

Spearfish City Council



Regular Session Minutes

Date:
May 18, 2009

The Spearfish City Council met in Regular Session in the Council Chambers of the Municipal Services Centre at 7:00 p.m. on Monday, May 18, 2009 with the following members present: Dardis, Morgan, Quinn and Schmit. Davis and Young were absent. Also present: City Administrator Sund, Police Chief Rotert, Public Works Administrator Johnson, City Planner Watson, Assistant Finance Officer Dutton and City Attorney Pluimer. Mayor Krambeck presided and called the meeting to order. All stood and recited the Pledge of Allegiance.

Order of Business

Motion: Morgan

Second: Dardis

To approve Order of Business.

Disposition: Motion passed on voice vote.

7:00 PM – SERF Loan – Lehman Trike – Dan Green, Spearfish Economic Development, asked Council for approval of a SERF Loan for Lehman Trike. Price of equipment was stated at \$127,562 and Lehman Trike is asking for SERF Loan in the amount of \$114,800 for a five year term. Green stated the SERF Committee recommended the loan as did the Spearfish Economic Development board.

Motion: Quinn

Second: Morgan

To approve SERF Loan to Lehman Trike in the amount of \$114,800 and authorize signatures on related documents.

Disposition: Motion passed on voice vote.

Consent Agenda – The following items appeared on Consent Agenda:

- A. Authorize hiring Brian Larson as a police officer without certification, Grade 15, Step 1, \$15.75 per hour, effective 5-26-09.
- B. Authorize a Lease/Purchase with Pioneer Bank and Trust at interest rate of 5% for financing of Portable Stage Purchased from Marshal Austin to be paid out of the Parking District Fund.

LEASE/PURCHASE FOR STAGE
QUOTES for 10 year lease purchase

Pioneer Bank & Trust – 5%
Wells Fargo Bank – 5.37%

- C. Authorize hiring temporary summer employees: **Parks:** Jordan Boke, \$8.50/hour, effective 5-18-09. **Government Buildings:** LeeAnn Bible, \$8.50/hour, effective 5-18-

09, **Rec Center:** Alicia Lahren, \$8.50/hour, Christopher Williams, \$8.50/hour, effective 5-18-09.

- D. Authorize Step Adjustment for Chris Powell – Parks & Rec Tech III to a Grade 12, Step 3, \$14.27, effective 5-17-09.
- E. Set bid opening on Industrial Park Storm Water Detention Pond Construction Project for 1:30 PM, June 22, 2009 in the City Council Chambers.
- F. Authorize Change Order #4 on Elkhorn Ridge North Service road Project for increase of \$53,307.25, due to added water and sewer services and adjusted quantities.
- G. Approve Brown Bag Permits.

Facility	Applicant	Type of Function	Date of Function
Pavilion	Anita Jahner	Family Reunion	06/5&6/2009
Pavilion	Sarah Mackey	Wedding Reception	6/7/2009
Pavilion	Rayna Bergin	Wedding Reception	6/12/2009
Pavilion	Madison Shoop	Wedding Reception	6/13/2009
Pavilion	Barb Boyd	Family Reunion	6/20/2009
Pavilion	Mike Marquardt	Wedding Reception	6/22/2009
Pavilion	Denver Engessr	Wedding Reception	6/26/2009
Pavilion	Geneva Westergren	Family Reunion	6/27/2009
Pavilion	Amy Escott	Wedding Reception	6/28/2009
Snappers	Helen Crosswait	Class Reunion	6/6/2009
Snappers	Tim Peterson	Wedding Reception	6/11/2009
Snappers	Eleanor Weber	Anniversary Party	6/12/2009
Snappers	Twyla Wough	Family Reunion	6/13&14/2009
Snappers	Melissa Quigley	Mt. Plains II HOA	6/16/2009
Snappers	Ginny Ensz	Anniversary Party	6/20/2009
Snappers	Marrilyn Russell	Birthday Party	6/21/2009
Center Shelter	Shala Peterson	Wedding Reception	6/17/2009
Center Shelter	Karen Melick	Wedding Reception	6/20/2009
North Shelter	Cory Price	Family Reunion	5/24/2009
North Shelter	Terry Hawks	Class Reunion	6/20/2009
Snappers	Jennifer Mitsos	Family Reunion	5/23/2009
Jorgensen Shelter	Wolff P&H	Gathering	6/27/2009
South Shelter	Chauncine Clausen	BD – 40 th	5/30/2009

- H. Approve Minutes of Regular Session May 4, 2009.
- I. Approve Treasurer’s Report dated April 30, 2009.

Black Hills National Forest Travel Management Plan – City Administrator Sund presented the maps and proposals for the alternates for Black Hills National Forest Travel Management Plan. Deadline for individual entries has passed, however they are still accepting governmental entries. In accord with the National Forest Service travel management rule, all roads, trails, and areas that are to be open to motor vehicle use on a National Forest must be officially designated. There are five alternates presented in order to identify an official travel system and update the Black Hills National Forest travel map. Sund encouraged the Council to review the alternates and provide input.

Report - Alcohol Compliance Checks – Police Chief Rotert reported that of the six alcohol compliance checks done in May, four businesses failed by selling alcohol to a person under 21. Wal-Mart and Loaf and Jug both asked for identification and the clerk did not sell alcohol to the minor. Common Cents, Lueders, Minitman Too and Minitman Food and Fuel did not ask for ID and the clerk sold alcohol to the minor.

Report – Police Department Phone System – Police Chief Rotert invited council to stop by and view the new administrative phone and 911 system now in operation at the police department.

Report – Water Park - Public Works Administrator Johnson reported that the Water Park pools have been filled, features tested and operating well and lifeguards are training. The ‘soft’ grand opening by invitation only is this Wednesday, May 20th and the Grand Opening is Saturday, May 23rd.

Report - TIF #1 Plan Amendment – City Planner Watson reported that the TIF#1 Plan Amendment will go before Planning Commission tomorrow for recommendation.

Runoff election Ordinance – City Administrator Sund reported that an ordinance draft has been reviewed by the City Attorney’s office. Based on input provided, the ordinance will only set a runoff election in the event of a tie and not force a runoff election in the event of no clear majority.

Home Rule – City Administrator Sund reported that he is continuing to put together lists and general information for Home Rule.

Alcoholic Beverage Code Amendment – City Administrator Sund reported that City Ordinances pertaining to alcoholic beverages will be updated per State Legislative changes in 2009 and must be in effect by July 1.

Ordinance Proposal to Fill Open Mayor/Council Seats – Sund asked Council if they wanted to see this pursued. Dardis replied that it should be based on the time period of term remaining – for example, if there were only a month remaining on the term, fill by appointment, not election. If vacancy occurred during the first half of term, the replacement should be elected. Council indicated that they would like to see a draft ordinance.

Raffle Permit – City Administrator Sund reported that a raffle permit was granted to Hospice of the Northern Hills. Ticket cost is \$5.00 each or 5 for \$20.00 with Digital Video Camera, GPS Navigator and Blu-Ray Disc Player being raffled. Tickets will be for sale from 5-18-09 to 6-6-09 with drawing on June 6, 2009. Proceeds will benefit Hospice of the Northern Hills.

Report – Sund reported to Council that Holiday Inn is planning to renovate their restaurant. They may look at outdoor seating that could encroach on City property.

Update – School Land – Sund reported that the Meier family wrote to Dave Peters of Spearfish School District about a counter offer and asked what the City’s bottom line would be as far as purchase of the floodway/floodplain land associated with the school’s purchase.

Bill List dated May 18, 2009 -

VENDOR	DESCRIPTION	AMOUNT
A & B WELDING SUPPLY	CYLINDER RENT/WELDING SUPPLY	\$793.34
A M LEONARD, INC	TREE TIES/TREE MESH	\$1,106.60
ABC BUSINESS SUPPLY	OFFICE SUPPLIES	\$140.58
AINSWORTH-BENNING CONSTRUCTION	SNOW REMOVAL SERVICES	\$3,355.65
AMCON DISTRIBUTING CO	REC CENTER CONCESSIONS	\$1,654.66
AMERICAN RED CROSS	PROVIDER TRAINING FEES	\$45.00
ATCO INTERNATIONAL	VANDEX/SUPPRESS/NITTY-GRITTY	\$714.70
BECK'S NURSERY CORP	PLANTS/TREES/SUPPLIES	\$722.09
BELLE FOURCHE LANDFILL	LANDFILL FEES	\$18,571.20
BEST WESTERN BLACK HILLS	2 ROOMS FOR SNOW REMOVAL	\$98.00
BIERSCHBACH EQUIPMENT & SUPPLY	DRAIN COVER KNOB	\$11.56
BLACK HILLS AUTO PARTS	REPAIRS/OXYGEN/FILTERS	\$600.06
BLACK HILLS CHEMICAL CORP	JANITORIAL SUPPLIES	\$167.01
BLACK HILLS PIONEER	LEGAL PUBLISHING/ADS/GUIDES	\$3,134.40
BLACK HILLS POWER & LIGHT	ELECTRICITY	\$6,995.47
BLACK HILLS PURE, INC	COOLER RENTAL/WATER	\$71.25
OLNEY, DUNCAN R	CPO COURSE	\$175.00
BLACK HILLS TIMBER EQUIPMENT	SHUT OFF SWITCH	\$39.76
BRADY PLUIMER, P.C.	APR 2009 RETAINER/LEGAL FEES	\$4,933.75
BUTLER MACHINERY CO	LATCH ASSY/CAM LATCH	\$168.06
BUTTE ELECTRIC COOP	ELECTRICITY	\$430.36
CAMPBELL SUPPLY	TRUCK CHAINS	\$83.99
CHAIN SAW CENTER	LAWN MOWERS/REPAIRS/GLOVES	\$1,220.10
CHRIS SUPPLY COMPANY, INC	INTERACTIVE UPS	\$298.00
CLARK PRINTING CORP	SOLID WASTE WORK ORDERS	\$154.35
CLAUSER MACHINE WORKS	REPAIR JACK	\$11.00
COCA-COLA BOTTLING CO	REC CENTER CONCESSIONS	\$463.00
COMBINED BUILDING SPECIALTY	SHOWER RODS	\$72.00
CONTRACTOR'S SUPPLY INC	HARD HATS	\$132.00
CROP PRODUCTION SERVICES	FERTILIZER	\$95.00
CULLIGAN SOFT WATER CORP	WATER	\$91.00
DAKOTA BACKUP	NETWORK BACKUP SERVICES	\$561.09
DAKOTA BUSINESS CENTER	TELEPHONE LINE NETWORKING	\$430.67
JACKSON L. PAHL	POST TOPS	\$50.00
DAKOTA SUPPLY GROUP	SUMP PUMP	\$124.70
DANKO EMERGENCY EQUIPMENT	AKRON CONVERSION REPAIRS	\$451.21
DIVISION OF MOTOR VEHICLES	LICENSE FEE FOR STAGE TRAILER	\$13.00
ECOLAB PEST ELIMINATION	PEST CONTROL SERVICES	\$478.00
EDDIE'S TRUCK SALES, INC	REPAIR VOLVO GARBAGE TRUCK	\$4,064.57
ELLIS CONSULTANTS INC	STORM DRAINAGE ENGINEERING	\$1,822.51
ENERGY LABORATORIES	LAB TESTS	\$2,432.50
ENSIGNAL	CELL PHONE TRANSFER/BELT CLIP	\$31.94
ENVIRONMENTAL RESOURCE ASSOC	QA MINI SETS	\$691.03
FASTENAL CO	HARDWARE/TOOLS	\$529.90
FEDEX	FORENSICS LAB SHIPPING	\$18.82

FISHER SAND & GRAVEL CORP	CRUSHED ROCK-RUBBLE ROAD	\$362.08
FSH COMMUNICATIONS, LLC	PAYPHONES MAY 2009	\$240.00
GLASFORD, LONNIE	REC CENTER DJ SERVICE OPEN HSE	\$300.00
GLOCK, INC	ARMORER'S COURSE-PD	\$300.00
GOVERNMENT FINANCE OFFICER ASSN	2009 CITY MEMBERSHIP-G SUND	\$170.00
GRAINGER, W.W., INC	INFRARED THERMOMETER	\$98.06
GRAPHICS PLUS	MEASURING WHEEL	\$84.95
GUMDROP BOOKS	BOOKS	\$207.40
HANSEN & HUBBARD	ELECTION RECOUNT-CITY REP	\$975.00
HAWKINS, INC	CHLORINE	\$1,157.60
HD SUPPLY WATERWORKS	AIR RELEASE VALVE	\$129.00
HDR ENGINEERING, INC	PROJECT ENGINEERING	\$53,781.90
HEARTLAND PAPER CO	TRASH CAN/JANITORIAL SUPPLIES	\$925.86
HILLS MATERIALS CO	ROCK/ROAD BASE/COLD MIX/FINES	\$1,301.15
HILLYARD / SIOUX FALLS	RIDER SWEEPER/SUPPLIES/TOOLS	\$2,756.66
HOMESTEAD NURSERY	HOSTA PLANTS/LILAC BUSHES	\$682.90
INGRAM LIBRARY SERVICES	BOOKS	\$3,332.36
INTERSTATE BATTERIES	LITHIUM BATTERIES	\$149.70
JENNER EQUIPMENT CO	CAP/ORING	\$43.53
KAZCO, INC	FLASH DRIVE/MICE/SUPPLIES	\$320.43
KNECHT HOME CENTER, INC	HARDWARE/TOOLS/LUMBER/REPR	\$1,121.11
KONE, INC	ELEVATOR REPAIR	\$458.82
KT CONNECTIONS	COMPUTER STATION/NETWORKING	\$2,065.00
KYTE ENTERPRISES	POWER RAKE & EDGE	\$90.00
LAZY B ENTERPRISES	CITY HALL PAPER RECYCLING	\$28.00
LEAD-DEADWOOD SANITAR DIST	2009 ELECTION ADS-COST SHARE	\$14.92
LINCOLN EQUIPMENT INC	SINGLE WATERPARK TUBE	\$560.75
HUYCK, PHILIP	TOOLS	\$300.96
MARTIN, MATTHEW	INSTRUCTOR-BASKETBALL CLINIC	\$1,782.00
MAYER, RITA	QIGONG INSTRUCTOR	\$270.00
MEYER LANDSCAPING	REC CENTER LANDSCAPING	\$6,880.00
MG OIL CO	APRIL 2009 FUEL CONTRACT	\$17,819.90
MONTANA-DAKOTA UTILITIES	NATURAL GAS	\$5,747.96
NAME TAG INC	NAME TAGS	\$385.95
NATIONAL TRUST FOR HIST PRES	2009 MEMBERSHIP-SPEARFISH HP	\$30.00
NORTHERN HILLS TRAINING CENTER	MOWING/SNOW REMOVAL SERVICE	\$1,070.30
NORTHERN IMPROVEMENT CO	OMEGAMIX	\$2,160.00
NORTHWEST PIPE FITTING CO	CHECK VALVES/DRIP TUBING	\$219.30
O'NEILLS QUALITY FURNITURE	BLACK CASTERS	\$18.00
OCCUPATIONAL HEALTH NETWORK	EMPLOYMENT TESTING/EXAM	\$2,139.00
OFFICE TECHNOLOGY & SUPPLY	MAIL SORTER/UPS/SUPPLIES	\$451.97
ONE CALL SYSTEMS, INC	LOCATE REQUEST TICKETS	\$90.20
ONE TIME VENDORS	VARIOUS REFUNDS	\$73.68
PENWORTHY CO	BOOKS	\$220.87
PROBUILD, TIMBERROOTS MTD	PLYWOOD	\$42.00
PUMPKIN BOOKS INC	BOOKS	\$176.90

QWEST	MAY 2009 PHONE CHARGES	\$1,796.16
RANDOM HOUSE, INC	CDs	\$101.70
RAPID DELIVERY	DELIVERY & PICKUP SERVICES	\$198.00
RAPID DIESEL SERVICE	INJECTION PUMP	\$425.00
ROCKINGTREE LANDSCAPE INC	LANDSCAPE PLANTS	\$419.63
RUSHMORE COMMUNICATIONS	REPAIR RECORDER & REFORMAT	\$265.00
S & S WORLDWIDE, INC	GUEST WRIST BANDS	\$179.80
SAND CREEK PRINTING CORP	PAPER/ENVELOPES/NAMEPLATE	\$55.82
SD DEPT OF HEALTH	INOCULATIONS	\$35.00
SD STATE HISTORICAL SOCIETY	2009 SPFSH HIST PRES ANNUAL	\$45.00
SERVALL TOWEL & LINEN	UNIFORM/FLUSH/MAT/MOP RENTAL	\$1,271.22
SHARKEY PLUMBING & HEATING	REPAIR SHUTOFF VALVE-RESTROOM	\$133.22
MILANO, ANDREA	METAL SIGNS	\$45.00
SOLE PERFECTION	SHOES-BILL K-PAID OVRAGE	\$109.99
SOUTH DAKOTA DENR	2010 DRINKING WATER FEES	\$2,610.00
SOUTH DAKOTA STATE TREASURER	APR 2009 SALES TAX REMITTANCE	\$5,644.49
SPEARFISH AUTO SUPPLY	TOOL/CROSS CHAIN	\$168.00
SPEARFISH BUILDING & SUPPLY	PAINT/LUMBER/HARDWARE	\$609.56
SPEARFISH ELECTRIC & HEATING	ELECTRICAL REPAIRS & SERVICES	\$2,275.79
SPEARFISH EXCAVATING, INC	SNOW REMOVAL SERVICES	\$6,100.00
SPEARFISH EXTINGUISHER	EYE & SKIN SOLUTION/INSPECTION	\$68.00
JOSEPH B. MILLER	GASKET & WASHER	\$4.00
SPEARFISH MOTORS, INC	2006 GMC YUKON FOR ENGINEERS	\$18,449.00
SPEARFISH SEAMLESS RAIN GUTTER	RAIN GUTTERS CITY SHOP	\$1,041.50
SPEARFISH VOLUNTEER FIRE DEPT	TRAVEL REIMBURSEMENT SCHOOL	\$2,484.73
STADEL, BRENDA	WEBSITE ADMINISTRATION	\$120.00
SUMMIT SIGNS & SUPPLY	STREET SIGNS/DECALS/REC SIGNS	\$285.60
SUPERIOR SANITATION	RESTROOM RENTAL	\$390.00
SYSCO FOOD SERVICES OF MT	REC CENTER CONCESSIONS	\$181.33
THE MERCANTILE	TWINE/SCOOPS/HARDWARE/REPAIR	\$444.13
TTG ENTERPRISES	REPAIR BACKWASH PUMP	\$1,402.50
TURFWERKS	72" BLADE/CLAMP	\$81.05
VALMONT INDUSTRIES, INC	TRAFFIC SIGNAL POLES-MAIN/JAX	\$23,860.00
VAN NESS FELDMAN, PC	HYDROPLANT FERC LEGAL FEES	\$948.88
VERIZON WIRELESS	MAY 2009 CELL PHONES	\$2,001.82
VISIT SPEARFISH INC	CUSTOMER SVC TNG/VENDOR BOOTH	\$275.00
WAMCO LAB, INC	EFFLUENT TOXICITY TEST	\$350.00
WARNE CHEMICAL & EQUIPMENT	QUICK TO GROW	\$950.00
WASTE NOT RECYCLING, LLC	TIRE RECYCLING SERVICES	\$846.00
WELLS FARGO BUSINESS CARD	TRAVEL/OFFICE SUPPLIES/TRAINING	\$2,116.25
WEST RIVER BEVERAGE INC	REC CENTER CONCESSIONS	\$572.00
WESTERN COMMUNICATIONS	MULTI-UNIT CHARGERS/BATTERIES	\$2,116.00
WHITE'S QUEEN CITY MOTORS	VEHICLE REPAIRS/SERVICE	\$1,370.89
ZIEGLER BUILDING CENTER	PROPANE/PATIO BLOCK	\$68.10
** TOTALS **		\$252,700.21

Motion: Dardis

To approve Bill List dated May 18, 2009.

Disposition: Motion passed on voice vote.

Second: Morgan

APPROVAL

INITIALS

Mayor Krambeck

Shawn Dardis

Eric Davis - Absent

Mary Morgan

Tom Quinn

Doug Schmit

Paul Young - Absent

Report – City Administrator Sund discussed the importance of Complete Count Committee with the Census. Example cited was that this year \$60,000 grants were awarded to the top 10 cities in population in the state and Spearfish missed out with Huron being the 10th. It is suspected that our city population is not fully recorded.

Set Special Meeting – In response to the Meier family letter to the school regarding the possible land purchase, it was decided to hold a special meeting on Thursday, May 21, 2009 at 6:30PM when Full Council would be available.

There being no further business before the Council, Schmit moved, Morgan seconded and all voted to adjourn at 7:33 PM.

Dated this 18th day of May 2009.

CITY OF SPEARFISH

BY: _____
Jerry A. Krambeck, Mayor

ATTEST:

Greg Sund, City Administrator