

**CITY OF CUSTER CITY  
COUNCIL PROCEEDINGS- SPECIAL SESSION  
April 30<sup>th</sup>, 2018**

Mayor Corbin Herman called to order the special meeting of the Common Council at 5:30 p.m. Present at roll call were Councilpersons Maciejewski, Heinrich, Nielsen, Fischer, Blom and Arseneault. City Attorney Chris Beesley was present. The Pledge of Allegiance was stated.

**AGENDA**

Councilperson Fischer moved to approve the agenda. Seconded by Councilperson Maciejewski, the motion unanimously carried.

**MINUTES**

Councilperson Nielsen moved, with a second by Councilperson Blom, to approve the minutes from the April 23<sup>rd</sup> special council meeting. The motion unanimously carried.

**CONFLICTS OF INTEREST**

No conflicts of interest were stated.

**DISCUSSION OF POTENTIAL REFERENDUM – ORDINANCE #802 – RESIDENTIAL DISTRICT**

Attorney Beesley explained his receipt of correspondence from citizens requesting information on referral of Ordinance #802. Attorney Beesley indicated he has provided state statutes to the requestors with the comment that he did not believe he could appropriately respond to further questions from the citizens requesting referendum information, and inquired of council what direction they would like him to proceed in. After discussion with Council regarding City Attorney responsibilities, obligations and potential conflict of interest. Council advised Attorney Beesley that they agree with the potential conflict regarding the petition and that he should refrain from advising whether the entire Ordinance, or portions thereof, should be referred. Attorney Beesley's responsibilities in this matter would be to assist in placing the referendum on the ballot, with appropriate language, in the event a valid petition is filed with the City on or before the 20<sup>th</sup> day after publication of said Ordinance. Attorney Beesley also advised the Council to table any further discussion regarding future consequences of Ordinance #802, until the time for filing a referendum has passed.

**DISCUSSION OF PROPOSED RESOLUTION TO HAVE EXPEDITED PROCESS FOR EXISTING BUSINESS UNDER ORDINANCE #802**

Councilperson Fischer moved to table the discussion of a proposed resolution to have expedited process for existing businesses under ordinance #802. Seconded by Councilperson Nielson, the motion unanimously carried.

**NEW HIRES – PUBLIC WORKS DEPARTMENT SEASONALS**

Councilperson Nielsen moved to approve hiring Steven Schmidt and Mitchell Riner as Public Works Department Seasonal Laborers at \$11.83 per hour effective upon successful completion of the background check and drug screen. Seconded by Councilperson Heinrich, the motion unanimously carried.

**EXECUTIVE SESSION**

Councilperson Fischer moved to go into and out of executive session for personnel per SDCL 1-25-2(1-4) at 5:45 pm, with the Attorney, Planning Administrator, Public Works Director and Finance Officer present. Seconded by Councilperson Maciejewski, the motion unanimously carried. Council came out of executive session at 5:56 pm, with no action taken.

**NEW HIRE – FINANCE DEPARTMENT**

Councilperson Nielsen moved to approve hiring Sydney Gramkow as Deputy Finance Officer at \$15.92 per hour effective May 7<sup>th</sup>, with her last day as temporary part time office help being May 4<sup>th</sup>. Seconded by Councilperson Heinrich, the motion unanimously carried.

**ADJOURNMENT**

With no further business, Councilperson Arseneault moved to adjourn the meeting at 5:57 p.m. Seconded by Councilperson, Heinrich, the motion carried unanimously.

ATTEST:

CITY OF CUSTER CITY

Laurie Woodward  
Finance Officer

Corbin Herman  
Mayor