



Spearfish City Council
Regular Session Minutes
August 16, 2021 5:30 p.m.

The Spearfish City Council met at 5:30 p.m. on Monday, August 16, 2021. Mayor Boke 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: Interim City Administrator McDonald, City Planner Watson, Finance Officer DeNeui, Public Works Director Kean, Parks and Recreation Director Ehnes, Public Safety Director Rotert, Human Resource Director Mathis, Police Chief Jacobs and Fire Chief Ladson.

Clark moved, Hourigan seconded and all voted to approve the agenda as presented. No conflicts of interest were declared.

Public Comment – At 5:32 p.m. a time for public comment was opened with no comments received.

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

- A. Approve the minutes of the City Council regular session dated August 2, 2021.
- B. Approve the treasurer's report dated July 31, 2021.
- C. Promote Stephanie Kaitfors to assistant library director, grade 19, step 2, \$27.80 per hour, effective 8/22/2021.
- D. Move Gary Lillehaug to (not benefit eligible) part-time/limited hour hydroelectric superintendent, effective 9/2/2021.
- E. Hire Kelsey Howard as (benefit-eligible) police officer, grade 17, step 1, \$24.57 per hour, effective 8/17/2021.
- F. Hire Nikita Heinert as (benefit-eligible) communications officer, grade 12, step 1, \$19.19 per hour, effective 8/17/2021.
- G. Approve a special malt beverage license for Grant Street Liquor for the Black Hills Beer Run on September 12th from 12:00 p.m. to 5:00 p.m. at the Park Pavilion.
- H. Approve a special on-sale liquor license for Lucky's 13 Pub for the SD Stockgrowers Association on September 9th from 6:00 p.m. to 9:00 p.m. at the High Plains Western Heritage Center.

Other Items

Proposal – Hodgs moved, Rath seconded and with Clark, Hodgs, Hourigan, Jacobs, Klarenbeek and Rath voting aye, motion passed to approve FMG Engineering proposal for construction administration services for the Exit 8 Community Path – Phase 1 Project, SDDOT TAPU928) PCN 07RG, at a cost not to exceed \$75,000.00 budgeted in 201-Second Penny Sales Tax Fund.

Ordinance 1350 – Klarenbeek moved, Hourigan seconded and with Clark, Hodgs, Hourigan, Jacobs, Klarenbeek and Rath voting aye, motion passed to approve the second reading of Ordinance

1350 – An Ordinance Supplementing the 2021 Appropriations Ordinance No. 1332 of the Code of Ordinances, City of Spearfish, South Dakota.

License – A public hearing was opened at 5:34 p.m. to consider an application from Zac Eixenberger with Spread the Tunes for a special malt beverage license for the Dakota Five-0 Pre-Party on September 3rd from 6:00 p.m. to 10:00 p.m. on Grant Street between Main Street and 5th Street. No oral or written comments were received and the hearing was closed. Hodgs moved, Clark seconded and all voted to approve the license application.

License – A public hearing was opened at 5:35 p.m. to consider an application from Zac Eixenberger with Spread the Tunes for a special malt beverage license for the Harvest Hop on October 15th from 6:00 p.m. to 9:00 p.m. at the Park Pavilion. No oral or written comments were received and the hearing was closed. Clark moved, Rath seconded and all voted to approve the license application.

Resolution 2021-23 – A public hearing was opened at 5:36 p.m. to consider Resolution 2021-23 – A Resolution to Vacate Section Line Rights-of-way at Miller Ranch. No oral or written comments were received and the hearing was closed. Jacobs moved, Hodgs seconded and all voted to approve Resolution 2021-23 as follows:

RESOLUTION 2021-23

A RESOLUTION TO VACATE SECTION LINE RIGHTS-OF-WAY AT MILLER RANCH

WHEREAS, Attas Boutrous II, MC Ranch LLC, owner of the herein referenced property has petitioned to request that the Common Council of the City of Spearfish vacate the following:

Section Line Right of Way Located in the SE1/4SW1/4, SW1/4SE1/4, SE1/4SE1/4 and Tract 2A Except Lot H2 of Section 14; W1/2SW1/4 South of I-90 Except Lot H2 of Section 13; Lot 2 of NE1/4NW1/4, and N1/2NE1/4 of Section 23, T6N, R2E, BHM, Canyon Bluffs Addition to the City of Spearfish, Lawrence County, South Dakota.

NOW THEREFORE BE IT RESOLVED by the Common Council of the City of Spearfish, Lawrence County, South Dakota to hereby approve the request to vacate the section line right-of-way described herein.

Adopted this 16th Day of August, 2021

Dana Boke, Mayor

ATTEST: _____
Michelle DeNeui, Finance Officer (seal)

Public Hearing and Adoption: August 16, 2021
Published: August 21, 2021
Effective Date: September 10, 2021

Ordinance 1353 – A public hearing was opened at 5:37 p.m. to consider Ordinance 1353 – An Ordinance Amending Appendix A – Zoning of the Revised Ordinances of the City of Spearfish by Changing Zoning on Lot 1 Block 2 of Miller Addition from AG to R-1. No oral or written comments were received and the hearing was closed. Hodgs moved, Rath seconded and with Clark, Hodgs, Hourigan, Jacobs, Klarenbeek and Rath voting aye, motion passed to approve the second reading of Ordinance 1353.

Plat – Clark moved, Hodgs seconded and all voted to approve the preliminary plat of Lots 1-7 of Block 2 of the Miller Addition as presented.

Rescind – Hodgs moved, Klarenbeek seconded and all voted to rescind the April 20, 2016 Offer of Dedication concerning the Saddlehorn Drive cul-de-sac right-of-way.

Ordinance 1352 – Klarenbeek moved, Hourigan seconded and with Clark, Hodgs, Hourigan, Jacobs, Klarenbeek and Rath voting aye, motion passed to approve the final reading of Ordinance 1352 – An Ordinance Adopting a Water Conservation Program and Policy in the Revised Ordinances of the City of Spearfish.

Surplus – Hodgs moved, Hourigan seconded and all voted to surplus approximately 1 ton of copper as scrap to be sold.

Resolution 2021-17 – Hodgs moved, Hourigan seconded and all voted to approve Resolution 2021-17 as follows:

RESOLUTION 2021-17

A RESOLUTION TO SET FEES CHARGED BY THE CITY

BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF SPEARFISH, SOUTH DAKOTA that the following fees shall be amended and/or charged by the City of Spearfish–~~strike through~~ indicating text to be deleted, underline indicating text to be added, and certain fees are subject to applicable sales tax:

ITEM	AREA	FEE DESCRIPTION	CURRENT AMOUNT	AMENDED/NEW AMOUNT
276	BUILDING PERMIT	Demolition Permit	New	\$25.00
1695	SOLID WASTE	Commercial – 95 Gallon / Extra pickup fee	New	\$19.79
1728	SOLID WASTE	Special Pickup, per item – Small household items. Modification to size classification may be determined by Public Works staff based on weight and mass of item.	\$15.00 per item	\$30.00 first item; \$15.00 per additional item(s)
1729	SOLID WASTE	Special Pickup, per item – Large household items such as, but not limited to, couches, tables, mattresses, exercise equipment,	\$30.00 per item	\$60.00 first item; \$30.00 per additional item(s)

		large appliances. Large item size classification may be determined by Public Works staff based on weight and mass of item.		
1730	SOLID WASTE	Special Pick Up, per item – Appliances with Freon	New	\$105.00
1784	SOLID WASTE	Weekend-Saturday Pick-up Surcharge	\$50.00 first container, then extra pickup	\$150.00, plus regular pickup fees based on container size(s)
1909	WATER	Curb Stop Obstruction Fine	\$50.00	Remove
1910	WATER	Delinquent Service Fee After Hours	\$100.00	Remove
1927	WATER	Service Line Locates, fee covers equipment and 2 hour minimum	\$200.00	Remove

CITY OF SPEARFISH

Dana Boke, Mayor

ATTEST:

Michelle De Neui, Finance Officer

(SEAL)

Adopted: August 19, 2021
Published: August 21, 2021
Effective: September 10, 2021

Agreement – Hodgs moved, Hourigan seconded and with Clark, Hodgs, Hourigan, Jacobs, Klarenbeek and Rath voting aye, motion passed to approve the Amendment to the Agreement for Professional Services with KLJ for construction administration of the Black Hills Airport/Clyde Ice Field Perimeter Wildlife Exclusion Fence Project, for a net of \$211,161.10, bringing the total contract amount to \$466,398.99.

Bill List – Clark moved, Hourigan seconded and with Clark, Hodgs, Jacobs, Hourigan, Klarenbeek and Rath voting aye, motion passed to approve the bill list dated August 16, 2021 as follows:

<u>VENDOR</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
3D SPECIALTIES INC	SIGN RED/WHT-BRACKETS	\$ 562.98
3RD DEGREE SCREENING INC	CRIMINAL RECORDS SEARCHES	\$ 135.00
A & B BUSINESS INC	AUG COPIES AND 2QTR OVERAGES	\$ 2,842.09
A & B WELDING SUPPLY CO	OXY/ACETY REGULATORS	\$ 398.25
A & J SUPPLY	SPIKES AND SUPPLIES	\$ 91.10
ADOBE INC.	ACROBAT PRO DC JULY	\$ 172.70
AED SUPERSTORE	AED BATTERY REPLACEMENT	\$ 179.99
ALEX AIR APPARATUS INC	CHARGING ADAPTOR FOR CMPSR	\$ 2,517.20
ALPINE IMPRESSIONS	TSHIRTS SAFETY GREEN	\$ 221.50

AMAZON.COM	EASEL-PAPER PRODUCTS-REFUNDS	\$	193.92
AMERICAN RED CROSS	LIFEGUARDING, WATERPARK	\$	172.00
APPLIANCE PARTS 365	FRIDGE PART	\$	157.28
AWE LEARNING	EARLY LIT MODEL-SPANISH	\$	6,567.00
BAKER & TAYLOR	CD PROCESSING-BOOKS	\$	589.11
BELLE FOURCHE LANDFILL	JULY LANDFILL CHARGES	\$	33,319.61
BLACK HILLS ENERGY	JULY/AUGUST 2021 ELECTRICITY	\$	19,549.06
BHSU PRINTING CENTER	JUNE/ JULY BILLING	\$	331.17
BLACK HILLS ASPHALT	STREET PAVEMENT MARKINGS	\$	33,603.00
BLACK HILLS CHEMICAL CORP	MOP-GLOVES-DISPENSER-TP	\$	3,326.24
BLACK HILLS PIONEER	JULY LEGALS	\$	699.27
BLACK HILLS PURE INC	WATER FOR CITY BUILDINGS	\$	42.50
BLACK HILLS URGENT CARE LL	EMPLOYMENT TESTING	\$	385.00
BLACK HILLS WINDSHIELD	2019 FORD F550	\$	375.00
BLACKBIRD EXPRESSO	GIFT CARDS x8- LIBRARY	\$	40.00
BLUE STONE PRODUCTS INC	EXTERNAL CARRIER- LITTLE	\$	429.60
BOMGAARS SUPPLY INC	GARY L RETIREMENT GIFT	\$	400.00
BROWN, HEATH G	DIXIE WILDLAND FIRE TRAVEL	\$	1,138.00
BUILDERS FIRSTSOURCE INC	2x10-8' SS HF= 2X4-8' GC PREM	\$	231.70
BUTLER MACHINERY CO	TRANSMISSION SOLENOID WORK	\$	1,801.65
BUTTE ELECTRIC COOP	ELECTRIC 5/24/21 - 6/24/2021	\$	59,197.24
VISUAL WORKS INC	JUNE SUPPORT SERVICES	\$	1,738.00
CASH-WA DISTRIBUTING CO	CONCESSIONS-ICE CREAM-CHIPS	\$	1,434.53
CBH COOPERATIVE	JULY FUEL	\$	37,980.19
CDW GOVERNMENT	HP COMPUTER - LIBRARY	\$	5,212.08
CENGAGE LEARNING	JULY WESTERNS	\$	36.58
CENTRAL SQUARE TECHNOLOGIE	ANNUAL MAINT/OPS FEES PD	\$	53,094.26
CENTURION TECHNOLOGIES	SMARTSHIELD- RENEWAL	\$	96.00
CHAIN SAW CENTER	SCISSOR LIFT-TIRE TURF-OIL-TRIM	\$	857.78
SPEARFISH CHAMBER OF COMM	IN ROOM GUIDE DIRECTORY	\$	595.00
CHANGING SPACES	TABLE STANDING DESK-BOOKSHELF	\$	125.95
CITY BREW	GIFT CARDS X10-LIBRARY	\$	50.00
CITY OF RAPID CITY	FIRE PUMPER COSTS	\$	229.58
CLAUSER MACHINE WORKS	BRASS REWORK WWTP	\$	184.25
CLIMATE CONTROL SYSTEMS &	REC BOILER INSTALL-AC WORK	\$	8,958.41
COBAN TECHNOLOGY	1YR CAR VIDEO DEVICES	\$	4,050.00
COCA-COLA BOTTLING CO	COFFEE-SODA-POWERADE-WATER	\$	4,837.50
COMFORT INN & SUITES- TOOEE	WILDLAND TRAVEL UTAH	\$	333.26
DG INVESTMENT INTERMEDIATE	TRUCK DIGITAL VIDEO RECORDER	\$	525.51
CORE & MAIN LP	SMART MODE- SENSUS OMNI-PLUG	\$	21,098.17
CULLIGAN SOFT WATER CORP	WATER	\$	84.50
CVD CONSTRUCTION INC	OPERATOR AND BOOM	\$	520.00
DAKOTA PUMP INC	RESTART NEIVEN WELL	\$	593.75
DANKO EMERGENCY EQUIPMENT	AIR VALVE FOR LADDER TRUCK	\$	471.05
DIGITALOCEAN LLC	JULY SUB	\$	5.00

ZW USA INC	DOG WASTE ROLL BAGS	\$	304.85
DOMINO'S PIZZA	FESTIVAL STAFF PIZZA PARTY-PD-REC	\$	465.67
ECOLAB PEST ELIMINATION	PEST PROGRAMS	\$	636.79
ENTENMANN-ROVIN	BADGES	\$	355.00
EQUIPMENT SERVICE PROFESSI	CONDENSING UNIT REPAIR AC	\$	682.59
EVIDENT INC	DNA SWAB-BAGS-TAGS-SYRINGE	\$	774.90
FIB-AP PURCHASE CARDS	P CARD JULY 2021 \$320,606.08	\$	-
EDDIE'S TRUCK CENTER	SPRING BRAKE VALVE-SENSOR KIT	\$	1,210.84
GALLS LLC	GLOVES-NAMEPLATE-PANTS-HOLST	\$	2,751.78
GOULD, DONALD F	FIX FOAM REPAIR TRUCK SEAT	\$	150.00
GOVT FINANCE OFFICERS ASSN	RENEWAL FEES	\$	170.00
GRAINGER INC	FILTER-DOOR CLOSER	\$	381.51
HAGEMAN, THOMAS	DIXIE/BECKWOURTH WILDLAND FD	\$	166.00
HAWKINS INC	BLEACH-HYDROCHLORIC ACID- CH	\$	5,360.80
HOLIDAY INN -WINNEMUCCA NV	FIRE TRAVEL	\$	559.98
THE ICE MAN LLC	ICE CAMPGROUND	\$	714.60
INTERNATIONAL CODE COUNCIL	IMC SOFT COVER	\$	565.00
JEFFERSON SUPPLY COMPANY	SUPPLIES-WILDLAND	\$	191.97
JOLOVICH, CODY	DIXIE WILDLAND	\$	1,138.00
JONES CARTER	DIXIE WILDLAND	\$	1,138.00
KETEL THORSTENSON LLP	2020 AUDIT WORK	\$	8,270.05
KNECHT HOME CENTER INC	PAINT SUPPLIES-SPRINKLER-PROP	\$	3,483.92
LUEDERS FOOD CENTER	60 MEALS MADE MIRROR FIRE	\$	202.55
MACQUEEN EQUIPMENT, LLC DB	ENFO III ENGLIS	\$	897.49
MID-AMERICAN RESEARCH CHEM	WASP HORNET- DUSTING SHEETS	\$	5,311.93
MID STATES ORGANIZED CRIME	LITTLE-JURGENSEN REGISTRATION	\$	550.00
MIDCO	CAMPGROUND-AIRPORT FEES	\$	296.29
MONEY MOVERS	MAINT FEE	\$	7.25
MONUMENT HEALTH HOME + PHA	EMPLOYMENT TESTING	\$	819.00
MOTOROLA SOLUTIONS INC	25% OF THE MCC7500 CONTRACT	\$	132,409.50
NORTH CENTRAL INTERNATIONAL	WRK ON INTNL FIX AC	\$	457.24
STEELE INC	MOVIES	\$	66.00
NSG LOGISTICS, LLC	ICE SLICER	\$	58,057.61
O' REILLY -CASPER	KEY SETS-WIPER FLUID-GLASS	\$	181.78
OFFICEMAX	SHELF BOOKCASE	\$	89.99
PRO WINDMILL INC	PEST CONTROL PROGRAMS	\$	238.00
ONE TIME VENDORS	CAMPGROUND REFUNDS	\$	495.00
ORIGINAL WATERMEN INC	ALOHA POLY	\$	344.85
PETE LIEN & SONS INC	SDDDOT FLOW FILL-4K COMM	\$	590.50
PETTY CASH	PLOT MONEY REIMBURSEMENT	\$	216.00
THE GREG PROTHMAN COMPANY	CITY ADMIN SEARCH	\$	6,500.00
QUIK SIGNS INC	REFLECTIVE-CABONLESS FORMS	\$	224.42
QUINN CONSTRUCTION, INC	AIRPORT PERIMETER WLDLF FENCE	\$	446,325.95
RAMAKER & ASSOC INC	CEMETERY SUPPORT SYSTEM	\$	450.00

RAMKOTA HOTEL - PIERRE	PAISLEY PIERRE TRIP	\$	714.00
RAPID DELIVERY	MIDCO-WATER TESTING	\$	292.80
REDWATER KITCHEN	REDWATER KITCHEN LUNCH PD	\$	97.44
REED, THERESA DAWN	RESTROOM CLEANING JULY	\$	465.00
RESILITE	ROCK WALL REC CENTER	\$	23,100.00
RLI CORP	NOTARY BOND	\$	100.00
ROSENAU, SAMANTHA	CRISIS INTERVENTION TRAINING	\$	204.00
ROSENBAUER SOUTH DAKOTA LL	CONTROL MODULE- SWITCH	\$	511.53
RUNNING SUPPLY INC	AC UNIT	\$	339.99
RUSH MOUNTAIN ADVENTURE PA	SUMMER REC TRIP	\$	392.50
SACRISON ASPHALT INC	LIMESTONE	\$	241.80
SAFEWAY STORES INC	DASANI-SUGAR-NAPKINS-COFFEE	\$	354.87
SCHOOL OUTFITTERS	ADJUSTABLE CARREL	\$	4,999.74
SCHOOLSIN	POLYESER CARRIER STRIPS	\$	141.29
SD DEPARTMENT OF AGRICULTU	FIRE PANTS AND HOSE ORDER	\$	2,512.00
SD POLICE CHIEF'S ASSOC	EXAMINERS MANUAL	\$	485.50
SDRS SPECIAL PAY PLAN	SDRS SPECIAL PAY LILLEHAUG	\$	45.00
SEGUIN, MAKYAH	MUDDY SLIDE WILDLAND FIRE	\$	94.00
SERVALL TOWEL & LINEN	MAT-LAUNDRY BAG- SANITIZER	\$	986.47
SIMON CONTRACTORS OF SD IN	LIMESTONE	\$	497.82
SOCIETY FOR HUMAN RESOURC	JODI MATHIS MEMBERSHIP	\$	219.00
SOUTH DAK STATE TREASURER	JULY SALES TAX	\$	23,069.40
VIVI BENE INC	FIRE ALARM- CAMP BOXES- OUTLET	\$	1,819.92
SPEARFISH AUTO SUPPLY	CORE DEPOSIT-FILTERS-HAND TOOL	\$	2,102.17
SPEARFISH LUMBER CO	NAIL STAKE-RAFTER SQUARE	\$	312.98
STADLER, DAVID J	STAINLESS 2.5SQ FT 12 GAUGE	\$	222.15
STATE OF SD-EXECUTIVE MGMT	JULY CHARGES	\$	14.11
STEC'S INNOVATIVE SAFETY S	STEC'S JULY	\$	607.00
SUNSHINE TOWING	PD TOWING	\$	249.00
SUPERIOR SANITATION LLC	ARTS IN THE PARK-RESTROOMS	\$	1,662.00
SWANK MOTION PICTURES INC	ONWARD DVD	\$	435.00
THE POND GUY	BARLEY FOR POND	\$	239.96
FBM HOLDINGS LLC	HANDBOOK FOR FAIR LABOR STNDR	\$	536.99
THOMSON REUTERS WEST	ONLINE SUB CHARGES	\$	759.30
TIMECLOCK PLUS	EMPLOYEE LICENSES MONTHLY	\$	145.80
TRANSOURCE TRUCK & EQUIPME	TRIPLE PUMP	\$	3,825.75
TREE WISE MEN	TAKE DOWN DEAD TREE	\$	750.00
TURBIVILLE INDUSTRIAL ELEC	MOTOR DAMAGED SEAL	\$	215.50
ULINE INC	5x8 PREOPEN BAG ON ROLL	\$	112.84
USA BLUE BOOK	FLAGGING TAPE 300' BARRICADE	\$	2,779.41
CITY OF SPEARFISH	238 HILLCREST-JULY-PROJECTS	\$	57,593.23
VARIOUS FUEL VENDORS FOR T	FUEL	\$	4,164.56
CLARITY TELECOM LLC	VAST 6/16-7/15	\$	4,438.67
VERIZON WIRELESS	5/24 - 6/23 WIRELESS	\$	4,159.10
VISIT SPEARFISH INC	MONTHLY BID BOARD ALLOCATION	\$	33,042.00

WALL STREET JOURNAL	JULY SUB	\$	44.99
WALMART.COM	COOLERS-MOVIE SUPPLIES LIBRARY	\$	851.36
WELLS PLUMBING CORP	PRESSURE COUPLING-FLO SPAN	\$	267.99
WERNER III, DONALD C	BECKWOURTH WILDLAND	\$	166.00
WESTERN COMMUNICATIONS	REPLACED POWER SUPPLY	\$	266.00
WESTERN STATES FIRE PROT C	MONITORING SERVICE FIRE ST #1 #2	\$	720.00
INTEGRITY ACQUISITION LLC	AC REPAIR	\$	91.03
WHITE'S QUEEN CITY MOTORS	ABS- BRAKES- 02 CHEV TAHOE-	\$	133.75
WOLFF'S PLUMBING & HEATING	DISPATCH FEE- FAUCET-FLANGE	\$	585.16
TOTAL		\$	<u>1,180,161.98</u>

2022 Budget – The Attorney, Human Resources, Planning and Zoning, Public Safety and Finance Departments presented brief overviews of their 2022 budgets.

There being no further business, Clark moved, Hourigan seconded and all voted to adjourn at 6:42 p.m.

Dated this 16th day of August, 2021.

CITY OF SPEARFISH

By: _____
Dana Boke, Mayor

ATTEST:

Michelle DeNeui, Finance Officer

Published once at the approximate cost of _____.