

**CITY OF CUSTER CITY
COUNCIL PROCEEDINGS- REGULAR SESSION
April 18th, 2016**

Council President Corbin Herman called to order the second meeting of the Common Council for the month of April, 2016 at 5:30 p.m. Present at roll call were Councilpersons Maciejewski, Heinrich, Nielsen, Fischer and Schleining. City Attorney Chris Beesley was also present. The Pledge of Allegiance was stated.

AGENDA

Councilperson Maciejewski moved, with a second by Councilperson Fischer, to approve the agenda. The motion unanimously carried.

MINUTES

Councilperson Fischer moved, with a second by Councilperson Schleining, to approve the minutes from the April 18th regular council meeting. The motion unanimously carried.

CONFLICTS OF INTEREST

No conflicts of interest were stated.

DEPARTMENT HEAD DISCUSSION

Bob Morrison, Public Works Director, mentioned that the Public Works Department has been busy with pool repairs and locates. Clean-up days are schedule for Friday May 6th from 8am-4pm and Saturday May 7th from 8am-2pm. Arbor Day will be May 9th.

Laurie Woodward, Finance Officer, mentioned that March sales tax was up 1.29% from last year, DOT right-of-way encroachment letters and permits have been mailed and Mach financial information will be handed out.

PUBLIC HEARING – MALT BEVERAGE & WINE LICENSE – SAGACIOUS INC DBA CUSTER CORRAL

Councilperson Fischer made a motion to approve the malt beverage & wine license for Sagacious Inc dba Custer Corral contingent upon proof of insurance. With a second from Councilperson Nielsen, the motion carried unanimously.

CUSTER AREA ECONOMIC DEVELOPMENT CORPORATION – PROPOSAL FOR DISPOSITION OF CURRENT HOSPITAL BUILDING

Robin Bagley was present to discuss the Custer Area Economic Development Corporation's proposal for disposition of the current hospital building.

FIRST READING – ORDINANCE #773 – WATER RATES (RECLASSIFICATION)

Councilperson Fischer moved to approve the first reading of Ordinance #773, Water Rates (Reclassification). Seconded by Councilperson Nielsen, the motion unanimously carried.

FIRST READING – ORDINANCE #774 – SEWER RATES (RECLASSIFICATION)

Councilperson Maciejewski moved to approve the first reading of Ordinance #774, Sewer Rates (Reclassification). Seconded by Councilperson Schleining, the motion unanimously carried.

FIRST READING – ORDINANCE #775 – WATER BOND RATES (RECLASSIFICATION)

Councilperson Schleining moved to approve the first reading of Ordinance #775, Water Bond Rates (Reclassification). Seconded by Councilperson Nielsen, the motion unanimously carried.

RESOLUTION #04-18-16A – MEDIA POLICY

Councilperson Heinrich moved to adopt Resolution #04-18-16A, Media Policy. Seconded by Councilperson Schleining, the motion unanimously carried.

RESOLUTION NO. 04-18-16A

WHEREAS, the Common Council of the City of Custer City, Custer County, South Dakota, determined that a Media Policy be established to set forth fees for the City of Custer;

WHEREAS, Custer City staff and Common Council have jointly established guidelines for said policy.

IT IS NOW THEREFORE RESOLVED, that the City of Custer City Media Policy consisting of 1 page, (attached hereto and incorporated herein) is hereby adopted;

IT IS FURTHER RESOLVED, that said Policy shall be subject to modification as requested by staff or required by circumstances; it is further resolved that schedule shall be reviewed by the Common Council and may be modified.

Dated this 18th day of April 2016.

CITY OF CUSTER CITY

S/Corbin Herman, Council President

ATTEST: Laurie Woodward, Finance Officer

RESOLUTION #04-18-16B – FEE SCHEDULE

Councilperson Maciejewski moved to adopt Resolution #04-18-16B, Fee Schedule. Seconded by Councilperson Fischer, the motion unanimously carried.

RESOLUTION NO. 04-18-16B

WHEREAS, the Common Council of the City of Custer City, Custer County, South Dakota, determined that a Fee Schedule be established to set forth fees for the City of Custer;

WHEREAS, Custer City staff and Common Council have jointly established guidelines for said fees.

IT IS NOW THEREFORE RESOLVED, that the City of Custer City Fee Schedule consisting of 13 pages, (attached hereto and incorporated herein) is hereby adopted;

IT IS FURTHER RESOLVED, that said Schedule shall be subject to modification as requested by staff or required by circumstances; it is further resolved that schedule shall be reviewed by the Common Council annually and may be modified to insure appropriate fees.

Dated this 18th day of April 2016.

CITY OF CUSTER CITY

S/Corbin Herman, Council President

ATTEST: Laurie Woodward, Finance Officer

REQUEST TO USE CITY PROPERTY – VAN ARP

Van Arps request to use City property was postponed until the next meeting to allow Van Arp to submit a map or legal description of what properties he would like to use.

STREET CLOSURE REQUEST – COURTHOUSE MUSEUM

Councilperson Fischer moved to approve the Courthouse Museum's street closure request for Fourth Street from Mt Rushmore Road to the north alley from July 1st - 4th, 2016 for the Old Time Country Fair. Seconded by Councilperson Heinrich, the motion unanimously carried.

ALLEY CLOSURE REQUEST - VFW

Councilperson Schleining moved to approve the VFW's request to close the alley to the east of their building from August 6th-13th, 2016 contingent upon approval from the neighboring property and Custer County Sheriff. Seconded by Councilperson Fischer, the motion unanimously carried.

TELSA RALLY & STAMPEDE ART UNVEILING REQUEST – CHAMBER

Councilperson Heinrich moved to approve the Chamber of Commerce request for the Tesla Road Trip Rally and Stampede Art Unveiling which included street closure request for South Sixth Street from Washington Street to the north alley and Washington Street from Sixth Street to Eighth Street; request to use the showmobile and have it placed on South Sixth Street; use of the picnic tables and placement of them on the street; and a brown bag permit from 5pm . 7 pm. Seconded by Councilperson Nielsen, the motion unanimously carried.

WATER SRF LOAN PAYOFF

Councilperson Schleining moved to approve paying of the Water State Revolving Fund Loan as of June 1st, 2016 with the payoff being around \$377,991.41. Seconded by Councilperson Nielsen, the motion carried with Councilperson Maciejewski, Heinrich, Nielsen, Fischer and Schleining voting yes.

CLAIMS

Councilperson Schleining moved, with a second by Councilperson Nielsen, to approve the following claims. The motion unanimously carried.

Banner Associates Inc, Capital Improvements, \$26,178.32

Battle Mountain Humane Society, Animal Control Contract, \$825.00

BH Urgent Care, Safety, \$193.00

Black Hills Power and Light, Utilities, \$7482.21

BH Vision, Subsidy, \$1,500.00

BPRO, Advertising, \$225.00

Culligan, Supplies, \$18.50

Chamber of Commerce, Sales Tax, \$4,820.72

Chronicle, Publishing, \$644.91

Custer True Value, Supplies, \$955.49

French Creek Supply, Supplies, \$475.67

Frontier Photo, Supplies, \$44.00

Golden West Technologies, Professional Fees, \$616.50

Gunderson, Palmer, Nelson & Ashmore LLP, Professional Fees, \$80.99

Hadlock, Cheryl, Professional Services, \$4,166.67
Hawkins, Supplies, \$4,684.30
Hillyard, Supplies, \$2,060.70
Ketel Thorstenson, Audit, \$10,302.61
Kimball Midwest, Supplies, \$158.43
Kone, Elevator, Repair & Maintenance, \$876.12
Leoc Auto Repair, Repair/Maint, \$52.80
Johnson, Marlin, Travel, \$710.22
Menards, Supplies, \$49.80
Michael Todd & Company, Supplies, \$1,223.38
Midcontinent Testing Labs, Professional Fees, \$122.00
Nelson Oil & Gas, Supplies, \$313.83
Petty Cash, Travel, \$84.34
Ramkota Hotel, Travel, \$299.97
Rapid Delivery, Professional Fees, \$73.63
Rebel Enterprises- Bid Board, Advertising, \$500.00
SRF loan Payments, \$15,477.11
SRF Loan Payments, \$4,639.68
SD Executive MGMT Finance Office, Utilities, \$20.10
SD Public Assurance Alliance, Insurance, \$40,331.46
S&B Motors, Supplies, \$56.95
Sander Sanitation, Garbage Collection Contract, \$12,598.24
Servall, Supplies, \$236.76
Shanklins, Supplies, \$494.00
Unemployment Insurance, \$833.61
United Way, Contributions, \$99.00
USA Blue Book, Supplies, \$506.20
USDA Loan Payment, \$8,910.00
Wright Express, Supplies, \$714.07
YMCA, Contributions & Membership, \$278.00
Total Claims, \$154,934.29

COMMITTEE REPORTS

Various committee reports were given.

EXECUTIVE SESSION

Councilperson Fischer moved to go into and out of executive session for personnel and contract negotiations per SDCL 1-25-2(1-4) at 5:54 pm, with the Attorney, Public Works Director and Finance Officer present. Seconded by Councilperson Schleining, the motion unanimously carried. Council came out of executive session at 6:05 pm, with no action taken.

EMPLOYEE STEP INCREASE

Councilperson Schleining moved to approve the step increases for David Warfel to step 1 at \$14.65 per hour effective April 13th, 2016. Seconded by Councilperson Nielsen, the motion unanimously carried.

ADJOURNMENT

With no further business, Councilperson Nielsen moved to adjourn the meeting at 6:05 p.m. Seconded by Councilperson Heinrich, the motion carried unanimously.

ATTEST:

CITY OF CUSTER CITY

Laurie Woodward
Finance Officer

Corbin Herman
Council President