

FORT PIERRE CITY COUNCIL  
APPROVED MINUTES  
REGULAR MEETING  
Monday, May 3, 2021

The regular meeting of the Fort Pierre City Council was held at the SD Municipal League conference room and called to order by Mayor Hanson at 6:30 pm. Members in attendance for Roll Call were Bernhard, L Cronin, R Cronin, Iversen, Kenzy, and Rathbun. Officials in attendance were Cromwell, Hahn, Heezen, Thorson, and Tibbs. Meeting was held via Zoom and in-person all motions are recorded as roll call votes.

**Oath of Office-Council Members.** The following members took the Oath of Office: Todd Bernhard, Alderman III for a two-year term to the Fort Pierre City Council; Rick Cronin, Alderman III for a one-year term to the Fort Pierre City Council; Callie Iversen, Alderman II for a two-year term to the Fort Pierre Council; Greg Kenzy, Alderman I for a two-year term to the Fort Pierre City Council.

**Approval of Agenda.** Bernhard moved and Kenzy seconded to approve the agenda as amended. Motion passed on roll call vote with Bernhard, L Cronin, R Cronin, Iversen, Kenzy, and Rathbun all voting aye.

**Conflict of Interest Declarations.** R Cronin declared a Conflict of Interest on the Right of Way Closure for the SD Firefighters Association.

**Reports.** 1.) Hanson informed council South Dakota Public Broadcasting is airing a program on 5/6/21 at 8 pm that will include Fort Pierre. 2.) Hanson reported to council that on 5/12/21 SDSU will be doing an Agribus Tour of the Fort Pierre area. 3.) Heezen informed council she had just received a draft ordinance on medical marijuana. 4.) Hahn reported to council on the Building Permits for the first quarter. 5.) Thorson informed council that sand blasting and painting of the pool has begun and working on getting the manholes ordered.

**2020 Annual Report.** Heezen explained the 2020 Annual Report that was included in the packet. She informed council that if a surcharge is associated with a debt it doesn't count against the debt limit. Heezen will provide council with a percentage of the debt limit at the next meeting. The Auditors will be in the office in June. Kenzy moved and R Cronin seconded to approve the 2020 Annual Report as presented. Motion passed on roll call vote with Bernhard, L Cronin, R Cronin, Iversen, Kenzy, and Rathbun all voting aye.

**Consent Calendar.** Rathbun moved and Kenzy seconded to approve the Consent Calendar: Minutes-4/19/21 Council Meeting and 4/28/21 Special Meeting. Motion passed on roll call vote with Bernhard, L Cronin, R Cronin, Iversen, Kenzy, and Rathbun all voting aye.

**Public Hearing.** Mayor Hanson called a public hearing at 6:48 pm to get public input on the Temporary Liquor License for the Casey Tibbs Rodeo Center for an event on 6/5/21 at the Stanley County Fairgrounds. She asked for proponents to the license. She heard none. She asked for opponents to the Temporary Liquor License. She heard none. Hearing no further comments, Hanson declared an end to the public hearing at 6:49 pm. Bernhard moved and Iversen seconded to approve the Temporary Liquor License at the Stanley County Fairgrounds for the Casey Tibbs Rodeo Center event on 6/5/21. Motion passed on roll call vote with Bernhard, L Cronin, R Cronin, Iversen, Kenzy, and Rathbun all voting aye.

**Public Hearing.** Mayor Hanson called a public hearing at 6:50 pm to get public input on the Temporary Liquor License for the Casey Tibbs Rodeo Center for an event on 6/9/21 at the Rodeo Center. She asked for proponents to the license. She heard none. She asked for opponents to the Temporary Liquor License. She heard none. Hearing no further comments, Hanson declared an end to the public hearing at 6:51 pm. Iversen moved and L Cronin seconded to approve the Temporary Liquor License at the Casey Tibbs Rodeo Center event on 6/9/21. Motion passed on roll call vote with Bernhard, L Cronin, R Cronin, Iversen, Kenzy, and Rathbun all voting aye.

**Public Hearing.** Mayor Hanson called a public hearing at 6:51 pm to get public input on the Temporary Liquor License for the Casey Tibbs Rodeo Center for an event on 6/18 & 19/21 at the Rodeo Center. She asked for proponents to the license. She heard none. She asked for opponents to the Temporary Liquor License. She heard none. Hearing no further comments, Hanson declared an end to the public hearing at 6:52 pm. Bernhard moved and Kenzy seconded to approve the Temporary Liquor License at the Casey Tibbs Rodeo Center event on 6/18 & 19/21. Motion passed on roll call vote with Bernhard, L Cronin, R Cronin, Iversen, Kenzy, and Rathbun all voting aye.

**Public Hearing.** Mayor Hanson called a public hearing at 6:52 pm to get public input on the Temporary Liquor License for the Casey Tibbs Rodeo Center for an event on 6/25 & 26/21 at the Rodeo Center. She asked for proponents to the license. She heard none. She asked for opponents to the Temporary Liquor License. She heard none. Hearing no further comments, Hanson declared an end to the public hearing at 6:53 pm. Bernhard moved and Kenzy seconded to approve the Temporary Liquor License at the Casey Tibbs Rodeo

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Center event on 6/25 & 26/21. Motion passed on roll call vote with Bernhard, L Cronin, R Cronin, Iversen, Kenzy, and Rathbun all voting aye.

**Appointment of FO, PWD, City Attorney, Official Newspaper, Official Depository, Committees/Boards.** Mayor Hanson appointed the following: Roxanne Heezen as Finance Officer; Rick Hahn as Director of Public Works; Tieszen Law Office as Legal Counsel; Capital Journal as Official Newspaper; American Bank & Trust as Official Depository, along with First National Bank, Pierre, Wells Fargo Bank, Bank West, South Dakota FIT, US Bancorp, Reinke Gray Wealth Management, Dakota Prairie Bank; Finance Committee: Todd Bernhard, Callie Iversen, Larry Cronin; Park Committee: Carl Rathbun, Rick Cronin, Larry Cronin; Personnel Committee: Todd Bernhard, Callie Iversen, Greg Kenzy; Utility Committee: Greg Kenzy, Carl Rathbun, Rick Cronin; Ambulance Committee: Carl Rathbun; Transit Board: Greg Kenzy; Expo Steering Committee: Rick Cronin; Law Enforcement: Callie Iversen and Todd Bernhard; Fort Pierre Economic Development Corp Representative: Larry Cronin; Teton Island Business Park Association Representative: Gloria Hanson; Verendrye Museum Board: Larry Cronin; BAA: Dave LaRoche, Barb Bonhorst, Shaun Leafgreen, Doug Day, Mark Louder; P&Z: Jaci Keller, Britt Williams, Jay Tople, Mike Durick, Ryan Krueger, Terry Kvislen; Civic Pride Committee: Kara Semmler, Eric Drageset, Roger Novotny, Ron Schreiner, Eileen Fischer, Tim Hughes and Lorri Rathbun; BID Board: Callie Iversen, Kalyn Eulberg, Scott Deal, Mike Weisgram, Emily Steber, Nicole Schwinler, and Casey Cowan; Pierre/Fort Pierre Historic Preservation: Don Zeller, Sunny Hannum, Deb Gates, Kelly Waage, Robert Kean, Kelli Buscher, Donna Leslie; Arber Board: Ron Schreiner, Dan McCormick, Peggy Laurenz, Chuck Humphrey, Aaron Semmler. Bernhard moved and R Cronin seconded to accept the Appointment of FO, PWD, City Attorney, Official Newspaper, Official Depository, and Committees as presented. Motion passed on roll call vote with Bernhard, L Cronin, R Cronin, Iversen, Kenzy, and Rathbun all voting aye.

**Council Pres/Vice Pres.** Rathbun moved and L Cronin seconded to nominate Greg Kenzy as Council President. Bernhard moved and R Cronin seconded to cease nominations. The Cease nomination motion passed on roll call vote with Bernhard, L Cronin, R Cronin, Iversen, and Rathbun voting aye. Kenzy abstained. R Cronin moved and Bernhard seconded to nominate L Cronin as Council Vice President. Kenzy moved and Iversen seconded to cease nominations. The cease nomination motion passed on roll call vote with Bernhard, R Cronin, Iversen, Kenzy, and Rathbun all voting aye. L Cronin abstained.

**Part-Time/Summer Staff.** Bernhard moved and R Cronin seconded to approve the following Summer Staff in Parks: Shali Nickels at \$10.15/hour; Pool: Kolbi Solberg at \$11.65/hour, Ashton Lee at \$10.15/hour, Sydney Youngberg at \$10.15/hour; Inmate Supervisor: Judy Staples at \$17.00/hour. Motion passed on roll call vote with Bernhard, R Cronin, Iversen, Kenzy, and Rathbun all voting aye. L Cronin abstained.

**Abatement-Prater.** Roger Fuller, Director of Equalization recommends that Deana Prater qualifies for a Tax Abatement on Parcel #10626 as she had no taxable interest in the property at the time taxes were assessed and should receive an abatement of \$583.98. Bernhard moved and Kenzy seconded to approve the Property Tax Abatement to Deana Prater in the amount of \$583.98. Motion passed on roll call vote with Bernhard, L Cronin, R Cronin, Iversen, Kenzy, and Rathbun all voting aye.

**Abatement-Ellis.** Roger Fuller, Director of Equalization recommends that Thomas Ellis qualifies for a Tax Abatement on Parcel #7486 as the Veterans Administration determined Ellis was 100% disabled as of April 30, 2019 and should be exempt from property taxes beginning in 2020 and receive an abatement of \$1,905.23. R Cronin moved and L Cronin seconded to approve the Property Tax Abatement to Thomas Ellis in the amount of \$1,905.23. Motion passed on roll call vote with Bernhard, L Cronin, R Cronin, Iversen, Kenzy, and Rathbun all voting aye.

**Abatement-Compton.** Roger Fuller, Director of Equalization recommends that Perry Compton qualifies for a Tax Abatement on Parcel #9382 as it was re-platted, being double taxed for three years and should receive an abatement of \$841.74. L Cronin moved and Bernhard seconded to approve the Property Tax Abatement to Perry Compton in the amount of \$841.74. Motion passed on roll call vote with Bernhard, L Cronin, R Cronin, Iversen, Kenzy, and Rathbun all voting aye.

**Jurisdiction Transfer Agreement-Approval and Authorization to Sign.** Bernhard moved and Iverson seconded to approve and authorize the mayor to sign the Jurisdiction Transfer Agreement between the State of SD and City of Fort Pierre the Highway Right-of-Way near John C Waldron Memorial Bridge. Motion passed on roll call vote with Bernhard, L Cronin, R Cronin, Iverson, Kenzy, and Rathbun all voting aye.

**Right of Way Closure-SD Firefighter Assn.** R Cronin informed council that the State Fire School is being held in Fort Pierre this year 6/10-12/2021. He is requesting a Right-of-Way Closure Permit on 6/10/21 and 6/11/21 on Deadwood Street from the corner of 3<sup>rd</sup> Avenue to the north property line of the Fire Hall from 4 pm to 9 pm for State Fire School Activities. Rathbun moved and L Cronin

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seconded to approve the Right-of-Way Closure Permit on 6/10/21 and 6/11/21 from 4 pm to 9 pm on Deadwood Street from the corner of 3<sup>rd</sup> Avenue to the north property line of the Fire Hall. Motion passed on roll call vote with Bernhard, L Cronin, Iversen, Kenzy, and Rathbun all voting aye. R Cronin abstained.

**Personnel-Montana & Pearson.** Thorson informed council that Joey Montana has received his Class III Water Distribution Operations Specialist certification and Shane Pearson has received his Class III Wastewater Collection Operations Specialist certification which entitles them to a .60/hour raise. Both Montana and Pearson have the certifications required by DENR for the Wastewater Treatment upgrades. Bernhard moved and R Cronin seconded to approve the .60/hour raise for certification to Joey Montana (\$30.45/hour) and Shane Pearson (\$25.67/hour). Motion passed on roll call vote with Bernhard, L Cronin, R Cronin, Iversen, Kenzy, and Rathbun all voting aye.

**Volkswagon Class 4-8 Local Freight Rebate Program.** Thorson explained that this program could pay up to 60% of the cost of replacement equipment if approved. Bernhard moved and Kenzy seconded to authorize applying for the Volkswagon Class 4-8 Local Freight Rebate Program. Motion passed on roll call vote with Bernhard, L Cronin, R Cronin, Iversen, Kenzy, and Rathbun all voting aye.

**Crack Seal Proposal-Highway Improvement, Inc.** L Cronin moved and Kenzy seconded to approve the Crack Seal Proposal from Highway Improvement, Inc. for Asphalt Crack Sealing at \$.83/lb for 42,168 lb and Asphalt Mastic Repair at \$1.25/lb at 12,000 lbs. Motion passed on roll call vote with Bernhard, L Cronin, R Cronin, Iversen, Kenzy, and Rathbun all voting aye.

**Approval of Legal Services Agreement-Tieszen Law Office.** Tieszen Law Office presented their agreement with no changes except the addition attorney Christopher C. Houette. Bernhard moved and Iversen seconded to approve the Legal Services Agreement with Tieszen Law Office as presented. Motion passed on roll call vote with Bernhard, L Cronin, R Cronin, Iversen, Kenzy, and Rathbun all voting aye.

#### Claims.

Adams ISC	2,714.00	Pat Duffy Community Center	3,000.00
American Medical Response	1,462.50	Peitz Service Experts	100.00
AT&T Mobility	312.09	RDO Equipment Co.	33,050.10
Avera Occupational Medicine - Mitchell	82.00	Recreonics	1,855.61
Bartlett & West	21,535.00	Running's Supply	1,460.52
Border States Electric Supply	398.96	Running's Supply	50.97
Butler Machinery Company	566.00	S.D. Department of Health	84.00
Butler Machinery Company	33.12	Sanitation Products	77.24
C & H Radiator	20,390.00	Sioux Nation of Fort Pierre	342.00
C & H Radiator	900.00	Stanley County	1,000.00
CenturyLink	301.85	Tieszen Law Office	5,041.25
City of Fort Pierre	154.92	Tim & Juanita Hughes	1,500.00
Continental Research Corporation	961.89	Tim & Juanita Hughes	600.00
Core & Main LP	10,024.42	TranSource Truck & Equipment	114.58
Core & Main LP	4,074.05	Uline	586.53
Core & Main LP	134.65	USA BlueBook	94.18
David Vogel	1,100.00	Van Diest Supply Company	742.00
Factor 360 Inc.	95.00	WESCO	3,275.00
Farnams NAPA Genuine Parts	26.90	WESCO	2,302.19

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Floyd's Truck Center	31.44	WW Tire Service	39.95
Fort Pierre BID Board	7,591.08	WW Tire Service	19.72
I & S Group	860.50	Zander Auto Parts & Machine Shop	104.22
LORI JACOBSON	246.48	Zander Auto Parts & Machine Shop	5.99
Louis Young	520.00	Zander Auto Parts & Machine Shop	405.46
Lynn's Dakotamart	12.10	Zander Auto Parts & Machine Shop	35.46
Lynn's Dakotamart	1.49	Zander Auto Parts & Machine Shop	16.99
Lynn's Dakotamart	14.76	Zander Auto Parts & Machine Shop	1.79
Lynn's Dakotamart	(4.93)	Zander Auto Parts & Machine Shop	76.33
Lynn's Dakotamart	8.07	Zander Auto Parts & Machine Shop	279.55
Lynn's Dakotamart	87.15		
Morris	210.00	Total	131,107.12

L Cronin moved and R Cronin seconded to pay the claims as presented. Motion passed on roll call vote with Bernhard, L Cronin, R Cronin, Iversen, Kenzy, and Rathbun all voting aye.

**Executive Session.** L Cronin moved and Rathbun seconded to go into Executive Session at 7:25 pm pursuant to SDCL 1-25-2(1) to discuss personnel matters with legal counsel. Motion passed on roll call vote with Bernhard, L Cronin, R Cronin, Iversen, Kenzy, and Rathbun all voting aye. Mayor Hanson declared an end to Executive Session at 7:35 pm.

**Adjournment.** Mayor Hanson adjourned the meeting at 7:36 pm.

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Gloria Hanson, Mayor

ATTEST:  
(SEAL)

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Roxanne Heezen, Finance Office