

CITY OF CUSTER CITY
COUNCIL PROCEEDINGS- REGULAR SESSION
April 15th, 2013

Mayor Gary Lipp called to order the second regular meeting of the Common Council for the month of April, 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 Schleining moved, with a second by Councilperson Fischer, to approve the minutes from the April 1st, 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 aerator ponds, traffic signal at Highway 16 & 385 and snow removal.

Kim Conwell, Community Development Technician, gave Council an update on the upcoming public hearing for the Comprehensive Plan which will be held May 6th and mentioned that the new snow removal ordinance will take effect on May 1st.

Laurie Woodward, Finance Officer, gave Council a brief report on the claims in for payment and a work session for Council that is scheduled for April 23, 2013 to work on the Five Year Plan.

MALT BEVERAGE LICENSE TRANSFER – PIZZA WORKS

Councilperson Herman moved to approve the malt beverage license transfer for Pizza Works contingent upon payment and proof of insurance. Seconded by Councilperson Heinrich the motion unanimously carried.

FIRST READING – ORDINANCE #731 - CAMPING

Councilperson Schleining moved to approve the first reading of Ordinance #731, Camping. Seconded by Councilperson Hattervig, the motion unanimously carried.

RESOLUTION #04-15-13A – BRIDGE INSPECTION

Councilperson Herman moved to approve Resolution #04-15-13A, Bridge Inspection with Brosz Engineering, Inc. Seconded by Councilperson Kothe, the motion unanimously carried.

RESOLUTION #04-15-13A

BRIDGE REINSPECTION

FOR USE WITH SDDOT RETAINER CONTRACTS

Whereas, Title 23, Section 151, United States Code and Title 23, Part 650, Subpart C, Code of Federal Regulations, requires initial inspection of all bridges and reinspection at intervals not to exceed two years with the exception of reinforced concrete box culverts that meet specific criteria. These culverts are reinspected at intervals not to exceed four years.

Therefore, the City of Custer is desirous of participating in the Bridge Inspection Program using Bridge Replacement funds.

The City requests SDDOT to hire Brosz Engineering, Inc for the inspection work. SDDOT will secure Federal approvals, make payments to the Consulting Engineer for inspection services rendered, and bill the City for 20% of the cost. The City will be responsible for the required 20% matching funds.

Dated this 15th day of April, 2013, at Custer, South Dakota

S/Gary Lipp, Mayor

RESOLUTION #04-15-13B – TAILGATE SAFETY MEETING FORM

Councilperson Schleining moved to approve Resolution #04-15-13B, Tailgate Safety Meeting Form. Seconded by Councilperson Hattervig, the motion unanimously carried.

RESOLUTION # 04-15-13B

WHEREAS, the City of Custer City has previously adopted a Safety Manual; and

WHEREAS, updating and amending of said Employee Safety Manual was provided for in Resolution 07-16-12B; and

WHEREAS, the Common Council of the City of Custer City has determined that a Tailgate Safety Meeting Form is necessary and desirable.

NOW THEREFORE BE IT RESOLVED that the Safety Manual is amended to include the attached exhibit "A", Tailgate Safety Meeting Form, as though set forth in full herein, and adopted by reference.

Dated this 15th day of April, 2013.

City of Custer City

S/Gary Lipp, Mayor

RAFFLE REQUEST – CUSTER STAMPEDE BUFFALO ART AUCTION, CUSTER COUNTY DEMOCRATS, SOUTHERN BH REALTORS FOR KIDS

Councilperson Hattervig moved to approve the raffle request for the Custer Stampede Buffalo Art Auction to be held May 24th thru September 28th, 2013; Custer County Democrats to be held April 15th thru April 27th, 2013; and the Southern Black Hills Association of Realtors for Kids to be held April 15th, 2013 thru December 31, 2013. Seconded by Councilperson Kothe, the motion unanimously carried.

POOL MANAGEMENT CONTRACT

Councilperson Hattervig moved to approve the Pool Management Contract with the YMCA for \$14,000 for the 2013 pool season. Seconded by Councilperson Heinrich, the motion carried with Councilperson Hattervig, Heinrich, Kothe, Fischer, Herman and Schleining voting yes.

YMCA USE AGREEMENT

Councilperson Hattervig moved to approve the temporary use agreement with the YMCA for use of the Custer Community Center Gym. Seconded by Councilperson Kothe, the motion unanimously carried.

BIG ROCK PARK LOOKOUT FOURFRONT CONTRACT AMENDMENT

Councilperson Herman moved to approve the Big Rock Park Lookout contract amendment with FourFront Design for \$2,500. Seconded by Councilperson Schleining, the motion carried with Councilperson Heinrich, Kothe, Fischer, Herman, Schleining and Hattervig voting yes.

PARK & RECREATION COMMITTEE EXPENDITURE

Councilperson Heinrich moved to approve the Park & Recreation Committee request to expense \$4,000 on the East Ball Field. Seconded by Councilperson Schleining, the motion carried with Councilperson Kothe, Fischer, Herman, Schleining, Hattervig and Heinrich voting yes.

WELL CAPACITY TESTING QUOTE

Councilperson Herman moved to table the well capacity testing quote until the next meeting. Seconded by Councilperson Heinrich, the motion unanimously carried.

SHERIFF'S REPORTS

Council acknowledged the monthly Sheriff's reports for January – March 2013.

STREET CLOSURE REQUEST – FRESHMAN IMPACT

Councilperson Herman moved to approve the street closure request for closure of Lincoln Street for the entire day and closure of Montgomery Street between 5th Street and 6th Street from 11:30 am to 3:30 pm for the Freshman Impact event to be held on May 8th, 2013. Seconded by Councilperson Kothe, the motion unanimously carried.

EMPLOYEE RESIGNATION

Councilperson Herman moved to accept the resignation of Tom Domek effective April 19th, 2013 and thanked him for his service. Seconded by Councilperson Kothe, the motion unanimously carried.

CUSTODIAL MAINTENANCE WORKER

Councilperson Fischer moved to approve utilization of the recently received application to possibly fill the vacancy created in the custodial maintenance worker position. Seconded by Councilperson Herman, the motion unanimously carried.

CLAIMS

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

5280 Consulting, Professional Fees, \$4000.00
AFLAC, Insurance, \$544.99
ALSCO, Repair & Maintenance, \$212.88
BPro, Publishing, \$200.00
BH Occupational Medicine, Supplies, \$268.00
Black Hills Power & Light, Utilities, \$9708.70
BH Economic Development, Dues, \$100.00
Butler Machinery, Repairs & Maintenance, \$1398.05
Century Business Products, Supplies, \$162.08
Culligan, Repairs & Maintenance, \$54.50
Custer Car Wash, Supplies, \$5.50
Custer Community Health Services, Sales Tax Subsidy, \$23548.04
Chamber of Commerce, Conference, \$45.00
Chamber of Commerce, Sales Tax Subsidy, \$4263.33
Custer County Treasurers, Law Enforcement Contract, \$85000.00
Custer Gas, Utilities, 143.09
Custer True Value, Supplies, \$917.41

Dakota Supply, Supplies, \$2120.54
Durham Automotive, Repairs & Maintenance, \$259.75
FourFront Design, Professional Fees, \$517.19
Fastenal, Supplies, \$227.98
First Interstate Bank, Supplies, \$49.80
French Creek Supply, Supplies, \$891.50
Golden West Technologies, Professional Fees, \$270.00
Hach Company, Supplies, 904.15
Hadlock, Cheryl, Professional Fees, \$4154.06
Hawkins, Supplies, \$5967.20
Jenny's Floral, Supplies, \$30.95
Ketel Thorstenson, Audit, \$12825.09
Kone, Repair & Maintenance, \$780.00
Lamar, Advertising, \$560.00
Lawrence & Schiller, Advertising, \$25612.32
Lighting Maintenance, Repairs & Maintenance, \$136.48
Paypal, Supplies, \$122.29
Petty Cash, Supplies, Travel, \$231.00
Pitney Bowes, Supplies, \$500.00
Quill, Supplies, \$79.43
Rapid City Telco Federal Credit Union, Travel, Utilities, Supplies, \$1367.40
SRF Loan Payment, \$4639.68
SD One Call, Supplies, \$12.60
S & B Motors, Supplies, \$674.45
Sander Sanitation, Repairs & Maintenance, \$225.00
SDAEP, Dues, \$120.00
SDML, Conference, \$140.00
SD State Executive Management, Utilities, \$32.23
Sturgis Motorcycle Rally, Advertising, \$250.00
Unemployment, Insurance, \$962.13
USDA Rural Development Loan Payment, \$8910.00
USA Bluebook, Supplies, \$266.69
Western Stationers, Supplies, \$460.00
Wright Express, Supplies, \$1940.07
Lowery, Laurie, Utility Deposit Refund, \$42.79
Total Claims \$206,854.34

COMMITTEE REPORTS

Various committee reports were given.

EXECUTIVE SESSION

Councilperson Herman moved to go into and out of executive session for personnel, potential litigation and contract negotiation per SDCL 1-25-2(3)(4) at 6:34 pm, with the Finance Officer, Public Works Director and Attorney present. Seconded by Councilperson Heinrich, the motion unanimously carried. Council came out of executive session at 7:36 pm, with no action taken.

OUTSIDE CITY SEWER RATE – JOSEPH & DEBRA LONG

No action taken was taken on the letter received from Joseph & Debra Long.

ADJOURNMENT

With no further business, Councilperson Kothe moved to adjourned the meeting at 7:37 p.m. Seconded by Councilperson Heinrich, the motion unanimously carried.

ATTEST:

CITY OF CUSTER CITY

Laurie Woodward
Finance Officer

Gary Lipp
Mayor