

**CITY OF CUSTER CITY  
COUNCIL PROCEEDINGS- REGULAR SESSION  
June 6<sup>th</sup>, 2016**

Mayor Jared Carson called to order the first meeting of the Common Council for the month of June, 2016 at 5:30 p.m. Present at roll call were Councilpersons Maciejewski, Nielsen, Fischer, Herman and Schleining. City Attorney Chris Beesley was also present. The Pledge of Allegiance was stated.

**AGENDA**

Councilperson Fischer moved, with a second by Councilperson Nielsen, to approve the agenda with moving public presentations before department head discussion. The motion unanimously carried.

**MINUTES**

Councilperson Nielsen moved, with a second by Councilperson Fischer, to approve the minutes from the May 16<sup>th</sup> regular council meeting. The motion unanimously carried.

**CONFLICTS OF INTEREST**

Councilperson Maciejewski and Mayor Carson stated they would have a conflict with the no parking zone on Washington Street. No other conflicts of interest were stated.

**RESOLUTION #06-06-16A – COLLECTIVE BARGAINING AGREEMENT**

Councilperson Maciejewski moved to adopt Resolution #06-06-16A, Collective Bargaining Agreement. Seconded by Councilperson Herman, the motion carried with Councilperson Maciejewski, Nielsen, Fischer, Herman and Schleining voting yes.

**RESOLUTION # 06-06-16A**

WHEREAS, the City recognizes that the Public Works Department employees have formed a union; and

WHEREAS, the negotiation process has taken place; and the union has accepted and drafted an agreement;

WHEREAS, City has reviewed the collective bargain agreement, consisting of 30 pages and approved the same;

IT IS NOW THEREFORE RESOLVED that the Collective Bargaining Agreement between the City of Custer and AFSCME, consisting of 30 pages (attached hereto and incorporated herein), is adopted, with modification of the effective date and section 8.2, reflecting an increase in hourly wage per certification.

Dated this 6<sup>th</sup> day of June, 2016

CITY OF CUSTER

S/Jared Carson, Mayor

Attest: Laurie Woodward, Finance Officer

**RESOLUTION #06-06-16B – PERSONNEL MANUAL**

Councilperson Nielsen moved to adopt Resolution #06-06-16B, Personnel Manual. Seconded by Councilperson Schleining, the motion carried with Councilperson Nielsen, Fischer, Herman, Schleining and Maciejewski voting yes.

**RESOLUTION # 06-06-16B**

WHEREAS, the Common Council of the City of Custer City has previously adopted an Employee Manual; and

WHEREAS, updating and amending of said Employee Personnel Manual was provided for in Resolution 7-24-06A; and

WHEREAS, the Common Council of the City of Custer City has determined that said Employee Personnel Manual Policy should be modified.

IT IS NOW THEREFORE RESOLVED that the Employee Personnel Manual, consisting of 128 pages (attached hereto and incorporated herein), is amended as stated in the attached.

IT IS FURTHER RESOLVED, that said Personnel Manual may be subject to modification as requested by staff or required by circumstances, and approved by Council.

Dated this 6<sup>th</sup> day of June, 2016

CITY OF CUSTER

S/Jared Carson, Mayor

Attest: Laurie Woodward, Finance Officer

**DEPARTMENT HEAD DISCUSSION**

Bob Morrison, Public Works Director, mentioned that the Public Works Department is working on getting the swimming pool open.

Elmer Claycomb, Interim Planning Administrator, gave Council an overview of things that he has been working on.

Laurie Woodward, Finance Officer, mentioned that the FFA Leadership Camp kids will be coming to town again this year to do community service.

#### **STREET CLOSURE REQUEST – CHAMBER OF COMMERCE**

Councilperson Fischer moved to approve the Chamber's request to close South Sixth Street from Mt Rushmore Road to Washington Street on September 4<sup>th</sup> for the Studebaker Car Show. Seconded by Councilperson Nielsen, the motion unanimously carried.

#### **REQUEST TO UTILIZE CITY WATER & POWER – LEGION BASEBALL**

Mayor Carson excused himself to the audience where he presented this request. Councilperson Nielsen moved to approve the Legion Baseball's request to utilize city water & power at the Way Park restrooms for a carwash fundraiser on June 25<sup>th</sup>, 26<sup>th</sup> or 27<sup>th</sup>, with the date to be set after the County Commissioner's Meeting. Seconded by Councilperson Schleining, the motion unanimously carried.

#### **FARMER'S MARKET**

Councilperson Schleining moved to approve the rules and requirements for the Farmer's Market. Seconded by Councilperson Nielsen, the motion unanimously carried.

Councilperson Schleining excused herself from the meeting.

#### **CHANGE ORDER AND FINAL ACCEPTANCE – ROOFING PROJECT**

Councilperson Herman moved to approve the change order from Bolt Companies for the roofing project totaling \$6,622.39 and accept the final project. Seconded by Councilperson Maciejewski, the motion carried with Councilperson Fischer, Herman, Maciejewski and Nielsen voting yes.

#### **BRYDEN DRIVE & ALLEY RECONSTRUCTION BIDS**

Councilperson Fischer moved to reject all bids for the Bryden Drive & alley reconstruction project. Seconded by Councilperson, Heinrich, the motion unanimously carried.

#### **ELEVENTH STREET BRIDGE PROJECT**

The Public Works Director presented Council with some information regarding the South Dakota Transportation Alternatives Program and cost estimates for the Eleventh Street Pedestrian Bridge. There was a consensus from Council to proceed with the TAP funding application.

#### **WAZI LANE IMPROVEMENTS**

The Public Works Director present Council with an estimate for engineering for Wazi Lane Project. Councilperson Herman moved to proceed with acquiring an engineering contract for the Wazi Lane Project. Seconded by Councilperson Maciejewski, the motion unanimously carried.

#### **PLANNING COMMISSION APPOINTMENT**

Councilperson Herman moved to approve the appointment of Loren Lyndoe to the Planning Commission as the Three Mile Representative. Seconded by Councilperson Nielsen, the motion unanimously carried.

#### **ASSISTANT CITY ATTORNEY APPOINTMENT**

Councilperson Fischer moved to approve the appointment of Garland Goff as Assistant City Attorney. Seconded by Councilperson Nielsen, the motion unanimously carried.

#### **NEW HIRE**

Councilperson Herman moved to approve hiring Marlin Johnson as Planning Administrator at step 6, \$58,111.54; then moving to step 7 after successfully completing the probation period; then following into the rest of the pay scale as it is; and a \$2,000 moving expense reimbursement, effective July 2016 after the successful completion of background check, drug screen and pre-employment screening. Seconded by Councilperson Maciejewski, the motion unanimously carried.

#### **CLAIMS**

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

Aflac, Insurance, \$612.75

Beesley Law Office, Professional Fees, \$2,900.00

Black Hills Power, Utilities, \$7,750.64

Bolt Construction, Repair & Maintenance, \$63,935.90

Border States Electric, Repair/Maint, \$218.00

Billion Auto, Vehicle, \$26,302.00

Century Business Products, Supplies, \$172.31  
Custer Area Economic Development, Subsidy, \$3,000.00  
Chronicle, Publishing, \$762.41  
Custer County, In Lieu Taxes, \$4,056.76  
Custer Do It Best, Supplies, \$164.37  
Custer School District, In lieu Taxes, \$12,759.98  
Custer True Value, Supplies, \$770.91  
Dakota Bank, TIF #2 Payment, \$7,784.83  
Dakota Bank TIF # 4 Payment, \$8,353.31  
Dakota Green, Supplies, \$135.00  
DakotaCare, Insurance, \$9,548.23  
Deb's Printing, Supplies, \$58.90  
Delta Dental, Insurance, \$268.30  
EFTPS, Payroll Taxes, \$20,683.83  
First Interstate Bank, Supplies, Utilities, \$1,941.24  
First Interstate Bank TIF #4 Payment, \$8,353.32  
First Interstate Bank TIF #1 Payment, \$8,330.32  
Five Points Bank, TIF #5 Payment, 14,712.29  
French Creek Supply, Supplies, \$239.84  
Frontier Photo, Supplies, \$724.94  
Grimm's Pump, Repair/Maint, \$102.46  
Gunderson, Professional Fees, \$1,598.60  
Harvey's Lock Shop, Repair & Maintenance, \$3,141.00  
Hawkins, Supplies, \$9,678.69  
Hills Materials, Supplies, \$7,596.32  
Hillyard, Supplies, \$669.40  
Honeywell, Repair & Maintenance, \$6,928.32  
ICC, Dues, \$135.00  
Jenner Equipment, Repair & Maintenance, \$774.48  
Scott Kellogg, Reimbursement, \$35.40  
Ketel Thorstenson, Audit, 5,500.00  
McGas, Utilities, \$2,009.97  
Menards, Repair/Maint, \$118.44  
Northwest Pipe Fitting, Repair/Maint, \$93.65  
Petty Cash, Supplies, \$396.49  
Powerhouse, Repair/Maint, 58.13  
Quill, Supplies, \$130.77  
Ramkota, Travel, \$367.96  
Rapid Delivery, Professional Fees, \$60.40  
Rebel Enterprises, Advertising, \$700.00  
Rebal Enterprises, Advertising, \$360.00  
Sanders Sanitation, Clean-Up Days, \$6,994.86  
Sanitation Products, Repair/Maint, \$124.72  
SD Department of Natural Resources, Fees, \$600.00  
Servall, Repair & Maintenance, \$271.79  
SRF Loan, Payments, \$377,991.40  
SD Retirement System, Retirement, \$9,016.83  
Supplemental Retirement, \$517.50  
Usa BlueBook, Supplies, \$463.16  
Wesdak Welding and Diesel, Repair & Maintenance, \$34.00  
Western SD Senior Services, Subsidy, \$2,500.00  
Whistler Bearing Co, Repair/Maint, \$2.45  
Woodward, Laurie, Reimbursement, \$201.16

Mayor & Council, \$4400.00  
Finance Department, \$10884.53  
Public Buildings, \$2497.60  
Planning Department, \$5217.30  
Public Works Department, \$9905.30  
Street Department, \$6643.51  
Parks Department, \$3356.80  
Water Department, \$ 8648.98  
Wastewater Department, \$5035.14  
Total Claims, \$700,302.89

**COMMITTEE REPORTS**

Various committee reports were given.

Councilperson Schleining returned to the meeting.

**NO PARKING ZONE – WASHINGTON STREET**

Councilperson Herman moved to approve a no parking area in front of the Veterans Memorial. Seconded by Councilperson Nielsen, the motion unanimously carried. Councilperson Maciejewski excused himself for the vote.

**ADJOURNMENT**

With no further business, Councilperson Nielsen moved to adjourn the meeting at 6:20 p.m. Seconded by Councilperson Fischer, the motion carried unanimously.

ATTEST:

CITY OF CUSTER CITY

Laurie Woodward  
Finance Officer

Jared Carson  
Mayor