

# Spearfish City Council

## Regular Session Minutes



Date:  
May 17, 2010

The Spearfish City Council met in Regular Session in the Council Chambers of the Municipal Services Centre at 7:00 PM on Monday, May 17, 2010 with the following members present: Baker, Davis, Morgan, Schmit, Quinn and Young. Also present: Police Lieutenant Johnson, Fire Chief White, Public Works Administrator Johnson, Finance Accountant Wenzel, City Planner Watson and City Attorney Pluimer. Mayor Krambeck presided and called the meeting to order. All stood and recited the Pledge of Allegiance.

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

A. Brown Bag Permit requests (20):

Facility	Applicant	Event	Date
Hudson Hall	Molly Horner	Wedding Reception	6/12/10
Pavilion	Janaye Brown	Wedding Reception	6/5/10
Pavilion	Leah Childress	Wedding Reception	6/19/10
Pavilion	Holly Misterek	Wedding Reception	6/26/10
South Shelter	842nd Fam Readiness Grp	Picnic Gathering	6/26/10
Center Shelter	Janaye Brown	Rehearsal Picnic	6/4/10
Center Shelter	Loren Skipper	Picnic	6/12/10
Center Shelter	Holly Misterek	Rehearsal Picnic	6/25/10
Jorgensen Shelter	Wolff's P&H	Co. Picnic	6/13/10
Snappers Club	Bonnie Sohn	50th Anniversary	6/5/10
Snappers Club	Jayna Watson	Anniversary Party	6/6/10
Snappers Club	Mt. Plains II HOA	HOA Meeting	6/8/10
Snappers Club	Margie Crofutt	Family Reunion	6/11,12,13/10
Snappers Club	Erin Hackney	Wedding Reception	6/19/10
Snappers Club	Carla Oelke	Rehearsal Supper	6/30/10
North Shelter	Cory Price	Family Reunion	5/29/10
Snappers Club	Jerry K.	Party	6/9/10
Pavilion	NH Assoc. of Realtors	Convention	6/16/10
Snappers Club	Celeste Magnusson	Family Reunion	6/4/10
Center Shelter	Celeste Magnusson	Family Reunion	6/5/10

B. Approve minutes of the Regular Session of May 3, 2010.

C. Approve minutes of the Special Session of May 10, 2010.

D. Accept monthly Financial Report dated April 30, 2010.

### **ITEMS FROM VISITORS**

**Proclamation** – Mayor Krambeck proclaimed May 16-22, 2010 as Emergency Medical Services Week.

**Proclamation** – Mayor Krambeck proclaimed May 19, 2010 as Emergency Medical Services for Children Day.

**Market in the Park** – Young moved, Morgan seconded and all voted to approve a Special Event Permit for Hills Horizon, Inc - 2010 Market in the Park. This open market will be on Saturday mornings from June 5, 2010 to October 2, 2010 from 9am-noon in the area adjacent to the Log Cabin. The event will not take place during Festival in the Park, as specified by agreement. Public Works Administrator Johnson stated there were no problems with last year's event.

### **BIDS AND PROPOSALS**

**Bid Award** – Quinn moved, Schmit seconded and all voted to award bid for 2010 Street Improvement Project to Sacrison Paving for a total of \$696,184.20.

<b>Bidder</b>	<b>Total Bid</b>
Sacrison Paving	\$696,184.20
Hills Materials Co.	\$797,052.19
RCS Construction	\$893,210.21

**Proposal** – Schmit moved, Baker seconded and all voted to accept proposal from American Technical Services for materials testing and inspection for the 2010 Street Improvements Project at a cost of \$8,370.

**Proposal** – Davis moved, Young seconded and all voted to accept proposal from HDR Engineering for Part-Time Construction Administration (16 hours per week) for the 2010 Street Improvement Project at a cost of \$22,156.

### **HEARINGS**

**Public Hearing** - Spearfish Center for the Arts and Humanities is applying for Special Malt Beverage and Wine Retailers License for Festival in the Park in the City Park on July 16, 17 & 18, 2010. Mayor Krambeck opened the public hearing at 7:09PM. There were no oral or written comments and public hearing was closed at 7:10PM. Schmit moved, Quinn seconded and all voted to approve Special Malt Beverage and Wine Retailers License for Spearfish Center for the Arts and Humanities for Festival in the Park in the City Park on July 16, 17 and 18, 2010.

**Public Hearing** - Carson Whitlock/The Wide Mouth Frog at 3135 E. Colorado Blvd, Spearfish is applying for Retail (on-off sale) Malt Beverage 2010-2011. Caron Whitlock described the facility as primarily a bakery featuring artisan breads, cheesecakes and other fine desserts. A five stool seating area is intended for patrons to enjoy cheeses and appetizers with a glass of wine or beer. Mayor Krambeck opened the public hearing at 7:12 PM. There were no oral or written comments and public hearing was closed at 7:13 PM. Schmit moved, Davis seconded

and all voted to approve a Retail (on-off sale) Malt Beverage license for 2010-2011 for Carson Whitlock dba/The Wide Mouth Frog.

**Public Hearing** - Carson Whitlock/The Wide Mouth Frog at 3135 E. Colorado Blvd, Spearfish is applying for Retail (on-off sale) Wine 2010. Mayor Krambeck opened the public hearing at 7:13 PM. There were no oral or written comments and public hearing was closed at 7:13 PM. Morgan moved, Young seconded and all voted to approve a Retail (on-off sale) Wine license for 2010.

## **RESOLUTIONS AND ORDINANCES**

**Resolution 2010-10** – Resolution 2010-10 is a Historic Preservation Resolution declaring Spearfish as a Preserve America Community. Davis moved, Morgan seconded and all voted to approve Resolution 2010-10 and authorize Mayor Krambeck to sign the application.

### **RESOLUTION 2010-10**

#### **RESOLUTION TO ACCOMPANY APPLICATION FOR PRESERVE AMERICA COMMUNITY DESIGNATION**

**WHEREAS**, *Preserve America* is a White House initiative developed in cooperation with the Advisory Council on Historic Preservation, the U.S. Department of the Interior, and the U.S. Department of Commerce; and

**WHEREAS**, the goals of this initiative include a greater shared knowledge about our Nation's past, strengthened regional identities and local pride, increased local participation in preserving the country's irreplaceable cultural and natural heritage assets, and support for the economic vitality of communities; and

**WHEREAS**, this initiative is compatible with our community's interests and goals related to historic preservation; and

**WHEREAS**, designation as a *Preserve America* Community will improve our community's ability to protect and promote its historical resources;

**NOW THEREFORE BE IT RESOLVED**, that the City of Spearfish will apply for the designation OF Spearfish as a *Preserve America* Community; and be it further

**RESOLVED**, that City of Spearfish will protect and celebrate our heritage, use our historic assets for economic development and community revitalization, and encourage people to experience and appreciate local historic resources through education and heritage tourism programs.

Dated this 17th day of May 2010.

CITY OF SPEARFISH

By: \_\_\_\_\_  
Jerry A. Krambeck, Mayor

ATTEST:

\_\_\_\_\_  
David H. Dutton  
Acting Finance Officer

Adopted: May 17, 2010  
Published: May 21, 2010  
Effective: June 10, 2010

**Resolution 2010-12** – Quinn moved, Baker seconded and all voted to approve Resolution 2010-12 - Dedication of South Service Road at Elkhorn Ridge.

### **RESOLUTION 2010-12**

#### ACCEPTANCE OF IRREVOCABLE OFFER OF DEDICATION OF LAND AND IMPROVEMENTS

WHEREAS, Elkhorn Ridge Development has offered to dedicate in perpetuity to the City of Spearfish, South Dakota the following legally described land and/or improvements, to wit, as further depicted within the right of way dedication shown on Exhibit A:

Rights of Way, Water line, Sanitary and Storm Sewer, Drainage Improvements, Street with partial curb/gutter, and conduit for streetlights. Located in the SE1/4 SW1/4 and SW1/4 SE1/4 Section 15, , T6N, R3E, BHM, Elkhorn Ridge Addition to the City of Spearfish, Lawrence County, South Dakota.

WHEREAS, the City has reviewed and hereby accepts the following terms of the Offer of Dedication; having a fair market value thereof:

8 inch water line - 690 linear feet plus 3 fire hydrants	
24 inch storm sewer – 325 linear feet	
18 inch storm sewer – 93 linear feet	
8 inch sanitary sewer – 720 linear feet	
Asphalt street – 782 tons	
Drainage improvements – Culvert and rip-rap under the street	
Curb and gutter – 97 linear feet	
<u>4 inch Conduit for streetlights – 560 linear feet</u>	
TOTAL VALUE OF IMPROVEMENTS LISTED ABOVE	\$502,502.86
Land for street right of way .96 Acres:	\$ 5,000.00

**TOTAL VALUE OF LAND AND IMPROVEMENTS**

**\$507,502.86**

WHEREAS, the owner(s) has certified that the improvements offered for dedication herein have been constructed in conformance with the design plans and specifications approved by the City of Spearfish, and warrants materials and workmanship of the improvements for a period of one year from the date of acceptance by the City.

WHEREAS, the City has performed a visual inspection and has reviewed all required construction documentation by the Engineer of record that the improvements have been constructed in conformance with the plans and specifications approved by the City.

WHEREAS, there are additional off-site improvements that are required by the updated Kirkham Michael traffic plan for Elkhorn Ridge. These improvements pertain to turning lanes required to and from Highway 85 and Colorado Boulevard. This dedication does not relieve the developer from these responsibilities.

NOW THEREFORE BE IT RESOLVED that we, the assembled members of the Common Council of the City of Spearfish do hereby accept the dedication described herein.

Adopted this 17<sup>TH</sup> Day of May, 2010.

**CITY OF SPEARFISH**

By: \_\_\_\_\_  
Jerry A. Krambeck, Mayor

ATTEST: \_\_\_\_\_  
David H. Dutton, Acting Finance Officer

Adopted: May 17, 2010  
Published: May 28, 2010  
Effective Date: June 17, 2010

**Resolution 2010-13** – Young moved, Schmit seconded and all voted to approve Resolution 2010-13 - Dedication of Lift Station and Forcemain at the Reserve.

**RESOLUTION 2010-13**

ACCEPTANCE OF IRREVOCABLE OFFER OF DEDICATION  
OF LAND AND IMPROVEMENTS

WHEREAS, Ward Development Company has offered to dedicate in perpetuity to the City of Spearfish, South Dakota the following legally described land and or improvements, to wit, as further depicted within the right of way and easement dedications shown on Exhibit A:

Sanitary sewer, lift station and force main plus all right of way, and easements and all located in:

**Sanitary Sewer to Lift Station:** Beginning from the intersection of Old Belle Road and Ward Avenue running east in the Ward Avenue right of way to the intersection of Selway Court. Then in to a City of Spearfish Dedicated Sewer Easement located between lots 3 and 4 of Block 8 east to the Pintlar Avenue right of way, then to the Lift Station, All Located in the Reserve on Higgins Creek, NW1/4 Section 33 T7N R2E BHM, Lawrence County, South Dakota

**Lift Station:** Located in Lot 1, Block 9 of the Reserve on Higgins Creek NW1/4 Section 33 T7N R2E BHM, Lawrence County, South Dakota.

**Force Main to City Lift Station:** Located in a 30 foot easement along the north property line of Tract A of the Reserve on Higgins Creek NE1/4 Section 33 T7N R2E, BHM, Lawrence County, South Dakota connecting to a 30 foot easement located along the north parcel boundary of the W1/2 NE1/4, located in Section 33 T7N R2E, Lawrence County, South Dakota. Then south within the Brookview Road right of way from Sta. 19+74.62, to Sta. 31+56.12 where the force main connects to the City lift station.

WHEREAS, the City has reviewed and hereby accepts the following terms of the Offer of Dedication; having a fair market value thereof:

1.9 acres of land in Lot 1 Block 9, plus sewer easements:	\$ 19,040.00
1,489.9 Linear feet of 10" Sanitary Sewer line: (Ward Ave/Old Belle intersection to the Reserve Lift Station)	\$ 50,708.52
Reserve Lift Station:	\$157,379.97
3,144 linear feet of 6" Sewer Force Main: (from Reserve Lift station to City Lift station on Brookview Road)	\$ 49,672.41
<b>TOTAL</b>	<b>\$276,800.90</b>

WHEREAS, the owner(s) has certified that the improvements offered for dedication herein have been constructed in conformance with the design plans and specifications approved by the City of Spearfish, and warrants materials and workmanship of the improvements for a period of one year from the date of acceptance by the City.

WHEREAS, the City has performed a visual inspection and has reviewed all required construction documentation by the Engineer of record that the improvements have been constructed in conformance with the plans and specifications approved by the City.

NOW THEREFORE BE IT RESOLVED that we, the assembled members of the Common Council of the City of Spearfish do hereby accept the dedication described herein.

Adopted this 17<sup>TH</sup> Day of May, 2010.

CITY OF SPEARFISH

By: \_\_\_\_\_  
Jerry A. Krambeck, Mayor

ATTEST: \_\_\_\_\_  
David H. Dutton, Acting Finance Officer

Adopted: May 17, 2010  
Published: May 28, 2010  
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**LEGAL, FINANCE AND PUBLIC SAFETY**

**Subsidy Transfer** – Morgan moved, Young seconded and all voted to authorize transfer of \$4,000 from Contingency (101-41150-4560) to Community Subsidies (101-45190-4560) for the grant to the Community Action Program that was added at the end of 2009.

**TIF #2 Transfer** – Quinn moved, Baker seconded and all voted to authorize transfer \$172,411.08 from 602-Water to 506-TIF#2 Industrial Park Construction Fund for Well and Well House expenditures. This is for Well and Well House expenditures from March, April and May of 2010. The well is funded from 602 but is eligible for TIF reimbursement.

**Special Session** – Davis moved, Young seconded and all voted to set time as 7:00 PM for Special Session on June 14, 2010 to canvass votes via Resolution.

**FYI - Alcohol law changes** - 2010 Legislature changes are effective 7-1-2010 and a brief discussion covered those items that may affect our City Ordinances. Municipalities will be able to add or deny alcohol sales on Memorial Day. Currently, State of SD prohibits alcohol sales on both Memorial Day and Christmas Day. Two additional temporary alcohol licenses for special events were also added.

**FYI – Raffle Request** - Key Club (High School Relay for Life Team) plans to have a chance drawing for a gift basket. Tickets are \$5.00 each with a drawing on May 21, 2010. Proceeds will benefit Relay for Life.

## **PUBLIC WORKS**

**Tractor Purchase** – Schmit moved, Morgan seconded and all voted to authorize the purchase of a 1995 Case tractor with 15’ mower deck from State DOT surplus, not to exceed \$8,500, funded from Second Penny. Public Works Administrator Johnson stated that we will be acquiring maintenance responsibilities that include mowing of ditches, medians and detention basins and we currently have no equipment suitable for this scale of mowing.

**Rec Path Extension Options** – Public Works Administrator Johnson stated that there is money budgeted for design of a Rec. Path Extension in 2010 and project will be budgeted for construction in 2011. Four options/maps were available for viewing as Public Works department seeks Council direction on which project to design in 2010. Schmit moved, Morgan seconded and all agreed to make the School connection path (Creekside) a priority.

**FYI – Public Meeting** – There will be a Public Meeting at 5:15 on May 25<sup>th</sup> for 2010 Street project (Mason, Jonas, University).

## **HUMAN RESOURCES**

**Wage/Step Increase** – Davis moved, Young seconded and all voted to move Dustin Bush and Patrick Johnson to Certified Patrol Officers (Graduation from the Academy on 4/30/2010). Effective 5/2/2010, Grade 16, Step 1, \$17.05.

**Summer Hire** – Morgan moved, Quinn seconded and all voted to hire Cody Tweedy, \$8.75/hour, effective 5-18-2010 as Temporary Summer Laborer replacement for Cemetery.

## **PLANNING AND ZONING**

**Temporary Storage** – Quinn moved, Young seconded and all voted to approve a temporary storage location for GSE Clay Tile Lining to have unscreened outdoor storage for 18 months for clay lining product. City Planner Watson stated that she received two responses from notification of neighbors; both were favorable to allowing temporary storage.

**BILL LIST** – Morgan moved, Quinn seconded and all voted to approve the Bill List of May 17 2010.

<b>VENDOR</b>	<b>DESCRIPTION</b>	<b>AMOUNT</b>
A & B WELDING SUPPLY CO	ARGON CYLINDER/GRIND WHEEL	\$125.33
A & J SUPPLY	SAFETY GLOVES/STEEL/BOOT ALLOW.	\$237.32
ABC BUSINESS SUPPLY	OFFICE FURNITURE/OFFICE SUPPLIES	\$2,766.65
ACE STEEL & RECYCLING, INC	FLAT IRON	\$31.72
ACS FIREHOUSE SOFTWARE	2010 FIRE DEPT SOFTWARE SUPPORT	\$625.00
ALPINE IMPRESSIONS	SEASONAL T-SHIRTS/REC T-SHIRTS	\$351.25
AMCON DISTRIBUTING CO	CONCESSIONS	\$207.14
AMERICAN RED CROSS	LIFEGUARD CLASS PROVIDER FEES	\$75.00
ANTHONY KEITH HARRIS JR	THREE BOUNCE HOUSES-REC CENTER	\$2,200.00

BADLANDS BROADCASTING	REC CENTER RADIO ADS	\$408.00
BECK'S NURSERY CORP	TREES	\$1,591.16
BELLE FOURCHE LANDFILL	LANDFILL FEES	\$20,395.44
BLACK HILLS AUTO PARTS INC	VEHICLE PAINT/REPAIRS/CHEMICALS	\$2,679.11
BLACK HILLS LAUNDRY & DRYCLEANING	LAUNDRY SERVICES	\$33.00
BLACK HILLS PIONEER	LEGAL PUBLISHING/GRAZING AD	\$854.18
BLACK HILLS POWER & LIGHT	ELECTRICITY	\$11,573.65
BLACK HILLS PURE, INC	COOLER RENTALS/WATER	\$58.00
BLACK HILLS TIMBER EQUIPMENT	SNOW REMOVAL SERVICES	\$546.25
BUTLER MACHINERY CO	DECAL/GAUGE/LEVER/GASKET/RING	\$139.03
CHAIN SAW CENTER	6 MOWERS/EAR PLUGS/REPAIRS	\$40,625.53
CHEMSEARCH	TOP DOWN AEROSOL	\$355.48
CHICKEN CREEK COMMUNICATIONS	DESIGN & PRODUCE RACK CARDS	\$460.00
CLAUSER MACHINE WORKS	HUB PULLER	\$60.20
COCA-COLA BOTTLING CO	CONCESSIONS	\$299.00
COLOR MYSTIQUE	DETAIL FORD F250	\$125.00
COMFORT INN (SD065)	FIRE TRAINING-LODGING	\$313.96
CONDREY AND ASSOCIATES, INC	2010 SALARY STUDY-1ST OF 2 PAYMTS	\$6,000.00
CROP PRODUCTION SERVICES	FERTILIZER	\$2,280.00
CUMMINS CENTRAL POWER, LLC	LIFT STATION GENERATOR REPAIR	\$277.61
DAKOTA BACKUP	NETWORK BACKUP SERVICES	\$798.69
DAKOTA PUMP INC	SWING CHECK VALVE	\$1,058.40
DIAS, GREGORY K	LIBRARY NETWORK ADMIN SERVICE	\$342.45
DTE INC	TOMMY GATE LIFTGATE	\$2,154.00
ECOLAB PEST ELIMINATION	RODENT CONTROL PROGRAM	\$56.00
EDDIE'S TRUCK SALES, INC	GASKET	\$67.52
ENERGY LABORATORIES	LAB TESTS	\$444.00
ENSIGNAL	CELL PHONE DATA TRANSFER	\$10.00
FASTENAL CO	HARDWARE	\$97.60
FIRE ENGINEERING	2010 SUBSCRIPTION-SPEARFISH VFD	\$29.95
FIREHOUSE MAGAZINE	2010 SUBSCRIPTION-SPEARFISH VFD	\$29.95
FSH COMMUNICATIONS, LLC	MAY 2010 PAYPHONES	\$180.00
GRAINGER INC	FILTERS/LAMPS/DISPOSABLE WIPES	\$189.50
GRIMM'S PUMP SERVICE	GAUGES/FIRE HOSE/REPAIRS	\$545.72
HAWKINS, INC	CHLORINATED BLEACH	\$443.72
HD SUPPLY WATERWORKS	METERS/COPPER TUBING/REPAIRS	\$5,423.11
HIGH PLAINS AUTOMATION INC	MAURICE FLOW CONTROLS	\$10,928.07
HILLYARD / SIOUX FALLS	CLEANER/TOWELS	\$144.07
INGRAM LIBRARY SERVICES	BOOKS	\$2,619.71
INTEGRITY FORD CORP	PAINT/WHEEL COVER/STEP ASSEMBLY	\$506.73
JENNER EQUIPMENT CO	BOBCAT 72" MOWER/REPAIRS	\$6,553.84

JUNEK'S SERVICE CORP	BUSHING	\$17.17
KAZCO, INC	SOUND CARD/DVD PLAYER/REPAIRS	\$344.93
KNECHT HOME CENTER, INC	LUMBER/HARDWARE/REPAIRS/TOOLS	\$1,697.56
KT CONNECTIONS	APR & MAY 2010 KILLSPAM SERVICE	\$120.00
L3 COMMUNICATIONS MOBILE-VISION	2010 SOFTWARE MAINT CONTRACT	\$2,365.00
LAWRENCE TITLE COMPANY, LLC	EASEMENT SEARCH	\$150.00
LAWSON PRODUCTS INC	PAINT	\$228.08
MACK'S AUTO BODY LLC	TOW/REPAIR/DE-STRIPE PD EQUIP	\$1,301.68
MG OIL CO	1000 THF/HYDRAULIC OIL	\$1,158.36
MICROMARKETING, LLC	CDs	\$677.23
MIDCONTINENT COMMUNICATIONS	MAY 2010 CAMPGROUND CABLE & NET	\$386.74
MIDWEST TURF & IRRIGATION	SPRINKLER REPAIRS	\$1,803.93
MOTIVE PARTS & SUPPLY	PULL HANDLES/HARDWARE	\$18.94
MOYLE PETROLEUM BULK INC	APRIL 2010 BULK FUEL CONTRACT	\$16,321.59
MUNICIPAL EMERGENCY SERVICES	ULTIMATE CARBON HOODS	\$312.77
NORTHERN HILLS TRAINING CENTER	JANITORIAL SERVICES	\$871.57
NORTHERN IMPROVEMENT CO	OMEGAMIX	\$460.00
MARPLE, BOB	PAVILION REFUND	\$37.50
PROBUILD CO LLC	LUMBER/SLEEVES/WIRE TIES	\$28.80
QUIK SIGNS INC	MARKING FOR WWTP TRUCK/SIGNS	\$1,207.15
QWEST	MAY 2010 CIRCUITS/911 SERVICE	\$1,107.73
RAPID DELIVERY	PICKUP & DELIVERY SERVICES	\$147.40
RCC WESTERN STORES INC	REPLACEMENT JACKETS-FOSTR&GREN	\$179.98
RECORDED BOOKS, LLC	CDs	\$285.40
S & S WORLDWIDE, INC	SUMMER REC CRAFTS	\$98.89
SAFWAY STORES, INC	CUPS/FLATWARE/SUPPLIES	\$25.79
SD GOVERNMENTAL FINANCE OFFICERS	2010 FINANCE SCHOOL REG X 3	\$225.00
SD STATE HISTORICAL SOCIETY	2010 MEMBERSHIP-HISTORIC PRES	\$45.00
SERVALL TOWEL & LINEN	UNIFORM/FLUSHER/MAT/MOP RENTAL	\$1,365.17
SIOUX SALES COMPANY, INC	TEST KITS	\$47.80
SOUTH DAKOTA STATE TREASURER	APR 2010 SALES TAX REMITTANCE	\$6,472.96
SPEARFISH ALTERNATOR & STARTER	MONACHE LIFPUMP MOTOR	\$95.00
SPEARFISH AUTO SUPPLY	WIPER BLADES/REPAIRS/TERMINALS	\$219.07
SPEARFISH BUILDING & SUPPLY	LUMBER/PAINT/SAND MIX/LATHE	\$433.33
SPEARFISH ELECTRIC & HEATING	ELECTRICAL REPAIRS & SERVICES	\$5,500.38
SPEARFISH GLASS	PLEXIGLASS	\$34.70
JOSEPH B. MILLER	AIR FILTER/SPARK PLUG	\$26.00
SPEARFISH VOLUNTEER FIRE DEPT	BRANDON & CODY TRAVEL EXPENSES	\$847.00
SUMMIT SIGNS & SUPPLY, INC	SIGNS & REFLECTIVE DECALS	\$1,265.00
THE UPS STORE #5137	SHIPPING SERVICES	\$170.76

TNEMEC CO INC	EPOXOLINE/THINNER	\$511.37
TYLER TECHNOLOGIES	ANNUAL RECEIPT PRINTER MAINT	
UPSTART	CONT	\$300.00
VALLEY AUTO	SUMMER READING SUPPLIES	\$534.80
WELLS FARGO BUSINESS CARD	WHEEL	\$20.00
WELLS PLUMBING CORP	TRAVEL/SUMMR READG/GPS/DOORHNG	\$1,374.59
WESTERN COMMUNICATIONS, INC	CAMLOCKS/HOSE/CLAMPS	\$206.70
ZIEGLER BUILDING CENTER	EARPIECE/RADIO	\$573.00
	PROPANE	\$41.76
** TOTALS **		\$179,980.62

**APPROVAL                      INITIALS**

Mayor Krambeck  
David Baker  
Eric Davis  
Mary Morgan  
Tom Quinn  
Doug Schmit  
Paul Young

**REPORTS**

**Maitland Road Update** – Public Works Administrator reported that the last mile of Maitland Road from McDermott Road to the bridge is in a bad state and staff met with Lawrence County Highway Superintendent to discuss options. It was determined to leave the road as is and continue to patch areas as they degrade. The County recommended that a year round weight limit be placed to minimize damage and extend pavement life. This will force the overweight vehicles to use Christensen Drive which is more able to handle this type of traffic. Lawrence County also agreed to assist us with patching endeavors.

**Fire Chief - April Fire Report** – Fire Chief White reported the overview of activities in April: There were 56 active members in April, nine calls for service with average response time of 3 minutes, 7 seconds. A total of 179.5 volunteer hours were logged for April, 302 hours of training and 48 hours of truck check.

**ITEMS FROM ATTORNEY**

**Elkhorn Ridge Golf Course Subdivision Agreement** – City Attorney Pluimer stated the final documents are ready for signature. This agreement will allow Wyss and Associates to commence construction of three spec. homes in the subdivision before the infrastructure is fully in. It allows construction to begin with infrastructure completion prior to occupancy of the homes. Baker moved, Young seconded and all voted to approve Elkhorn Ridge Golf Course Subdivision Agreement.

**Exclusive Utility Easement** – City Attorney Pluimer stated the 15 foot Exclusive Utility Easement for Qwest, MDU and Midcontinent on 1<sup>st</sup> Avenue is in the proper form and ready for signatures. Young moved, Baker seconded and all voted to approve the Exclusive Utility Easement.

There being no further business before the Council, Morgan moved Quinn seconded and all voted to adjourn at 7:55 PM.

Dated this 17<sup>th</sup> day of May 2010.

**CITY OF SPEARFISH**

BY: \_\_\_\_\_  
Jerry A. Krambeck, Mayor

**ATTEST:**

\_\_\_\_\_  
David H. Dutton, Acting Finance Officer

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