a kids water fest on August 12, 2023. The lifeguards will be paid by Freeman Regional. Tjaden moved to approve the special event permit. S. Waltner seconded the motion. Roll call: all votes aye.

Ordinance 2023-02

Tjaden moved to give second reading and adopt ordinance 2023-02, an ordinance to amend the police residency ordinance. E. Waltner seconded the motion. Roll call: all votes aye.

AN ORDINANCE AMENDING TITLE 1 OF THE REVISED ORDINANCES
OF THE CITY OF FREEMAN, SOUTH DAKOTA

Be it ordained by the City of Freeman, South Dakota, that Title 1, Section 1.0403 is hereby amended to read as follows:

1.0403 Residency:

The Chief of Police and all full-time police department employees must live within (1) mile of the city limits of the City of Freeman. A full-time employee is one who is considered to have worked thirty-two (32) hours per week.

Dated this 5th day of July, 2023.

Blaine Saarie, President

(SEAL)
ATTEST:

Lisa Edelman, Finance Officer

First Reading: June 20, 2023
Second Reading: July 5, 2023
Published: July 13, 2023
Effective Date: August 2, 2023

Ordinance 2023-03

Tjaden moved to give second reading and adopt ordinance 2023-03, an ordinance to enact a golf cart ordinance. Schoenwald seconded the motion. Roll call: all votes aye.

AN ORDINANCE ENACTING TITLE 8, SECTION 8.05 OF THE REVISED ORDINANCES
OF THE CITY OF FREEMAN, SOUTH DAKOTA

Be it ordained by the City of Freeman, South Dakota, that Title 8, Section 8.05 shall be enacted as follows:

8.05 Golf Carts:

The City of Freeman hereby permits the use of golf carts on the municipal streets of the City of Freeman, subject to the following:

1. The golf cart shall be insured and shall comply with all State Statutes.
2. The person operating the golf cart shall hold a valid driver's license.
3. The person operating the golf cart shall, on an annual basis, obtain a permit from the City of Freeman to operate the golf cart on municipal streets; the fee for said annual permit shall be set by resolution of the city council. A yearly city issued sticker must be displayed on the back of the approved cart.
4. Permitted golf carts may operate on the municipal streets of the City of Freeman from one-half hour before sun-rise to one-half hour after sun-set. Operation of a golf cart outside of these times is not allowed unless the golf cart is equipped with an operating head light and tail lights.
5. The operator and all occupants of a golf cart shall be seated at all times.
6. Golf carts shall not be operated on the sidewalks.
7. No person may operate a golf cart on a state or county highway except for crossing from one side of the highway to the other. A golf cart may cross the highway at a right angle, but only after stopping and yielding the right-of-way to all approaching traffic and crossing as closely as possible to an intersection or approach.
8. The operator of a golf cart is required to obey the same traffic laws of the state and ordinances of the city, including street and road signs, as the operators of all other motorized vehicles are required to obey.
9. Any permit issued under this section may be revoked for any violation of this ordinance or state law related to operating golf carts.
10. The operator of any golf cart shall be subject to a penalty, as provided in Title 15 of the ordinances of the City of Freeman, South Dakota, for any violation of this section.

Dated this 5th day of July, 2023.

Blaine Saarie, President

(SEAL)
ATTEST:

Lisa Edelman, Finance Officer

First Reading: June 20, 2023
Second Reading: July 5, 2023
Published: July 13, 2023
Effective Date: August 2, 2023

Golf Cart Permit

Tjaden moved to approve the golf cart permit presented with an annual fee of \$20.00 per year. S. Waltner seconded the motion. Roll call: all votes aye.

1st Reading of Ordinance 2023-04

Council gave 1st reading to Ordinance 2023-04 to amend the bond schedule.

Surplus Property

Gering moved to surplus the 2008 Chevrolet Impala police car and sell it on the next available Wieman auction. Schoenwald seconded the motion. Roll call: all votes aye.

S. Waltner moved to surplus 3 Acer all in one library computers at no value to be recycled. Tjaden seconded the motion. Roll call: all votes aye.

Other Business

E. Waltner: Questioned why the house removal site hasn't been completed.

S. Waltner: Stated that the handicap sign is down at the community center and weeds need to be sprayed around the building. Asked that the picnic tables be put back in the shelters at the park. Asked about mosquito spraying and trees hanging low over the sidewalks.

Schoenwald: Asked if a picnic table could be moved over to the pool.

Tjaden: Stated that weed eating needs to be done around the detention ponds.

Saarie: Informed the group that the street pickup will be delivered on Thursday and any budget requests need to be turned in.

Walters: Stated that the street paving will need to be bid. S. Waltner moved to advertise for street paving. E. Waltner seconded the motion. Roll call: all votes aye.

Next Meeting Date

The next meeting of the Freeman City Council will take place on Tuesday, July 18, 2023 at 6:30 pm.

Executive Session

S. Waltner moved to go into Executive Session at 7:20 pm pursuant to SDCL 1-25-2(1). Tjaden seconded the motion. All votes aye.

Gering declared out of executive session at 8:06 pm.

Tjaden moved to advertise for sewer lining. Saarie seconded the motion. All votes aye.

Adjournment

S. Waltner moved to adjourn at 8:10 pm. Tjaden seconded motion. All votes aye.

Lisa Edelman, Finance Officer

Blaine Saarie, President