

FORT PIERRE CITY COUNCIL  
REGULAR MEETING  
January 7, 2013

The regular meeting of the Fort Pierre City Council was called to order by Mayor Tidball at 7:30 pm. Members present for Roll Call were Bernhard, Cronin, Gabriel, Rathbun, and Ricketts. Officials present were Cromwell, Heezen, Lawrence, and Thorson.

**Agenda.** Gabriel moved and Bernhard seconded to approve the agenda. Motion passed on Voice Vote.

**Consent Calendar.** Cronin moved and Gabriel seconded to approve the following Consent Calendar items: 12/17/12 Minutes; Raffle Permit-OHA fundraiser-Kathy Norwick-1/19/13-3/3/13 fundraiser. Motion passed on Voice Vote.

**Ord 919 Alternative Energy Sources, Final Reading.** Rathbun moved and Cronin seconded to approve Ord 919 Alternative Energy Sources, establishing guidelines and regulations for customers who choose to put alternative energy sources into place. Entire ordinance published separately. Motion passed on Voice Vote

**Morris CCO #1, Missouri Street Sanitary Sewer.** Rathbun moved and Ricketts seconded to approve CCO #1 in the amount of \$34,330.21. Motion passed on Voice Vote.

**Morris Pay Request #1-Missouri Street Sanitary Sewer.** Ricketts moved and Rathbun seconded to approve pay request #1 from Morris for Missouri Street Sanitary Sewer in the amount of \$155,909.26. Motion passed on Voice Vote.

**Petition to Vacate ROW.** Bernhard moved and Gabriel seconded to set a public hearing on Feb 4 at 7:35 pm for the purpose of getting public input on the request to vacate the ROW described as follows: the 20' wide alley spanning between Lots 16 through 18 and 19 through 24 all of Block 32, Original Townsite, City of Fort Pierre, Stanley County, South Dakota. Motion passed on Voice Vote.

**Package Liquor License Application-4 Caballeros.** Ricketts moved and Bernhard seconded to accept the purchase of the package liquor license in the amount of \$4000 as set by Resolution 2012-24, pending successful public hearing and application to the State. Motion passed on Voice Vote, with Rathbun opposed.

**Set Public Hearing-Package Liquor License-4 Caballeros.** Bernhard moved and Cronin seconded to set a public hearing on 1/22/13 at 7:35 pm for the purpose of getting public input on the issuance of the package liquor license to the 4 Caballeros. Motion passed on Voice Vote.

**Resolution 2013-02 Certifying Officer Community Access Grant-Island Drive.** The following resolution was considered:

RESOLUTION #2013-02  
City of Fort Pierre Island Drive Improvement Project-Phase I

WHEREAS, the City of Fort Pierre is the recipient of a Community Access Grant from the State of South Dakota Department of Transportation to assist with the Fort Pierre Island Drive Improvements Project—Phase I; and

WHEREAS, the City of Fort Pierre is required to designate a certifying officer for the purpose of signing required documents pertaining to this grant;

NOW, THEREFORE BE IT RESOLVED, that the Mayor of the City of Fort Pierre, be hereby designated as the city's official for the purpose of signing the SDDOT grant agreement;

FURTHER, BE IT RESOLVED that the Mayor, be hereby designated as the city's official for the purpose of signing contracts, correspondence, pay requests, and other required documents; and

This resolution is effective upon passage.

Ricketts moved and Cronin seconded to approve Resolution 2013-02 as presented. Motion passed on Voice Vote

**Administrative Assistant Agreements for CDBG Grant with CSDED-6<sup>th</sup> Ave Sanitary Sewer and 3<sup>rd</sup> Ave/4<sup>th</sup> St Storm Sewer.** Gabriel moved and Bernhard seconded to approve the agreements with the Central SD Enhancement District for administrative assistance with the 2 CDBG grants, 6<sup>th</sup> Ave Sanitary Sewer and 3<sup>rd</sup> Ave/4<sup>th</sup> St Storm Sewer. Motion passed on Voice Vote.

**Resolution 2013-03 Sunshine Outlot Plat Approval-Sonnenschein.** The following resolution was Considered:  
**RESOLUTION NO. 2013-03**

**A RESOLUTION APPROVING THE PLAT OF SUNSHINE OUTLOT 1A BEING A SUBDIVISION OF A PORTION OF A DEED DESCRIPTION FILED THE 28<sup>TH</sup> DAY OF MAY, 1974 IN BOOK 204 OF DEEDS, PAGE 355, STANLEY COUNTY REGISTER OF DEEDS, LYING IN OUTLOT – 1, CITY OF FORT PIERRE, STANLEY COUNTY, SOUTH DAKOTA**

**WHEREAS,** Bertha Sonnenschein Estate is the owner of record of the real property legally described as:

Sunshine Outlot of 1A being a subdivision of a portion of a deed description filed the 28<sup>th</sup> day of May, 1974 in book 204 of deeds, page 355, Stanley County Register of Deeds, lying in Outlot - 1, City of Fort Pierre, Stanley County, South Dakota, and

**WHEREAS,** the party has caused the same to be surveyed and re-platted, hereafter to be known as Sunshine Outlot of 1A being a subdivision of a portion of a deed description filed the 28<sup>th</sup> day of May, 1974 in book 204 of deeds, page 355, Stanley County Register of Deeds, lying in Outlot - 1, City of Fort Pierre, Stanley County, South Dakota, and

**WHEREAS,** the plat of the above described property has been executed according to statute, and

**BE IT RESOLVED,** that the City Council in and for the City of Fort Pierre, South Dakota does hereby approve said Plat of Sunshine Outlot of 1A being a subdivision of a portion of a deed description filed the 28<sup>th</sup> day of May, 1974 in book 204 of deeds, page 355, Stanley County Register of Deeds, lying in Outlot - 1, City of Fort Pierre, Stanley County, South Dakota.

Rathbun moved and Gabriel seconded to approve Resolution 2013-03 as presented. Motion passed on Voice Vote.

**Ord 961 Q-6-106.** Cronin moved to introduce Ord 961 adding mini-storage over 4,000 square feet to the conditional uses listed for Highway Commercial.

**Claims.** The following claims were submitted:

Animal Clinic of Pierre	66.00	Knecht Home Center	75.66
Banyon Data Systems	770.00	MicroFix	105.00
Bottomline Welding	14.25	MMUA	350.00
Bottomline Welding	97.50	MMUA	275.00
Bottomline Welding	14.40	Morris	247.44
Business Forms & Accounting Systems	1,354.10	Northwest Pipe Fittings	171.92
Business Forms & Accounting Systems	325.73	Running's Supply	28.45
Butler Machinery Company	217.08	S.D. Assoc of Rural Water Systems	1,600.00
Butler Machinery Company	217.08	S.D. Association of Code Enforcement	40.00
Carolyn M. Deal	1,000.00	S.D. Building Officials' Association	50.00
Central Caissons	330.00	S.D. Bureau of Administration	28.94
Century Business Products	67.85	S.D. Department of Revenue	26.00
Century Link	253.60	S.D. Electrical Council	40.00
Christy Lumber	24.44	S.D. Government Finance Officers' Association	40.00
Christy Lumber	106.48	S.D. Human Resource Association	25.00
City of Pierre	455.00	S.D. Mun. League Workers Comp.	18,570.00
Community Youth Involved Center	2,500.00	S.D. Municipal League	1,366.18
Dakota Pump & Control Co.	12,360.00	S.D. Municipal Street Maintenance Association	35.00
Dakota Pump & Control Co.	10,450.00	S.D. Public Assurance Alliance	15,937.00
DeWild Grant Reckert and Associates Company	304.50	S.D. Water & Wastewater Assn	10.00
Display Sales Company	206.50	Sanitation Products	1,204.60
Eddie's Truck Sales	39.00	SDDENR	1,500.00
Eddie's Truck Sales	54.21	Sharpe Enterprises	70.00
Eddie's Truck Sales	16.95	Shawn or Claire Mohr	6.07

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Eddie's Truck Sales	93.94	Sheehan Mack Sales and Equipment	206.33
Engineering America	12,000.00	Smith's Fire Extinguisher	117.89
Farnams NAPA Genuine Parts	52.72	Stanley County	1,000.00
Fastenal Company	85.39	Sutley's Town and Ranch	4.99
Government Finance Officers Association	160.00	Tim & Juanita Hughes	150.00
Grossenburg Implement	97.26	TMA	557.68
Hogen's Hardware Hank	47.98	United Systems Technology	3,900.00
Hughes County Emergency Services	600.00	United Systems Technology	100.00
Klein's Office Plus	110.27	United Systems Technology	170.00
Knecht Home Center	281.13	West River/Lyman Jones Rural Water	10,704.54
		Total	103,487.05

Dec ACH Claims:

Capital Area Refuse	335.65	Montana Dakota Utilities	4.45
City of Fort Pierre	5,211.20	First Bank	47,499.99
Envirotech Waste Services	119.00	S.D. Department of Revenue	9,038.72
First National Bank - S.F.	7,526.31	Wells Fargo Payment Remittance Center	168.36
Fleet Services	4,562.05	Kinetic Leasing	23,711.00
Missouri River Energy Services	90,405.79	West Central Electric Co-op	275.27
		Total	188,857.79

Dec Payroll Related:

Avera	6,645.12	Office of Child Support Enforcement	447.00
American Family Insurance	572.66	Optilegra	93.61
City of Fort Pierre	102.00	Payroll 11/8 & 11/21	56,001.18
City of Fort Pierre	348.32	S.D. Retirement System	7,328.30
EFTPS - Internal Revenue Service	14,747.04	S.D. Supplemental Retirement Plan	1,700.00
Kansas City Life	91.26	Total	88,076.49

Cronin moved and Gabriel seconded to pay the claims as submitted. Motion passed on Voice Vote.

**Reports.** 1.) Heezen reported that we have filed a certificate of completion on the Drainage Ditch project, freeing up \$495,549 in debt limit that was allocated to the project through SRF funds. 2.) Heezen reported that the notice of election will be published in the paper 1/18/13 and 1/25/13 for the April 9 election. 3.) Lawrence reported that he will be attending FEMA flood plain admin training in Chamberlain 2/12-2/13. Cronin moved and Rathbun seconded to approve travel for Lawrence. Motion passed on Voice Vote. 4.) Lawrence reported that the insurance company of the driver that hit the switch near Sale Barn Road has reimbursed the City for damages. 5.) Lawrence indicated we will be processing an approach permit on 1806 to allow access to cross the recreation trail. We will also need to come up with an agreement for use. 6.) Lawrence updated on the status of the Depot project, stating that the footings are in, forms for walls will be done tomorrow, and walls will possibly be poured this Thursday. 7.) Lawrence indicated that there is a utility risk management meeting on 2/27 in Sioux Falls, sponsored by MRES.

**Executive Session.** Ricketts moved and Bernhard seconded to approve entering into Executive Session at 8:22 p.m. for the purpose of discussing personnel and legal matters in accordance to SDCL 1-25-2 (1)&(3). Motion passed on Voice Vote. Tidball declared an end to the Executive Session at 8:51 p.m.

**Resolution 2013-01 2013 Employee Salaries.** The following resolution was considered:

**RESOLUTION NO 2013-01**

**A RESOLUTION APPROVING THE 2013 SALARY AND WAGE SCHEDULE FOR THE CITY OF FORT PIERRE EMPLOYEES.**

**WHEREAS,** South Dakota Codified Law provides that the governing board of each municipal corporation shall publish a complete list of all the salaries of all officers and employees and thereafter shall publish once any salary paid to any officer or employee who has been added or whose salary has been increased, and

**WHEREAS**, it is the intent of the City Council to provide a quality work environment and incentives for employees to improve job skills, now therefore

**BE IT RESOLVED**, that the City Council, in and for the City of Fort Pierre, South Dakota does hereby approve the following salaries and wages:

<b>Hourly Paid Personnel</b>			<b>Salaried Personnel</b>		
Carolyn Deal	\$16.24	Hourly	Roxanne Heezen	\$63,544.00	Annually
Bill Doolittle	\$10.33	Hourly	Brad Lawrence	\$70,012.80	Annually
Willie Gloe	\$16.16	Hourly	Vernon Thorson	\$64,209.60	Annually
Jodi Reinert	\$16.72	Hourly			
Bob Goff	\$24.85	Hourly			
Brandon Lounsbury	\$19.90	Hourly	<b>Elected &amp; Appointed Officials</b>		
Dan Myers	\$24.85	Hourly	Mayor	\$8,870.42	Annually
Terry Schroer	\$27.23	Hourly	Council Members	\$5,850.16	Annually
Shannon Crawford	\$16.80	Hourly	Planning & Zoning	\$40.00	Per Meeting
Dean Raymond	\$17.89	Hourly	Board of Adjustment		
Lanny Hoffer	\$18.89	Hourly	& Appeals	\$40.00	Per Meeting
Louis Young	\$17.87	Hourly			
Brody Anderson	\$15.94	Hourly			
Joey Montana	\$21.54	Hourly			
Shannon Stewart	\$17.74	Hourly			

Bernhard moved and Rathbun seconded to approve Resolution 2013-01 regarding 2013 employee salaries, being a 2.5% increase. Motion passed on Voice Vote

**Adjournment.** With no further business, Tidball declared the meeting adjourned at 9:14 p.m.

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Sam Tidball, Mayor

ATTEST:  
(SEAL)

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Roxanne Heezen, Finance Officer