

MINUTES OF THE SPECIAL MEETING OF THE SALEM CITY COUNCIL HELD IN THE SALEM ARMORY KITCHEN IN SALEM SOUTH DAKOTA ON MONDAY, NOVEMBER 22, 2021, AT 6:00 P.M.

Mayor Shawn English called the meeting to order with Council Members Doug Mokros, Ron Mayrose, Mary Jo Heiberger, and Marc Harris present. Foreman Dustin Weber: Jeff & Larry Twedt of Twedt Construction and Rebecca Grace were also present. Council members Mitchell Rayman and Jackie Montreal were absent. Motions made were unanimous of Council members present unless roll call identifies otherwise.

Mayor English called the meeting to order and stated the meeting was called to consider Rebecca Grace's request to allow digging into a city street for water/sewer service lines at 401 W Vermont Ave.

Grace addressed the Council regarding her request stating last item to do at the house is the water and sewer service lines and due to contractor being behind it was not done prior to the October 15th cutoff.

Jeff Twedt is requesting to allow them to dig on Monday, November 29th. Weather conditions are still favorable and should take only a day or two to complete the job.

Discussion held by Council with concerns of setting a precedent. Mokros and Mayrose feel the deadline is in place for a reason and should adhere to it. Harris and Heiberger stated there is a clause in the ordinance allowing Council to approve if weather is favorable.

Motion Harris, second Heiberger, to approve request of Rebecca Grace to allow digging of water & sewer service lines at 401 W Vermont Ave. On roll call (2) "Aye" (Harris, Heiberger); (2) "Nay" (Mokros, Mayrose). Motion failed.

Further discussion was held.

Mayor read the clause in Chapter 6.0202 – Street Excavations of the City Ordinances: *"No excavation will be allowed in the city streets between October 15 and April 15; unless it is an emergency, or the council approves excavation due to favorable weather conditions. All excavation started between April 15 and October 15 shall be properly filled before the October 15 deadline. The only time the above does not apply is when the city is doing the work and acting as general contractor, such as, water main replacement and/or breaks unless, contracted out."*

Motion Mokros, second Harris, carried, to approve request of Rebecca Grace to allow digging of water & sewer service lines at 401 W Vermont Ave with the stipulation that work must be completed by Friday, December 3, 2021.

Motion Heiberger, second Harris, carried, to adjourn at 6:20 PM.

Dated this 22nd day of November 2021, at Salem, South Dakota.

(SEAL)

Shawn English
Mayor

ATTEST:

Lori Heumiller
Finance Officer