

FORT PIERRE CITY COUNCIL
REGULAR MEETING
August 4, 2014

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

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

Consent Calendar. Bernhard moved and Rose seconded to approve the following Consent Calendar items: 7/21/14 Minutes; 7/28/14 Minutes. Motion passed on Voice Vote.

Public Hearing-Vacation of ROW-IRAM. Mayor Hanson opened a public hearing at 7:35 p.m. for the purpose of getting public input on the vacation of ROW for portions of the alley way adjoining lots 1 through 16 and 19 through 40 of block 44, all in Stanley Townsite. Randall Wright explained to council that the vacation of ROW would allow smaller pieces of property to be joined and become more usable. Gary Grittner, Chairperson for Planning & Zoning (P&Z), indicated that P&Z rejected the commercial re-zone request for this same property at their 7/30/14 meeting. With that being said, Seiler indicated that he had concerns that the vacation of ROW might be premature since we do not know what is going to be developed in the area. Lawrence explained that the utility easements can be dealt with at the time of subdivision as development proceeds in that area. The following resolution was presented:

RESOLUTION NO. 2014-15

A RESOLUTION VACATING THE PORTIONS OF THE ALLEY WAY ADJOINING LOTS 1 THROUGH 16 AND 19 THROUGH 40 OF BLOCK 44, STANLEY TOWNSITE, CITY OF FORT PIERRE, STANLEY COUNTY, SOUTH DAKOTA.

WHEREAS, a petition to vacate the portions of the alley way adjoining lots 1 through 16 and 19 through 40 of Block 44, Stanley Townsite, City of 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 (7/11/14 and 7/18/14), a legal newspaper in and for the County of Stanley, State of South Dakota, notifying the public that on August 4, 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 4th day of August, 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 the alley way adjoining lots 1 through 16 and 19 through 40 of Block 44, Stanley Townsite, City of 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 Seiler seconded to approve Resolution 2014-15 as presented and the vacation of ROW as requested. Motion passed on Voice Vote, with Seiler opposed. Hearing no further comments, Hanson declared an end to the public hearing at 7:45 p.m.

Rezone of Block 44, Stanley Townsite. The request to rezone block 44 of Stanley Townsite was withdrawn with no current plans for development as represented by Randall Wright.

FY 2015 Budget Requests. Larry Weis with Missouri River Sedimentation and Parents Matter Coalition presented General Fund funding requests in the amount of \$500 and \$2800.

Bid & Award-6th Ave Curb & Gutter, Sidewalks, & Approaches. Ricketts moved and Cronin seconded to defer action on the bid, negotiate with the sole bidder, and bring back to council at the 8/18/14 meeting. Motion passed on Voice Vote.

Executive Session. Ricketts moved and Rose seconded to enter into executive Session at 8:03p.m. pursuant to SDCL 1-25-2(3) for the purpose of discussing legal matters with legal counsel. Mayor Hanson declared an end to Executive Session at 8:07 p.m.

Lagoons-CCO#1-Sharpe. Lawrence explained the main reason for the CCO was due to a miscalculation in the surface area for Rip Rap coverage. Gabriel moved and Ricketts moved to approve CCO#1 from Sharpe Enterprises for the lagoon project in the amount of \$17,091.80. Motion passed on Voice Vote.

Lagoons-Pay Req #4/Final-Sharpe. Cronin moved and Rose seconded to approve pay request #4(final) in the amount of \$35,631.40. Motion passed on Voice Vote.

2014-2015 Mobile Home Licenses. Seiler moved and Gabriel seconded to approve 2014-2015 Mobile Home Court Licenses for Smith Mobile Home Court and Schaefer Mobile Home Court. Motion passed on Voice Vote.

Bids & Award-Chip/Crack Seal. Cronin moved and Rose seconded to reject the bid from Morris in the amount of \$198,023.25 which excludes 5th Ave in the amount of \$22,832 that was approved at the 7/21/14 meeting. Seiler moved and Bernhard seconded to amend the motion to defer action on the 6th Ave portion of the bid until a decision is made on the 6th Ave Curb & Gutter bid. Motion passed on Voice Vote. Motion amended to reject the bid from Morris in the amount of \$169,169.50 which excludes 5th Ave in the amount of \$22,832 that was approved at the 7/21/14 meeting and \$29,853.75 for 6th Avenue until a decision is made on the 6th Ave Curb & Gutter project. Motion passed on Voice Vote.

Start Time for Meetings. Council discussed the current start time for meetings to see if there was interest in changing the time to earlier in the evening. Bernhard moved to introduce Ord 973 that would allow for the meeting time to be altered by resolution.

Personnel-Summer Staff. Seiler moved and Bernhard seconded to approve hiring Kelly Nutter as temporary, summer employee in the Parks department at a rate of \$9.00 per hour. Motion passed on Voice Vote.

Resignation of Jessica Jockheck. Cronin moved and Rose seconded to accept the resignation of Jessica Jockheck effective 7/29/14, with the understanding that she would work the additional 32 hours in order to be compensated for her accrued vacation time. Motion passed on Voice Vote.

Claims. The following claims were submitted:

AT&T Mobility	203.58	MicroFix	80.00
Avera Queen of Peace Health Services	142.80	Monick Pipe & Supply	71.83
Border States Electric Supply	32.64	Monick Pipe & Supply	98.15
Border States Electric Supply	188.04	Monick Pipe & Supply	67.27
Border States Electric Supply	154.20	Monick Pipe & Supply	302.89
Border States Electric Supply	360.90	Morris	4,812.68
Border States Electric Supply	123.27	Morris	268.80
Border States Electric Supply	74.09	Old Dutch Foods	87.50
Central Caissons	330.00	Old Dutch Foods	87.50
Central Caissons	900.00	Old Dutch Foods	147.70
Century Business Products	206.94	Running's Supply	74.99
CenturyLink	236.66	Running's Supply	169.25
Christy Lumber	8.32	Running's Supply	106.55
Coca-Cola Bottling Company - Pierre	156.00	Running's Supply	117.95
Community Youth Involved	2,500.00	S.D. Department of Revenue	437.00
Dakota Pump & Control Co.	303.75	Servall Uniform & Linen	377.46
Dakota Supply Company	302.19	Stanley County	1,000.00
Deanna E. Simpson	25.89	Sutley's Town and Ranch	11.34
DGR Engineering	2,879.56	Sutley's Town and Ranch	1.47
Diesel Machinery	41.88	Sutley's Town and Ranch	412.13
Eddie's Truck Center	(65.87)	Sutley's Town and Ranch	17.28
Eddie's Truck Center		Sutley's Town and Ranch	

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	137.94		25.58
Eddie's Truck Center	608.78	Sutley's Town and Ranch	230.36
Eddie's Truck Center	(225.00)	The Paint Store	240.00
Eddie's Truck Center	45.92	The Paint Store	240.00
Eddie's Truck Center	14.40	Tieszen Law Office	2,218.74
Eddie's Truck Center	43.71	Tim & Juanita Hughes	150.00
Farnams NAPA Genuine Parts	40.14	USA BlueBook	144.58
Fastenal Company	37.54	USA BlueBook	65.26
Graham Tire Pierre	9.40	Van Diest Supply Company	301.70
Hawkins	2,546.30	West Central Electric Co-op	1,675.00
HD Supply Waterworks	2,001.00	West Central Electric Co-op	857.12
HD Supply Waterworks	1,015.30	West Central Electric Co-op	277.43
HD Supply Waterworks	(98.15)	West River/Lyman Jones Rural Water	29,926.26
Interpoll Laboratories	9,450.00	WW Tire Service	31.22
Knecht Home Center	174.14	Zander Auto Parts	589.49
		Total	70,628.74

ACH Payments from June:

Capital Area Refuse	342.85	Missouri River Energy Services	79,841.96
City of Fort Pierre	5,394.81	Montana Dakota Utilities	12.18
First Bank & Trust	47,499.99	S.D. Department of Revenue	8,317.76
Envirotech Waste Services	103.75	Wells Fargo	99.00
First National Bank - S.F.	8,719.72	West Central	270.88
Fleet Services	4,984.25	Total	155,587.15

Payroll related from July:

Avera	7,424.38	Optilegra	90.52
American Family Insurance	499.04	Payroll	108,461.32
City of Fort Pierre	228.00	S.D. Retirement System	10,848.86
City of Fort Pierre	386.48	S.D. Supplemental Retirement Plan	2,587.50
EFTPS - Internal Revenue Service	22,638.79	SD UI	389.57
Kansas City Life	70.98	United Way	60.00
Office of Child Support Enforcement	447.00	Total	154,132.44

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

Reports. 1.) Heezen reported on June cash report and May sales tax. 2.) Heezen indicated that the pool will be closing 8/15 for the summer. 3.) Lawrence indicated that he visited with a company that proposed doing urethane injections to stabilize roads such as Waldron. 4.) Lawrence discussed the 2015 75th anniversary for the Sturgis Rally and his plans to work with a committee to try to plan some local events to attract travelers to stop in the area. 5.) Lawrence reported that we have been requested to put together a sewer facility plan. 6.) Lawrence indicated that we will soon be receiving the cost breakdown for the recent improvements at the Irv Simmons Substation. 7.) Lawrence discussed the junk trailer house that recently appeared on a lot on 9th Ave. He has talked with the owners and let them know that it can not stay in town and expects that it will be moved out soon. 8.) Thorson indicated that he talked with Caleb Gilkerson about the leak at the water tank and found out that Caleb would dive in the water tank and inspect it for \$500 and then write up a proposal for the repairs. 9.) Gary Grittner represented P&Z and indicated that they deferred action at the 7/16 meeting on the condo-storage request and that a meeting on 7/30 has been set to hear more on the request. 10.) Cronin indicated that we need to make a decision on the water and sewer services for the Depot. He inquired on the status of the Riverwalk Landing project and Mayor Hanson reported that we have plans in the office for Drifters and that they hope to be open for business in the summer of 2015. Cronin also discussed Teton Island and expressed interest in the City foregoing our controlling interest.

Executive Session. Ricketts moved and Cronin seconded to enter into executive Session at 9:13p.m. pursuant to SDCL 1-25-2(3) for the purpose of discussing legal matters with legal counsel. Mayor Hanson declared an end to Executive Session at 9:33 p.m.

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Adjournment. With no further business, Hanson declared the meeting adjourned at 9:33 pm.

ATTEST:
(SEAL)

Gloria Hanson, Mayor

Roxanne Heezen, Finance Officer