

**CITY OF CUSTER CITY
COUNCIL PROCEEDINGS- REGULAR SESSION
NOVEMBER 17th, 2008**

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

AGENDA

Councilperson Murphey moved to approve the agenda with the addition of the Grant Acceptance for Equipment Safety Item #8c. Seconded by Councilperson Pischke, the motion unanimously carried.

MINUTES

Councilperson Schleining moved, with a second by Councilperson Murphey, to approve the minutes from the November 3rd, 2008 regular meeting. The motion carried.

CONFLICTS OF INTEREST

Councilperson Sutton and Pischke stated a conflict with Item #6b Resolution #11-17-08 USFS Property Cooperation. The Mayor also stated that Item #7a would be postponed until the December 1st meeting due to obtaining more information.

DEPARTMENT HEAD MEETING

Bob Morrison, Public Works Director, discussed the Sewer Treatment Plant Discharge Permit which requires the calculation for a population equivalent; the winter equivalent is 2200 and the summer is 3660; we also take care of the treatment for the East Custer Sewer District which brings the numbers up to 2435 winter and 4040 in the summer; so we are treating for 4000 population. Bob then commented that we loaned our snow blower to Deadwood for the blizzard cleanup and it should be returned this week. Councilperson Schleining requested assistance for the Museum so the Christmas lights could be hung as well as replacing the motion light bulbs; Bob stated the crew is working on Christmas lights already.

Rex Harris, Community Development Director, discussed the Liquor Store Architect drawings being completed very soon with the structural changes for the Water Treatment building. Plans and bid documents should be ready to go by the next meeting but for sure the second meeting in December; the project should then be completed by late spring.

DIANE TRITHART – PRESENTATION

The Mayor introduced Mark Cline, Custer Breakfast Club Executive Director, who presented the concept for the Custer Amphitheatre with the proposed location on Pageant Hill. The Breakfast Club is a 501(c)3 nonprofit organization comprised of business and civic minded professional women with charter members being Carol Bennett, Diane Trithart, Sara Bishop, and Colleen Hennessy. This concept would be “A destination with a view and entertainment”. Mark presented posters with architectural renderings as well as a power point presentation with additional information. This would be a community project in conjunction with the nonprofit, the city, county, regional agencies, and other organizations. This group is asking for a multi-year lease of the park for a limited number of days from May to October. Discussion was held on the other recreational uses for the Hill which this would not hamper those activities; possibly accent when coordinated together. The Council questioned several areas such as noise level, parking, additional maintenance, restrooms, working with Custer Area Arts Council, and each of the areas have been looked at. The Mayor thanked the Club for bringing this forward and urged the Council to have a Resolution of Support adopted. Councilperson Murphey moved to provide a resolution of support. Seconded by Councilperson Schleining, the motion unanimously carried. Discussion was held on a possible first-year lease then multi-year. The Mayor appointed Rex, Bob, Attorney Beesley, and Councilperson Schleining and Murphey to a Committee to work out the details.

RESOLUTION #11-17-08 USFS PROPERTY COOPERATION

This item is held until the next Council meeting, December 1st, 2008.

BROWN BAG LICENSE – ZONTA

The Zonta Club of the Southern Black Hills requested a brown bag license for December 5th for their annual Silent Auction fundraiser to be held at the Senior Citizen’s Center. Councilperson Starr moved to approve their request. Seconded by Councilperson Pischke, the motion unanimously carried.

PARADE PERMIT – CUSTER CHAMBER

The Custer Chamber of Commerce submitted a request for the Christmas Holiday Parade for December 6th at 5 p.m. with line up on Washington Street and the parade running from 8th Street ending on 4th Street along Mt. Rushmore Road. Councilperson Sutton moved to approve this permit. Seconded by Councilperson Pischke, the motion unanimously carried. The Mayor commented on having our new equipment being entered in the parade; we’re proud of being able to provide this for the Community.

AWNINGS – DOT VERSUS CITY

This item is held until the next Council meeting, December 1st, 2008.

GF&P – RECREATIONAL TRAIL PROGRAM GRANT AGREEMENT

Attorney Beesley discussed his conversations with several GF&P personnel who stated that this is a wilderness trail so therefore, the additional requirements for handicapped access do not apply; we are exempt.

Councilperson Sutton moved to approve this Grant Agreement. Seconded by Councilperson Murphey, the motion unanimously carried.

MICKELSON TRAIL COST SHARING

Discussion was held on the cost sharing for the reconstruction of the Mickelson Trail along Washington Street and whether the City would participate in those costs. Discussion was held on the GF&P working very well with us on the ROW issue, the initial Trail construction, and the portion of the Trail within the City limits does not require a permit; the Community can use it free of charge. Councilperson Murphey moved to authorize the expenditure. Seconded by Councilperson Schleining, the motion unanimously carried. In the future, if there is a maintenance agreement discussion, the Council can negotiate it at that time.

SIMON CONTRACTOR – CURB & GUTTER PROPOSAL

Simon Contractor submitted a proposal for the installation of curb and gutter along south 10th Street, Sherman, and Needles with a cost of \$5886.46; this will be an add on in conjunction with the Washington Street Project since the cost is less due to the Company already being here. Councilperson Starr moved to approve this proposal. Seconded by Councilperson Pischke, the motion unanimously carried.

EMPLOYEE MERIT INCREASE

Bob submitted and recommends the merit increase for Kirk Johnson to Step 2 at \$14.33 effective Nov. 14, 2008. Councilperson Starr moved to approve this increase. Seconded by Councilperson Pischke, the motion unanimously carried.

GRANT ACCEPTANCE – EQUIPMENT SAFETY

Bob submitted the Grant Acceptance for the Confined Space Safety Equipment in the amount of \$3477. Councilperson Murphey moved to accept this grant. Seconded by Councilperson Pischke, the motion unanimously carried.

DISCUSSION ITEMS

The Mayor discussed the gasoline price difference of 20¢ between here and Hill City and 30¢ for Rapid City; the thought of price gouging comes to mind. People go elsewhere to buy gas and while they are there, they buy groceries and other items; in fact Hill City takes in more sales tax on groceries than Custer does. The Mayor stated that he will be writing letters to see if we can get an explanation; these will be to the companies, our State Legislators, and the PUC. Councilperson Murphey discussed the prices he saw on his recent trip with Sioux Falls being \$1.79 and the National average being \$2.09. Councilperson Starr stated that if the gas prices were more reasonable, it would improve business for them as well as our other businesses. Rex discussed the community boycotting.

Councilperson Starr wondered about the rubbish in the alleyway between 8th and 9th Street and Crook and Harney; the same problem is back. He also mentioned that he has a Recycling Meeting this week. Others discussed the various comments that have been made regarding recycling coming to town and they are all positive.

Discussion was held on the two Resolutions regarding the US Forest Service and the Resolutions are for the Legislators to work with the Federal level of Forest Service policy. This is not an action against the Forest Service; in fact, the local USFS personnel would like to work with the local entities but their hands are tied. This is to promote a better working relationship for the local entities and to not have opportunities pass us by due to time constraints. Councilperson Murphey commented that it is ridiculous and there is something wrong when one entity cannot work with the other public agencies in less time than it took to win World War II.

Gene Fennell, Architect, joined the meeting and presented the preliminary drawings for the Liquor Store. The Council previewed, questioned a few items, and gave input.

CLAIMS

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

American Water Works, Travel & Conference, \$280
BH Digital Strategy, Bid District, \$25,000
BH Phones, Utilities, \$50
BH Power, Utilities, \$9126.93
Castle Cleaning, Repair & Maint., \$530
Chadron Wholesale, Supplies, \$754.59
Coca-cola Bottling, Supplies, \$304.20
Culligan Water, Repair & Maint., \$17.50
Custer Chamber, Travel & Conference, Sales Tax Subsidy, \$25542.46
Custer Community Health Systems, Sales Tax Subsidy, \$51405.65
Custer Do It Best, Supplies, \$62.68
Custer Fire Dept., 2008 Subsidy, \$5000
Custer True Value, Supplies, \$722.77
Delta Dental, Insurance, \$62
Eagle Sales of BH, Supplies, \$7223.75
Energy Lab, Fees, \$534

Fatnal, Repair & Maint., \$205.37
Fisher Beverage, Supplies, \$6274.19
French Creek Supply, Supplies, \$201.91
Golden West Companies, Utilities, \$728
Golden West Technologies, Repair & Maint., \$185
Hawkins Chemical, Supplies, \$4663.40
Hills Material, Supplies, \$5467.48
Hillyard, Supplies, \$347.16
Honeywell, Repair & Maint., \$5214
J&D Precast, Supplies, \$1193.06
Lab Corp, Supplies, \$15
Lynn Moran, Notary Fees, \$75
Lynn's Dakotamart, Supplies, \$35.64
Mannatec, Supplies, \$776.18
Mayer Plumbing, Repair & Maint., \$1483.85
Michael Todd, Supplies, \$122.93
Midwest Tapping Services, Westside Utility Project, \$876.18
Murner Chevrolet, Repair & Maint., \$50.67
One Call Systems, Supplies, \$39
Prairie Berry, Supplies, \$924
Quill Corp., Supplies, \$75.10
Rapid Delivery, Fees, \$45.50
Republic National Distributing, Supplies, \$10490.27
S&B Motor Parts, Supplies, \$143.77
Sander Sanitation Service, Repair & Maint., \$8867.91
SD State Exec. Mgmt, Utilities, \$20.13
SD State Treasurer, Unclaimed Property, \$5.16
Simons Contractor, Washington Street Pavement, \$320200.50
Harold Stickney, Travel & Conference, \$72.84
Tatiana's Import Beverages, Supplies, \$59.60
The Ice House, Supplies, \$140.55
Water Environment, Travel & Conference, \$92
Western Wholesale, Supplies, \$13213.81
Zep Manufacturing, Supplies, \$213.44
SD Unemployment Insurance, \$67.60
Allen Startmeyer, Deposit Refund, \$10.14
Common Cents, Refund, \$2364.39
Total Claims \$511,577.26

ADJOURNMENT

With no further business, Mayor Stickney adjourned the meeting at 7:25 p.m.

ATTEST:

CITY OF CUSTER CITY

Christine Redden
Finance Officer

Harold D. Stickney
Mayor