



**Spearfish City Council**  
Regular Session Minutes  
May 2, 2022 5:30 p.m.

The Spearfish City Council met at 5:30 p.m. on Monday, May 2, 2022. Mayor Boke presided and called the meeting to order. Roll call was taken with the following members present: Clark, Hodgs, Hourigan, Klarenbeek, and Rath. Absent: Jacobs. Also present: City Administrator McFarland, City Attorney McDonald, Finance Officer DeNeui, City Planner Watson, Parks and Recreation Director Ehnes, Public Works Director Hinton, Assistant Public Works Director McMahan, Public Safety Director Rotert, Human Resource Director Mathis, and City Engineer Mathis. All stood and recited the pledge of allegiance.

**Statements** – Clark moved, Klarenbeek seconded and all voted to approve the 2021 preliminary financial statements.

Clark moved, Hourigan seconded and all voted to adjourn the old council at 5:44 p.m.

DeNeui presented certificates of election and administered the oath of office to the newly elected council members Marty Clark (ward 1), Larry Klarenbeek (ward 2), and Ana Rath (ward 3). Then DeNeui presented the certificate of election and administered the oath of office to the newly elected Mayor John Senden.

Mayor Senden reconvened as the newly elected common council at 5:51 p.m.

Klarenbeek moved, Hourigan seconded and all voted to approve the agenda. No potential conflicts of interest were noted.

**Public Comment** – At 5:52 p.m. a time for public comment was opened and comments were received from Randy Deibert, Lawrence County Commissioner, thanking the elected officials for their public service. No other comments were received and the public comment session was closed.

**Consent Agenda** – Clark moved, Hodgs seconded and with Clark, Hodgs, Hourigan, Klarenbeek, and Rath voting aye, motion passed to approve the consent agenda as follows:

- A. Approve the minutes of the Board of Elections and City Council regular session dated April 18, 2022.
- B. Approve a special malt beverage license for Spearfish Creek Wine Bar for the Black Hills Beer Run on September 11, 2022 from noon to 4:00 p.m. at the Pavilion.
- C. Approve eight special on-sale wine licenses for Spearfish Creek Wine Bar for the Canyon Acoustic Series every Wednesday beginning June 15 through August 3, 2022 from 4:00 p.m. to 9:00 p.m. at the City Park.
- D. Add Van Mettler to the Recreation and Aquatics Center volunteer list.
- E. Hire the following seasonal employees effective 5/3/2022:

Department	Position	Wage
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<b>Parks Department</b>		
Frank Becker	Campground attendant- internship	\$15.00
Danny Collins	Parks seasonal summer laborer	\$15.00
Phil Bellis	Spectator recreation summer laborer	\$15.00
Wyatt Krebs	Parks seasonal summer laborer	\$15.00
<b>Rec &amp; Aquatics</b>		
Aidan Hirsch	Seasonal customer service assistant	\$14.25
Jewel West	WSI/Lifeguard	\$16.25
Evan Vissia	Lifeguard	\$14.75
Elouise Adams	WSI/Lifeguard	\$15.00

**Items from Visitors**

**Proclamation** – Mayor Senden proclaimed May 9-13, 2022 as Economic Development Week in the City of Spearfish.

**Presentation** – An information presentation was given on the redevelopment proposal located at Main and Federal Streets. No action was taken by the council.

**Other Items**

**Loan** – Following discussions, Hodgs moved, Hourigan seconded and with Clark abstaining from voting and Hodgs, Hourigan, Klarenbeek, and Rath voting aye, motion passed to increase the Spearfish Economic Development Corporation (SEDC) approved loan amount from \$1,400,000 to \$2,000,000 so that SEDC can complete up to \$2,400,000 in tenant finishes, allowing the remaining 17,550 sq. ft. of office space in the Atlas Building to be leasable.

**Signer** – Hourigan moved, Klarenbeek seconded and all voted to authorize John Senden to replace Dana Boke as an authorized signer for the City of Spearfish’s bank accounts at Well Fargo Bank, First Interstate Bank, and Pioneer Bank and Trust.

**License** – A public hearing was opened at 6:35 p.m. to consider an application from Zac Eixenberger with Spread the Tunes for eight special malt beverage licenses every Wednesday beginning June 15 through August 3, 2022, from 4:00 p.m. to 9:00 p.m. at the City Park. No oral or written comments were received and the hearing was closed. Klarenbeek moved, Hourigan seconded and all voted to approve the application.

**License** – A public hearing was opened at 6:36 p.m. to consider an application from Kyler Flock with Visit Spearfish, Inc for a special malt beverage license for the 605 Black Hills Classic on September 10, 2022, from noon to 4:00 p.m. at the Spearfish Lions Park. No oral or written comments were received and the hearing was closed. Hodgs moved, Rath seconded and all voted to approve the application.

**Transfers** – Klarenbeek moved, Hodgs seconded and with Clark, Hodgs, Hourigan, Klarenbeek, and Rath voting aye, motion passed to authorize the annual Payment in Lieu of Tax transfers of:

From	602-Water Fund	602-49300-4560 (Water-Subsidies)	\$102,815
	603-Hydro Fund	603-49300-4560 (Hydro-Subsidies)	\$10,357
	604-Sewer Dept	604-49300-4560 (Sewer-Subsidies)	\$92,155
	604-WWTP Dept	604-49300-4560 (Sewer-Subsidies)	\$54,516
	606-Airport Fund	606-49300-4560 (Airport - Subsidies)	\$21,629
	610-Parking Fund	610-49300-4560 (Parking-Subsidies)	\$132
	612-Solid Waste Fund	612-49300-4560 (Solid Waste-Subsidies)	\$14,195
	615-Campground Fund	615-49300-4560 (Campground-Subsidies)	\$8,148
To	101-General Fund	101-39101 (Transfers In)	\$303,947

**Transfers** – Hodgs moved, Clark seconded and with Clark, Hodgs, Hourigan, Klarenbeek, and Rath voting aye, motion passed to authorize the following budgeted transfers:

From	101-General Fund	101-49300-4560 (General Fund-Subsidies)	\$529,478
To	214-E911 Communications Fund (Annual support of Communications Center)	214-39101 (Transfers In)	\$529,478
From	101-General Fund	101-49300-4560 (General Fund-Subsidies)	\$637,423
To	606-Airport Fund (As budgeted for City share of AIP project costs)	606-39101 (Transfers In)	\$637,423
From	604-Sewer Fund	604-49300-4560 (Sewer-Subsidies)	\$500,000
To	201-Second Penny Sales Tax Fund (As budgeted for repayment of advance)	201-39101 (Transfers In)	\$500,000
From	201-Second Penny Sales Tax Fund	201-49300-4560 (Subsidies)	\$50,000
To	294-Fire Capital Fund (Allocation for purchase of fire equipment)	294-39101 (Transfers In)	\$50,000

**Proposal** – Clark moved, Hodgs seconded and with Clark, Hodgs, Hourigan, Klarenbeek, and Rath voting aye, motion passed to approve FMG Engineering’s proposal amendment for engineering service for the Exit 8 Area Community Path Phase 2 project at a cost of \$27,150.

**Change Order** – Following discussions, Clark moved, Rath seconded and with Clark, Hodgs, Hourigan, Klarenbeek, and Rath voting aye, motion passed to approve change order 2 for the Dahl Rd Reconstruction and Sewer Trunkline Upside Project, for an increase of \$667.03 (+0.12%) due to a prevailing wage adjustment.

**Miller Ranch** – A public hearing was opened at 6:45 p.m. to consider the Miller Ranch DRD Concept Plan and Phase 2 preliminary plat. Watson reviewed the DRD Concept Plan and the Phase 2 preliminary plat. No other comments were received and the hearing was closed. Klarenbeek moved, Hodgs seconded and all voted to approve the DRD Concept Plan update with conditions as

noted in the staff report. Additionally, Hodgs moved, Rath seconded and all voted to approve the Preliminary Plat for Phase 2.

**Resolution 2022-16** – Clark moved, Rath seconded and all voted to adopt Resolution 2022-16 as follows:

**RESOLUTION 2022-16**

**A RESOLUTION TO DECLARE CERTAIN PERSONAL PROPERTY SURPLUS**

**WHEREAS**, the City of Spearfish is the owner of 1 Armor Express Duty Vest, model # AEXPG2-A-II, serial #2105035919, (hereinafter “Vest”); and 1 Glock Duty Weapon, model G45, serial #BUEU907, (hereinafter “Glock”);

**WHEREAS**, the Vest & Glock are no longer suitable for the purpose for which the City of Spearfish acquired them;

**NOW, THEREFORE, BE IT RESOLVED** by the Common Council of the City of Spearfish that the Vest & Glock be declared surplus and sold according to state statues, including sale or trade.

Dated this 2nd day of May, 2022.

**CITY OF SPEARFISH**

By: \_\_\_\_\_  
John Senden, Mayor

ATTEST:

\_\_\_\_\_  
Michelle DeNeui  
Finance Officer

Adopted: 5-2-2022  
Published: 5-7-2022  
Effective: 5-27-2022

**Proposal** – Hodgs moved, Rath seconded and all voted to approve Interstate Engineering’s proposal for staking and contract administration services for the 2022 Street Repair Project in the Green Acres Subdivision and the Spearfish Recreation Center parking lot at an amount not to exceed \$52,560.

**Proposal** – Rath moved, Hourigan seconded and all voted to approve American Engineering Testing Inc.’s proposal establishing hourly rates for materials testing services for the 2022 Street Repair Project in the Green Acres Subdivision and the Spearfish Recreation Center parking lot at an amount not to exceed \$7,321.50.

**Proposal** – Rath moved, Hourigan seconded and all voted to approve KLJ Engineering’s proposal for surveying, design services, bidding services, contract administration, construction observation,

and material testing for the Colorado Boulevard Sanitary Sewer Trunkline Upsize Project at an amount not to exceed \$24,500.

**Bill List** – Klarenbeek moved, Rath seconded and with Clark, Hodgs, Hourigan, Klarenbeek, and Rath voting aye, motion passed to approve the bill list dated May 2, 2022 as follows:

<b><u>VENDOR</u></b>	<b><u>DESCRIPTION</u></b>	<b><u>AMOUNT</u></b>
A & L CONTRACTORS LLC	DAHL RD-SWR UPSIZE PE 2	\$180,526.05
AMAZON CAPITAL SERVICES	CERTS,DVD,LAMP,BOOKS,REMOTE,BATTRY	\$7,175.00
BAKER & TAYLOR	BOOKS FOR LIBRARY	\$1,255.96
BEE WELL	CONCESSIONS REC CENTER	\$310.80
MOELLER, CHRIS	DEAD DEER REMOVAL	\$60.00
BLACK HILLS ENERGY	MARCH/APRIL ELECTRICITY 2022	\$6,494.04
BLACK HILLS CHEMICAL CORP	GLOVES,SOAP,CLEANERS	\$767.16
BOMGAARS SUPPLY INC	BITS,BOLTS,STRAPS,SOCKETS,FASTNERS	\$2,947.38
BROWN, HEATH G	WILDLAND KANSAS REIMBURSEMENT	\$560.00
CANFIELD BUSINESS INTERIOR	CHAIRS FOR PUBLIC WORKS	\$1,062.54
CENGAGE LEARNING	BOOKS FOR LIBRARY	\$143.93
DIVISION OF MOTOR VEHICLES	LICENSE PLATE FOR VEHICLE	\$21.20
ELKHORN RIDGE @ FRAWLEY RA	MAR 2022 TAX INCREMENT	\$131,579.85
NEWHOUSE ENTERPRISES INC	PAPER FOR CITY HALL	\$489.90
FMG INC	EXIT 8 PATH PROJECT PHASE 1	\$704.00
GAHAGAN WOOD PRODUCTS LLC	200 FIREWOOD BUNDLES DELIVERED	\$800.00
GEA MECHANICAL EQUIP US IN	HIGH PRESSURE GREASE	\$1,297.00
VIEHAUSER ENTERPRISES LLC	ISSUES W FRONT DOORS REC CNTR	\$215.96
KEVIN GOSE	WALL PACK FIXTURES	\$560.00
GREAT WESTERN TIRE INC	REPAIR TIRES FOR NAILS AND ROD	\$331.95
GTI COMPANIES INC	SNDSTN ST RPR SWR PRO PE 2	\$28,737.90
CENTRAL PROGRAMS INC	BOOKS FOR LIBRARY	\$1,596.59
GUNDERSON TRUCKING INC	TRANSPORT #2 TO GILLETTE X6	\$8,700.00
HAWKINS INC	CHLORINE, AQUAHAWK WWTP,PUMP REC	\$6,357.01
KARL'S INC	WATER FILTER	\$59.96
KNECHT HOME CENTER INC	REMOTE,PRUNER,HOSE,SPRYPAINT,PIPE	\$1,492.74
MACQUEEN EQUIPMENT, LLC DB	REPAIR WATERWAY SEALS	\$2,310.93
MID-AMERICA GOLF AND LANDS	SKY RIDGE SPRTS PE 8	\$264,077.80
MIDWEST CONNECT	INK-SEAL SOL-LABELS,FOLDER MACH	\$20,491.90
MURPHY PETROLEUM TRANSP	100 GALLONS OF USED OIL	\$50.00
NORTHERN HILLS VENTURES IN	O365 LICENSES-NTWRK SVCS MAY	\$16,372.11
ONE TIME VENDORS	REFUNDS-CAMPGROUND, SEWER TAP FEE	\$2,260.00
PETTY CASH	PLAT MONEY REIMBURSEMENT	\$121.00
QUIK SIGNS INC	BUSINESS CARDS,PLATES,SIGNS,STICKERS	\$1,583.12
RECREATION SUPPLY CO	GOGGLES,FLIPPERS,WHISTLES FOR WP	\$971.38
SOUTH DAKOTA ONE CALL	LOCATE FEES FOR MARCH	\$132.30
SD NARCOTICS OFFICERS' ASS	HOFFMAN NARCOTICS REGISTRTION	\$50.00
SEGUIN, MAKYAH	WILDLAND KANSAS REIMBURSEMENT	\$560.00
SIMON CONTRACTORS OF SD IN	DMND DRY,INFIELD MATERIAL,ROADSTNE	\$2,308.77

JASON NELSON	RADAR,CONSOLE,MIC,SPOTLIGHT REPAIRS	\$3,393.13
SPEARFISH LUMBER CO	HEM FIR 2X4X12	\$160.70
SPRIGLER, KAYLA	MILEAGE FOR SOR CONFERNCE	\$10.92
SUNSHINE TOWING	TOW REQUEST FOR PD	\$392.50
SWISHER, KAIJA	MILEAGE AND LUNCH SOIA CONF	\$24.92
TURBIVILLE INDUSTRIAL ELEC	VERT PUMP MOTOR INSPECT RPR	\$812.64
TYLER TECHNOLOGIES INC	MAY ONLINE SERVICES	\$166.00
VESSCO INC	BOTTOM HY Q SEAL,VOGELSANG,BUFFER	\$554.14
WALMART CAPITAL ONE	BATTERIES-FILTERS-OFFICE SPPLY	\$185.21
WERNER III, DONALD C	WILDLAND KANSAS REIMBURSE	\$560.00
WHEELER LUMBER LLC	JORGENSON BRIDGE REPAIR	\$5,695.00
INTEGRITY ACQUISITION LLC	FIRE DEPT-KIT	\$83.62
WILLIAMS & ASSOCIATES	BAND SHELL WORK,MEIER PROP REVIEW	\$10,840.00
SPECTER INSTRUMENTS	SOFTWARE LICENSE FOR WWTP	\$660.00
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		\$719,075.01

**April 2022 Salary Expense & Credit Card Fees**

	<u>Gross</u> <u>Wages/Benefits</u>		<u>Gross</u> <u>Wages</u>	<u>Benefits</u>	
Mayor/Council	\$8,550.81	1.18%	\$7,945.48	\$605.33	1.37%
City Administrator	13,914.90	1.91%	11,197.60	2,717.30	1.93%
City Attorney	16,225.29	2.23%	13,384.80	2,840.49	2.31%
Finance	33,407.43	4.59%	26,651.27	6,756.16	4.60%
Human Resources	9,187.34	1.26%	7,507.20	1,680.14	1.30%
Gov't Bldgs	17,298.29	2.38%	13,419.27	3,879.02	2.32%
Engineering	33,783.27	4.64%	27,153.85	6,629.42	4.69%
Public Safety Admin	23,149.61	3.18%	18,388.64	4,760.97	3.18%
Police	150,851.19	20.74%	120,805.41	30,045.78	20.86%
Fire	22,112.55	3.04%	19,747.93	2,364.62	3.41%
Bldg Inspection	20,814.09	2.86%	16,515.20	4,298.89	2.85%
Streets & Snow	51,567.86	7.09%	40,624.60	10,943.26	7.02%
Cemetery	2,174.53	0.30%	1,634.01	540.52	0.28%
Animal Control	4,227.37	0.58%	3,110.01	1,117.36	0.54%
Recreation/Aquatic	51,658.16	7.10%	42,177.30	9,480.86	7.28%
Parks	33,305.46	4.58%	26,995.23	6,310.23	4.66%
Library	30,313.68	4.17%	24,266.29	6,047.39	4.19%
Plan & Zone	14,218.84	1.95%	11,734.41	2,484.43	2.03%
Motor Pool	10,820.35	1.49%	8,933.40	1,886.95	1.54%
Wildland Fire	27,238.55	3.74%	18,293.91	8,944.64	3.16%
Police Comm	38,856.03	5.34%	29,154.71	9,701.32	5.03%
SAFER Grant	4,510.81	0.62%	3,676.28	834.53	0.63%
Water	19,844.55	2.73%	15,438.98	4,405.57	2.67%
Electric Production	16,604.23	2.28%	13,375.23	3,229.00	2.31%
Sewer	18,608.35	2.56%	14,504.38	4,103.97	2.50%
WWTP	30,168.79	4.15%	23,960.94	6,207.85	4.14%
Solid Waste	23,359.08	3.21%	17,916.52	5,442.56	3.09%

Campground	664.11	0.09%	557.77	106.34	0.10%
Totals	<u>\$727,435.52</u>	100.00%	<u>\$579,070.62</u>	<u>\$148,364.90</u>	100.00%
Banking Fees March	58.01				
Credit Card Fees March	<u>5,461.04</u>				
Grand Total	<u><u>\$732,896.56</u></u>				

There being no further business, Clark moved, Hourigan seconded and all voted to adjourn at 6:54 p.m.

Dated this 2nd day of May, 2022.

**CITY OF SPEARFISH**

By: \_\_\_\_\_  
John Senden, Mayor

**ATTEST:**

\_\_\_\_\_  
Michelle DeNeui, Finance Officer

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