

**CITY OF CUSTER CITY
COUNCIL PROCEEDINGS- REGULAR SESSION
JANUARY 3rd, 2012**

Mayor Gary Lipp called to order the first regular meeting of the Common Council for the month of January, 2012 at 5:30 p.m. Present at roll call were Councilpersons Hattervig, Heinrich, Fischer, Lampert, Herman, Schleining, and Chris Beesley, City Attorney. The Pledge of Allegiance was stated.

AGENDA

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

MINUTES

Councilperson Lampert moved, with a second by Councilperson Hattervig, to approve the minutes from the December 30th, 2011 year-end meeting. The motion carried with Councilpersons Hattervig, Heinrich, Fisher, Lampert and Schleining voting yes, while Councilperson Herman abstained.

CONFLICTS OF INTEREST

No conflicts were stated.

DEPARTMENT HEAD MEETING

Bob Morrison, Public Works Director, gave the Council a brief update on the water pumping figures, bug trees, and the Sheriff's building removal.

Rex Harris, Community Development Director, gave the Council an update on the Department of Transportation's project for downtown Custer, which will include new traffic lights.

Laurie Woodward, Finance Officer, gave Council a brief report on the claims in for payment.

JOHN BISSELL – SEWER BACKUP CLAIM

John Bissell address the Council regarding the sewer backup in his basement and the City's insurance denial of his claim. Councilperson Herman moved to table this matter till the January 17th Council Meeting. Seconded by Councilperson Heinrich, the motion unanimously carried.

SECOND READING – ORDINANCE #708 – MICROBREW 10%

Councilperson Hattervig moved to adopt ordinance #708, Microbrew Ten Percent. Seconded by Councilperson Lampert, the motion carried with Councilperson Hattervig, Heinrich, Fischer, Lampert, Herman and Schleining voting yes.

SECOND READING – ORDINANCE #709 – WATER CONSERVATION

Councilperson Schleining moved to adopt ordinance #709, Water Conservation. Seconded by Councilperson Heinrich, the motion carried with Councilperson Heinrich, Fischer, Lampert, Herman, Schleining and Hattervig voting yes.

FIRST READING – ORDINANCE #710 – FLOOD DAMAGE PREVENTION

Councilperson Schleining moved to approve the first reading of ordinance #710, Flood Damage Prevention. Seconded by Councilperson Heinrich, the motion unanimously carried.

RESOLUTION #01-03-12A – ANNUAL DEPOSITORY LISTING

Councilperson Lampert moved to adopt Resolution #01-03-12A Annual Depository Listing. Seconded by Councilperson Heinrich, the motion unanimously carried.

RESOLUTION # 01-03-12A

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, 2012.
S/Mayor Gary Lipp

RIGHT-OF-WAY AGREEMENT - DOT

Councilperson Herman moved to authorize the Mayor to sign the DOT right-of-way agreements and paperwork relating to project PH 0089(07)58, which is the Montgomery and Sylvan Lake Road intersection. Seconded by Councilperson Lampert, the motion unanimously carried.

COMBINED ELECTION AGREEMENT

Councilperson Hattervig moved to approve the combined election agreement with Custer County for the June 5th, 2012 election. Seconded by Councilperson Fischer, the motion unanimously carried.

MINISTERIAL ALLIANCE REQUEST

Councilperson Herman moved to approve giving the Custer Ministerial Alliance \$500.00 with a letter from the Mayor. Seconded by Councilperson Lampert, the motion carried with Councilpersons Fischer, Lampert, Herman, Hattervig and Heinrich voting yes while Councilperson Schleining abstained.

OFFICIAL NEWSPAPER DESIGNATION

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

EXECUTIVE SESSION

Councilperson Herman moved to go into and out of executive session at 6:30 p.m. for personnel matters with the Attorney, Finance Officer, Public Works Director and Community Development Director present. Seconded by Councilperson Schleining, the motion unanimously carried. The Finance Officer and Community Development Director left the session and the Public Works Supervisor joined the session at 6:33 p.m. The Public Works Director and Public Works Supervisor left the session and the Community Development Director joined the session at 6:45 p.m. The Finance Officer joined the executive session at 6:50 p.m. Council came out of executive session at 7:07 p.m.

EMPLOYEE STEP INCREASES

Councilperson Schleining moved to approve the wage increases for John Dumire to Step 6 at \$17.75 per hour effective 12/19/11, Gaile Walker to Step 6 at \$17.23 per hour effective 12/19/11, and Kim Conwell to Step 2 at \$13.14 effective 1/1/12. Seconded by Councilperson Lampert, the motion unanimously carried. Councilperson Herman moved to change the starting wage for the public works/planning technician to \$12.76 per hour. Seconded by Councilperson Heinrich the motion unanimously carried.

ANNUAL WAGE LISTING

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

Scott Kellogg	\$22.79	Tim Wollaston	\$17.31		
Jeri Hewitt	\$17.23	Gaile Walker	\$17.23	Bill McClellan	\$20.18
Kirk Johnson	\$16.82	John Dumire	\$17.75	Mark Bennett	\$12.76
Rebecca Caffee	\$14.50	Lisa Trana	\$14.77	Lynnette Merritt	\$16.56
Kim Conwell	\$12.46	Brittany McGee	\$7.25		
Salaried positions:					
Bob Morrison	\$63,447.29	Rex Harris	\$54,755.05	Laurie Woodward	\$50,830.50
Mayor	\$14,400.00	Councilpersons	\$6,000.00		

CLAIMS

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

Black Hills Resource Conservation, Dues, \$115.00
Chamber of Commerce, Sales Tax Subsidy, \$3700.95
Dakotacare, Health Insurance, \$8148.53
SD DENR, Dues, \$108.00
SD DENR, Professional Fees, \$1500.00
SD Municipal League, Dues, \$1248.03
SD Building Officials Association, Dues, \$55.00
SD Association of Code Enforcement, Dues, \$40.00
SD Governmental Finance Officer Association, Dues, \$70.00
SD Governmental Human Resources Association, Dues, \$75.00
SD Municipal Street Maintenance Association, Dues, \$35.00
SD Municipal League Work, Workman's Comp, \$13518.00

Secretary of State, Professional Fees, \$125.00
SD Retailers Assoc., Dues, \$150.00
SD Water & Wastewater Assoc, Dues, \$30.00
Tyler Technologies, Utilities, \$11366.19
US Postal Service, Supplies, \$190.00
USDA Forest Service, Permit Fees, \$129.44
YMCA, Memberships, \$120.00
Total Claims \$40,724.14

COMMITTEE REPORTS

Various committee reports were given.

ADJOURNMENT

With no further business, Councilperson Herman moved to adjourn the meeting at 7:17 p.m. Seconded by Councilperson Fischer, the motion unanimously carried.

ATTEST:

CITY OF CUSTER CITY

Laurie Woodward
Finance Officer

Gary Lipp
Mayor