

FORT PIERRE CITY COUNCIL
REGULAR MEETING
January 6, 2014

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, Hanson, Rathbun, and Ricketts. Officials present were Cromwell, Lawrence, Heezen, and Thorson.

Agenda. Hanson moved and Rathbun seconded to approve the agenda. Motion passed on Voice Vote.

Consent Calendar. Bernhard moved and Hanson seconded to approve the following Consent Calendar items: 12/16/13 Minutes. Motion passed on Voice Vote.

Public Hearing for Vacation of ROW-Deb Gates. Tidball opened the public hearing at 7:35 p.m. for the purpose of getting public input on the vacation of ROW described as: the portion of Whispering Shores Drive adjoining Lot 50, Block 1 and Lot 1 Block 7, Vintage Square Estates, Fort Pierre, Stanley County, South Dakota. A utility and drainage easement is reserved on the vacated ROW. The following resolution was presented:

RESOLUTION NO. 2014-01

A RESOLUTION VACATING THE PORTION OF WHISPERING SHORES DRIVE ADJOINING LOT 50, BLOCK 1 AND LOT 1 BLOCK 7, VINTAGE SQUARE ESTATES, FORT PIERRE, STANLEY COUNTY, SOUTH DAKOTA.

WHEREAS, a petition to vacate the portion of Whispering Shores Drive adjoining Lot 50, Block 1 and Lot 1 Block 7, Vintage Square Estates, Fort Pierre, Stanley County, South Dakota. A utility and drainage easement is reserved on the vacated ROW.

Having been filed in the office of the Finance Officer, and

WHEREAS, the City Council has caused two public notices in The Capitol Journal (12/6/13 and 12/13/13), a legal newspaper in and for the County of Stanley, State of South Dakota, notifying the public that on January 6, 2014 at 7:35 p.m. the time and place, when and where said petition was heard and considered by the Fort Pierre City Council, at which time the City was to investigate, consider and hear the testimony of all parties interested, and

WHEREAS, the City Council determined at its regular meeting on the 6th day of January, 2014 at 7:35 p.m. that the public interest would be better served by such proposed vacation of the public right-of-way in question, now therefore

BE IT RESOLVED AND ORDERED, that the street in question being described as follows:

The portion of Whispering Shores Drive adjoining Lot 50, Block 1 and Lot 1 Block 7, Vintage Square Estates, Fort Pierre, Stanley County, South Dakota.

Is hereby vacated pursuant to City Council's acceptance, which vacation shall take effect immediately and be subject to referendum as other resolutions pursuant to the South Dakota Compiled Laws of 1967, Chapter 9-45 as amended, now therefore

BE IT FURTHER RESOLVED AND ORDERED, that the City Finance Officer shall file for record and duly record such vacation in the office of the Register of Deeds of Stanley County of South Dakota.

Bernhard moved and Ricketts seconded to approve Resolution 2014-01 as presented. Motion passed on Voice Vote. Hearing no public comments, Mayor Tidball declared an end to the public hearing at 7:39 p.m.

Public Hearing-Vacation of ROW-Randall Wright. Tidball opened the public hearing at 7:39 p.m. for the purpose of getting public input on the vacation of ROW described as: the portion of Levee Street and Teton Street adjoining Block 13, all in Stanley Townsite, all lying in the North Half of Section 21, township 5 North, Range 31 East of the Black Hills Meridian, Fort Pierre, Stanley County, South Dakota. The following resolution was presented:

RESOLUTION NO. 2014-02

A RESOLUTION VACATING THE PORTION OF LEVEE STREET AND TETON STREET ADJOINING BLOCK 13, ALL IN STANLEY TOWNSITE, ALL LYING IN THE NORTH HALF OF SECTION 21, TOWNSHIP

5 NORTH, RANGE 31 EAST OF THE BLACK HILLS MERIDIAN, FORT PIERRE, STANLEY COUNTY, SOUTH DAKOTA.

WHEREAS, a petition to vacate the portion of Levee Street and Teton Street adjoining Block 13, all in Stanley Townsite, all lying in the North Half of Section 21, township 5 North, Range 31 East of the Black Hills Meridian, Fort Pierre, Stanley County, South Dakota.

Having been filed in the office of the Finance Officer, and

WHEREAS, the City Council has caused two public notices in The Capitol Journal (12/6/13 and 12/13/13), a legal newspaper in and for the County of Stanley, State of South Dakota, notifying the public that on January 6, 2014 at 7:35 p.m. the time and place, when and where said petition was heard and considered by the Fort Pierre City Council, at which time the City was to investigate, consider and hear the testimony of all parties interested, and

WHEREAS, the City Council determined at its regular meeting on the 6th day of January, 2014 at 7:35 p.m. that the public interest would be better served by such proposed vacation of the public right-of-way in question, now therefore

BE IT RESOLVED AND ORDERED, that the street in question being described as follows:

the portion of Levee Street and Teton Street adjoining Block 13, all in Stanley Townsite, all lying in the North Half of Section 21, township 5 North, Range 31 East of the Black Hills Meridian, Fort Pierre, Stanley County, South Dakota.

Is hereby vacated pursuant to City Council’s acceptance, which vacation shall take effect immediately and be subject to referendum as other resolutions pursuant to the South Dakota Compiled Laws of 1967, Chapter 9-45 as amended, now therefore

BE IT FURTHER RESOLVED AND ORDERED, that the City Finance Officer shall file for record and duly record such vacation in the office of the Register of Deeds of Stanley County of South Dakota.

Hanson moved and Ricketts moved to amend the resolution to exclude Block 45. Motion passed on Voice Vote. Rathbun moved and Ricketts seconded to approve Resolution 2014-02 as amended. Motion passed on Voice Vote. Hearing no public comments, Mayor Tidball declared an end to the public hearing at 7:55 p.m.

Temp Liquor Lic-Delta Waterfowl. Cronin moved and Bernhard seconded to approve the temp liquor license for Delta Waterfowl, February 18, 2014 at the CYI Center. Motion passed on Voice Vote.

Ord 972-Utility Rates, 2nd Reading. Ricketts moved and Bernhard seconded to amend Ord 972 increasing the change in sewer minimum to \$2 per month. Motion passed on voice vote. Ricketts moved and Bernhard seconded to approve Ord 972-Utility Rates, increasing the monthly sewer minimum \$2 for users within the city limits and \$3 for users outside the city limits to decrease the deficit on the fund. Motion passed on Voice Vote, with Rathbun voting Nay.

Personnel. Cronin moved and Hanson seconded to approve a probationary \$.50 pay increase for Dennis Face. Motion passed on Voice Vote.

Walleye Drive Pay Request #1-Sharpe. Bernhard moved and Hanson seconded to approve pay request #1 for Walleye Drive with Sharpe Enterprises in the amount of \$55,744.00. Motion passed on Voice Vote.

Antenna Lease Site Agreement. Cronin moved and Rathbun seconded approve entering into the Antenna Lease Site Agreement with Hughes County Emergency Management at an annual cost of \$600. Motion passed on Voice Vote.

2014 Electric License. Cronin moved and Bernhard seconded to approve the 2014 Electric License for King Electric. Motion passed on Voice Vote.

Claims. The following claims were submitted:

American Medical Response	1,462.50	JC Office Supply	14.37
American Medical Response	1,950.00	Lyle Signs	249.50
American Water Works Association	295.00	Michael Todd & Company	2,707.29
Animal Clinic of Pierre	148.00	MMUA	350.00
AT&T Mobility	202.92	Morris	105.00

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Banyon Data Systems	795.00	NASASP	39.00
Border States Electric Supply	244.62	Pierre Area Convention & Visitors Bureau	3,625.00
Bottomline Welding	36.00	Pierre Area Convention & Visitors Bureau	150.00
Butler Machinery Company	664.26	Pitney Bowes	401.97
Central Caissons	330.00	PUBLIC HEALTH LABORATORY	381.00
Central Caissons	585.00	River Cities Transit	6,500.00
Central S.D. Enhancement District	2,400.00	Running's Supply	37.99
Central SD RSVP	1,500.00	S.D. Association of Code Enforcement	40.00
Century Business Products	230.16	S.D. Building Officials' Association	55.00
CenturyLink	257.11	S.D. Department of Environment and Natural Resourc	1,500.00
CenturyLink	178.44	S.D. Electrical Council	40.00
City of Pierre	1,427.50	S.D. Government Finance Officers' Association	40.00
City of Pierre	2,327.25	S.D. Human Resource Association	25.00
City of Pierre	390.00	S.D. Mun. League Workers Comp.	19,087.00
City of Pierre	1,250.00	S.D. Municipal Electric Association	1,608.00
City of Pierre	953.50	S.D. Municipal League	1,411.94
Community Youth Involved	2,500.00	S.D. Municipal Street Maintenance Association	35.00
Eddie's Truck Center	114.79	S.D. Public Assurance Alliance	16,407.00
Eddie's Truck Center	300.00	Sheehan Mack Sales and Equipment	174.51
Eddie's Truck Center	(66.81)	Sheehan Mack Sales and Equipment	2,087.00
Eddie's Truck Center	182.78	Stanley County	1,000.00
Eddie's Truck Center	48.00	Stanley County Law Enforcement	67,426.00
Eddie's Truck Center	54.83	T&R Service	75.00
Esri	400.00	Terry Schroer	122.10
Farnams NAPA Genuine Parts	8.50	Tim & Juanita Hughes	150.00
Fastenal Company	111.93	Titan Machinery	51.75
Fort Pierre Development Corporation	13,825.00	United Systems Technology	4,095.00
Fort Pierre Fire Department	19,787.50	United Systems Technology	100.00
Government Finance Officers Association	160.00	United Systems Technology	180.00
Great Plains Landscaping	366.57	West River/Lyman Jones Rural Water	11,124.96
JC Office Supply	33.99	Zander Auto Parts	606.86
		Total	197,457.58

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

Reports. 1.) Heezen reported on sales tax collections through October sales. 2.) Heezen reported that occupancy tax money has been remitted by the 2 hotels for October and November occupancy and both month exceeded \$5,000. 3.) Heezen reported that petitions for the April 8 election can be picked up starting 1/31. Heezen reported that the auditor is coming on 1/7 to verify inventory counts with the rest of the audit scheduled for April. 5.) Lawrence indicated that we are close to closing on the property at 406 Deadwood. 6.) Lawrence reported on the 2013 Building Permits. 7.) Lawrence indicated that we no longer have to be concerned about the issue with fire hydrant lead and drinking water because the proposed regulations did not pass. 8.) Lawrence reported on the proposed plowing schedule and the 2 plows and 2 loaders that we are renting from Sheehan.

Adjournment. With no further business, Tidball declared the meeting adjourned at 8:33 pm.

Sam Tidball, Mayor

ATTEST:
(SEAL)

Roxanne Heezen, Finance Officer