

**CITY OF CUSTER CITY
COUNCIL PROCEEDINGS- REGULAR SESSION
April 1st, 2013**

Mayor Gary Lipp called to order the first 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 March 18th, 2013 regular meeting and March 18th Board of Equalization meeting. The motion carried with Councilperson Hattervig, Kothe, Fischer, Herman and Schleining voting yes while Councilperson Heinrich abstained.

CONFLICTS OF INTEREST

Councilperson Herman stated he would be abstaining from voting on the Temporary Street Closure Request. No other conflicts of interest were stated.

DEPARTMENT HEAD DISCUSSION

Bob Morrison, Public Works Director, gave Council an update on the hospital service line, wastewater aerator pond liner, bug trees and upcoming projects.

Rex Harris, Community Development Director, gave Council an update on the upcoming Planning Commission Meeting in which they will be discussing the non-conforming lots, the status of the West Dam project and the status of the Big Rock Pak Trail project.

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

SECOND READING – ORDINANCE #727 – LAWN MAINTENANCE

Councilperson Schleining moved to adopt Ordinance #727, Lawn Maintenance. Seconded by Councilperson Herman, the motion carried with Councilperson Hattervig, Heinrich, Kothe, Fischer, Herman and Schleining voting yes.

SECOND READING – ORDINANCE #730 – SNOW AND ICE REMOVAL

Councilperson Herman moved to adopt Ordinance #730, Snow and Ice Removal. Seconded by Councilperson Kothe, the motion carried with Councilperson Heinrich, Kothe, Fischer, Herman, Schleining and Hattervig voting yes.

EXECUTIVE PROCLAMATION – BARK BEETLE BLUES WEEK

Councilperson Herman moved to approve the Executive Proclamation for Bark Beetle Blues Week and authorize the Mayor to sign. Seconded by Councilperson Fischer, the motion unanimously carried.

Executive Proclamation
Office of the Mayor

Whereas, the mountain pine beetle, (*Dendroctonus ponderosae*) has decimated the Black Hills for 17 years since 1997; and,

Whereas, pine engraver beetles (*Ips pini*) are rising in the Black Hills to add to the destruction of their elder brothers; and,

Whereas, the citizens of Custer and the Black Hills have battled through the blight with courage and conviction in the face of dramatic landscape changes; and,

Whereas, the people of Custer and the Black Hills need a way to deal with the cycle of grief and woe caused by this natural calamity; and,

Whereas, the festivities so organized by the Custer Area Arts Council subcommittee the “Bark Beetle Blues” provide a means to face these large scale landscape changes; and,

Whereas, these events celebrate the human creative impulse to create art to address these changes, whether the artistic expression be music, poetry, sound, story, fine wood working, photography, needle point or any of the other fine examples seen by the people of the Black Hills,

Now, Therefore, I, Mayor Gary Lipp, by order of the City Council here gathered and by signature of all here do hereby proclaim April 8 - 13, 2013

as
“Bark Beetle Blues Week”
in Custer City, South Dakota,

IN WITNESS WHEREOF, I have hereunto set my hand and caused this seal of the City of Custer City to be affixed this 1st day of April in the year Two Thousand and Thirteen.

City of Custer City
S/Gary Lipp, Mayor

EXECUTIVE PROCLAMATION – MILITARY KIDS DAY

Councilperson Hattervig moved to approve the Executive Proclamation for Military Kids Day and authorize the Mayor to sign. Seconded by Councilperson Heinrich, the motion unanimously carried.

Executive Proclamation
Office of the Mayor

Whereas, Thousands of brave American Soldiers from South Dakota have demonstrated their courage and commitment to freedom by serving the armed forces of the United States of America in Afghanistan, Iraq and around the world; and,

Whereas, A great number of these Soldiers, Sailors, Airmen and Marines have left families with children behind; and,

Whereas, Hundreds of South Dakota’s children have at least one parent currently serving active military duty; and, Whereas, These children are a source of pride and honor to us all in South Dakota, it is only fitting that we take time to recognize their contributions, celebrate their spirit and let our men and women in uniform know that, while they are taking care of us, we are taking care of their children; and,

Whereas, The recognition of April 12, 2013 as “Purple Up for Military Kids” Day will allow us to pay tribute to military children for their commitment, struggles and their unconditional support of our troops – because when parents serve in the military, their children serve too; and,

Whereas, A special day to salute our military children will encourage support for Operation: Military Kids and other organizations established to provide local support to military children and families:

Now, Therefore, I, Gary Lipp, Mayor of the City of Custer City, South Dakota, do hereby proclaim April 12, 2013 as
“PURPLE UP! FOR MILITARY KIDS” DAY

in Custer City, South Dakota, and I urge all citizens, business and government leaders, to observe this day by wearing purple in order to, honor, support and thank our military children.

In Witness Whereof, I have hereunto set my hand and caused to be affixed the Great Seal of the city of Custer City, South Dakota, this 1st Day of April in the Year of Our Lord, Two Thousand and Thirteen.

City of Custer City
S/Gary Lipp, Mayor

GOLF CORPORATION ANNUAL REPORT

Dennis Shreves , President of the Custer Golf Corporation presented Council with the 2012 financials.

AERIAL MAPPING CONTRACT - FOURFRONT

Councilperson Herman moved to approve the contract with FourFront Design for aerial mapping for \$26,000. Seconded by Councilperson Heinrich, the motion carried with Councilperson Kothe, Fischer, Herman, Schleining, Hattervig and Heinrich voting yes.

GOLD DISCOVERY DAYS REQUEST

Councilperson Herman moved to approve the Gold Discovery Days request for 2013 which includes use of Harbach Park for July 26th, closure of Washington Street from 8th Street to 6th Street for July 26th, use of grass area east of the Chamber for July 26th, closure of 7th Street from Mt Rushmore Road north one block for July 26th, closure of all streets intersecting with Mt Rushmore on both north and south from 9th Street to 2nd Street for July 27th, closure of Washington Street from 6th Street to 8th Street as well as 7th Street from Washington north to the alley for July 27th, use of Harbach Park along with the grass area east of the Chamber for July 27th and use of Way Park along with parking area west of the Park for July 26th – 28th. Seconded by Councilperson Heinrich, the motion unanimously carried.

RAFFLE REQUEST – CUSTER AREA ARTS COUNCIL

Councilperson Schleining moved to approve the raffle request for the Custer Area Arts Council Bark Beetle Blues fundraiser to be held April 6th – 13th, 2013. Seconded by Councilperson Hattervig, the motion unanimously carried.

FINAL PLAT – SAXTON SUBDIVISION

Councilperson Hattervig moved to approve the final plat of the Saxton Subdivision, Plat of Lots B1 and B2 of Lot B of Revised Tract Stoddard of Tract B2 and Tract Stoddard of Saxton Subdivision of Tract B. Seconded by Councilperson Herman, the motion unanimously carried.

ASPHALT SURFACE TREATMENT BIDS

Councilperson Herman moved to approve the bid from Bituminous Paving for CRS-2P at a unit price of \$3.65 (total of \$50,501.40), aggregate at a unit price of \$65.00 (total of \$28,275.00) and CSS-1 fog seal at a unit price of \$2.70 (total of \$11,674.80). Seconded by Councilperson Kothe, the motion carried with Councilperson Fischer, Herman, Schleining, Hattervig, Heinrich and Kothe voting yes.

APPROVAL OF VOLUNTEER LIST

Councilperson Herman moved to approve the volunteer list from March 24th, 2013, which is on file in the Finance Office, for those that helped with the Custer Community Center project. Seconded by Councilperson Fischer, the motion unanimously carried.

TEMPORARY STREET CLOSURE REQUEST

Councilperson Schleining moved to approve the temporary street closure request from Cody Herman for South 4th Street during a Fun Run for Healthy Kids Day on April 20th, 2013. Seconded by Councilperson Fischer, the motion unanimously carried. Councilperson Herman excused himself from the meeting for this item and abstained from voting.

CLAIMS

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

ALSCO, Repair & Maintenance, \$106.81
AmericInn, Travel, \$94.99
Beesley Law Office, Professional Fees, \$2072.50
Blackhills.com, Advertising, \$120.00
Black Hills Power & Light, Utilities, \$3093.91
Butler Machinery, Supplies, \$25.35
Carson Drug, Supplies, \$28.78
Chronicle, Publishing, \$500.01
Dacotah Bank, TIF Payment, \$2509.09
Dakotacare, Insurance, \$10403.41
Dakota Pump & Control, Capital Improvements, \$49719.48
Delta Dental, Insurance, \$544.80
Energy Lab, Professional Fees, \$665.00
EFTPS, Taxes, \$12951.88
FourFront Design, Professional Fees, \$7880.86
First Interstate Bank, TIF Payment, \$1417.89
Frontier Photo, Supplies, \$440.63
Golden West Technologies, Professional Fees, \$55.00
Hillyard, Supplies, \$214.99
Kellogg, Scott, Reimbursement, \$150.40
Lexis Nexis, Supplies, \$39.49
Menards, Supplies, \$110.71
Petty Cash, Supplies, Travel, \$552.24
RCS Construction, Capital Improvements, \$22950.18
SDML, Conference, \$250.00
SD Public Assurance Alliance, Insurance, \$36538.72
SD Retirement System, \$5662.20
SD Supplemental Retirement, \$195.00
Superior Lamp, Supplies, \$612.04
USA Bluebook, Supplies, \$227.94
Vermeer, Supplies, \$159.02
YMCA, Membership, \$123.00
Ziolkowski, Geney, Animal Control Contract, \$628.00
Bradeen, Ron, Utility Deposit Refund, \$67.09
Larry Meredith, Utility Deposit Refund, \$12.32
Mayor & Council, \$4400.00
Finance Department, \$9383.85
Public Buildings, \$2156.61
Planner, \$7419.64
Public Works Department, \$9462.60
Street Department, \$6632.19
Parks Department, \$5260.44
Water Department, \$3945.27
Wastewater Department, \$3196.05
Total Claims \$212,980.38

COMMITTEE REPORTS

Various committee reports were given.

BREAK 6:44-6:53

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 6:54 pm, with the Finance Officer, Public Works Director, Community

Development Direct and Attorney present. Seconded by Councilperson Schleining, the motion unanimously carried. Council came out of executive session at 7:55 pm, with no action taken.

ADJOURNMENT

With no further business, Councilperson Kothe moved to adjourned the meeting at 7:57 p.m. Seconded by Councilperson Heinrich, the motion unanimously carried.

ATTEST:

CITY OF CUSTER CITY

Laurie Woodward
Finance Officer

Gary Lipp
Mayor