

Spearfish City Council

Regular Session Minutes



Date:
October 19, 2009

The Spearfish City Council met in Regular Session in the Council Chambers of the Municipal Services Centre at 7:00 PM on Monday October 19, 2009 with the following members present: Baker, Davis, Morgan, Schmit, Quinn and Young. Also present: City Administrator Sund, Public Works Administrator Johnson, Police Chief Rotert, Fire Chief Kellogg, City Planner Watson, Assistant Finance Officer Dutton and Acting City Attorney Wilde. Mayor Krambeck presided and called the meeting to order. All stood and recited the Pledge of Allegiance.

Order of Business

Motion: Quinn

Second: Morgan

To approve Order of Business.

Disposition: Motion passed on voice vote.

Public Hearing - Establishment of Downtown Business Improvement District – City Administrator Sund stated this hearing was scheduled to encourage input from those people who will be directly affected by forming the new district. The intent to establish the downtown business improvement district has been going on for quite some time, with public hearing being one last stage prior to passing ordinance. Notice of hearing was published and reminder letters were sent to property owners in the district. This is a hearing only and no action will be requested afterward during this meeting. City Administrator Sund and Police Chief Rotert will meet with the Downtown Business Improvement District board in the coming weeks to work on a couple issues before seeking consideration of a second reading of Ordinance 1110. Mayor Krambeck opened public hearing at 7:07PM.

Mark Kazmer, DBA representative and property owner in the district spoke stating that the Downtown Business Association feels this is a good thing to do and that the focus of energies is on the downtown district. He stated that establishment of a downtown business improvement district was a vehicle employed in order to acquire the stage and updated the council by stating there are already rentals in the works for the coming season.

Fred Romkema asked if the boundaries and assessment fees are changing. Sund replied that at this point, the boundaries are the same as the Parking District and the first DBID assessment will not occur until 2010 coinciding with the expiration of the Parking District. Of note, the current payments for the stage and downtown parking exceed what the district brings in.

Clair Donovan stated approval for the establishment of DBID and asked where spending of the Parking District has been allocated. Sund replied that it has been disbursed on downtown beautification and parking. Police Chief Rotert also stated that currently we have a ¼ time parking attendant who also serves as the City's Animal Control Officer. Due to the demands of the animal control operation, the City budgeted to hire a dedicated part-time parking - enforcement officer.

Rand Williams asked if the determination of spending was made by membership and if there were any goals being considered. City Administrator Sund replied that the district meets monthly with seven appointed members. The next regular board meeting is 10-26-09 at 5:00 PM at the Radio Shack conference room. One major job of the district is to annually put together a list of goals. With the stage and parking obligations, however, there is not much left the group can opt to do without raising the assessment. He was put in contact with Mark Kazmer.

No further oral or written comments and public hearing was closed at 7:18 PM.

Lawrence County Emergency Management Services Annual Report – Mr. Paul Thomson presented the annual report for Lawrence County Emergency Management Services. He reported that Lawrence County has the lowest percentage of ICS trained people in the state and encouraged all to get their training levels up to what they should be. Training can be done online with each module taking about one hour to complete.

He also spoke about the Point of Dispensing clinic provided by the SD Department of Health on October 22nd at the Young Center. There are 3500 doses of seasonal flu vaccine available to be administered first come, first serve from 1PM to 8PM. Limited dosages of h1n1 live virus mist inhaler are available for higher risk persons.

Lawrence County has a Local Emergency Plan that is currently huge and unwieldy. Plans are in place to make this much more manageable.

Radio upgrades include a new tower on Homestake Hill, a new frequency from the Standpipes tower and Custer Peak for the southern portion of the county.

Consent Agenda

- A. Approve payment of \$3,798.75 which is ½ of Preliminary & final Survey/Platting related costs for Della Vecchia Addition, less the additional changes for the 2032A parcel.
- B. Authorize Change Order #3 - Spearfish Industrial Park Drainage Improvements, increase of \$1,750

C. Approve four Brown Bag Permits

Facility	Applicant	Event	Date
Pavilion	Monique Dana	Wedding Reception	11/06/2009
Snappers Club	Nowelle Dick	Wedding Reception	11/21/2009
Hudson Hall	Tammy Silvernagel	Relay for Life Mtg	11/06/2009
Snappers Club	Zach Bears	Wedding Reception	11/08/2009

- D. Approve Minutes of Regular Session October 5, 2009.

Motion: Young

Second: Morgan

To approve Consent Agenda.

Disposition: Motion passed on voice vote.

Renewed funding request – City Administrator Sund stated that Mr. Hogan from Black Hills Amphitheatre has approached him with a renewed request for funding. An investor may be willing to cover the 2009 expenses if the City grants its originally proposed amount of \$100,000. Davis stated there were concerns other than just the outstanding debts. Consideration of funding was stopped administratively as conditions of subsidy had not been met. Schmit originally

opposed granting the proposed subsidy and stated he will not support such decision now. Morgan also stated she is not in favor of subsidy. No further decision was made.

Ward Development Requests – Mr. Ward sent a letter to some of the Council members asking for additional compensation for the 12” water main extended to the Reserve on Higgins Creek when original plans were for 8”. He also requested the City to purchase at market value the land originally set aside for a possible fire building. He stated that with the fifteen year recapture agreement he would only expect to see ¼ return on his investment and further stated that although he signed the agreements at first, he now feels the recapture agreement is not fair to him and feels that other developers have been granted greater concessions by the City.

Motion: Davis

Second: Baker

To open negotiations with Ward Development Group with a committee consisting of Public Works Administrator Johnson, City Administrator Sund, two City Council Members, City Attorney Pluimer and two representatives from Ward Development Group and to have a recommendation before November 17, 2009 City Council.

Disposition: Motion passed on voice vote with Schmit voting no.

Packaged Liquor license – Sealed bids for one Package (off-sale) Liquor License were opened today with one bid of \$78,000 received from Mark Schwartz, owner of Fresh Start Convenience Stores, Inc.

Motion: Schmit

Second: Quinn

To award bid for Packaged Liquor License to Fresh Start for the amount of \$78,000.

Disposition: Motion passed on voice vote with Morgan voting no.

Bid Award -- Sealed bids for Front Loader Mounted Rotary Snow Blower were opened with one bid received from Sanitation Products, Inc. for \$123,490. This is a two-stage, self-contained, diesel-powered snow blower that can move 1,500-1,800 tons of snow per hour. Estimated delivery date is November 1st.

Motion: Schmit

Second: Morgan

To award bid for Front Loader Mounted Rotary Snow Blower to Sanitation Products, Inc. for \$123,490.

Disposition: Motion passed on voice vote.

Monthly Financial Report – Monthly financial report dated September 30, 2009 was presented.

Motion: Quinn

Second: Young

To accept Financial Report dated September 30, 2009.

Disposition: Motion passed on voice vote.

Parade Permits – Police Chief Rotert reported the following parade permits issued: People for the Ethical Treatment of the Environment (P.E.T.E.) on 10-24-09 at 1:00 PM and Holidazzle Light Parade on December 11, 2009 at 5:00 PM.

Rec Center Events – Public Works Administrator Johnson reminded Council that the Rec Center will be celebrating its one year anniversary on 10-22-09. The first family skating night at the Rec Center will be 10-29-09 and the Fall Carnival is 10-30-09.

City Planner Report – City Planner Watson reported that the October 2009 issue of “Planning Magazine” has a small story on the conversion of the Wal-Mart building to the Rec. Center on page 6.

Council Planning Session – City Administrator Sund stated that a Council Planning Session has been scheduled for Wednesday, November 4, 2009 at 6:30 in the Council Chambers.

Software Demonstration – City Administrator Sund has set up a demo of GOV/QA Citizen Relationship Management Software for 10-27-09 at 3PM in the Council Chambers. We will be able to try this software for a couple months at no obligation.

Presentation – City Administrator Sund stated SD Historic Preservation Office will have a presentation on October 29th in the Council Chambers from 3pm-5pm.

Bill List-

VENDOR	DESCRIPTION	AMOUNT
A & J SUPPLY	STEEL FOR GARBAGE RACKS	\$48.75
ABC BUSINESS SUPPLY	HANGING FOLDERS	\$35.96
ALEX AIR APPARATUS, INC	CYLINDER/REGULATOR/HOSES	\$1,462.49
ALLTEL	OCT 09 DISPATCH CELL PHONES	\$239.04
AMCON DISTRIBUTING CO	REC CENTER CONCESSIONS	\$200.48
AMERICAN RED CROSS	PROVIDER FEES CPR TRAINING	\$30.00
AMERICAN TECHNICAL SERVICES	MATERIAL TESTING 2009 ST PROJECT	\$2,434.00
CROWDER, COREY	PAVILION DOORS	\$100.00
BECK'S NURSERY CORP	GYP SUM	\$95.94
BELLE FOURCHE LANDFILL	LANDFILL FEES	\$20,223.49
BEST WESTERN RAMKOTA INN	J FRIEDEL-SDML LODGING	\$162.00
BIERSCHBACH EQUIPMENT & SUPPLY	DRAIN COVER KNOB	\$22.22
BLACK HILLS AUTO PARTS	REPAIRS/FILTERS/OIL/TOOLS/SUPPLIES	\$778.98
BLACK HILLS PIONEER	SEP 09 LEGAL PUBLISHING/CLASS.ADS	\$935.17
BLACK HILLS POWER & LIGHT	ELECTRICITY	\$5,183.84
BLACK HILLS PURE, INC	COOLER RENTAL/WATER	\$63.75
BLACK HILLS TIMBER EQUIPMENT	OVERNIGHT LETTER-KENWORTH	\$24.52
BRADY PLUIMER, P.C.	RETAINER/LEGAL FEES	\$4,184.77
BROAD REACH	BOOKS	\$366.20
BUTLER MACHINERY CO	REPAIR ENGINE FAN	\$692.87
BUTTE ELECTRIC COOP	MOVE STREET LIGHTS	\$724.48
CAMPBELL SUPPLY	115 V PUMP	\$119.95
CARGILL, INC	BULK DEICER	\$14,332.67
CENTURY BUSINESS PRODUCTS	SEP 09 REC CTR COPIER LEASE	\$241.88
CHAIN SAW CENTER	GENERATOR RENTAL/EQUIP REPAIRS	\$898.01

CLAREY'S SAFETY EQUIPMENT	HANDS FREE SCBA BRACKETS	\$4,069.04
CLAUSER MACHINE WORKS	YOKE & SHAFTING/BEARING MOUNT	\$135.36
CROELL REDI-MIX INC	CONCRETE	\$140.00
CULLIGAN SOFT WATER CORP	WATER	\$58.50
CUSTOM FIRE APPARATUS, INC	CLUTCH FAN PARTS	\$1,597.89
DAKOTA BACKUP	NETWORK BACKUP SERVICES	\$587.01
DAKOTA BUSINESS CENTER	4TH QTR 09 COPIER LEASE	\$1,378.20
DAKOTA SUPPLY GROUP	CHECK VALVE	\$293.49
DOMAGALL, WILLIAM	TRAVEL PERDIEM-TRAINING	\$73.00
ECOLAB PEST ELIMINATION	CAMPGROUND/WWTP PEST CONTROL	\$171.00
EDDIE'S TRUCK SALES, INC	POWER DISTRIBUTION MODULE	\$412.18
ELLETSON, KELLY	TRAVEL PERDIEM-TRAINING	\$73.00
ENERGY LABORATORIES	LAB TESTS	\$1,716.50
ENSIGNAL	CELL DATA TRANSFER/BELT CLIP	\$16.97
FASTENAL CO	HARDWARE/DRILL BIT	\$198.85
FOSTER, BILL	2009 BOOT ALLOWANCE	\$59.99
FOURFRONT DESIGN, INC	MEIER LAND PLATTING	\$3,798.75
FSH COMMUNICATIONS, LLC	OCT 2009 PAYPHONES	\$180.00
GALLS ARAMARK	NAMETAG	\$15.98
GLASS SHOP	LAMINATE FOR SANDBLASTER	\$52.08
GOLDEN WEST TECHNOLOGIES	BASELINE TECHNOLOGY ASSESSMENT	\$1,500.00
GRAPHIC CONTROLS	ROLL PAPER FISCHER PORTER	\$286.75
GRIMM'S PUMP SERVICE	REGULATOR/BUSHING/GASKETS/HOSE	\$844.11
GRIZZLY SIGN STUDIO	MATERIALS FOR REC CENTER SIGN	\$3,295.00
HD SUPPLY WATERWORKS	COUPLINGS/ELBOWS/PIPE/TEE/EPOXY	\$1,951.61
HDR ENGINEERING, INC	SEWER DESIGN STANDARD REVIEW	\$292.80
HOLIDAY INN-SPEARFISH	BID BOARD-BANQ ROOM-W LIT ASSN	\$2,500.00
HOYT, CLARK	2009 BOOT ALLOWANCE	\$59.99
INGRAM LIBRARY SERVICES	BOOKS	\$2,434.83
KAZCO, INC	TONER/REPAIRS/CABLES/CASE/SUPLY	\$261.58
KEYSTONE RIDGE DESIGNS	PARK BENCH-C SELLIE	\$1,872.00
KT CONNECTIONS	KILLSPAM NETWORK SERVICE	\$60.00
LAWSON PRODUCTS, INC	DRILL BITS & CABINET	\$128.19
LAZY B ENTERPRISES	CITY HALL RECYCLING SERVICES	\$38.00
LIGHT & SIREN	LED WARNING LIGHT	\$558.64
M G OIL CO	CHEVRON SUPREME OIL	\$615.12
MACK'S AUTO BODY	REPAIR PD5/SEAT PD12/STRIPING	\$1,061.19
MARTIN, GEORGE	PER DIEM-SDML CONFERENCE	\$35.00
MID AMERICAN RESEARCH	MINT POWER OFF	\$140.29
MID DAKOTA VEGETATION MGMT	VEGETATION CONTROL SERVICE	\$1,850.60
MIZERA, DAVID	2009 BENEFITS REIMBURSEMENT	\$350.00
MONTANA-DAKOTA UTILITIES	NATURAL GAS	\$3,899.76
MOTOROLA, INC	RADIO	\$1,264.00
MOYLE PETROLEUM BULK INC	SEP 09 BULK FUEL CONTRACT	\$15,867.61
NEVE'S UNIFORMS, INC	UNIFORMS	\$134.51

NJS ENGINEERING CORP	TIF#2 IND PARK DETENTN POND	\$1,186.80
NORCON COMMUNICATIONS, INC	REPAIR TTU-1DB	\$150.00
OCCUPATIONAL HEALTH NETWORK	EMPLOYMENT SCREENINGS	\$456.00
OFFICE TECHNOLOGY & SUPPLY	PAPER	\$34.21
ONE CALL SYSTEMS, INC	LOCATE REQUEST TICKETS	\$148.50
ONE TIME VENDORS	BRWN SACK/HUDSON/PAVLN REFUNDS	\$245.00
PAISLEY, TOM	TRAVEL/PER DIEM-SDML CONF	\$121.26
PENWORTHY CO	BOOKS	\$400.15
PHAZE ELECTRIC, INC	REPLACE LIGHTS WORKOUT AREA	\$935.00
PETTY CASH P&Z-WELLS FARGO	RECORDING/PLAT FEES P&Z PETTY	\$209.00
QUIK SIGNS INC	SIGNS	\$457.57
TOM QUINN	TRAVEL-SDML CONFERENCE	\$160.00
QWEST	OCTOBER 2009 PHONES	\$1,105.72
RANDOM HOUSE, INC	CDs	\$24.85
SAFETY BENEFITS, INC	2009 CONF REG.-4 EMPLOYEES	\$165.00
SAND CREEK PRINTING CORP	PD BUSINESS CARDS/CITATIONS	\$1,538.21
SANITATION PRODUCTS CORP	PARTS FOR ELGIN SWEEPER	\$743.67
SCHOLASTIC LIBRARY PUBLISHING	BOOKS	\$148.20
SD STATE ELECTRICAL COMMISSION	W ALDERMAN MAINTENANCE LICENSE	\$40.00
SERVALL TOWEL & LINEN	MOP/FLUSHER/UNIFORM/MAT RENTAL	\$1,563.10
SOUTH DAKOTA MUNICIPAL LEAGUE	2009 ELECTION WORKSHOP X 3 EMPLY.	\$45.00
SPEARFISH ELECTRIC & HEATING	ELECTRICAL REPAIR SERVICES	\$2,048.38
SPEARFISH MOTORS, INC	MOUNT SNOW TIRES PD2 & PD8	\$118.00
SPEARFISH VOLUNTEER FIRE DEPT	FIRE TRAINING TRAVEL-ABERDEEN	\$768.66
STAN HOUSTON EQUIPMENT	MAG FLOAT/COLOR/LOOP	\$198.71
SUMMIT SIGNS & SUPPLY, INC	CEMETERY SIGNS	\$39.00
THOMSON WEST PAYMENT CENTER	2010 WARRANTLESS SEARCH SUBSCR	\$358.00
US IDENTIFICATION MANUAL	2010 MANUAL UPDATE SUBSCRIPT	\$82.50
USA BLUE BOOK	AMMONIA/ELECTRODE SOLUTION	\$400.82
VER HELST, THOMAS D	ADULT SOFTBALL FIELD CARE	\$4,300.00
VERIZON WIRELESS	OCT 2009 CELL PHONES	\$1,776.27
VISIT SPEARFISH INC	BID BOARD SEP & OCT 2009 SUPPORT	\$15,000.00
WASTE NOT RECYCLING, LLC	USED TIRE DISPOSAL	\$1,394.25
WAYNE MANUFACTURING CO	OUTDOOR CHRISTMAS DECORATION	\$1,512.76
WELLS FARGO BUSINESS CARD	TRAVEL/SUPPLIES/CERTIFICATION	\$1,759.47
WESTERN COMMUNICATIONS	BATTERYS/CHARGER/RADIOS	\$1,024.60
WILLIAMS 66 SERVICE	PREMIUM GASOLINE	\$5.82
WOLFF'S PLUMBING & HEATING	UNPLUG SINK	\$132.60
ZYLSTRA TOWING, INC	PD IMPOUND TOWING	\$137.00
** TOTALS **		\$150,864.91

Motion: Morgan
To approve the Bill List dated October 5, 2009.

Second: Quinn

Disposition: Motion passed on voice vote.

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

There being no further business before the Council, Morgan moved, Young seconded and all voted to adjourn at 8:27 PM.

Dated this 19th day of October 2009.

CITY OF SPEARFISH

BY: _____
Jerry A. Krambeck, Mayor

ATTEST:

Greg Sund, City Administrator

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