

**Wall City Council Meeting**  
**Community Center Meeting Room**  
October 19, 2016 6:30pm

Members Present:

Marty Huether, Mayor  
Dar Haerer, Councilman  
Jerry Morgan, Councilman  
Stan Anderson, Councilman  
Rick Hustead, Councilman  
Dan Hauk, Councilman  
Members Absent:  
Gale Patterson, Councilman

Others Present:

Carolynn Anderson-Finance Officer  
Garrett Bryan-Public Works Director  
Cheyenne McGriff-Economic Development Director  
Shawn Cutler-Teen 19 Advisor  
Dpt. Danni Owens-Penn. Co. Sheriff Office  
Marsha & Norm Eisenbraun; Bruce & Lynn Dunker  
Eric McMillan; Robert & Norma Juedes  
Tim & Mary Eisenbraun; David Eisenbraun  
Darrel Kjerstad; Susie & Joshua Radigan  
Gary Keyser; Merlin Doyle; Tricia Amiotte  
Corey Posely; Bill Bielmaier; John Kitterman

Mayor Huether asked Fire Chief John Kitterman to give an update on the Cottonwood Fire before starting the City Council meeting. Kitterman explained that Sunday at 12:52 the fire department was paged to a 1/4 acre grass fire at MM 121 7ft off the side of I90 in the north ditch heading north. With the 40-50 mile winds and low humidity, flame height had reached a height of 20'-30' by the time they arrived on scene. Kitterman stated the Pennington County Incident Management Type3 team was called in for the coordination and organization for a fire of this size, rapid rate of spread and number resources ordered. At least 100 fire and local rancher units were assisting as well as 300 people to try and get the fire contained. By Tuesday night, it was reported to be 75% contained. The Cottonwood fire at 41360 acres is reported to be the 5<sup>th</sup> largest fire in the State of South Dakota history. Mayor Huether thanked Kitterman for his update and expressed appreciation for everyone involved in getting the fire under control.

*(All action taken in the following minutes carried by unanimous vote unless otherwise stated.)*

Mayor Huether called the meeting to order at 6:48pm; roll call was taken and a quorum was present. The Pledge of Allegiance was recited.

Mayor Huether explained he would like to make some changes in the order of the agenda. He would like to move item #6 to #7 and #8 to #6; move #7 to #10 and #9 to #11; move #10 to #9 and #11 to #8. Motion by Anderson, second by Hauk to approve the agenda with the changes to the order. Motion carried.

Motion by Hustead, second by Haerer to approve the consent agenda. Motion carried.

- Minutes of October 3<sup>rd</sup>, council meeting
- Minutes of September 13<sup>th</sup>, fire department meeting
- City of Wall, Fire Department, Library and Cemetery claims
- Budget report
- Review
  - Cash & MM Balance
  - Community Center Report

Motion by Haerer, second by Morgan to approve the building permit application for Cory & Annie Posely to build an addition onto their house at 705 Glenn Street. Motion carried.

Mayor Huether asked Susie Radigan to give an update on the plan to bring the house at 212 Fifth Avenue up to code. Radigan explained she has asked for quotes from Tim Eisenbraun and Blackburn Basement System. Eisenbraun has given a quote on moving the house off of the foundation and pouring new concrete walls. She is still waiting for Blackburn to get back with her. Radigan was asked

if she had the deed to the house yet and her reply was not yet. Mayor Huether commented there should be assurance the repair is going to happen because the City does not want to start this process over again. The cost so far with the building inspector and attorney fees will need to be reimbursed to the City as well. Radigan was given until the next council meeting on November 3<sup>rd</sup>, to have a signed agreement with a contractor for the repair on the house and a timeline for completion will be given at that time.

Tricia Amiotte addressed the council with concerns on the slow response time from law enforcement one evening, when she felt her children and herself were in danger and waited for 40 minutes for them to respond to the call. It was explained that Wall does not 24/7 coverage with law enforcement. Amiotte stated she understands our local law enforcement need to have time off, but wondered if the deputy from New Underwood could have responded sooner, instead of someone coming out of Rapid City. Dpt. Owens explained even if there wasn't anyone local on call, if they were in town, they would have responded for a situation such as Amiotte's. Unfortunately, vacation was being used by the local personnel and no one was available for the call. Owens stated she could visit with Dpt. Harkins and Cpt. Evenson to see if in the future that either New Underwood or Wall could have coverage in case a backup would be needed again.

Merlin Doyle addressed concern with speeding traffic on Creighton Road. Doyle commented with young children in the area, something bad is going to happen. Dpt. Owens stated they have been trying to spend more time in that area lately for a presence and hopes the traffic has slowed down. Owens commented she will talk with Dpt. Harkins about bringing in a portable speed tracker that can be used in several areas throughout town to see if this might bring awareness for following the speed limits.

Mayor Huether explained the P&Z committee met to discuss the property owned by Tim Eisenbraun on Creighton Rd. and had a recommendation on the zoning of the property. More info has been discovered on how the property has been taxed in the last few years and Huether asked if anyone wished to make a comment at this time. Eisenbraun commented he spoke with the Equalization Office again and it was discovered a clerical error had been made with the tax code on the property. The tax code should not have been residential but instead a commercial open lot. Eisenbraun stated his intentions with the lot were always for commercial use. As he stated before, he had checked the map in the finance office when he purchased the lot and was under the impression it was zoned commercial. Eisenbraun expressed frustration because if any area in Wall would be considered industrial, it would be this area with Croell's Redi-Mix, Wall Meat Processing, Dakota Mill and Pennington Co. Highway all in the vicinity. Eisenbraun commented he feels his business is being pushed out of the area and hoped the council would consider the best use of the property when making a decision on the zoning. Eisenbraun feels his business has been good for economic development and has done a lot of clean up throughout town with tearing down vacant houses. Huether agreed with Eisenbraun's comments and hoped he didn't have the impression he was being pushed out of the area. Huether expressed there are two separate issues on the table; one is the correct zoning of the property and two is the property needs to be cleaned up regardless of what the zoning is determined to be. Councilman Morgan commented he could not be comfortable with zoning the property residential and allowing someone to build a house on the lot, knowing the prior usage of the lot was dumping debris in a ravine that ran through the property. Councilman Haerer commented he doesn't know the history of the property but feels it should be zoned residential, but would be open to a plan for a commercial building if that was the plan that Eisenbraun had for the property. Councilman Anderson agreed with Haerer. Juedes commented there is a lot of residential housing in that area and hoped the council would consider that when making their decision. Huether stated the discussion could go on all night, but the council will need to make the final decision and would request a roll call vote when a motion was made. Motion by Anderson, second by Haerer to accept the recommendation from the P & Z committee and to zone the property as residential. Motion passed with roll call vote, Haerer-aye, Morgan- nay, Anderson-aye, Hustead-aye, Hauk-aye.

Eisenbraun requested approval to build a fence on the north side of the property to better define the lot line for his property and Dani Herring. The fence would be constructed of posts and smooth twisted wire. The property line actually goes through Herring's driveway, but Eisenbraun plans to continue

with the existing fence that was built by Herring. Motion by Hauk, second by Anderson to approve the permit for Eisenbraun to build a fence. Motion carried.

Bill Bielmaier spoke to the council about the plans for remodeling the community center. Bielmaier's concern was the original agreement between the City and the American Legion would be followed with the required square footage for Legion storage and maintaining two meeting rooms. Mayor Huether explained the need to bring the building up to code with ADA requirements and provide additional office space. Huether assured Bielmaier the requirements are still being followed, there will be an upper level of storage added and the exterior of the building will be given a face lift. Bielmaier stated he wanted to be sure the Legion would not be squeezed out and Huether assured him that has never been the intention of the City.

Mayor Huether declared a recess at 8:06. Huether declared the meeting back in session 8:16.

Economic Development Director, Cheyenne McGriff gave her report:

- **Archery Range Update/Funding**
  - Voting is over. Wellmark will announce Grant recipients mid-November
- **Marketing Hometown America**
  - Advisory Committee Meeting going on tonight, October 19<sup>th</sup>, January 17<sup>th</sup> through March will be the schedule for the group meetings
- **WEDC Annual Meeting**
  - Wednesday, November 19<sup>th</sup>, 7 pm
  - Will discuss year one accomplishments and plans for the upcoming year
- **Housing**
  - Housing committee met last week to discuss housing plans, priorities and goals. We want to use the housing study and not just let it sit on a shelf. Our first step will be to start gathering individuals most affected by housing to discuss needs, how they are working on housing and how we can help.
  - I would like to stay involved with the Home Address Plus network provided by Dakota Resources. They provide monthly coordinator calls, housing skill building webinars and an online housing community. They offer bi-annual statewide team network gathering events. The event I attended in September gathered communities working on housing and resource providers available to help make housing goals a reality. It was extremely beneficial. I believe this network is a great way for Wall to have a resource network for housing development, especially as we work to move forward with development.
    - The cost is \$1,200 per year.
  - I would like to attend the South Dakota Housing Development Authority Annual Conference Tuesday October 25<sup>th</sup>- Wednesday, October 26<sup>th</sup>.
    - There will be specific rural housing sessions including:
      - Competing for SDHDA Financing: How to complete a successful application
      - Housing development in rural communities: How can we get this done?
      - Partnerships: What is needed to develop housing in rural areas?
      - Tips for effective grant management
      - Affirmatively furthering fair housing

Motion by Haerer, second by Hauk to approve the annual cost of \$1,200 for the Home Address Plus Program and for McGriff to attend the Housing Conference in Pierre, October 24<sup>th</sup> & 25<sup>th</sup>. Motion carried.

Motion by Hauk, second by Morgan to approve the second reading on Ordinance 16-06; amend water system ordinance. Motion carried. Finance Officer (FO) Anderson requested approval to make an adjustment on the water bill for Cory Fortune, based on the change in the ordinance. Motion by

Hustead, second by Anderson to approve making an adjustment on the water bill for Cory Fortune.  
Motion carried.

FO Anderson explained the appraisal on the Fire Truck has been completed, but is checking with the Department of Legislative Audit on the proper procedure for transferring it to another fire department.

FO Anderson explained a letter was received from the Pennington County Highway Department on a grant that has been received to replace all signage in the county. This replacement won't take place until the year of 2019. Motion by Haerer, second by Hawk to partake in the grant received to replace signage. Motion carried.

FO Anderson commented it was discussed at the District Board meeting she attended October 4<sup>th</sup>; there is proposed legislation for changes to be made to the Rural Attorney program with population rather than mileage for the criteria in the program. Currently, Wall does not qualify for this program because of its location being less than 100 miles from another attorney and someone is interested in locating to Wall.

FO Anderson shared information on the finances for the remodel of the community center. Anderson showed the increase in the General Fund (GF) since 2013. There has been a 50% increase in the GF balance and a 30% increase in the sales tax revenue collected. It was a consensus of the council to check both Banks with a loan option for half of the proposed cost of the remodel. Councilman Hustead reiterated his full support of the remodel project.

FO Anderson explained the expense for the additional road built in the Cemetery has taken down the checking account balance. Anderson has checked to see what CD's will be coming due and the soonest one will be in December. Anderson recommended taking \$13,000 from the CD and reinvesting the remaining \$46,500 into another CD. Then \$10,000 could be placed back in the checking account and \$3,000 could be placed into the regular savings account. Motion by Hustead, second by Anderson to approve Anderson's recommendation for the Cemetery CD transfer. Motion carried.

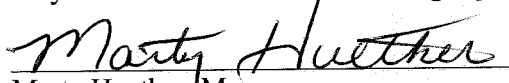
A letter from the Chamber Director, requesting rental fees for the community center to be waived for the Forest Service to hold a public meeting on October 20<sup>th</sup>; with updates on the Cottonwood Fire and for the SD Stock Growers to have a lunch served to the families affected by the fire on Thursday, October 27<sup>th</sup>. Motion by Anderson, second by Morgan to approve waiving the requested fees. Motion carried.

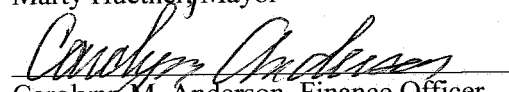
Public Works Director (PWD) Bryan gave his report:

- Street light has been installed at Eagle Circle
- Pictures have been taken of the needed pool repair – the vendor will be here in November to check on getting a more accurate quote
- Weston Engineering has been contacted for needed repairs to Well #6- pumps are at a standstill on the production, not a concern with the slower time
- Have been catching some skunks

The next City Council meeting will be Thursday, November 3<sup>rd</sup> at 6:30pm, with no personnel meeting.

Mayor Huether declared the meeting adjourned at 8:59pm.

  
Marty Huether, Mayor

  
Carolynn M. Anderson, Finance Officer




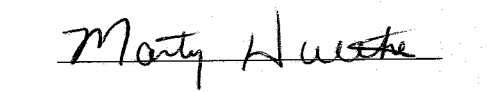
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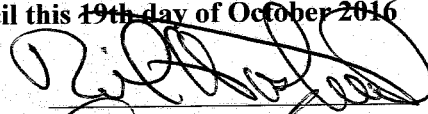
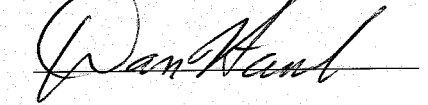
**CITY BILLS**  
**October 19, 2016**

**October 19, 2016 Bills:**

Black Hills Chemical	carpet cleaner	\$22.96
Carson, Tyrel	haybid deposit refund	\$200.00
Croen Oil	fuel	\$1,816.40
Golden West Technologies	security monitoring	\$188.93
Gunderson Palmer	review grant for Airport ALP	\$630.00
Hawkins Inc	water treatment	\$137.29
Jenner Equipment	mower parts	\$85.81
MidContinent	water testing	\$19.00
One Call	locate requests	\$2.24
Pennington County Sheriff	budget request	\$28,935.75
Rapid Delivery	shipping for water test	\$12.65
SDML-work comp	work comp	\$5,201.00
SD Public Assurance Alliance	liability insurance	\$22,329.09
Waste Connections	garbage service	\$8,271.27
<b>TOTAL BILLS:</b>		<b>\$67,852.39</b>

Approved by the Wall City Council this 19th day of October 2016

  
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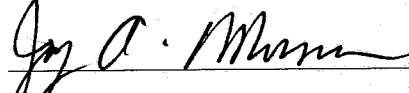
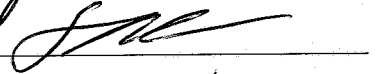
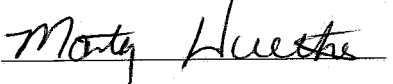
  
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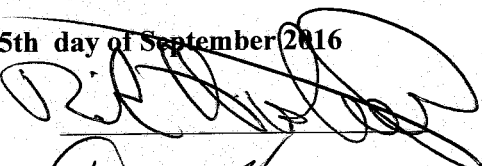
**CEMETERY BILLS**  
**October 19, 2016**

**October 19, 2016 Bills:**

Corner Pantry	fuel	\$29.72
TDM Excavating	build road in Cemetery	\$12,697.97
	<b>Additions</b>	
SD Public Assurance Alliance	insurance	\$87.00
<b>TOTAL BILLS:</b>		<b>\$12,814.69</b>

Approved by the Wall City Council this 15th day of September 2016

  
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Dan  
  
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Jay A. Mann  
  
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JAC  
  
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Monty Huesthe

  
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Dan Haul  
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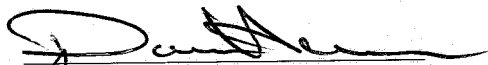
**FIRE DEPARTMENT BILLS**  
**October 19, 2016**

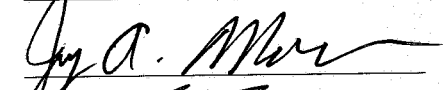
**October 3, 2016 Bills:**

Alert-all	promotional items	\$464.50
First Western Insurance	insurance	\$8,058.00
Golden West	phone-internet	\$205.27
Golden West Technologies	security monitoring	\$91.84
Rockerville Fire Department	Groton retirement	\$100.00

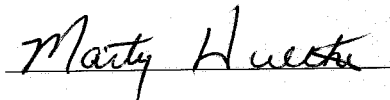
**TOTAL BILLS:** **\$8,919.61**

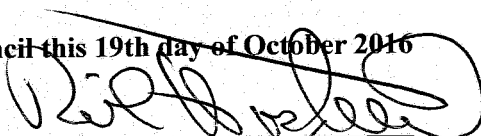
Approved by the Wall City Council this 19th day of October 2016

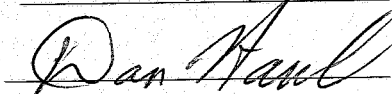
  
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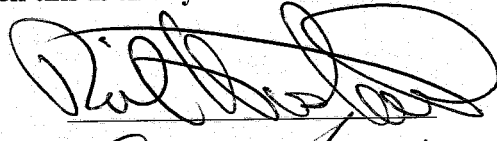
**LIBRARY BILLS**  
**October 19, 2016**

**October 19, 2016 Bills:**

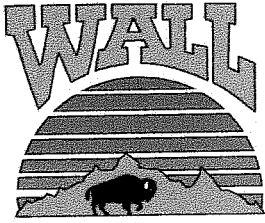
Books by Terrall	book	\$9.99
Golden West Technologies	security monitoring	\$107.96
Sterling Computer Products	ink cartridge	\$130.73
	Additions	
SD Public Assurance Alliance	insurance	\$533.00
<b>TOTAL BILLS:</b>		<b>\$781.68</b>

Approved by the Wall City Council this 19th day of October 2016

  
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Dan Hand  
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Marty Huette

  
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Dan Hand  
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## WALL COMMUNITY CENTER

501 MAIN STREET • PO BOX 527

WALL, SOUTH DAKOTA 57790-0527

WWW.WALL-BADLANDS.COM

(605) 279-2665 • FAX (605) 279-2067

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Date: October 19, 2016  
To: Wall City Council  
From: Cindy Schuler, Executive Director  
Wall Badlands Chamber of Commerce / Wall Community Center

As administrator of the Wall Community Center, I would like the Wall City Council to consider waiving rental fees for the Wall Community Center Grand Hall and/or Meeting Room by persons, services affiliated with, or those tragically touched by the Cottonwood Fire that took place outside of Wall, on Sunday October 16, 2016.

Do to the amount of family businesses that were affected by this fire, we have been receiving calls of meetings wanting to be held that can hold several people at one time. The US Forest Service would like to hold a Community Information gathering on Thursday, October 20<sup>th</sup> at 3pm. The SD Stock Growers Assoc., would like to host a luncheon for the families, providing a meal and much needed information on "What do we do now?" Thursday, October 27<sup>th</sup> from 11am – 2pm.

By waiving these fees, it is anticipated that less money will be spent on administrative fees and more on the ranchers/families themselves through donation or other means, many of whom do their business in Wall.

Thank you for your consideration,

Cindy Schuler

ORDINANCE 16-06  
AMEND WATER SERVICE SYSTEM - ORDINANCE 13.08

BE IT ORDAINED, by the City of Wall, South Dakota that Ordinance 13.08.120, be amended to read as follows:

**13.08.120 Charge to temporarily disconnect service.**

If any owner or occupant of a residential premise desires to have water shut off or discontinued for a period of a month or more, there shall be a charge of twenty-five dollars (\$25.00) to re-establish the service. If the water is not shut off, the minimum charges will be assessed.

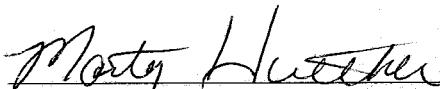
A meter with a temporary connection shall be required to pay a turn-on fee and six (6) months of usage beginning May 1<sup>st</sup> and ending October 31<sup>st</sup>. The minimum fee will be charged even if water is not used during those months.

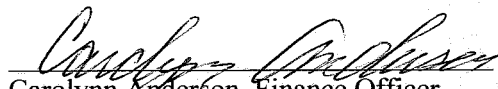
**13.08.130 Water deposit required for new service.**

There shall be a deposit required of all new water service consumers at the time the service is established in their name. This deposit shall be returned to the consumer upon termination of service, less any amount that is owed to the city. The deposit may be returned to the owner/consumer upon completing a full year of service with a timely payment record. The deposit fee amount may be changed by resolution.

This ordinance shall take effect twenty (20) days after the date of publication pursuant to SDCL-9-19-13.

Dated at Wall, South Dakota this 3<sup>rd</sup> day of October, 2016.

  
Marty Huether, Mayor

  
Carolynn Anderson, Finance Officer

First reading: October 3, 2016  
Second reading: October 19, 2016  
Published: November 2, 2016  
Effective: November 22, 2016