

Unapproved Minutes
Gettysburg, South Dakota
October 17,2005

Pursuant to the due call and notice thereof, the City Council met in special session on October 17,2005 at 7:00 at the City Finance Office. Those present included Mayor Jerald A. Bown, Sharleen Eliason, Finance Officer and Council members Bobbie Potts, Bill Wuttke, Pat Everson, Jack Axsom , Tonya Tanner and Larry Madsen. Also present was Joe Senyak, Chief of Police, Lonnie Potts, Tyler Jost, Greg Gerber, Don Archer and Emily Sovell, City Attorney.

The following building permits were presented to the Council:

Mardell Hause	E 50' of Lots 1,2,3 Block 4 Hurley's Addn	wind break by door
Brown Ins.	E 81'4" of Lots 23 & 24 Block 24 WTLC	Addn office extension
Howard & Gail Boke	Lots 7,8 & 9 WTLC Block 60	garage

Motioned by Wuttke, seconded by Madsen, motion carried to approve the building permits.

Liquor management agreements were discussed with representatives from the American Legion, VFW, Country Club and Firehouse Liquors and the Firehouse. State Codified Law states no liquor will be sold or consumed after 2:00 AM. The City's management agreement with each business states in number 12: Last call will be announced at 1:45AM with flashing of lights and that all **customers shall be off the premises** at 2:15 AM and that everyone shall be off the premises at 2:30AM. Joe Senyak, Chief of Police, stated that there have been some violations of this and that some customers are there later than the agreement stipulates.

Emily Sovell, City attorney, stated that in checking with other towns they have in their agreements that at 2:00AM customers shall be off the premises and that our City should have penalties in place if there is violations. Don Archer stated that he felt it would be beneficial if the Police would appear in the liquor establishments at 1:45AM instead of coming in at 2:15AM. Joe Senyak stated that he doesn't want to hassle customers but safely enforce the rules that the Council has set. Council member Axsom stated that the City needs cooperation because the City is the license holder and it does fall on the City's liability if there are problems. At this time Joe Senyak presented to the Council a proposed ordinance change to help elevate problems. No action was taken at this time but it will be discussed again at the next council meeting.

Motioned by Axsom, seconded by Wuttke, motion carried to go into executive session for legal issues at 7:50PM.

Council reconvened at 8:15 PM. Motioned by Axsom, seconded by Wuttke , motion carried (Potts abstained)to approve the voucher for payment of Jensens Rock and Sand in the amount of \$5,655.60 for sewer supplies and gravel.

In round table discussion Axsom asked the Council members for their list for code enforcement. Council member Everson stated that there is an old well house located in the Eastern part of town and that the lock is gone and it should be locked at all times for safety reasons. It was discussed that perhaps the City could contact DENR for advice on capping this well. Mayor Bown stated

that he will be gone for two weeks and that the City Rubble site is scheduled for review by DENR on Oct 18,2005.

Joe Senyak, Chief of Police, stated that he has been checking on vehicles. He presented pictures to the Council a 2004 Chev Blazer that has less than 20,000 miles for \$14,997.00. No action taken at this time.

There being no further business motioned by Wuttke, seconded by Madsen, motion carried to adjourn at 8:25 PM.

Attest:

Witness:

Sharleen Eliason, Finance Officer

Jerald A. Bown, Mayor