

**CITY OF CUSTER CITY  
COUNCIL PROCEEDINGS- REGULAR SESSION  
May 20<sup>th</sup>, 2019**

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

**AGENDA**

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

**MINUTES**

Councilperson Nielsen moved, with a second by Councilperson Whittaker, to approve the minutes from the May 6<sup>th</sup> regular council meeting. The motion unanimously carried.

**CONFLICTS OF INTEREST**

No conflicts of interest were stated.

**PUBLIC HEARING – WINE & CIDER LICENSE – PIZZA WORKS**

Councilperson Blom moved to approve the wine & cider license for Pizza Works. Seconded by Councilperson Whittaker, the motion unanimously carried.

**PUBLIC HEARING – MALT BEVERAGE LICENSE RENEWALS**

Council was presented with a renewal list of malt beverage license applications for the July 1<sup>st</sup>, 2019 – June 30<sup>th</sup>, 2020 license period. At this time there were 26 malt beverage license applications for renewal. Councilperson Fischer moved to approve the applications received contingent upon proof of insurance being provided and video lottery fees paid. Seconded by Councilperson Moore, the motion unanimously carried.

**FIRST READING – ORDINANCE #824 – REMOVING SECTION 17.45 AND 17.46**

Councilperson Nielsen moved to approve Ordinance #824, Removing Section 17.45 and 17.46. Seconded by Councilperson Blom, the motion unanimously carried.

**PUBLIC COMMENTS**

No public comments were received.

**APPLICATION FOR FOURTH OF JULY FIREWORKS – CUSTER VOLUNTEER FIRE DEPARTMENT**

Councilperson Nielsen moved to approve the application for outdoor display of fireworks for the Custer Volunteer Fire Department's Fourth of July fireworks display at Pageant Hill. Seconded by Councilperson Whittaker, the motion unanimously carried.

**5K RUN REQUEST – GIRL SCOUTS TROOP 71110**

Councilperson Blom moved to approve the Girl Scouts Troop 71110 5K Run request for August 24<sup>th</sup> which included using Harbach Park and stopping traffic on Eight Street at the Mickelson Trail Crossing. Seconded by Councilperson Whittaker, the motion unanimously failed. Councilperson Fischer moved to table the Girl Scouts request for further information. Seconded by Councilperson Moore, the motion unanimously carried.

**NEW HIRES – PUBLIC WORKS DEPARTMENT SEASONALS**

Councilperson Arseneault moved to approve hiring Brandon Dailey as Public Works Department Seasonal Laborer at \$12.68 per hour effective May 21<sup>st</sup>, 2019 and John Noyes as Public Works Department Seasonal Laborer at \$12.18 per hour effective May 28<sup>th</sup>, 2019; upon successful completion of DMV check and drug screen. Seconded by Councilperson Blom, the motion unanimously carried.

**CLAIMS**

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

Black Hills Occupational Medicine, Safety, \$250.00  
Black Hills Energy, Utilities, \$13,177.62  
California State Disbursement, Deductions, \$92.30  
Code Works, Professional Fees, \$75.75  
Culligan, Repair & Maintenance, \$18.50  
Custer Ace Hardware, Supplies, Repairs & Maintenance, \$599.53  
Chamber of Commerce, Sales Tax Subsidy, \$6,509.91  
Dakota Greens, Supplies, \$319.96  
Discovery Benefits, Supplies, \$1,042.00  
First Interstate Bank, Supplies, \$54.35  
French Creek Supply, Supplies, \$224.82

Green Owl Media, Professional Fees, \$165.49  
Hawkins, Supplies, \$176.25  
Kellogg, Scott, Reimbursement, \$74.53  
Ketel Thorstenson, Professional Fees, \$3,500.00  
Kimball Midwest, Supplies, \$341.32  
KLJ, Professional Fees, \$9,970.50  
North American Truck and Trailer, Repairs & Maintenance, \$22.26  
NBS Calibrations, Repairs & Maintenance, \$193.00  
Pace, Supplies, \$325.17  
Pennington Title, Overpayment, \$384.73  
Petty Cash, Supplies, \$126.92  
Rapid Delivery, Professional Fees, \$68.45  
Regional Health Network, Sales Tax Subsidy, \$38,221.25  
Simons Materials, Supplies, \$8,282.33  
SD Association of Rural Water Systems, Travel & Conference, \$250.00  
SD Department of Revenue, Licenses, \$4,050.00  
SD Secretary of State, Sales Tax, \$1,100.60  
Bit Finance, Utilities, \$52.09  
The Hartford, Insurance, \$63.62  
USDA Loan Payments, \$8,910.00  
Volin, Delores, Utility Refund, \$6.50  
Total Claims \$98,649.75

**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 personnel and proposed litigation per SDCL 1-25-2(1-4) at 5:54 pm, with the Attorney, Planning Administrator and Finance Officer present. Seconded by Councilperson Moore, the motion unanimously carried. Council came out of executive session at 6:41 pm, with no action taken.

**EMPLOYEE STEP INCREASES**

Councilperson Arseneault moved to approve a step increase for Brian Raber to step 5 at \$20.98 per hour effective May 19<sup>th</sup>, 2019. Seconded by Councilperson Nielsen, the motion unanimously carried.

**ADJOURNMENT**

With no further business, Councilperson Moore moved to adjourn the meeting at 6:42 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  
May 20<sup>th</sup>, 2019**

Mayor Corbin Herman called to order the Board of Adjustment Meeting at 6:42 p.m. Present at roll call were Board Member Blom, Whittaker, Nielsen, Fischer, Moore and Arseneault. City Attorney Chris Beesley was present.

**AGENDA**

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

**CONFLICTS OF INTEREST**

No conflicts of interest were stated.

**SETBACK VARIANCE REQUEST – CUSTER COUNTY – 1039 MONTGOMERY STREET (TRACT CLINIC)**

The Board and Planning Administrator discussed information pertaining to the setback variance. Discussion included but was not limited to the proposed building plan, topography of the parcel, and the adjacent Montgomery Street Right of Way. After the discussion, Board Member Blom moved to approve the setback variance request. Second by Board Member Whittaker, motion carried unanimously.

**ADJOURNMENT**

With no further business, Board Member Whittaker moved to adjourn the meeting at 6:46 p.m. Seconded by Board Member Moore, the motion carried unanimously.

ATTEST:

CITY OF CUSTER CITY

Laurie Woodward  
Finance Officer

Corbin Herman  
Mayor