

**CITY OF CUSTER CITY  
COUNCIL PROCEEDINGS- REGULAR SESSION  
May 16<sup>th</sup>, 2016**

Mayor Jared Carson called to order the second meeting of the Common Council for the month of May, 2016 at 5:30 p.m. Present at roll call were Councilpersons Maciejewski, Heinrich, Nielsen, Fischer 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. The motion unanimously carried.

**MINUTES**

Councilperson Nielsen moved, with a second by Councilperson Schleining, to approve the minutes from the May 2<sup>nd</sup> regular council meeting. The motion unanimously carried.

**CONFLICTS OF INTEREST**

No conflicts of interest were stated.

**DEPARTMENT HEAD DISCUSSION**

Bob Morrison, Public Works Director, mentioned that cleanup days went good, with 305 visits to the dump and 195 yard waste visits. A bid opening will be held in June for the fire rating at the Custer Community Center.

Laurie Woodward, Finance Officer, mentioned that the law enforcement contract for 2017 was signed by the County, financial information was handed out and it was also mentioned that April's sales tax was up 2.34% over last April.

**PUBLIC HEARING – MALT BEVERAGE LICENSE RENEWALS**

The Council was presented with a renewal list of malt beverage license applications for this year. At this time there were 21 malt beverage licenses for renewal. Councilperson Fischer moved to approve all applications as listed contingent upon taxes being paid, proof of insurance being provided and 10% percent remittance being paid current. Seconded by Councilperson Schleining, the motion unanimously carried.

**SECOND READING – ORDINANCE #776 – SUPPLEMENTAL ORDINANCE**

Councilperson Maciejewski moved to adopt Ordinance #776, Supplemental Ordinance. Seconded by Councilperson Nielsen, the motion carried with Councilperson Maciejewski, Heinrich, Nielsen, Fischer and Schleining voting yes.

**RESOLUTION #05-16-16A – WRITE OFF'S**

Councilperson Maciejewski moved to adopt Resolution #05-16-16A, Write-Off's. Seconded by Councilperson Heinrich, the motion carried with Councilperson Heinrich, Nielsen, Fischer, Schleining and Maciejewski voting yes.

**RESOLUTION NO. 5/16/16**

WHEREAS, Book 3, Supplemental, Chapter 9-22-4 of the South Dakota Codified Law states every municipality may assign for collection any or all delinquent accounts receivable. After reasonable collection efforts, the governing body may determine that an account is non-collectible, and by formal action direct that the non-collectible amount be removed from the records and disclosed on that year's financial report. Evidence of the debt removed from the records by the formal action of the governing body shall be retained by the municipality to support possible subsequent collection of that debt.+

WHEREAS, efforts have been made to collect these past due accounts receivable, and

WHEREAS, adequate time has elapsed to consider these accounts receivable delinquent and past due,

NOW THEREFORE BE IT RESOLVED that the following accounts be deemed non-collectible and removed from the records and disclosed on the 2016 Financial Report.

NAME:	ACCOUNT #:	AMOUNT:
Myra Alexander	500690-02	\$ 307.73
Todd Berry	600230-01	\$ 241.74
Brandy Crawford	500650-08	\$ 116.91
Shannon Feist	401770-15	\$ 281.51
David Moore	401680-04	\$ 279.41
Lucas Smith	401880-07	\$ 179.51
Christine Suwyn	501330-01	\$ 212.04
Steve Trogdon	400640-02	\$ 87.02
Anji Wily	602114-02	\$ 177.10

TOTAL

\$2162.38

Signed this 16TH day of May, 2016.

CITY OF CUSTER

S/Jared Carson, Mayor

Attest: Laurie Woodward, Finance Officer

**WEST DAM MASTER PLAN**

Dave LaFrance with Banner & Associates and Randy Fisher with Designworks presented to the West Dam master plan to Council. Councilperson Heinrich moved to approve the West Dam master plan as presented. Seconded by Councilperson Nielsen, the motion carried with Councilperson Nielsen, Fischer, Schleining, Maciejewski and Heinrich voting yes.

**REQUEST TO USE CITY PROPERTY – VAN ARP**

Councilperson Maciejewski moved to approve Van Arps request to use the city property located at 11<sup>th</sup> & Washington Street for parking during the Southern Hills Music & Arts Festival. Seconded by Councilperson, Heinrich, the motion unanimously carried.

**GOLD DISCOVERY DAYS REQUEST – CHAMBER OF COMMERCE**

Councilperson Schleining moved to approve the Chamber of Commerce request for Gold Discovery Days which includes street closures for North Sixth Street from Crook Street south to the alley (7/22-7/23); North Seventh Street from Crook Street south to the alley (7/22); Washington Street from Sixth Street to Eighth Street (7/22-7/23); South Seventh Street from Washington Street to the Mt Rushmore Road (7/22-7/23); South Fourth Street from Mt Rushmore Road to the south alley on only the east side of the street (7/22-7/24); South Sixth Street from Mt. Rushmore Road to Washington Street (7/23); use of Way Park (7/22-7/24); use of the showmobile ((7/22-7/23); and parade to be held July 23<sup>rd</sup> at 10:00 am with line up on Crook Street, then proceeding west on Mt Rushmore Road to First Street. Seconded by Councilperson Heinrich, the motion unanimously carried.

**CITY ATTORNEY CONTRACT**

Councilperson Nielsen moved to approve the City Attorney Contract with Chris Beesley for July 1, 2016 through June 30, 2018 with the monthly retainer of \$800 and hourly rate of \$125 per hour. Seconded by Councilperson Schleining, the motion carried with Councilperson Fischer, Schleining, Maciejewski, Heinrich and Nielsen voting yes.

**CLAIMS**

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

BPRO, Updates, \$25.00  
Border States Electric, Repair/Maint, \$1,556.03  
Black Hills Power & Light, Utilities, \$10,947.50  
Banner Associates INC, West Dam, \$60,272.56  
Battle Mountain Humane Society, Fees, \$830.00  
Custer True Value, Charges, \$1,910.51  
Chronicle, Professional Fees, \$755.53  
Custer Car Wash, Charges, \$25.25  
Chamber of Commerce, Spring Fling, \$36.00  
Chamber of Commerce, Sales Tax, \$5,700.89  
Culligan, Rental Salt, \$18.50  
Dakota Greens, Trees, \$1,095.00  
Executive MGMT Finance Office, Charges, \$15.18  
French Creek Supply, Charges, \$501.70  
Freeman's Electric, Labor, \$586.74  
Fastenal, Supplies, \$133.41  
First Interstate Bank, \$57.30  
SRF Loan Payments, \$4,639.68  
Goldenwest Technologies, Utilities, \$1,500.00  
Goldenwest Technologies, Services, \$616.50  
Hill Materials, Supplies, \$4,413.50  
Cheryl Hadlock, Caretaker, \$4,166.67  
Scott Kellogg, Reimbursement, \$70.00

Kimball Midwest, Supplies, \$496.75  
L & S, Updates, \$6,540.00  
Lynn's Dakotamart, Charges, \$70.15  
Lynnette Merritt, Training, \$177.24  
Metering & Technology, Meters, \$2,079.41  
Midcontinent Testing Labs, \$339.00  
Northwest Pipe Fitting INC, Repair/Maint, \$129.25  
Paypal, \$433.61  
Petty Cash, \$160.50  
Rapid City Journal, Renewal, \$242.95  
Rapid Delivery, Charges, \$48.32  
Regional Health, Sales Tax, \$83,529.49  
SDML, \$250.00  
S&B Motors, Supplies, \$215.38  
Sanders Sanitation, \$572.74  
Sanders Sanitation, \$12,598.24  
SD Assoc of Rural Water, \$240.00  
State of SD, Revenue, \$923.85  
SD Dept of Revenue, Renewals, 3,125.00  
Team Lab, Filler, \$3981.00  
USDA Loan Payment, \$8,910.00  
Wright Express, Charges, \$763.80  
YMCA, Membership, \$128.00  
Total Claims, \$225,828.13

**COMMITTEE REPORTS**

Various committee reports were given.

**EXECUTIVE SESSION**

Councilperson Fischer moved to go into and out of executive session for personnel and contract negotiations per SDCL 1-25-2(1-4) at 6:31 pm, with the Attorney, Public Works Director and Finance Officer present. Seconded by Councilperson Heinrich, the motion unanimously carried. Council came out of executive session at 6:49 pm, with no action taken.

**EMPLOYEE STEP INCREASE**

Councilperson Fischer moved to approve the step increases for Julie Harley to step 2 at \$16.60 per hour effective May 18<sup>th</sup>, 2016. Seconded by Councilperson Nielsen, the motion unanimously carried.

**ADJOURNMENT**

With no further business, Councilperson Nielsen moved to adjourn the meeting at 6:51 p.m. Seconded by Councilperson Heinrich, the motion carried unanimously.

ATTEST:

CITY OF CUSTER CITY

Laurie Woodward  
Finance Officer

Jared Carson  
Mayor