



Spearfish City Council
Regular Session Minutes
October 18, 2021 5:30 p.m.

The Spearfish City Council met at 5:30 p.m. on Monday, October 18, 2021. Mayor Boke presided and called the meeting to order. Roll call was taken with the following members present: Clark, Hodgs, Hourigan, Jacobs, and Klarenbeek. Absent: Rath. Also present: Interim City Administrator McDonald, City Planner Watson, Finance Officer DeNeui, Public Works Director Kean, Parks and Recreation Director Ehnes, and Public Safety Director Rotert.

Mayor Boke requested the agenda be amended to add timeline for cannabis establishment licenses as item 8B, add executive session under SDCL 1-25-2(1) as item 15, add executive session under SDCL 1-25-2(3) as item 16, and to remove item 11C from the agenda. Clark moved, Hodgs seconded and all voted to amend the agenda as requested. Clark moved, Jacobs seconded and all voted to approve the agenda as amended. No conflicts of interest were declared.

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

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

- A. Approve the minutes of the City Council regular session dated October 4, 2021.
- B. Approve the minutes of the City Council special session dated October 14, 2021.
- C. Approve the treasurer’s report dated September 30, 2021.
- D. Mayor Boke to proclaim October 24-30, 2021 as Respiratory Care Week.

Other Items

Ordinance 1356 – Hourigan moved, Hodgs seconded and all voted to approve the first reading of Ordinance 1356 – An Ordinance Amending Chapter 11, Miscellaneous Offenses.

Timeline – Clark moved, Jacobs seconded and all voted to set the following timeline for cannabis establishment licenses:

- October 19, 2021 applications available on City website.
- October 25, 2021 applications accepted by the finance office.
- November 12, 2021, 4:30 p.m. application deadline.
- December 6, 2021, 5:30 p.m. lottery, if necessary.
- December 7, 2021, issuance of provisional license to successful applicant(s).

Resolution 2021-31 – Clark moved, Klarenbeek seconded and all voted to adopt Resolution 2021-31 as follows:

RESOLUTION 2021-31

A RESOLUTION LEVYING AN ANNUAL SPECIAL MAINTENANCE FEE FOR STREET SURFACES

WHEREAS, SDCL § 9-43-138 authorizes the City of Spearfish to levy, for the purpose of maintaining or repairing public improvements, an Annual Special Maintenance Fee upon the lots fronting and abutting any municipally-maintained public improvements within the City of Spearfish; and

WHEREAS, well-maintained public streets are necessary for the health, safety, and welfare of the citizens of the City of Spearfish; and

WHEREAS, the Common Council of the City of Spearfish has determined that it is in the best interests of the City of Spearfish and its citizens to regularly inspect, maintain, and resurface its public streets and not permit Spearfish's infrastructure to deteriorate to the point of failure; and

WHEREAS, the City of Spearfish determines it equitable and fair for all citizens to share in the cost of maintaining all public infrastructure; and

NOW THEREFORE, BE IT RESOLVED by the Common Council of the City of Spearfish, Lawrence County, South Dakota, that all taxable real property parcels fronting and abutting a city street shall be assessed a special front foot fee of forty (40) cents per front foot; and

BE IT FURTHER RESOLVED that no taxable real property parcel fronting and abutting a city street shall be assessed more than forty dollars, annually per platted lot; and

BE IT FURTHER RESOLVED that the Finance Officer of the City of Spearfish, Lawrence County, South Dakota, is directed to implement a Special Street Maintenance Fee to the general assessment and regular assessment, and to certify that assessment to the Lawrence County Auditor to be collected as municipal taxes for purposes of repairing and maintaining public infrastructure.

Dated this 18th day of October, 2021.

CITY OF SPEARFISH

By: _____
Dana Boke, Mayor

ATTEST:

Michelle DeNeui, Finance Officer

(SEAL)

Adopted: October 18, 2021
Published: October 21, 2021
Effective: November 10, 2021

Assessment – Hodgs moved, Hourigan seconded and all voted to continue the Spearfish Downtown Special Assessment per Resolution 2018-18.

Ordinance 1354 – A public hearing was opened at 5:44 p.m. to consider Ordinance 1354 – An Ordinance Amending Appendix A Zoning for Solar Energy Conversion Facilities. No oral or written comments were received and the hearing was closed. Jacobs moved, Hourigan seconded and with Clark, Hodgs, Hourigan, Jacobs and Klarenbeek voting aye, motion passed to approve the second reading of Ordinance 1354.

Study – Hodgs moved, Hourigan seconded and all voted to authorize the Colorado Boulevard Area Study. Mayor Boke noted Klarenbeek has been assigned as the City Council representative for the study.

Purchase – Jacobs moved, Hourigan seconded and with Clark, Hodgs, Hourigan, Jacobs and Klarenbeek voting aye, motion passed to purchase two (2) Ford F150 pickups from the State contract list for a total of \$67,957 to be delivered in 2022, a 2022 CIP budgeted purchase.

Purchase – Hodgs moved, Klarenbeek seconded and with Clark, Hodgs, Hourigan, Jacobs and Klarenbeek voting aye, motion passed to purchase two (2) Modulator Weather Sirens from Federal Signal Safety and Security Systems at a cost of \$49,983.76, a 2021 CIP budgeted purchase.

Bill List – Klarenbeek moved, Jacobs seconded and with Clark, Hodgs, Hourigan, Jacobs, and Klarenbeek voting aye, motion passed to approve the bill list dated October 18, 2021 as follows:

<u>VENDOR</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
3RD DEGREE SCREENING INC	PRE EMPLOYMENT TESTING	\$ 139.00
A & B BUSINESS INC	COPIER LEASE X4	\$ 2,636.06
A & B WELDING SUPPLY CO	CYLINDER/WRENCH/IRONWORK,DRILL	\$ 541.02
A & J SUPPLY	TUBING-CLIPS/STEEL/MATERIALS	\$ 1,462.47
A-1 TRANSMISSION SPECIALIS	REPAIR TRANSMISSION FORD	\$ 3,087.55
ADAMS - ISC	1 TON TROLLEY	\$ 160.00
ADOBE INC.	ACROBAT PRO DC MONTHLY FEE	\$ 172.70
ADVANCED BUILDERS INC	REC CENTER MAINT	\$ 1,581.64
ALPINE IMPRESSIONS	SFD LOGO 3 SHIRTS	\$ 45.00
AMZN MKTP US	MENS ATAC BOOT/GS PARTS BATTERY	\$ 137.99
AMAZON.COM	BILLING PERF PAPER	\$ 260.22
ARCHITECTURALDEPOT.COM	WINDOW SHUTTERS	\$ 193.61
AUTO ZONE	MAINT/CLEAN SUPPLIES	\$ 99.39
BAKER & TAYLOR	BOOKS	\$ 924.47
BECK'S NURSERY CORP	WILLOW-RUBY TEARS-MAPLE-LOCUST	\$ 1,663.15
BEE WELL	HONEY AT REC CENTER	\$ 133.20
BELLE FOURCHE LANDFILL	SEPT LANDFILL	\$ 30,644.26
BEST WESTERN -GILLETTE	PD TRAVEL TO GILLETTE TRAINING	\$ 348.48
BEST WESTERN- QUARTZ CH	FD LODGING WLDLND CA	\$ 484.20
BLACK HILLS ENERGY	SEPT/OCT ENERGY ELECTRIC	\$ 15,525.89
BHSU PRINTING CENTER	UTILITY BILLING FOLDING/INSERTING	\$ 223.58
BLACK HILLS CHEMICAL CORP	ROAM VAC PC BOARD/GLOVES/SOAP	\$ 290.93
BLACK HILLS PIONEER	SEPT LEGALS	\$ 774.58
BLACK HILLS PSYCHOLOGY	CLINICAL INTERVIEW	\$ 925.00
BLACK HILLS URGENT CARE	EMPLOYEE TESTING	\$ 510.00

BOMGAARS SUPPLY INC	BOOT REIMBURSEMENTS BLOCK/MILLER	\$	199.98
BROWN, HEATH G	WLDIFIRE PERDIEM 9.4-9.25	\$	1,390.00
JT VENTURES LLC	JULY/AUG/SEPT BILLING	\$	305.50
BUIDLERS SUPPLY -CHESTER C	WILDLAND TRUCK REPAIRS	\$	17.03
BUTTE ELECTRIC COOP	ELECTRIC 7/24/21 - 8/24/21	\$	62,402.84
CALIBRATION TECHNICIANS &	MICROCLIP-GASALERT-LCD KIT	\$	731.12
VISUAL WORKS INC	SUPPORT/MAINT FEE RESERVATIONS	\$	1,156.00
CBH COOPERATIVE	SEPTEMBER FUEL 2021	\$	29,517.99
CENGAGE LEARNING	BOOKS	\$	102.55
TMT INC	COVER-RELAY-PANEL-KNOB-SCREW	\$	1,377.69
CENTURYLINK INC	TELEPHONE SERVICES SEPT	\$	354.64
CHAIN SAW CENTER	EQUIP RENTALS/GLADES/BLOWER/PARTS	\$	4,306.74
CHRIS SUPPLY CO	PATCH CABLE-GRIP SCREWDRIVER	\$	131.16
CLIMATE CONTROL SYSTEMS	PM AT REC CENTER	\$	3,358.00
COCA-COLA BOTTLING CO	COFFEE/CREAMER/WATER/SODA	\$	1,909.50
DIAS, GREGORY K	CONFIG SCANNER/BACKUP/UPS	\$	1,190.13
DG INVESTMENT INTERMED	110-LINN	\$	66.33
CORE & MAIN LP	FRAME-CLEANOUT LID,SEWER PIPE,	\$	1,713.78
CULLIGAN SOFT WATER CORP	BOTTLED WATER FOR WWTP	\$	101.25
CUMMINS CENTRAL POWER	MANIFOLD/INSPECT GENERATORS/BATTERY	\$	12,843.39
JOHN DEERE	SIGNATURE SERIES X734 TRACTOR	\$	14,169.94
DELTA.COM	JOLOVICH FLIGHT	\$	458.20
DERO BIKE RACK COMPANY	BIKE RACKS PARKS	\$	219.08
DIESEL MACHINERY INC	PARTS MAINT	\$	61.90
DIGITALOCEAN LLC	SEPTEMBER MONTHLY CHARGE	\$	5.00
DIVISION OF MOTOR VEH	REASSIGNMENT FEE	\$	5.00
DOMINO'S PIZZA	PIZZA FOR PD	\$	57.96
DOUBLE TREE-FARGO	DOUBLE TREE-FARGO PD TRAINING	\$	585.00
E BAY	HYDRO LATE STOCK ROUND BAR	\$	343.59
EAGLE AVIATION INC	FUEL FOR GENERATOR	\$	20.70
ECOLAB PEST ELIMINATION	PEST PROGRAM	\$	406.60
FACEBOOK INC	SKATE NIGHT ADVERTISEMENT	\$	25.00
FIB-AP PURCHASE CARDS	SEPT PCARD TOTALS \$171,313.53		
EDDIE'S TRUCK CENTER	FAN SOLENOID/SURGE TANK/HEADER	\$	1,081.56
GALLS LLC	BLAUER HI VIS FLEECE JACKET	\$	105.10
VIEHAUSER ENTERPRISES LLC	FIRE DEPT CANYON SHOP GATEWAY	\$	549.98
GENESIS LAMP CORP	AIRPORT LAMP	\$	163.52
GLOCK PROFESSIONAL INC	GLOCK TRAINING	\$	250.00
GOVT FINANCE OFFICERS	ANNUAL GOV GAAP UPDATE	\$	135.00
GUNDERSON, PALMER,NELS	LEGAL SERVICES RENDERED	\$	2,280.00
GPS INT'L TECHNOLOGIES INC	UNLIMITED DATA SMS APP	\$	180.00
GRAINGER INC	STRAINER-REPLACE SCREEN/ACID BATTERY	\$	286.14
GRAYBAR ELECTRIC CO	SNP IN JACK- MNT FIELD	\$	67.49
GREAT WESTERN TIRE INC	FLAT REPAIR/TIRES/RECAP	\$	6,994.80
GUNDERSON TRUCKING INC	TRANSPORT #2 TO GILLETTE	\$	4,150.00

HANZLIK, ROGER	WLF PERDIEM 8.24-25 & 9.16	\$	120.00
DAKOTA SPORTS INC	FIELD PAINT WHITE CASE 12 CANS	\$	183.85
HDR ENGINEERING INC	EXIT 17 SPRTS COMPLEX/EXIT 8 PATH ENG	\$	22,203.04
HESS LIMOUSINE, INC	CONF. TRANSPORTATION	\$	500.00
HOLIDAY INN CHICO	FD LODGING FOR TRAVEL TO WLDLN	\$	7,573.57
HOLIDAY INN ELKO NEVADA	FD TRAVEL TO ELKO NEVADA	\$	882.75
HOLIDAY INN- ROCK SPRINGS	FD LODGING TO WILDLAND	\$	311.60
HOME 2 SUTTES BISMARK	REFUND OF SALES TAX	\$	(84.50)
HOTEL VALUES.COM	PD TRAVEL	\$	889.36
THE ICE MAN LLC	ICE CAMPGROUND	\$	204.10
ID EDGE INC	WATER PARK FOBS	\$	1,591.16
INTERNATIONAL CODE COU	RENWAL ERICA & TOM	\$	190.00
JENNER EQUIPMENT CO	PIVOT/TANK/BEARING/SEAL/OIL	\$	249.94
TODD EMERY COLLINS	JET SEWER LINE AT CAMPGROUND	\$	275.00
JOLOVICH, CODY	WL FIRE PDIEM 9.4-9.20	\$	942.00
JONES, CARTER	WL FIRE PDIEM 9.4-9.28	\$	1,390.00
KETEL THORSTENSON LLP	2020 AUDIT WORK	\$	1,378.74
KONE INC	CITY HALL ELEVEATOR MAINT	\$	175.94
LAWRENCE COUNTY HWY	MAG CHLORIDE/BLADING	\$	13,399.76
LEONE'S CREAMERY	GIFT CARDS	\$	100.00
LEWELLEN, PATRICK	CRISIS INTERV TRAVEL 9.28-30	\$	592.34
LOWE'S	CABLE TIES-HEX LOCK NUT-ZINC F	\$	52.24
LYFT	FD TRAVEL CA	\$	97.99
MACK'S AUTO BODY LLC	REPAIR 2021 TAHOE REAR QTR PNL	\$	599.60
MID-AMERICAN RESEARCH	WASP & HORNET KILLER	\$	302.52
MID STATES ORGANIZED	REFUND OF CONFERENCE REGISTRATION	\$	(1,375.00)
MONTANA-DAKOTA UTILITIES	9/8-10/6 NATURAL GAS SERVICES	\$	2,110.97
MIDCO	TV/CABLE FOR CAMPGROUND& AIRPORT	\$	1,000.10
MIDCONTINENT TESTING LAB	TESTING WATER/SEWER & WWTP	\$	2,729.50
PATTLEN ENTERPRISES INC	ROTOR T5 5" POP SS RS	\$	780.00
MONEY MOVERS	MAINT FEE REC CENTER AUGUST 21	\$	7.00
NATURAL ESCAPE	PROFESSIONAL HEADSHOTS	\$	800.00
NORTH CENTRAL INTERN.	TRANSMISSION OVER FULL/CAP-LIGHT DOME	\$	552.87
NORTHERN HILLS SOD FARM	GRASS ORDER LEGION FIELD	\$	635.00
NOVA COLOR ARTEX MAN.	HILLSVIEW BRIDGE	\$	1,411.42
NSG LOGISTICS, LLC	ICE SLICER	\$	8,682.36
PRO WINDMILL INC	PEST CONTROL	\$	463.00
ONE TIME VENDORS	REFUNDS FOR CAMPGROUND	\$	140.00
PITNEY BOWES INC	POSTAGE MACHINE RENTAL	\$	180.00
SCHREINER ENTERPRISES, INC	#10 WINDOW ENVELOPES W/SEAM	\$	975.00
PROPPER INTERNATIONAL	PANTS	\$	153.82
RAPID DELIVERY	DELIVERY FEES/MIDCO/JENNER/COPY CNTRY	\$	267.30
REED, THERESA DAWN	CLEANING OF RSTRM SEPT DOWNWN	\$	450.00
RESIDENCE INN CHICO CA	FD LODGING TO WILDLAND	\$	4,957.93
ROCKINGTREE FLORAL	PLANT FOR FUNERAL	\$	75.00

RUSHMORE COMMUNICATION	UPDATED RADIO FIRMWARE	\$	8,382.74
SACRISON ASPHALT INC	LIMESTONE	\$	655.20
SAFEWAY STORES INC	SANTITAS/HOTDOGS/BRIQUETS/CONCESSIONS	\$	187.25
SANITATION PRODUCTS INC	12 VOLT COIL-SOLENOID VALVE	\$	2,684.05
SD ASSN OF RURAL WATER SYS	REGISTRATIONS 3 RURAL WATERS	\$	750.00
SDPRA	SDPRA CONFERENCE TYLER/BRETT/KAYLA	\$	600.00
SEGUIN, MAKYAH	WFIRE PERDIEM 8.24-25&9.16-17	\$	194.00
SERVALL TOWEL & LINEN	MOPS-MATS-SANITIZER-BAG-UNIFORMS	\$	745.86
SHOE DEPT	CANDI DUTY SHOES	\$	64.99
SHS BOOSTER CLUB	ADVERTISING-SHS SPORTS PROGRAM	\$	150.00
SIGN SOLUTIONS	SIGN-STREETS, SIGN FACE	\$	355.54
SOUTH DAK STATE TREASUR	SEPT SALES TAX FILING	\$	13,427.35
VIVI BENE INC	BIKE PATH LIGHTING/YOUNG WELL/SP COM	\$	5,799.19
SPEARFISH AUTO SUPPLY	TAPE/COUPLER/BRAKE/HOSE/SENSOR/FILTERS	\$	3,475.20
STATE OF SD-EXECUTIVE MG	WWTP PHONE CHARGES	\$	15.21
SUMMIT SIGNS & SUPPLY	FIRE EXTINGUISHER INSPECTIONS	\$	1,222.25
MICHAEL D BRIGHT	HORN 9MM LUGER	\$	944.00
SUPER 8 -CHICO	FD LODGING WLDLND CA	\$	1,169.28
SUPER CAR WASH	FLEET CAR WASH CHARGES	\$	482.75
THE KNOTHOLE	FOAMBOARD FOR SDML CONFERENCE	\$	20.60
THE UPS STORE #5137	11X17 COPIES MADE/SHIPPING FOR PD	\$	48.97
THOMSON REUTERS WEST	SOFTWARE SUBSCRIPTION	\$	523.03
TIRES LES SCHWAB	OFF ROAD TRACION-VALVE STEM	\$	745.81
TRAFFIC CONTROL CORP	ALUM BACKPLATE	\$	311.35
TRUGREEN CHEMLAWN	WEED CONTROL AUGUST	\$	2,152.00
TTG ENTERPRISES INC	UV ALARMS LABOR	\$	740.00
TWO WHEELER DEALER CYC	INSTALL PEDALS-REPLACE TUBES/CHECKS	\$	155.00
TYLER TECHNOLOGIES INC	3RD QTR INSITE & NOTIFICATION FEES	\$	4,076.20
U PRINTING	REFUND OF PURCHASE	\$	(36.31)
UPLIFT DESK	DESK FOR BRANDY PW	\$	1,288.65
US BANK NATIONAL ASSOC	GOLLIHER PRINC & INTEREST	\$	91,072.41
US DOMAIN AUTHORITY	REC CENTER WEBSITE FEE	\$	289.00
USA BLUE BOOK	ROYTRONIC FUNCTION VALVE/OPERATIONS	\$	272.06
CITY OF SPEARFISH	WATER/SEWER/GARBAGE FOR CITY FACILITIES	\$	44,731.87
VARIOUS FUEL VENDORS	FD FUEL FOR TRAVEL TO WILDFIRE	\$	4,364.11
CLARITY TELECOM LLC	8/16-9/15 SERVICES VAST	\$	4,750.44
VERIZON WIRELESS	7/24 - 8/23 WIRELESS PHONES/TABLETS	\$	4,730.97
VISIT SPEARFISH INC	BID BOARD OCTOBER 2021	\$	23,148.00
VOSBURG, BRIAN	911 CONFERENCE TRAVEL	\$	531.96
WALL STREET JOURNAL	WALL STREET JOURNAL SUB	\$	44.99
WALMART.COM	HOAGIES/CHICKEN SALAD/BATTERIES/SHINE	\$	680.05
WARD DEVELOPMENT GROUP	12" UPSIZE - PH 7 HIGGINS CRK	\$	28,132.54
WAY FAIR	ADJUSTABLE DESK	\$	297.38
WELLS PLUMBING CORP	PVC/CLAMP/BRASS/BOLTS	\$	214.31
WENZEL, WILLIAM W	WLF PDIEM 8.24-25 & 9.16-17	\$	194.00

INTEGRITY ACQUISITION LLC	SPRIN-BOLT/BUCKLE	\$	686.03
WOLFF'S PLUMBING & HEAT	REPAIRS TO DRAIN/VALVE/THERMOSTAT	\$	1,168.49
	TOTAL	\$	<u>554,497.61</u>

Executive – Clark moved, Hourigan seconded and all voted to enter executive session at 6:00 p.m. to consult with legal counsel about proposed or pending litigation or contractual matters per SDCL 1-25-2(3).

Council returned to regular session at 6:16 p.m.

Executive – Clark moved, Hourigan seconded and all voted to enter executive session at 6:16 p.m. to discuss the qualifications, competence, performance, character or fitness of any public officer or employee or prospective public officer or employee per SDCL 1-25-2(1).

Council returned to regular session at 6:26 p.m.

There being no further business, Hodgs moved, Hourigan seconded and all voted to adjourn at 6:26 p.m.

Dated this 18th day of October, 2021.

CITY OF SPEARFISH

By: _____
Dana Boke, Mayor

ATTEST:

Michelle DeNeui, Finance Officer

Published once at the approximate cost of _____.