



Spearfish City Council
Regular Session Minutes
May 15, 2023 5:30 p.m.

The Spearfish City Council met at 5:30 p.m. on Monday, May 15, 2023. Mayor Senden presided and called the meeting to order. Roll call was taken with the following members present: Clark, Hodgs, Hourigan, Jacobs, Klarenbeek, and Rath. Absent: none. Also present: City Administrator McFarland, City Attorney McDonald, Finance Officer DeNeui, Public Safety Director Rotert, Public Works Director Broyles, City Planner Kapsa, Parks and Recreation Director Ehnes, City Engineer Mathis, and Assistant Public Works Director McMahan. All stood and recited the pledge of allegiance.

Jacobs moved, Clark seconded, and all voted to approve the agenda as presented. No potential conflicts of interest were noted.

Public Comment – At 5:31 p.m. a time for public comment was opened and closed with no comments being received.

Items from Visitors

Proclamation – Mayor Senden proclaimed May 21-27, 2023, as Emergency Medical Services Week.

Proclamation – Mayor Senden proclaimed May 24, 2023, as Emergency Medical Services for Children (EMSC) Day.

Proclamation – Mayor Senden proclaimed May 2023, as South Dakota Kids Belong Awareness Month.

Consent Agenda – Clark moved, Rath seconded, and all voted to approve the consent agenda as follows:

- A. Approve the minutes of the City Council regular session dated May 1, 2023.
- B. Approve the treasurer's report dated April 30, 2023.
- C. Approve the Memorandum of Understanding (MOU) with Black Hills State University and the Spearfish Adult Softball Association.
- D. Add Luke Donovan, Max Donovan, and Richard Dunwoody to the public works volunteer list.
- E. Add Steven Paver to the volunteer firefighter list.

Other Items

Sewer Allocation – Clark moved, Klarenbeek seconded, and all voted to approve the release of an additional 6 GPM of sewer allocation to Elkhorn Ridge Development.

Public Hearing – A public hearing to consider \$3,648,327 of additional funding from the Board of Water and Natural Resources for a new water supply well, well house, booster station, one (1) million-gallon water storage tank, water main, and related improvements, all to be constructed in the area of I-90 Exit 17 to serve the East-Low Pressure Zone was opened at 5:55 p.m. Lysann Zeller

from Black Hills Council of Local Governments presented the information on the additional funding request, planned project, and impacts to rate payers. No additional oral or written comments were received, and the hearing was closed. The additional funding request will be considered by the Board of Water and Natural Resources in June, 2023.

Licenses – Clark moved, Rath seconded, and all voted to approve the following 2023-2024 malt beverage & SD farm wine license renewals:

	License Owner	Address
1	A Perfect 10 Nail & Beauty Bar	2430 Platinum Drive Suite 4
2	Antunez	117 E. Illinois Street
3	Barbacoa's	305 W. Jackson Blvd
4	Best Western Black Hills Lodge	540 E. Jackson Blvd
5	Chris' Campground	701 Christensen Drive
6	The Clubhouse of Spearfish	3540 Colorado Blvd
7	Common Cents Food Store	546 W. Jackson Blvd
8	Double Barrel Liquor & Casino	6764 Colorado Loop
9	Dough Trader	543 W. Jackson Blvd
10	Elkhorn Ridge Golf Course	6845 St. Onge Road
11	Elkhorn Ridge RV Park	20189 US Hwy 85
12	Exit 8 Phillips 66	3275 Old Belle Road
13	False Bottom Bar	645 Main Street
14	Family Dollar Store	2431 E. Colorado Blvd
15	Fuji Sushi Bar & Grill	126 W. Hudson Street
16	Golden Dragon Restaurant	1850 North Avenue
17	Grant Street Liquor	127 West Grant Street
18	Happy Jacks	520 W. Jackson Blvd
19	Himalayan Indian Cuisine	541 W Jackson Blvd Apt. 2
20	Jade Palace China Buffet	715 N. Main Street
21	Loaf N Jug	813 N. Main Street
22	Living Healthy, LLC (Good Earth)	638 N. Main Street
23	Lucky Strike Lanes	1740 Ryan Road
24	Lueders Food Center	620 7th Street
25	Matthews Opera House	612 Main Street
26	Minitman Food & Fuel	820 E. Colorado Blvd
27	Minitman Too	611 E. Jackson Blvd
28	Northern Hills Cinema	1830 N. Main Street
29	Queen City Liquor	210 E. Rushmore Street
30	Sawyer Brewing Co.	2537 Yukon Place
31	Sodexo at BHSU	1200 University St.
32	Spearfish Brewing Co	741 N. Main Street Suite 130
33	Spearfish Sasquatch Baseball	350 W. Highway 14
34	Spearfish Softball Association	850 South Dakota Way
35	Speedy Mart	2615 E. Colorado Blvd

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| 36 | Sunshine Saloon | 3226 W. Fairground Loop |
| 37 | Triple 7 Casino | 923 E. Colorado Blvd |
| 38 | Walgreens | 1430 North Avenue |
| 39 | Yesway | 2728 1 st Avenue |

Ordinance 1378 – Hodgs moved, Rath seconded, and all voted to approve the first reading of Ordinance 1378 – An Ordinance Granting a Cable TV Franchise. (Clarity Telecom, LLC)

Ordinance 1379 – Hodgs moved, Hourigan seconded, and all voted to approve the first reading of Ordinance 1379 – An Ordinance Granting a Cable TV Franchise. (Midcontinent Communications)

Resolution 2023-16 – Clark moved, Hodgs seconded and all voted to approve Resolution 2023-16 as follows:

RESOLUTION 2023-16

A RESOLUTION TO TRANSFER REAL PROPERTY FROM THE CITY OF SPEARFISH TO SPEARFISH ECONOMIC DEVELOPMENT CORPORATION

WHEREAS, the City of Spearfish has completed public infrastructure at the Sky Ridge affordable housing development and individual lots are ready for home construction.

WHEREAS, pursuant to SDCL 9-27-36 and 9-54-1, the City of Spearfish will convey 1 lots to the Spearfish Economic Development Corporation for affordable housing thus serving a public purpose and encouraging and assisting in the location of new business and industry and the expansion of existing business development.

NOW, THEREFORE BE IT RESOLVED by the Common Council of the City of Spearfish, Lawrence County, South Dakota, that the following described territory be conveyed to the Spearfish Economic Development Corporation:

Lot 16-21 of Block 3 of Sky Ridge Subdivision, being a part of Tract V-1 of Sky Ridge Subdivision, which is a part of Tract V of Elkhorn Ridge Addition, City of Spearfish, Lawrence County, South Dakota.

under the terms and conditions of the Development Agreement approved on February 18, 2020 and amendment thereto approved March 6, 2023.

Dated this 15th day of May, 2023

CITY OF SPEARFISH

Attest:

By: _____
John Senden, Mayor

Michelle DeNeui, City Finance Officer

Adopted: May 15, 2023

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Published: May 19, 2023

Effective: June 8, 2023

Final Plat – A public hearing to consider a final plat for lots 1R, 2A, and 2B of Gengler Subdivision in Section 7, T6N, R2E was opened at 6:08 p.m. and closed with no oral or written comments being received. Klarenbeek moved, Jacobs seconded and all voted to approve the final plat.

Bid Award – Hodgs moved, Jacobs seconded and with Clark, Hodgs, Hourigan, Jacobs, Klarenbeek, and Rath voting aye, motion passed to award the lowest responsive and responsible bid for the East Low Zone Water System Improvements Schedule A - Airport Well Construction to Water System Drilling Inc. at a total amount of \$1,142,412.

Forklift – Hourigan moved, Jacobs seconded and with Clark, Hodgs, Hourigan, Jacobs, Klarenbeek, and Rath voting aye, motion passed to purchase a Mitsubishi FG25N5 – 5,000 LB capacity pneumatic tire forklift for \$33,906.51, includes freight and prep.

Bill List – Klarenbeek moved, Hourigan seconded and with Clark, Hodgs, Hourigan, Jacobs, Klarenbeek, and Rath voting aye, motion passed to approve the bill list dated May 15, 2023, as follows:

<u>VENDOR NAME</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
3RD DEGREE SCREENING INC	EMPLOYEE SCREENING	\$60.00
911 SUPPLY	PANTS FOR PD	\$379.96
A & B WELDING SUPPLY CO	CYLINDER RENTAL-FLAP DISCS	\$369.00
A & J SUPPLY	FLAT 12' -FLAT 10'- ANGLE 10'	\$1,177.32
ABI ATTACHMENTS	INFIELD RASCAL PRO	\$5,500.50
ADAMS - ISC	BACK UP RING-O RING-WIPER SEAL	\$587.48
ADOBE INC.	ACROBAT PRO X15	\$268.85
ADVOCATES FOR HEALTH	DEFIBTECH LIFELINE	\$4,475.00
AINSWORTH-BENNING INC	SKY RIDGE SPRTS PLX PH 11ABPE1	\$78,382.78
AMAZON CAPITAL SERVICES	RESTOCK PAPER-BREAKER BOX-LIGH	\$3,219.75
AMERICAN AIRLINES	FLIGHT CHANGES PD	\$302.00
AMERICAN RED CROSS	ADULT CPR/AED REC CENTER	\$360.00
BAKER & TAYLOR	BOOKS FOR THE LIBRARY	\$363.42
BELLE FOURCHE LANDFILL	APRIL SERVICES	\$27,140.18
BEST WESTERN BLACK HILLS L	RILEY OVERNIGHTS	\$154.00
BLACK HILLS ENERGY	BLACK HILLS ENERGY MARCH/APRIL23	\$16,207.59
BIERSCHBACH	WOOD STAKES-STRAW WATTLE	\$1,521.75
BLACK HILLS CHEMICAL CORP	EMBASSY CENTER PULL ROLL	\$76.20
BLACK HILLS MUSTER	FIRE DEPT TRAINING	\$108.55
BLACK HILLS PIONEER	REC CENTER ADV-LEGALS	\$1,012.09
BSN SPORTS LLC	VOLLEYBALLS-FOOTBALLS REC CNTR	\$1,710.00
BUTLER CAT	MINI EXCAVATOR-FILTERS-ELEMENT	\$52,909.30
BUTTE ELECTRIC COOP	FEB/MARCH 23 SERVICES	\$48,260.13
VISUAL WORKS INC	ONLINE RESERVATIONS MARCH 23	\$642.00
CANVA PRO	CANVA PRO FOR LIBRARY	\$149.90

AINSWORTH AUTO PARTS LLC	SERPENTINE BELT-RADIATOR	\$51.03
CBH COOPERATIVE	APRIL 23 FUEL	\$28,326.24
CENGAGE LEARNING	BOOKS FOR LIBRARY	\$212.20
CENTURYLINK INC	MAY 23 FD,PD,AIRPORT, HYDRO SRVCS	\$497.61
CHEYENNE CROSSING STORE LL	FD APPRECIATION DINNER	\$1,422.85
CLAIMS ASSOCIATES INC.	DED. GENERAL LIABILITY CLAIM	\$1,000.00
CLAUSER MACHINE WORKS	FITTINGS FOR HYDRANT	\$48.00
CLIMATE CONTROL SYSTEMS &	HEATER AT REC CNTR BAD BEARING	\$1,428.73
COCA-COLA BOTTLING CO	REC CENTER WATER CONCESS	\$2,767.00
COMFORT INN	REC STAFF TO CONFERENCE	\$332.73
COMMON GROUNDS	KIRK EASTON MONTHLY CHECK IN	\$5.00
CORE & MAIN LP	PVC PIPE-GASKET-METERS W/S	\$6,658.17
CROELL INC	M6 C15 FOR STREETS DEP	\$502.00
CULLIGAN SOFT WATER CORP	WATER FOR WWTP- WATER FILTER	\$218.00
CUMMINS SALE AND SERVICE	COLLEGE WELL GENERATOR	\$909.50
BEGG BOROUGH STEEL LLC	WHEEL LOADER-FUEL-LAMP-BLADE	\$1,737.80
DAKOTA REDI-MIX, INC	SKY RIDGE PHASE 2 PE6	\$44,838.83
MEDNANSKY, DOUGLAS	LED LIGHTS	\$1,140.00
EAGLE MAINTENANCE ASSOCIAT	ABB DRIVE AC 20HP WWTP	\$4,986.27
ECOLAB PEST ELIMINATION	RODENT PROGRAM WWTP	\$74.15
ENTENMANN-ROVIN	BADGES FOR PD	\$491.50
EVIDENT INC	EVIDENCE TUBES	\$299.23
FEMA	PPE DENIED REIMB FIRE DEPT	\$1,073.84
FIB-AP PURCHASE CARDS	FIB-CREDIT CARDS \$119,059.21	\$0.00
EDDIE'S TRUCK CENTER	BELT-MICRO-LED WORK-BRAKES	\$2,226.49
FOX, SHAWN	PD TRAINING REIMBURSEMENT	\$400.41
GALLS LLC	MESH CAP-TOURNIQUET-CABLE	\$333.87
VIEHAUSER ENTERPRISES LLC	KEY CUT MASTER PADLOCK	\$109.96
GRAINGER INC	STREET KEY-STEEL-CABLE-LED	\$680.22
GREAT WESTERN TIRE INC	TIRES FOR MOTORPOOL	\$5,492.20
GRIMMS PUMP SERVICE	PRESSURE WASH TALL COIL	\$4,999.00
HAUGO BROADCASTING INC	WATERPARK ADVERTISEMENT	\$600.00
HAWKINS INC	AQUA HAWK FOR WWTP-BLEACH	\$18,579.40
HDR ENGINEERING INC	SPF IFE PAVEMENT MAINT	\$5,000.00
HEISLER HARDWARE	PVC CEMENT-TAPE-CUTTER-PVC-FLAG	\$1,065.92
HILTON HOTELS	EMBASSY-LOVELAND CO WWTP	\$1,450.00
HOLIDAY INN	HOLIDAY INN PD STAY	\$840.75
HUB INTERNATIONAL GREAT PL	VALUATION REPORT 2022	\$4,050.00
HYATT PLACE	PD TEXAS	\$2,104.50
JACKSON, TRISTYN	SUB FOR SILVER SNEAKERS	\$75.00
JAMI GRANGAARD	FUSION FITNESS	\$29.25
TODD EMERY COLLINS	JET SEWER LINE 32ND ST	\$275.00
JOHNSON, BRAD	BOOT REIMBURSEMENT	\$100.00

KATTFORS, STEPHANIE	BHLC CATALOGERS MEETING	\$41.16
HOME SLICE MEDIA GROUP LLC	REC CENTER ADVERTISEMENT	\$140.00
KIESLER POLICE SUPPLY INC	CARBINE-AIMPOINT-GLOCK 45	\$2,186.98
CATON, NICHOLAS	ADMIN PROF DAY FO/PW	\$136.94
KILO ARMS	RETIREMENT PISTOL	\$310.00
CHARLES G KING JR	SAWMILL OFFICE APPRAISAL	\$4,000.00
KNECHT HOME CENTER INC	DRILLBIT-WALL BASE-GRINDER-VAC	\$3,347.58
KNIGHT SECURITY INC	BASIC MONITORING PAVILLION	\$600.00
KTM DESIGN SOLUTIONS, INC.	REDLINING PLANS-FINAL PLANS	\$5,267.50
LAWRENCE COUNTY MOTOR VEH	TITLE TRANSFER	\$123.06
THOMAS GERALD PAISLEY	APRIL PLAN REVIEW & CONSULTING	\$5,445.40
LORNA TISDALL	FITNESS CLASS	\$525.00
MID-AMERICAN RESEARCH CHEM	TRAP IT DISPOS DUST SHEETS	\$367.77
MATTHEWS INTL CORP	PLAQUE-WINTERS	\$187.00
MID STATES ORGANIZED CRIME	MEMBERSHIP FOR FT SWORN	\$150.00
MID-AMERICA GOLF AND LANDS	SKY RIDGE COMPLEX PE 17	\$186,428.66
MIDAMERICA BOOKS	BOOKS FOR LIBRARY	\$143.70
MIDCO	APRIL 2023 SERVICES	\$1,101.64
MIDCONTINENT TESTING LABS,	W/S AND WWTP WATER TESTING	\$856.74
PATTLIN ENTERPRISES INC DB	SKY RIDGE SPORTS FIELD MOWER	\$92,903.00
MOELLER, CHRIS DBA BH ANIM	APRIL 2023 ROADKILL	\$450.00
MONEY MOVERS	APRIL MAINT FEES	\$11.25
MONUMENT HEALTH	EMPLOYEE SCREENING	\$1,365.00
MP FT PIERRE LLC	K9 UNIT STAY	\$125.18
NORTH CENTRAL LABORATORIE	BOD SEED 50 CAPSULES-WWTP	\$143.17
OBERLE'S RADIATOR & REPAIR	CLEAN AND REPAIR	\$75.00
OHD LLLP	DRAGER FPS	\$197.00
PRO WINDMILL INC	CITY BUILDINGS PEST PROGRAM	\$927.00
ONSITE FIRST AID, LLC	FIRST AID RESTOCK CITY BUILDINGS	\$852.31
ORIGINAL WATERMEN INC	LIFEGUARD SWIMSUITS	\$2,227.95
SCHREINER ENTERPRISES, INC	CMPGRND HANGERS- RUS RECEIPT	\$982.60
QUADIANT, INC	POSTAGE METER RENTAL	\$165.00
QUIK SIGNS INC	PASSES FOR REC CENTER	\$772.71
RAPID CITY AIRPORT	AIRPORT PARKING PD	\$98.00
RAPID DELIVERY	WATER SAMPLE DELIVERIES	\$182.66
RAVEN ENVIROMENTAL PRODUCT	SHIPPING FOR WWTP PART	\$21.99
RECREATION SUPPLY CO	GOGGLES REC CENTER	\$1,216.98
REDWATER KITCHEN	SPORTSPLEX FUNDRAISING	\$89.72
REDWOOD TOXICOLOGY LAB INC	PANEL- AMP500	\$172.05
REED, THERESA DAWN	CLEANING DOWNTOWN RESTROOMS	\$450.00
RIVERFRONT BROADCASTING LL	REC CENTER ADS- KDDX-FM	\$734.40
ROBERT S MCDONALD	YOUTH FUSION CLASS	\$90.00
ROCKY MOUNTAIN WATER ENVIR	WWTP EMPLOYEES TO TRAINING	\$1,330.00

RIVERSIDE TECHNOLOGIES INC	COMPUTERS AND LAPTOPS	\$24,525.00
RUNNING SUPPLY INC	16FT GREEN GATE	\$239.99
SAFARILAND LLC	PADDLE AND BELT LOOP HOLSTERS	\$350.00
SAFEWAY	KAWINIS CLUB MEAL-WATER	\$28.56
SANFORD HEALTH OCCMED	EMPLOYEE SCREENING	\$175.00
SANITATION PRODUCTS INC	PROX SWITCH	\$177.76
SCHEELS ALL SPORTS	SCHEELS ALL SPORTS	\$65.99
SD SAFETY COUNCIL	SAFETY DAY REGISTRATION	\$213.00
SERVALL TOWEL & LINEN	MATS, MOPS AND SHOP LAUNDRY	\$1,139.33
SIMON CONTRACTORS OF SD IN	GREEN ACRES SHOP-RDSTN	\$328.12
SOUTH DAK STATE TREASURER	MAY 23 SALES TAX PAYMENT	\$17,659.90
VIVI BENE INC	CHECK EXIT 17 PUMP	\$91.84
SPEARFISH AUTO SUPPLY	TRUCK STANDS-SOLENOID-BLADES	\$5,121.90
SPEARFISH LUMBER CO	INSLX TRAFFIC YELLOW	\$379.88
CODY GREEN, SPEARFISH TREE	REMOVE TWO ASH TREES	\$1,175.00
STEC'S INNOVATIVE SAFETY S	REWARDS PROGRAM MARCH 23	\$262.25
STEERFISH STEAK & SMOKE	WILSON LUNCH SPEAKER	\$58.97
SUNSHINE TOWING	TOWING FOR PD	\$80.00
TFS EQUIPMENT & SERVICE, L	BOOM AND TRUCK OP WWTP	\$217.50
THE GOAT	SNOW/DRIFT REMOVAL	\$1,000.00
THE KNOTHOLE	VINYL LETTERS-FLAG STICKER	\$21.46
THOMSON REUTERS WEST	SUBSCRIPTION CHARGES	\$442.89
TRAFFIC CONTROL CORP	LED TRAFFIC LIGHTS	\$1,516.00
TTG ENTERPRISES INC	T/S CORRECT BACKWASH PUMP	\$560.00
TURBIVILLE INDUSTRIAL ELEC	VERTICAL PUMP MOTOR	\$1,144.63
ULINE INC	BREAKAWAY VESTS SAFETY ORANGE	\$291.12
US BANK	REC CENTER BOND PMNT 16	\$325,681.25
US BANK	SALES TAX REV RFDG 2015	\$550.00
USA BLUE BOOK	EXIT SIGNS-POSTER BOOKLETS	\$562.63
USA TODAY	LIBRARY SUBSCRIPTION APRIL 23	\$30.74
CITY OF SPEARFISH	APR 2023 CITY WATER BILL	\$8,152.05
VARIOUS FUEL VENDORS FOR T	PD, REC AND WWTP TRAVEL	\$512.52
CLARITY TELECOM LLC	MAR/APRIL SVCS	\$4,781.63
VERIZON WIRELESS	FEB/MAR 2023 VERIZON BILL	\$4,911.26
WALL STREET JOURNAL	APRIL 2023 SUB	\$54.99
WALMART	COOKIES -CUPS-WATER-USB-TAPE	\$947.84
WDRWS	FUNDING FOR WDRWS	\$10,000.00
WELLS PLUMBING CORP	CLAMPS-HOSE CUTTER-COUPLING	\$1,536.72
WESTERN DAKOTA TECHNICAL	CLASS B CDL T&T BEACH	\$2,200.00
WOLFF'S PLUMBING & HEATING	COPPER PIPE-AUTOFLUSH-O RINGS	\$5,053.85
	Total	<u><u>\$1,131,954.07</u></u>

Road Closure – Public Works Director Broyles noted that Sandstone Hills Drive will close on Tuesday, May 16, 2023 at 9 a.m. until repairs can be made. A public service announcement has been issued and updates will be issued when available.

There being no further business, Jacobs moved, Hodgs seconded, and all voted to adjourn at 6:13 p.m.

Dated this 15th day of May, 2023

Attest:

By: _____
John Senden, Mayor

Michelle DeNeui, City Finance Officer

Published once at the approximate cost of _____.