

**CITY OF CUSTER CITY
COUNCIL PROCEEDINGS- REGULAR SESSION
JANUARY 25th, 2010**

Mayor Harold D. Stickney called to order the second regular meeting of the Common Council for the month of January, 2010 at 5:30 p.m. Present at roll call were Councilpersons Schleining, Reetz, Murphey, Ressler, Starr, Pischke, and Chris Beesley, City Attorney. The Pledge of Allegiance was stated.

AGENDA

Councilperson Murphey moved, with a second by Councilperson Pischke, to approve the agenda. The motion unanimously carried.

MINUTES

Councilperson Ressler moved, with a second by Councilperson Schleining, to approve the minutes from the January 4th, 2010 meeting and the January 12th, 2010 Special meeting. The motion unanimously carried.

CONFLICTS OF INTEREST

Councilperson Ressler stated that she has a conflict with the Custer Stampede raffle request and will abstain from voting.

DEPARTMENT HEAD MEETING

Bob Morrison, Public Works Director, stated that he has been talking with Black Hills Power and Light about an energy audit for the wastewater treatment plant. Bob is also working on getting the bid documents ready for bidding the chip seal project and the Crook & 8th Street project. Bob brought up the damage that was done to the water treatment plant that is located by the Liquor Store, which we will have an adjuster looking at then will have to decided what route we want to take for repairs.

Rex Harris, Community Development Director, stated that he should have working documents for the Gordon Street project any day. Rex worked out some grading and vertical curves. Councilperson Reetz asked Rex if he know how the road would be cross the properties, which Rex stated that the designer does.

RESOLUTION #01-25-10 – ADDITION TO ANNUAL DEPOSITORY LISTING

Mayor Stickney stated that we overlooked Black Hills Federal Credit Union on our annual depository listing and this Resolution is to add them to the list. Councilperson Ressler moved to adopt Resolution #01-25-10 Addition to Annual Depository Listing. Seconded by Councilperson Schleining, the motion unanimously carried.

RESOLUTON # 01-25-10

A Resolution Granting Additional Authority to Invest Municipal Funds

WHEREAS, it has been determined by the Common Council of the City of Custer City, that it is in the best interest of the City of Custer City to invest all funds not immediately needed by the City of Custer City for day to day operations; and

WHEREAS, the State of South Dakota, Department of Legislative Audit, has determined that the authority to invest City funds is a local Council decision and must be authorized each year.

NOW THEREFORE, BE IT RESOLVED, by the Common Council of the City of Custer City, that the Custer City Finance Officer, or designee, is hereby authorized to invest any such City funds, that are not immediately needed for the day to day operation of the City, from the list of depositories adopted in Resolution #01-04-10 and the following additional depository to that list, at the best interest rate available and for the period of time determined to be the most beneficial to the City.

Black Hills Federal Credit Union, Custer, SD

Dated this 25th day of January, 2010

S/ Mayor Harold D. Stickney

CITY'S MISSION STATEMENT

The mission statement sign has been approved previously however, it had been discovered that the actual statement hasn't been approved. Councilperson Starr read the mission statement aloud which read, "To provide positive and progressive leadership that promotes smart growth, economic prosperity and cultural diversity while preserving core and family values and a high quality of life that preserves our small town atmosphere." Councilperson Schleining moved to approved the mission statement as read. Seconded by Councilperson Murphey, the motion unanimously carried.

CUSTER STAMPEDE RAFFLE REQUEST

Councilperson Murphey moved to approve the raffle request from the Custer Stampede to be held March through September. Seconded by Councilperson Pischke, the motion unanimously carried with Councilperson Ressler abstaining.

DUCKS UNLIMITED RAFFLE REQUEST

Councilperson Murphey moved to approve the raffle request for Ducks Unlimited for its fundraising event to be held March 6, 2010. Seconded by Councilperson Starr, the motion unanimously carried.

WEED CONTROL

Gerald and Mariann Wendoff introduced themselves and their business, Quality Weed Control Plus. They stated their interest in spraying for the City and Gerald discussed the spraying that he did for the City in 2008, when he was working for the County. Bob asked Gerald to bring him a list of services and prices so we would have it on file. Councilperson Reetz stated that he feels we should support private businesses. Councilperson Pischke mention that the private business might be able to get in faster and get a good kill on the thistles. The Mayor thanked Gerald and Mariann for coming.

ADDITIONAL PENNY SALES TAX SUPPORT

The South Dakota Municipal League has asked City's to adopt a statement if they are in favor of the additional penny sales tax as the Municipal League is compiling a list of supporters. Mayor Stickney mentioned that while he was in Pierre for the Tourism Conference he found that most everyone is in favor of this additional penny sales tax. Discussion was held on what the limitations are for using the additional penny sales tax and that a time frame has to be but on the tax. Councilperson Murphey moved to support the additional penny sales tax. Seconded by Councilperson Schleining, the motion unanimously carried.

TIF #4 CONTRACT

Matt Fridell with Wyss Associates was present to answer any questions regarding the contract for TIF #4. Matt stated that somethings have already been approved through the process so far however, throughout the process things will have to be signed off on. Attorney Beesley stated that he would like to make a few minor changes to the contract but the Council could authorize the Mayor to sign with his amendments. Councilperson Reetz stated that he would like to hold of on the signing of the contract as he hasn't had a chance to review it yet. Councilperson Starr questioned the services in exhibit B, which it was stated that they see no need for those service, but that they would be billed at an extra cost if they were needed. Chamber Director Dave Ressler questioned the time frame for the project in relationship to tourism season since the project is a month behind now. Matt felt that it wouldn't be affect at this point. Councilperson Murphey moved to approve the contract with Attorney Beesley amendments. Seconded by Councilperson Pischke, the motion carried with Councilperson Pischke, Starr, Ressler, Murphey and Schleining voting yes and Councilperson Reetz voting no.

KREITZ STATUES

The General Government Committee recommendation for the Kreitz statues was for them to be place one on each side of the base of the Skywalk Trail after the City crew has finished refurbishing them. Councilperson Schleining moved to have the statues placed at the base of the Skywalk Trail. Seconded by Councilperson Murphey, the motion unanimously carried. Councilperson Ressler stated that people from the Arts Council are interest in helping paint the statues. Bob said if people wanted to volunteer to help that would be great and Councilperson Ressler will mention it to the Arts Council.

ENHANCEMENT GRANT AUTHORIZATION

Rex stated that DOT has showed interest in participating in the downtown lighting project with a possible \$150,000 to \$250,000 from DOT. Todd Seaman with DOT also asked Rex to submit an enhancement grant application as DOT has some money left. Rex stated that Black Hills Council has been working on the grant application which is for \$450,000. Councilperson Starr moved to authorize the Mayor to sign the enhancement grant application. Seconded by Councilperson Schleining, the motion unanimously carried. Rex stated that we should hear a response about the grant by May.

UTILITY WORK VEHICLE

Bob asked the Council for permission to go out to bids for a Bobcat Utility Work Vehicle. This would come from the street department budget in which \$60,000 was set aside in the 2010 budget for this. Bob stated

that he is rotating equipment as requested by Council however, hasn't decided about the current skidster as it still has some uses. Councilperson Starr asked Bob if there would be any trade in value in the skidster, which Bob said he would look into. Councilperson Murphey moved to approve going to bid for a Bobcat utility work vehicle. Seconded by Councilperson Starr, the motion unanimously carried.

DISSOLVED OXYGEN METER PURCHASE

Bob stated that he would like to purchase a dissolved oxygen meter. Right now when his crew does their testing twice a week at the Wastewater Treatment Plant the test requires them to mix chemicals. This meter would be a more accurate way of testing and would save time. The cost for the meter would be \$16,000 from Hawkins and the unit would be expandable for doing other testing. Councilperson Murphey moved to approve the purchase of a dissolved oxygen meter. Seconded by Councilperson Pischke, the motion unanimously carried.

CLAIMS

Councilperson Murphey moved, with a seconded by Councilperson Starr, to approve the claims. After a few questions, the motion unanimously carried.

USDA Rural Development Payment, \$8910.00
State of SD, Taxes, \$3186.60
SRF Loan Payment, \$4639.68
First Western Bank, Fees, \$40.10
Element, Fees, \$360.57
1881 Courthouse Museum, Subsidy, \$7500.00
A & B Welding, Supplies, \$61.05
AFLAC, Insurance, \$426.28
Alltel, Utilities, \$581.68
BH Council of Local Govt, Dues, \$1800.00
Black Hills Phones, Utilities, \$50.00
Black Hills Power & Light, Utilities, \$1265.44
Buckhorn Surveying, Professional Fees, \$385.00
Butler Machinery, Supplies, \$989.94
Custer Business Solutions, Supplies, \$32.95
Century Business Products, Supplies, \$10.27
Chamber of Commerce, Assessment, \$1500.00
Custer Co Chronicle, Publishing, \$40.00
Custer County, Law Enforcement, \$78264.00
Custer Do It Best, Supplies, \$156.99
Dakotacare, Insurance, \$7328.57
Days Inn, Travel & Conference, \$219.96
Eagle Sales, Supplies, \$394.85
Express Wireless, Supplies, \$47.65
Golden West Technologies, Professional Fees, \$160.00
Harbison, Dan, Safety Equipment, \$45.48
Harbison, Dan, Reimbursement, \$524.53
Kellogg, Scott, Reimbursement, \$146.00
Knight Security, Repairs & Maintenance, \$384.00
Lynn's Dakotamart, Supplies, \$41.56
McGas Propane, Repair & Maintenance, \$58.50
Menards, Supplies, \$63.84
Michael Todd, Supplies, \$1037.32
Nelson Oil & Gas, Supplies, \$1340.33
Petty Cash, Supplies, Travel, \$713.87
Quill Corporation, Supplies, \$630.04
Sander Sanitation, Repairs & Maintenance, \$11292.61
SD Dept of Revenue, Supplies, \$20.00

SD Secretary of State, Supplies, \$30.00
SEMS Technologies, Repairs & Maintenance, \$49.95
Stickney, Harold, Travel & Conference, \$33.30
Tyler Technologies, Repairs & Maintenance, \$10383.00
USA Blue Book, Safety Equipment, \$149.26
Wildcat Computers, Supplies, \$14.99
Cindy Tolle, Professional Fees, \$90.00
Mayor & Council, Wages, \$4250.00
Community Development, Wages, \$4235.63
Finance Department, Wages, \$8622.34
Public Works Department, Wages, \$6295.29
Street Department, Wages, \$7490.78
Parks Department, Wages, \$6856.24
Liquor Department, Wages, \$6506.66
Water Department, Wages, \$5953.85
Wastewater Department, Wages, \$6035.20
Credit Collections Bureau, \$202.50
Delta Dental, \$503.60
Federal Withholding, \$5002.92
FICA, \$6753.79
Medicare, \$1579.52
SD Retirement System, 6269.44
Supplemental Retirement, 55.00
Chamber of Commerce, Sales Tax Subsidy, \$3925.10
USDA Rural Development Payment, \$8910.00
Red Horse, Nicomas, Utility Refund, \$100.00
Patterson, Charles, Utility Refund, \$50.00
Burke, Thomas, Utility Refund, \$50.00
McPeak, Makayla, Utility Refund, \$100.00
2009 Claims:
Al Cornella Refrigeration, Repair & Maint., \$146.50
Black Hills Power & Light, Utilities, \$10405.72
Custer Car Wash, Repairs & Maintenance, \$9.00
Custer County, Supplies, \$6.00
Gunderson, Palmer, Goodsell, Professional Fees, \$474.00
Hawkins, Supplies, \$10.00
Meierhenry Sargent, TIF, \$5000.00
Unemployment, Insurance, \$109.50
Total Claims \$251,308.74

COMMITTEE REPORTS

Councilperson Ressler presented the monthly Hospital Board report for January.

DISCUSSION

Mayor Stickney stated that Councilperson Ressler and himself represented the City at the Annual Tourism Conference, which he felt he got a lot of good information, some of which he will be sharing with the Custer Cruisin Committee.

Chamber Director Dave Ressler mentioned that the Community Assessment will be starting. He also mentioned that the Turkey Festival will be held April 17th and that the Chamber has been sending out brochures to hunters.

Attorney Beesley mentioned that the procedures for the code of conduct will be taken to the next General Government Committee meeting and then to Council.

ADJOURNMENT

With no further business, Mayor Stickney adjourned the meeting at 7:10 p.m.

ATTEST:

CITY OF CUSTER CITY

Laurie Woodward
Finance Officer

Harold D. Stickney
Mayor