

FORT PIERRE CITY COUNCIL  
REGULAR MEETING  
December 4, 2017

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, LaRoche, Ricketts and Weisgram. Officials present were Cromwell, Hahn, Heezen, Thorson, and Tibbs.

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

**Conflict of Interest Declarations.** No Conflict of Interest was declared.

**Consent Calendar.** Weisgram moved and Ricketts seconded to approve the following Consent Calendar items: 11/20/17 Minutes; Open Container Permits: Pat Duffy Community Center-Barry Richardson-funeral-11/29/17 and City of Fort Pierre/Stanley County-Christmas Party-12/15/17. Motion passed on Voice Vote.

**Public Hearing-Discharge Firearms-Anderson/Buchholtz.** Mayor Hanson opened a public hearing at 6:32 pm for the purpose of getting public input on the discharge of Firearms in the City Limits for Anderson and Buchholtz. She asked for proponents of the Discharge of Firearms Permit. She heard none. She asked for opponents to the Discharge of Firearms Permit. She heard none. Cronin expressed concerns about close proximity to surrounding housing developments and bike path. Gabriel inquired about liability coverage which is in place. The following resolution was presented:

RESOLUTION #2017-15  
A RESOLUTION APPROVING THE DISCHARGE OF FIREARMS WITHIN THE CITY LIMITS

WHEREAS, the City of Fort Pierre held a 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 Anderson & Buchholtz, LLP of Fort Pierre, South Dakota. The property is described as: That part of Lots 14-23 Lying East of Hwy 1806 ROW, Blk 25; Lots 14-33, Blk 26; W ½ of Lots 29-33 & all of Lots 24-28, Blk 27; Lots 1-10 and 42-46, Blk 35; and W ½ of Lots 1-6 & all of Lots 7-46, Blk 34, City of Fort Pierre, Stanley County; and

WHEREAS, the City of Fort Pierre requires the applicant to adequately post the area to notify passersby 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 6/30/18; 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.

Bernhard moved and Weisgram seconded to approve Res #2017-15 authorizing the Discharge of Firearms for Anderson and Buchholtz. Motion passed on Voice Vote. Cronin and LaRoche were opposed. Hearing no further comments, Hanson declared an end to the public hearing at 6:35 pm.

**Public Hearing-Discharge Firearms-Dunes Golf.** Mayor Hanson opened a public hearing at 6:35 pm for the purpose of getting public input on the discharge of Firearms in the City Limits at Dunes Golf Course. She asked for proponents of the Discharge of Firearms Permit. She heard none. She ask for opponents of the Discharge of Firearms Permit. She heard none. Cronin expressed concern about safety for the surrounding homes. LaRoche mentioned concerns about safe shooting distance and State law being 660 feet from structures. Hahn said that the distance can be less without objections from property owners. The following resolution was presented:

12/4/17

RESOLUTION #2017-16  
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 passersby 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 6/30/18; 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 Gabriel seconded to approve Res #2017-16 authorizing the Discharge of Firearms at Dunes Golf Course. Motion passed on Voice Vote. LaRoche and Cronin were opposed. Hearing no further comments, Hanson declared an end to the public hearing at 6:37 pm.

**CCO#1 Recreational Trail – Morris.** Bernhard moved and Weisgram seconded to approve CCO#1 for the Recreational Trail to Morris Inc in the amount of \$9,000. Motion passed on Voice Vote.

**Pay App #2 (final) Recreational Trail – Morris.** Cronin moved Weisgram seconded to approve Pay App #2 (final) for the Recreational Trail to Morris Inc in the amount of \$36,760.17. Motion passed on Voice Vote.

**2<sup>nd</sup> (Final) Reading Ord 1016, 2018 Utility Budget.** Ricketts moved and Weisgram seconded to approve 2<sup>nd</sup> Reading (Final) of Ord 1016 2018 Utility Budget. Motion passed on Voice Vote.

**2<sup>nd</sup> (Final) Reading Ord 1017, Utility Rates.** Weisgram moved and Ricketts seconded to approve 2<sup>nd</sup> Reading (Final) of Ord 1017 Utility Rates. Motion passed on Voice Votes.

**Intro Ord 1018, 2017 Supplemental Budget.** Bernhard moved to introduce Ord 1018, 2017 Supplemental Budget.

**Temp Liquor License-Casey Tibbs Rodeo Center-1/5/18.** Cronin moved and LaRoche seconded to approve the Temp Liquor License for the Casey Tibbs Rodeo Center on 1/5/18 at the Casey Tibbs Rodeo Center. Motion passed on Voice Vote.

**Agreement with Pierre Electric Dept regarding territory mapping.** Hahn informed council that PUC is updating their mapping system using GIS. LaRoche moved and Bernhard seconded to approve the agreement with Pierre Electric Department regarding territory mapping. Motion passed on Voice Vote.

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

Airtech Heating and Cooling

625.00

Monick Pipe & Supply

12.43

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American Engineering Testing	5,098.79	Morris	1,274.40
AT&T Mobility	319.56	Morris	2,435.20
B & B Equipment	2,410.50	Morris	12,864.80
Ballew Construction	1,702.82	Northwest Pipe Fittings	95.00
CenturyLink	259.60	Northwest Pipe Fittings	90.00
Christy Lumber	34.00	Northwest Pipe Fittings	233.99
City of Fort Pierre	173.56	Overhead Door Company of Pierre	19.76
City of Fort Pierre	391.25	Pat Duffy Community Center	3,000.00
City of Pierre	91.95	Robins Water Conditioning	38.00
Dakota Supply Company	386.48	S.D. Department of Health	250.00
Dakota Supply Company	15.38	SolarBee	10,750.00
Fastenal Company	10.28	Stanley County	1,000.00
Fastenal Company	43.31	Tieszen Law Office	4,512.50
Fastenal Company	30.09	Tim & Juanita Hughes	1,500.00
Fastenal Company	31.81	Tim & Juanita Hughes	600.00
Ferguson Waterworks # 2516	119.97	Van Diest Supply Company	594.00
Fort Pierre BID Board	8,504.44	WESCO	358.00
Lynn's Dakotamart	11.49	Zander Auto Parts & Machine Shop	213.82
Menard	84.80		
MicroFix	125.90	Total	60,312.88

Oct 2017 ACH Payments for Council Approval 12/04/17:

Capital Area Refuse	389.50	Pitney Bowes	500.00
City of Fort Pierre	4,223.10	S.D. Department of Revenue	11,504.90
Envirotech	116.59	WEX	3,322.27
FEMA	8,000.00	Wells Fargo	43,169.95
First National Bank	11,547.73	West Central	1,243.78
MDU	29.59	Total	191,248.78
Missouri River Energy Services	107,201.37		

Payroll related/misc payments for November 2017:

Avera	9,353.44	Optilegra	145.30
American Family Insurance	632.86	Payroll	82,047.48
Accounts Management	100.00	S.D. Retirement System	12,683.84
City of Fort Pierre	249.21	S.D. Supplemental Retirement Plan	3,150.00

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EFTPS - Internal Revenue Service	18,939.94	S.D. Unemployment	-
Kansas City Life	79.67	United Way	183.00
Office of Child Support Enforcement	330.00	Total	127,894.74

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

**Reports.** 1.) Heezen informed council the cash report for October was included in the packet. 2.) Heezen reported the TIF District #2 was officially dissolved by the State. 3.) Heezen informed council that the final draw request had been submitted to COE for flood proofing. 4.) Hahn reported that he is getting ready to get RFP's for the water study. 5.) Thorson reported that the fence and lighting have been completed at the shop. 6.) Thorson informed council that the electric service for the shop burned off earlier today and they were able to get power unhooked before it caused serious damage.

**Executive Session.** Ricketts moved and Weisgram seconded to enter into Executive Session at 6:55 pm pursuant to SDCL 1-25-2(3) consulting with legal counsel about pending litigation. Mayor Hanson declared an end to Executive Session at 7:28 pm.

**Adjournment.** Bernhard moved and Cronin seconded to adjourn the meeting at 7:30 pm.

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Gloria Hanson, Mayor

ATTEST:  
(SEAL)

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Roxanne Heezen, Finance Officer