

Minutes of the Custer County Commission Meeting, Wednesday, July 10, 2024.

Members present:

Commissioners Jim Lintz, Mark Hartman, Mike Linde, Michael Busskohl, Craig Hindle and Commission Legal Counsel Aaron Davis and Dawn McLaughlin, Finance Officer.

A. Commission Meeting was called to order at 8:00 AM followed by the Pledge of Allegiance.

B. Adopting of the agenda

- a) Amend to add item #2 under "J" Airport—conveyance and reappraisal
- b) Amend to move "N" Search & Rescue after "D" Conflict of Interest
- c) Amend to defer Travel Requests until a later meeting.

Motion to approve Agenda as amended made by Hartman; seconded by Busskohl; vote taken, all aye; motion carried.

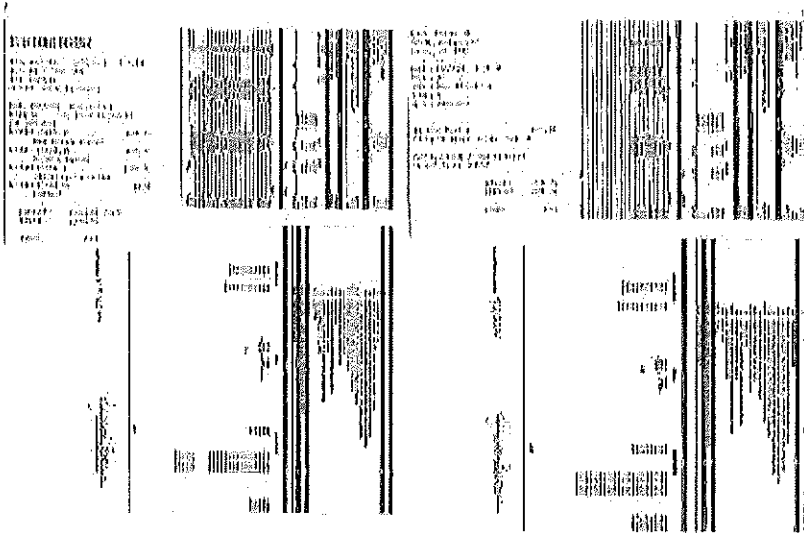
C. Consent Agenda

1. Approval of monthly reports as follows:

Account	Balance	Debit	Credit	Balance
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STATE OF MONTANA

SEAL



Vouchers approved as follows:

PAYROLL: July 10, 2024: Commissioners \$5431.81; Election \$396.66; Auditor \$12,460.85; Treasurer \$13,711.58; Info Systems and Technology \$3,498.06; State's Attorney \$14,383.70; Courthouse Building \$10,056.82; Director of Equalization \$19,047.58; Register of Deeds \$5,393.24; Veteran's Services \$1,374.70; Human Resources \$2,172.97; Sheriff \$58,792.33; Coroner \$1,228.94; Nurse \$1,201.43; Library \$11,221.24; Conservation \$701.74; Weed & Pest \$4,592.62; Planning \$9,195.22; County Road & Bridge \$37,605.40; Emergency Management \$2,796.35; 24/7 Sobriety \$719.50; Emergency Line F \$21,178.61.

	Description	Vendor	Amount
COMMISSION PROFESSIONAL FEE	2024-2025 DUES treasurer	7089 - ASBSD 0507 - HUB INTERNATIONAL	775.00 525.00
COMMISSION BOOKS	Description DEPT CODIFIED LAW BOOKS	Vendor 7639 - THOMSON REUTERS	Amount 306.89
ELECTION SUPPLIES	Description CODING BALLOT <u>PRE-MARKED</u> TEST BALLOT	Vendor 0464 - ELECTION SYSTEMS & SOFT- 0464 - ELECTION SYSTEMS & SOFT-	Amount 50.70 166.97
AUDITOR PRO FEE & SERVICE	Description LATE FEE FROM 2021 EFTP PAYROLL	Vendor 2564 - CUSTER COUNTY AUDITOR	Amount 6,958.91
AUDITOR SUPPLIES	Description AUDITOR OFFICE CHECK ORDER POSTAGE	Vendor 0382 - FIRST INTERSTATE BANK 0983 - PITNEY BOWES/PURCHASE POWER	Amount 507.48 502.25
AUDITOR OTHER EXPENSES	Description INSTALL & CONFIGURE	Vendor 7913 - TYLER TECHNOLOGIES INC	Amount 720.00
TREASURE BOOKS	Description	Vendor	Amount
STATE ATTY WITNESS/JUROR	Description Witness Prep-X 3 people MILEAGE Witness Prep-X 3 people MILEAGE Witness Prep-X 3 people MILEAGE Witness Prep-X 3 people WITNESS FEE Witness Prep-X 3 people BKfst LUNCH DNR Witness Prep-X 3 people BKfst LUNCH DNR Witness Prep-X 3 people BKfst LUNCH DNR Witness Prep-X 3 people 3 DINNERS @25 Witness Prep-X 3 people BKfst	Vendor 10008 - 10008 - 10008 - 10008 - 10008 - 10008 - 10008 - 10008 - 10008 -	Amount 90.89 90.89 90.89 60.00 165.00 165.00 165.00 75.00 33.00
COURT APPOINTED ATTY	Description DEPT CODIFIED LAW BOOKS	Vendor 7639 - THOMSON REUTERS	Amount 1,016.89
	Description CAA 16CR123-112 C MATTSON CAA 6CR123-114 IMMORMINO CAA 16CR122-128 A BRINGS HIM BACK	Vendor 3272 - SOUTHERN HILLS LAW PLLC 3272 - SOUTHERN HILLS LAW PLLC 3829 - COLBATH AND SPERLICH	Amount 998.94 517.26 743.60
ORTRHOUSE SUPPLIES	Description HYD PER CLNR-TOWEL ROLL CS HOSE-STRPG PNT	Vendor 0494 - BLACK HILLS CHEMICAL 1895 - CUSTER ACE HARDWARE	Amount 190.40 43.66

Hwy SUPPLIES	Description	Vendor	Amount
	HYD PER CLNR-TOWEL ROLL CS	0494 - BLACK HILLS CHEMICAL	143.98
LIBRARY SUPPLIES	Description	Vendor	Amount
	HYD PER CLNR-TOWEL ROLL CS	0494 - BLACK HILLS CHEMICAL	143.98
CRTHS WATER/SEWER	Description	Vendor	Amount
	CTHS	1946 - CITY OF CUSTER	251.47
	CTHS	1946 - CITY OF CUSTER	251.47
	CTHS	1946 - CITY OF CUSTER	-251.47
AIRPORT ELECTRIC	Description	Vendor	Amount
	ELECTRIC ARPT	0182 - BLACK HILLS ELECTRIC COOP	553.36
LIBRARY ELECTRIC	ELECTRIC	0182 - BLACK HILLS ELECTRIC COOP	140.79
LIBRARY WATER/SEWER	Description	Vendor	Amount
	LIBRARY	0191 - BLACK HILLS ENERGY-6001	838.48
S&R WATER/SEWER	Description	Vendor	Amount
	ANNEX	1946 - CITY OF CUSTER	-844.96
S&R WATER/SEWER	Description	Vendor	Amount
	S&R ELECTRIC	1946 - CITY OF CUSTER	96.11
E 50 ELECTRIC	Description	Vendor	Amount
	ELECTRIC	0182 - BLACK HILLS ELECTRIC COOP	47.28
STORAGE ELECTRIC	Description	Vendor	Amount
	ELECTRIC	0182 - BLACK HILLS ELECTRIC COOP	139.26
DOE BOOKS	Description	Vendor	Amount
	DEPT CODIFIED LAW BOOKS	7639 - THOMSON REUTERS	54.48
ROD BOOKS	Description	Vendor	Amount
	DEPT CODIFIED LAW BOOKS	7639 - THOMSON REUTERS	81.72
SHERIFF INSURANCE & BONDS	Description	Vendor	Amount
	CVG- 3 TAHOES	1189 - SD PUBLIC ASSURANCE ALLIANCE	1,858.29
SHERIFF VEHICLE REPAIR	Description	Vendor	Amount
	GRAPHICS ON DURANGO	2941 - LEWS, MIKE	250.00
	BRAKE PADS	3413 - MURRAY AUTO REPAIR LLC	520.02
	QUIK MPI VIDEO	1516 - LIBERTY SUPERSTORES	160.50
SHERIFF VEHICLE SERVICE	Description	Vendor	Amount
	TRUCK ICE PASSENGERS	0475 - FRENCH CREEK SUPPLY INC	46.98

E HWY ELECTRICITY	Description ECS	Vendor 0182 - BLACK HILLS ELECTRIC COOP	Amount 150.11
E HWY PROPANE	Description HERMOSA PROPANE	Vendor 4880 - NELSON'S OIL & GAS, INC.	Amount 717.78
BG HWY WATER/SEWER	Description WATER-SANITATION	Vendor 1294 - TOWN OF BUFFALO GAP	Amount 51.00
BG HWY GARBAGE	Description WATER-SANITATION	Vendor 1294 - TOWN OF BUFFALO GAP	Amount 22.00
BG HWY PROPANE	Description BUFF GAP PROPANE	Vendor 4880 - NELSON'S OIL & GAS, INC.	Amount 239.57
ELK MT HWY ELECTRICITY	Description ELK MTFN	Vendor 0182 - BLACK HILLS ELECTRIC COOP	Amount 62.93
EMERG MGMT UTILITIES	Description ELECTRIC	Vendor 0182 - BLACK HILLS ELECTRIC COOP	Amount 51.36
COURTHOUSE REPAIRS/MAINT	Description ANNUAL SMOKE GUARD INSP REPLACE ERV EXH FAN MTR COURTHOUSE SEALCOAT 3 YR FULL TRIP	Vendor 2534 - WL HALL CO INTERIOR SERVICE 7629 - G & R CONTROLS, INC 2549 - B&H ASPHALT PAVING & 1510 - ADTECH- RAPID FIRE PROTECTION	Amount 1,090.00 1,395.82 10,612.26 1,650.00
LIBRARY REPAIRS	Description LIBRARY SEALCOAT	Vendor 2549 - B&H ASPHALT PAVING &	Amount 1,326.53
HWY IMPROVEMENTS	Description FASTENERS	Vendor 1895 - CUSTER ACE HARDWARE	Amount 2.76
BLDG SEARCH & RESCUE		Vendor	Amount
	1073 MONTGOMERY ST	2549 - B&H ASPHALT PAVING &	42,857.22

	Description	Vendor	Amount	
TIRES/TUBES	SVC CALL-ORINGS	7125 - GREAT WESTERN TIRE, INC	240.00	
	STEEL HP FUEL SURCHARGE	3238 - POMP'S TIRE SERVICE	480.00	
	4 TRANSFORCE TIRES	3238 - POMP'S TIRE SERVICE	725.72	
EQUIPMENT REPAIR IN SHOP	Description	Vendor	Amount	
	BLASTER PK PWR WINDOW SWITCH SUPPLIES-	0475 - FRENCH CREEK SUPPLY INC	107.32	
	ENGINE HTR	7496 - TRAIL KING <u>INDUSTRIES, INC</u> 0467 - FLOYD'S TRUCK CENTER-RAPID CITY	6,860.51 74.46	
MAINTENANCE SUPPLY ITEMS	Description	Vendor	Amount	
	BLASTER PK PWR WINDOW SWITCH	0475 - FRENCH CREEK SUPPLY INC	3.11	
	DUJST CAP 1"	0475 - FRENCH CREEK SUPPLY INC	9.50	
	ANTENNA	0475 - FRENCH CREEK SUPPLY INC	16.19	
	HYDRAULIC PLUGS	0475 - FRENCH CREEK SUPPLY INC	44.49	
	FLD FLTR FLTRS	0475 - FRENCH CREEK SUPPLY INC	129.59	
	FLD FLTR FLTRS	0475 - FRENCH CREEK SUPPLY INC	205.36	
	FLD FLTR FLTRS	0475 - FRENCH CREEK SUPPLY INC	156.75	
	BRAKE ODNECT-HOSE	0475 - FRENCH CREEK SUPPLY INC	61.74	
	ALIGN CHASSIS	10006 - RAPID TIRE AND ALIGNMENT	104.52	
	SUPPLIES-	7496 - TRAIL KING <u>INDUSTRIES, INC</u>	568.11	
	AIR FLTR	1895 - CUSTER ACE HARDWARE	9.99	
	ENGINE HTR	0467 - FLOYD'S TRUCK CENTER-RAPID CITY	23.44	
	ENGINE HTR	0467 - FLOYD'S TRUCK CENTER-RAPID CITY	34.97	
	GREASE			
	FREIGHT	Description	Vendor	Amount
	55 GAL DEF	3557 - A & I DISTRIBUTORS	109.35	
	SHOP SUPPLIES	Description	Vendor	Amount
STEEL HP FUEL SURCHARGE		3238 - POMP'S TIRE SERVICE	10.00	
4 TRANSFORCE TIRES		3238 - POMP'S TIRE SERVICE	10.00	
FRT		0475 - FRENCH CREEK SUPPLY INC	9.99	
55 GAL DEF		3557 - A & I DISTRIBUTORS	8.95	
55 GAL DEF		3557 - A & I DISTRIBUTORS	8.95	
MISC SMALL TOOLS	Description	Vendor	Amount	
	SVC CALL-ORINGS	7125 - GREAT WESTERN TIRE, INC	3.00	
	BRAKE PARTS CLEANER	0475 - FRENCH CREEK SUPPLY INC	55.08	
	FLD FLTR FLTRS	0475 - FRENCH CREEK SUPPLY INC	33.62	
HWY ELECTRICITY	ALIGN CHASSIS	10006 - RAPID TIRE AND ALIGNMENT	19.35	
	Description	Vendor	Amount	
FLD FLTR FLTRS	0475 - FRENCH CREEK SUPPLY INC	36.21		
MILW RECIP BLD	1895 - CUSTER ACE HARDWARE	33.98		
HWY ELECTRICITY	Description	Vendor	Amount	
385-OFFICE-SALT SHED-PJ SHED	0182 - BLACK HILLS ELECTRIC COOP	595.48		

	Description	Vendor	Amount
SHERIFF FUEL, OIL & TIRES	FLD FLTR FLTRS	0475 - FRENCH CREEK SUPPLY INC	41.98
CORONER PRO FEE & SERVICE			
	Description	Vendor	Amount
APPKT0002 MC REIM	R SCHWEIGART	2023 - CHAMBERLAIN MCCOLLEY'S FUNERAL	86.20
PRISONCARE BAC/TESTING			
	Description	Vendor	Amount
	BAC R CARGILL	7520 - LINDA NOHR	75.00
	MAY 2024 BAC TESTS	0491 - RAPID CITY POLICE DEPT.	80.00
AIRPORT GRANT RWY ENG.			
	Description	Vendor	Amount
	HANGAR TAXILANE_FXT	2942 - MOSS ROCK LANDSCAPING INC	105,930.00
NURSE OTHER EXPENSES			
	Description	Vendor	Amount
	PUBLIC NURSE CONTRACT	1169 - SD DEPARTMENT OF HEALTH	4,436.10
ILLNESS PRO FEE & SERVICE			
	Description	Vendor	Amount
	MENTAL HEALTH MTGS	3410 - HUSTEAD LAW OFFICE, P.C.	903.00
WEED&PEST ADVERTISING			
	Description	Vendor	Amount
	NEWSLETTERS	3064 - WESTERN MAILERS	1,129.95
WEED&PEST REPAIRS/MAINT			
	Description	Vendor	Amount
	SPARK PLUG-SHOP TOWELS	0475 - FRENCH CREEK SUPPLY INC	22.97
WEED&PEST SUPPLIES			
	Description	Vendor	Amount
	25 GAL SPOT SPR	1381 - WARNE CHEMICAL & EQUIP CO INC	428.80
RD&BRIDGE PRO FEE & SERVICE			
Packet Number Source Transaction	Description	Vendor	Amount
APPKT0002 500135659	SHARED COST BUFF GAP MAIN ST	1174 - SD DOT DIV OF FINANCE	1,221.79
	CO2	0076 - A & B WELDING INC	12.71
	UNIFORM RENTAL	1282 - SERVALL TOWEL & LINEN	86.60
RD&BRIDGE REPAIRS/MAINT			
	Description	Vendor	Amount
	SVC CALL-ORINGS	7125 - GREAT WESTERN TIRE, INC	199.00
	ALIGN CHASSIS	10006 - RAPID TIRE AND ALIGNMENT	387.00
	ORING	0252 - BUTLER MACHINERY CO INC	450.00
	SUPPLIES-	7496 - TRAIL KING INDUSTRIES, INC	9,250.00
	REPAIR GENERATOR	3727 - CONSOLIDATED ELECTRICAL	450.00
RD& BRIDGE SUPPLIES			
	Description	Vendor	Amount
	55 GAL DEF	3557 - A & I DISTRIBUTORS	151.25
	55 GAL DEF	3557 - A & I DISTRIBUTORS	302.50
BIG GRANT SUPPLY EXPENSE			
	Description	Vendor	Amount
	SPRYPT	1895 - OUSTER ACE HARDWARE	19.50

Motion to approve Consent Agenda made by Buszkohi; seconded by Linde; vote taken, all aye; motion carried.

D. Conflict of Interest Declarations – None

E. Search & Rescue

1. Sam Smolnisky, S&R appeared before the Commission to request additional Title 3 funding to be used to purchase one of the currently utilized law-loan UTVs. This vehicle is a 2024 Yamaha RMax. Smolnisky requested a total of \$37,847.47, which will include upgrades such as radios, doors, etc. This vehicle is used for rescues in Black Elk Wilderness and BBNF and meets the Title 3 requirements. Finance Officer

McLaughlin is awaiting further receipts for this purchase. Smolnisky stated there are not funds in the current budget to make the purchase first and then await reimbursement. Motion to approve \$37,847.47 Title 3 funds for purchase made by Hartman; seconded by Hindle; vote taken, all aye; motion carried.

2. Finance Officer McLaughlin is researching S&R's first request for Title 3 funds regarding funding for wages for past years through current. She noted these hours are volunteer hours and no wages were paid. Therefore, she does not believe this request meets the Title 3 requirement.

F. Finance Office

1. Finance Officer, Dawn McLaughlin, requested Commission approval of supplement from 234.334.40 State Security Grant to Maintenance Fund 250-4-161-452.00 in the amount of \$31,379.78 re: 1st floor doors. Motion to approve made by Linde; seconded by Busskohl; vote taken, all aye; motion carried.

2. McLaughlin made a request for approval Special Event Alcohol License for Buffalo Gap Blowout to be held July 13, 2024. Terry Kizer was in attendance and stated the proceeds are invested back into the fairgrounds and community for this non-profit event. The Commission determined the fee for this permit will be \$5. Motion to approve made by Hindle; seconded by Hartman; vote taken, all aye; motion carried.

3. Post Election Audit results were presented for acknowledgement. McLaughlin stated that Precinct 9 was randomly selected for the audit and that the hand-counted vote matched the machine tabulated vote exactly. The Commission so acknowledged.

G. Treasurer/Sheriff's Office/Equalization

1. Finance Officer McLaughlin, together with Jessica Brown (Sheriff's Office) and Karen Whitney (DOE Office) presented uncollectible mobile home taxes before the Commission to be abated and removed from tax rolls as follows:

a) Record #15665 Wade Wilkins re: 2023 tax year; valuation \$3,635; tax amount \$51.20. 2024 tax year; valuation \$4,437; tax amount \$52.66. This building was at the former Star Academy and moved to Pennington County; not on the 2025 tax roll. Motion to approve made by Hartman; seconded by Busskohl; vote taken, all aye; motion carried.

b) Record #11088 Shane Johnson re: 2016 tax year; valuation \$5,953; tax amount \$115.34. 2017 tax year; valuation \$6,293; tax amount \$111.98. 2018 tax year; valuation \$6,506; tax amount \$109.12. 2019 tax year; valuation \$6,659; tax amount \$112.46. 2020 tax year; valuation \$8,433; tax amount \$136.76; 2021 tax year; valuation \$9,090; tax amount \$143.66; 2022 tax year; valuation \$8,572; tax amount \$135.78. 2023 tax year; valuation \$7,504; tax amount \$109.96. 2024 tax year; valuation \$7,827; tax amount \$96.22. Will be removed for the 2025 tax year; valuation \$11,935. This mobile home is down to the frame. Motion to approve made by Busskohl; seconded by Hartman; vote taken, all aye; motion carried.

c) Record #14329 Dani Stayton or Joshua J. Rose; 2023 tax year; valuation \$6,877; tax amount \$98.20. 2024 tax year; valuation \$8,286; tax amount \$99.70. Will be

removed for the 2025 tax year; valuation \$11,255. This building has been torn down. Motion to approve made by Hindle; seconded by Buszkohl; vote taken, all aye; motion carried.

d) Record #15310 Michael J. Mitchell, Sr.; 2019 tax year; valuation \$8,320; tax amount \$105.22. 2020 tax year; valuation \$9,934; tax amount \$118.72. 2021 tax year; valuation \$10,707; tax amount \$119.36. 2022 tax year; valuation \$10,342; tax amount \$110.62. 2023 tax year; valuation \$8,358; tax amount \$66.26. 2024 tax year; valuation \$1,027; tax amount \$9.40. Will be removed for the 2025 tax year; valuation \$797. This residence is deemed unlivable and was retired at the 2024 Board of Appeals. Motion to approve made by Hartman; seconded by Buszkohl; vote taken, all aye; motion carried.

e) Record #15514 Justin Hensley; 2022 tax year; valuation \$7,848; tax amount \$121.24. 2023 tax year; valuation \$6,356; tax amount \$90.76. 2024 tax year; valuation \$7,697; tax amount \$92.60. This residence has been destroyed. Motion to approve made by Hindle; seconded by Linde; vote taken, all aye; motion carried.

f) Record #15121 Victor R. Eiesland; 2025 tax year; valuation \$1,216; deemed unlivable and was removed at 2024 Board of Appeals. Motion to approve made by Buszkohl; seconded by Linde; vote taken, all aye; motion carried.

g) Record #15122 Victor R. Eiesland; 2025 tax year; valuation \$1,176. Residence is unlivable and was removed at 2024 Board of Appeals. Motion to approve made by Hartman; seconded by Hindle; vote taken, all aye; motion carried.

It was noted the above are not collectible; either unlivable or destroyed. Many of these were retired at the latest Board of Appeals hearings and will not be on the 2025 tax roll. The Sheriff's Office works in conjunction with the Finance Office to try and collect past due mobile home taxes; the above are deemed uncollectible.

H. Highway Department

1. Highway Superintendent, Jesse Doyle, presented ROW Occupancy request from Black Hills Energy to install overhead power line re: Hwy 342 S33 T3 R4, Custer County, SD. 25234 Lower French Creek Road, Custer, SD. Doyle recommended Commission approval. Motion to approve made by Hartman; seconded by Linde; vote taken, all aye; motion carried.

2. Doyle also presented request for authorization to close Main Street in Buffalo Gap on July 13, 2024 for Buffalo Gap Blowout. Terry Kizer has filled out the necessary paperwork to release County liability. Motion to approve made by Buszkohl; seconded by Hindle; vote taken, all aye; motion carried.

3. Doyle made a request for authorization to purchase mulching head to remove trees and vegetation from ditches. The USFS approves of this method. Doyle noted the price of \$40,184.88 is well under the bid threshold and is included in the budget. Motion to approve made by Buszkohl; seconded by Hindle; vote taken, all aye; motion carried.

4. Doyle also made a request for authorization to advertise for bids re: 2025 Mag cl. He would like to set up the bid opening for the August 21, 2024 Commission meeting.

Motion to approve advertisement made by Hartman; seconded by Linde; vote taken, all aye; motion carried.

5. Discussion was held regarding request for authorization to rebuild Unit #0913 motor grader for 2025. Doyle noted the quoted price of \$265,791 for the rebuild; which is a substantial savings over \$425K -- \$550K for a new unit. Doyle stated this is money better spent than on a new unit. This process was done two years ago on a similar grader and has worked very well. Doyle noted the necessary parts are currently at a 50% discount. He recommended taking advantage of the discount and splitting the payments, which can then be included in the budget. Motion to approve made by Busskohl; seconded by Linde; vote taken, all aye; motion carried.

I. Planning

1. Planning Director, Terri Kester, made a request for approval of Final Plat of: TRACT CAMP LAKOTA 4, LOCATED IN THE SE ¼ SE ¼ SW ¼ SW ¼ AND THE SW ¼ SW ¼ SE ¼ SW ¼ OF SECTION 15 AND IN THE NE ¼ NE ¼ NW ¼ NW ¼ AND THE NW ¼ NW ¼ NE ¼ NW ¼ OF SECTION 22, T6S, R3E, BHM, CUSTER COUNTY RE: Parcels 011604, 011606, 011612 & 011613 Warren & Ruth Rath. This was presented before the Planning Commission in June, where approval was recommended. Motion to approve made by Busskohl; seconded by Linde; vote taken, all aye; motion carried.

2. Kester presented Variance Request re: Parcel #005466 Whitney Blackwell; Dale & Dana Sprunk. This request is to construct a hay barn 5' from the property line. This was reviewed by the Planning Commission 7-2-24; access was determined and approval was recommended. Motion to approve made by Hartman; seconded by Hindle; vote taken, all aye; motion carried.

3. Kester presented Verizon Cell Tower Modification request. Parcel #001028 Rick Fox. Kester noted that this will be to replace 9 antennas. Motion to approve made by Busskohl; seconded by Hartman; vote taken, all aye; motion carried.

4. Request was made for approval for Bader 911 address Parcel #004422. A modular home will be purchased for a second residence on the parcel. The landowner will change the driveway to a named road to help eliminate any 911 confusion; this has USFS approval. Ordinance 2 does not contain specs to name a road. If any portion is within a subdivision, county road specs must be met, however. Motion to approve as long as any future subdivision roads meet county specs made by Busskohl; seconded by Hindle; vote taken, all aye; motion carried.

J. Equalization

1. Karen Whitney, Equalization, discussed combining Parcel #11644 and #16647 (these are aliquot parcels). Joining the parcels would combine 2 tax bills into 1. It was stated that the legal descriptions are already recorded; ROD has signed off on the request, with no access issues noted. The Commission so acknowledged.

2. Request for approval of Refund 2024 21R re: Parcel #014880 in the amount of

\$91.43 GA Lewis. This refund is requested due to an issue in the grade of the property. Motion to approve made by Hartman; seconded by Hindle; vote taken, all aye; motion carried.

Properties, LLC.

3. Request for approval of Refund 2024 20A re: Parcel #014880 in the amount of \$74.58 GA Lewis. This request is made due to incorrect information. Motion to approve made by Busskohl; seconded by Linde; vote taken, all aye; motion carried.

Properties, LLC.

4. Resignation of Ronald Remley effective 7-8-2024; the Commission so acknowledged.

K. Airport

1. Request was made for Chairman's signature and approval of Pay Request No. 2 re: Moss Rock Landscaping for taxiway extension project in the amount of \$153,486.00. Airport Director, Brenden Hendrickson, stated the project is going very well and the blacktop will be in next week. This payment amount has already been approved; Hendrickson will submit reimbursement forms to the FAA in order to receive 95% of the cost. Pay Request No. 3 will be presented when the project is complete. It was requested to add Dawn McLaughlin and Barbara Cox in the payment request as additional contacts. Motion to approve draw for payment made by Hartman; seconded by Busskohl; vote taken, all aye; motion carried.

2. Commissioner Hindle discussed the airport/USFS land acquisition proposal and it was noted that a reappraisal will need to be done. Hindle stated he has been in contact with Rich Zacher and will let him know Custer County wishes to proceed with the reappraisal. Commissioner Busskohl stated a quote for the appraisal should be received, as well. The Commission so acknowledged.

L. Public Comment –

1. Dane Shuman addressed the Commission with concerns regarding his wastewater/septic permit and variance request for the septic system. He stated he has followed all of the procedures, but has been told contradictory information between the State of SD and the Custer County Planning Dept. He was told by Planning that his 1-bedroom seasonal cottage (used only during the summer months) would require a wastewater system compliant to serve a 3-bedroom full-time residence, which vastly exceeds the requirement for even a 2-bedroom cabin. After further discussion, it was decided to place this subject on an upcoming commission agenda. Planning Director Kester shared that Shuman has hired an attorney for this matter.

2. Bill Paterson, owner of Big Pine Campground, addressed the Commission to discuss the mining exploration project west of Custer and share his concerns. He stated his concerns regarding ignored requests for environmental impact statements; how exploratory drilling will affect water tables and quality; and the number of drill sites, as well as the drill noise. Lea Anne McWhorter stated she lives less than a mile from 13 drill sites and shared concerns, as well. She said the federal government, on

the surface, was compliant with the law, but very unneighborly. There will be an informational meeting held in the Pine Room of the annex building on Tuesday, July 16, 2024 at 5:30 and the public is encouraged to attend.

M. Human Resources

1. HR Director, Todd Fish, presented an addition to the newly-approved Employee Handbook that amends the sick transfer policy to include donated hours for maternity leave. The policy allows for up to 80 hours to be transferred for an employee with a newborn; an additional 80 hours allowed if deemed medically necessary. Fish stated this is not an additional new benefit, but does allow donated/transferred hours for this purpose. Legal Counsel, Aaron Davis, has reviewed the change. Motion to approve made by Hartman; seconded by Busskohl; vote taken, all aye; motion carried.

N. Custer County Democratic Party

1. Raffle request was made to sell tickets between July 19, 2024 through September 20, 2024, with proceeds to be used for various organizational activities. Motion to approve made by Linde; seconded by Hindle; vote taken, all aye; motion carried.

O. Commission

1. Mail call – None
2. Meeting Schedule – BH Association meeting July 19, 2024.
3. Meeting Reports – Linde attended Historical Society; Lintz attended Weed Board, encouraged the public to attend Fire District meetings; Busskohl attended Fire District, YMCA, City Council, Planning, S&R met with Custer Mayor Brown and CVFD Matt Spring re: Fire District; Hartman attended Housing and Planning Board meetings.

P. Executive Session

1. Executive Session as per SDCL 1-25-21(1) Personnel; SDCL 1-25-2(3) Legal with Custer Mayor and City Council.

2. Executive Session as per SDCL 1-25-2(3) Legal.

Motion to enter into Executive Sessions made by Busskohl; seconded by Linde; vote taken, all aye; motion carried. Entered into at 9:21 AM and concluded at 11:36 AM.

Q. Actions Taken by Commission Outside of Executive Session

1. HR Todd Fish-Discussion regarding the DOE was held and it was decided that ROD Director, Teri Morgan, as facilitator of the DOE until a Director can be hired, no later than September, 2024. The DOE office will continue to work at status quo. Fish further advised the Commission not to appoint a deputy at this time, until the new Director is on board. Fish will pull applicants on file for interviews—open positions are Director, field personnel and appraiser. Current employee, Melissa Bradford, will attend appraiser education classes to obtain her certification; working up to 32 hours per week, or as needed. Hartman thanked the employees for stepping up and having a

positive attitude in the office. He encouraged them to keep the lines of communication open.

R. Adjourn

Motion by Hartman and seconded by Busckohl to adjourn the meeting at 11:41 AM. The next meeting will be at 8:00 AM, July 24, 204 in the Commissioner's Room in the Custer County Courthouse.


Jim Lintz, Chairman



Attest: 

Barbara Cox, Custer County Deputy Auditor

Published once at the total approximate cost of _____.