

Spearfish City Council



Regular Session Minutes

Date:
July 18, 2011

The Spearfish City Council met in Regular Session in the Council Chambers of the Municipal Services Centre at 7:00 PM on Monday, July 18, 2011 with the following members present: Baker, Geppert, Morgan and Schmit. Aaker and Young were absent. Also present: City Administrator Neeb, Finance Officer Dutton, Police Lieutenant Jacobs, Fire Chief White, Public Works Administrator Johnson, Environmental Services Manager Callaway, Water Foreman Rogers, Water/Wastewater Utilities Superintendent Glenn and Legal Intern Davis. Mayor Krambeck presided and called the meeting to order. All stood and recited the Pledge of Allegiance.

Order of Business – Morgan moved, Geppert seconded and all voted to approve the order of business.

Consent Agenda – Schmit moved, Morgan seconded and all voted to approve the Consent Agenda.

- A. Request authorization to move Keith Richards to a Grade 12, Step 11, \$17.91 per hour, effective 7/24/2011
- B. Approve the following Brown Bag Requests:

Facility	Applicant	Event	Date
Pavilion	Rick Kruthoff	Wedding Reception	8/27/11
Snappers Club	Teresa Gueffroy	Wedding Reception	8/19/11
Snappers Club	Don Nelson	Family Reunion	8/20/11
South Shelter	Debra Taylor	Family Gathering	8/6/11
North Shelter	Rec Center	Sand Volleyball	8/19/11
North Shelter	KBHB-Chase Adams	Company Picnic	8/20/11
Jorgensen Shelter	Jeanne Haakinson	Family Picnic	7/24/11
South Shelter	Judi Pepper	Rehearsal Supper	8/26/11
Jorgensen Shelter	Christopher Skeen	Friends Get together	7/29/11
Evans Shelter	Courtney Berry	Community BBQ	7/30/11

- C. Approve Minutes of Regular Session of July 5, 2011.
- D. Accept Monthly Financial Report Dated June 30, 2011.

ITEMS FROM VISITORS

Black Hills Vision - Jim Aberle, Executive Director of Black Hills Vision requested consideration for a funding request of \$10,000 for 2012 Subsidy. This is the second installment as part of the five year commitment to Black Hills Vision.

Green & Gold Days - Jane Klug, BHSU Student Services requested \$1,850.00 (11% of total cost) to assist with the Green & Gold (Orientation) Activities as well as street closure for the downtown activity day. The plan includes a community campus fair for new students and the community on campus on August 28th from 5:30 to 7:30 and a downtown party for the new students and the community on August 29th. For the downtown portion, Ms. Klug feels it would be advantageous to have the event during normal business hours so that the new students and families can become familiar with all Spearfish downtown has to offer. She is working with the Downtown Business Association for the event as well. City Administrator Neeb stated that this is not budgeted, however funds could be made available. Public Works Administrator Johnson stated that Main Street will still be under significant construction at the time and given the proposed time frame of noon to 2:00 PM on a Monday, it will take some discussion and planning as to where to hold the event as to not disrupt traffic flow, parking and accessibility to the downtown businesses. Baker moved to table this request until the August 1st meeting to allow for more specific planning on the location and time of the event. Morgan seconded and all voted in favor of the motion.

Artemis House - Teri Royer, Executive Director stated that all funding is in place and the environmental review has been published for the rebuild of the Artemis House. Artemis House requests the City to waive the Building Permit fee of \$4,035 for construction of their new facility at 1429 N. Main. Morgan moved, Schmit seconded and all voted to waive the building permit fee.

Spearfish Youth Empowerment Team –Spearfish Youth Empowerment Team requests to use the southwest parking lot at the Rec. Center for a garage sale on July 30th from 7:00 to 11:00. Proceeds from the sale will go toward a trip to Florida for a youth conference. The garage sale will end and all items/vehicles will be removed prior to the noon opening of the Water Park. Schmit moved, Baker seconded and all voted to authorize the group to use the parking lot.

Award - Water/Wastewater Utilities Superintendent Glenn presented the Water System Award from South Dakota Department of Environment and Natural Resources to Homer Rogers, Water Foreman. City of Spearfish has achieved this award several times in the past and as it is not an easy award to achieve, this indicates the level of service and dedication our water and sewer teams put forth throughout the year.

HEARINGS

Public Hearing – Mayor Krambeck opened a public hearing at 7:26 PM for consideration of Ordinance 1139 – Zoning Amendment to change zoning at 609 Nellie Lane from R-1 Single Family to Ag. A written letter from Jeremy Smith and Patricia Jenkins was submitted in support of this rezoning. Rock O'Rourke, neighbor, asked if this zoning change would grant the conditional use permit Mr. Capp had applied for and was denied, or if it would make it easier for Mr. Capp to obtain a conditional use permit. Mayor Krambeck stated the two are not related – a

use permitted on review can be requested regardless of the zoning and Ag zoning does not grant the use permit by right nor does the basis of zoning have any correlation to the ease of obtaining a conditional use permit. Andy Johnson, Spearfish resident, spoke in favor of rezoning. Although he does not live on Nellie Lane, he stated it is important to return some land to agricultural applications for community sustainability. Gerald Johnson, neighbor, asked questions regarding commercial gardening – R – 1 states ‘gardening for home use’ in the uses permitted section, whereas Ag zoning allows commercial sale of garden produce. He further asked whether additional wells are allowed in this area since Nellie Lane is on City water service. A commercial food grower 10 miles east of town spoke and stated she thinks this would be a good thing for the community to have this area zoned as Ag so commercial produce can be grown and sold for local consumption. Dr. Bob Macintosh, also a Spearfish resident but not a Nellie Lane resident, spoke in favor of converting the parcel to Ag due to the good soils free of toxins present in the Valley.

Mayor Krambeck stated the public hearing will not close until second reading of Ordinance 1139 on August 1st and letters can be submitted up to that date to the City Finance Office to be included as comments for the public hearing.

Public Hearing – Mayor Krambeck opened a public hearing at 7:44 PM to consider an application made by Leland Ruzicka with B & B Lounge for a Special Malt Beverage Retailers License for the “Downtown Friday Nights” events on July 29th and August 5th from 5PM to 10PM in the designated street closure area for the event. There were no oral or written comments and the public hearing was closed. Schmit moved, Morgan seconded and all voted to approve the license.

Public Hearing – Mayor Krambeck opened a public hearing at 7:45 PM to consider an application made by Steve Zandstra with Zbar and Nightclub for a Special Malt Beverage Retailers License for the “Downtown Friday Nights” events on July 22, July 29, August 5 and August 12 from 5PM to 10PM in the street closure/open container area. There were no oral or written comments and the public hearing was closed. Morgan moved, Geppert seconded and all voted to approve the license.

RESOLUTIONS AND ORDINANCES

Ordinance 1138 – Schmit moved, Geppert seconded and all voted to approve First Reading of Ordinance 1138 - Alcohol.

LEGAL, FINANCE AND PUBLIC SAFETY

Transfer – Schmit moved, Morgan seconded and all voted to transfer from 604-Sewer \$18,466.67 to 506-TIF#2 for the June and July TIF#2 Sewer Project expenditures.

Out of State Travel – Morgan moved, Schmit seconded and all voted to authorize Jason DeNeui and Brian Larson to travel to Fargo, North Dakota to attend MOCIC (Mid-States Organized Crime Information Center) Conference & Training, August 22-26, 2011 at a cost of \$900.00 for registration, meals and lodging and \$350.00 for transportation, funded from Police.

SCBA Purchase – Schmit moved, Geppert seconded and all voted approval for the purchase of four self-contained breathing apparatus (SCBA) not to exceed \$21,000. This is a budgeted item. These will replace SCBA's on Ladder 8.

Block Party – Morgan moved, Baker seconded and all voted to approve the Charles Street neighbors request for Street Closure for the top 1/5 of Charles Street so they may hold a block party for Charles Street on Sunday July 24th from 2:30PM-6PM. Three homes are affected by the street closure and all three are participants in the block party.

FYI - Raffle – Our Saviors Lutheran Church plans to raffle a new 2008 Moped. Tickets are \$5 each or 5 for \$20 with ticket sales from July 6, 2011 to drawing on August 14, 2011. Proceeds to benefit Our Saviors Lutheran Church Youth Group to assist with travel to the 2012 National Youth Group Conference in New Orleans.

FYI - Raffle – Team Chicken Legs / National Multiple Sclerosis, Wyoming Chapter, plans to raffle a handmade quilt. Tickets are \$5 each or 5 for \$20 with ticket sales from July 19, 2011 to drawing on August 12, 2011. Proceeds to benefit National Multiple Sclerosis Society.

PUBLIC WORKS

Lease Agreement – Schmit moved, Baker seconded and all voted to authorize Mayor Krambeck to sign Lease Agreement for Spearfish Canyon Rifle Range.

Street Scape Furniture – Geppert moved, Schmit seconded and all voted approval to purchase Street Scape furniture at a cost not to exceed \$20,000, budgeted in Highway Bridge Fund for the last of the three phases of the Main Street project.

Bill List – Morgan moved, Geppert seconded and all voted to approve the Bill List of July 18, 2011.

VENDOR	DESCRIPTION	AMOUNT
A & B WELDING SUPPLY CO	WELDING SUPPLIES/CYLINDER RENTAL	\$ 86.09
A & J SUPPLY	SHEET METAL/FLAT IRON	\$ 83.66
ABC BUSINESS SUPPLY	SHREDDER/FILE/BULLETIN/CHAIRMAT	\$ 829.94
ADAMS MACHINING INC	CYLINDER REPAIRS	\$ 681.12
ALPINE IMPRESSIONS	SUMMER T SHIRTS	\$ 1,456.61
AMCON DISTRIBUTING CO	CONCESSIONS	\$ 1,091.85
AMERICAN PLANNING ASSOC	2011 ANNUAL SUBSCRIPTIONS	\$ 165.00
ATCO INTERNATIONAL	SUPPRESS/ASSAULT/VANDEX	\$ 948.05
BECK'S NURSERY CORP	PLANTS/BARK/FABRIC/PINS	\$ 119.20
BELLE FOURCHE LANDFILL	JUNE 2011 LANDFILL FEES	\$ 21,623.04
BERGER, DAWN	TRAVEL LODGING-SIOUX FALLS	\$ 163.76
BLACK HILLS AUTO PARTS INC	OIL/FILTERS/TOOLS/BATTERY/SOLVENT	\$ 558.36
BLACK HILLS CHEMICAL CORP	TRASH LINERS/TOISSUE/CLEANERS	\$ 1,200.92
BLACK HILLS PIONEER	JUN 2011 LEGAL PUBLISHING/NOTICES	\$ 1,130.37
BLACK HILLS POWER & LIGHT	ELECTRICITY	\$ 6,674.42

BLACK HILLS PURE INC	WATER/COOLER RENTAL	\$	61.75
CBH COOPERATIVE	GREASE/LUBE OIL	\$	1,087.80
CENTURY BUSINESS PRODUCTS	REC CTR COPIER LEASE	\$	241.88
CETEC ENGINEERING SERVICES	COLO BLVD H2O 2011 ENG/H2O STUDY	\$	6,251.10
CHAIN SAW CENTER	EQUIP REPAIRS & RENTALS/GLOVES	\$	2,058.15
CITY OF RAPID CITY	WORKSHOP REGISTRATIONS X 3	\$	150.00
CITY OF SPEARFISH	JUN 2011 WA/SE/SW/GB SERVICE	\$	16,433.47
CLAUSER MACHINE WORKS	REPAIR MOTOR SHAFT/FITTING/VALVE	\$	222.50
COCA-COLA BOTTLING CO	CONCESSIONS	\$	3,477.90
CROELL REDI-MIX INC	4000PSI REDIMIX	\$	250.00
CROP PRODUCTION SERVICES	ROUND UP	\$	360.13
CULLIGAN SOFT WATER CORP	WATER	\$	78.00
DAKOTA BACKUP	JUN 2011 NETWORK BACKUP SERVICES	\$	837.93
DAKOTA PUMP & CONTROL INC	SEAL KIT	\$	1,224.74
DAKOTA SPORTS INC	LIFE GUARD SWIM SUITS/CANOPY	\$	1,864.70
DAY MORRIS LAW FIRM LLP	JUNE 2011 SVSD LEGAL FEES	\$	1,280.00
DIAS, GREGORY K	LIBRARY NETWORK ADMIN	\$	298.71
DISC GOLF ASSOC INC	ANCHOR ASSEMBLY	\$	102.57
DIVISION OF MOTOR VEHICLES	LICENSES #CTY7378 & #TRL5894	\$	30.00
ECOLAB PEST ELIMINATION	PEST & RODENT CONTROL SERVICES	\$	787.00
EDDIE'S TRUCK SALES INC	FILTERS	\$	18.63
ENERGY LABORATORIES	LAB TESTS	\$	688.00
ENTENMANN-ROVIN	POLICE BADGE	\$	41.73
FASTENAL CO	HARDWARE	\$	20.95
FIRE ENGINEERING	2011-2 YEAR SUBSCRIPTION	\$	51.00
FIREHOUSE MAGAZINE	2011 1 YEAR SUBSCRIPTION	\$	29.95
FIRERESCUE MAGAZINE	2011 2 YEAR SUBSCRIPTION	\$	73.00
FMG INC	2012 ST PROJECT ENGINEERING	\$	21,860.00
FSH COMMUNICATIONS LLC	JUL 2011 PAYPHONES	\$	180.00
GARLICK, KRIS DEANN	JUN 2011 NEWSLETTER	\$	150.00
GENE'S LOCK SHOP	GA SHOP REMODEL/LOCK SERVICES	\$	2,109.65
GOLZ ASPHALT SEALING INC	ASPHALT SEALING	\$	7,542.05
HAWKINS INC	CHLORINE/ACID/AZONE/BLEACH	\$	3,599.26
HD SUPPLY WATERWORKS	MIP XULTRA-TITES/CURB BOX LIDS	\$	368.56
HDR ENGINEERING INC	HYDRO FERC COMPLIANCE ENG	\$	1,275.17
HEARTLAND PAPER CO	EXAM GLOVES/CLEANERS	\$	318.53
JWL INC	2011 ENCLOSED CARGO TRAILER	\$	5,724.60
HILLS MATERIALS CO	ROADSTONE/GRAVEL/COLD MIX	\$	1,817.46
HILLYARD / SIOUX FALLS	TRASH LINERS/SOAP	\$	1,384.60
HISTORICAL FOOTPRINTS	PROMOTION VIDEO FINAL PAYMENT	\$	9,000.00
INGRAM LIBRARY SERVICES	BOOKS	\$	1,777.72
INTERSTATE ENGINEERING INC	2011 REC PATH ENG/REVISE FLOOD ELEV	\$	1,690.00

JENNER EQUIPMENT CO	MOWER TIRE	\$	88.22
JUNEK'S SERVICE CORP	CUPHOLDER	\$	209.00
KAZCO INC	HARDWARE/REPAIRS/BATTERIES/USB	\$	301.35
KNECHT HOME CENTER INC	GA SHOP REMODEL/TOOLS/LUMBER	\$	1,693.17
KNOLOGY INC	JUL 2011 SHOP ADMIN CIRCUITS	\$	277.25
KONE INC	3RD QTR 2011 MAINT CONTRACT	\$	116.40
KT CONNECTIONS	AUG-OCT 2011 NETWORK MGMT	\$	12,860.00
L3 COMMUNICATIONS MOBILE-V	ANTENNA MOUNT	\$	107.00
LAWSON PRODUCTS INC	HARDWARE	\$	516.49
LIGHT & SIREN	NEW H2O PICKUP SAFETY LIGHTS	\$	1,039.70
LUEDERS FOOD CENTER	CONCESSIONS	\$	12.50
MENARDS	GA SHOP REMODEL/TOOLS/MATS	\$	317.67
MICROMARKETING LLC	CDs	\$	622.31
MID AMERICAN RESEARCH CHE	LOCK UP	\$	74.62
MIDWEST TURF & IRRIGATION	HANDHELD TRANSMITTER	\$	282.06
MONTANA-DAKOTA UTILITIES	NATURAL GAS	\$	7,636.21
MOTIVE PARTS & SUPPLY	NUTS & BOLTS/COUPLINGS	\$	9.28
NEVE'S UNIFORMS INC	GLOVES/PANTS/SHIRTS/STRIPES	\$	403.43
NEW RUSHMORE RADIO INC	REC CENTER RADIO ADS	\$	200.00
NORTHERN HILLS TRNG CENTER	JANITORIAL/MOWING SERVICES	\$	1,751.42
OFFICE TECH & SUPPLY	CARD HOLDERS/MISC ITEMS	\$	68.31
ONE TIME VENDORS	REFUNDS/REPTILE GARDENS-SUMMER REC	\$	485.47
PITNEY BOWES INC	POSTAGE MACHINE SEALANT	\$	144.47
PRAIRIE HILLS TRANSIT	2011 REC GRANT	\$	500.00
PROBUILD COMPANY LLC	FIR/FLASHING/CAULK & GUN/SAKRETE	\$	171.69
QWEST	JUL 2011 CIRCUITS & 911	\$	1,214.08
RAIN DROP PRODUCTS LLC	SWITCHES	\$	226.00
RAPID DELIVERY	PICKUP & DELIVERY SERVICES	\$	261.17
REGAN SERVICES	ANNUAL PM BATTERY STATION	\$	249.10
REGIONAL HEALTH	TEST COLLECTIONS	\$	456.00
SA-SO	FIBERGLASS LINE MARKER	\$	27.85
SACRISON ASPHALT INC	LIMESTONE	\$	3,631.55
SAFEWAY STORES INC	DESIGNER PLATES	\$	8.37
SAND CREEK PRINTING CORP	BUSINESS CARDS	\$	90.00
SCOTT PETERSON MOTORS INC	MIRROR	\$	57.35
SERVALL TOWEL & LINEN	FLUSHER/MOP/MAT/UNIFORM RENTAL	\$	1,299.37
SOCIETY FOR HUMAN RESOURC	2011 MEMBERSHIP-FRIEDEL	\$	180.00
SOUTH DAKOTA DEPT OF LABOR	UNEMPLOYMENT-HUNTER	\$	157.78
SO DAK MUNICIPAL LEAGUE	2011 ELECTED OFFICIAL WORKSHOP X 2	\$	40.00
SOUTH DAKOTA ONE CALL	MESSAGE FEES JUN 2011	\$	88.20
SOUTH DAK STATE TREASURER	JUN 2011 SALES TAX REMITTANCE	\$	13,970.49
SPEARFISH BUILD & SUPPLY	DOOR/LUMBER/HARDWARE/PAINT	\$	815.78

SPEARFISH ELECTRIC & HEAT	GA SHOP REMODEL/LAMPS/REPAIRS	\$	6,270.72
SPEARFISH EXTINGUISHER	SAFETY SUPPLIES/EXTINGUISHER	\$	329.35
JOSEPH B MILLER	OIL/TRIMMER REPAIR	\$	60.00
SPEARFISH MOTORS INC	SERVICE PD5 & PD6	\$	85.05
STADEL, BRENDA	REC & CITY WEBSITE ADMIN & SOFTWARE	\$	424.95
STAN HOUSTON EQUIPMENT	PERMA PATCH	\$	1,500.00
STONE, DANIEL R	RIVER ROCK	\$	76.50
SUMMIT SIGNS & SUPPLY	CAUTION TAPE/PENNENT FLAGS	\$	132.50
SUPERIOR SANITATION LLC	RESTROOM RENTALS & DRAIN CLEANING	\$	481.00
SYSCO FOOD SERVICES OF MT	CONCESSIONS	\$	3,747.99
TASC	3RD QTR 2011 FLEXPLAN ADMIN	\$	547.77
TNEMEC CO INC	EPOXOLINE/THINNER	\$	399.02
TOUR ICE-PIERRE & STURGIS	ICE FOR RESALE	\$	116.75
TRAILER LIFE	2012 CAMPGROUND LISTING	\$	1,680.00
TURFWERKS	BLADES	\$	48.91
USA BLUE BOOK	LIQUID FILL GAUGE/BUFFER/SOLUTION	\$	505.63
VERIZON WIRELESS	JUL 2011 CELL PHONES	\$	2,270.66
VISIT SPEARFISH INC	JUL 2011 BID BOARD SUPPORT	\$	15,835.00
WELLS FARGO BROKERAGE SER	FINAL PAYMENT HUMAN BUILDING PD UNKNOWN ITEM/SUMMER REC/PD	\$	6,530.41
WELLS FARGO BUSINESS CARD	TOOLS	\$	991.80
WELLS PLUMBING CORP	BLACK NIPPLE & IRRIGATION REPAIRS	\$	39.48
WESTERN COMMUNICATIONS	ETHERNET SERVER/MOBILE PM400/BATY	\$	3,029.65
WHITE'S QUEEN CITY MOTORS	REPAIR METER READER TRUCK/SVC PD9	\$	1,364.81
WOLFF'S PLUMBING & HEATING	CHECK NATURAL GAS LINE/REPAIR RC AC	\$	936.94
ZIEGLER BUILDING CENTER	GA SHOP REMODEL/PROPANE	\$	1,184.77
** TOTAL **		\$	234,882.35

APPROVAL INITIALS

Mayor Krambeck
Don Aaker - Absent
David Baker
Travis Geppert
Mary Morgan
Doug Schmit
Paul Young - Absent

City Administrator Reports -

- FYI - Friday, July 29, 2011, Downtown Friday Nights will move on to the Phase I area of Main Street.

- Meeting Reminders: July 28, 2011 – 1 PM -5PM – Growth Visioning Workshop at Convention Center and 5:00 PM Black Hills Vision at the Sanford Lab; August 4, 2011 – 6PM – Budget Meeting - Long Term Capital; August 8, 2011 – 6PM – Budget Meeting - General Fund; August 16, 2011 – 6PM – Budget Meeting - Subsidies and Other; August 18, 2011 – 6PM – Budget Meeting - Final Draft

June Fire Report –Fire Chief White presented the June Fire Report:

- 54 Active Members
- 20 Calls for Service - 5 Fire Alarm, 2 Structure Fire, 5 Search & Rescue, 1 Natural Gas Leak, 1 Hazardous Materials, 1 Vehicle Fire, 2 Weather Spotters, 1 Mutual Aid, 1 Good Intent Call, 1 Miscellaneous
- Average Response time: 9 minutes 55 seconds
- Total Volunteer Time – 590 hours 4 minutes; Truck Check– 68 hours; Meetings – 77 hours; Training – 232 hours
- July Training July 20th – Rope Rescue – 7PM at Station 2

Firefighter Combat Challenge Report – Fire Chief White reported that Spearfish had two teams that participated in the Challenge in Rapid City this weekend. The challenge consisted of five very rigorous events. The relay team of Burke, Opitz, White, Ziegler and Hitson had a combined time of 2 minutes for all five events and qualified for the national challenge in Myrtle Beach. The relay team of Herdt, Pullen, Salazar, Cook and Hayford had a combined time of 2 minutes, 18 seconds.

Fire Truck FYI – Fire Chief White reported that one of Spearfish’s fire engines will be going to Newcastle to assist with the fire.

Groundbreaking FYI – The groundbreaking for the new fire substation will be on July 22, 2011 at 3PM.

There being no further business before the Council, Morgan moved, Baker seconded and all voted to adjourn at 8:05 PM.

Dated this 18th day of July, 2011.

CITY OF SPEARFISH

BY: _____
Jerry A. Krambeck, Mayor

ATTEST:

David H. Dutton, Finance Officer

Published once at the approximate cost of _____.