

FORT PIERRE CITY COUNCIL
REGULAR MEETING
November 16, 2015

The regular meeting of the Fort Pierre City Council was called to order by Mayor Hanson at 6:30 pm. Members present for Roll Call were Bernhard, Cronin, Gabriel, Ricketts, Rose, and Weisgram. Officials present were Cromwell, Heezen, Thorson, and Tibbs.

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

Conflict of Interest Declarations. Mayor Hanson explained the new addition of Conflict of Interest Declarations on the agenda. If an elected official has a conflict of interest to an item listed on the agenda they are to declare so at this time to the council.

Consent Calendar. Gabriel moved and Weisgram seconded to approve the following Consent Calendar items: 11/02/15 Minutes; Open Container Permit: Tour of Homes – CYI 12/5/15. Motion passed on Voice Vote.

Public Hearing. Mayor Hanson opened a public hearing at 6:33 pm for the purpose of getting public input on the discharge of firearms at Dunes Golf Course. Cronin was concerned about the safety of citizens with the housing development in the area. Deis informed council that all shots are fired toward driving range and they are only using two shot shells. It is also a way to generate revenue during the off-season. The following resolution was presented:

RESOLUTION #2015-16

A RESOLUTION APPROVING THE DISCHARGE OF FIREARMS WITHIN THE CITY LIMITS

WHEREAS, the City of Fort Pierre held public hearing to address concerns regarding the issuance of a license to discharge firearms within the City limit for the hunting of waterfowl with a shotgun as requested by Dunes Golf Inc at the property described as Gov't Lot 4 less Lot A & B, Lot 1 of Sec 16 Twp 5 Range 31, City of Fort Pierre, Stanley County; and

WHEREAS, the City of Fort Pierre requires the applicant to adequately post the area to notify passers by of any possible risk due to hunting and to use any other necessary precautions in regards to safety; and

WHEREAS, the City of Fort Pierre requires the applicant to provide proof of adequate insurance that names the City as an additional insured on the policy; and

WHEREAS, the City of Fort Pierre requires the applicant to pay a fee in the amount of \$50 for their license; and

WHEREAS, the City of Fort Pierre will honor such license conditional on the above terms from the date of passage through 6/30/16; and

NOW, THEREFORE, BE IT RESOLVED, that pursuant to City Ordinance M-3-5 the City Council, in and for the City of Fort Pierre, South Dakota does hereby approve the license to discharge firearms, within the City limits within the boundaries described herein, to the applicant conditional of them meeting the terms listed above.

This resolution is effective upon passage.

Ricketts moved and Rose seconded to approve Resolution 2015-16, authorizing the discharge of firearms at Dunes Golf Course. Motion passed on Voice Vote with Cronin and Weisgram opposed.

Public Hearing. Mayor Hanson recused herself and handed gavel to Council President Bernhard. Bernhard informed council that there was a question of proper notice given to adjoining property owners according to ordinance and recommended moving the matter to the 12/21 meeting to ensure proper notice was provided to the citizens. Weisgram moved and Ricketts seconded to postpone the public hearing, re-advertising it for 12/21/15. Motion passed on Voice Vote. Bernhard handed the gavel back to Mayor Hanson.

Proclamation. Mayor Hanson will be presenting the Pierre-Fort Pierre Zonta Club a proclamation in honor of its 60th anniversary at a later date.

Joe Gerlach – 10 year anniversary for Vietnam Memorial. Joe Gerlach, member of Veteran's Motor Club, thanked the City of Fort Pierre and Sheriff's Office for their escort every July during their memorial ride through town. Their funds go to help POW's and help find MIA's. Next September will be the 10 year Vietnam Memorial Anniversary and they are finalizing plans for a concert, food vendors and other family entertainment for their gathering at Steamboat Park.

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Lawn/Irrigation Bill Smith. Bernhard moved and Weisgram seconded to pay \$462.57 of the \$925.14 repair bill submitted by Smith's to their lawn and sprinkler system damaged by construction in their area. The \$462.57 would have been the approximate cost for repair by the City had the City been notified of the problem. Motion passed on Voice Vote.

Set 12/7 Public Hearing Transfer Liquor License – Dunes Golf to Riverwalk Landing, LLC. Cronin moved and Rose seconded to set a public hearing on 12/7/15 for the purpose of getting public input on the Liquor License transfer from Dunes Golf to Riverwalk Landing, LLC. Motion passed on Voice Vote.

2016 Liquor Licenses Renewals. The following Liquor License applications were presented:

Cowboy County Stores	Type: Package off-sale Liquor	Legal: Block 32 Lots 16-18 & Lots 19-25 in Block 32, City of Fort Pierre, Stanley County, SD
Freshstart	Type: Package off-sale Liquor Type: Retail On-Off Sale Wine	Legal: South 200 feet of Kruse Addition, City of Fort Pierre, Stanley County, SD
Metro City, Inc.	Type: Package off-sale Liquor	Legal: Outlot 7-4, Thomas Acres Subdivision, section 26, TSN, R31E, BHM, City of Fort Pierre, Stanley County, SD
Hop Scotch Bar	Type: Retail on-sale Liquor Sunday Sales	Legal: Lots 1-9 & S 2 feet of Lot 10, Blk 30 N 20.7 feet of Lot 3 & all of Lots 4 & 5, Block 72, City of Fort Pierre, Stanley County, SD
Chateau	Type: Retail on-sale liquor Sunday Sales	Legal: All of Lots 2-7 and all of fractional Lot 8, Lots 1, 40-43, less nad except Lot A, Lot B, and Lot 1 of Ricketts Subdivision; all of Lot A, according to the recorded plat C-68; all in Block 15, City of Fort Pierre, Stanley County, SD
Loyal Order of Moose	Type: Retail on-sale Liquor Sunday Sales	Legal: Outlot 1, Thomas Acres Subdivision, City of Ft Pierre, Stanley County, SD
AmericInn Hotel	Type: Retail On-sale Convention Center Liquor, Sunday sales	Legal: Lots 14, 18, 19 Teton Island addition, City of Fort Pierre, Stanley County, SD
Casey Tibbs Rodeo Center	Type: Retail On-Off Sale Wine	Legal: Lots 1 to 6 and 23-28, plus vacated, Block 33; Lots 6 to 28 incl, plus vacated of Block 42; Lots 1 to 14 incl, plus vacated of Block 43; Lots 16 to 28 incl of Block 43; Lots 1-2 plus vacated of Block 44; & Lots 1-28 inclusive of Block 50, City of Fort Pierre, Stanley County, SD
Affections Floral and Wine	Type: Retail On-Off Sale Wine	Legal: Block 60 Lots 1 - 2 and the S 9' of Lot 3, City of Fort Pierre, Stanley County, SD
Silver Spur	Type: Retail on-sale Liquor Sunday Sales	Legal: East 7.8 feet of Lots 33-37 and West 21 feet of Lots 38, City of Ft Pierre, Stanely County, SD
Total Beauty	Type: Retail On-Off Sale Wine	Legal: Block 17 Lots 15-18, City of Ft Pierre, Stanely County, SD

Rose moved and Gabriel seconded to approve the 2016 Liquor Licenses as presented. Motion passed on Voice Vote.

Abatements. Bernhard moved and Weisgram seconded to deny the abatement request from Leimbach and Hedlund and have the City facilitate a meeting with the land owners to determine a solution to the mentioned drainage concerns. The council felt that the abatement process was not the proper avenue for their valuation concerns. If they have further concerns they could possibly address them during the annual equalization process. Motion passed on Voice Vote.

Pay Req #5 2015 Street Improvements – Sharpe \$432,650.25. Rose moved and Bernhard seconded to approve Pay Req #5 in the amount of \$ 432,650.25 to Sharpe Enterprises for 2015 Street Improvements. Motion passed on Voice Vote.

Intro Ord 985 – Utility Budget. Ricketts moved to introduce Ordinance 985 Utility Budget.

Intro Ord 986 – Travel Parks. Ricketts moved to introduce Ordinance 986 Travel Parks and to refer it to Planning and Zoning for their input. It was first introduced in 2012, but was never completed.

Authorization to Advertise for Public Works Director. Bernhard moved and Ricketts seconded to authorize advertising for a Public Works Director. Motion passed on Voice Vote.

Authorization to get RFP's for Engineering Services for 2016 street projects. Ricketts moved and Bernhard seconded the authorization to get RFP's for engineering services for 2016 street projects. Motion passed on Voice Vote.

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Approval of Amendment #3 – Trans Capacity Agreement. Ricketts moved and Cronin seconded approval of Amendment #3 – Trans Capacity Agreement with West Central Electric and Rushmore Electric Power if the attorney felt no necessary changes were needed after review. Motion passed on Voice Vote.

Claims. The following claims were submitted:

American Legion Post 20	134.76	GTG Enterprises	47.80
American Medical Response	1,462.50	GTG Enterprises	18.24
Anderson Contractors	14,417.10	Inland Truck Parts	25.72
Animal Clinic of Pierre	301.00	Louis Young	109.85
Avera Queen of Peace Health Services	74.90	Mel Northey Co. Inc.	5,592.00
Ballew Construction	330.61	Monick Pipe & Supply	39.59
Banner Associates	7,594.15	Monick Pipe & Supply	19.85
Banner Associates	(461.36)	Morris	4,878.25
Barbara Nold	25.16	Morris Equipment	149.64
Border States Electric Supply	586.46	Northwest Pipe Fittings	3,610.53
Border States Electric Supply	122.60	Northwest Pipe Fittings	288.00
Border States Electric Supply	201.94	Northwest Pipe Fittings	2,590.68
Border States Electric Supply	37.28	Pat Carlson	312.96
Border States Electric Supply	367.35	Pierre Flower Shop & Greenhouses	95.00
Brosz Engineering	3,432.50	PryntComm	181.00
Brosz Engineering	1,600.00	Running's Supply	105.99
Brosz Engineering	10,370.00	Running's Supply	68.98
Capital Journal	351.06	S.D. Bureau of Administration	18.41
Century Business Products	77.90	S.D. Mun. League Workers Comp.	20,581.00
Century Business Products	185.66	Sharpe Enterprises	144.45
CenturyLink	92.38	Sheehan Mack Sales and Equipment	230.00
Dakota Business Center	281.96	Stan Thelen	6.47
Dakota Riggers & Tool Supply	258.15	T&R Electric Supply Company	4,101.00
Dustin Poss	14.39	Tim & Juanita Hughes	600.00
Eddie's Truck Center	14.02	Wenck Associates	1,789.00
Eddie's Truck Center	22.49	West River International	223.16
Eddie's Truck Center	910.14	West River/Lyman Jones Rural Water	13,757.73
Fastenal Company	127.05	WW Tire Service	525.76
Ferguson Waterworks # 2516	126.20	Zander Auto Parts	106.50
Grimm's Pump & Industrial Supply	84.71	Zander Auto Parts	362.27
GTG Enterprises	3.72	Zander Auto Parts	390.17
		Zander Auto Parts	(84.51)
		Total	104,032.27

Rose moved and Cronin seconded to pay the claims as submitted except for Anderson Contractors. Motion passed on Voice Vote.

Reports. 1.) Heezen reported on September 2015 cash report. 2.) Heezen updated council that she has closed out on four FEMA project worksheets and been paid for one. 3.) Heezen informed council that sales tax for Aug is up 6.8% and BBB is up 14.5% from same time last year. 4.) Thorson reported they were working on a driveway on lower LaFramboise due to access. 5.) Thorson informed council that they are hoping to get 4th St curb and gutter completed if weather holds. Dakota Ave curb and gutter was poured today. 7.) Thorson is working on 2016 Streets

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plan and will be working with Larry Weiss on a major plan. 8.) Hanson set a Utility Committee meeting for 12/1/15 at 8 am. 9.) Hanson informed council that a Comprehensive Plan meeting needed to be held one of the following days 12/9 & 12/ 10/ or 12/15 & 12/16/.

Executive Session. Ricketts moved and Bernhard seconded to enter into Executive Session at 7:49 pm pursuant SDCL 1-25-2(3) to discuss legal matters with legal counsel. Mayor Hanson declared an end to Executive Session at 8:09 pm.

Adjournment. Cronin moved and Rose seconded to adjourn the meeting at 8:10 pm.

Gloria Hanson, Mayor

ATTEST:
(SEAL)

Roxanne Heezen, Finance Officer