

**CITY OF CUSTER CITY  
COUNCIL PROCEEDINGS- REGULAR SESSION  
October 21<sup>st</sup>, 2019**

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

**AGENDA**

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

**MINUTES**

Councilperson Nielsen moved, with a second by Councilperson Whittaker, to approve the minutes from the October 7<sup>th</sup> regular council meeting. The motion unanimously carried.

**CONFLICTS OF INTEREST**

No conflicts of interest were stated.

**VIGILANCE SCULPTURE – MATT FRIDELL**

Matt Fridell presented council with drawings of the proposed location for the Vigilance sculpture. Councilperson Fischer moved to approve the placement of the Vigilance sculpture on the north side of the Fourth Street and Crook Street intersection adjacent to the vacated Fourth Street right-of-way. Seconded by Councilperson Blom, the motion unanimously carried.

**SECOND READING – ORDINANCE #827 – CONSTRUCTION CODES AND BUILDING PERMITS**

Councilperson Nielsen moved to adopt Ordinance #827, Construction Codes and Building Permits. Seconded by Councilperson, Blom, the motion carried with Councilperson Blom, Whittaker, Moore, Fischer and Nielsen voting yes.

**FIRST READING – ORDINANCE #828 – WATER RATES**

Councilperson Fischer moved to approve Ordinance #828, Water Rates. Seconded by Councilperson Nielsen, the motion unanimously carried.

**FIRST READING – ORDINANCE #829 – WASTEWATER RATES**

Councilperson Blom moved to approve Ordinance #829, Wastewater Rates. Seconded by Councilperson Moore, the motion unanimously carried.

**FIRST READING – ORDINANCE #830 – WATER OFF RATES**

Councilperson Nielsen moved to approve Ordinance #830, Water Off Rates. Seconded by Councilperson Moore, the motion unanimously carried.

**RESOLUTION #10-21-19A – LAND AND WATER CONSERVATION FUND GRANT**

Councilperson Nielsen moved to adopt Resolution #10-21-19A, Land and Water Conservation Fund Grant. Seconded by Councilperson Blom, the motion unanimously carried.

RESOLUTION NO. 10-21-19A

Land and Water Conservation Fund Grant

WHEREAS, the United States of America and the State of South Dakota have authorized the making of grants from the Land and Water Conservation Fund (LWCF) to public bodies to aid in financing the acquisition and/or construction of specific public outdoor recreation projects;

NOW THEREFORE BE IT RESOLVED:

1. That Mike Bender with KLJ, is hereby authorized to execute and file an application on behalf of the City of Custer City, South Dakota with the National Park Service, U.S. Department of the Interior, through the State of South Dakota, Department of Game, Fish and Parks, Division of Parks and Recreation, for an LWCF grant to aid in financing Harbach Park Improvements Phase I for the City of Custer City, South Dakota and its Environs.

2. That Corbin Herman, Mayor is hereby authorized and directed to furnish such information as the above mentioned federal and/or state agencies may reasonably request in connection with the application with is hereby authorized to be filed.

3. That the City of Custer City, South Dakota shall provide a minimum of 50% of the total cost of the project; and will assume all responsibility in the operation and maintenance of the project upon completion of construction, for the reasonable life expectancy of the facility.

CERTIFICATE OF RECORDING OFFICER

The undersigned duly qualified and acting Finance Officer of the City of Custer, South Dakota does hereby certify: That the attached Resolution is a true and correct copy of the Resolution, authorizing the filing of application with the National Park Service as regularly adopted at a legally convened meeting of

the City Council duly held on the 21<sup>st</sup> day of October, 2019 and further that such Resolution has been fully recorded in the journal of proceedings and records in my office.

IN WITNESS WHEREOF, I have hereunto set my hand this 21<sup>st</sup> day of October, 2019.

City of Custer City

S/Corbin Herman, Mayor

ATTEST: Laurie Woodward, Finance Officer

### **PUBLIC COMMENTS**

No public comments were received.

### **FINAL PLAT – AKERS SUBDIVISION**

Councilperson Fischer moved to approve the final plat for Akers Subdivision. 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.

Black Hills Energy, Utilities, \$14,904.32

Black Hills Truck and Trailer, Supplies, \$22.26

California State Disbursement, Deduction, \$92.30

Culligan, Repair & Maintenance, \$18.50

Chamber of Commerce, Sales Tax Subsidy, \$7,852.41

Custer Ace Hardware, Supplies, Repairs & Maintenance, \$425.33

DGR Engineering, Professional Fees, \$11,964.50

Discovery Benefits, Supplies, \$30.00

French Creek Supply, Supplies, \$24.86

Golden West Technologies, Professional Fees, \$2,068.00

Hawkins, Supplies, \$6,383.43

Hillyard, Supplies, \$582.94

Imageall, Supplies, \$19.50

Jenner Equipment, Repairs & Maintenance, \$516.87

KLJ, Professional Fees, \$10,532.00

Lynn's Dakotamart, Supplies, \$179.86

Lamonte's Auto Center, Repairs & Maintenance, \$685.00

Lasting Impressions Unlimited, Supplies, \$44.00

Midcontinent Testing Labs, Professional Fee, \$800.00

Midco Diving, Repairs & Maintenance, \$1,937.76

Nelson's Oil & Gas, Supplies, \$1,006.88

Newman Signs, Supplies, \$356.50

Northwest Pipe Fittings, Supplies, \$2,535.22

Petty Cash, Supplies, \$90.00

Promotion Physical Therapy, Safety, \$60.00

SRF Loan Payment, \$15,577.11

Sanders Sanitation, Supplies, \$13,816.99

State of SD, Sales Tax, \$1,047.86

SD Division of Criminal Investigation, Safety, \$43.25

SD One Call, Supplies, \$130.20

Treetop Product, Supplies, \$2,286.38

USDA Loan Payments, \$8,910.00

Unemployment Insurance Division of SD, \$40.94

Total Claims, \$104,985.17

### **DEPARTMENT HEADS & COMMITTEE REPORTS**

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

Council took a break from 6:13-6:15 pm.

### **EXECUTIVE SESSION**

Councilperson Fischer moved to go into and out of executive session for personnel and contract negotiations per SDCL 1-25-2(1-5) at 6:15 pm, with the Public Works Director, Planning Administrator and Finance Officer present. Seconded by Councilperson Moore, the motion unanimously carried. Attorney Beesley joined the executive session at 6:19 pm. The Public Works Director and Planning Administrator

left the meeting at 6:42 pm. Chad Gollnick and Fred Folsom joined the executive session at 6:42 pm and left the meeting at 7:17 pm. Council came out of executive session at 7:28 pm, with no action taken.

**ADJOURNMENT**

With no further business, Councilperson Whittaker moved to adjourn the meeting at 7:28 p.m. Seconded by Councilperson Blom, the motion carried unanimously.

ATTEST:

CITY OF CUSTER CITY

Laurie Woodward  
Finance Officer

Corbin Herman  
Mayor