

**CITY OF CUSTER CITY
COUNCIL PROCEEDINGS- REGULAR SESSION
May 6th, 2013**

Mayor Gary Lipp called to order the first regular meeting of the Common Council for the month of May, 2013 at 5:30 p.m. Present at roll call were Councilpersons Hattervig, Heinrich, Kothe, Fischer, Herman, Schleining and Chris Beesley, City Attorney. The Pledge of Allegiance was stated.

AGENDA

Councilperson Heinrich moved, with a second by Councilperson Kothe, 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 15th, 2013 regular meeting. The motion unanimously carried.

CONFLICTS OF INTEREST

No conflicts of interest were stated.

DEPARTMENT HEAD DISCUSSION

Bob Morrison, Public Works Director, gave Council an update on the cleanup days, Arbor Day Celebration coming up, aerator ponds, and mentioned that the City received an award for the Wastewater Treatment Plant operation.

Rex Harris, Community Development Director, gave Council an update on the status of West Dam, aerial mapping project and mentioned that Custer Cruising will be adding a vintage motorcycle show this year.

Laurie Woodward, Finance Officer, gave Council a brief report on the claims in for payment.

EXECUTIVE PROCLAMATION – ARBOR DAY

Councilperson Heinrich moved to approve the executive proclamation for Arbor Day. Seconded by Councilperson Kothe, the motion unanimously carried.

EXECUTIVE PROCLAMATION

WHEREAS, In 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and

WHEREAS, the holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and

WHEREAS, Arbor Day is now observed throughout the nation and the world, and

WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, lower our heating and cooling costs, moderate the temperature, clean the air, produce oxygen and provide habitat for wildlife, and

WHEREAS, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products

WHEREAS, trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community, and

WHEREAS, trees, wherever they are planted, are a source of joy and spiritual renewal,

THEREFORE, BE IT RESOLVED that I, Gary Lipp, Mayor of the City of Custer City, South Dakota, do hereby proclaim May 13th, 2013 to be

ARBOR DAY

in the City of Custer City, SD, and I urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands. Further, I urge all citizens to plant and care for trees to gladden the heart and promote the well-being of this and future generations.

CITY OF CUSTER CITY

S/Gary Lipp, Mayor

SECOND READING – ORDINANCE #731 – CAMPING

Council heard input from various people regarding their concerns with the camping ordinance. Councilperson Schleining moved to adopt Ordinance #731, Camping. The motion died for a lack of a second. The ordinance will be addressed at the May 13th General Government Committee Meeting.

AUDIT PRESENTATION

Traci Hanson with Ketel Thorstenson presented the 2012 audit. Councilperson Herman moved to approve the 2012 audit. Seconded by Councilperson Fischer, the carried with Councilperson Hattervig, Heinrich, Kothe, Fischer, Herman and Schleining voting yes.

KENNETH ZORTMAN - CONCERNS

Mr. Zortman address Council regarding his concerns with vehicles parked on the streets affecting proper snow removal and skateboards & bicycles on sidewalks. Council acknowledged Mr. Zortman's concerns.

FIRST READING – ORDINANCE #732 – FIRE SAFFETY REGULATIONS

Councilperson Herman moved to approve the first reading of Ordinance #732, Fire Safety Regulations. Seconded by Councilperson Kothe, the motion unanimously carried.

WELL CAPACITY TESTING QUOTE

Councilperson Herman moved to table the Well Capacity Testing Quote. Seconded by Councilperson Heinrich, the motion unanimously carried.

SOUTH FOURTH STREET RECONSTRUCTION PROJECT BIDDING

Councilperson Heinrich moved to approve going out for bids for the South Fourth Street Reconstruction Project. Seconded by Councilperson Kothe, the motion unanimously carried.

SOUTH FOURTH STREET CONSTRUCTION OBSERVATION & ADMIN AGREEMENT - FOURFRONT

Councilperson Herman moved to approve the construction observation and administration agreement for the South Fourth Street project with FourFront Design for \$12,074.00. Seconded by Councilperson Fischer, the motion unanimously carried.

WASTEWATER TREATMENT PLANT VFD CONSTRUCTION OBSERVATION & ADMIN AGREEMENT

Councilperson Herman moved to approve the construction observation and administration agreement for the Wastewater Treatment Plant variable frequency drives project with FourFront Design for \$2,232.50. Seconded by Councilperson Schleining, the motion unanimously carried.

REQUEST TO USE SHOWMOBILE AND WAY PARK

Councilperson Fischer moved to approve the use of Way Park and the showmobile on June 4th for the Relay for Life fundraiser and use of the showmobile at the Football Field on June 7th for the Relay for Life event. Seconded by Councilperson Kothe, the motion unanimously carried.

NEW HIRE

Bob Morrison asked that this item be tabled to a later date.

CLAIMS

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

Abernathy, Phillip, Travel & Conference, \$201.08

ALSCO, Repair & Maintenance, \$213.62

Beesley Law Office, Professional Fees, \$2947.50

Bennett, Mark, Supplies, \$100.00

Black Hills Power & Light, Utilities, \$8542.41

Black Hills Power Equipment, Repairs & Maintenance, \$243.76

Century Business Products, Supplies, \$246.48

Custer Do It Best, Supplies, \$170.39

Custer County Chronicle, Publishing, \$1590.16

Custer County, In Lieu Tax Payment, \$5152.49

Custer County Market, Supplies, \$39.94

Custer School District, In Lieu Tax Payment, \$14835.02

Custer True Value, Supplies, \$1601.09

Dacotah Bank, TIF #2 Payment, \$3523.04

Dakotacare, Insurance, \$10730.95

Dacotah Bank, TIF #4 Payment, \$792.60

Delta Dental, Insurance, \$544.80

Domek, Tom, Reimbursement, \$94.10

Durham Automotive, Repairs & Maintenance, \$325.19

Energy Lab, Professional Fees, \$55.00

Express Wireless, Supplies, \$28.00

EFTPA, Taxes, \$12968.43

FourFront Design, Professional Fees, \$13255.32

First Interstate Bank, Supplies, \$49.85

First Interstate Bank, TIF #1 Payment, \$5671.53

First Interstate Bank, TIF #4 Payment, \$792.60

GenPro, Repair & Maintenance, \$1420.30

Golden West Technologies, Professional Fees, \$1500.00
Hawkins, Supplies, \$15.00
Jenny's Floral, Supplies, \$30.94
Kellogg, Scott, Reimbursement, \$47.75
Kimball Midwest, Supplies, \$511.61
L&A Welding, Repair & Maintenance, \$125.00
Leo's Auto Repair, Repair & Maintenance, \$68.00
Morrison, Robert, Reimbursement, \$238.18
Nelson's Oil & Gas, Supplies, \$2784.84
NBS Calibrations, Repair & Maintenance, \$175.00
Paypal, Supplies, \$201.15
Petty Cash, Supplies, Travel, \$431.63
Power House, Repairs & Maintenance, \$293.26
Rapid Delivery, Professional Fees, \$21.60
S & B Motors, Supplies, \$649.27
Sander Sanitation, Garbage Collection Contract, \$13195.52
SD Association of Code Enforcement, Conference, \$60.00
State of SD, Sales Tax, \$1685.79
SD Department of Revenue, License, \$75.00
SD Governmental HR Association, Conference, \$25.00
SDML, Conference, \$75.00
SD Retirement System, \$5747.50
SDWWA, Conference, \$130.00
Shanklin's, Supplies, \$260.00
SD Supplemental Retirement Plan, \$195.00
Team Lab, Supplies, \$5515.32
Thyssenkrupp Elevator, Repair & Maintenance, \$621.04
United Way of the BH, Deductions, \$90.00
Western Stationers, Supplies, \$917.44
YMCA, Dues, \$123.00
Ziolkowski, Geney, Animal Control Contract, \$615.00
Steber, Lindsey, Utility Deposit Refund, \$11.19
Mayor & Council, \$4400.00
Finance Department, \$9383.86
Public Buildings, \$2107.33
Planner, \$7019.63
Public Works Department, \$9281.30
Street Department, \$6188.77
Parks Department, \$5212.63
Water Department, \$5416.22
Wastewater Department, \$3153.69
Total Claims \$174,734.11

PUBLIC HEARING – COMPREHENSIVE PLAN – 7:00PM

Duane Murphey presented some thoughts on septic systems. Various comments were heard regarding the Comprehensive Plan. Councilperson Schleining moved approve the Comprehensive Plan with the change of the zoning along Highway 385 South being changed to industrial. Seconded by Councilperson Hattervig, the motion carried with Councilperson Heinrich, Kothe, Fischer, Herman, Schleining and Hattervig voting yes.

COMMITTEE REPORTS

Various committee reports were given.

EXECUTIVE SESSION

Councilperson Schleining moved to go into and out of executive session for contract negotiation per SDCL 1-25-2 at 8:58 pm, with the Finance Officer, Community Development Director and Attorney present. Seconded by Councilperson Herman, the motion unanimously carried. Council came out of executive session at 9:12 pm, with no action taken.

BIG ROCK PARK LOOKOUT BIDS

Councilperson Herman moved to accept the bid from the lowest responsible bidder, RCS Construction for \$123,600.00. Seconded by Councilperson Fischer, the motion carried with Councilperson Kothe, Fischer, Herman, Schleining and Hattervig voting yes. Councilperson Heinrich abstained from voting.

ADJOURNMENT

With no further business, Councilperson Kothe moved to adjourned the meeting at 9:14 p.m. Seconded by Councilperson Herman, the motion unanimously carried.

ATTEST:

CITY OF CUSTER CITY

Laurie Woodward
Finance Officer

Gary Lipp
Mayor