



Custer County Commission Meeting  
Wednesday, July 12, 2023  
420 Mount Rushmore Rd.  
Commission Meeting Room  
Custer, SD 57730

**A. Call to Order at 8:00 AM**

1. Pledge of Allegiance

**B. Approve Agenda**

**C. Consent Agenda**

1. Minutes of June 21, 2023 Commission Meeting
2. Vouchers
3. Monthly Reports
4. Travel Requests
  - a. Equalization- Tracy Kelley, Leah Vissia, Ron Remley and Tara Traxler to attend the Office of Hearing Examiners- Appeals on July 6, 2023 for travel and lodging (leave 7/5/23)

**D. Conflict of Interest Declarations**

**E. Public Hearing**

1. 8:10 AM Public Hearing  
Resolution 2023-11 Vacation of Section Line Highway ROW  
Applicant: Terry and Janice Hendrix

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**F. Courthouse Security**

1. Emergency Action Plan

**G. Public Hearing**

1. 8:30 AM Public Hearing  
Request for approval for new malt beverage license—Bearded Buffalo Trading Co.; Rhoades TR of Harbach Placer MS, #570 SECS 19/30 T-3 R-5 17.608 AC, Custer County, SD

**H. Highway Department**

1. Request for approval for ROW Occupancy by Golden West Telecommunications for a buried fiber optic facility on Argyle Road Section 20 Twp 6S R5E, Custer County, SD

2. Request for approval for ROW Occupancy by Golden West Telecommunications for a buried fiber optic facility on 148<sup>th</sup> Ave Section 18 & 19 / 13 Twp 6S R9E / 8E, Custer County, SD
3. Request for approval for ROW Occupancy by Golden West Telecommunications for a buried fiber optic facility on 144<sup>th</sup> Ave Section 28 & 29 Twp 5S R8E, Custer County, SD
4. Request for approval for ROW Occupancy by Golden West Telecommunications for a buried fiber optic facility on Cottonwood Cutoff Section 13 Twp 6S R8E, Custer County SD
5. Request for approval for ROW Occupancy by Golden West Telecommunications for a buried fiber optic facility on Carrol Creek Road/ Co Hwy 313 Section 14 & 15 Twp 4S R4E, Custer County, SD
6. Request for approval for ROW Occupancy by Golden West Telecommunications for a buried fiber optic facility on W Argyle Rd Section 5 Twp 6S R4E, Custer County, SD
7. Request for approval for ROW Occupancy by Golden West Telecommunications for a buried fiber optic facility on South Park Dr Section 8 Twp 6S R4E, Custer County, SD
8. Request for approval for ROW Occupancy by Golden West Telecommunications for a buried fiber optic facility on Tin Cup Trail Section 36 Twp 3S R4E, Custer County, SD

**I. Search and Rescue**

1. Road conditions and apron discussion

**J. Planning Department**

1. Request approval of Final Plat: Tract Sundance Ranch subdivision phase one, located in the SE ¼ NW ¼, SE ¼ of Section 18, T6S, R4E, BHM, Custer County, SD

**K. Auditor**

1. Renew Lease- Postage Machine

**L. Sheriff's Department**

1. Neil Magnuson as a Volunteer Chaplin

**M. Veterans Service**

1. Update- VSO, 2<sup>nd</sup> Quarter 2023

**N. 1881 Courthouse Museum**

1. Lease Agreement with Custer's Last Stop with Custer County/Courthouse

**O. Town of Hermosa**

1. ARPA funds

**P. Executive Session**

1. Indigent Request as per SDCL 28-13.42

**Q. Public Comment**

Meetings of the Board of Commissioners are open to the public. The audience will be allowed to comment on specific agenda items during the time allotted on the agenda for those items, according to established procedures of the Commission. This is a time for members of the public to express concerns or discuss issues having relevance to the County. Anyone wishing to address the Commission during this time shall be asked to identify themselves. The number of presentations and time allotted to individuals may be limited by the Chairman and individuals shall refrain from discussing personalities. The Chairman, at his discretion, may recognize patrons at other times during the Board meeting. No action will be taken by the Commission on any issue raised without being first placed on a future agenda, by the Commission, to allow for proper notice.

**R. Old Business**

1. Custer County Housing- approved Resolution 2023-12 with changes from last meeting- Payment in lieu of Taxes (PILOT) for Custer County Housing and Redevelopment Commission Subsidized and Low Income housing

**S. Commission**

1. Mail call
  - a.) Letter from Beardsley Jensen & Lee Attorneys at Law regarding Preserve French Creek, Inc. v. County of Custer County, SD
  - b.) Letter from Houston Engineering regarding Preliminary Survey for the fairgrounds property (will require a motion to sign)
2. Meeting schedule
3. Meeting reports

**T. Adjourn**

1. Adjourn the meeting

**Next Meeting Date: July 26, 2023**

Custer County fully subscribes to the Americans with Disabilities Act. If you desire to attend this public meeting and are in need of accommodations, please notify the Commissioners' Office at (605) 673-8173 at least 24 hours prior to the meeting so that appropriate services and auxiliary aids are available.