

**CITY OF CUSTER CITY
COUNCIL PROCEEDINGS- REGULAR SESSION
NOVEMBER 3rd, 2008**

Mayor Harold D. Stickney called to order the first regular meeting of the Common Council for the month of November, 2008 at 5:30 p.m. Present at roll call were Councilpersons Sutton, Reetz, Pischke, Schleining, Murphey, 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

Discussion was held on the Resolution Councilperson Murphey moved, with a second by Councilperson Schleining, to approve the minutes from the October 20th, 2008 regular meeting. The motion carried.

CONFLICTS OF INTEREST

No conflicts were stated.

DEPARTMENT HEAD MEETING

Bob Morrison, Public Works Director, discussed the Washington Street Pavement Project getting completed with the asphalt all in and it's looking good; the concrete has more time regarding the weather changes so that will be worked on. The Sewer Treatment Plant Discharge Permit is up for 2009 renewal which it is quite lengthy; he will be making change suggestions especially with the Golf Course requirements; presently they are the old regulations for irrigation. Councilperson Murphey wondered about the State changes which Bob said they are changing on the coli-form testing. Bob then mentioned the Public Works Committee's discussion on the City's speed limits which, at this point, are 20 mph unless otherwise posted; State law states 25 mph unless otherwise posted. The Mayor asked the opinion of the Officers in the room which Deputy Bowden said that the 25 mph is working well and doesn't think we would have to have 20 mph. Bob discussed the posting of the narrow Streets and that 20 is probably warranted. This item will go to General Government Committee for further discussion.

Rex Harris, Community Development Director, discussed receiving the elevations for the Liquor Store with the engineer stating there will be more information coming to the next Council meeting.

SHERIFF WHEELER - UPDATE

Sheriff Wheeler and Deputy Bowden discussed the Highway Safety Grant in the amount of \$23,245 which was utilized for overtime and equipment upgrades in 2007. Statistics from 2007 to 2008 are speed enforcement is up 109%, DUE enforcement is up 71%, Alcohol enforcement is up from four to 29 this year, seatbelts are two to 80, sobriety checks are two to 11, and saturation patrols are zero to 31. The new Grant is in the amount of \$49,000 plus and will again be used for equipment purchases which would include another speed board as well as videos, radars, and PBTs. Then the overtime hours will be used for DUI enforcements, juvenile stings and alcohol control, and speed enforcement. Deputy Bowden also stated that some of the additional Rally costs were covered by this Grant. The Mayor thanked both from coming to the meeting and updating the Council.

CUSTER COUNTY COMMISSIONERS

Custer County Commissioner, Joe McFarland, discussed the County's position regarding the 3 Mile Limit and is requesting that the City drop back to ½ mile to 1 mile limit. He stated that at times there are issues for the people wanting to build and they don't know who to deal with, City or County. Councilperson Murphey wondered what problems which Joe stated there are jurisdictional with plats due to the County being different. Discussion was held on how the 3 Mile Limit came to be, who should sign plats, major street plans, and there should be a joint meeting with both entities. The group will be Councilperson Murphey, Commissioner McFarland, County and City Planners, and both entities' Attorneys. Then this item will go to General Government Committee.

UTILITY BILL DISPUTE

Robert Etkorn requested relief for the Utility Bill left behind from his renters. The Finance Officer submitted the background information for the account. After various discussions on the Ordinance and the lengthy time that the account was estimated, Councilperson Schleining moved that the City will try every effort to collect this bill. Seconded by Councilperson Reetz, the motion unanimously carried.

TIF #4 – UPDATE

Councilperson Starr wondered the status of TIF #4 which Rex stated that there will be a meeting to review the scope and dollar amounts which will include the Mayor, Blaise, Rex, Mike Tennyson, Brian Boyer, Pat Walker, and Jim Lyons. The Community has had their input, the Project Plan will go the Planning Commission which will hold a Public Hearing, and then it will come to Council; the Council is kept in the loop all along the way.

Discussion was held on the DOT changing their minds on "awning" enforcement but since the City signed an Agreement with DOT that is what has been enforced. Now we are looking into Agreements and wanting clarification on what will be the standards or not and if there are waivers available.

WASHINGTON STREET - CHANGE ORDERS

Councilperson Sutton moved, with a second by Councilperson Murphey, to approve the Change Orders. Bob discussed the Change Orders for the Washington Street Pavement Project as follows: #1 – Sidewalks from 4' to 5' - \$3975; #2 – Sidewalks from 2nd to 4th Street - \$16,755.27; #3 – Storm Culvert Installation – (\$8084.20); #4 –

Curb & Gutter Change – (\$1054.68). The extended sidewalk to nowhere was discussed as to whether or not that is needed at this time. A summary of the funding for the Project was also discussed along with the Assessment of the landowners. The motion unanimously carried.

MONTHLY REPORTS

The Council received, reviewed, and acknowledged the Hospital Monthly Board report for October. This item will be brought to the General Government Committee.

The Council received, reviewed, and acknowledged the Sheriff's Monthly reports for September and October.

GUYS WITH KNIVES – PROPOSAL

Jeff Prior, Guys with Knives, submitted a proposal to assist the City with the processing of the harvested deer. The cost would \$25 per animal for cleaning, washing, cooling, handling, dispose of carcasses, and documentation. The processing would be an additional \$25 and then they would offer processing for those individuals who would be picking up the whole deer. Rex requested a price from Jeff to pick up the deer and field dress them also. There will be more coordination at the time when all aspects are in place. Councilperson Murphey thanked Jeff for all of his hard work and coordination for the program and then moved to approve this proposal. Seconded by Councilperson Pischke, the motion unanimously carried.

DISCUSSION ITEMS

The Mayor stated we will host the District 9 Meeting on April 22nd, 2009 and requested volunteers to serve on the Committee. Councilperson Murphey, Schleining, Reetz, and Marsha Murphey will be on the Committee.

Councilperson Starr wondered about the Liquor Store and it being built in such a way that it could be condoed in the future which Rex stated it is. The possibility of moving the Chamber was brought up but Councilperson Sutton thought we should keep the Store.

Councilperson Starr discussed that since DOT money has tightened up, we need to consider taxing for the various infrastructure needs.

Councilperson Starr would like to see the Planning Commission look at the 114 acres of Forest Service Property possibly being zone prior to the sale so the buyer would be better informed. Councilperson Reetz wondered about buying a portion of the land for ROW but others thought the zoning would work just as well.

The Mayor mentioned that the PUC has sent draft ordinances for Council consideration on wind energy and cell towers requirements; these could be reviewed by the Committees later on.

CLAIMS

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

Mayor & Council, Wages, \$4250
Community Development, Wages, \$3806.26
Finance Department, Wages, \$9397.21
Public Works Dept., Wages, \$6494.62
Street Dept., Wages, \$5102.89
Parks Dept., Wages, \$10353.54
Liquor Fund, Wages, \$3753.81
Water Fund, Wages, \$5391.61
Wastewater, Wages, \$3378.43
Alltel, Utilities, \$417.31
BH Power, Utilities, \$1636.33
Buckhorn Surveying, Professional Fees, \$330
Conoco, Supplies, \$39.09
Custer Chamber, Travel & Conference, \$150
Custer Chronicle, Publishing, \$388.38
Custer Do It Best, Supplies, \$662.49
Dakota Pump, Repair & Maint., \$2640
Energy Laboratories, Fees, Supplies, \$2734
Enviromaster, Supplies, \$22
Fastenal, Supplies, \$75.95
First Western Bank, TIF Payment, \$685.15
Golden West Technologies, Professional Fees, \$16.25
HD Supply, Supplies, \$3937.95
Hespen Excavating, Repair & Maint., \$387.76
Hills Materials, Supplies, \$192.98
Jim Dandy Snacks, Supplies, \$57
Scott Kellogg, Reimbursement, \$153
Kimball Midwest, Supplies, \$353.96
Liquivision, Water Tank Repair & Maint., \$9320

Mannatec, Supplies, \$300.39
Nelsons Oil & Gas, Supplies, \$1898
Pitney Bowes, Supplies, \$126.50
Prairie Berry, Supplies, \$1032
Quill Corporation, Supplies, \$154.49
Rapid City YMCA, Memberships, \$104
Harold Stickney, Travel & Conference, \$38.85
Tatiana's Import Beverages, Supplies, \$138.85
Geney Ziolkowski, Animal Contract, \$650
Rapid City Telco, CD Purchase, \$10000
Heather Brandon, Deposit Refund, \$50
Ayla/David Scragg, Deposit Refund, \$50
Quinten Arp, Deposit Refund, \$50
Jeff Bradeen, Deposit Refund, \$50
Robert Pedersen, Deposit Refund, \$50
Donita Carlson, Deposit Refund, \$50
Tim Frybarger, Deposit Refund, \$50
Richard Johnson, Deposit Refund, \$50
Kevin Houtwed, Deposit Refund, \$50
Linda Aldrich, Deposit Refund, \$50
Crazy Horse Memorial, BH Mayors Luncheon, \$177.48
Child Support Payment Center, \$473.28
Delta Dental, \$744
Federal Withholding, \$7444.09
FICA, \$9171.06
Medicare, \$2144.84
Custer Community Health System, Sales Tax Subsidy, \$55333.85
Custer Chamber, Sales Tax Subsidy, \$24495.46
SD Retirement System, \$8307.71
Shelly Stanton, Deposit Refund, \$85.03
Taco Johns, Refund, \$3653
Andrea Nelson, Deposit Refund, \$8.81
Total Claims \$203,109.66

ADJOURNMENT

With no further business, Mayor Stickney adjourned the meeting at 7:38 p.m.

ATTEST:

CITY OF CUSTER CITY

Christine Redden
Finance Officer

Harold D. Stickney
Mayor