

**CITY OF CUSTER CITY
COUNCIL PROCEEDINGS- REGULAR SESSION
FEBRUARY 4, 2008**

Mayor Harold D. Stickney called to order the first regular meeting of the Common Council for the month of February, 2008 at 5:30 p.m. Present at roll call were Councilpersons Boyer, Schleining, Murphey, Pischke, Starr, 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 Pischke, to approve the minutes from the January 22nd, 2008 regular meeting. The motion carried.

CONFLICTS OF INTEREST

No conflicts were stated.

DEPARTMENT HEAD DISCUSSION

Bob Morrison, Public Works Director, discussed that the street light easement is taking some time due to the correspondence. Bob also stated that they are starting to have some problems with water lines freezing but not as much as last year. Brian questioned the sewer back on Crook Street between 5th and 6th Street, which Bob stated the insurance company is handling.

Rex Harris, Community Development Director, mentioned that there are a dozen different building projects going right now with the big one being the Holiday Inn Express.

Rex mentioned that he talked to Bob Pelstar regarding the Pamida last week. Rex stated that they are requesting TIF financing for the new site, which is the Custer Lumber Site adjacent to the Mickelson trail. The size of this store is 26,000 square feet, with 30 employees. Rex stated they will be seeking a \$400,000 TIF and that Blaise is working on a TIF agreement and contract. Rex stated that he has reviewed a preliminary site plan and that they will be requesting a variance for parking. The time table they are looking at is to start construction in April with completion in September. Rex stated that if things are in order there may be a special hearing meeting later this month.

The Mayor mentioned that he had spoke with Bob Pelstar before the meeting began. They wanted to let him know that they are totally committed to coming to Custer and that they will be looking to answer any questions that the council may have.

SECOND READING ORDINANCE #646 – DISCHARGING FIREARMS

Rex presented this Ordinance for second reading as part of the deer management plan. Councilperson Boyer moved to adopt Ordinance #646. Seconded by Councilperson Pischke, the motion unanimously carried with Councilperson Boyer, Schleining, Murphey, Pischke, and Starr voting yes.

SECOND READING ORDINANCE #647 – GARBAGE RATE

The Mayor discussed the reason for Ordinance #647 which is due to the request presented by Sander Sanitation for a \$1 increase per household per month since the tipping fees have gone up at the Edgemont Landfill since the Landfill did capitol improvements. Councilperson Starr moved to adopt Ordinance #647. Seconded by Councilperson Pischke, the motion unanimously carried with Councilperson Boyer, Schleining, Murphey, Pischke, and Starr voting yes.

SECOND READING ORDINANCE #648 – PLANNING FEES

Rex discussed the previous discussion of changing fees either to impact fees or by just raising all various fees. After discussion on cost of services and time involved in, Councilperson Boyer moved to table this Ordinance and refer back to General Government Committee for further review. Seconded by Councilperson Schleining, the motion unanimously carried with Councilperson Boyer, Schleining, Murphey, Pischke, and Starr voting yes. Councilperson Culberson joined the meeting at 6:00.

SECOND READING ORDINANCE #649 – SUPPLEMENTAL APPROPRIATIONS

This Ordinance gives spending authority for the new Liquor Store building which was actually budgeted last year. Councilperson Murphey moved to approve Ordinance #649. Seconded by Councilperson Schleining, the motion unanimously carried with Councilperson Boyer, Culberson, Schleining, Murphey, Pischke, and Starr voting yes.

RESOLUTION #02-04-08 – DISSOLVING TIF #3

Rex presented this Resolution after receiving the notification from Pelstar that they are looking at a new site and a new TIF. Councilperson Murphey moved to adopt Resolution #02-04-08. Seconded by Councilperson Pischke, the motion unanimously carried.

**RESOLUTION 02-04-08
RESOLUTION DISSOLVING TAX INCREMENT DISTRICT
NUMBER THREE - CITY OF CUSTER CITY**

WHEREAS, the City of Custer City created Tax Increment District Number Three on September 27th, 2007;
and

WHEREAS, no expenditures have been made for any of the approved Project Costs from the adopted Project Plan for Tax Increment District Number Three; and

WHEREAS, there are no outstanding financial obligations which have resulted from either the creation or the existence of Tax Increment District Number Three; and

WHEREAS, the City of Custer has determined that the adopted Project Plan for Tax Increment District Number Three will not be implemented; and

WHEREAS, the City Council is authorized to dissolve this Tax Increment District pursuant to SDCL 11-9-46.

NOW, THEREFORE, BE IT RESOLVED by the City of Custer City that Tax Increment District Number Three be, and it is, hereby dissolved; and

BE IT FURTHER RESOLVED that any funds remaining in the Tax Increment District Number Three Fund, pursuant to SDCL 11-9-31, be distributed in the manner provided by SDCL 11-9-45.

Dated this 4th day of February, 2008.

s/Harold D. Stickney, Mayor

BROWN BAG LICENSES & RAFFLES

The Custer Chamber of Commerce requested a Brown Bag License and 50/50 Raffle for their Mixers to be held as listed: February 28th Super 8 Motel, March 11th, Dacotah Bank, April 24th French Creek RV, HighMark FCU, Lynn's Dakotamart, Custer County Market, May 29th Reader's' Retreat, October 16th Ketel Thorstenson, November 13th Telco FCU. Councilperson Boyer moved to approve these requests. Seconded by Councilperson Murphey, the motion unanimously carried.

PAVING PROJECT – FINAL REVIEW & PAYMENT

Bob discussed the final amount for the contract and the Final Review and Acceptance being okay for payment and signature since everything has been completed. Councilperson Starr moved to approve. Seconded by Councilperson Pischke, the motion unanimously carried.

SCHOOL RESOURCE OFFICER FUNDING

The Mayor discussed the City's share of funding for the School Resource Officer which is \$15,000 for this next year. Councilperson Schleining moved to approve this funding. Seconded by Councilperson Murphey, the motion unanimously carried.

WASHINGTON STREET PROJECT DESIGN

Rex discussed the Agreement for Professional Services with KLJ for the Washington Street Paving Project Design with a cost of \$19,298.65. Councilperson Culberson moved to approve this agreement. Seconded by Councilperson Murphey, the motion unanimously carried.

LTRC – DISC GOLF COURSE DESIGN

Rex discussed the LTRC request to approve \$500 for the design of a disc golf course on Pageant Hill. Councilperson Murphey moved to approve this request. Seconded by Councilperson Culberson, the motion unanimously carried.

DISCUSSION ITEMS

The Mayor mentioned that the appraisal on the street shop has been done. Discussion was held on the value and options, which will be further discussed at the council retreat.

Councilperson Schleining wondered about the alley behind the Senior Center being made one way to accommodate the transportation bus using the handicap ramp, which Bob will be look into.

CLAIMS

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

2007:

Bituminous Paving, Paving Project, \$14472.27

Total \$14472.27

2008:

A&B Welding, Supplies, \$97.24

Beesley Law Office, Professional Services, \$1441.82

BH Power, Utilities, \$2158.50

Blackhills.com, Custer Cruisin, \$200

Castle Cleaning, Repair & Maintenance, \$450

Chris Supply, Supplies, \$29.33

Custer Business, Supplies, \$15

Custer Chronicle, Publishing, \$769.38

Custer Do It Best, Supplies, \$87.16

Custer Regional Medical, Safety, \$90

Eddie's Truck Center, Repair & Maintenance, \$13.50

Golden West, Utilities, \$671.46

Golden West Technologies, Repair & Maintenance, \$960
Rex Harris, Truck Purchase, \$6500
Hawkins Chemical, Supplies, \$5
HD Supply, Supplies, \$941.60
Industrial Electric, Repair & Maintenance, \$150
Jenner Equipment, Supplies, \$42.24
Scott Kellogg, Reimbursement, \$59
L&A Welding, Supplies, \$32.64
Mayer Plumbing, Repair & Maintenance, \$402.84
Nelson's Oil & Gas, Utilities, \$4417.50
Okoboji Wines, Supplies, \$238
Petty Cash, Travel & Conferences, Supplies, Fees, \$403
Quill Corporation, Supplies, \$141.24
Rapid City YMCA, Memberships, \$83
Christine Redden, Reimbursement, \$180
Rosknecht Appraisal Services, Professional Services, \$3500
SD Dept. of Revenue, Fees, \$13
USA Blue Book, Supplies, \$619.86
Geney Ziolkowski, Animal Contract, \$693
Licensed Beverage Dealers, Supplies, \$35
Christine Redden, Travel & Conferences, \$184.36
Andrew Hartzel, Deposit Refund, \$50
Kay Mc Tavish, Deposit Refund, \$50
Donita Kindt, Deposit Refund, \$50
Margaret Schlecht, Deposit Refund, \$50
Rich Walk, Deposit Refund, \$7.79
Total Claims \$25,832.46

ADJOURNMENT

With no further business, Mayor Stickney adjourned the meeting at 6:30 p.m.

ATTEST:

CITY OF CUSTER CITY

Laurie Woodward
Deputy Finance Officer

Harold D. Stickney
Mayor