

**CITY OF CUSTER CITY
COUNCIL PROCEEDINGS- REGULAR SESSION
July 20th, 2015**

Mayor Jared Carson called to order the second meeting of the Common Council for the month of July, 2015 at 5:30 p.m. Present at roll call were Councilpersons Heinrich, Neilsen, Fischer, Herman and Schleining. The Pledge of Allegiance was stated.

AGENDA

Councilperson Fischer moved to approve the agenda. Second by Councilperson Nielsen, the motion unanimously carried.

MINUTES

Councilperson Heinrich moved, with a second by Councilperson Schleining, to approve the minutes from the July 6th regular council meeting. The motion unanimously carried.

CONFLICTS OF INTEREST

No conflicts of interest were stated.

DEPARTMENT HEAD DISCUSSION

Bob Morrison, Public Works Director, discussed with Council upcoming events, repairs need to the swimming pool and the West Dam project. A West Dam Task Force group was created.

Scott Simianer, Planning Administrator, mentioned that the building permits for the year total 37 with the total valuation being \$695,000; and mentioned that 37 code violation notices have been sent out.

Laurie Woodward, Finance Officer, mentioned that sales tax filed in June 2015 is down 0.48% from last year and mentioned that Custer County signed the 2016 Law Enforcement Contract & Quit Claim Deed for South Fifth Street.

PUBLIC HEARING – MALT BEVERAGE LICENSE TRANSFER – PIZZA HUT

Councilperson Fischer moved to approve the malt beverage license transfer for Pizza Hut. Seconded by Councilperson Heinrich, the motion unanimously carried.

PUBLIC HEARING – SPECIAL MALT BEVERAGE & WINE LICENSE TO ORGANIZATION – BARK BEETLE BLUES (ARTS COUNCIL)

Council was informed that the event was cancelled and the special malt beverage & wine license is no longer needed. Councilperson Schleining moved to refund the Custer Area Arts Council the fifty dollar license fee minus the publication cost the City has incurred. Seconded by Councilperson Nielsen, the motion unanimously carried.

RESOLUTION #7-20-15A – TRANSFERRING CONTINGENCY FUNDS

Councilperson Schleining moved to adopt Resolution #7-20-15A, Transferring Contingency Funds. Seconded by Councilperson Heinrich, the motion unanimously carried.

RESOLUTION #7-20-15A

RESOLUTION TRANSFERRING CONTINGENCY FUNDS

WHEREBY, SDCL 9-21-6.1 allows the City to budget a line item for contingencies, whereas such appropriated amount may be transferred by resolution to any other appropriation in which insufficient amounts were provided.

WHEREAS, the Common Council of the City of Custer City has determined that repairs to various roads located through the City is necessary due to the rain storms that have taken place in the summer of 2015.

WHEREAS, the unexpected heavy rains and potential for further rain has created an emergency need for more gravel to be purchased.

NOW, THEREFORE BE IT RESOLVED, that the City of Custer City hereby transfers \$15,000 from the contingency appropriation line to the street department gravel appropriation line in the 2015 budget.

From: 100-4110-45900 Contingency To: 100-4312-42620 Gravel

Dated this 20th day of July, 2015.

CITY OF CUSTER CITY

S/Mayor Jared Carson

Attest: Laurie Woodward, Finance Officer

ALLEY CLOSURE REQUEST - VFW

Tony Gonsor presented a request to block off the alley east of the VFW Building and allow bikes to be on the sidewalk in front of the VFW building for taking pictures by the painting. Councilperson Herman moved to approve the alley east of the VFW being closed and allow the Veterans Memorial Committee to setup a booth in the alley during the Custer Cruisin Event. Seconded by Councilperson Fischer, the motion unanimously carried.

STREET CLOSURE REQUEST – JAN WILSON FOR NEIGHBORHOOD BBQ

Council reviewed Jan Wilson's request to close Bluebell Lane in front of 1228 Bluebell Lane and the Children's Center for a neighborhood BBQ on July 25th. No action was taken.

ADMINISTRATIVE APPROVAL OF NON-SUBDIVISION PLATS

Councilperson Fischer moved to approve the City Policy on administrative approval of non-subdivision plats as presented in writing by the Planning Administrator. Seconded by Councilperson Heinrich, the motion unanimously carried.

RESOLUTION #7-20-15B – FEE SCHEDULE AMENDMENT FOR APPROVAL OF NON-SUBDIVISION PLATS FEE

Councilperson Herman moved to adopt Resolution #7-0-15B, Fee Schedule Amendment for approval of non-subdivision plats fee. Seconded by Councilperson Fischer, the motion unanimously carried.

RESOLUTION NO. 07-20-15B

WHEREAS, the Common Council of the City of Custer City, Custer County, South Dakota, has previously adopted an Fee Schedule; and

WHEREAS; modification of said Fee Schedule was provided for in Resolution #02-17-15A; and

WHEREAS; the Common Council of the City of Custer City has determined that the Fee Schedule be modified by adding to the Planning & Community Development Fees (page 6) a \$125 approval of non-subdivision plats fee;

NOW THEREFORE BE IT RESOLVED that the Fee Schedule is amended and superseded as adopted.

Dated this 20th day of July 2015.

CITY OF CUSTER CITY

S/Jared Carson, Mayor

Attest: Laurie Woodward, Finance Officer

BLACK HILLS ECONOMIC DEVELOPMENT LIAISON APPOINTMENT

Councilperson Herman moved to approve Mayor Carson appointment of Terry Reetz as the City's liaison to the Black Hills Economic Development Committee. Seconded by Councilperson Nielsen, the motion unanimously carried.

CLAIMS

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

A&B Electric, Repairs & Maintenance, Capital Improvements, \$2157.89

Audio-Video Solutions, Repair & Maintenance, \$1357.95

Bagley, Robin, Garden Refund, \$25.00

Banner Associates, Capital Improvements, \$28736.00

Battle Mountain Humane Society, Animal Control Contract, \$1110.00

Best Western Ramkota, Travel, \$451.99

BIT Finance, Utilities, \$26.10

Black Hills Power & Light, Utilities, \$12975.25

Culligan, Repair & Maintenance, \$18.50

Custer Industrial, Supplies, \$4.28

Custer True Value, Repair & Maintenance, Supplies, \$1163.07

Domain Listings, Supplies, \$105.00

First Interstate Bank, Supplies, \$209.59

First National Bank, SRF Loan Payments, \$20116.79

Freeman's Electric, Repair & Maintenance, \$1182.28

Golden West Technologies, Professional Fees, \$606.50

Hack Company, Supplies, \$100.95

Hawkins, Supplies, \$3466.68

Hadlock, Cheryl, Professional Fees, \$4154.06

Hillyard, Supplies, \$1991.43

Kellogg, Scott, Reimbursement, \$35.92

Meyer, Carol, Garden Refund, \$25.00

Midcontinent Laboratories, Professional Fees, Supplies, \$441.00

Nelson Oil & Gas, Supplies, \$1071.20

Paypal, Supplies, \$568.56

Petty Cash, Travel, Supplies, \$244.32

Quality Weed Control Plus, Repair & Maintenance, \$1091.28

Quill, Supplies, \$127.34
Rapid Delivery, Professional Fees, \$73.00
S&B Motors, Supplies, \$176.95
Sander Sanitation, Garbage Collection Contract, \$13405.82
SD Dept of Revenue, Sales Tax, \$1884.64
SD School of Mines, Professional Fees, \$4166.66
Servall, Repair & Maintenance, \$138.84
SD One Call, Supplies, \$113.40
Tonkin, Kari, Garden Refund, \$25.00
United Way, Donations, \$181.50
USDA Loan Payment, \$8910.00
Wright Express, Supplies, \$1169.23
Krueger, Jerry/Karen, Utility Refund, \$34.70
Caylor, Janet, Utility Deposit Refund, \$13.29
Wilczynski, Tyler/Cindy, Utility Deposit Refund, \$26.48
Shadley, Sandra, Utility Deposit Refund, \$25.27
Total Claims, \$113,908.76

COMMITTEE REPORTS

Various committee reports were given.

EXECUTIVE SESSION

Councilperson Fischer moved to go into and out of executive session for proposed litigation and contract negotiations per SDCL 1-25-2(1-4) at 6:41 pm, with the Attorney, Finance Officer, Planning Administrator, and Public Works Director present. Seconded by Councilperson Herman, the motion unanimously carried. Council came out of executive session at 7:14 pm, with no action taken.

ADJOURNMENT

With no further business, Councilperson Schleining moved to adjourn the meeting at 7:15 p.m. Seconded by Councilperson Fischer, the motion carried unanimously.

ATTEST:

CITY OF CUSTER CITY

Laurie Woodward
Finance Officer

Jared Carson
Mayor