

**CITY OF CUSTER CITY  
COUNCIL PROCEEDINGS- REGULAR SESSION  
February 1<sup>st</sup>, 2010**

Mayor Harold D. Stickney called to order the first regular meeting of the Common Council for the month of February, 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 Starr stated that he voted no on the TIF #4 contract, while the minutes stated that he voted yes. Councilperson Ressler moved, with a second by Councilperson Schleining, to approve the minutes from the February 1<sup>st</sup>, 2010 meeting, with the change of Councilperson Starr voting no on the TIF #4 contract. The motion unanimously carried.

**CONFLICTS OF INTEREST**

No conflicts of interest were stated.

**DEPARTMENT HEAD MEETING**

Bob Morrison, Public Works Director, talked about the water tank by the football field that need to be repaired for leaks however due to the cold temperatures he is trying to wait to spring time. Bob stated that he has been getting calls from Engineering Firms regarding the Elementary School building site. Bob stated that with the Elementary School moving it brings up concerns of sidewalks as there are no sidewalks out there currently. There is a grant program called Safe Routes to Schools that Bob has been looking at. Cindy Tolle from the County mentioned to Bob that she has come across a grant from the EPA for a recreational trail to show environmental things along a trail. Bob stated that there might be a way that we can coordinate the two. Councilperson Ressler ask about the sidewalks and trail being a cooperative project since Game Fish and Parks doesn't maintain the Mickelson Trail in the winter time.

**RECYCLING REPORT – TIM SANDER**

Tim Sander gave a report to the Council on the 2009 recycling numbers. In 2009, 33.30 tons of Cardboard for a total of 22 trips, 23.77 tons of yard waste for a total of 12 trips, 4.10 tons of newspaper equaling 1 trip, 2.31 tons of tin, plastic, aluminum for a total of 3 trips, 59.67 ton of scrap iron and appliances for a total of 10 trips, 1.56 tons of mixed aluminum equaling 1 trip, 2.31 tons of aluminum cans which equals 2 trips, .59 ton of batteries equaling 1 trip, .12 ton of radiators equaling 1 trip, and .41 ton of #2 copper equaling 1 trip was hauled to Rapid City as part of the recycling program. Some of the trips were combined with others trips to save cost, while some were separate trips. Tim stated that he has been really pleased with the response. Tim also stated that Rapid City has complimented them on how clean their cardboard and mixed households are. Mayor Stickney thanked Tim for his presentation.

**RESOLUTION #2-1-10A – EMPLOYEE PERSONNEL MANUAL AMENDMENT**

Councilperson Starr questioned if this had gone to committee first. Councilperson Murphey question who the decision making authority was referring to in the resolution, which Attorney Beesley stated he thought it would be Council. It was decided to refer this to General Government Committee.

**RESOLUTION #2-1-10B – ENHANCEMENT GRANT**

This is for the \$450,000 DOT Enhancement Grant that was submitted for the downtown TIF. Councilperson Starr moved to approved Resolution #2-1-10B Enhancement Grant. Seconded by Councilperson Murphey, the motion unanimously carried.

CITY OF CUSTER  
DOT TRANSPORTATION ENHANCEMENT GRANT  
APPLICATION RESOLUTION  
RESOLUTION #02-01-10B

WHEREAS, City of Custer has identified a need to make improvements on Mt Rushmore Road and Fifth Street to better accommodate traffic and ensure the safety of pedestrians; and,

WHEREAS, the project will be referred to as the City of Custer Mount Rushmore Road Enhancement Project; and,

WHEREAS, City of Custer is eligible for federal assistance for the proposed project through the State of South Dakota's Transportation Enhancement Program and intends to apply for transportation enhancement funding to accomplish this project; and,

WHEREAS, with submission of this Transportation Enhancement Project application, the City of Custer assures and certifies that all program requirements will be fulfilled; and,

WHEREAS, the City of Custer accepts the responsibility for maintenance of the project, as outlined in the application;

THEREFORE, BE IT RESOLVED that the Mayor of the City of Custer endorses and supports this project.

BE IT FURTHER RESOLVED, that the Mayor of the City of Custer be authorized to execute the Transportation Enhancement application and any and all amendments thereto and execute any and all contract documents pertaining to the Mount Rushmore Road Enhancement Project.

Dated this 1<sup>st</sup> day of February, 2010.

S/Harold Stickney, Mayor

### **WAZI LANE WATER & SEWER IMPROVEMENTS**

Bob stated that he hasn't got a hold of the golf course yet. Councilperson Starr mentioned put the request in writing to the Golf Course Board. Councilperson Pischke stated that he will let Bob know when the next Golf Course Board meeting is so that Bob can attend the meeting.

### **COLD DISCOVERY DAYS**

Cheyenne Bailey presented her plans for this year's Cold Discovery Days which will be held February 27<sup>th</sup> and 28<sup>th</sup>. Cheyenne is planning events such as softball, volleyball, horseshoes, dodge ball, and a poker tournament. As of now Cheyenne is doing this by herself. The only profit she will be making will be used to cover the cost of the liability insurance that she will have. Councilperson Murphey asked that Cheyenne bring proof of her insurance and a list of events to City Hall so Council would have it for their next meeting. Cheyenne was thanked for coming and presenting and for taking the effort in what she is doing.

### **OLD TIME COUNTY FAIR REQUEST**

The Custer County 1881 Courthouse Museum requested permission to use Way Park, parking spaces on the east side of 4<sup>th</sup> Street and North 4<sup>th</sup> Street to the alley for the Old Time Country Fair to be held July 2, 3, and 4<sup>th</sup>, 2010 and permission to have a raffle. Councilperson Murphey moved to approve the request from the Custer County 1881 Courthouse Museum. Seconded by Councilperson Reetz, the motion unanimously carried.

### **8<sup>TH</sup> & CROOK STREET ENGINEERING AGREEMENT**

Bob stated that this is an Agreement for design services from FourFront Design for 8<sup>th</sup> and Crook Street. This does not include bid documents or construction management. After we get the design back we can then get the bid documents out. Water drainage has been an issue at this intersection so it is important that we get it fixed right. Councilperson Murphey moved to approve the Agreement for design services with FourFront Design. Seconded by Councilperson Pischke, the motion unanimously carried.

### **NEW HIRE**

This is for a new permanent part time employee at the Liquor Store due to previous part time employee quitting. Councilperson Murphey moved to approve hiring Ashley May as permanent part time Liquor Store Clerk at \$9.00 hour effective 1/18/10. Seconded by Councilperson Pischke, the motion unanimously carried.

### **AUDIT REVIEW**

The Council reviewed some of the answers to Councilperson Starr questions on the 2008 Audit. Items discussed included the \$268,666 net increase in assets; depreciation and money in reserve to cover depreciation and replacement; and how the TIF notes are shown even though it's not the City's debt. More of Councilperson Starr's questions on the 2008 audit will be discussed at the next Council meeting.

### **CLAIMS**

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

Beesley Law Office, Professional Fees, \$1561.25  
Black Hills Power & Light, Utilities, \$718.82  
Butler Machinery, Repairs & Maintenance, \$266.86  
Castle Cleaning, Repair and Maintenance, \$450.00  
Century Business Products, Supplies, \$102.24  
Custer Co Chronicle, Publishing, \$302.37  
Custer Do It Best, Supplies, \$98.89  
Enviromaster, Supplies, \$22.00  
Fastenal, Supplies, \$761.88  
Gilliland, John, Safety Equipment, \$75.00  
Harris, Rex, Travel & Conference, \$66.60  
Jim Dandy Snack, Supplies, \$57.00  
Lawson Products, Supplies, \$109.75  
Moran USA, Supplies, \$132.53  
Morrison, Robert, Safety Equipment, \$90.09  
Okoboji Wines, Supplies, \$268.00  
Prairie Berry, Supplies, \$150.00  
Quill, Supplies, \$128.12  
Republic National, Supplies, \$5131.04  
SD Dept of Revenue, Sales Tax, \$3574.62  
Stickney, Harold, Travel and Conference, \$261.80  
USA Blue Book, Supplies, \$581.08  
Wright Express, Supplies, \$1020.31  
Ziolkowski, Geney, Animal Control, \$814.00  
Kohler, Joleen, Utility Refund, \$21.74

Total Claims \$16,765.99

**DISCUSSION**

The Council reviewed the Statement of Revenues and Expenditures – Budget vs. Actual for the end of January 2010. Questions were asked regarding the money budget for the YMCA building, which is for the interior chinking, the money in the Wastewater fund which it was stated is for the bridge going to the wastewater treatment plant and what the money budgeted for under Mayor and Council machine and equipment is for. Councilperson Starr asked that the property insurance budgeted amount be reallocated to the various funds insurance line items.

**BREAK 6:55**

**EXECUTIVE SESSION**

Councilperson Murphey moved to go into and out of executive session at 7:02 due to potential litigation with the Finance Officer and Public Works Director present. Seconded by Councilperson Starr, the motion unanimously carried. The session adjourned at 7:21 with no action taken.

**ADJOURNMENT**

With no further business, Mayor Stickney adjourned the meeting at 7:22 p.m.

ATTEST:

CITY OF CUSTER CITY

Laurie Woodward  
Finance Officer

Harold D. Stickney  
Mayor