

**CITY OF CUSTER CITY
COUNCIL PROCEEDINGS- REGULAR SESSION
June 17th, 2019**

Mayor Corbin Herman called to order the second meeting of the Common Council for the month of June 2019 at 5:30 p.m. Present at roll call were Councilpersons Blom, Nielsen, Arseneault and Moore. The Pledge of Allegiance was stated.

AGENDA

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

MINUTES

Councilperson Nielsen moved, with a second by Councilperson Moore, to approve the minutes from the June 3rd regular council meeting and the June 10th, 2019 special council meeting. The motion carried with Councilperson Blom, Nielsen and Moore voting yes while Councilperson Arseneault abstained.

CONFLICTS OF INTEREST

No conflicts of interest were stated.

PUBLIC HEARING – SPECIAL EVENT MALT BEVERAGE LICENSE BY CURRENT LICENSEE – VFW FOR GOLD DISCOVERY DAYS

Councilperson Arseneault moved to approve a special malt beverage license by current licensee license for the Custer VFW Post 3442 for Gold Discovery Days Celebration to be held July 19th – July 21st, 2019 with the location to be Washington Street between Second Street & Third Street. Seconded by Councilperson Nielsen, the motion unanimously carried.

PUBLIC HEARING – RETAIL ON-OFF SALE MALT BEVERAGE & RETAIL ON-SALE RESTAURANT LIQUOR LICENSE TRANSFER – BEGGING BURRO LLC

Councilperson Blom moved to approve the retail on-off sale malt beverage license & retail on-sale restaurant liquor license transfer for the Begging Burro LLC pending proof of insurance being provided. Seconded by Councilperson Nielsen, the motion unanimously carried.

FIRST READING – ORDINANCE #825 – GARBAGE COLLECTION

Councilperson Nielsen moved to approve Ordinance #825, Garbage Collection. Seconded by Councilperson Moore, the motion unanimously carried.

RESOLUTION #06-17-19A – WRITE-OFF'S

Councilperson Nielsen moved to adopt Resolution #06-17-19A, Write-Off's. Seconded by Councilperson Blom, the motion unanimously carried

RESOLUTION NO. 06/17/19A

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 2019 Financial Report.

NAME:	ACCOUNT #:	AMOUNT:
Shop Ko	Malt Bev	\$ 220.14
Espresso and More	OTHER	\$ 20.00
Robert Barr	600570-14	\$ 146.63
Ken Cantrell	500790-06	\$ 169.14
Reuzit (Derby)	500110-01	\$ 192.16
	TOTAL	<u>\$ 748.07</u>

Signed this 17th day of June, 2019.

City of Custer
S/Corbin Herman, Mayor
ATTEST: Laurie Woodward, Finance Officer

CUSTER COMMUNITY CENTER FINANCING – TOBY MORRIS

Toby Morris with Dougherty & Company LLC explained the various financing options for the Custer Community Center Project.

RESOLUTION #06-17-19B – SETTING HEARING DATE AND DIRECTING NOTICE TO BE PUBLISHED FOR CUSTER COMMUNITY CENTER FINANCING

Councilperson Nielsen moved to adopt Resolution #06-17-19B, Setting Hearing Date and Directing Notice to Be Published for Custer Community Center Financing. Seconded by Councilperson Blom, the motion unanimously carried.

RESOLUTION # 06-17-19B

SETTING HEARING DATE AND DIRECTING NOTICE TO BE PUBLISHED

WHEREAS, the City of Custer, South Dakota intends to finance improvement to the Custer Community Center (The "Project"); and

WHEREAS, the City intends to allow the Custer YMCA to use more than 10% of the Project; and

WHEREAS, the City intends to enter into a lease-purchase financing to finance improvements to the Project;

WHEREAS, the use by the Custer YMCA of the Project will cause any financing to be a private activity financing under the Internal Revenue Code.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CUSTER SOUTH DAKOTA AS FOLLOWS:

1. The City will hold a hearing regarding the lease-purchase financing of the center on July 1, 2019 at 5:30 pm or as soon as practicable thereafter, at which time all persons who appear will be given a reasonable opportunity to express their views, both orally and in writing, for or against the proposed issuance of the Lease and COPs, the location and nature of the Project and other related matters.
2. The Finance Officer is directed to publish a notice of the hearing in accordance with 26 USCA 147(f) of the Internal Revenue Code, as amended.

Dated this 17th day of June 2019

City of Custer City
S/Corbin Herman, Mayor
Attest: Laurie Woodward, Finance Officer

PUBLIC COMMENTS

No public comments were received.

MINOR PLAT – AKERS SUBDIVISION, PLAT OF TRACT WENDELL 1, TRACT WENDELL 2 AND TRACT EFFERTZ

Councilperson Moore moved to approve the minor plat for Akers Subdivision, Plat of Tract Wendell 1, Tract Wendell 2, and Tract Effertz. Seconded by Councilperson Blom, the motion unanimously carried

CLAIMS

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

Black Hills Energy, Utilities, \$16,253.78
Butler Machinery, Supplies, \$28.31
CNA Surety, Professional Fees, \$50.00
California State Disbursement, Deductions, \$92.30
Culligan, Repair & Maintenance, \$54.50
Custer Ace Hardware, Supplies, Repairs & Maintenance, \$348.70
Chamber of Commerce, Sales Tax Subsidy, Supplies, \$7,772.22
Discovery Benefits, Supplies, \$27.00
Fastenal, Supplies, \$75.51
First Interstate Bank, TIF #4 Payment, Supplies \$2,756.15
French Creek Supply, Supplies, \$114.91
Green Owl Media, Professional Fees, \$260.52

Garland Goff Attorney at Law, Professional Fees, \$251.20
Honeywell, Repairs & Maintenance, \$7,352.39
Hawkins, Supplies, \$1,693.58
Jenner Equipment, Repairs & Maintenance, \$110.71
Labcorp, Safety, \$69.75
Lasting Impressions Unlimited, Supplies, \$28.50
Lacey, Judy, Professional Fees, \$140.00
Lacey, Ron, Professional Fees, \$140.00
Lynn's Dakotamart, Supplies, \$57.12
McGas, Prepaid Propane, \$31,200.00
Midcontinent Testing Labs, Professional Fee, \$295.00
Pace, Supplies, \$306.43
Prairie Hills Transit, Subsidy, \$8,000.00
Piney Bowes, Supplies, \$500.00
Regional Health Network, Sales Tax Subsidy, \$37,193.10
Rapid Delivery, Supplies, \$106.99
Sanders Sanitation, Garbage Collection Contract, \$13,816.99
Schmaltz, Betty, Professional Fees, \$140.00
Servall, Supplies, \$142.28
SD Secretary of State, Sales Tax, \$1,080.35
Bit Finance/State Long Distance, \$54.74
The Hartford, Insurance, \$67.12
USDA Loan Payments, \$8,910.00
Wellmark, Insurance, \$10,887.47
Armineous, Anthony, Utility Refund, \$1.27
Yankee, Curtis, Utility Refund, \$12.20
Total Claims \$150,391.09

DEPARTMENT HEADS & COMMITTEE REPORTS

Various committee reports were given in addition to department heads giving an update.

EXECUTIVE SESSION

Councilperson Arseneault moved to go into and out of executive session for personnel per SDCL 1-25-2(1-4) at 6:10 pm, with the Public Works Director, Planning Administrator and Finance Officer present. Seconded by Councilperson Moore, the motion unanimously carried. Council came out of executive session at 6:14 pm, with no action taken.

EMPLOYEE STEP INCREASES

Councilperson Blom moved to approve a step increase for Lance Stansbury to step 6 at \$23.41 per hour effective June 12th, 2019. Seconded by Councilperson Moore, the motion unanimously carried.

ADJOURNMENT

With no further business, Councilperson Moore moved to adjourn the meeting at 6:15 p.m. Seconded by Councilperson Nielsen, the motion carried unanimously.

ATTEST:

CITY OF CUSTER CITY

Laurie Woodward
Finance Officer

Corbin Herman
Mayor

**CITY OF CUSTER CITY
BOARD OF ADJUSTMENT MEETING
June 17th, 2019**

Chairman Corbin Herman called to order the Board of Adjustment Meeting at 6:15 p.m. Present at roll call were Board Member Blom, Nielsen, Arseneault and Moore.

APPROVAL OF MINUTES

Board Member Blom moved to approve the June 3rd, 2019 Board of Adjustment minutes. Seconded by Board Member Nielsen, the motion unanimously carried.

ADJOURNMENT

With no further business, Board Member Moore moved to adjourn the meeting at 6:16 p.m. Seconded by Board Member Blom, the motion carried unanimously.

ATTEST:

CITY OF CUSTER CITY

Laurie Woodward
Finance Officer

Corbin Herman
Chairman