

**CITY OF CUSTER CITY  
COUNCIL PROCEEDINGS- REGULAR SESSION  
November 18<sup>th</sup>, 2013**

Mayor Gary Lipp called to order the second regular meeting of the Common Council for the month of November, 2013 at 5:30 p.m. Present at roll call were Councilpersons Hattervig, Heinrich, Kothe, Fischer, Herman, Schleining and Carole Boos, Assistant City Attorney. The Pledge of Allegiance was stated.

**AGENDA**

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

**MINUTES**

Councilperson Fischer moved, with a second by Councilperson Schleining, to approve the minutes from the November 4<sup>th</sup>, 2013 regular meeting. The motion unanimously carried.

**CONFLICTS OF INTEREST**

No conflicts of interest were stated.

**DEPARTMENT HEAD DISCUSSION**

Bob Morrison, Public Works Director, gave Council an update on current projects and presented Council with the annual budget for Tree City USA in which the City spent \$10.92 per capita.

Rex Harris, Community Development Director, gave Council an update the Big Rock Park Trail and the status of West Dam with the work being postponed till 2015. Rex notified the National Guard to put the work on the 2015 schedule.

Laurie Woodward, Finance Officer, gave Council an update on claims in for payment and mentioned that she is working on financials & will pass information along to Council when done.

**FIRST READING – ORDINANCE #738 – 2013 SUPPLEMENTAL ORDINANCE**

Councilperson Herman moved to approve the first reading of Ordinance #738, 2013 Supplemental Ordinance. Seconded by Councilperson Schleining, the motion unanimously carried.

**FIRST READING – ORDINANCE #739 – PEDDLING & TRANSIENT MERCHANT PERMIT**

Councilperson Herman moved to table the first reading of Ordinance #739, Peddling & Transient Merchant Permit until the criteria for that section be included. Seconded by Councilperson Fischer, the motion unanimously carried.

**ZONING CHANGE REQUEST – WESLEYAN CHURCH & JON MOWERY (BLOCK 59)**

Rex explained the zoning change request to Council. The applicant has asked that the item be postponed for now.

**SOUTH FOURTH STREET CHANGE ORDER**

The South Fourth Street change order was tabled.

**MONTHLY SHERIFF'S REPORT**

Council acknowledged the Sheriff's Monthly Report for October.

**HAIL DAMAGE QUOTES**

Councilperson Herman moved to have eight vehicles with hail damage fixed by splitting the vehicles between the two local auto body shops. Seconded by Councilperson Schleining, the motion carried with Councilperson Hattervig, Heinrich, Kothe, Fischer, Herman and Schleining voting yes.

**METER COST FOR PREVIOUS EAST CUSTER SEWER DISTRICT MEMBERS**

Councilperson Herman moved to approve charging the residents outside City limits that were previously part of East Custer Sewer District the City's cost for a water meter plus three percent administrative fee. Seconded by Councilperson Fischer, the motion carried with Councilperson Heinrich, Kothe, Fischer, Herman, Schleining and Hattervig voting yes.

**AQUIFER PUMPING TEST PROPOSAL – LEGGETTE, BRASHEARS & GRAHAM, INC**

Councilperson Schleining moved to approve the aquifer pumping test proposal from Leggette, Brashears & Graham, Inc with the estimated cost to complete the project being from \$18,461.75 to \$29,791.00 and the completion date being changed to May. Seconded by Councilperson Heinrich, the motion carried with Councilperson Kothe, Fischer, Herman, Schleining, Hattervig and Heinrich voting yes.

**FACILITY MAINTENANCE – CHAMBER BUILDING**

The need for the flooring in restrooms at the Chamber to be replaced was discussed. Council asked that a quote from Shanklin's be secured and brought back to the next meeting.

**BUG TREE PLAN/UPDATE**

Public Works Director, Bob Morrison, gave Council an update on the bug tree marking.

**ANIMAL CONTROL**

Council acknowledged Geney Ziolkowski's resignation as animal control officer. The Mayor appointed Councilman Herman to work with the Council on a solution.

**CLAIMS**

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

5280 Consulting, Professional Fees, \$2000.00  
Best Western, Travel, \$248.00  
Black Hills & Badlands Tourism Assn, Advertising, \$4633.00  
Black Hills Power & Light, Utilities, \$5272.81  
Border States Electric, Repair & Maintenance, \$1353.73  
Butler Machinery, Repair & Maintenance, \$36.12  
Culligan, Repair & Maintenance, \$18.50  
Custer Community Health Services, Sales Tax Subsidy, \$48288.68  
Chamber of Commerce, Sales Tax Subsidy, \$15242.99  
Custer County, In Lieu Taxes, \$5152.49  
Custer Industrial, Repair & Maintenance, \$1037.16  
Custer School District, In Lieu Taxes, \$14835.02  
Custer True Value, Supplies, \$815.95  
Dakota Fence, Repair & Maintenance, \$891.00  
Dakota Supply, Supplies, \$6487.21  
French Creek Supply, Supplies, Repair & Maintenance, \$499.36  
Golden West Technologies, Repair & Maintenance, Professional Fees, \$432.50  
Gunderson, Palmer, Nelson & Ashmore, Professional Fee, \$1378.01  
Hillyard, Supplies, \$586.00  
Kimball Midwest, Supplies, \$534.67  
Lawrence & Schiller, Advertising, \$6709.02  
Lynn's Dakotamart, Supplies, \$261.45  
Quality Auto Body, Repair & Maintenance, \$220.00  
Quill, Supplies, \$183.92  
Rapid City Telco Federal Credit Union, Travel, Utilities, Supplies, \$3390.25  
Rapid Delivery, Professional Fees, \$54.00  
SRF Loan Payment, \$4639.68  
SD One Call, Supplies, \$69.30  
S&B Motors, Repair & Maintenance, \$987.80  
Sander Sanitation, Garbage Collection Contract, \$13195.52  
SDML, Conference, \$50.00  
SD State Executive Management, Utilities, \$15.78  
Shanklin's, Supplies, \$256.00  
T&T Auto Detailing, Repair & Maintenance, \$150.00  
USDA Loan Payment, \$8910.00  
Vermeer, Repair & Maintenance, \$231.39  
Wright Express, Supplies, \$1297.47  
Total Claims, \$150,364.78

**COMMITTEE REPORTS**

Various committee reports were given.

**EXECUTIVE SESSION**

Councilperson Herman moved to go into and out of executive session for personnel, potential litigation and contract negotiation per SDCL 1-25-2 at 7:00 pm, with the Finance Officer, Public Works Director, Community Development Director and Assistant Attorney Carole Boos present. Seconded by Councilperson Fischer, the motion unanimously carried. Council came out of executive session at 8:07 pm, with no action taken.

**ADJOURNMENT**

With no further business, Councilperson Kothe moved to adjourn the meeting at 8:08 p.m. Seconded by Councilperson Heinrich, the motion unanimously carried.

ATTEST:

CITY OF CUSTER CITY

Laurie Woodward  
Finance Officer

Gary Lipp  
Mayor