

**FORT PIERRE CITY COUNCIL
REGULAR MEETING
November 7, 2011**

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, Briggs, Gabriel, Rathbun, and Paul. Officials present were Cromwell, Heezen, Lawrence, and Thorson.

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

Consent Calendar. Paul moved and Rathbun seconded to approve the following Consent Calendar items: 10/17/11 Minutes; Raffle Permit-Oahe Hockey Assn-11/21/11; Raffle Permit-Stanley County 7th Grade Class-11/16/11. Motion passed on Voice Vote.

Ord #947 Rezone from Ag to Res C. Bernhard moved and Paul seconded to approve Ord #947 as recommended by Planning and Zoning to rezone Lots 11 & 12 Ranchland Estates, subdivision of the S ½ NW ¼ and N ½ SW ¼ of Section 29, Township 5 North, Range 31 East BHM from Agriculture to Residential C. Motion passed on Voice Vote, with Briggs opposing.

Levee Removal Pay Request #1 – Sharpe. Paul moved and Gabriel seconded to approve pay request #1 from Sharpe Enterprises for levee removal in the amount of \$261,450, keeping a 10% retainer for segments under 50% complete and a 5% retainer for segments over 50% complete as per bid specs. Motion passed on Voice Vote.

7th Ave Sewer Repair CCO 1 & 2. Lawrence indicated that 2 change orders were needed on the 7th Ave Sewer Project: 1) when the storm sewer was installed, flowable fill was used and not adequately noted in the records, and 2) contractor needed to pull and reset more storm drain where it tied into Fogal. Briggs moved and Paul seconded to approve the CCOs. Motion passed on Voice Vote.

7th Ave Sewer Repair Pay Request-CCI. Gabriel moved and Briggs seconded to approve pay request from CCI for repairs to 7th Ave sewer in the amount of \$131,191.17, keeping a 5% retainer until the line can be televised to ensure proper functioning of the line. Motion passed on Voice Vote.

Resolution #2011-12 Water Agreement with West River/Lyman Jones. The following resolution was considered:
RESOLUTION NO. 2011-12

A RESOLUTION APPROVING THE AGREEMENT FOR WATER PURCHASE AND AUTHORIZING THE MAYOR TO SIGN SAID AMENDMENT.

WHEREAS, the City of Fort Pierre seeks to continue to purchase water by entering into another agreement between the City of Fort Pierre and West River Lyman Jones Rural Water to purchase rural water for 100% of the municipal water demand; and

WHEREAS, West River Lyman Jones has sufficient capacity to sell water to the City of Fort Pierre;

NOW, THEREFORE BE IT RESOLVED, that the agreement for water purchase effective during 2012 with West River Lyman Jones is hereby approved and that the Mayor and Finance Officer are authorized to execute the same.

Bernhard moved and Briggs seconded to approve resolution 2011-12. Motion passed on Voice Vote, with Rathbun opposed.

Claims. The following non-flood related claims were submitted:

American Red Cross	275.00	Midwest Turf & Irrigation	817.63
Asphalt Zipper	4,298.40	Midwest Turf & Irrigation	94.18
AT&T Mobility	222.38	Morris	1,698.53
Best Western Ramkota Hotel	355.86	Noble Ink & Toner	110.98
Border States Electric Supply	575.34	Northwest Pipe Fittings	707.20
Border States Electric Supply	38.64	Northwest Pipe Fittings	92.68
Brosz Engineering	1,120.00	PryntComm	158.00
Brosz Engineering	510.00	Running's Supply	189.85
Brosz Engineering	1,260.00	Running's Supply	114.69
Capital Journal	265.27	Running's Supply	70.87

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Central Caissons	100.00	Running's Supply	47.48
Central Collections Inc.	9.66	S.D. Department of Revenue	91.00
Central Collections Inc.	55.42	S.D. Public Assurance Alliance	38,583.24
Century Business Products	177.40	S.D. Public Assurance Alliance	1,800.00
CenturyLink	748.02	Sam Tidball	161.32
Christy Lumber	120.00	Smith's Fire Extinguisher	358.70
Community Youth Involved	2,500.00	Stanley County	950.00
DeWild Grant Reckert and Associates Company	102.00	Tieszen Law Office	6,588.93
DeWild Grant Reckert and Associates Company	116.00	Tim & Juanita Hughes	150.00
Eddie's Truck Sales	138.53	Titan Machinery	5,300.00
Eddie's Truck Sales	24.70	United Way	7.73
Eddie's Truck Sales	32.70	United Way	7.73
Eddie's Truck Sales	103.42	United Way	7.73
Eddie's Truck Sales	84.52	West Central Electric Co-op	2,937.50
Eddie's Truck Sales	301.81	West Central Electric Co-op	288.02
Eddie's Truck Sales	47.60	West River/Lyman Jones Rural Water	9,769.95
Fastenal Company	45.88	WW Tire Service	70.00
Fastenal Company	120.62	WW Tire Service	70.70
Friman Oil & Gas Inc.	387.54	WW Tire Service	59.73
Glass Products	16,000.00	Zander Auto Parts	772.17
Heart of the Earth	129.80	Zander Auto Parts	429.57
Jim Hauge	212.15	Zander Auto Parts	(15.00)
Klein's Office Plus	23.08	Zep Manufacturing Company	76.47
Locators & Supplies	553.68		
Locators & Supplies	101.50	Total	103,724.50

And the following flood related claims were submitted:

Anderson Contractors	660.00	Discharge hose
A-Tech Sewer	10,290.00	Pump rental, hose with fittings
Brosz Engineering	2,820.00	Benchmark work 5/24/11-5/27/11
Central Caissons Inc	6,512.70	Levee Maintenance 9/12-9/24/11
Central Caissons Inc	131,191.17	7th ave sewer repair less 5% retainage
DPS	199,268.04	2011 Flood use supplies
Ferding Electric	403.57	Temp power to 1231 Hamilton Ct.
King Electric	404.08	Service conductors
Morris	21,761.08	Sandbag Removal and Disposal 9/23-9/30/11
Morris	3,051.79	Sandbag Removal and Disposal 10/1/11
Morris	20,602.04	Loading charges for levee
Morris	42.96	PVC Cement, primer, bushing

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Morris	12.11	Couplers, bushing, elbows
Morris	39.20	Couplers, slip fix
Morris	42.90	Slip fix, compression coupling
Morris	64.77	Couplers, slip fix
Morris	11.72	Couplers
Morris	39.35	Glue, primer
Morris	94.42	Slip fix, bushing, couplers, tee
Morris	30.05	Couplers, adapters, elbows, bushings
Morris	29.94	Bushings, Tees
Morris	13.08	Couplers
Morris	22.49	Bushings, tees, coupler, adapter
Northwest Pipe Fittings	101.72	Split Couplers
Northwest Pipe Fittings	353.60	Dual wall culverts
Northwest Pipe Fittings	916.70	Gaskets, adapters
Northwest Pipe Fittings	1,321.20	Gaskets
Sharpe Enterprises	261,450.00	levee removal less retainage of \$24,150
Titze Electric	62.22	Hookup meter pedestal at 2732 Dunes Dr.
Titze Electric	64.95	Hookup meter pedestal at 2712 Dunes Dr.
Titze Electric	60.20	Hookup meter pedestal at 2709 Hamilton Ct.
Todd's Electric	310.00	labor for temp service - 2709 Hamilton Ct.
Todd's Electric	67.50	Hookup pedestal at 2709 Hamilton Ct.

Bernhard moved and Paul seconded to pay the claims as submitted. Motion passed on Voice Vote

Reports. 1.) Heezen reported on pws processed to date, funds drawn from the state loan, & funds received as reimbursement from federal and state government for flood related expenses. 2.) Heezen reported that the City is no longer required to have a public hearing for liquor license renewals, but they can have one if they choose to. The Council indicated their approval to not have a public hearing. 3.) Lawrence reported on the need for debris management at disposal sites & the need to address restrictions on the use of material deposited at the stockpile sites. He indicated that some levee removal contracts might need amended due to restrictions placed on the use of stockpile material & the corresponding need to use alternate sites. 4.) Lawrence reported on the intent to remap the floodplain next spring using the measured water surface profile that was recorded during the flood. 5.) Lawrence reported that MRES staff scanned electrical switches with infrared equipment to assist us in finding damages from the flood. They also inspected the 115 kV switch. 6.) Tidball reported that damage to City property/infrastructure located on land leased from GF&P will not be eligible for FEMA reimbursement due to the COE establishing a flowage easement on the property. 7.) Tidball reported that WAPA plans to upgrade their substation and the City would be responsible for 12.5% of an estimated \$1.7 million. 8.) Barbara Shoup-Anderson addressed the council with concerns of animal neglect in her neighborhood. 9.) Karst approached the council with concerns on timing for getting his property re-platted. He was advised that P&Z would be the next step that he needed.

Adjournment. With no further business, Tidball declared the meeting adjourned at 8:30 p.m.

Sam Tidball, Mayor

ATTEST:
(SEAL)

Roxanne Heezen, Finance Officer