

# Spearfish City Council

## Regular Session Minutes



**Date:**  
January 19, 2010

The Spearfish City Council met in Regular Session in the Council Chambers of the Municipal Services Centre at 7:00 PM on Tuesday, January 19, 2010 with the following members present: Baker, Davis, Morgan, Schmit, Quinn and Young. Also present: Public Works Administrator Johnson, Police Chief Rotert, Fire Chief Kellogg, City Planner Watson, Acting Finance Officer Dutton, Human Resource Director Friedel, Environmental Services Manager Callaway, Police Lieutenant Jacobs and City Attorney Pluimer. Mayor Krambeck presided and called the meeting to order. All stood and recited the Pledge of Allegiance.

**CONSENT AGENDA** – Quinn moved, Morgan seconded and all voted to approve the items on the Consent Agenda:

- A. Approval for City to sponsor Spearfish Health Fair February 20<sup>th</sup>, 10:00 am to 2:00 pm, hosted at Recreation Center in Lookout Room.
- B. Request authorization to use Spearfish Regional Hospital as our collection facility for pre-employment and DOT/CDL required testing.
- C. Approve Tax Abatement for Ben Mooney. Mobile home was moved from Mountain Shadows 11-16-09. Abate 1 month 2009, and 2010 prepaid taxes. Total amount of abatement or refund is \$444.10.
- D. Approve minutes of the Regular Session of January 4, 2010.
- E. Accept Monthly Financial Report Dated December 31, 2009.

F. Request approval of the following Brown Bag Permit Applications:

| <b>Facility</b> | <b>Applicant</b>      | <b>Event</b>      | <b>Date</b> |
|-----------------|-----------------------|-------------------|-------------|
| Pavilion        | Chamber of Commerce   | Annual Banquet    | 2/12/10     |
| Pavilion        | Knights of Columbus   | Dance             | 2/13/10     |
| Pavilion        | Tel Koan & Kara Olson | Wedding Reception | 2/27/10     |
| Snappers Club   | Michelle Kruger       | B'Day Party       | 2/5/10      |
| Hudson Hall     | Tammy Silvernagel     | Bunko Fundraiser  | 2/11/10     |

## **ITEMS FROM VISITORS**

**Certificate of Appreciation** – Mayor Krambeck presented a Certificate of Appreciation to Kris Hayes. Ms. Hayes has been a volunteer on the Parks, Recreation and Forestry Advisory Board for five years.

**Business Façade Loans** – Bryan Walker, Spearfish Economic Development Corporation requested approval of Business Façade Loans to Common Grounds and Versatile Carpet. These are \$10,000 loans, 5 years at 0% interest. Applications have been approved and meet qualifications. Morgan moved, Young seconded and all voted to approve Business Façade Loans to Common Grounds and Versatile Carpets.

## **BIDS AND PROPOSALS**

**Colorado Boulevard Water Line Project** – Schmit moved, Morgan seconded and all voted to set March 8, 2010 at 10:00 AM as the date and time to open bids for the Colorado Boulevard Water Line Project, Phase I and to authorize expanding the scope of the project to include the replacement of water lines from Ambulance Services to Hwy 14A. A recent break in the existing lines showed varied pipe sizes, varied pipe materials and some are buried extremely deep. This area will need to be replaced and it makes sense to add this to the project at this time.

## **RESOLUTIONS AND ORDINANCES**

**First Reading of Ordinance 1116** – Morgan moved, Young seconded and all voted to approve First Reading of Ordinance 1116 - An ordinance amending Article III of Chapter 13, Sections 44, 47 and 48. Proposed changes to Restricted-Use Site policy are 1) Days and hours of operation, 2) clarification of terms regarding penalty for violation 3) Free Dumping.

**First Reading of Ordinance 1117** – Quinn moved, Morgan seconded all voted to approve First Reading of Ordinance 1117 - Appropriations Supplement – Motor Pool. Acting Finance Officer Dutton explained that the original 2010 budget had Motor Pool set up as an interservice fund with transfer of costs to the various departments. Upon discussion with a state advisor, this method was not recommended, so this ordinance will return motor pool to a general fund.

## **LEGAL AND FINANCE**

**Police Department Server Upgrades** – Davis moved, Young seconded and all voted approval to complete the necessary upgrade to the Police Department's primary and backup servers. Total quote from KT Connections is \$10,226.42 for SQL server upgrade and 2 sets of 6 drives for the primary and mirror backup servers.

**Statement of Support** – South Dakota Municipal League has requested all cities to pass a "Statement of Support" in favor of passing legislation for the additional local option 1% municipal sales tax. This would be a possible concept where the local board would identify a capital expenditure to associate with this tax and it must then pass with an ordinance identifying a start and end of the additional tax period. It will not renew or extend without a new ordinance and the ordinance is required to go to a vote of the people before it can be in effect. Young moved, Quinn Seconded to approve a Statement of Support. Motion passed on voice vote with Baker voting no.

## HUMAN RESOURCES

**New Hires** – Young moved, Morgan seconded and all voted to authorize hiring Patrick Johnson and Dustin Bush as Patrol Officers Without Certification, Grade 15, Step 1, \$16.23/hour effective 1-20-2010.

**Assistant City Engineer** – Young moved, Schmit seconded and all voted to authorize moving William Klapperich to Assistant City Engineer effective 1/24/2010, grade 21, step 7, \$26.59 per hour.

**Temporary Summer Employees** – Quinn moved, Morgan seconded and all voted to authorize the advertisement for 24 Temporary Summer Laborers and 46 Temporary Summer Rec Center employees.

**Campground Hires** – Schmit moved, Baker seconded and all voted to authorize hiring Fred and Kathleen Gold - \$8.25 per hour with full hook-up site provided, Paul and Diane Thibodeaux - \$8.50 per hour with full hook-up site provided, and Nan Roberts and Rick Smith - \$8.25 per hour with full hook-up site provided as Campground Attendants effective 5/1/2010.

## PLANNING AND ZONING

**Wind Energy Systems** – Baker moved, Morgan seconded and all voted to appoint Council Members Schmit and Quinn to serve on Wind Energy Systems Committee.

**Bill List** – Davis moved, Morgan seconded and all voted to approve the Bill Listed dated January 19, 2010.

| <b>VENDOR</b>                      | <b>DESCRIPTION</b>              | <b>AMOUNT</b> |
|------------------------------------|---------------------------------|---------------|
| ABC BUSINESS SUPPLY                | TONER/INK/FOLDERS/SIGN STAMP    | \$280.68      |
| ACE STEEL & RECYCLING, INC         | METAL GRATE/SHEET STEEL         | \$141.20      |
| AINSWORTH-BENNING<br>CONSTRUCTION  | 2009 SNOW REMOVAL SERVICES      | \$4,273.85    |
| AMCON DISTRIBUTING CO              | REC CENTER CONCESSIONS          | \$250.68      |
| APPLE SCIENTIFIC, INC              | LATEX GLOVES                    | \$162.75      |
| BELLE FOURCHE LANDFILL             | LANDFILL FEES                   | \$18,056.30   |
| BH COUNCIL OF LOCAL<br>GOVERNMENTS | 2010 ASSESSMENT                 | \$4,126.00    |
| BIG SKY COMMUNICATIONS             | VOICE TUBES                     | \$100.00      |
| BLACK HILLS AUTO PARTS INC         | INTAKE CLEANER/BLASTER/SMART    | \$271.16      |
| BLACK HILLS CHEMICAL CORP          | MIGHTY SCRIM/BIO BOWL           | \$249.72      |
| BLACK HILLS PIONEER                | DEC 2009 LEGAL PUBLISHING       | \$1,030.30    |
| BLACK HILLS POWER & LIGHT          | ELECTRICITY                     | \$7,426.23    |
| BLACK HILLS PURE, INC              | COOLER RENTAL/WATER/CUPS        | \$56.25       |
| BLACK HILLS STATE UNIVERSITY       | 2010 CAREER FAIR                | \$60.00       |
| BLACK HILLS TIMBER EQUIPMENT       | 2009 SNOW REMOVAL SERVICES      | \$5,203.75    |
| BOYER TRUCKS SIOUX FALLS           | SWITCH ASY                      | \$167.34      |
| BUTLER MACHINERY CO                | REPAIR LIGHT ASY                | \$90.21       |
| BUTTE ELECTRIC COOP                | ELECTRICITY/HEATERS HYDRO PLANT | \$34,893.31   |
| CARGILL, INC                       | BULK DEICER                     | \$17,272.20   |

|                                    |                                  |             |
|------------------------------------|----------------------------------|-------------|
| CENGAGE LEARNING                   | CHILTON MANUALS/BOOK ORDERS      | \$1,512.29  |
| CENTURY BUSINESS PRODUCTS          | JAN 2010 REC CTR COPIER LEASE    | \$241.88    |
| CHAIN SAW CENTER                   | SCISSOR LIFT RENTAL/REPAIRS      | \$557.36    |
| CROSSROADS HOTEL, HURON            | ROOMS-DUTTON & WENZEL-TRAINNG    | \$93.00     |
| CRUM ELECTRIC SUPPLY CO            | LED LIGHTS                       | \$87.32     |
| DAKOTA BACKUP                      | NETWORK BACKUP SERVICES          | \$609.51    |
| DAKOTA BUSINESS CENTER             | 1ST QTR 2010 COPIER MAINT        | \$1,378.20  |
| DAKOTA SECURITY SYSTEMS, INC       | 2010 REC CTR SERVICES/REPAIRS    | \$1,912.31  |
| DALE'S TIRE & RETREADING           | SNOW TIRES FOR LOADER            | \$7,678.00  |
| CVD CONSTRUCTION, INC              | 2010 SNOW REMOVAL SERVICES       | \$193.88    |
| ECOLAB PEST ELIMINATION CO         | PEST CONTROL SERVICE JAN 2010    | \$131.00    |
| ENERGY LABORATORIES                | LAB TESTS                        | \$249.00    |
| FASTENAL CO                        | HARDWARE/GLOVES/GLASSES/TOOLS    | \$511.66    |
| FSH COMMUNICATIONS, LLC            | JAN 2010 PAYPHONES               | \$180.00    |
| GOLDEN WEST TECHNOLOGIES           | 2010 PAGER SERVICES              | \$522.06    |
| GOVERNMENT FINANCE OFFICER<br>ASSN | 2010 MEMBERSHIP-DUTTON           | \$150.00    |
| GRAINGER INC                       | FILTERS                          | \$112.20    |
| HD SUPPLY WATERWORKS               | WATER METERS/BATTERIES & REPAIRS | \$10,352.10 |
| HDR ENGINEERING, INC               | EXTRA WWTP EXP PROJ ENGRG        | \$1,644.52  |
| HILLS MATERIALS CO                 | 2009 SNOW REMOVAL SERVICES       | \$1,936.00  |
| HILLYARD / SIOUX FALLS             | CHERRY BLOCKS/TOUCHLESS TOWELS   | \$484.50    |
| INGRAM LIBRARY SERVICES            | BOOKS                            | \$1,195.72  |
| JENNER EQUIPMENT CO                | HARNESS/HANDLE/FUEL CAP          | \$193.56    |
| JONATHAN P TISH                    | VEHICLE EQUIPMENT UPDATES        | \$6,848.04  |
| KETEL THORSTENSON, LLP             | 2008 AUDIT PROGRESS BILLING      | \$3,807.15  |
| KINGHORN TOWING                    | VEHICLE TOW CHARGES/IMPOUND FEE  | \$180.00    |
| KNECHT HOME CENTER, INC            | TEXTURE SPRAY/SAND IN TUBES      | \$31.69     |
| KONE, INC                          | 1ST QTR 2010 MAINT CONTRACT      | \$212.31    |
| KT CONNECTIONS                     | KILLSPAM SERVICE/NETWORK ADMIN   | \$141.75    |
| LADNER EXCAVATING &<br>TRENCHING   | REPAIR 2009 H2O MAIN BREAK       | \$5,918.32  |
| LAZY B ENTERPRISES                 | CITY HALL RECYCLING SERVICES     | \$38.00     |
| LIGHT & SIREN                      | WARNING LAMP ASY/WARNING LIGHTS  | \$783.74    |
| MICROMARKETING, LLC                | CD                               | \$39.99     |
| MIDCONTINENT COMMUNICATIONS        | JAN 2010 CAMPGROUND CABLE & NET  | \$386.74    |
| MONTANA-DAKOTA UTILITIES           | NATURAL GAS                      | \$11,933.09 |
| MOYLE PETROLEUM BULK INC           | BULK FUEL CONTRACT               | \$16,557.86 |
| NEVE'S UNIFORMS, INC               | 2 SHIRTS                         | \$23.90     |
| NEVE'S UNIFORMS, INC               | UNIFORMS/BOOTS-ALLARD            | \$312.49    |
| NORTHERN HILLS TRAINING<br>CENTER  | JANITORIAL/SNOW REMOVAL SVCS     | \$822.82    |
| OFFICE TECHNOLOGY & SUPPLY         | PENS/MARKERS/CLIPBOARDS          | \$52.18     |
| ONE CALL SYSTEMS, INC              | LOCATE REQUEST TICKETS           | \$25.30     |
| ONE TIME VENDOR                    | CUMMINGS, KARLA:SHELTER REFUND   | \$100.00    |
| PEDERSEN EXCAVATING INC            | 2009 SNOW REMOVAL SERVICES       | \$2,305.50  |

|                              |                                  |              |
|------------------------------|----------------------------------|--------------|
| PENNINGTON CO SHERIFF        | EMPLOYMENT EVALUATION            | \$300.00     |
| PETTY CASH-FINANCE OFFICE    | POSTAGE & TRAVEL EXPENSES        | \$170.83     |
| QWEST                        | JAN 2010 CIRCUITS                | \$1,163.29   |
| RANDOM HOUSE, INC            | CDs                              | \$97.85      |
| RAPID DELIVERY               | DELIVERY & SHIPPING SERVICES     | \$82.50      |
| ROTONICS MANUFACTURING, INC  | REFUSE LID ASSEMBLIES            | \$2,625.00   |
| SANITATION PRODUCTS CORP     | SNO GO REPAIR PARTS              | \$2,768.28   |
| SOUTH DAKOTA DEPT OF LABOR   | UNEMPLOYMENT BENEFITS PAID       | \$3,783.10   |
| SOUTH DAKOTA STATE           |                                  |              |
| TREASURER                    | DEC 2009 SALES TAX REMITTANCE    | \$5,502.46   |
| SPEARFISH AUTO SUPPLY        | WHEEL SEAL/GREASE/SWITCH/REPAIRS | \$111.15     |
| SPEARFISH CHAMBER OF         |                                  |              |
| COMMERCE                     | REC CENTER 2010 MEMBERSHIP       | \$175.00     |
| SPEARFISH ELECTRIC & HEATING | ELECTRICAL SERVICES/REPAIRS      | \$7,201.75   |
| SPEARFISH GLASS              | SAFETY GLASS                     | \$184.50     |
| SPEARFISH VALLEY SANITARY    |                                  |              |
| DISTRICT                     | 2010 ANNUAL BILL-BHCSC           | \$396.00     |
| SPEEDY MART, INC             | DIESEL                           | \$566.45     |
| SUNSHINE TOWING              | TURN OVER SAND TRUCK             | \$328.00     |
| SUPERIOR SANITATION LLC      | RESTROOM RENTALS/DRAIN CLEANING  | \$1,380.00   |
| SYSCO FOOD SERVICES OF MT    | RETIREMENT FOR KEVIN KLUNDER     | \$179.28     |
| THE MERCANTILE               | SNOWBLOWER RAMPS/GLOVES          | \$306.59     |
| THE UPS STORE #5137          | SHIPPING SERVICES                | \$115.25     |
| THOMSON WEST PAYMENT CENTER  | SEARCH WARRANT RELEASE #16       | \$253.00     |
| TRUGREEN CHEMLAWN            | REC CENTER 2010 CONTRACT         | \$677.03     |
| TTG ENTERPRISES              | RESET BACK WASH FLOW METER       | \$102.00     |
| TYLER TECHNOLOGIES           | SOFTWARE SUBSCRIPTION SVCS 2010  | \$2,515.00   |
| VANILLA BEAN BAKERY LLC      | RETIREMENT K KLUNDER             | \$125.00     |
| VERIZON WIRELESS             | JAN 2010 CELL PHONES             | \$1,738.09   |
| VISIT SPEARFISH INC          | JAN 2010 BID BOARD PAYMENT       | \$16,875.00  |
|                              | LIBRARY BARCODE                  |              |
| WELLS FARGO BUSINESS CARD    | SCANNERS/HOBBLES                 | \$320.95     |
| WESTERN COMMUNICATIONS, INC  | REPLACE POWER SUPPLY DICKEY      | \$754.10     |
|                              | 2010 CHEV COLORADO-ANIMAL        |              |
| WHITE'S QUEEN CITY MOTORS    | CONTROL                          | \$19,375.00  |
| WILLIAMS & ASSOCIATES        | CITY HALL RECONFIGURATION STUDY  | \$9,790.50   |
| WOLFF'S PLUMBING & HEATING   | AFTER HOURS CALL OUT-BACK UP     | \$105.00     |
| ** TOTALS **                 |                                  | \$256,626.82 |

**APPROVAL**

**INITIALS**

Mayor Krambeck  
David Baker  
Eric Davis  
Mary Morgan  
Tom Quinn  
Doug Schmit  
Paul Young

**FYI – Winter Speaker** – Black Hills Area Finance Officers Association Annual Winter Speaker is David Owen, President of South Dakota Chamber of Commerce. There will be two sessions: Wednesday March 31, 2010 at 2:00 PM at Pavilion in Spearfish and Thursday, April 1, 2010 at 2:00 PM at Civic Center. All City employees and elected officials are encouraged to attend.

**FYI – Election and Campaign Signs** – Planning Director Watson reviewed the regulations for campaign signs: Signs are allowed to be displayed 60 days before the election and must be removed 48 hours following the election; 4 x 8 sign/ up to 32 sq. ft. allowed on private property, with owner’s approval, commercial and industrial zoning districts only; 3x2 sign/ up to 6 sq. ft. allowed in City Right of Way, must be outside of the site visibility triangle on all street corners, (i.e. nothing within 20 feet of the curb on both sides). - requires approval of the adjoining property owner; 3x2 sign/ up to 6 sq. ft. allowed on private residential property and non-commercial/non-industrial zoned property; No posting allowed in City Parks, Cemetery or other City Lands. Staff will remove all non-compliant signs from rights of way without notice to candidate or ballot issue group and staff will cite the property owner re: non-complaint signs. There are no fees or permits required.

**FYI – Fire Chief** – Fire Chief Kellogg announced the winning candidate for Fire Chief. Wallace White will be sworn in on March 1<sup>st</sup>.

**FYI – Food Pantry Agreement** – City Attorney Pluimer stated that the Memorandum of Understanding with the Food Pantry at the Rec. Center is in progress and will be ready for signatures soon.

There being no further business before the Council, Schmit moved, Morgan seconded and all voted to adjourn at 7:39 PM.

Dated this 19th day of January 2010.

**CITY OF SPEARFISH**

BY: \_\_\_\_\_  
Jerry A. Krambeck, Mayor

**ATTEST:**

\_\_\_\_\_  
David H. Dutton, Acting Finance Officer

Published once at the approximate cost of \_\_\_\_\_.