

**CITY OF CUSTER CITY  
COUNCIL PROCEEDINGS- REGULAR SESSION  
October 5<sup>th</sup>, 2020**

Council President Nina Nielsen called to order the first meeting of the Common Council for the month of September 2020 at 5:30 p.m. Present at roll call were Councilpersons Pechota, Nielsen, Whittaker and Schilling while Councilperson Ryan and Fischer were present remotely. Mayor Herman and Attorney Beesley was also present remotely. The Pledge of Allegiance was stated.

**AGENDA**

Councilperson Pechota moved, with a second by Councilperson Whittaker, to approve the agenda. The motion carried with Councilperson Pechota, Nielsen, Whittaker, Schilling, Ryan and Fischer voting yes.

**MINUTES**

Councilperson Whittaker moved, with a second by Councilperson Schilling, to approve the minutes from the September 21<sup>st</sup> Council Meeting. The motion carried with Councilperson Pechota, Nielsen, Whittaker, Schilling, Ryan and Fischer voting yes.

**CONFLICTS OF INTEREST**

No conflicts of interest were stated.

**EXECUTIVE PROCLAMATION – WORLD HABITAT DAY**

Councilperson Schilling moved to approve the executive proclamation for World Habitat Day on October 5<sup>th</sup>, 2020 which is on file in the Finance Office. Seconded by Councilperson Pechota, the motion carried with Councilperson Nielsen, Whittaker, Schilling, Ryan, Fischer and Pechota voting yes.

**PROPOSED PAGEANT HILL BIKE TRAIL**

After hearing public comments, Councilperson Whittaker moved to table the Proposed Pageant Hill Bike Trail for a year. Seconded by Councilperson Schilling. After some council discussion on the timeframe, Councilperson Whittaker amended her motion to table with a review in six months for the Proposed Pageant Hill Bike Trail. Seconded by Councilperson Schilling, the motion carried with Councilperson Whittaker, Schilling, Ryan, Fischer, Pechota and Nielsen voting yes.

**SECOND READING – ORDINANCE #841 – CODE ADOPTION**

Councilperson Fischer moved to adopt Ordinance #841, Code Adoption. Seconded by Councilperson Whittaker, the motion carried with Councilperson Schilling, Ryan, Fischer, Pechota, Nielsen and Whittaker voting yes.

**PUBLIC COMMENTS**

No public comments were received.

**PARADE REQUEST – CUSTER HIGH SCHOOL HOMECOMING PARADE**

Councilperson Fischer moved to approve the Custer School District Homecoming Parade request for October 9<sup>th</sup>, with the parade starting at the Football Field proceeding south on Tenth Street then turning west on Montgomery Street until Eighth Street then proceeding south until turning west on Mt Rushmore Road until turning south on Second Street and allowing Washington Street from Second to Fourth Street to be blocked off to load students on buses. Seconded by Councilperson Whittaker, the motion carried with Councilperson Ryan, Fischer, Pechota, Nielsen, Whittaker and Schilling voting yes.

**1881 COURTHOUSE MUSEUM FUNDING REQUEST**

Councilperson Ryan moved to approve the 1881 Courthouse Museum's request for \$2,500 additional funding. Seconded by Councilperson Whittaker, the motion carried with Councilperson Fischer, Pechota, Nielsen, Whittaker, Schilling and Ryan voting yes.

**MINOR PLAT – TED TRACT 1 & TED TRACT 2 OF RAMSEY SUBDIVISION**

Councilperson Whittaker moved to approve the minor plat of Ted Tract 1 & Ted Tract 2 of Ramsey Subdivision. Seconded by Councilperson Pechota, the motion carried with Councilperson Pechota, Nielsen, Whittaker, Schilling, Ryan and Fischer voting yes.

**MINOR PLAT – TRACT LEBOLDUS 1 & TRACT LEBOLDUS 2**

Councilperson Pechota moved to approve the minor plat of Tract Leboldus 1 & Tract Leboldus 2. Seconded by Councilperson Whittaker, the motion carried with Councilperson Nielsen, Whittaker, Schilling, Ryan, Fischer and Pechota voting yes.

**MINOR PLAT – JOHNSON TRACT OF BLOCK 89**

Councilperson Whittaker moved to approve the minor plat of Johnson Tract of Block 89. Seconded by Councilperson Pechota, the motion carried with Councilperson Whittaker, Schilling, Ryan, Fischer, Pechota and Nielsen voting yes.

**NEW HIRE**

Councilperson Whittaker move to approve hiring James Danowski as Custodial Maintenance Worker at \$15.77 per hour effective upon successful competition of all pre-employment screenings. Seconded by Councilperson Pechota, the motion carried with Councilperson Schilling, Ryan, Fischer, Pechota, Nielsen and Whittaker voting yes.

**CLAIMS**

Councilperson Fischer moved, with a second by Councilperson Whittaker, to approve the following claims. The motion carried with Councilperson Ryan, Fischer, Pechota, Nielsen, Whittaker and Schilling voting yes.

AFLAC, Insurance, \$718.98  
Amazon, Supplies, \$177.83  
Battle Mountain Humane Society, Animal Control Contract, \$1,000.00  
Beesley Law Office, Professional Fees, \$2,362.00  
Bierschbach Equipment and Supply, Safety Equipment, \$3,505.00  
Black Hill Chemical, Supplies, \$39.96  
Black Hills Energy, Utilities, \$3,425.31  
Century Business Products, Supplies, \$172.49  
Custer Do It Best, Supplies, Repairs & Maintenance, \$22.11  
Cut Rate Battery, Repairs & Maintenance, \$91.00  
Chronicle, Publishing Fees, \$1,441.50  
Dacotah Bank, Loan Payment, TIF #2 Payment, \$8,583.76  
Dakota Pump, Repairs & Maintenance, \$382.65  
Dakota Pump and Control, Repairs & Maintenance, \$254.75  
Dakota Supply Group, Repairs & Maintenance, \$151.01  
Delta Dental, Insurance, \$212.00  
Discovery Benefits, Supplies, \$1,273.06  
East Custer Sewer District, Monthly Reimbursement, \$1,300.00  
EFTPS, Taxes, \$11,900.87  
First Interstate Bank, Supplies, \$222.36  
Fastenal, Supplies, \$21.28  
Freeman's Electric Service, Repairs & Maintenance, \$122.45  
Full Source, Supplies, \$53.28  
Golden West Telecommunications, Utilities, \$522.88  
Golden West Technologies, Professional Fees, \$3,733.90  
Hach, Repairs & Maintenance, \$53.55  
Hawkins, Supplies, \$8,055.42  
Honeywell, Repair & Maintenance, \$13,324.42  
Imageall, Supplies, \$6.50  
J & M Lawncare, Cemetery Caretaker Contract, \$5,250.00  
Kimball Midwest, Supplies, \$233.64  
Lawrence & Schiller, BID Board Marketing, \$2,251.12  
Log Me In Go to Meeting, Supplies, \$51.12  
Midcontinent Testing Labs, Supplies, \$1,967.00  
Pace, Supplies, \$643.65  
Petty Cash, Supplies, \$441.89  
Quill, Supplies, \$56.13  
S & B Motors, Supplies, \$35.25  
Sanders Sanitation, Garbage Collection Contract, \$12,979.62  
SD DCI, Safety, \$43.25  
SD Retirement System, \$6,063.90  
Supplemental Retirement, \$670.00  
The Hartford, Insurance, \$64.12  
Verizon Wireless, Supplies, \$507.56  
Wellmark, Insurance, \$12,612.95  
Wright Express, Supplies, \$787.01  
Woodward, Laurie, Reimbursement, \$480.00  
YMCA, Membership, \$86.00

Urban, Wade, Utility Refund, \$297.38  
Mayor & Council, \$4,665.00  
Finance Department, \$4,414.76  
Planning Department, \$7,590.42  
Public Works Department, \$3,292.33  
Street Department, \$6,009.46  
Cruisin Department, \$159.60  
Parks Department, \$6,248.33  
Water Department, \$11,968.64  
Wastewater Department, \$12,889.46  
Total Claims \$165,889.91

**DEPARTMENT HEADS & COMMITTEE REPORTS**

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

**ADJOURNMENT**

With no further business, Councilperson Whittaker moved to adjourn the meeting at 6:34 pm. Seconded by Councilperson Pechota, the motion carried unanimously.

ATTEST:

CITY OF CUSTER CITY

Laurie Woodward  
Finance Officer

Nina Nielsen  
Council President

**CITY OF CUSTER CITY  
BOARD OF ADJUSTMENT MEETING  
OCTOBER 5<sup>th</sup>, 2020**

Board Vice Chairman Nielsen called to order the Board of Adjustment Meeting at 6:34 p.m. Present at roll call were Board Members Pechota, Nielsen, Whittaker, Schilling, Ryan and Fischer.

**PUBLIC HEARING – SETBACK VARIANCE REQUEST 221 SOUTH 9<sup>TH</sup> STREET, ORIGINALLY LOTS 7,8,9 of BLOCK 98**

Board Member Whittaker moved to approve the setback requirement variance for 221 South 9<sup>th</sup> Street allowing a front setback variance of 21.5 feet, thus allowing construction to within 3.5 feet of the front property line. Seconded by Board member Pechota, the motion carried with Board Member Pechota, Nielsen, Whittaker, Schilling, Ryan and Fischer voting yes.

**ADJOURNMENT**

With no further business, Board Member Whittaker moved to adjourn the meeting at 6:39 p.m. Seconded by Board Member Pechota, the motion carried unanimously.

ATTEST:

CITY OF CUSTER CITY

Laurie Woodward  
Finance Officer

Nina Nielsen  
Acting Board Chairman