

FORT PIERRE CITY COUNCIL  
REGULAR MEETING  
February 3, 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, Gabriel, Hanson, and Ricketts, absent Rathbun. Officials present were Cromwell, Lawrence, Heezen, and Thorson.

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

**Consent Calendar.** Cronin moved and Bernhard seconded to amend the minutes to list members that are absent and to include comments made by Cronin regarding the condition of streets in Ward I. Motion passed on Voice Vote. Hanson moved and Ricketts seconded to approve the following Consent Calendar items: 1/21/14 Amended Minutes; Open Container Permit-CYI-2/18/14-SC Democrats. Motion passed on Voice Vote.

**Moving Permit-Christopherson.** Lawrence explained to council that he did not recommend the approval of the requested moving permit because the proposed structure to be moved is a manufactured home and our ordinances do not support moving such structures outside of a mobile home court. Based on that recommendation, Cronin moved and Bernhard seconded to deny the moving permit. Motion passed on Voice Vote.

**Transfer Property to Fort Pierre Dev Corp.** Bernhard moved and Hanson seconded to approve the transfer of property addressed as 406 N Deadwood to the Fort Pierre Development Corporation and to authorize the Mayor to sign necessary documents. Motion passed on Voice Vote. Motion passed on Voice Vote.

**Petition to Vacate ROW-Pexa.** Hanson moved and Gabriel seconded to set a public hearing on March 3 at 7:35 p.m. for the purpose of getting public input on the Vacation of ROW requested by Gary Joel Pexa. Motion passed on Voice Vote.

**Temp Liquor Lic-United Way @ CYI.** Ricketts moved and Cronin seconded to set a public hearing for 2/19 for the purpose of getting public input on the issuance of a temporary liquor lic to the United Way at the CYI on 2/27/14. Motion passed on Voice Vote.

**Animal Care Contract.** Ricketts moved and Bernhard seconded to defer action on the 2014 Animal Care Contract until the 2/18/14 meeting. Motion passed on Voice Vote.

**3<sup>rd</sup> Ave/4<sup>th</sup> St Storm Sewer-CDBG-Bids/Award.** The following bid was received on the 3<sup>rd</sup> Ave/4<sup>th</sup> St Storm Sewer project: Morris \$330,660.50. Ricketts moved and Bernhard seconded to defer action, waiting to hear back on a request submitted to GOED for additional CDBG funds. Bidder has agreed to go beyond the 30 day time period while we wait to hear back on funding. Ricketts moved and Bernhard seconded to defer action until the next council meeting. Motion passed on Voice Vote.

**2014 Plumbing License-R&K Mechanical.** Ricketts moved and Hanson seconded to approve the 2014 plumbing license for R&K Mechanical. Motion passed on Voice Vote.

**Liquidated Damages-Lagoon Improvements Project-Sharpe.** Council discussed the delay in the Lagoon Improvements project and determined that 20 days would be used to calculate liquidated damages. Although the actual delay was more than 20 days, it was determined that weather and other conditions outside of the control of the contractor accounted for all but 20 days. Ricketts moved and Cronin seconded to assess Sharpe \$10,000 in liquidated damages (20 days @ \$500/day). Motion passed on Voice Vote, with Bernhard opposed.

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

AT&T Mobility	204.52	Morris	568.63
Briggs Trucking	1,170.00	Morris	591.71
Central Caissons	330.00	Pheasant Country Express	1,720.00
Century Business Products	163.57	Pheasant Country Express	1,700.80
CenturyLink	257.31	Resco	5,164.00
Community Youth Involved	2,500.00	Running's Supply	71.96
DAN MYERS	42.00	Running's Supply	14.10

020314 Minutes

DGR Engineering	5,927.50	Running's Supply	37.65
Display Sales Company	553.25	Running's Supply	40.98
Dueco	41.45	Sheehan Mack Sales and Equipment	3,057.00
Eddie's Truck Center	81.51	Sheehan Mack Sales and Equipment	2,087.00
Ferguson Waterworks # 2516	309.00	Stanley County	1,000.00
Fort Pierre Fire Department	11,200.00	Sutley's Town and Ranch	15.10
JC Office Supply	118.37	Terry Schroer	42.00
JC Office Supply	37.59	Tim & Juanita Hughes	150.00
Lyle Signs	33.13	Zander Auto Parts	145.17
		Total	39,375.30

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

**Reports.** 1.) Heezen reported that one street PW has been submitted for FEMA closeout. 2.) Heezen indicated that required reports for 7<sup>th</sup> Ave Sewer, 3<sup>rd</sup>/4<sup>th</sup> Storm Sewer, and Lagoon Improvements have been submitted. 3.) Lawrence reported on the recent progress of the demolition of 2 dilapidated homes. 4.) Lawrence indicated that he had visited with property owners on a structure that will be removed after the probate period is over. 5.) Lawrence reported that the Utility committee met and reviewed the list of projects that need completed and they also looked at the budget funds available. Bernhard requested that we look at our debt limit and meet with the finance committee to see what our financing options might be.

**Adjournment.** With no further business, Tidball declared the meeting adjourned at 8:08 pm.

\_\_\_\_\_  
Sam Tidball, Mayor

ATTEST:  
(SEAL)

\_\_\_\_\_  
Roxanne Heezen, Finance Officer