

FORT PIERRE CITY COUNCIL  
REGULAR MEETING  
November 18, 2013

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, Gabriel, Cronin, Hanson, Rathbun, and Ricketts. Officials present were Cromwell, Lawrence, Heezen, and Thorson.

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

**Consent Calendar.** Cronin moved and Bernhard seconded to approve the following Consent Calendar items: 11/04/13 Minutes; Raffle Permits: Oahe Home Builders Assn-12/6/13; Stanley County Booster Club-12/1/13; Carolyn Deal-Quilt fund raiser for Shane Cronin-11/19/13. Motion passed on Voice Vote.

**Public Hearing for Discharge of Firearms-Cullan Deis.** Mayor Tidball opened a public hearing at 7:35 pm for the purpose of getting public input on the issuance of a Discharge of Firearms Permit from 11/19/13-6/30/14 for hunting waterfowl at Dunes Golf Course. Cullan Deis explained the details to the council and confirmed to council that he has insurance and is taking necessary safety precautions. He talked to the neighbors to address any concerns they have and none were indicated to him. Michael Roggow confirmed that, as a resident in the area of the proposed hunting, she has no objections. Hanson and Cronin addressed Cullan Deis with safety concerns. Tidball added that the revenue brought to Cullan Deis helps keep the golf course operating and the community appreciates having that business. Hearing no further comments, Tidball ended the public hearing at 7:45 pm. The following resolution was considered:

RESOLUTION #2013-31

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 6/30/14; 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.

Gabriel moved and Ricketts seconded to approve the Discharge of Firearms Permit as presented in Resolution 2013-33. Motion passed on Roll Call Vote with Gabriel, Rathbun and Ricketts voting Aye and Bernhard, Cronin, and Hanson voting Nay. Mayor Tidball voted Aye to break a tie.

**Authority to Advertise for Bids-Gen Station NESHAP Compliance.** Bernhard moved and Ricketts seconded to authorize advertising for bids for the Gen Station NESHAP Compliance project. Motion passed on Voice Vote.

**CCO# 4-Sharpe-Chip Seal.** Ricketts moved and Bernhard seconded to approve CCO#4 for the Chip Seal Project with Sharpe Enterprises in the amount of \$64,701.64. Motion passed on Voice Vote.

**Pay App #4-Sharpe-Chip Seal.** Ricketts moved and Bernhard seconded to approve Pay App #4 for the Chip Seal Project with Sharpe Enterprises in the amount of \$241,630.55. Motion passed on Voice Vote.

**Intro Ord 971-2013 Supplemental Budget.** Hanson moved to introduce Ord 971, 2013 Supplemental Budget.

**Res 2013-33 Authorized Signers-Bank Accounts.** The following Resolution was considered:

RESOLUTION #2013-33

A RESOLUTION DESIGNATING AUTHORIZED SIGNERS FOR BANK ACCOUNTS/SAFE DEPOSIT BOX OF THE CITY OF FORT PIERRE

WHEREAS, the City of Fort Pierre chooses to designate authorized signers for their bank accounts/safe deposit box by position so timely changes can be made as needed; and

WHEREAS, the City of Fort Pierre will, whenever possible, have at least one elected official sign whenever multiple signatures are required;

NOW, THEREFORE BE IT RESOLVED, that the Mayor, Council President, Council Vice President, Finance Officer, and Utility Clerk of the City of Fort Pierre, be hereby designated as authorized signers on the bank accounts/safe deposit box of the City.

Hanson moved and Gabriel seconded to approve resolution 2013-33 as presented. Motion passed on Voice Vote.

**2013 Audit Agreement.** Bernhard moved and Cronin seconded to approve the audit agreement with Gary Larson for the 2013 audit. Motion passed on Voice Vote.

**Fire Dept Contract Renewal 2014-2024.** Cronin moved and Ricketts seconded to approve the Fire Dept Contract Renewal for 2014-2024. Motion passed on Voice Vote.

**CCO# 1-Sharpe-Island Drive.** Ricketts moved and Bernhard seconded to approve CCO#1 for Island Drive Project with Sharpe Enterprises in the amount of (\$356.00). Motion passed on Voice Vote.

**Pay App #1 (final)-Sharpe-Island Drive.** Hanson moved and Rathbun seconded approve Pay App #1 (final) for the Island Drive Project with Sharpe Enterprises in the amount of \$316,314, pending funding agency approval. Motion passed on Voice Vote.

**Res 2013-32 Amending 22013-26 Line of Credit.** The following Resolution was considered:

RESOLUTION NO. 2013-32

A RESOLUTION AMENDING RESOLUTION 2013-26, APPROVING THE SUBMITTAL OF AN APPLICATION FOR A LOAN TO FINANCE STREET IMPROVEMENTS, GIVING AUTHORITY TO CERTAIN OFFICIALS OF THE CITY TO DETERMINE CERTAIN MATTERS RELATING TO THE NOTE.

WHEREAS, the City of Fort Pierre is undertaking Street Improvements; and

WHEREAS, the City of Fort Pierre is applying for up to \$1,000,000 with a term of 5 years and an interest rate of 3.75%, with the loan being secured by city revenues; and

WHEREAS, the City of Fort Pierre is required to designate a city’s official for the purpose of signing required documents pertaining to this loan;

NOW, THEREFORE BE IT RESOLVED, that the Mayor of the City of Fort Pierre be hereby designated as the city’s official for the purpose of signing the loan application as submitted, plus, all agreements, and contracts; while the City Finance Officer be designated to sign pay requests, correspondence, and other required documents.

Bernhard moved and Cronin seconded to approve resolution 2013-32 as presented. Motion passed on Voice Vote.

**Claims.** The following claims were submitted:

Amaril Uniform Company	353.70	JC Office Supply	43.99
Animal Clinic of Pierre	198.00	Michael Todd & Company	1,991.20
Border States Electric Supply	108.00	MicroFix	295.00
Border States Electric Supply	38.04	MicroFix	150.00
Bottomline Welding	119.25	Morris	62.88
Brosz Engineering		Morris	

	1,767.50		188.63
Brosz Engineering	9,085.00	Morris Equipment	581.90
Brosz Engineering	525.00	Northwest Pipe Fittings	153.63
Brosz Engineering	3,757.50	PryntComm	110.00
Brosz Engineering	5,792.50	PryntComm	79.00
Capital Journal	457.26	PryntComm	83.45
Central Caissons	330.00	PryntComm	172.00
CenturyLink	85.28	Running's Supply S.D. Bureau of Administration	105.67 19.00
Christy Lumber	8.54		
Christy Lumber	92.28	Sam Tidball	105.60
City of Pierre	1,562.27	Servall Uniform & Linen	269.32
Cone Ag-Service	15.60	Titze Electric	371.55
Dakota Supply Company	3,389.75	Wegner Auto Co.	233.53
Dan Severyn	36.82	Wegner Auto Co.	(10.81)
Eddie's Truck Center	350.00	West Central Electric Co-op	275.38
Eddie's Truck Center	6.38	West Central Electric Co-op	2,937.50
Eddie's Truck Center	21.15	Western Communication	276.00
Eddie's Truck Center	111.93	Western Communication	276.00
Graham Tire Pierre Grimm's Pump & Industrial Supply	376.00 83.11	Western Communication	145.00 275.00
JC Office Supply	111.60	TOTAL	37,972.88

**October ACH Payments:**

Capital Area Refuse	342.85	Montana Dakota Utilities	8.45
City of Fort Pierre	3,840.08	Pitney Bowes S.D. Department of Revenue	500.00 11,395.35
Envirotech Waste Services	103.75		
First National Bank - S.F.	8,719.72	Wells Fargo-Remittance	380.44
First Bank & Trust		Wells Fargo	41,403.70
Fleet Services	7,645.18	West Central Electric Co- op	1,834.20
Missouri River Energy Services	92,216.31	Total	168,390.03

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

**Reports.** 1.) Heezen reported on October financials. 2.) Heezen reported that an extension request has been submitted to FEMA for PWs that have work that was incomplete as of 11/9/13. 3.) Heezen reported on the cash needs for the remainder of the year, indicating that we are getting close to drawing on the line of credit established in 2013-32. 4.) Lawrence indicated the agreement with GF&P for the work on the fish cleaning station is ready to be signed and submitted. 5.) Lawrence reported that we recently bored under the canal to get power converted to underground for a house on the south side of the canal. 6.) Lawrence indicated that we should determine the allowable uses along the canal. 7.) Lawrence reported that Shovelhead should return to complete work on 6<sup>th</sup> Ave in a few weeks. Ricketts indicated that he would consider calling in on their performance bond if the project is not completed soon. 8.) Lawrence indicated that AGE should be finished with the Teton Island fill soon.

**Adjournment.** With no further business, Tidball declared the meeting adjourned at 8:20 pm.

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Sam Tidball, Mayor

ATTEST:  
(SEAL)

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Roxanne Heezen, Finance Officer