

**CITY OF CUSTER CITY
COUNCIL PROCEEDINGS- REGULAR SESSION
January 6th, 2014**

Mayor Gary Lipp called to order the first regular meeting of the Common Council for the month of January, 2014 at 5:30 p.m. Present at roll call were Councilpersons Hattervig, Heinrich, Kothe, Fischer, Herman and Schleining. The Pledge of Allegiance was stated.

AGENDA

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

MINUTES

Councilperson Hattervig moved, with a second by Councilperson Kothe, to approve the minutes from the December 30th, 2013 year end 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 current projects and mentioned reviewing the sidewalk snow removal ordinance for a possibly change to allow an exemption for when temperatures are low.

Rex Harris, Community Development Director, mentioned that the phase one pre-disaster mitigation grant was approved by both FEMA and the State.

Laurie Woodward, Finance Officer, gave Council an update on the October sales tax figures and claims in for payment.

MIKE OLHEISER – TAXI CAB ORDINANCE

Mike Olheiser addressed the Council regarding his concerns with the taxi cab ordinance insurance requirement. The Council did not foresee any changes to the ordinance at this time however they will visit with the Attorney about his concerns.

KRISTEN ANDERSON – SIDEWALK SNOW REMOVAL

Kristen Anderson addressed the Council regarding sidewalk snow removal issues at her building. The Council listened to her concerns however the bill stands.

VAN ARP – JULY 5th CONCERT UPDATE & REQUEST

Van Arp gave Council an update on the July 5th concert on Pageant Hill. Van Arp also discussed the possibility of the City helping with fencing, marking of parking area, etc.

SECOND READING – ORDINANCE #741 – INTERNATIONAL BUILDING CODE ADOPTION

Councilperson Herman moved to adopt Ordinance #741, International Building Code Adoption. Seconded by Councilperson Schleining, the motion carried with Councilperson Hattervig, Heinrich, Kothe, Fischer, Herman and Schleining voting yes.

SECOND READING – ORDINANCE #742 – BUILDING PERMIT FEES

Councilperson Heinrich moved to adopt Ordinance #742, Building Permit Fees with section 15.08.040 being changed to read %any building+ Seconded by Councilperson Hattervig, the motion carried with Councilperson Heinrich, Kothe, Fischer, Herman, Schleining and Hattervig voting yes.

SECOND READING – ORDINANCE #743 – FIRE LIMITS

Councilperson Herman moved to adopt Ordinance #743, Fire Limits. Seconded by Councilperson Fischer, the motion carried with Councilperson Kothe, Fischer, Herman, Schleining, Hattervig and Heinrich voting yes.

RESOLUTION #01-06-14A – DEPOSITORIES LISTING

Councilperson Schleining moved to adopt Resolution #01-06-14A, Depositories Listing. Seconded by Councilperson Fischer, the motion unanimously carried.

RESOLUTION # 01-06-14A

A Resolution Granting Authority to Invest Municipal Funds

WHEREAS, it has been determined by the Common Council of the City of Custer City, that it is in the best interest of the City of Custer City to invest all funds not immediately needed by the City of Custer City for day to day operations; and

WHEREAS, the State of South Dakota, Department of Legislative Audit, has determined that the authority to invest City funds is a local Council decision and must be authorized each year.

NOW THEREFORE, BE IT RESOLVED, by the Common Council of the City of Custer City, that the Custer City Finance Officer, or designee, is hereby authorized to invest any such City funds, that are not immediately needed for the day to day operation of the City, from the following list of depositories, at the best interest rate available and for the period of time determined to be the most beneficial to the City.

First Interstate Bank, Custer, SD
Black Hills Federal Credit Union, Custer, SD
Edward Jones, Custer, SD

SD Public Funds Investment Trust, Sioux Falls, SD
Telco Federal Credit Union, Custer, SD
Highmark Federal Credit Union, Custer, SD
Dacotah Bank, Custer, SD

Dated this 6th day of January, 2014.

City of Custer City
S/Mayor Gary Lipp

RESOLUTION #01-06-14B – WAGE SCALE (COLA APPLIED)

Councilperson Herman moved to adopt Resolution #01-06-14B, Wage Scale (COLA applied). Seconded by Councilperson Heinrich, the motion unanimously carried.

Resolution #01-06-14B

WHEREAS, the City of Custer City has previously adopted an Employee Wage Scale; and

WHEREAS, updating and amending of said Employee Wage Scale is necessary; and

WHEREAS, the salary schedule shall be adjusted yearly according to the COLA percentage (1.5%) approved by the Common Council; and

WHEREAS, the Common Council of the City of Custer City has determined that the Employee Wage Scale be modified in accordance with the attached incorporated Employee Wage Scale, which is labeled exhibit %A;

NOW THEREFORE BE IT RESOLVED that the 2014 Employee Wage Scale is adopted and supersedes all previous Employee Wage Scales.

Dated this 6th day of January 2014.

CITY OF CUSTER CITY

S/Gary Lipp, Mayor

OFF SALE LIQUOR LICENSE NOTICE TO BIDDERS

Councilperson Fischer moved to approve placement of the notice to bidders in the paper with the bid opening on January 30th, 2014 at 2:00 pm for the off-sale liquor license. Seconded by Councilperson Heinrich, the motion unanimously carried.

DEER VALLEY COMMENT PERIOD

Several citizens addressed Council with their concerns regarding the sale of the Forest Service Deer Valley parcels. The City will be sending the Community Development Director to the next Forest Service hearing.

DESIGNATION OF OFFICIAL NEWSPAPER

Councilperson Herman moved to designate the Custer County Chronicle as the City's official newspaper. Seconded by Councilperson Fischer, the motion unanimously carried.

COMBINED ELECTION AGREEMENT

Councilperson Schleining moved to approve the combined election agreement with Custer County for the June 3rd, 2014 election. Seconded by Councilperson Herman, the motion unanimously carried.

SHERIFF'S MONTHLY REPORTS

Council acknowledged the Sheriff's monthly reports for December 2013.

BIG ROCK PARK LOOKOUT CHANGE ORDER NO 1

Councilperson Heinrich moved to approve the change order number 1 with FourFront Design for the Big Rock Park Lookout for the completion date change to May 1, 2014. Seconded by Councilperson Hattervig, the motion unanimously carried.

ADDRESS SIGNS

Council decided that the General Government Committee should discuss the possible need for address sign by the streets in cases where the house is located a distance from the street and the address numbers on the house cannot be read.

ANNUAL WAGE LISTING

Councilperson Herman moved to approve the Annual Wage Listing as presented. Seconded by Councilperson Heinrich, the motion unanimously carried.

Scott Kellogg	\$24.53	Tim Wollaston	\$19.20	Jeri Hewitt	\$18.55
Gaile Walker	\$18.55	Bill McClellan	\$21.73	John Dumire	\$19.11
Mark Bennett	\$14.28	John Christie	\$13.86	John Cotner	\$13.34
Lisa Trana	\$16.38	Lynnette Merritt	\$17.32	Kim Conwell	\$14.71

Salaried positions:

Bob Morrison	\$68,320.90	Rex Harris	\$58,960.98
Laurie Woodward	\$56,377.02		
Mayor	\$1,400 monthly	Councilpersons	\$500 monthly

CLAIMS

Councilperson Herman moved, with a second by Councilperson Kothe, to approve the following claims.

The motion unanimously carried.

- Continental Communications, Advertising, \$1519.00
- Chronicle, Publishing, \$1838.75
- Custer County Treasurer, Law Enforcement Contract, \$87176.00
- Dakotacare, Insurance, \$10096.74
- Delta Dental, Insurance, \$505.40
- Governmental FO Association, Dues, \$70.00
- SD Assoc of Code Enforcement, Dues, \$40.00
- SD Building Officials Association, Dues, \$55.00
- SD Department of Environment, Professional Fees, \$1500.00
- SD Div of Criminal Investigation, Safety, \$43.75
- SD Governmental HR Association, Dues, \$50.00
- SD Municipal League, Dues, \$1438.88
- SDML Workers Comp, Work Comp Insurance, \$15106.00
- SD Municipal Street Maintenance, Dues, \$35.00
- Tyler Technologies, Repair & Maintenance, \$12450.13
- US Forest Service, Permit, \$410.07
- USPS, Supplies, \$200.00
- YMCA, Membership, \$126.00
- Curtis, Darren, Utility Deposit Refund, \$5.51
- Total Claims, \$132,666.23

COMMITTEE REPORTS

Various committee reports were given.

EXECUTIVE SESSION

Councilperson Schleining moved to go into and out of executive session for personnel, potential litigation and contract negotiation per SDCL 1-25-2 at 7:17 pm, with the Finance Officer, Public Works Director, and Community Development Director present. Seconded by Councilperson Heinrich, the motion unanimously carried. Council came out of executive session at 7:34 pm, with no action taken.

ADJOURNMENT

With no further business, Councilperson Kothe moved to adjourn the meeting at 7:34 p.m. Seconded by Councilperson Heinrich, the motion unanimously carried.

ATTEST:

CITY OF CUSTER CITY

Laurie Woodward
Finance Officer

Gary Lipp
Mayor