

**CITY OF CUSTER CITY
COUNCIL PROCEEDINGS- REGULAR SESSION**

April 5th, 2010

Mayor Harold D. Stickney called to order the first regular meeting of the Common Council for the month of April, 2010 at 5:30 p.m. Present at roll call were Councilpersons Pischke, Starr, Ressler (by phone), Murphey, and Reetz, 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 Starr moved, with a second by Councilperson Reetz, to approve the minutes from the March 15th, 2010 meeting and the March 15th and 17th, 2010 Board of Equalization Meeting. The motion carried with Councilperson Pischke, Starr, Ressler, Murphey and Reetz voting yes.

CONFLICTS OF INTEREST

No conflicts of interest were stated.

DEPARTMENT HEAD MEETING

Bob Morrison, Public Works Director, mentioned that March's pumping was the lowest we've had in our records. The crew has removed about 20 bug trees, however Bob stated people have started call asking what the City plans to do with the trees. Bob worries about the bug trees being disposed of properly. Councilperson Murphey moved to have Bob arrange to have the trees destroyed. Seconded by Councilperson Starr. The motion carried with Councilperson Pischke, Ressler, Starr, Murphey and Reetz voting yes.

Rex Harris, Community Development Director, mentioned that he has received quotes for a concession/storage building for Gates Park. The Long Term Recreation Committee has approved this project. Rex also mentioned that the Custer Cruisin vendors are getting signed up for this year.

LEE SUTTON – FIRE FREE STRIPS BY CREEK

Lee Sutton addressed the Council with his concerns about spring burning by the creek. Mr. Sutton feels there should be fire free strips left by the creek to protect the riparian area. Mr Sutton also asked the Council to pass an ordinance to protect all riparian areas within the City limits. Committee will look into the protection of the riparian area.

TIF #4

Matt Fridell with Wyss Associates and Jamie Stampe with Skyline Engineering presented lighting options for the downtown TIF project. The project objectives include historic lighting, bury wires, accommodate existing features, color rendering index improvements, DOT required light levels, and lighting control. The Washington, Arlington, Granville and Mongoose styles of lighting were explained. Combining either the Arlington and the Mongoose or the Granville and the Mongoose style lighting was discussed as a solution to meet the DOT roadway lighting standards. The Washington style lighting would provide about 200 watts per block where the Mongoose style would provide about 1200 watts per block and the Mongoose and the Granville styles together would provide 1700 watts. Cost and wattage data will be provided at the Public Hearing. The current downtown lights are maintained by Black Hills Power & Light while the new lights would have to be maintained by the City. A list will be provided to the Council of various communities that have decorative lighting and the type of bulbs used so that the Councilpersons can look at if they choose to.

RESOLUTION 4-5-10A – GORDON STREET PROPERTY EXCHANGE

Rex stated that the final maps will be coming in this week, so these are close approximate areas. Councilperson Murphey moved to approve Resolution #4-15-10A approving the land exchange between the City of Custer and Gary Parsons. Seconded by Councilperson Pischke. The motion carried with Councilperson Pischke, Ressler, Starr, Murphey and Reetz voting yes.

RESOLUTION #04-05-10A

WHEREBY, the Common Council of the City of Custer, has reviewed the need for a second (2nd) Ingress and Egress Access for the residents located in the section of the City known as Gordon Street for sometime;

WHEREBY, the Council has determined that the City has sufficient funds to complete the Project at this time;

WHEREBY, private Landowner, Gary Parsons, is willing to receive a certain portion of approximately 0.34 acre of City property, referred to as Lot 1 of Homestead Addition Phase II of Tract 0095, located in Homestead Addition, as illustrated on attached Exhibit "C" in exchange for approximately 0.45 acre of Parsons Tract referred to as Lot H1 of Parsons Tract, as illustrated on attached Exhibit "A";

WHEREBY, the Common Council of the City of Custer City has determined that this Project is very beneficial for all the residents of Custer City, not just the residential area;

WHEREBY, the Common Council of the City of Custer City has received an appraisal of said property from three (3) resident free holders of the City of Custer City, indicating the properties are approximately the same value;

NOW THEREFORE, Pursuant to SDCL 9-27-34.1, the Common Council Resolves to approve the Gordon Street Exchange Agreement for exchange of property with one Gary Parsons, Landowner, and hereby authorizes the Mayor to execute the below Agreement on behalf of the City of Custer City.

Dated this 5th day of April, 2010.

S/Mayor Harold D. Stickney

Councilperson Ressler excused herself from the meeting.

ORDINANCE #672 – BOND SCHEDULE – SECOND READING

Councilperson Starr moved to adopt Ordinance #672, Bond Schedule. Seconded by Councilperson Murphey, the motion unanimously carried.

PLAYHOUSE DISCUSSION

Mayor Stickney reminded the Council that the Black Hills Playhouse will be looking for funding as they need to upgrade their facilities as part of trying to keep the Playhouse.

GOLD DISCOVERY DAYS

Bob stated that he was okay with the request from the Gold Discovery Days Committee. Councilperson Murphey moved to approve the use of Harbach Park for July 23rd, the closure of 7th street from Mt Rushmore Road going north one block for July 23rd, the closure of all streets intersecting with Mt Rushmore Road on both the north and south sides from 9th to 2nd Street and the use of the large lot southeast of Lynn Dakotamart on July 24th for the parade, the closure of Washington Street from 6th Street to 8th Street as well as 7th Street from Washington north to the alley and the use of Harbach Park for July 24th, the use of Way Park and the parking area just west of the park for July 23rd-25th, and that vendor fees be waived for the Gold Discovery Days Arts and Crafts Festival. Seconded by Councilperson Starr, the motion unanimously carried.

CUSTER SENIOR CENTER BINGO REQUEST

Councilperson Starr moved to approve the Custer Senior Center Bingo Request for April 1, 2010 through April 1, 2011. Seconded by Councilperson Murphey, the motion unanimously carried.

YMCA CHINKING BIDS

The Public Works Committee has reviewed the three bids that were received for the YMCA chinking project and recommends the lowest bid which was from Hartman Construction. Councilperson Starr moved to accept the bid from Hartman Construction for \$20,655. Seconded by Councilperson Pischke, the motion unanimously carried.

VEHICLE STORAGE BUILDING

Bob stated he would like approval to go to bid on the metal vehicle storage building, which he feels should come within budget. It will be bid out with the spec that we want and the contractor will have to provide the engineering. Councilperson Murphey moved to approve going to bid for the vehicle storage building. Seconded by Councilperson Pischke, the motion unanimously carried.

CUSTER CRUISIN APPOINTMENTS

Mayor Stickney stated that he has appointed Erik Swanson, Nathan Wiederholt, and Tony Gonsor to replace Ralph Roeck, Paul LeClair and Bob Miller on the Custer Cruisin Committee. Mayor Stickney thanked the Mr. Roeck, Mr. LeClair and Mr. Miller for their time serving on the committee. Councilperson Murphey moved to approve the appointment of Erik Swanson, Nathan Wiederholt and Tony Gonsor to the Custer Cruisin Committee, seconded by Councilperson Pischke. Councilperson Reetz questioned why we are changing committee members. Mayor Stickney stated that citizen have recommended these people who have shown interest in serving on the committee. Ralph Roeck addressed the council with his thoughts regarding the appointments which included why the appointments weren't brought before the Cruisin committee and that he has been working on ideas and suggestion for this year's rally and would like to finish serving through the end of the rally to help carry out some of these ideas. Attorney Beesley will look into the Custer Cruisin bylaws with the Mayor and Rex. Councilperson Murphey and Pischke withdrew their motions.

LIQUOR STORE P&L

The Council acknowledged the 4th quarter 2009 and the 1st quarter 2010 Liquor Store profit and loss statements.

EMPLOYEE STEP INCREASE

Councilperson Starr moved to approve Lynnette Merritt's step increase to step 9 at \$16.08 effective April 1, 2010. Seconded by Councilperson Murphey, the motion unanimously carried.

MONTHLY REPORTS

The Council received and acknowledged the Hospital Report for March.

2009 ANNUAL REPORT

The Council received and acknowledged the 2009 Annual Report.

CLAIMS

Councilperson Murphey moved, with a second by Councilperson Starr, to approve the claims. The motion unanimously carried. Councilperson Starr also questioned the employee's overtime. Alltel, Utilities, \$415.77

AFLAC, Insurance, \$426.28
American Legal Publishing, Publishing, \$928.00
Avenet, Web Page, \$396.00
BlackHills.com, Cruisin Advertising, \$120.00
Black Hills Power & Light, Utilities, \$2287.75
Black Hills Phones, Utilities, \$50.00
Castle Cleaning, Repairs & Maintenance, \$450.00
Century Business Products, Supplies, \$136.13
Credit Collections, \$303.75
Custer Do It Best, Supplies, \$1414.39
Custer Chronicle, Publishing, \$1106.92
Custer County, Law Enforcement, \$78264.00
Dakotacare, Insurance, \$7668.45
Delta Dental, Insurance, \$488.80
Element, Supplies, \$400.63
Enviromaster, Supplies, \$22.00
EFTPS, Taxes, \$18934.09
FourFront Design, Professional Fees, \$19393.00
Fastenal, Supplies, \$84.17
Fisher Beverage, Supplies, \$2995.84
First Interstate Bank, TIF #1 Payment, \$2574.71
First Interstate Bank, Supplies, \$100.15
First National Bank, SRF Loan Payment, \$4639.68
First National Bank, SRF Loan Payment, \$4639.68
Golden West Companies, Utilities, \$890.94
HD Supply, Repairs & Maintenance, \$1549.52
Hadlock, Cheryl, Professional Fees, \$3801.56
Harbison, Dan, Reimbursement, \$120.43
Hawkins Chemical, Supplies, \$3403.45
Hills Materials, Gravel, \$1432.05
Itron, Repairs & Maintenance, \$620.59
Jenner Equipment, Repairs & Maintenance, \$455.44
Kellogg, Scott, Reimbursement, \$139.00
Kimball Midwest, Supplies, \$227.02
Knight Security, Repairs & Maintenance, \$144.00
Morrison, Bob, Travel & Conference, \$360.26
Motorcycle Events Magazine, Cruisin Advertising, \$100.00
One Call, Supplies, \$11.55
Petty Cash, Travel & Conference, Supplies, \$367.76
Pitney Bowes, Supplies, \$536.62
Prairie Berry, Supplies, \$540.00
Quill, Supplies, \$261.87
Rapid City Telco FCU, Supplies, \$15.50
Republic National, Supplies, \$5240.56
Sander Sanitation, Utilities, \$11362.61
SD Building Officials Assn, Travel & Conference, \$75.00
SD Depart. Revenue, Sales Tax, \$3574.62
SD Municipal League, Travel & Conference, \$91.00
SD Retirement System, \$8982.88
SD Tourism, Conference, \$140.00
Stickney, Harold, Travel & Conference, \$33.30
Supplemental Retirement System, \$120.00
Unemployment, Insurance, \$2580.32
USDA, Loan Payment, \$8910.00
VFW, Publishing, \$125.00
Wright Express, Supplies, \$1219.02
Rapid City YMCA, Membership, \$113.00
Ziolkowski, Geney, Animal Control Contract, \$707.00
Lindsay Carder, Utility Refund, \$39.60
Mayor & Council, Wages, \$4250.00
Community Development, Wages, \$6283.89

Finance Department, Wages, \$13125.43
Public Works Department, Wages, \$9838.20
Street Department, Wages, \$8676.22
Parks Department, Wages, \$10123.89
Liquor Department, Wages, \$9110.15
Water Department, Wages, \$8558.15
Wastewater Department, Wages, \$9535.84
Total Claims \$286,033.43

DISCUSSION

Councilperson Pischke mentioned that he would like to see the swimming pool on the agenda sometime for discussion on what the plans are for the pool. Bob mentioned that there are so many things to look at, that maybe a swimming pool committee should be put together to research various options.

Councilperson Reetz gave the Council a Chamber report. Councilperson Reetz mentioned the following; Black Hills Badlands and Lake are working on various things to bring more people to the area, the Chamber inquires are up at this time, and the Community Assessment Business & Economic Development Group is looking to incorporate so they might be able to get grant money.

It was mentioned that the Governor has signed SB104 and will go in effect July 1st. SB104 states that any printed material relating to an agenda item of a meeting shall either be posted or one copy made available for the public to view and that any agenda items coming out of committee must be discussed at a council meeting and then action may be taken at the following meeting.

ADJOURNMENT

With no further business, Mayor Stickney adjourned the meeting at 8:01 p.m.

ATTEST:

CITY OF CUSTER CITY

Laurie Woodward
Finance Officer

Harold D. Stickney
Mayor