

**CITY OF CUSTER CITY  
COUNCIL PROCEEDINGS- REGULAR SESSION  
MARCH 19, 2007**

Mayor Harold D. Stickney called to order the second regular meeting of the Common Council for the month of March, 2007 at 5:30 p.m. Present at roll call were Councilpersons Schleining, Pischke, Culberson, Boyer, Scherer, Starr, and Lynn Moran, Assistant City Attorney. The Pledge of Allegiance was stated.

**AGENDA**

Councilperson Culberson moved to approve the agenda. Seconded by Councilperson Schleining, the motion unanimously carried.

**MINUTES**

Councilperson Starr moved, with a second by Councilperson Pischke, to approve the minutes from the March 5<sup>th</sup>, 2007 regular meeting. The motion carried.

**CONFLICTS OF INTEREST**

No conflicts were stated.

**DEPARTMENT HEAD DISCUSSION**

Bob Morrison, Public Works Director, discussed the number of sewer service lines as well as one main line sewer that was frozen, which is the first time in his 11 years with the City. The frost is still in the ground after you get 6 to 8 inches down.

The crews have been working on the roads and fixing potholes as soon as they can get to them and the sweeper will be out soon. Councilperson Schleining would like the businesses notified so they can sweep the sidewalks also. Bob stated that the Fire Department is looking at doing a wash down of all the streets this year which will help a lot with the City clean up.

One Calls are up which means that the building is starting up again. Councilperson Schleining also requested a date as to when the Contractors will be back to finish cleaning up the yards. Bob stated they will be coming and Rex stated that they will probably be here closer to when they can start paving. Councilperson Culberson also wondered about the sign order and Bob stated that some have come in with the others arriving soon.

Rex Harris, Community Development Director, discussed the livestock problem in town which the owners will have to get rid of due to the amended ordinance. They will receive letters notifying them of the time frame. He will also be sending letters out regarding various and numerous nuisances. This will assist in cleaning up our Community.

Rex has been contacted from DOT and they are working on getting the 5<sup>th</sup> Street project back on the 2011 schedule. Even though this would help, we still need to look at the storm sewer project sooner so that we can get the biggest bang for the buck.

Councilperson Culberson also mentioned that the crushing project at the County is going well but they could still use more cars. The white goods have come in rapidly but they need a good mix.

**SHERIFF'S OFFICE DEMONSTRATION**

Deputy Sheriff Scherer gave the Council a demonstration on the new software and computer system that each deputy uses on a daily basis in their cars. They can tie into any wireless internet connection. They also have the capability to view the cameras placed at the School or upon request, businesses that are having a specific problem. They can fill out accident forms and do case reports; audio and visual images can be added on also. The Mayor thanked Roy and Sheriff Wheeler for the demonstration and all the work they are doing.

**RESOLUTION #03-19-07 – EQUIPMENT RENTAL RATE**

The Council received and reviewed the Resolution for equipment rental rates and administrative charges. Councilperson Starr moved to adopt Resolution #03-19-07. Seconded by Councilperson Pischke, the motion unanimously carried.

**RAFFLE REQUEST**

The Custer Stampede Committee submitted a request to have two 50/50 Raffles with one at the Chamber Trade Show & Job Fair and the other being the Auction Weekend. They would also like to sell Raffle tickets from June/July/August/September with prizes drawn at the end of the month. Councilperson Starr moved to approve these requests. Seconded by Councilperson Culberson, the motion unanimously carried.

**STREET CLOSURE - RELAY FOR LIFE**

The Relay for Life Committee submitted a request regarding changes for the Relay for Life Annual Event. They would like to use the alley from the Chamber past 1<sup>st</sup> Western turn on to 7<sup>th</sup> Street and then back on Washington Street to create a track environment since the School will be doing upgrades to the football field and won't let them use the track. They would also like the use of Harbach Park, the volleyball court, public restrooms, tennis courts, horseshoe pits, the Sk8 Park, and the Showmobile; they would like a

loud speaker permit while using the Showmobile. Bob discussed various issues with closing those streets and requested that they work with him to safely close the streets. Gail Trask stated that the School has now contacted them and due to various reasons, they may be able to use the track after all. They won't know until Friday though. Also, the School will let them use the Armory in case of in climate weather. Councilperson Culberson moved to approve these requests with the stipulation that they work with Bob on the street closures. Seconded by Councilperson Schleining, the motion unanimously carried.

#### **BROWN BAG LICENSE REQUESTS**

The Chamber submitted a request for two brown bag license permits; one is for April 12<sup>th</sup> at Jenny's Floral and the other is April 26<sup>th</sup> at the Way Back Inn. Councilperson Boyer discussed the fact that the Way Back Inn is in the County and therefore we cannot act on that one. Councilperson Starr moved to approve the request for Jenny's Floral. Seconded by Councilperson Scherer, the motion unanimously carried.

#### **TRANSIENT MERCHANT PERMIT CHANGES**

Rex submitted the proposed changes to the Transient Merchant Permit fee schedule which has been to the General Government Committee as well as the Cruisin Committee. They are proposing that a 1 to 3 day permit will cost \$25; they didn't want to discourage the small weekend events. Then a 4 to 12 day permit would cost \$300. For the previously contracted vendors, this new fee would not take effect until next year. This would be across the board for all vendors; even the ones on private property. Lynn discussed that Hill City is now charging \$600 for the longer events and the vendor has to provide additional sanitation coverage at their cost. Discussion was held on the sanitation coverage being looked at for our ordinance; it's a good point for the future.

#### **KLEEMAN HOUSE**

Lynn stated that there is a tour set for tomorrow at 2 pm with Rex and that any Council members are welcome to come. The signs will be addressed now that she can get into the building.

#### **GOLF COURSE MANAGEMENT AGREEMENT**

The Council received the Golf Course Management Agreement with a few minor changes being discussed by Bob and Christine. Jason Petik, Board President, has reviewed the Agreement and sees no problems with it. Councilperson Schleining moved to approve this Agreement. Seconded by Councilperson Culberson, the motion unanimously carried.

#### **LAW ENFORCEMENT CONTRACT PROPOSAL**

Sheriff Wheeler submitted a written proposal for the Law Enforcement Contract with a 3% increase for 3 years or 2% for 5 years; all other items would stay the same. The General Government Committee accepted the proposal for 5 years and recommends the Council take action on this at their next meeting. Councilperson Schleining moved to approve the 5 year Law Enforcement Contract. Seconded by Councilperson Boyer, the motion carried. Councilperson Culberson abstained.

#### **BALL FIELD – IRRIGATION SYSTEM**

Bob discussed the proposed irrigation system for the new fields at the High School property. The School will not have any funding until July of this year when their new budget takes effect. If the City pays now, they will reimburse us in July. Rex discussed the possibility that Highmark will lay the seed as they do the final dragging. But that is when we would definitely need the water system. Rex also discussed the Joint Use Agreement and it's almost ready to go to both attorneys for review. The School will maintain the recreation facilities and the City would maintain the fields from April till October; once the School starts using the fields, then the number of months would change also. Councilperson Starr discussed the prior costs and the prior Agreement that stated the School would have to move the fields. Discussion was held on future costs and who would be picking those up; but Rex will discuss the prior costs with Dr. Creal. Discussion was also held on using the football field and the practice field; the School stated they could schedule use in the off time. Councilperson Boyer moved to approve the sprinkler system purchase once the School has sign an agreement regarding reimbursements. Seconded by Councilperson Schleining, the motion unanimously carried. The Mayor and Council thanked Rex for working on this Agreement.

#### **2006 ANNUAL REPORT**

The Council received and partially reviewed the unaudited 2006 Annual Report. After a short discussion, Councilperson Starr moved to table action on this until the next meeting to give time for further review and questions. Seconded by Councilperson Boyer, the motion unanimously carried.

#### **WAGE INCREASE**

Bob recommended Scott Kellogg for his probation completion wage increase as well as his annual merit increase. Scott is doing an excellent job and deserves these increases. Councilperson Culberson moved to approve the increase to Step 1 \$16.17 per hour effective March 19, 2007. Seconded by Councilperson Starr, the motion unanimously carried.

#### **DISCUSSION ITEMS**

The Council has invited the Hospital Board to meet and discuss future goals. After trying for an all around good date for the majority of each Board to meet, April 30<sup>th</sup> at 7:00 p.m. was settled on.

Rex and Bob are about a week out on having the preliminary street plan reviewed. Mayor Stickney stated that he and Rex are behind on getting to the Liquor Store remodeling but will be doing that soon. Rex discussed his assessment of the present facility and how to enlarge without having to move the Store twice.

### **CLAIMS**

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

A&B Welding, Supplies, \$90  
American Linen, Repair & Maintenance, \$181.52  
BH Power, Utilities, \$9276.58  
Century Business Products, Supplies, \$84.24  
Chamber of Commerce, Sales Tax Subsidy, \$1257.93  
Community Health System, Sales Tax Subsidy, \$10043.81  
Custer Gas Service, Supplies, \$24.52  
Custer Hospital, Safety, \$78  
Custer True Value, Supplies, \$28.98  
Dakota Backup, Professional Services, \$40.80  
Dakota Steel & Supply, Supplies, \$954  
Diesel machinery, Repair & Maintenance, \$243.06  
Enviromaster, Supplies, \$22  
Envision Design, Professional Services, \$17582.56  
First Western Bank, TIF Payment, \$1090.54  
French Creek Supply, Supplies, \$76.01  
Fresh Start Convenience, Supplies, \$906.01  
Golden West Companies, Utilities, \$670.76  
Golden West Technologies, Repair & Maintenance, Supplies, \$250  
Governor's Office, Travel & Conferences, \$125  
Hach Company, Supplies, \$80.45  
Hawkins Chemical, Supplies, \$4360.20  
Hillyard Floor, Supplies, \$266.64  
Itron, Repair & Maintenance, \$444.54  
Kelly Inn, Travel & Conferences, \$118  
Knight Security, Repair & Maintenance, \$540  
Light & Siren, Supplies, \$351.90  
Lynnette Merritt, Reimbursement, \$142.12  
Mobile Wash Unit, Repair & Maintenance, \$248.56  
One Call Systems, Supplies, \$14  
Quill Corporation, Supplies, \$41.99  
Republic Beverage, Supplies, \$4684.89  
S&B Motor Parts, Supplies, \$98.85  
Sander Sanitation Service, Repair & Maintenance, \$7742.28  
SD Dept. Revenue, Testing Fees, \$13  
SD Municipal League, Travel & Conferences, \$84  
SD State Mgmt Finance, Utilities, \$27.45  
Sioux Pipe, Repair & Maintenance, \$1516.57  
Team Laboratory Chemical, Supplies, \$360.50  
USA Blue Book, Supplies, \$103.26  
Wellmark, Health Insurance, \$5799  
Western SD Hydrology Conference, Travel & Conferences, \$50  
Total Claims \$70,114.52

### **ADJOURNMENT**

With no further business, Mayor Stickney adjourned the meeting at 7:13 p.m.

ATTEST:

CITY OF CUSTER CITY

Christine Redden  
Finance Officer

Harold D. Stickney  
Mayor