

**CITY OF CUSTER CITY
COUNCIL PROCEEDINGS- REGULAR SESSION
March 7th, 2016**

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

AGENDA

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

MINUTES

Councilperson Nielsen moved, with a second by Councilperson Maciejewski, to approve the minutes from the February 16th regular council meeting. The motion carried with Councilperson Maciejewski, Heinrich, Nielsen, Fischer and Herman voting yes, while Councilperson Schleining abstained.

CONFLICTS OF INTEREST

Mayor Carson stated he would have a conflict with the Search & Rescue request. No other conflicts of interest were stated.

DEPARTMENT HEAD DISCUSSION

Bob Morrison, Public Works Director, briefly discussed the upcoming projects, bug trees and City Cleanup Days which will be May 6th & 7th.

Laurie Woodward, Finance Officer, mentioned that if Council has any question on the various financial reports that they were presented with, to let her know.

CLAUDE & CHRISTIE SMITH CONCERN

Claude & Christie Smith presented their concerns regarding the smoke from a neighboring business's wood stove that makes its way through their exhaust and make-up air system. Smith's were informed that the City currently does not have an ordinance that pertains to this situation.

SECOND READING – ORDINANCE #772 – WEIGHT & SIZE OF VEHICLE AND LOAD LIMITS

Councilperson Herman moved to adopt Ordinance #772, Weight & Size of Vehicle and Load Limits. Seconded by Councilperson Maciejewski, the motion carried with Councilperson Maciejewski, Heinrich, Nielsen, Fischer, Herman and Schleining voting yes.

RESOLUTION #03-07-16A – CERTIFYING A DELINQUENT ASSESSMENT

Councilperson Heinrich moved to adopt Resolution #03-07-16A, Certifying a Delinquent Assessment. Seconded by Councilperson Nielsen, the motion unanimously carried.

RESOLUTION #3-07-16A
RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF CUSTER
CERTIFYING A DELINQUENT ASSESSMENT PURSUANT TO
SDCL 10-23-1.1

The City Council of the City of Custer, State of South Dakota does hereby assess and levy on and against the several lots and parcels of land described below the respective sums of money set against each lot or parcel.

This assessment is made to defray the cost of abating a nuisance as per SDCL 34A-6-29.

The owners of said described lot or parcel have been noticed by certified mail return receipt requested and have failed to pay the amount of said described abatement.

NAME OF OWNER	DESCRIPTION OF PROPERTY	AMOUNT
COLLEEN RAE HICKS	LOT 9 BLOCK 26 CUSTER, SOUTH DAKOTA PARCEL #008216	\$366.94
	TOTAL	\$366.94

The City Finance Officer is directed to file this Resolution with the Custer County Auditor's Office to certify the delinquent assessment pursuant to SDCL 10-23-1.1.

CITY OF CUSTER

S/Jared Carson, Mayor

Attest: Laurie Woodward, Finance Officer

ROBERT EDWARDS – CUSTER CRUISIN VOLUNTEER FOR BIKE SHOW & USE OF BIKE CLUB LOGO

Councilperson Schleining moved to table Robert Edwards' request to be a Custer Cruisin Volunteer for the Bike Show & use of his bike club logo until such time as the Custer Cruisin Committee can be present at the Council Meeting. Seconded by Councilperson Heinrich, the motion unanimously carried.

TEMPORARY STREET CLOSURE REQUEST – RUN CRAZY HORSE MARATHON

Emily Wheeler, with Run Crazy Horse Marathon, presented her request for temporary street closure request to Council. Councilperson Fischer moved to approve the temporary street closure and permission to stop traffic for runners on the Mickelson Trail crossings of Montgomery Street, Harney Street, Crook Street, Mt Rushmore Road, Eighth Street, Seventh Street and Fourth Street on October 9th, 2016 from approximately 9 am to 11:30 am for the Run Crazy Horse Marathon. Seconded by Councilperson Herman, the motion unanimously carried.

SOUTHERN HILLS MUSIC & ARTS FESTIVAL UPDATE & REQUEST – VAN ARP

Van Arp and Kevin Teasley gave Council an update on the Southern Hills Music & Arts Festival. Councilperson Heinrich moved to approve the request to use Pageant Hill from August 25th through August 28th, which is two days longer than the original request, for the Southern Hills Music & Arts Festival. Seconded by Councilperson Fischer, the motion unanimously carried.

REQUEST TO USE HARBACH PARK – GRACE FAMILY FELLOWSHIP

Councilperson Nielsen moved to approve the request submitted by the Grace Family Fellowship for use of Harbach Park on Saturday, March 26, 2016 from 10am . 4 pm for their Easter Eggstravaganza event. Seconded by Councilperson Heinrich, the motion unanimously carried.

TEMPORARY STREET CLOSURE REQUEST – CUSTER YMCA

Councilperson Fischer moved to approve Custer YMCA's request to place crossing guards along the intersections of Sixth, Seventh, Eighth, Ninth and Tenth Street in additions to the Mickelson Trail & Montgomery Street crossing to temporarily stop traffic for the participants in the Splash & Dash event to be held July 23rd, 2016. Seconded by Councilperson Nielsen, the motion unanimously carried.

POOL MANAGEMENT CONTRACT – CUSTER YMCA

Councilperson Schleining moved to approve the 2016 pool management contract with the Custer YMCA for \$16,000, with the wording being changed so the YMCA is to mow the lawn area at the pool. Seconded by Councilperson Herman, the motion carried with Councilperson Heinrich, Nielsen, Fischer, Herman, Schleining and Maciejewski voting yes.

SEARCH & RESCUE – UTILIZATION OF CITY STAFF FOR TRAINING

Mayor Carson excused himself from his seat for this discussion & action. Councilperson Fischer moved to approve up to eight hours of city staff's time for Search & Rescue map training, during regular work hours. Seconded by Councilperson Nielsen, the motion unanimously carried.

PROGRESS EDITION AD

Councilperson Maciejewski moved to approve the placement of a half page ad in the Custer Chronicle 2016 Progress edition for \$475. Seconded by Councilperson Heinrich, the motion carried with Councilperson Nielsen, Fischer, Herman, Schleining, Maciejewski and Heinrich voting yes.

SPEED SIGN QUOTE

Councilperson Herman moved to table the speed sign quote to allow for power options to be researched. Seconded by Councilperson Nielsen, the motion unanimously carried.

CUSTER CRUISIN APPOINTMENTS

Councilperson Maciejewski moved to approve the appointment of Joe Bowden and Joe Kosma to the Custer Cruisin Committee. Seconded by Councilperson Herman, the motion unanimously carried.

ANNUAL REPORT

Councilperson Fischer moved to accept the 2015 Annual Report as present. Seconded by Councilperson Herman, the motion unanimously carried.

CLAIMS

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

1881 Courthouse Museum, Subsidy, \$7,500.00

A&B Welding, Supplies, \$98.00

Advanced Drug Testing INC, Safety, \$36.00

Aflac, Insurance, \$612.75

Beesley Law Office, Professional Fees, \$3,580.00

Black Hills Power and Light, Utilities, \$14,288.26

Butler Machinery, Supplies, \$258.76

Century Business Products, Supplies, \$140.28
Regional Health, Safety, \$18.00
Custer Do It Best, Supplies, \$38.35
Chronicle, Publishing, \$516.14
Custer Community Action Team, Subsidy, \$1,500.00
Custer Industrial, Supplies, \$60.93
Delta Dental, Insurance, \$268.30
Dakotacare, Insurance, \$10,796.89
Dakota Pump & Control, Repair & Maintenance, \$3,020.92
EFTPS, Payroll Taxes, \$15,152.28
Fastenal, Supplies, \$138.13
First Interstate Bank, Supplies, \$1,858.92
French Creek Supplies, Supplies, Repair & Maintenance, \$157.88
Julie Harley, Safety, \$90.05
Hawkins, Supplies, \$20.00
Jenner Equipment, Supplies, \$167.73
Scott Kellogg, Reimbursement, \$270.00
Kimball Midwest, Supplies, \$777.84
Lamontes Auto Center, Repair & Maintenance, \$216.34
Michael Todd & Company Inc, Supplies, \$46.52
Nelson Oil & Gas, Supplies, \$693.82
Petty Cash, Supplies, \$350.83
Quill, Supplies, \$225.72
Rapid Delivery, Professional Fees, \$76.50
Rebel Enterprises, Advertising, \$395.00
SD Association of Rural Water Systems, Repairs & Maintenance, Dues, \$1,525.00
SD Municipal League, Conference, \$290.00
SD Retirement System, \$6,060.14
SD Executive MGMT Finance Office, Utilities, \$16.41
SD State Treasurer, Unclaimed Property, \$37.33
Supplemental Retirement, \$320.00
USA Bluebook, Repair & Maintenance, \$454.14
Warne Chemical, Repair & Maintenance, \$106.00
WEAVE, Subsidy, \$4,000.00
Hildebrand, Lindsey, Utility refund, \$38.81
Mayor & Council, \$4,400.00
Finance Department, \$11,165.19
Public Buildings, \$2,497.60
Planning Department, \$5,454.80
Public Works Department, \$9,865.09
Street Department, \$7,069.19
Parks Department, \$8,018.26
Water Department, \$8532.80
Wastewater Department, \$2,666.37
Total Claims, \$135,888.27

COMMITTEE REPORTS

Various committee reports were given.

EXECUTIVE SESSION

Councilperson Herman moved to go into and out of executive session for personnel, proposed litigation and contract negotiations per SDCL 1-25-2(1-4) at 6:43 pm, with the Attorney, Public Works Director and Finance Officer present. Seconded by Councilperson Maciejewski, the motion unanimously carried. Council came out of executive session at 7:30 pm, with no action taken.

BRYDEN DRIVE & ALLEY RECONSTRUCTION BIDS

Councilperson Nielsen moved to table the Bryden Drive & Alley reconstruction bids. Seconded by Councilperson Schleining, the motion unanimously carried.

GOLF COURSE AUTOMATIC PUMPING SYSTEM BIDS

Councilperson Nielsen moved to table the Golf Course automatic pumping system bids. Seconded by Councilperson Schleining, the motion unanimously carried.

ADJOURNMENT

With no further business, Councilperson Nielsen moved to adjourn the meeting at 7:32 p.m. Seconded by Councilperson Maciejewski, the motion carried unanimously.

ATTEST:

CITY OF CUSTER CITY

Laurie Woodward
Finance Officer

Jared Carson
Mayor