

**CITY OF CUSTER CITY
COUNCIL PROCEEDINGS- REGULAR SESSION
May 2nd, 2016**

Mayor Jared Carson called to order the first 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, 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. The motion unanimously carried.

MINUTES

Councilperson Heinrich moved, with a second by Councilperson Nielsen, to approve the minutes from the April 18th 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 the City did not receive state funding for the Eleventh Street Bridge project. Arbor Day will be May 9th with the tree planting to take place at 4:00 pm at the Chamber.

Laurie Woodward, Finance Officer, mentioned that the law enforcement committee meet and reviewed the spreadsheets.

EXECUTIVE PROCLAMATION – 50TH ANNIVERSARY OF THE VIETNAM WAR

Mayor Carson read and presented the 50th Anniversary of the Vietnam War Executive Proclamation.

Executive Proclamation
State of South Dakota
City of Custer City
Office of the Mayor

WHEREAS, fifty years ago our nation ended military involvement in the Republic of South Vietnam, thus ending military involvement in what was then the longest war in our country's history; and,

WHEREAS, by the end of the Vietnam War in April 1975, nearly three million American servicemen and women had been on the ground, in the air, on the rivers, and at sea within Vietnam's borders serving in some capacity during the conflict. It is important to honor the men and women who survived and at least 58,260 men and women who gave their lives; and,

WHEREAS, though long and controversial in nature, this war in many ways defined an entire generation of Americans. Over 28,000 of South Dakota's sons and daughters served in the military during the Vietnam War. Let us never forget those that served, those that were killed in Action, those that were wounded in action, those that were held as prisoners of war, and those that are still unaccounted for; and,

WHEREAS, we, the great State of South Dakota honor the 207 patriots whose names are etched on the national memorial and who sacrificed all they had and all they would ever know. In the half century since the official beginning of the Vietnam War, our nation has grappled with the sensitive effects of this violent conflict. We pay tribute to the veterans who served their country at a time when it took as much courage to come home as it did to fight; and,

Whereas, the freedoms and liberties we are blessed to enjoy are a direct result of the courage, devotion, and sacrifice of the members of our Armed Forces. We are grateful for their brave service and draw inspiration and pride from all they are:

Now, Therefore, I, Jared Carson, Mayor of the City of Custer City, do hereby proclaim in Custer City, South Dakota, May 5, 2016, as the day to begin the two-year

COMMEMMORATION OF THE
50th ANNIVERSARY OF THE VIETNAM WAR

In witness whereof, I have hereunto set my hand and caused the Seal of the City of Custer City to be affixed this second day of May in the year of our Lord two thousand and sixteen

CITY OF CUSTER CITY

S/Jared Carson, Mayor

Attest: Laurie Woodward, Finance Officer

EXECUTIVE PROCLAMATION – ARBOR DAY

Mayor Carson read the Arbor Day Executive Proclamation.

City of Custer City

From the Desk of the Mayor
EXECUTIVE PROCLAMATION

WHEREAS, In 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and

WHEREAS, the holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and

WHEREAS, Arbor Day is now observed throughout the nation and the world, and

WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, lower our heating and cooling costs, moderate the temperature, clean the air, produce oxygen and provide habitat for wildlife, and

WHEREAS, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products

WHEREAS, trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community, and

WHEREAS, trees, wherever they are planted, are a source of joy and spiritual renewal,

THEREFORE, BE IT RESOLVED that I, Jared Carson, Mayor of the City of Custer City, South Dakota, do hereby proclaim May 9th, 2016 to be

ARBOR DAY

in the City of Custer City, SD, and I urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands. Further, I urge all citizens to plant and care for trees to gladden the heart and promote the well-being of this and future generations.

CITY OF CUSTER CITY

S/Jared Carson, Mayor

ATTEST: Laurie Woodward, Finance Officer

2015 AUDIT PRESENTATION – KETEL THORSTENSON

Traci Hanson, Partner with Ketel Thorstenson LLP, presented the 2015 Audit. Councilperson Nielsen moved to accept the 2015 Audit as presented. Seconded by Councilperson Maciejewski, the motion unanimously carried.

SENATOR ROUNDS UPDATE – MIKE BEKAERT

Mike Bekaert with Senator Rounds' Office visited with Council about what his office can assist people with. Mike also mentioned that he would like to setup a place and time to stop in Custer once a month to be available to people.

SECOND READING – ORDINANCE #773 – WATER RATES (RECLASSIFICATION)

Councilperson Nielsen moved to adopt Ordinance #773, Water Rates (Reclassification). Seconded by Councilperson Fischer, the motion carried with Councilperson Maciejewski, Heinrich, Nielsen, Fischer, Herman and Schleining voting yes.

SECOND READING – ORDINANCE #774 – SEWER RATES (RECLASSIFICATION)

Councilperson Nielsen moved to adopt Ordinance #774, Sewer Rates (Reclassification). Seconded by Councilperson Schleining, the motion carried with Councilperson Heinrich, Nielsen, Fischer, Herman, Schleining and Maciejewski voting yes.

SECOND READING – ORDINANCE #775 – WATER BOND RATES (RECLASSIFICATION)

Councilperson Fischer moved to adopt the Ordinance #775, Water Bond Rates (Reclassification). Seconded by Councilperson Nielsen, the motion carried with Councilperson Nielsen, Fischer, Herman, Schleining, Maciejewski and Heinrich voting yes.

FIRST READING – ORDINANCE #776 – SUPPLEMENTAL APPROPRIATION

Councilperson Maciejewski moved to approve the first reading of Ordinance #776, Supplemental Appropriation. Seconded by Councilperson Heinrich, the motion unanimously carried.

RESOLUTION #05-02-16A – SURPLUS PROPERTY

Councilperson Heinrich moved to adopt Resolution #05-02-16A, Surplus Property. Seconded by Councilperson Nielsen, the motion unanimously carried.

RESOLUTION NO. 5-02-16A

WHEREAS, the City of Custer City has certain personal property which is no longer necessary, useful, or suitable for municipal purposes; and

WHEREAS, SDCL6-13 provides for the dispositions of surplus government property by auction.

NOW THEREFORE BE IT RESOLVED by the common council of the City of Custer City that the property on the attached Exhibit A is declared to be no longer necessary, useful, or suitable for municipal purposes and is to be sold as set forth SDCL 6-13 Sale of Surplus Property.

Dated this 2nd day of May, 2016

City of Custer City

S/Jared Carson, Mayor

Attest: Laurie Woodward, Finance Officer

RESOLUTION #05-02-16B – LOAN OF PERSONAL PROPERTY

Councilperson Maciejewski moved to adopt Resolution #05-02-16B, Loan of Personal Property. Seconded by Councilperson Heinrich, the motion unanimously carried.

RESOLUTION NO. 05-02-16B
LOAN OF PERSONAL PROPERTY

WHEREAS, the City of Custer City has certain property which is not being held for public use; and

WHEREAS, 1881 Courthouse Museum has a law enforcement display that includes a City Police Department uniform.

NOW THEREFORE BE IT RESOLVED by the common council of the City of Custer City, that it is advisable and in the best interest of the public that the following property be loaned to the 1881 Courthouse Museum to be used in the law enforcement display;

Colt Commando .38 Special, Serial #38446 and Leather Case

NOW THEREFORE BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute this Resolution and loan the above property to the 1881 Courthouse Museum for display purposes only, with the Museum assuming all liabilities while the property is in their possession. Dated this 2nd day of May, 2016.

CITY OF CUSTER CITY

S/Jared Carson, Mayor

ATTEST: Laurie Woodward, Finance Officer

WREATH ACROSS AMERICA – BROCK HOAGLAND

Councilperson Fischer moved to allow the VFW Post 3442 to place wreaths on the veterans graves in the Custer Cemetery in December with the wreaths to be removed from the graves in January as part of Wreaths Across America. Seconded by Councilperson Heinrich, the motion unanimously carried.

REQUEST TO USE WAY PARK – GOLDEN WEST

Councilperson Schleining moved to approve Golden West Telecommunications request to use Way Park on June 18th, 2016 from 11am-2pm for the 100th anniversary summer "Tour of Independence" traveling exhibit and free BBQ, contingent upon proof of insurance. Seconded by Councilperson Nielsen, the motion unanimously carried.

CHAMBER BUILDING ADA DOOR OPENER

Councilperson Herman moved to approve the quote from Harvey Lock for \$3,141.00 for installation of a ADA door opener at the Chamber Building. Seconded by Councilperson Nielsen, the motion carried with Councilperson Fischer, Herman, Schleining, Maciejewski, Heinrich and Nielsen voting yes.

YOUTH HOUSE WALL REMOVAL QUOTES

Councilperson Schleining moved to approve the quote from Grace Masonry & Concrete for Youth House wall removal at \$3,878.00. Seconded by Councilperson Maciejewski, the motion carried with Councilperson Herman, Schleining, Maciejewski, Heinrich, Nielsen and Fischer voting yes.

REBID BRYDEN DRIVE PROJECT

The Council agreed to have the Public Works Director proceed with rebidding the Bryden Drive Project.

2017 LAW ENFORCEMENT CONTRACT

Councilperson Schleining moved to approve the 2017 law enforcement contract with Custer County for \$320,000. Seconded by Councilperson Heinrich, the motion carried with Councilperson Schleining, Maciejewski, Heinrich, Nielsen, Fischer and Herman voting yes.

EXTENSION OF TEMPORARY PART TIME OFFICE HELP

Councilperson Heinrich moved to approve extending Sydney Gramkow's temporary part time office help position through August 2016 at the current rate of \$10.30 per hour on an as needed bases. Seconded by Councilperson Nielsen, the motion carried with Councilperson Maciejewski, Heinrich, Nielsen, Fischer, Herman and Schleining voting yes.

CLAIMS

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

AFLAC, Insurance, \$612.75
American Legal Publishing, Professional Fees, \$924.00
Beesley Law Office, Professional Fees, \$2415.00
Black Hills Power and Light, Utilities, \$1968.78
BH Community Economic Development, Dues, \$100.00
Black Hills Power Equipment, Supplies, \$221.69
Century Business Products, Supplies, \$231.59
Chris Supply, Repair & Maintenance, \$16.95
Custer Do It Best, Supplies, \$59.54
Dakotacare, Insurance, \$9968.33
Delta Dental, Insurance, \$268.30
EFTPS, Payroll Taxes, \$13890.49
First Interstate Bank, Utilities, Supplies, \$1826.49
First Interstate Bank, Supplies, \$55.10
First Interstate Bank, TIF#1 Payment, \$3686.94
Huber Technology, Repair & Maintenance, \$563.00
Kellogg, Scott, Reimbursement, \$49.50
Hubbart, Ken, Reimbursement, \$314.16
NBS Calibrations, Repair & Maintenance, \$179.00
Northwest Pipe Fitting, Repair & Maintenance, \$2328.97
Paypal, Supplies, \$310.91
Petty Cash, Supplies, \$347.90
Quill, Supplies, \$60.69
Regional Health Network, Sales Tax Subsidy, \$694000.00
Rebel Enterprises, Social Media, \$1060.00
SD Dept of Natural Resources, Fees, \$700.00
State of SD, Sales Tax, \$934.13
SD Public Assurance Alliance, Insurance, \$280.00
SD Retirement System, \$5932.16
SD One Call, Supplies, \$89.25
Supplemental Retirement, \$345.00
USA Bluebook, Repair & Maintenance, \$810.72
Warne Chemical, Supplies, \$84.30
Stevens, Cecilia, Utility Deposit Refund, \$63.20
Mayor & Council, \$4400.00
Finance Department, \$11064.76
Public Buildings, \$2556.14
Planning Department, \$4998.61
Public Works Department, \$9985.74
Street Department, \$6537.09
Parks Department, \$3356.80
Water Department, \$8641.61
Wastewater Department, \$4311.70
Total Claims, \$800,551.29

COMMITTEE REPORTS

Various committee reports were given.

EXECUTIVE SESSION

Councilperson Fischer moved to go into and out of executive session for personnel, proposed litigation and contract negotiations per SDCL 1-25-2(1-4) at 6:25 pm, with the Attorney, Public Works Director and Finance Officer present. Seconded by Councilperson Herman, the motion unanimously carried. Council came out of executive session at 6:51 pm, with no action taken.

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