

FORT PIERRE CITY COUNCIL
REGULAR MEETING
March 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, Rathbun and Ricketts. Officials present were Cromwell, Lawrence, and Heezen.

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

Consent Calendar. Cronin moved and Bernhard seconded to approve the following Consent Calendar items: 2/19/14 Minutes; Open Container Permits: ACS-CYI-4/12/14 and Cory Berg-Wedding-CYI-6/7/14. Motion passed on Voice Vote.

Public Hearing-Vacate ROW-Pexa. Tidball opened a public hearing at 7:35 p.m. for the purpose of getting public input on the Vacation of ROW as requested by Gary Joel Pexa. The following resolution was presented:

RESOLUTION NO. 2014-07

A RESOLUTION VACATING THE PORTIONS OF LEEVEE STREET ADJOINING LOTS 14, 15, AND 16 OF BLOCK 45, STANLEY TOWNSITE, FORT PIERRE, STANLEY COUNTY, SOUTH DAKOTA.

WHEREAS, a petition to vacate the portions of Levee Street adjoining lots 14, 15, and 16 of Block 45, Stanley Townsite, 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 (2/13/14 and 2/20/14), a legal newspaper in and for the County of Stanley, State of South Dakota, notifying the public that on March 3, 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 3rd day of March, 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 portions of Levee Street adjoining lots 14, 15, and 16 of Block 45, Stanley Townsite, 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.

Hearing no comments, Ricketts moved and Hanson seconded to approve the Vacation of ROW as requested. Motion passed on Voice Vote. Tidball declared an end to the public hearing at 7:37 p.m.

2013 Annual Report. Ricketts moved and Bernhard seconded to approve the 2013 Annual Report. Motion passed on Voice Vote.

Resolution 2014-05 – Caldwell Plat. The following resolution was presented:

RESOLUTION NO. 2014-05

A RESOLUTION APPROVING THE PLAT OF RON CALDWELL LOT 1, BEING A SUBDIVISION IN GOVT' LOT 2 AND THE S ½ NE 1/4, SECTION 4, T 4 N, R 31 E, OF THE B.H.M., STANLEY COUNTY, SOUTH DAKOTA.

WHEREAS, Ronald A. Caldwell and Mina Caldwell are the owners of record of the real property legally described as:

Ron Caldwell Lot 1, being a Subdivision in Govt' Lot 2 and the S ½ NE 1/4 , Section 4, T 4 N, R 31 E, of the B.H.M., Stanley County, South Dakota, and

WHEREAS, the party has caused the same to be surveyed and re-platted, hereafter to be known as Ron Caldwell Lot 1, being a Subdivision in Govt' Lot 2 and the S ½ NE 1/4 , Section 4, T 4 N, R 31 E, of the B.H.M., 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 Ron Caldwell Lot 1, being a Subdivision in Govt' Lot 2 and the S ½ NE 1/4 , Section 4, T 4 N, R 31 E, of the B.H.M., Stanley County, South Dakota.

Bernhard moved and Cronin seconded to approve Resolution 2014-05 as recommended by Planning & Zoning. Motion passed on Voice Vote, with Hanson abstaining.

Resolution 2014-06 – Teton Island Lot 3 Plat. The following resolution was presented:

RESOLUTION NO. 2014-06

A RESOLUTION APPROVING THE PLAT OF LOTS 3A & 3B, TETON ISLAND ADDITION, A SUBDIVISION OF LOT 3, TETON ISLAND ADDITION, CITY OF FORT PIERRE, STANLEY COUNTY, SOUTH DAKOTA.

WHEREAS, Twin Rivers, LLC is the owner of record of the real property legally described as:

Lots 3A & 3B, Teton Island Addition, a Subdivision of Lot 3, Teton Island Addition, 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 Lots 3A & 3B, Teton Island Addition, a Subdivision of Lot 3, Teton Island Addition, 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 Lots 3A & 3B, Teton Island Addition, a Subdivision of Lot 3, Teton Island Addition, City of Fort Pierre, Stanley County, South Dakota.

Cronin moved and Hanson seconded to approve Resolution 2014-06 as recommended by Planning & Zoning. Motion passed on Voice Vote.

Disability Month. Mayor Tidball presented a proclamation designating March as Disability Awareness Month.

Engineering Agreement for 2014 Street Projects. Bernhard moved and Cronin seconded to approve the engineering agreement with Brosz Engineering for work to be completed on Laframboise, Casey Tibbs, and Two Rivers in an amount not to exceed \$35,500. Motion passed on Voice Vote.

Engineering Agreement for Storm Sewer Backflow Prevention. Rathbun moved and Hanson seconded to defer action on the engineering agreement with Brosz Engineering for surveying work to be completed for storm sewer backflow prevention. Motion passed on Voice Vote.

DOT Transportation Grant. Tidball explained to Council that a new Federal DOT bill established a grant to assist communities plan for their transportation needs. Bernhard moved and Ricketts seconded to authorize the submission of the DOT Transportation Grant with Mayor Sam Tidball signing all necessary documents. Motion passed on Voice Vote.

Claims. The following claims were submitted:

All-Around Graphix	65.00	Fastenal Company	61.21
American Medical Response	1,462.50	Fort Pierre Development Corporation	5,303.76
AT&T Mobility	203.55	Grossenburg Implement	93.61
Border States Electric Supply	577.44	Running's Supply	51.52
Brosz Engineering	975.00	Running's Supply	34.99

030314 Minutes

Central Caissons	330.00	S.D. Assoc of Rural Water Systems	875.00
Century Business Products	159.05	S.D. Association of Code Enforcement	100.00
Century Business Products	230.16	S.D. Department of Revenue	52.00
CenturyLink	253.46	Sheehan Mack Sales and Equipment	2,087.00
Community Youth Involved	2,500.00	Sheehan Mack Sales and Equipment	2,087.00
Cory or Becky Morris	15.29	Stanley County	1,000.00
DGR Engineering	7,374.50	Tieszen Law Office	954.97
Eddie's Truck Center	12.86	Tim & Juanita Hughes	150.00
Eddie's Truck Center	15.65	Titan Machinery	320.18
Eddie's Truck Center	12.67	United Systems Technology	100.00
		Total	27,458.37

February Payroll Related Claims:

Avera	7,788.66	Office of Child Support Enforcement	447.00
American Family Insurance	499.04	Optilegra	93.64
City of Fort Pierre	152.00	Payroll	45,346.08
City of Fort Pierre	422.19	S.D. Retirement System	7,609.46
EFTPS - Internal Revenue Service	15,786.69	S.D. Supplemental Retirement Plan	1,725.00
Kansas City Life	74.36	United Way	40.00
		Total	79,984.12

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

Reports. 1.) Heezen reported that there will be an election on 4/8 with 4 mayoral candidates. 2.) Heezen reminded council that the Local Review Board will be meeting at 6:30 p.m. on 3/17. 3.) Lawrence reported that we missed the deadline for the May State surplus auction but will plan to review our equipment and put some items on the fall sale. 4.) Lawrence reported on the streets repaired by ward. 5.) Lawrence reported that we need to repair or buy a new VFD for the Super lift. He recommended that we buy a new one for \$10,300 because the cost is \$7,300 to fix the old one. Gabriel moved and Hanson seconded to authorize the purchase of the new VFD. Motion passed on Voice Vote. 6.) Lawrence discussed the SWE levels, comparing 2010, 2011, and 2014. 7.) Tidball indicated that he has been talking to Toby Morris with Dougherty & Company on financing options and set a special council meeting on 3/5 at 4:00 to discuss options further.

Adjournment. With no further business, Tidball declared the meeting adjourned at 8:29 pm.

Sam Tidball, Mayor

ATTEST:
(SEAL)

Roxanne Heezen, Finance Officer