

**CITY OF CUSTER CITY
COUNCIL PROCEEDINGS- REGULAR SESSION
MAY 5, 2008**

Mayor Harold D. Stickney called to order the first regular meeting of the Common Council for the month of May, 2008 at 5:30 p.m. Present at roll call were Councilpersons Schleining, Murphey, Pischke, Starr, Culberson, Boyer, and Chris Beesley, City Attorney. The Pledge of Allegiance was stated.

AGENDA

Councilperson Murphey moved to approve the agenda. Seconded by Councilperson Pischke, the motion unanimously carried.

MINUTES

Councilperson Schleining moved, with a second by Councilperson Murphey, to approve the minutes from the April 21st, 2008 regular meeting. The motion carried. Councilperson Boyer abstained.

CONFLICTS OF INTEREST

No conflicts were stated.

SD DEPT OF LABOR UPDATE

Bruce Holmes, SD Dept. of Labor, met with the Council and shared a video regarding the Governor's Office 2025 Work Program. The new programs are Dakota Roots – employees interested in returning to SD; Live Dakota – educate the employees already here with information regarding the State's career opportunities; Grow Dakota – working with the Dept. of Education to show the kids they have opportunities to stay here in the State; and Build Dakota – working on long term solutions to our workforce. Discussion was held on the difference with the workforce from the "boomers" to the kids; the kids look short-term and don't worrying about the long-term. Bruce stated that employers who are more flexible with schedules usually come out ahead with keeping the younger employees. The Mayor thanked Bruce for coming so we are aware of the various programs.

DEPARTMENT HEAD DISCUSSION

Bob Morrison, Public Works Director, discussed the rescheduling of Clean Up Weekend which will be this weekend with the same hours previously posted; three of the City Crew are in Waco, TX for sweeper school and there was an altitude problem with the sweeper which is now fixed; discounted metal shelving was purchased which can be used at the new Liquor Store, the new Shop, and some in the basement; FourFront design will be getting a price to us to bid the new Shop and they have determined that Geo Thermal is too expensive; we'll be looking at wood chip heat like the Star Academy; Mainline Contractors will be coming next week to finish up the Westside utility project; and Bob got some cold mix today so the guys were working on filling the potholes.

Rex Harris, Community Development Director, discussed Dakota Bank's Contractor being back to finish up their project and to address the drainage issues; the parties involved with the noise and diesel pollution will be talking to each other and the addressing the ordinance has been sent to the General Government Committee; Jenny's Floral should be closer to finishing and the sidewalk will be cleared by the end of the week; the Pamida Contractors forwarded a picture of the intended façade which is the same as Thermopolis and Buffalo WY; however, we are still working on possible changes with the contractors.

SECOND READING ORDINANCE NO. 650 – BID DISTRICT

Councilperson Boyer discussed the advantages of having a BID District established and felt that other communities would be doing the same. Councilperson Starr moved to adopt Ordinance No. 650 – BID District. Seconded by Councilperson Schleining, the motion unanimously carried with Councilperson Starr, Pischke, Murphey, Schleining, Culberson, and Boyer voting yes.

SECOND READING ORDINANCE NO. 648 – CONSTRUCTION CODES

Councilperson Schleining moved, with a second by Councilperson Murphey, to adopt Ordinance No. 648 – Construction Codes. Rex discussed the change in the various fee amounts to help address the added costs of providing services and provided comparisons from other cities with the knowledge that they all agreed that they would be increasing their fees also. Built into the building permit fee is \$2 per thousand to go towards streets and parks which will help a little. Councilperson Starr felt this is good and we are taking the right step. The motion carried with Councilperson Pischke, Murphey, Schleining, Boyer, and Starr voting yes. Councilperson Culberson voted no.

RESOLUTION #05-05-08 – SURPLUS PROPERTY

Since we have found additional surplus items, we will continue to process so we can advertise available items. Councilperson Murphey moved to adopt Resolution #05-05-08 – Surplus Property as amended. Seconded by Councilperson Pischke, the motion unanimously carried.

RESOLUTION NO. 05-05-08

WHEREAS, the City of Custer City has certain personal property which is no longer necessary, useful, or suitable for municipal purposes; and

WHEREAS, SDCL 6-13 provides for the disposition of surplus government property by auction.

NOW THEREFORE BE IT RESOLVED by the common council of the City of Custer City, that the property on the attached Exhibit "A" is declared to be no longer necessary, useful, or suitable for municipal purposes and is to be sold as set forth SDCL 6-13 Sale of Surplus Property.

Dated this 21st day of April, 2008
CITY OF CUSTER CITY
s/Harold D Stickney, Mayor

Exhibit "A"

9	Red Peace Banners
8	Red Holiday Cheer Banners
10	Red Season's Greeting Banners
2	American Flag Banners
41	Blue Welcome to Custer Banners
Many	Christmas Street Decorations
	Fire Hydrants

JOINT USE AGREEMENT

Attorney Beesley stated he will receive the final agreement tomorrow which is from the School District's Attorney, Tracy Kelley. So it will be at the next meeting for the Council to take action.

WATER BILL DISPUTE

Mr. Gerry Wade, Barker & Little Property Management for Valley Hi Apartments, met with Council and gave a review of his water consumption problem after taking over this building a few months ago. He requested the Council's adjustment of the over \$5000 water bill since all problems have been corrected. Bob mentioned that the old meter had been sent in for testing and the Company stated that typically, the meters will run low if they were going bad; the test results are not back yet and the old one was replaced with a 2" compound meter. Also, the well pumping records decreased at the same time the problems were fixed. Councilperson Starr wondered about access to outside hydrants which Gerry stated they were checked and that was not part of the problems. Councilperson Murphey moved to table this until the test results are back. Seconded by Councilperson Schleining, the motion unanimously carried.

SEWER BACKUP DISPUTE

The Council received a letter requesting a meeting but the owner did not show; the Council will not take any action until the owner shows up. The City's insurance carrier denied the claim due to the City taking all precautions.

MONTHLY REPORTS

The Council received, reviewed, and acknowledged the Sheriff's Department monthly report for April.

CERTIFICATION WAGE INCREASE

Councilperson Murphey moved to approve the certification raise for John Dumire to \$12.17 per hour effective 4-28-08. Seconded by Councilperson Pischke, the motion unanimously carried.

DISCUSSION ITEMS

Councilperson Starr wondered about the status of the following items: Community of Year Award which it was stated that we needed to have more jobs created; the annexation of the Golf Course is waiting so we can talk to residents on Wazi Lane and to assess all the variables; status of the Community TIF which Rex stated July 1st is the deadline to bring forward a proposed project plan; the sidewalks will probably be this fall to avoid the summer tourism; the downtown lighting would be nice from 4th Street to 9th Street and ultimately all along the main highway through town; possibly a new hard surface trail; the Log Building staining and chinked which Bob stated he has estimated the stain but not the chink; also to check for at any possible rotten logs; the hydrology study is nearing completion; it has been held up some due to using and obtaining very reliable information; Councilperson Schleining wondered about the seeding and a deadline for it which Rex is contacting Cory Schmidt; the Liquor Store project is waiting for HVAC information; new bricks in the alleyway by the Kleiman House which Rex stated he will contact the owner; there was some vandalism over the weekend to the Pool sign, stop signs, and there were a few mail boxes lost due to the heavy snow; Storm water analysis discussion that what we have existing is okay except for a few problem areas that Rex and Bob are working on; DOT decided not to work with us on this project so that leaves us without solutions on 5th Street; Washington Street project is moving ahead which the majority will happen after the Rally; Bob stated that the Company who will be grinding the old asphalt will be here in a week; Rex and Bob are working on the deer counts but the Council has to remember that these won't count officially with the GF&P; Councilperson Starr stated he would like to start the 2009 budget process sooner rather than waiting until midsummer when everyone is so busy; Bob discussed the numerous tests wells that the State wants to close but two other businesses will need to sign off also; and Bob has been checking out a Company that would come into town and do the sewer jetting once a year from one end to the other.

CLAIMS

Councilperson Schleining moved, with a seconded by Councilperson Culberson, to approve the claims. Councilperson Schleining questioned the 2008 subsidy for Custer All Drug which was verified as approved last year and some overtime for two departments. The motion unanimously carried.

Mayor & Council, Wages, \$4200
Community Development, Wages, \$3717
Finance Dept., Wages, \$8995.21

Public Works Dept, Wages, \$5917.26
Street Dept., Wages, \$4071.18
Parks Dept., Wages, \$4069.51
Liquor Fund, Wages, \$3406.02
Water Fund, Wages, \$4273.64
Wastewater Fund, Wages, \$4771.25
Alltel, Utilities, \$393.74
American Linen, Repair & Maintenance, \$257.06
Andersen Engineers, Professional Services, \$510
BH Power, Utilities, \$3335.01
Butler Machinery, Supplies, \$613.68
Castle Cleaning, Repair & Maintenance, \$450
Cheryl Hadlock, Professional Services, \$3583.33
Culligan Water, Repair & Maintenance, \$17.50
Custer All Drug, 2008 Subsidy, \$5000
Custer Business Enterprises, Supplies, \$234
Custer Chronicle, Publishing, \$1505.44
Custer County Treasurer, In Lieu Taxes, \$5146.39
Custer School District, In Lieu Taxes, \$15242.90
Custer True Value, Supplies, \$294.33
Dakota Fence, Supplies, \$384
Fastenal, Supplies, \$213.04
First Western Bank, TIF Payment, \$1771.81
Fisher Beverage, Supplies, \$2988.70
French Creek Supply, Supplies, \$15.37
John Gilliland, Reimbursement, \$31.79
Golden West, Utilities, \$764.11
Golden West Technologies, Repair & Maintenance, \$45
Governmental FO Association, Conferences, \$324
Hawkins Chemical, Supplies, \$4686
HD Supply, Supplies, \$5274.54
Hedahls, Supplies, \$3500
Jim Dandy Snack Food, Supplies, \$52.80
Kadmas, Lee & Jackson, Professional Services, \$10503.28
Scott Kellogg, Reimbursement, \$39
Kimball Midwest, Supplies, \$33.95
Laser Technology, Supplies, \$50.63
Lexisnexis Matthew Bender, Supplies, \$983.51
Lynn Moran, Professional Services, \$125
Lynn's Dakotamart, Supplies, \$35.64
Menards, Supplies, \$565.21
Nelson's Oil & Gas, Utilities, \$2851.80
Northern Balance & Scale, Repair & Maintenance, \$152
Pitney Bowes, Supplies, \$126.50
Power House, Supplies, Repair & Maintenance, \$768.72
Prairie Berry, Supplies, \$120
Prairie Hills Transit, Supplies, \$60
Quill Corporation, Supplies, \$262.76
Rapid City YMCA, Memberships, \$75
Chris Redden, Reimbursement, \$127
SD Human Resource Association, Conference, \$35
Harold Stickney, Travel, \$152.04
Warne Chemical, Supplies, \$977.40
Whisler Bearing, Supplies, \$8.81
Geney Ziolkowski, Animal Contract, \$658
Mark Hass, Deposit Refund, \$50
Bonnie Porterfield, Deposit Refund, \$50
Marie Darby, Deposit Refund, \$50
K .Rosga & Jim Pisaro, Deposit Refund, \$50
Sherryl Cooley, Deposit Refund, \$50
Lyn Redden, Deposit Refund, \$50

Todd Ashley, Deposit Refund, \$50
Mark & Sue Rumrey, Deposit Refund, \$6.50
Child Support Payment Center, \$314.54
Delta Dental, \$465
Federal Withholding, \$3802.39
FICA, \$5246.61
Medicare, \$1227.04
SD Retirement, \$4835.51
Total Claims \$135,014.45

ADJOURNMENT

With no further business, Mayor Stickney adjourned the meeting at 7:00 p.m.

ATTEST:

CITY OF CUSTER CITY

Christine Redden
Finance Officer

Harold D. Stickney
Mayor