

Spearfish City Council



Regular Session Minutes

February 19, 2019

The Spearfish City Council met at 5:30 PM on Tuesday, February 19, 2019. Mayor Boke presided and called the meeting to order. All stood and recited the pledge of allegiance. Roll Call was taken with the following members present: Clark, Hodgs, Jacobs, Lee and Martin. Klarenbeek was absent. Also present: City Administrator Harmon, Finance Officer Dutton, City Planner Watson, City Attorney McDonald, Public Works Administrator Johnson, Police Chief Rotert, Fire Chief Sachara, Assistant Finance Officer DeNeui, Assistant Police Chief Jacobs, Recreation Facility Superintendent Rauterkus, Water/Wastewater Utilities Superintendent Glenn, Human Resources Director Mathis, Police Sergeant Hofmann, Police Detective DeNeui, City Engineer Mathis, Flood Plain Administrator Vig, Parks Recreation Forestry Superintendent Ehnes, Police Lieutenant Dean and Finance Administrative Assistant Weber.

Agenda was amended to include an Executive Session pursuant to SDCL 1-25-2(3) to consult with legal counsel about proposed or pending litigation or contractual matters at the end of the meeting. Lee moved, Hodgs seconded and all voted to approve the agenda as amended. There were no potential conflicts-of-interest declared.

Consent Agenda - Clark moved, Lee seconded and all voted to approve the Consent Agenda as follows:

- A. Set bid opening for the “2019 Scheduled Street Repairs” for Tuesday, March 19, 2019 at 1:30 PM in City Hall, 2nd Floor, Council Chambers.
- B. Set bid opening for the “2019 Weed Spraying Project” for Wednesday, March 13, 2019 at 1:30 PM in City Hall, 2nd Floor, Council Chambers.
- C. Personnel:
 - Move Lyle Skaar, Park, Recreation, & Forestry Technician, grade 12, step 2, \$16.74 effective 3/10/2019. Step increase due to successful completion of 6-month in training period.
 - Move Neil Plocek to Public Works Laborer (part-time/not benefit-eligible), grade 9, step 3, \$14.72 effective 2/24/2019.
 - Move Ashley McDonald, City Attorney, grade 26, step 4, \$48.71 (\$101,316.80 salary/exempt) effective 2/24/2019. Step increase due to successful completion of 6-month in training period.
- D. Approve Minutes of City Council Regular Session dated February 4, 2019.

Items from Visitors

Bike Spearfish - Bicycle Advocacy Group (BAG) presented the League of American Bicyclists report card. The group applied for Spearfish designation as a bike friendly community and received honorable mention. Jeremy Smith and John Williams stated their goal is to look for areas to make improvements in order to improve ratings for Spearfish to achieve status as a bronze level bike friendly community.

Bike Skills Park - Spearfish Skills Park Group, a local mountain bike group presented ideas for a bike skills park. They have been working with Public Works Department and the Parks Department on plans and locations and while their proposal is not yet ready, the group is looking for City Council consensus to proceed. The group originally was looking at the GFP land in the Winterville area and is now looking at the possibility of multiple locations in the east, central and north sides of Spearfish. Council consensus was for the group to continue working with Public Works and the Parks Department as well as Spearfish Parks, Recreation and Forestry Advisory Board.

Human Resources

Promotions - Lee moved, Jacobs seconded and all voted to promote Michelle DeNeui to Finance Officer, grade 24, step 6, \$41.59 (\$86,507.20 salary/exempt) effective on or before 6/14/2019 and to authorize and approve exception from current policy. Clark moved, Hodgs seconded and all voted to promote Tyler Ehnes to Park and Recreation Director, grade 23, step 6, \$36.17 (\$75,233.60 salary/exempt) effective 2/20/2019 and to authorize and approve the exception from current policy.

New Hires - Martin moved, Lee seconded and all voted to hire Chris Woods as Police Officer (full-time/benefit-eligible), grade 18, step 1, \$22.07 per hour, effective 2/25/2019. Clark moved, Hodgs seconded and all voted to hire Austin Drapeaux as Police Officer (full-time/benefit-eligible), grade 18, step 1, \$22.07 per hour, effective 2/25/2019.

Finance

License - Mayor Boke opened a public hearing at 5:57 PM to consider an application from Chris Davis with NHTC for a special malt beverage license for the Community Chili Feed on October 22, 2019 from 5 PM to 7 PM at the Pavilion. There were no oral or written comments and the public hearing was closed at 5:57 PM. Hodgs moved, Jacobs seconded and all voted to approve the special license.

Public Works

Special Event Trailer - Water/Wastewater Utilities Superintendent Glenn stated this item is not budgeted; however funding is available in Hospitality Tax Fund. Lee moved, Jacobs seconded and all voted to purchase used trailer from Western Truck & Equipment Sales for \$2,035.00 for use as the Special Event Trailer. Clark stated the proposed graphics for 'Downtown Event Trailer' are misleading and Glenn stated it will read 'Special Event Trailer'. Clark moved, Lee seconded and all voted to purchase graphics for trailer from QuikSigns for \$356.23 for Special Event Trailer.

Kyte Well - Lee moved, Hodgs seconded and all voted to hire Taylor Drilling Company to repair Kyte Well at an estimated cost of \$37,292.36 and to hire Hauck Electric and Controls, Inc. to install surge suppression equipment at the Kyte Well at an estimated cost of \$9,088.00. Water/Wastewater Utilities Superintendent Glenn stated the Kyle Well pump motor must be replaced and it is a good idea to install the surge suppression equipment at this same time. Funding from Water/Repair of Equipment budget.

Tahoe - Clark moved, Jacobs seconded and all voted to purchase 2019 Chevrolet Tahoe 4X4 from Whites Queen City Motors - they agreed to match state bid price of \$38,950.00. \$40,000 budgeted in 2nd Penny. 6-8 weeks expected delivery time.

Engineering

Exit 8 Shared Use Path - Engineering Tech Vig presented the final results of the two proposed path routes for Exit 8 Shared Use Path including proposed route alignments, component options and cost estimates. Route 1 - Evans Lane to Exit 8 and Route 2 - College Lane to Exit 8. Lee moved, Clark seconded and all voted to proceed with Route 2 with asphalt.

Bid - Clark moved, Lee seconded and all voted to award the lowest responsive and responsible bid for the Jackson Boulevard Street & Utility Improvements Project - Phase 1 to R.C.S. Construction, Inc. at a total amount of \$3,894,989.13. This includes the Base Bid of \$3,645,459.11 as well as Alternate A at \$249,530.02. Total 2019 approved budget is \$4,000,000 funded from 2nd Penny, Sewer and Water. City Engineer Mathis stated five bids were received. Bid Tab follows:

Contractor	Base Bid	Alternate "A"	TOTAL Base Bid Plus Alternate "A"
Engineer's Estimate	\$3,597,471.79	\$313,053.00	\$3,910,524.79
R.C.S. Construction, Inc.	\$3,645,459.11	\$249,530.02	\$3,894,989.13
Heavy Constructors	\$3,889,021.00	\$301,471.00	\$4,190,492.00
Ainsworth-Benning	\$4,212,985.00*	\$323,216.00	\$4,536,201.00*
JR Civil, LLC	\$4,248,992.99*	\$311,324.18*	\$4,560,317.17*
Hot Iron, Inc.	\$4,247,971.51	\$324,115.90	\$4,572,087.41

*indicates different from *As Read* bid due to math error.

Proposal - Lee moved, Jacobs seconded and all voted to accept proposal from AE2S for construction staking and administration services for the Jackson Boulevard Street & Utility Improvements Project - Phase 1 at a cost not to exceed \$191,642.50. Total 2019 approved budget is \$4,000,000 funded from 2nd Penny, Sewer and Water.

Jackson Blvd Signs - Clark moved, Lee seconded and all voted to postpone consideration of proposal from Kustom Koncepts for fabrication of two "Spearfish" signs for the Jackson Boulevard Street & Utility Improvements Project - Phase 1 at a cost of \$33,452.00. Clark and Lee stated they would like to see the complete rendering of these signs as well as other concepts that were proposed for this area.

Parks and Recreation

Grant - Clark moved, Jacobs seconded and all voted to authorize the Parks Dept. to apply for a quality of life grant from the Christopher and Dana Reeves foundation in the amount of \$25,000.

Legal

Resolution 2019-03 - Clark moved, Jacobs seconded and all voted to approve Resolution 2019-02 - A Resolution of Intent to lease - ground lease for Duhamel Broadcasting on Lookout Mountain and set date for public hearing to consider the lease for March 18, 2019.

RESOLUTION 2019-03

A RESOLUTION OF INTENT TO ENTER INTO A LEASE AGREEMENT

WHEREAS, SDCL § 9-12-5.2 authorizes the City of Spearfish to lease municipally owned property to a private person, and

WHEREAS, the Common Council of the City of Spearfish intends to enter into a lease agreement with Duhamel Broadcasting to lease portions of Lookout Mountain to use existing structures for the transmission and reception of communications signals, and

WHEREAS, a copy of such lease agreement is on file in the Finance Office and available for public inspection,

NOW THEREFORE, BE IT RESOLVED by the Common Council of the City of Spearfish that the Council intends to enter into such lease, and a public hearing for considering the same shall be conducted at 5:30 p.m. on March 18, 2019.

Dated this 19th day of February, 2019.

CITY OF SPEARFISH

By: _____
Dana Boke, its Mayor

(Seal)

Attest:

David H. Dutton, Finance Officer

Adopted: February 19, 2019
 Published: March 1, 2019
 Effective: March 21, 2019

Bill List - Jacobs moved, Lee seconded and all voted to approve Bill List dated February 19, 2019

VENDOR	DESCRIPTOIN	AMOUNT
3D SPECIALTIES INC	STREET SIGNS	\$ 2,242.46
A & L CONTRACTORS LLC	REPAIRS & SNOW REMOVAL SVCS	\$ 1,184.30
A&B BUSINESS INC	COPIER CONTRACT JAN19 & OVERAGES	\$ 2,734.12
ALLSTATE PETERBILT CO	WINDOW ELECTRIC CABLE	\$ 330.17
AMERICAN LEGAL PUBLISHING	CODE OF ORDINANCES UPDATE	\$ 797.90
AMERICAN PLANNING ASSOC	THE COMMISSIONER SUBSCRIPTION	\$ 150.00
APPLIED CONCEPTS INC	ANTENNAS AND CABLES	\$ 350.20
AT & T	JAN19 911 TELEPHONE	\$ 26.28
BAKER & TAYLOR	AUDIO BOOKS & BOOKS	\$ 448.47
BELLE FOURCHE LANDFILL	JAN19 LANDFILL FEES	\$ 23,229.26
BH COUNCIL OF LOCAL GOVERN	2019 MEMBERSHIP DUES	\$ 1,820.00
BLACK HILLS CHEMICAL CORP	CUPS/GARB BAGS/WIPES/TISSUES	\$ 842.00
BLACK HILLS ENERGY	JAN19 ELECTRICITY	\$ 8,745.79
BLACK HILLS PIONEER	2019 SUBSCRIPTION/LEGAL PUBLISHING/ADS	\$ 2,691.81
BLACK HILLS PSYCHOLOGY	PRE-EMPLOYMENT INTERVIEWS	\$ 1,300.00
BLACK HILLS PURE INC	WATER AND COOLER RENTALS	\$ 69.00
BLACK HILLS URGENT CARE LL	DOT TESTING & PREEMPLOY SCREENS	\$ 1,093.00
BORDER STATES ELECTRIC	WIRE/INSUL CONN FLES/IRON BENDER	\$ 1,548.67
BROWNELLS INC	END PLATE ADAPTER LOOP	\$ 504.40
BUILDERS FIRSTSOURCE INC	ALUM OX BELTS	\$ 14.37
BUTLER MACHINERY CO	SIDECUTTERS/NUTS/BOLTS	\$ 325.24
CBH COOPERATIVE	JAN19 FUEL	\$ 26,976.62
CENTER POINT LARGE PRINT	LARGE PRINT BOOKS	\$ 221.10
CENTURYLINK INC	JAN19 CIRCUITS/911	\$ 959.46
CHAIN SAW CENTER	CHAPS LARGE/BAR OIL/RELAY/BREAKER	\$ 588.67
CHRIS SUPPLY CO	CAT 5E BOX/CMR UNSHLD	\$ 309.76
CITY OF SPEARFISH	JAN19 WATER/SEWER/GARBAGE	\$ 4,898.37
CITY OF SPEARFISH CC	BIKERACKS/DOGGIEBAGS/TRAVEL/SUPPLIES	\$ 3,209.98
CLAUSER MACHINE WORKS	KNURL SPRING BUSHING PART/ROLE BAR	\$ 118.75
COCA-COLA BOTTLING CO	COFFEE/CREAMER/CONCESSIONS	\$ 1,791.25
COMPRESSION LEASING SERVIC	HOSE	\$ 138.08
DIAS, GREGORY K	LIBRARY COMPUTER REPAIRS	\$ 337.50
CREEKSIDE DEVELOPMENT LLLP	TIF4 CREEKSIDE TAX INCREMENT	\$ 114,236.46

CUMMINS ROCKY MOUNTAIN LLC	REPAIR JOHN DEERE LOADER	\$	283.72
CVD CONSTRUCTION INC	SNOW REMOVAL/PUMP HOUSE REPAIRS	\$	6,345.63
DMC WEAR PARTS LLC	FLAT CURB PROTECTOR BLADE	\$	500.00
NEWHOUSE ENTERPRISES INC	COPY PAPER	\$	359.90
KNUTSON, DARREL	ANNUAL HOIST INSPECTION 2019	\$	155.00
FIRST WESTERN INSURANCE	NOTARY BLANKET BOND RENEWAL	\$	260.00
FMG INC	GEOTECH SVCS-MCLAUGHLIN	\$	7,300.00
FULL SOURCE LLC	LATEX COATED GLOVES	\$	99.36
GALLS LLC	UNIFORMS/BOOTS/NAMETAGS	\$	581.92
VIEHAUSER ENTERPRISES LLC	POWER SUPPLY KIT/PADLOCKS	\$	832.70
GRAINGER INC	EXIT SIGN EMERGENCY LIGHTS	\$	249.52
GRIMMS PUMP SERVICE	FUEL NOZZLE	\$	74.72
HAWKINS INC	300 GAL TANK AND TUBING	\$	595.70
HEARTLAND PAPER CO	CLEANERS/FINISH/CLEANER PADS	\$	1,870.78
HEIMAN FIRE EQUIPMENT INC	WATER TANK & METER FOR B19	\$	173.95
HOLIDAY INN-SPEARFISH	2018 CONVENTION CNTR PLOWING	\$	3,693.75
IAED	5 EMD RECERTIFICATIONS	\$	250.00
IAFC	R MATHIS DUES FIRE CHIEF ASSOC	\$	240.00
IAPMO TRAINING DEPT	ULMER SEMINAR LICENSE RENEWAL	\$	80.00
JENNER EQUIPMENT CO	CORE/ACD COVER/HARNESS/FILTERS	\$	506.97
TODD EMERY COLLINS	JET KITCHEN SINK @ FIRE HALL	\$	225.00
KANE, RACHEL	REFEREE/SCORE KEEPER	\$	150.00
KDV INC	SNOW REMOVAL	\$	380.00
KETEL THORSTENSON LLP	PREPARATION OF 1095 FORMS	\$	1,696.00
KT CONNECTIONS	FEB 2019 NETWORK ADMIN	\$	6,482.00
LAWRENCE COUNTY AUDITOR	JAN19 TIF5 INCREMENT	\$	70.27
LAWRENCE COUNTY TREASURER	2 TITLE FEES	\$	42.40
LYNN, JACKSON, SHULTZ & LE	PAPERS/MILEAGE	\$	67.00
MID-AMERICAN RESEARCH CHEM	URINAL SCREENS/BOWL CLEANER/DUSTING	\$	424.37
MATTHEWS INTL CORP	BRONZE PLAQUE-STATHAM	\$	128.00
MID DAKOTA VEGETATION MGMT	2018 WEED SPRAYING	\$	20,449.34
MIDCONTINENT TESTING LABOR	WATER TESTING FOR JANUARY	\$	372.00
MONTANA-DAKOTA UTILITIES	NATURAL GAS 1-9-19 TO 2-5-19	\$	7,177.50
MUNRO EARTHMOVING LLC	SNOW REMOVAL SERVICES	\$	2,726.25
NATIONAL ASSOCIATION OF SC	BASIC SRO COURSE-GELLETT	\$	445.00
NEBRASKA SALT & GRAIN CO	ICE SLICER	\$	4,647.63
NORTHERN HILLS TRNG CENTER	JAN19 SNOW/JANITORIAL SVCS	\$	1,848.06
PRO WINDMILL INC	REC CENTER AIR CARE	\$	123.00
WEST RIVER TRANSIT AUTHORI	2018 LOCAL MATCH FOR VEHICLE GRANT	\$	25,000.00
QUIK SIGNS INC	4 24X30 VINYL SIGNS	\$	312.22
RAPE AGGRESSION DEFENSE (R	LICENSE RENEWAL-LITTLE 2019	\$	75.00
RAMKOTA HOTEL - PIERRE	LODGING-INSTR CONF-GEFFRE/MATHIS	\$	384.00
RAPID DELIVERY	DELIVERY CHARGES	\$	140.92

RAPID FIRE PROTECTION INC	PAVILION/CITY HALL SPRINKLERS	\$	545.00
RDJ SPECIALTIES INC	COLORING BOOKS FOR PD	\$	413.24
REAR, JESSICA MARIE	REFEREE/SCORE 3 ON 3	\$	60.00
REGIONAL HEALTH NETWORK IN	PREEMPLOY DRUG SCREENS	\$	21.00
SAFEWAY STORES INC	CONCESSIONS/HOURLY CARE FOOD	\$	51.38
SANITATION PRODUCTS INC	CUTTING EDGE	\$	2,814.70
SCHOPP, CODY J	REFEREE/SCORE KEEPER	\$	135.00
SIMON CONTRACTORS OF SD IN	SAND BAGS	\$	53.04
SKILLPATH SEMINARS	OSHA TRAININGS X3	\$	2,436.00
SOUTH DAKOTA NEWSPAPER SER	STATEWIDE CLASSIFIED ADS	\$	180.00
SOUTH DAKOTA ONE CALL	JAN19 MESSAGE FEES	\$	90.30
SOUTH DAK STATE TREASURER	JAN19 SALES TAX	\$	7,642.57
SPEARFISH AMBULANCE SERV	DEFIB PADS-PD	\$	82.92
SPEARFISH CHAMBER OF COMM	EBLAST FOR REC CENTER/BANQUET TICKET	\$	199.75
SPEARFISH COMMUNITY COALIT	AD IN RESOURCE GUIDE	\$	150.00
VIVI BENE INC	DISCONNECT XMAS LIGHTS	\$	117.35
SPEARFISH GLASS INC	REPAIR DOORS	\$	108.32
SPEARFISH SCHOOL DIST 40-2	JAN19 TIF5 INCREMENT	\$	151.53
SPEEDY MART INC	DIESEL FUEL	\$	102.82
STATE OF SD-EXECUTIVE MGMT	DEC18 WWTP CENTREX	\$	13.17
SUPERIOR SANITATION LLC	JAN19 PORTABLE RESTROOMS	\$	448.00
TTG ENTERPRISES	CHLORINE ROOM HEATER REPAIR	\$	180.00
THE UPS STORE #5137	LIBRARY SHIPPING/PD SHIPPING	\$	46.83
VESSCO INC	2 RAS PUMPS	\$	44,174.00
VETTER, JEFFREY MATTHEW DB	SEALS	\$	20.00
WELLS PLUMBING CORP	COUPLERS/CONDUIT/NIPS	\$	229.61
WESTERN TRUCK & EQUIPMENT	HAULMARK CARGO TRAILER	\$	2,035.00
INTEGRITY ACQUISITION LLC	2019 FORD F550 FIRE TRUCK	\$	56,347.60
WOLFF'S PLUMBING & HEATING	TOILE LEAKS-LIONS PARK	\$	125.00
** TOTAL **		\$	421,027.15

APPROVAL INITIALS

Mayor Boke
Marty Clark
Dan Hodgs
Pam Jacobs
Larry Klarenbeek - Absent
John Lee
George Martin

Public Comment – Public Comment section was opened at 6:45 PM. Sandra Addy, resident of Mountain Plains II spoke concerning the original plans for the bike skills park on the GFP land at Winterville citing overuse of the area and traffic. She said she was relieved to hear the concept

was changing. There were no additional public comments and this section was closed at 6:49 PM.

Clark moved, Lee seconded and all voted to adjourn into Executive Session at 6:50 PM pursuant to SDCL 1-25-2 (3) - consulting with legal counsel or reviewing communications from legal counsel about proposed or pending litigation or contractual matters.

Council returned from Executive Session at 7:17 PM. There being no further business before the Council, Clark moved, Lee seconded and all voted to adjourn at 7:18 PM.

Dated this 19th day of February 2019.

CITY OF SPEARFISH

BY: _____
Dana Boke, Mayor

ATTEST:

David H. Dutton, Finance Officer

Published once at the approximate cost of _____.