

**CITY OF CUSTER CITY
COUNCIL PROCEEDINGS- REGULAR SESSION
FEBRUARY 7th, 2011**

Mayor Harold D. Stickney called to order the first regular meeting of the Common Council for the month of February, 2011 at 5:30 p.m. Present at roll call were Councilpersons Hattervig, Starr, Lipp, Murphey, Herman, Schleining, and Chris Beesley, City Attorney. The Pledge of Allegiance was stated.

AGENDA

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

MINUTES

Councilperson Murphey moved, with a second by Councilperson Schleining, to approve the minutes from the January 18th, 2011 meeting and the January 24th, 2011 retreat meeting with the correction of a name. The motion unanimously carried.

CONFLICTS OF INTEREST

No conflicts were stated.

DEPARTMENT HEAD MEETING

Bob Morrison, Public Works Director, informed the Council about possible fuel reduction money that may be available, the Tree City USA application, and pumps for the lift station along with a potential redo of the lift station.

PROCLAMATION – SUPPORT FOR THE GUARD & RESERVE

Councilperson Herman moved to approve the Mayor signing the proclamation of support for the guard and reserve. Seconded by Councilperson Starr, the motion unanimously carried.

FIRST READING – ORDINANCE #685 – SPECIAL MEETINGS

Councilperson Starr moved to adopt the first reading of ordinance #685, special meetings. Seconded by Councilperson Lipp, the motion unanimously carried.

SECOND READING – ORDINANCE #680 – ALCOHOLIC BEVERAGES

Councilperson Hattervig moved to adopt the ordinance #680, alcoholic beverages. Seconded by Councilperson Herman, the motion carried with Councilperson Hattervig, Starr, Lipp, Murphey, Herman and Schleining voting yes.

FIRST READING – ORDINANCE #684 – WEEDS

Councilperson Murphey moved to adopt the first reading of ordinance #684, weeds. Seconded by Councilperson Herman, the motion unanimously carried. The Council asked the attorney to look into the adjacent right-of-way being the landowners responsibility.

RESOLUTION #02-07-11A – FIVE YEAR PLAN

Councilperson Murphey moved to adopt Resolution #02-07-11A, adopting the five year plan. Seconded by Councilperson Hattervig, the motion unanimously carried.

RESOLUTION NO. 02-07-11A

WHEREAS, the Common Council of the City of Custer City, Custer County, South Dakota, determined that a Five Year Plan be established to set forth further development and improvement plans for the City of Custer;

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

IT IS NOW THEREFORE RESOLVED, that the City of Custer City Five Year Plan 2012 – 2016 consisting of 16 pages, (attached hereto and incorporated herein) is hereby adopted;

IT IS FURTHER RESOLVED, that said Plan shall be subject to modification as requested by staff or required by circumstances; it is further resolved that The Plan shall be reviewed by the Common Council annually by April 15th, and may be modified to insure appropriate progress.

Dated this 7th day of February 2011.

CITY OF CUSTER CITY

S/Harold D. Stickney, Mayor

RESOLUTION #02-07-11B – ALLEY VACATION BLOCK 1

Councilperson Murphey moved to adopt Resolution #02-07-11B, alley vacation for block one. Seconded by Councilperson Schleining, the motion unanimously carried.

RESOLUTION #02-07-11C – PERSONNEL MANUAL

Councilperson Hattervig moved to adopt Resolution #02-07-11C, employment application as amended. Seconded by Councilperson Herman, the motion unanimously carried.

SIREN GRANT

Councilperson Schleining authorized Mike Carter to apply for a siren grant for placement of a siren by the Fire Hall. Seconded by Councilperson Lipp, the motion unanimously carried.

ELMENTARY BUILDING UPDATE

Another meeting with members of the School Board and County Commissioners will be held later this month to further discuss the elementary building.

DOWNTOWN TIF#4 BIDS

Councilperson Starr moved to accept the bids from Complete Concrete at a total bid with alternate bids of \$1,449,820.40 for the Downtown TIF #4 project. However, the notice of award will be delayed until the contract can be modified to reflect the potential opportunity to do alternate #1. Seconded by Councilperson Lipp, the motion unanimously carried. The contract needs to be rewritten to include alternate #1 if the money becomes available.

OLD TIME COUNTRY FAIR REQUEST

Councilperson Murphey moved to approve the request from the Custer County 1881 Courthouse Museum to use Way Park, parking spaces on the east side of South 4th Street and North 4th Street to Crook Street for the Old Time Country Fair to be held July 2nd, 3rd, and 4th, 2011. Seconded by Councilperson Herman, the motion unanimously carried.

FINAL PLAT – BLOCK 97 SUBDIVISION

Councilperson Hattervig moved to approve the final plat for Block 97 subdivision. Seconded by Councilperson Murphey, the motion unanimously carried.

FINAL PLAT – NEEDLES VIEW SUBDIVISION

Councilperson Murphey moved to approve the final plat for Needles View subdivision. Seconded by Councilperson Hattervig, the motion unanimously carried.

AMENDMENT TO FRENCH CREEK TMDL PROJECT GRANT AGREEMENT

Councilperson Murphey moved to accept the first amendment to the grant agreement for French Creek TMDL project and authorize the Mayor to sign the agreement. Seconded by Councilperson Starr, the motion unanimously carried. This will decrease the grant from \$50,000 to \$30,000, as the testing that has been done has been good.

LIQUOR STORE PREMISES AND OPERATING AGREEMENTS

Councilperson Starr moved to accept the notice of intent to terminate the liquor store premises and operating agreement lease from Mike and Bobbi Alexander. Seconded by Councilperson Schleining, the motion unanimously carried. Council will invite the Alexander's to the next General Government Committee meeting, where the committee will discuss future options.

CLAIMS

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

- APWA BH Branch, Dues, \$40.00
- Adams Machining & Welding, Repairs & Maintenance, \$420.00
- Air Rider, Refund, \$500.00
- Alltel, Utilities, \$411.08
- ALSCO, Repairs & Maintenance, \$342.36
- Beesley Law Office, Professional Fees, \$2080.00
- Black Hills Power & Light, Utilities, \$7400.43
- Black Hills Truck & Trailer, Repairs & Maintenance, \$25.50
- Border States Electric, Repairs & Maintenance, \$512.58
- Buckhorn Surveying, Professional Fees, \$550.00
- Butler Machinery, Repairs & Maintenance, \$47.56
- Century Business Products, Supplies, \$189.47
- Credit Collections Bureau, \$202.50
- Culligan, Repairs & Maintenance, \$17.50
- Custer Ambulance Service, Safety Equipment, \$217.76
- Custer Car Wash, Supplies, \$10.75
- Custer Do It Best, Supplies, Repairs & Maintenance, \$114.39
- Custer County Chronicle, Publishing, \$380.71
- Delta Dental, Insurance, \$416.50
- Dakota Supply Group, Repairs & Maintenance, \$219.99
- Days Inn, Travel, \$191.97
- Dakotacare, Insurance, \$8315.59
- Energy Lab, Professional Fees, \$34.00

Express Wireless, Supplies, \$20.00
Element, Supplies, \$49.89
EFTPS, Taxes, \$12657.10
FourFront Design, Professional Fees, \$3135.65
Fair Manufacturing, Repairs & Maintenance, \$145.00
Fastenal, Supplies, \$582.06
First Interstate Bank, TIF #1, \$580.27
First Interstate Bank, Supplies, \$56.75
First Western Insurance, Insurance, \$1315.00
Flowers on Main, Other, \$30.00
Golden West Technologies, Professional Fees, \$807.50
Graphic Plus, Supplies, \$42.89
HD Supply, Supplies, \$2936.66
Hawkins, Supplies, \$3078.51
Hillyard, Supplies, \$98.62
Scott Kellogg, Reimbursement, \$60.00
Kimball Midwest, Supplies, \$949.53
King's Inn, Travel, \$79.95
Knight Security, Repairs & Maintenance, \$384.00
Labcorp, Supplies, \$147.50
Lipp, Gary, Travel, \$173.16
Nelson's Oil & Gas, Supplies, \$1848.32
Northern Safety Technology, Repairs & Maintenance, \$195.03
Petty Cash, Supplies, Travel, \$388.21
Pitney Bowes, Supplies, \$39.00
Quill, Supplies, \$519.90
Rapid Delivery, Professional Fees, \$16.50
Rapid City Telco FCU, Utilities, \$816.23
SDAEP, Conference, \$75.00
State of SD, Sales Tax, \$596.04
SDML, Dues, \$136.86
SD Retirement System, \$6052.16
SD State Executive Management, Utilities, \$27.52
Stickney, Harold, Travel, \$65.86
SD Supplemental Retirement Plan, \$100.00
USA Bluebook, Safety Equipment, \$234.34
West River International, Repairs & Maintenance, \$35.41
Wright Express, Supplies, \$1199.43
Wyss Associates, TIF #4, \$1003.25
Xcel Demo, Capital Improvements, \$102502.80
YMCA, Memberships, \$108.00
Ziolkowski, Geney, Animal Control, \$621.00
Bowman, Vanessa, Utility Deposit Refund, \$46.45
Mayor & Council, \$4250.00
Community Development, \$4350.59
Finance Department, \$8663.37
Public Buildings, \$1936.00
Public Works Department, \$6657.48
Street Department, \$7528.52
Parks Department, \$7780.03
Water Department, \$5879.44
Wastewater Department, \$7447.70
Total Claims \$221,082.04

ADJOURNMENT

With no further business, Mayor Stickney adjourned the meeting at 6:37 p.m.

ATTEST:

CITY OF CUSTER CITY

Laurie Woodward
Finance Officer

Harold D. Stickney
Mayor