

**CITY OF CUSTER CITY
COUNCIL PROCEEDINGS- REGULAR SESSION
JANUARY 3rd, 2011**

Mayor Harold D. Stickney called to order the first regular meeting of the Common Council for the month of January, 2011 at 5:30 p.m. Present at roll call were Councilpersons Hattervig, Starr, Lipp, Murphey, Herman, Schleining, and Chris Beesley, City Attorney. The Pledge of Allegiance was stated.

AGENDA

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

MINUTES

Councilperson Murphey moved, with a second by Councilperson Herman, to approve the minutes from the December 30th, 2010 year-end meeting. The motion unanimously carried.

CONFLICTS OF INTEREST

Councilperson Hattervig stated he would abstain from any action on the VFW raffle request and Councilperson Starr stated he would abstain from any action on the contractor license ordinance. No other conflicts were stated.

DEPARTMENT HEAD MEETING

Bob Morrison, Public Works Director, Roger Hodson with American Engineering and Mike Tietz with South Dakota DENR, addressed the council about pumping the contaminated ground water that was discovered due to the courthouse project into the storm sewer. The contamination level is so low that it wouldn't cause any problems to the city's system. The pumping would take about 4-5 weeks and would be metered so the city can charge the cost out. Rex, Bob and the attorney will be working with DENR on specifics. DENR and American Engineering will be working together so see if they can find the source of the contamination.

SECOND READING – ORDINANCE #681 – DELINQUENT ACCOUNT FEE

Councilperson Herman moved to adopt ordinance #681, Delinquent Account Fee. Seconded by Councilperson Lipp, the motion carried with Councilperson Hattervig, Starr, Lipp, Murphey, Herman and Schleining voting yes.

SECOND READING – ORDINANCE #679 – CONTRACTOR LICENSE

Councilperson Murphey moved to adopt ordinance #679, Contractor License. Seconded by Councilperson Hattervig, the motion carried with Councilperson Lipp, Murphey, Herman, Schleining and Hattervig voting yes, while Councilperson Starr abstained.

FIRST READING – ORDINANCE #683 – CLASSES OF PENALTIES

Councilperson Starr moved to adopt the first reading of ordinance #683, Classes of Penalties. Seconded by Councilperson Lipp, the motion unanimously carried.

RESOLUTION #01-03-11A – ANNUAL DEPOSITORY LISTING

Councilperson Starr moved to adopt Resolution #01-03-11A Annual Depository Listing. Seconded by Councilperson Herman, the motion unanimously carried.

RESOLUTION # 01-03-11A

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 3rd day of January, 2011.

S/ Mayor Harold D. Stickney

COLD DISCOVERY DAYS

Councilperson Starr moved to approve the use of Pageant Hill, the Chamber of Commerce, Grace Coolidge Building, Tennis Courts, and Horseshoe pits on March 6th, and West Dame and the Grace Coolidge Building on March 7th for the 2010 Cold Discovery Days, pending certificate of insurance be filed at City Hall. Seconded by Councilperson Hattervig, the motion unanimously carried.

FINAL PLAT – WOOD SUBDIVISION

Councilperson Herman moved to approve the final plat for Wood Subdivision, plat of lots B and C of Tract 2 of Wood Subdivision, as Planning Commission recommended approval. Seconded by Councilperson Murphey, the motion unanimously carried.

ENGINEERING REQUEST FOR PROPOSALS – SANITARY SEWER ASSESSMENT

Councilperson Herman moved to approve the request for proposals for the sanitary sewer assessment, with the Public Works Committee being the selection committee. Seconded by Councilperson Hattervig, the motion unanimously carried.

OFFICIAL NEWSPAPER DESIGNATION

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

RAFFLE REQUEST

Councilperson Murphey moved to approve the VFW's raffle request for a raffle to be held during the Super Bowl. Seconded by Councilperson Herman, the motion unanimously carried, with Councilperson Hattervig abstaining.

EMPLOYEE STEP INCREASE

Councilperson Schleining moved to approve the wage increases for John Gilliland to Step 8 at \$15.63 effective 1/1/11, Bob Morrison to Step 9 at \$63,447.29 effective 1/1/11, and Rex Harris to Step 5 at \$54,755.05 effective 1/1/11. Seconded by Councilperson Herman, the motion unanimously carried.

ANNUAL WAGE LISTING

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

Scott Kellogg	\$22.12	Tim Wollaston	\$17.31		
Jeri Hewitt	\$16.73	Gaile Walker	\$16.73	Bill McClellan	\$19.60
Kirk Johnson	\$16.33	John Dumire	\$17.23	Dan Harbison	\$14.79
Rebecca Caffee	\$14.08	John Gilliland	\$15.63	Lisa Trana	\$14.34
Lynnette Merritt	\$16.08	Kim Conwell	\$12.10		
Salaried positions:					
Bob Morrison	\$63,447.29	Rex Harris	\$54,755.05	Laurie Woodward	\$49,350.00

CLAIMS

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

- American Public Works, Dues, \$238.00
- Black Hills Resource Conservation, Dues, \$115.00
- Black Hills Digital Strategy, BID Board, \$10000.00
- Custer County Treasurers, Law Enforcement, \$79829.25
- Dakotacare, Health Insurance, \$7609.64
- Golden West Technologies, Professional Fees, \$160.00
- Itron, Repair & Maint., \$620.58
- Kellogg, Scott, Reimbursement, \$267.40
- SD DENR, Dues, \$108.00
- SD DENR, Professional Fees, \$1500.00
- SD Municipal League, Dues, \$1066.00
- SD Municipal League Work, Workman's Comp, \$17123.00
- SD Retailers Assoc., Dues, \$150.00
- SD Water & Wastewater Assoc, Dues, \$30.00
- Tyler Technologies, Utilities, \$10862.60
- US Postal Service, Supplies, \$185.00
- USDA Forest Service, Permit Fees, \$258.88
- YMCA, Memberships, \$108.00
- Berry, Arlene, Utility Deposit Refund, \$33.21

Total Claims \$130,264.56

BREAK 6:30-6:37

EXECUTIVE SESSION

Councilperson Lipp moved to go into and out of executive session for personnel and contract negotiation at 6:37 with the finance officer, community development director, public works director and attorney present. Seconded by Councilperson Murphey the motion unanimously carried. Council came out of executive session at 7:00 with no action taken.

ADJOURNMENT

With no further business, Mayor Stickney adjourned the meeting at 7:00 p.m.

ATTEST:

CITY OF CUSTER CITY

Laurie Woodward
Finance Officer

Harold D. Stickney
Mayor