

**CITY OF CUSTER CITY
COUNCIL PROCEEDINGS- REGULAR SESSION
October 7th, 2019**

Mayor Corbin Herman called to order the first meeting of the Common Council for the month of October 2019 at 5:30 p.m. Present at roll call were Councilpersons Blom, Whittaker, Fischer, Nielsen and Ryan. Attorney Beesley was also present. The Pledge of Allegiance was stated.

AGENDA

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

MINUTES

Councilperson Nielsen moved, with a second by Councilperson Ryan, to approve the minutes from the September 16th regular council meeting. The motion unanimously carried.

CONFLICTS OF INTEREST

Councilperson Whittaker stated she had a conflict with the Lot A North and Lot B South minor plat. No other conflicts of interest were stated.

HOMETOWN HERO BANNER CHECK PRESENTATION – AMERICAN LEGION

The Custer American Legion present the City with a check for the Hometown Hero Banner project. Kathy Johnson gave an update on the Hometown Hero Banner project.

EXECUTIVE PROCLAMATION – WORLD HABITAT DAY

Councilperson Ryan moved to approve the executive proclamation for World Habitat Day. Seconded by Councilperson Nielsen, the motion unanimously carried. Shana Wilkey with Black Hills Habitat accepted the proclamation and said a few words.

EXECUTIVE PROCLAMATION

WHEREAS, more than 109,000 individuals lived below the poverty line in South Dakota in 2018, and 3500 affordable homes are needed in the Rapid City Area; and

WHEREAS, Black Hills Area Habitat for Humanity has served more than 570 individuals through affordable housing solutions, and will continue to address the lack of decent housing around the world while reducing environmental impact by recycling building materials through Habitat ReStores; and

WHEREAS, secure tenure not only facilitates opportunities for health improvement, civic engagement, investment and wealth accumulation, but also provides a source of dignity and respect and serves as a basis for the pursuit of other rights; and

WHEREAS, the United Nations General Assembly has declared the first Monday in October as World Habitat Day, a time to unite in a worldwide effort to promote policies to ensure adequate shelter for all. By raising awareness and advocating for universal decent housing, we can change the systems that reinforce poverty housing and make affordable homes a reality for all.

THEREFORE, BE IT RESOLVED that I, Corbin Herman, Mayor of the City of Custer, South Dakota, do hereby proclaim October 7th, 2019, as

World Habitat Day

and encourage all citizens of City of Custer City to work towards the elimination of inadequate housing.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the seal of the City of Custer City this 7th day of October 2019.

CITY OF CUSTER CITY

S/Corbin Herman, Mayor

ATTEST: Laurie Woodward, Finance Officer

FIRST READING – ORDINANCE #827 – CONSTRUCTION CODES AND BUILDING PERMITS

Councilperson Fischer moved to approve Ordinance #827, Construction Codes and Building Permits, with section 15.08.100 title being changed to Certificates of Occupancy Required. Seconded by Councilperson Nielsen, the motion unanimously carried.

PUBLIC COMMENTS

No public comments were received.

SUMMER MUSIC EVENT REQUEST – VAN ARP

Van Arp presented his summer music events concept to Council. Council encouraged Van Arp to go to the Art Council to present his concept.

TEMPORARY MAINTENANCE AGREEMENT WITH EAST CUSTER SEWER DISTRICT

Councilperson Fischer moved to approve the temporary maintenance agreement with East Custer Sewer District for October 1st through December 31st for \$1,200 total. Seconded by Councilperson Nielsen, the motion unanimously carried.

BURNING BEETLE EVENT UPDATE – HANK FRIDELL

Hank Fridell gave Council an overview of the 2020 Burning Beetle Event. Councilperson Fischer moved to approve the usage of Pageant Hill on January 18th, 2020 for the Burning Beetle Event, having the Torch March from the High School Parking Lot using Bluebell Lane and Pine Street, use of the City's extra port-a-pots and trash cans and for the City to collect Christmas trees on Pageant Hill to be used as the site for the pyre. Seconded by Councilperson Blom, the motion unanimously carried.

Councilperson Whittaker left the meeting at 6:13 pm.

MINOR PLAT – LOT A NORTH AND LOT B SOUTH

Councilperson Nielsen moved to approve the minor plat for Lot A North and Lot B South Subdivision. Seconded by Councilperson Blom, the motion unanimously carried.

Councilperson Whittaker rejoined the meeting at 6:16 pm.

MINOR PLAT – CHILDERS TRACT AND WARNE TRACT N OF DEER RIDGE SUBDIVISION

Councilperson Nielsen moved to approve the minor plat for Childers Tract and Warne Tract N of Deer Ride Subdivision. Seconded by Councilperson Whittaker, the motion unanimously carried.

PLAT SIGNATURE– CUSTER ATHLETIC FIELD REVISED LOT C REVISED TRACT HOSPITAL AND TRACT S&R

Councilperson Fischer moved to authorize the Mayor to sign the Custer Athletic Field Revised, Lot C Revised, Tract Hospital Revised, Tract S&R plat on behalf of the City's property. Seconded by Councilperson Whittaker, the motion unanimously carried.

MINOR PLAT – CUSTER ATHLETIC FIELD REVISED LOT C REVISED TRACT HOSPITAL AND TRACT S&R

Councilperson Blom moved to approve the minor plat for Custer Athletic Field Revised, Lot C revised, Tract Hospital Revised, Tract S&R. Seconded by Councilperson Whittaker, the motion unanimously carried.

LIQUOR STORE WELL EXTERIOR REPAIR PROJECT CHANGE ORDER

Councilperson Whittaker moved to approve the change order for the Liquor Store Well exterior repair project for \$671.68. Seconded by Councilperson Blom, the motion carried with Councilperson Blom, Whittaker, Fischer, Nielsen and Ryan voting yes.

WIRELESS COMMUNICATION TOWER APPLICATION FEE REFUND

Councilperson Nielsen moved to refunding Overland Contracting Inc \$4,000 from the wireless communication tower application fee as they have chosen to not pursue the tower. Seconded by Councilperson Ryan, the motion carried with Councilperson Whittaker, Fischer, Nielsen, Ryan and Blom voting yes.

NEW HIRE

Councilperson Fischer moved to approve hiring Christopher Severin as Custodial Maintenance Worker at \$15.31 effective upon successful completion of background check, drug test and physical. Seconded by Councilperson Blom, the motion unanimously carried.

CLAIMS

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

A & B Electric, Repairs and Maintenance, \$622.51

Aflac, Insurance, \$746.47

Ainsworth Benning, Capital Improvements \$760.00

Battle Mountain Humane Society, Animal Control Contract, \$1,000.00

Beesley Law Office, Professional Fees, \$2,544.00

Black Hills Energy, Utilities, \$2,812.62

California State Disbursement, Deduction, \$184.60

Century Business Products, Supplies, \$160.92

Chronicle, Supplies, \$1,011.50

Cloud Construction, Improvements, \$26,545.91

Custer Ambulance, TIF #1 Payment, \$27.19

Custer Area Economic Development, Subsidy, \$2,000.00

Custer County Treasurer, Law Enforcement Contract, TIF #1 Payment, \$94,119.09

Custer Do It Best, Supplies, Repairs and Maintenance, \$336.73

Custer School District, TIF #1 Payment, \$897.99
Dakota Pump Inc, Repairs and Maintenance, \$586.73
Delta Dental, Insurance, \$212.00
Dacotah Bank, TIF #2 Payment, \$1,485.53
Discovery Benefits, Supplies, \$6,240.38
Family Dollar, Supplies, \$57.51
Fastenal, Supplies, \$231.52
Five Points Bank, TIF #5 Payment, \$35,029.29
Full Source, Supplies, \$49.92
EFTPS, Taxes, \$20,818.30
Genpro Energy Solutions, Repair and Maintenance, \$510.00
Golden West Telecommunications, Utilities, \$521.38
Golden West Technologies, Professional Fees, \$762.50
Government Finance Officers Association, Travel and Conference, \$85.00
Green Owl Media, Professional Fees, \$156.00
Hawkins, Supplies, \$4,734.56
J & M Lawncare, Cemetery Caretaker Contract, \$5,000.00
Kellogg, Scott, Reimbursement, \$250.47
Imageall, Supplies, \$110.50
Lamonte's Auto Center, Repairs & Maintenance, \$1,265.88
Lawrance & Schiller, BID Board, \$5,724.80
Nelson's Oil & Gas, Supplies, \$696.62
Petty Cash, Supplies, \$550.77
Pitney Bowes, Supplies, \$48.69
Power House, Supplies, \$57.85
Quill, Supplies, \$298.49
Raber, Brian, Reimbursement, \$63.56
Ramkota Hotel, Travel and Conference, \$192.00
Rapid Delivery, Professional Fees, \$88.00
Sanders Sanitation, Supplies, \$14,101.88
Sanford Health, Supplies, \$125.00
SD Retirement System, \$9,540.72
Supplemental Retirement, \$1,005.00
State of SD, Sales Tax, \$1,109.02
Servall, Supplies, \$189.28
Shanklin's, Supplies, \$1,035.25
Simon Materials, Repairs & Maintenance, \$5,284.28
Bit Finance/State Long Distance, \$55.18
The Hartford, Insurance, \$64.12
Turbiville Industrial Electric Work, Repairs and Maintenance, \$1,724.83
Verizon Wireless, Utilities, \$422.53
Wellmark, Insurance, \$14,009.29
Wright Express, Supplies, \$1,149.19
YMCA, Contributions, Membership, \$292.00
Kahler, David, Utility Refund, \$208.05
Olson, Wayne, Utility Refund, \$6.85
Eriksson, Valter/Colleen, Utility Refund, \$50.00
Mayor & Council, \$4,532.00
Finance Department, \$4,245.68
Planning Department, \$6,861.22
Public Works Department, \$3,393.80
Street Department, \$8,671.88
Cruisin Department, \$148.96
Parks Department, \$4,218.30
Water Department, \$12,886.09

Wastewater Department, \$12,753.22

Total Claims, \$327,681.40

DEPARTMENT HEADS & COMMITTEE REPORTS

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

EXECUTIVE SESSION

Councilperson Fischer moved to go into and out of executive session for proposed litigation and contract negotiations per SDCL 1-25-2(1-5) at 6:43 pm, with the Attorney, Public Works Director, Planning Administrator and Finance Officer present. Seconded by Councilperson Ryan, the motion unanimously carried. Council came out of executive session at 7:13 pm, with no action taken.

ADJOURNMENT

With no further business, Councilperson Ryan moved to adjourn the meeting at 7:13 p.m. Seconded by Councilperson Whittaker, the motion carried unanimously.

ATTEST:

CITY OF CUSTER CITY

Laurie Woodward
Finance Officer

Corbin Herman
Mayor

**CITY OF CUSTER CITY
BOARD OF ADJUSTMENT MEETING
October 7th, 2019**

Board Chairman Herman called to order the Board of Adjustment Meeting at 7:13 p.m. Present at roll call were Board Members Herman, Blom, Whittaker, Fischer, Nielsen and Ryan.

APPROVAL OF AGENDA

Board Member Nielsen moved, with a second by Board Member Whittaker, to approve the agenda. The motion unanimously carried.

CONFLICTS OF INTEREST

No conflicts of interest were stated.

PUBLIC HEARING – SETBACK VARIANCE REQUEST – 216 N 9TH STREET, TRACT 1 BLOCK 50 SUBDIVISION

Board Member Whittaker moved to approve the variance request for Tract 1 of Block 50 subdivision which would allow a setback of 16 feet from the street right-of-way and the covered porch would be setback 8 feet from the street right-of-way. Seconded by Board Member Blom, the motion carried with Board Member Whittaker, Herman, Fischer, Nielsen, Ryan and Blom voting yes.

PUBLIC COMMENTS

No public comments were received.

ADJOURNMENT

With no further business, Board Member Herman moved to adjourn the meeting at 7:19 p.m. Seconded by Board Member Whittaker, the motion carried unanimously.

ATTEST:

CITY OF CUSTER CITY

Laurie Woodward
Finance Officer

Corbin Herman
Board Chairman