

**CITY OF CUSTER CITY
COUNCIL PROCEEDINGS- REGULAR SESSION
June 20th, 2016**

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

AGENDA

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

MINUTES

Councilperson Nielsen moved, with a second by Councilperson Maciejewski, to approve the minutes from the June 6th regular council meeting and June 6th special council meeting. The motion carried with Councilperson Maciejewski, Nielsen, Fischer, Herman and Schleining voting yes, while Councilperson Heinrich abstained.

CONFLICTS OF INTEREST

No conflicts of interest were stated.

DEPARTMENT HEAD DISCUSSION

Bob Morrison, Public Works Director, mentioned that the pool is open and that he will be reviewing the recommendations from the engineers on the water treatment evaluation.

Elmer Claycomb, Interim Planning Administrator, gave Council an overview of things that he has been working on.

Laurie Woodward, Finance Officer, mentioned that May sales tax was down 13.75% from last May.

PUBLIC HEARING – MALT BEVERAGE LICENSE RENEWAL – SAGACIOUS INC DBA CUSTER CORRAL

Councilperson Herman moved to approve the malt beverage license renewal for Sagacious Inc dba Custer Corral. Seconded by Councilperson Maciejewski, the motion unanimously carried.

RESOLUTION #06-20-16B – VACATION OF RIGHT-OF-WAY – TRACT FREE WAY (BH PIZZA HUT)

Councilperson Schleining moved to adopt Resolution #06-20-16B, Vacation of Right-of-Way . Tract Free Way (Black Hills Pizza Hut). Seconded by Councilperson Nielsen, the motion unanimously carried.

RESOLUTION NO 06-20-16B

WHEREAS, the verified Petition and application of the owners of all real property adjoining the hereinafter described portion of a certain public Right-Of-Way in the City of Custer City, Custer County, South Dakota, praying that said tract be vacated as it serves no useful purpose as part of the streets and alleys in the City of Custer City, the same not being necessary for the use and location of public streets and alleys thereon, has been heretofore filed, and

WHEREAS, the Common Council of the City of Custer City, Custer County, South Dakota, has heretofore caused notice of the time and place of hearing said Petition to be published once a week for two (2) consecutive weeks, to-wit: on the 1st day of June 2016, and on the 8th day of June, 2016, in the Custer County Chronicle, a legal newspaper published in Custer City, Custer County, South Dakota, setting forth the 20th day of June, 2016, for the hearing thereon.

NOW THEREFORE BE IT RESOLVED that the public Right-Of-Way described as follows:

Tract Free Way as recorded in Plat Book 1 at Page 139 of the Register of Deeds of Custer County, South Dakota;

be, and the same is, forever vacated, however all rights to maintain or establish utilities or subsequent easements shall be retained.

Dated at Custer City, Custer County, South Dakota, this 20th day of June, 2016.

CITY OF CUSTER

S/Jared Carson, Mayor

Attest: Laurie Woodward, Finance Officer

RESOLUTION #06-20-16A – PERSONNEL MANUAL – EMPLOYMENT APPLICATION

Councilperson Fischer moved to table Resolution #06-20-16A, Personnel Manual . Employment Application. Seconded by Councilperson Herman, the motion unanimously carried.

SOUTHERN HILLS MUSIC & ARTS FESTIVAL REQUEST – VAN ARP

Councilperson Fischer moved to approve Van Arps request to use the City's canopies and distribution outlets for the Southern Hills Music & Arts Festival on August 26th & 27th, 2016. Seconded by Councilperson Maciejewski, the motion unanimously carried.

PRELIMINARY PLAT – HOMESTEAD ADDITION (KARL & KATHERINE PROPST)

Councilperson Fischer moved to approve the preliminary plat for Lots 1 and 2 of Lot 31A of Homestead Addition. Seconded by Councilperson Schleining, the motion unanimously carried.

PRELIMINARY PLAT – BLAINE SUBDIVISION PHASE 2 (JOE JACKL)

Councilperson Maciejewski moved to approve the preliminary plat of Blaine Subdivision Phase 2 with the following conditions: 1) that lots 4, 5 & 6 be combined into a single lot on the final plat; 2) that easements be added to the final plat for utilities that cross one lot to serve another lot; 3) that a subdivision improvement variance be granted prior to approval of the final plat; 4) that rezoning of the property be completed before recording of the final plat; and 5) that all necessary corrections be completed on the final plat. Seconded by Councilperson, Heinrich, the motion unanimously carried.

PRELIMINARY PLAT & VARIANCE – ROCKY KNOLLS ESTATE SUBDIVISION (MICHAEL WELTON)

Councilperson Nielsen moved to approve the preliminary plat and variance request from the improvements required by the subdivision ordinance for Lot 1R of Rocky Knolls Estates Subdivision and Lot 4R of Crystal Pines at Rocky Knolls. Seconded by Councilperson Herman, the motion unanimously carried.

DOT PERMIT TO OCCUPY RIGHT-OF-WAY – CUSTER CRUISIN

Councilperson Herman moved to approve the DOT permit to occupy the right-of-way for the Custer Cruisin parking, which included closing the two center lanes on Mt Rushmore Road from Fifth Street to Eight Street for motorcycle parking, curbside parking restrictions at intersection of Mt Rushmore Road and Fifth Street to provide for wider turning space and vehicle parking only on east Side of Fifth Street from Mt Rushmore Road north for approximately 100 feet. Seconded by Councilperson Nielsen, the motion unanimously carried.

PARK & RECREATION COMMITTEE FUNDING REQUEST

Councilperson Nielsen moved to approve the Park & Recreation Committee request to seek request for proposals for an assessment of the City Parks with a goal of less than \$25,000 to be spend on the RFP's. Seconded by Councilperson Herman, the motion unanimously carried.

WAZI LANE RECONSTRUCTION ENGINEERING CONTRACT – BANNER ENGINEERING

Councilperson Heinrich moved to approve the Wazi Lane reconstruction engineering contract with Banner Associates for \$11,771. Seconded by Councilperson Nielsen, the motion carried with Councilperson Maciejewski, Heinrich, Nielsen, Fischer, Herman and Schleining voting yes.

CLAIMS

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

ASCAP, Professional Fees, \$336.00
Banner Associates INC, Capital Improvements, \$11,023.33
Battle Mountain Humane Society, Animal Control Contract, \$800.00
Black Hills Power and Light, Utilities, \$7,480.25
Culligan, Repairs & Maintenance, \$18.50
Chamber of Commerce, Advertising, \$1,101.60
Chamber of Commerce, Sales Tax, \$6,927.75
Custer Regional Medical Clinic, Safety, \$168.00
Elan City, Supplies, \$2,500.00
First Interstate Bank, Supplies, \$73.25
Grace Masonry, Repair & Maintenance, \$3,878.00
Golenwest Technologies, Services, Professional Fees, \$616.50
Hach, Supplies, \$382.39
Hadlock, Cheryl, Professional Fees, \$4,166.67
Itron, Supplies, 760.56
Ketel Thorstenson, Audit, \$1,048.60
Lynn's Dakotamart, Supplies, \$36.68
Midcontinent Testing Labs, Professional Fees, \$504.00

Northwest Pipe Fitting, Repair/Maint \$96.71
Petty Cash, Travel, Supplies, \$469.23
PayPal, Supplies, \$305.82
Quill, Supplies, \$52.07
Regional Health Network, Sales Tax Subsidy, \$28,736.85
S&B Motors, Supplies, \$214.59
Sanders Sanitation, Garbage Collection Contract, \$12,598.24
SD Dept of Revenue, Supplies, \$25.00
SD DOT, Capital Improvements, Professional Fees, \$875.74
SD Public Assurance Alliance, Insurance, \$292.00
SD Executive MGMT Finance Office, Utilities, \$11.45
State of SD, Sales Tax, \$980.00
USDA Loan Payments, \$8,910.00
Wright Express, Supplies, \$1,098.82
YMCA, Membership, \$128.00
Total Claims, \$96,616.60

COMMITTEE REPORTS

Various committee reports were given.

FIVE YEAR PLAN / 2017 BUDGET WORK SESSION

Council had a work session for the five year plan and 2017 budget.

ADJOURNMENT

With no further business, Councilperson Nielsen moved to adjourn the meeting at 8:12 p.m.
Seconded by Councilperson Heinrich, the motion carried unanimously.

ATTEST:

CITY OF CUSTER CITY

Laurie Woodward
Finance Officer

Jared Carson
Mayor