

**CITY OF CUSTER CITY
COUNCIL PROCEEDINGS- REGULAR SESSION
JANUARY 2, 2007**

Mayor Harold D. Stickney called to order the first meeting of the Common Council for the month of January, 2007 at 5:38 p.m. Present at roll call were Councilpersons Schleining, Starr, Pischke, Boyer, Scherer, and Chris Beesley, Attorney. The Pledge of Allegiance was stated.

AGENDA

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

MINUTES

Councilperson Starr moved, with a second by Councilperson Pischke, to approve the minutes from the December 28th, 2006 regular meeting. The motion carried.

CONFLICTS OF INTEREST

No conflicts were stated.

DEPARTMENT HEAD DISCUSSION & COMMITTEE REPORTS

Bob Morrison, Public Works Director, discussed the annual test for the Street Shop Reclamation Project for the contaminated soil. The levels are way down in the acceptable range and Bob will be checking on decreasing the annual checks.

The Public Works Committee met to discuss the west annexation utility extension and obtaining a proposal from enVision Design; the Homeland Security Grant Money and the proposals Bob has received; and the possible grant for a Community Water Study to see what our limits are in different areas.

Rex Harris, Community Development Director, discussed the completed Shelter Area for Skywalk Park and recommended that everyone see the new trail and shelter.

Councilperson Boyer questioned the new Verizon Tower light brightness. Rex will check on that but with the helicopter flight path, it's probably a requirement.

SUSAN & ALVIN SVOBODA – UTILITY CHARGES

Susan Svoboda met with the Council to discuss the utility charges for water consumption and Northern Plains Construction Company's actions with homeowners. The Council received information regarding Susan's account and summation of the way things happened. Susan stated that the 18,000 gallons of water is not right and she doesn't feel its right for her to pay the bill. Susan's other concern is that the Contractor's hooking up to houses without permission as well as parking in their vacant lot. The Council agreed that the procedure the Contractor's used was not correct but they are not able to do anything with that. They also suggested that she bill the Contractor for lot rental.

RESOLUTION #01-02-07A – CABLE FRANCHISE AGREEMENT CHANGE

The Council received a Cable Transfer Agreement and Resolution for Golden West Cablevision to purchase Midcontinent Cable. Greg Olson and Dwight Flat, Golden West, discussed the sale, transfer, and that the end of January, the first part of February the sale should be complete. They both discussed the Company's commitment to the Community and want to be full service. Greg discussed the investment of dollars to bring the Community up to the rest of the world and since they already provide telephone and internet, they wanted to add cable for a total package. Greg summarized what the Community is to expect with the change over and that nothing will change; the prices, the packages, the speeds, and the service will not change. Dwight discussed the number of cities already serviced by Golden West and the new acquisitions that will be on board soon. Custer is a good "head end" site that could serve Edgemont, Oelrichs, Buffalo Gap, Hot Springs, and provide service from Crazy Horse to Hill City. Councilperson Boyer questioned why we wouldn't be run from Wall which Dwight stated that the wiser choice is to have Custer as the main server for the Hills area. Other questions were about the pricing, packages, HD channels, employees staying or not, and what has happened in other cities. HD channels are being looked at but at this time there are only four, no changes for pricing and packaging, and personnel may or may not change. The Council and Mayor decided to refer this to the General Government Committee for further review and discussion. Dwight suggested going to their website to see what other packages run for an idea.

RESOLUTION #01-02-07B – DEPOSITORY LISTING

After reviewing the following Resolution, Councilperson Boyer made a motion to add Highmark Federal Credit Union to the list. Seconded by Councilperson Scherer, the motion unanimously carried. Councilperson Boyer then moved to adopt Resolution #01-02-07B Depository Listing as amended. Seconded by Councilperson Schleining, the motion unanimously carried.

RESOLUTON # 01-02-07B

A Resolution Granting 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 following list of depositories, at the best interest rate available and for the period of time determined to be the most beneficial to the City.

First Western Bank, Custer, SD
Edward Jones, Custer, SD
RBC Dain Rauscher, Inc., Rapid City, SD
SD Public Funds Investment Trust, Sioux Falls, SD
Telco Federal Credit Union, Custer, SD
Highmark Federal Credit Union, Custer, SD

Dated this 2nd day of January, 2007.

s/Mayor Harold D. Stickney

ALCOHOLIC OPERATING AGREEMENT

The Council received the Operating Agreement for Steak-n-Ribs/Bank Coffee House for 2007-2008. Councilperson Scherer moved to approve. Seconded by Councilperson Pischke, the motion unanimously carried.

KLEEMAN HOUSE

Rex and Chris reported that the Kleeman House Owner, Lynn Moran, has been out of town due to family illness, but that Chris will talk to her and assist with sign removal.

KLJ ENGINEERING – PAVEMENT PLAN AGREEMENT

Bob discussed the Public Works Committee recommendation to sign the Pavement Plan Agreement with KLJ Engineering which will not exceed \$86,000. Their hourly rate is right in line with other firms. Councilperson Starr moved to approve the contract. Seconded by Councilperson Pischke, the motion unanimously carried. The Mayor stated how tickled he is that this project is moving forward and that the City is making good on their promise to the Community to have paved streets.

2007 EMPLOYEE WAGE LIST

The Council was presented with the list of 2007 wages as budgeted which after reviewing, Councilperson Starr moved to approve the list of 2007 wages effective January 1st, 2007 as presented. Seconded by Councilperson Pischke, the motion unanimously carried.

Per Mo.: Brian Boyer \$500 John Culberson \$500 Daniel Scherer \$500 Ed Starr \$500

Steven Pischke \$500 Karen Schleining \$500 Harold Stickney \$1,200

Per meeting: Timothy Behlings \$50 Ann Sandvig \$50 Janet Boyer \$50 Lonnie Arthur \$50

Per Pay Period: Rex Harris \$1,584.61 Bob Morrison \$1,948.00 Christine Meyer \$1,818.13

Per Hour: Laurie Woodward \$14.18 Lynnette Merritt \$12.61 John Gilliland \$9.01 Bill McClellan \$13.91

Scott Kellogg \$15.10 Sheila Johnson \$12.50 Carl Anderson \$8.97 Jason Johnson \$7.24 Kim Conwell

\$7.88 Tanner Bland \$11.33 Jeri Hewitt \$10.82 Gaile Walker \$10.82 John Dumire \$10.82 Wanda

Gramkow \$17.57

EMPLOYEE POSITION CHANGE

Bob and Rex discussed the employee position change from three-quarters to full time for the Public Works/Planning Administrative Assistant position. Both Departments will be utilizing his expertise especially with the GIS system. Councilperson Schleining moved to approve this change effective January 1st, 2007. Seconded by Councilperson Scherer, the motion unanimously carried.

OFFICIAL NEWSPAPER DESIGNATION

Councilperson Boyer moved to designate Custer County Chronicle as the City's official newspaper. Seconded by Councilperson Starr, the motion unanimously carried.

MONTHLY REPORT

The Council received, reviewed, and acknowledged the Hospital Board Monthly Report for December.

DISCUSSION

The Finance Officer submitted a four year comparison of the sales tax collections which shows an increase for the Promotion Fund for the past three years and slight increase from last year for the total amount collected.

CLAIMS

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

2006

BH Power, Utilities, \$640.03
Tanner Bland, Reimbursement, \$100
Lynn Moran, Professional Services, \$62.50
Moran USA, Supplies, \$170.94
Scott Environmental, Professional Services, \$630
SD State Executive Mgmt, Utilities, \$27.97
Total Claims \$1,631.44

2007

AFLAC, Insurance Premiums, \$360.38
American Public Works, Travel & Conferences, \$208
BH Vision, 5 Yr. Pledge, \$10000
Golden West Technologies, Repair & Maintenance, \$2085
Governmental FO Assoc., Travel & Conferences, \$70
Itron, Repair & Maintenance, \$572.52
Municipal Street , Travel & Conferences, \$35
SD Assoc. Code Enforcement, Travel & Conferences, \$40
SD Building Officials, Travel & Conferences, \$50
SD DENR, Professional Services, \$1500
SD Human Resource Assoc., Travel & Conferences, \$25
SD Municipal League, Travel & Conferences, \$1052.85
SD Municipal League Work Comp, \$14142
SD Municipal Liquor, Travel & Conferences, \$25
US PO, Supplies, \$160
Wellmark, Health Insurance, \$5799
SD Tourism, Travel & Conferences, \$155
Visitor Industry Alliance, Travel & Conferences, \$30
Total Claims \$36,309.75

EXECUTIVE SESSION

Councilperson Starr moved to into and out of an executive session at 6:56 p.m. due to possible contract negotiations. Seconded by Councilperson Schleining, the motion unanimously carried. The session adjourned at 7:47 p.m. with no action taken.

ADJOURNMENT

With no further business, Mayor Stickney adjourned the meeting at 7:48 pm.

ATTEST:

CITY OF CUSTER CITY

Christine Redden
Finance Officer

Harold D. Stickney
Mayor