

All City Council Meetings are recorded.

**CITY OF CUSTER CITY
COUNCIL AGENDA
September 19th, 2016 – City Hall Council Chambers
5:30 P.M.**

1. Call to Order - Roll Call - Pledge of Allegiance
2. Approval of Agenda
3. Approval of Minutes – September 6th, 2016 Minutes
4. Declaration of Conflict of Interest
5. Department Head Discussion
 - Public Works Director – General Discussion
 - Planning Administrator – General Discussion
 - Finance Officer – General Discussion
6. Public Presentations - Public Hearings
 - a. Second Reading – Ordinance #777 – Appropriation Ordinance for FY 2017
 - b. Resolution #09-19-16A – Amendment to Fee Schedule (wireless communication tower permit fee)
 - c. Resolution #09-19-16B – TAP Grant Application Sponsorship
 - d.
7. Old Business
 - a. Custer Community Center Flood / Ceiling Rating Bids
 - b. West Dam Contract Amendment – Banner
8. New Business
 - a. Street Closure Request – Devin Hendrickson
 - b. Request to Use Pageant Hill – Van Arp
 - c. Parade Request – Custer School District – Homecoming Parade
 - d. Brown Bag Request – 1881 Courthouse Museum
 - e. Preliminary Plat – Linde Sawmill
 - f. Health Insurance
 - g. Park & Recreation Master Plan
 - h.
9. Presentation of Claims –
10. Committee Reports –
11. Executive Session – Personnel, Proposed Litigation, & Contract Negotiations (SDCL 1-25-2(1-4))
12. Adjournment

REMINDERS

Park & Recreation Committee Meeting – September 20th, 2016 5:30 P.M.

Public Works Committee Meeting – September 26th, 2016 5:00 P.M.

Regular City Council Meeting – October 3rd, 2016 5:30 P.M.

General Government Committee Meeting – October 11th, 2016 4:00 P.M.

Planning Commission Meeting – October 11th, 2016 7:00 P.M.

Regular City Council Meeting – October 17th, 2016 5:30 P.M.

ADA Compliance: The City of Custer City fully subscribes to the provisions of the Americans with Disabilities Act. If you desire to attend this public meeting and are in need of special accommodations, please notify the Finance Office 24 hours prior to the meeting so that appropriate services are available. This institution is an equal opportunity provider.

**CITY OF CUSTER CITY
COUNCIL PROCEEDINGS- REGULAR SESSION
September 6th, 2016**

Mayor Jared Carson called to order the first meeting of the Common Council for the month of September, 2016 at 5:30 p.m. Present at roll call were Councilpersons Maciejewski, Nielsen, Fischer, Blom and Schleining. City Attorney Chris Beesley was also present. The Pledge of Allegiance was stated.

AGENDA

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

MINUTES

Councilperson Nielsen moved, with a second by Councilperson Blom, to approve the minutes from the August 15th regular council meeting. The motion unanimously carried.

CONFLICTS OF INTEREST

No conflicts of interest were stated.

DEPARTMENT HEAD DISCUSSION

Bob Morrison, Public Works Director, gave an overview of the DOT milling project, source water protection project and Custer Community Center floor & ceiling rating upcoming bid opening.

Elmer Claycomb, Interim Planning Administrator, gave an overview of things he has been working on.

Laurie Woodward, Finance Officer, mentioned the monthly financial information.

ZONING CODE VIOLATION – BOOTHILL RESIDENCES

Various Boothill residence addressed the Council regarding the vacation home rentals in Boothill and the city's zoning ordinance. Councilperson Fischer moved that time is needed for further discussion and research into this matter and that Council will provide an update on that discussion and research at the October 3rd Council Meeting. Seconded by Councilperson Schleining, the motion unanimously carried.

CUSTER GOLF COURSE – IRRIGATION PROJECT

Members of the Rocky Knolls Golf Course Board expressed their appreciation and thanked the Council for their \$120,000 contribution toward the irrigation project.

AMENDED RESOLUTION #08-15-16A – CERTIFYING DELINQUENT ASSESSMENT

Councilperson Maciejewski moved to adopt the amended Resolution #08-15-16A, Certifying Delinquent Assessment. Seconded by Councilperson Fischer, the motion unanimously carried.

**AMENDED RESOLUTION #8-15-16A
RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF CUSTER
CERTIFYING A DELINQUENT ASSESSMENT PURSUANT TO
SDCL 10-23-1.1**

The City Council of the City of Custer, State of South Dakota does hereby assess and levy on and against the several lots and parcels of land described below the respective sums of money set against each lot or parcel.

This assessment is made to defray the cost of abating a nuisance as per SDCL 34A-6-29.

The owners of said described lot or parcel have been noticed by certified mail return receipt requested and have failed to pay the amount of said described abatement.

NAME OF OWNER	DESCRIPTION OF PROPERTY	AMOUNT
ROGER GEDNALSKI	LOT 2 BLOCK 103 CUSTER, SOUTH DAKOTA PARCEL #008590	\$977.01
KATHLEEN LESTER	LOT 10 BLOCK 93 CUSTER, SOUTH DAKOTA PARCEL #008550	\$231.36
COLLEEN RAE HICKS	LOT 9 BLOCK 26 CUSTER, SOUTH DAKOTA PARCEL #008216	\$504.15
BANK OF AMERICA (SAFEGUARD – ECOVA)	LOTS 8-9 BLOCK 134 CUSTER, SOUTH DAKOTA	\$949.80

ROBERT DRAKE	PARCEL #008738 T&K ENTERPRISES SUBD-TRK SEC 26/27 T3R4.56AC PARCEL #008919	\$545.03
	TOTAL	\$3207.26

The City Finance Officer is directed to file this Resolution with the Custer County Auditor's Office to certify the delinquent assessment pursuant to SDCL 10-23-1.1.

City of Custer

S/Jared Carson, Mayor

Attest: Laurie Woodward, Finance Officer

RESOLUTION #09-06-16A – CERTIFYING DELINQUENT ASSESSMENT

Councilperson Schleining moved to adopt Resolution #09-06-16A, Certifying Delinquent Assessment. Seconded by Councilperson Maciejewski, the motion unanimously carried.

RESOLUTION #9-06-16A
RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF CUSTER
CERTIFYING A DELINQUENT ASSESSMENT PURSUANT TO
SDCL 10-23-1.1

The City Council of the City of Custer, State of South Dakota does hereby assess and levy on and against the several lots and parcels of land described below the respective sums of money set against each lot or parcel.

This assessment is made to defray the cost of abating a nuisance as per SDCL 21-10-6.

The owners of said described lot or parcel have been noticed by certified mail return receipt requested and have failed to pay the amount of said described abatement.

NAME OF OWNER	DESCRIPTION OF PROPERTY	AMOUNT
ROBERT DRAKE	631 W MT RUSHMORE ROAD T & K ENTERPRISES SUBD – TR K SEC 26/27 T3 R4 .56 AC CUSTER, SOUTH DAKOTA PARCEL #008919	\$590.00
	TOAL	\$590.00

The City Finance Officer is directed to file this Resolution with the Custer County Auditor's Office to certify the delinquent assessment pursuant to SDCL 10-23-1.1.

CITY OF CUSTER

S/Jared Carson, Mayor

Attest: Laurie Woodward, Finance Officer

FIRST READING – ORDINANCE #777 – APPROPRIATION ORDINANCE FOR FY2017

Councilperson Schleining moved to approve Ordinance #777, Appropriation Ordinance for FY 2017. Seconded by Councilperson Maciejewski, the motion unanimously carried.

EXPERIENCE WORK EMPLOYEE

This item was moved until after executive session.

PAGEANT HILL USE REQUEST

Councilperson Fischer moved to approve Van Arp's request to use Pageant Hill from June 1st-4th, 2017 for a music concert. Seconded by Councilperson Nielsen, the motion unanimously carried.

PARADE REQUEST – CHAMBER OF COMMERCE

Councilperson Maciejewski moved to approve the parade request from the Custer Chamber of Commerce for the Annual Christmas Parade to be held on December 3rd, 2016 at 5:30 pm with line up on Washington Street and the parade starting at 8th Street & Mt Rushmore Road proceeding west on Mt Rushmore Road to Way Park. Seconded by Councilperson Nielsen, the motion unanimously carried.

ZONING – SAXTON SUBDIVISION

Councilperson Nielsen moved to approve the zoning of the Saxton Subdivision property (Saxton Subdivision – Revised TR B2 of TR B2 & TR B in a part of E2NE4 Sec 27 T3 R4 and Saxton Subdivision – Lot

B2 of Lot B of Revised TR Stoddard of TR B2 & TR Stoddard of TR B in E2NE4 Sec 27 T3 R4) be Highway Commercial. Seconded by Councilperson Schleining, the motion unanimously carried.

VACATION OF STREET RIGHT-OF-WAY – GREWAL LODGING

Councilperson Maciejewski moved to table the vacation of street right-of-way for Grewal Lodging until the next Council Meeting. Seconded by Councilperson Schleining, the motion unanimously carried.

STREET LIGHTING – WEST SIDE OF CITY

Councilperson Nielsen moved to approve Black Hills Power & Light replacing six street lights on the west side of the city with the monthly utility rate for those lights increasing and authorize the Mayor to write a letter to Black Hills Power & Light regarding this matter in addition to signing any documents that might be need to proceed with the project. Seconded by Councilperson Schleining, the motion carried with Councilperson Maciejewski, Nielsen, Fischer, Blom and Schleining voting yes.

WEST DAM CONTRACT AMENDMENT / NEW CONTRACT - BANNER

Councilperson Nielsen moved to approve a contract amendment with Banner Associates for the West Dam project for wetlands permit application & supporting documents, not to exceed \$10,000 and authorize the Mayor to sign the amendment once the City Attorney has approved the contract amendment. Seconded by Councilperson Maciejewski, the motion carried with Councilperson Nielsen, Fischer, Blom, Schleining and Maciejewski voting yes.

CUSTER COMMUNITY CENTER – FLOOR/CEILING RATINGS BID RESULTS

Councilperson Maciejewski moved to table the Custer Community Center bids until the next council meeting to allow for the bids to be open at the September 8th bid opening. Seconded by Councilperson Fischer, the motion unanimously carried.

CLAIMS

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

A&B Electric, Professional Fees, Repair & Maintenance, \$440.64
Boggs, Adam, Repair & Maintenance, \$1998.67
AFLAC, Insurance, \$612.75
Banner Associates, Professional Fees, \$1646.89
Beesley Law Office, Professional Fees, \$3340.00
Black Hills Doors, Repair & Maintenance, \$222.00
Bikers Pride, Cruisin Damage Deposit Refund, \$200.00
Black Hills Power & Light, Utilities, \$4833.90
Black Hills Power Equipment, Supplies, \$219.93
Casper Comfort Clothes, Cruisin Damage Deposit Refund, \$100.00
Century Business Products, Supplies, \$165.16
Custer Do It Best, Supplies, \$35.00
Custer County Auditor, Other, \$1372.50
Chamber of Commerce, Advertising, \$880.00
Dacotah Bank, TIF#2 Payment, \$1453.59
Dakotacare, Insurance, \$9548.23
Dakota Pump, Repair & Maintenance, \$4116.71
Delta Dental, Insurance, \$268.30
Environmental Equipment & Services, Supplies, \$442.35
Esoteric/Gymis Gems, Cruisin Damage Deposit Refund, \$100.00
EFTPS, Taxes, \$14079.54
Frank, Jim, Cruisin Reinactor, \$127.50
First Interstate Bank, Supplies, \$110.56
First Interstate Bank, Utilities, Supplies, \$1498.51
Fran Curtis, Cruisin Reinactor, \$120.00
Garland Goff Attorney at Law, Professional Fees, \$487.50
General Lee Collection, Cruisin Damage Deposit Refund, \$100.00
Grizzly's Indian Jewelry, Cruisin Damage Deposit Refund, \$100.00
Hawkins, Supplies, \$8152.95
Hennessy, Coleen, Cruisin Reinactor, \$127.50

Hillyard, Supplies, \$231.54
Honeywell, Repair & Maintenance, \$1150.08
Jenner Equipment, Supplies, \$134.75
LIU, Supplies, \$45.50
Lighting Maintenance, Repair & Maintenance, \$795.59
LaClaire Enterprises, Cruisin Damage Deposit Refund, \$100.00
Lynn's Dakotamart, Supplies, \$17.02
Mr G Tattoos, Cruisin Damage Deposit Refund, \$100.00
Metering & Technology, Supplies, \$1549.60
Nelson's Oil & Gas, Supplies, \$696.08
Paypal, Supplies, \$404.52
Petty Cash, Supplies, \$441.24
Pomper, Samuel, Cruisin Reinactor, \$130.00
Quill, Supplies, \$52.74
Rebel Enterprises, \$1582.07
SD Department of Environment Natural Resources, Conference, \$40.00
State of SD, Taxes, \$1045.33
SD Department of Corrections, Supplies, \$43.75
SD Retirement System, \$6027.14
SD Water/Wastewater Association, Conference, \$120.00
Sign & Trophy, Supplies, \$10.00
Street Style Graphics, Cruisin Damage Deposit Refund, \$100.00
Supplemental Retirement, \$345.00
Torain Customs, Cruisin Damage Deposit Refund, \$100.00
USA Bluebook, Supplies, \$400.80
URAD Leather Care, Cruisin Damage Deposit Refund, \$100.00
Warne Chemical, Supplies, \$290.70
Wesdak Welding & Diesel, Repair & Maintenance, \$1541.41
Wrangler Café, Supplies, \$400.00
Mayor & Council, \$4400.00
Finance Department, \$11121.42
Public Buildings, \$2353.21
Planning Department, \$5054.80
Public Works Department, \$9905.30
Street Department, \$6780.27
Parks Department, \$3356.93
Water Department, \$8752.75
Wastewater Department, \$5065.75
Total Claims, \$131,685.97

COMMITTEE REPORTS

Various committee reports were given.

EXECUTIVE SESSION

Councilperson Fischer moved to go into and out of executive session for personnel, proposed litigation & contract negotiations per SDCL 1-25-2(1-4) at 6:47 pm, with the Attorney, Public Works Director, Interim Planning Administrator and Finance Officer present. Seconded by Councilperson Maciejewski, the motion unanimously carried. Council came out of executive session at 7:20 pm, with no action taken.

EXPERIENCE WORK EMPLOYEE

Councilperson Maciejewski moved to approve the hiring of Experience Work Employee Marty Decker to work in the Public Works Department. Seconded by Councilperson Nielsen, the motion unanimously carried.

ADJOURNMENT

With no further business, Councilperson Blom moved to adjourn the meeting at 7:21 p.m. Seconded by Councilperson Fischer, the motion carried unanimously.

ATTEST:

CITY OF CUSTER CITY

Laurie Woodward
Finance Officer

Jared Carson
Mayor

APPROPRIATION ORDINANCE NO. 777
 FISCAL YEAR 2017
 CUSTER CITY, SOUTH DAKOTA

AN ORDINANCE MAKING APPROPRIATIONS FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2017,
 AND ENDING DECEMBER 31, 2017, AND LEVYING THE PROPERTY TAX IN THE YEAR 2017.

Section I: BE IT ORDAINED BY THE COMMON COUNCIL OF CUSTER CITY, SOUTH DAKOTA that
 the following sums are appropriated to meet the obligations of the municipality.

	General Fund	BID Fund	Debt Service TIF Fund	Promotion Fund	Cemetery Fund
Governmental Funds					
410 General Government					
411 Legislative	96,450				
411.5 Contingency	30,000				
413 Election	1,200				
414 Financial Administration (Finance & Attorney)	165,105				
419 Other (Public Bldgs, Planner)	427,740				
Total General Government	720,495				
420 Public Safety	431,800				
430 Public Works					
431 Highway & Streets (Engineering, Public Works, Streets)	981,530				
437 Cemetery	29,310				
Total Public Works	1,010,840				
440 Health & Welfare					
444 Humane Society	10,610				
447 Hospital	347,000				
Total Health & Welfare	357,610				
450 Culture & Recreation					
451 Recreation (Cruisin, Swimming)	57,500				
452 Parks	167,525				
Total Culture & Recreation	225,025				
465 Economic Development (Promoting the City)	90,000	160,000		247,150	

470 Debt Service			292,000	
TOTAL 2017 APPROPRIATIONS	2,835,770	160,000	292,000	247,150

Committed for Capital Replacement
Ordinance #722

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TOTAL APPROPRIATIONS & ACCUMULATIONS	2,835,770	160,000	292,000	247,150
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The following designates the fund or funds that money derived from the following sources is applied to.

	General Fund	BID Fund	Debt Service TIF Fund	Promotion Fund	
Governmental Funds					
Unassigned Fund Balance	-	-	-	-	-
310 Taxes	2,446,505	160,000	292,000	247,000	
320 Licenses and Permits	55,400				
330 Intergovernmental Revenue	5,500				
335 State Shared Revenue	88,500				
340 Charges for Goods and Services	9,100				
345 Health (Animal Control)	750				
346 Culture & Recreation (Cruisin)	13,500				
348 Cemetery	3,000				2,400
350 Fines and Forfeits	200				
360 Miscellaneous Revenue	23,800			150	250
368 Liquor Operating Agreement	200,000				
390 Other Sources	12,000				
TOTAL MEANS OF FINANCE	2,858,255	160,000	292,000	247,150	2,650

	Water Fund	Sewer Fund	Solid Waste Fund
<u>Proprietary Funds</u>			
Beginning Unrestricted Cash	938,168	450,892	108,777
Estimated Revenue	634,400	585,500	196,175
Total Available	<u>1,572,568</u>	<u>1,036,392</u>	<u>304,952</u>
Less Appropriations (Expenses)	1,337,758	1,252,188	184,000
Less Facility Replacement per ORD	-	58,360	-
ESTIMATED SURPLUS	<u>234,810</u>	<u>(274,156)</u>	<u>120,952</u>

Section II: Summary of 2017 Appropriations

Enterprise Funds	2,773,946
Governmental Funds	<u>3,534,920</u>
Total 2017 Appropriations	<u>\$6,308,866</u>

Section III: That there is hereby levied upon all taxable property within the said City of Custer for the purpose of providing funds to meet the expenses and liabilities of said City, as hereinbefore set forth for the fiscal year of 2017 a tax sufficient to raise the following amounts, to wit:

For the General Fund	<u>\$847,000</u>
TOTAL LEVY	\$847,000

Section IV: The City Finance Officer is hereby authorized and directed to certify said tax levy to the County Auditor of Custer County, State of South Dakota, to the end that the same may be spread and assessed as provided by law.

Dated this 20th day of September 2016.

ATTEST:

CITY OF CUSTER CITY

Laurie Woodward
Finance Officer
(SEAL)

Jared Carson, Mayor

First Reading: September 6th, 2016
Second Reading: September 20th, 2016
Publication: September 28th, 2016

Vote:
Fischer:
Nielsen:
Heinrich:
Blom:
Schleining:
Maciejewski:

RESOLUTION NO. 09-19-16A

WHEREAS, the Common Council of the City of Custer City, Custer County, South Dakota, has previously adopted a Fee Schedule; and

WHEREAS; modification of said Fee Schedule was provided for in Resolution #04-18-16B; and

WHEREAS; the Common Council of the City of Custer City has determined that the Fee Schedule be modified by adding to the Planning & Community Development Fees (page 8) a \$5,000 wireless communication tower permit fee;

NOW THEREFORE BE IT RESOLVED that the Fee Schedule is amended and superseded as adopted.

Dated this 19th day of September 2016.

CITY OF CUSTER CITY

ATTEST:

Jared Carson, Mayor

Laurie Woodward
Finance Officer

(SEAL)

CITY OF CUSTER

RESOLUTION # 9-19-16 B

SDDOT TRANSPORTATION ALTERNATIVES PROGRAM GRANT APPLICATION SPONSORSHIP

WHEREAS, the City of Custer desires assistance from the S.D. Department of Transportation Alternatives Program (TAP) for the purpose of constructing the "City of Custer Sidewalk Project" consisting of a shared use path beginning along 11th St. and then extending to an ending-point along Bluebell Lane with a length of approximately 2,650 feet and including a pedestrian bridge across French Creek; and,

WHEREAS, the City Council hereby commits to the continued maintenance of the above-referenced project; and,

WHEREAS, the City Council commits to the local match for the project; and,

WHEREAS, the project meets all local zoning and planning regulations and ordinances; and,

WHEREAS, the City Council hereby certifies that all land, rights-of-ways and easements needed for construction of the project are secured,

NOW THEREFORE BE IT RESOLVED that the City Council hereby authorizes the filing of a grant application, including all understandings and assurances contained therein, for the Transportation Alternatives Grant, and hereby authorizes the Mayor to execute and act in connection with the application and to provide such additional information as may be required.

Adopted this ____ day of September, 2016

Jared Carson, Mayor

ATTEST: Laurie Woodward, Finance Officer

	RCS Construction Inc.	MAC Construction Inc.
Bid Bond	Yes	
Addenda #1, #2	Yes	
Base Bid	\$88,300	

Journey Group
DBA
Alismuth Benning
Yes
Yes
\$97,000-

BANNER

Engineering | Architecture | Surveying

Banner Associates, Inc. | 2201 Jackson Blvd., Ste 200
Rapid City, South Dakota 57702
Toll Free | 1.855.323.6342
www.bannerassociates.com

September 14, 2016

Laurie Woodward, Finance Officer
City of Custer
622 Crook Street
Custer, South Dakota 57730

RE: Contract Proposal (Amendment 1)
West Dam (Gates Park) Reconstruction
Custer, South Dakota

Dear Ms. Woodward:

BANNER Associates is pleased to submit this Letter of Amendment to our original contract to provide additional Engineering Services for the Gates Park - West Dam and Spillway Project. The additional work tasks requested to be performed are summarized below.

Additional Services

- We propose to do the necessary Wetlands Permitting work for an amount not to exceed \$6,000.00 which includes survey and wetlands delineation work and report/application made to the ACOE (Army Corps of Engineers --- Pierre Office). We will respond to questions from the ACOE representative in Pierre until a permit is granted.
- We respectfully request from the City an additional \$3,417.75 for services previously performed to insert the lake wall retaining wall designs into the plans and specifications, which was not a part of our original contract (Phase 1) scope. We performed this extra work at the suggestion of the Task Force at a meeting Banner attended in March 2016 and included these designs with completion of our plans for the Phase 1 project. Note: supporting documentation previously provided for review.
- We propose to write a brief memo to the attention of Elmer Claycomb (floodplain manager), with a copy to the Mayor, regarding the previously established FEMA BFE (Base Flood Elev.) as compared to the impacts from the proposed dam project on the BFE. Our contract scope did not include any re-mapping of the 100 year floodplain at or downstream of the dam for FEMA purposes, however Banner did perform a limited survey to determine downstream affects and inundation areas if a dam break were to occur (pursuant to a State Law Requirement, not Federal). This Memo will provide some explanation and closure for the Phase 1 project scope regarding FEMA BFE correlations known at this point in time. We will prepare this and submit to the City for an amount not to exceed \$500.00.

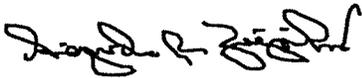
- Attend meeting with Bob Morrison and Mayor (other task force as needed) to discuss Phase 1 scope of the current earthwork phasing/sequencing plan sheets (Primarily Sheets 1.4, 2.1 to 2.13), and the potential implications of those on Custer City's interim plans for preliminary lake bottom earthwork or dam removals to be performed in either 2017 or 2018. Summary Meeting Notes of the Discussion will be prepared and submitted. Banner will be pleased to perform this additional service for an amount not to exceed \$685.00.
- **Revised Contract Completion Date:** December 1, 2016
- **Total Not to Exceed Amount for above (Amendment One):** \$10,602.75.

APPROVAL

If this letter amendment/agreement meets with your approval, please sign and date and return one copy to Banner Associates. Please do not hesitate to contact our office if you have any questions.

Note: The previous agreement and enclosures provided with that are still applicable to this letter amendment.

Respectfully submitted,



Banner Associates, Inc.
Sigurds R. Zvejnieks, PE
Senior Vice President

Cc: D.LaFrance (Banner Project Manager)

ACKNOWLEDGEMENT OF ACCEPTANCE

Accepted this ____ day of _____, 2016

For: _____

By: _____

Title: _____

REQUEST TO BE ON AGENDA
CUSTER CITY COUNCIL MEETING

NAME: Devin Hendrickson PHONE #: 605-440-1166

ADDRESS: 317 Clay Street

MEETING DATE: September 19th 5:30pm

Council meets on the 1st and 3rd Monday of each month, however if such date follows on a holiday Council will meet the following day.

ACTION REQUESTED (Give a brief summary of the action you would like the Council to take):

To close 6th Street near the chamber for Car Show
on October 14th Homecoming.

REASONS FOR ACTION (Give a detailed account for the reasons you feel the Council should take the above action. Please state the history behind the request and as much information supporting your request as you can. Attach additional sheets if necessary.):

Trying to organize Car Show for Senior Project and to
raise money to put lights up at skatepark (Basketball courts)
and if enough, to repair courts.

Have you visited with any staff or committees regarding your request, please state who (General Government Committee, Public Works Committee, Planning Commission, Community Development Director, Public Works Director, Finance Officer):

The Mayor

SIGNATURE Devin Hendrickson DATE 9/7/16

This form must be returned to the Finance Office by noon on the Wednesday preceding a regular scheduled meeting.

REQUEST TO BE ON AGENDA
CUSTER CITY COUNCIL MEETING

NAME: Van Arp PHONE #: 673-4090

ADDRESS: 25574 Veterans Tr. Custer

MEETING DATE: 9/19/16

Council meets on the 1st and 3rd Monday of each month, however if such date follows on a holiday Council will meet the following day.

ACTION REQUESTED (Give a brief summary of the action you would like the Council to take):

Request for Pageant Hill August 17 18 19 20 2016
for Southern Hills Music + Arts Festival

REASONS FOR ACTION (Give a detailed account for the reasons you feel the Council should take the above action. Please state the history behind the request and as much information supporting your request as you can. Attach additional sheets if necessary.):

Bring revenue to community

Have you visited with any staff or committees regarding your request, please state who (General Government Committee, Public Works Committee, Planning Commission, Community Development Director, Public Works Director, Finance Officer):

SIGNATURE  DATE 9/13/16

This form must be returned to the Finance Office by noon on the Wednesday preceding a regular scheduled meeting.

NAME: Sandy Arseneault

PHONE #: 605-440-2100

ADDRESS: _____

MEETING DATE: September 19th

Council meets on the 1st and 3rd Monday of each month, however if such date follows on a holiday Council will meet the following day

ACTION REQUESTED (Give a brief summary of the action you would like the Council to take):

Approve parade route for The CHS 2016 Homecoming Parade - October 14th

Rt - Start @ 2pm at Armory Building - turn left on Hwy 385/16 to Mt Rushmore Rd turn left end at Hyman's Dakota Mart

REASONS FOR ACTION (Give a detailed account for the reasons you feel the Council should take the above action. Please state the history behind the request and as much information supporting your request as you can. Attach additional sheets if necessary.):

RECEIVED

SEP 09 2016

CITY OF CUSTER

Have you visited with any staff or committees regarding your request, please state who (General Government Committee, Public Works Committee, Planning Commission, Community Development Director, Public Works Director, Finance Officer):

Will submit application with DOT
will need Sheriff's office to cover the parade

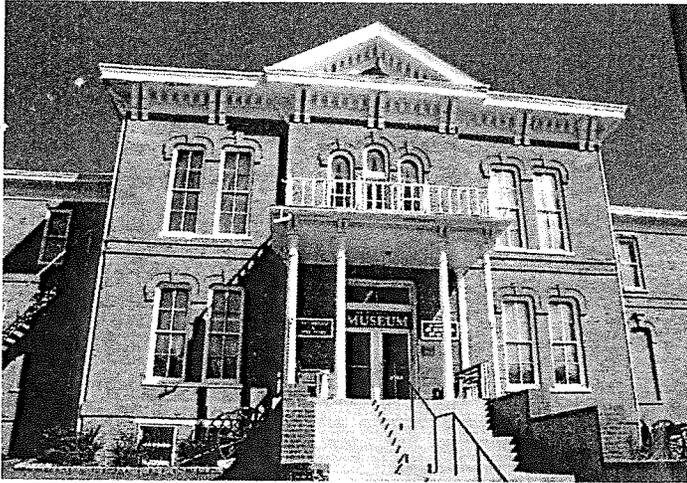
SIGNATURE

Sandy Arseneault
Student Co. Advisor

DATE

9/8/16

This form must be returned to the Finance Office by noon on the Wednesday preceding a regular scheduled meeting.



1881 COURTHOUSE MUSEUM

Custer County Historical Society

"WHERE TIME STANDS STILL"

411 Mount Rushmore Road

P.O. Box 826

Custer, SD 57730

Phone: 605-673-2443

E-mail: 1881courthousemuseum@gwtc.net

Visit our Web Site: [1881 Courthouse Museum.com](http://1881CourthouseMuseum.com)

Sept 12, 2016

City of Custer
622 Crook Street
Custer, SD 57730

The Trustees of the 1881 Courthouse Museum are hosting an appreciation party for the 80+ volunteers who work at this facility throughout the year. Without these volunteers we would be unable to operate this facility and provide an important attraction to both the traveling public and the local citizens.

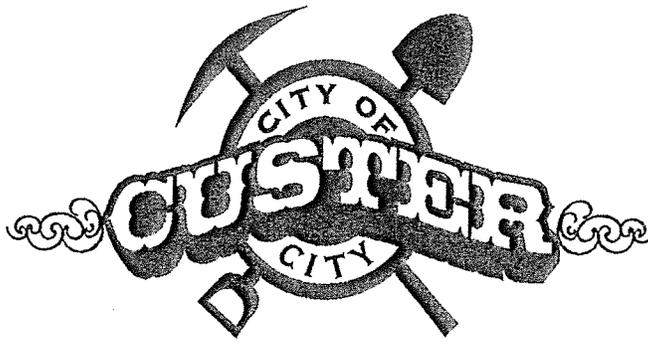
As a part of the celebration of "National Museum Day", we are gathering the volunteers and their spouses together for a picnic (with desert) and beverages of their choice, including wine and beer. There will be no sales of the alcohol beverages and all attendees are well over the minimum age for consuming alcohol.

We would respectfully request a "Brown Bag" permit for this occasion which will be held on the premises of the 1881 Courthouse Museum at 411 Mt. Rushmore Road in Custer, between the hours of 4:00 pm and 6:00 pm on Saturday September 24, 2016. Enclosed is a check in the amount of \$25.00 for the permit.

Thank You.

Sincerely

Gary J. Enright, Director



PAID
SEP 13 2016
CITY OF CUSTER

622 Crook Street
Custer, SD 57730

Phone: (605) 673-4824
Fax: (605) 673-2411

Application for a Special Alcoholic Beverage License

This application is for a special malt beverage retailers license, a special retail on-sale wine license, special malt beverage license by current licensee, or special permit for alcohol on public property (brown bag permit) in conjunction with a special event to any public, civic, charitable, educational, fraternal, or veterans organization to be held in the City of Custer for a period not to exceed 15 consecutive days. ****If applying for a Brown Bag Permit, there shall be NO exchange of money!****

Date of application: 9-13-2016

Name of Business or Organization: 1881 COURTHOUSE MUSEUM.

Address: P.O. Box 826 - 411 Mt Rushmore - CUSTER, SD.

List three (3) officers, directors or responsible persons from this organization and their address:

GARY ENRIANT, DIRECTOR
RAIPH Sewder, CHAIRMAN
CYNTHIA McCahon, TREASURER

Type of license applying for: BROWN BAG PERMIT

Location or place of event and physical address: 411 MT. Rushmore Rd
CUSTER, SD

Date(s): SEPT 24, 2016

DESCRIPTION OF EVENT: VOLUNTEER APPRECIATION DAY

Proposed time or hours of operation of the event: 4:00 pm - 6:00 pm.

Approximate or projected number of people who may attend: 75

Will persons under age of 21 be allowed to attend? NONE

If so, describe in detail the plan and method of statutory barriers or separation which will be used:

FENCED-IN YARD OR 3RD FLOOR CONCRETE

If there is a flyer advertising your event, please attach it to this application

PROOF OF INSURANCE ATTACHED

CERTIFICATION: The undersigned applicants certify under penalties of perjury, by law provided that all statements herein are true and correct; that the said applicants comply with all of the statutory requirements for this class of license being applied for and in addition agree to permit agents of the City of Custer access to the licensed premises and records as provided in SDCL 35-2-2.1, and agree that this application shall constitute a contract between applicants and the City of Custer entitling the same or any peace officers to inspect the premises, books and records at any time for the purpose of enforcing the provisions of SDCL Title 35, as amended.

HOLD HARMLESS AND INDENMIFICATION AGREEMENT: If any alcoholic or malt beverages are involved in the use of the City's property or premises, the applicant hereby agrees to maintain liquor liability insurance with a limit of not less than \$2,000,000 per incident. If such insurance contains a general aggregate limit, it shall apply separately to this agreement or be no less than two times the occurrence limit herein. Such insurance shall add the City, its officials, agents, its employees and volunteers, as additional insured's, and a Certificate of Insurance shall be attached to this application and delivered to the City's Finance Officer.

That in all cases, the applicant agrees to use and possess the property or premises hereby rented or leased to it by the City, in accordance with all applicable federal, state, county and local rules and regulations. Further, the applicant hereby states that it shall hold harmless and indemnify the City, its officials, agents, its employees and volunteers from any and all loss, injury, damages, and/or death, of any kind or type whatsoever that may be occasioned by the applicant using the City's property or premises.

I UNDERSTAND THAT THERE IS TO BE NO EXCHANGE OF MONEY AT THIS EVENT IF I AM APPLYING FOR A BROWN BAG PERMIT

Signed this 13 day of September.

Signature _____



APPROVAL BY CITY OF CUSTER – Notice of hearing was published on _____.
Public hearing on the application was held _____, not less than seven (7) days after official publication. The Custer City Council, by majority vote, recommends the approval and granting of this license and certifies that requirements as to location and suitability of the premises and applicant have been reviewed and conform to the requirements of local and South Dakota law.

Date Council Approved: _____

Finance Officer

Fee collected with this application \$ _____



Planning Department
622 Crook Street
Custer, SD. 57730
Phone: 673-4824 Fax: 673-2411
e-mail: elmerc@cityofcuster.com

1/2

Staff Report

Request: Preliminary Plat, Linde Sawmill
Applicant: Lindes Sawmill Inc.
Location: Between US Highway 385 and Mickelson Trail, south of Old Sawmill Road
Legal Desc.: Tract Sawmill of Linde Subdivision and Lot 1 of Lot B of HES 177, Sec 2, T4S, R4E, BHM
Date Prepared: September 15, 2016
City Council Meeting: September 19, 2016
Prepared by Elmer Claycomb, P.E., Interim Planning Director

GENERAL

The Plat is for a subdivision that is not within the corporate limits of the City of Custer but is subject to approval by the City under the 3 mile extraterritorial authority. Individual wells and wastewater systems serve the current parcels. Access to the parcels is from US Highway 385 and Old Sawmill Road. The existing Linde Sawmill occupies Tract Sawmill. A shop building owned by Adam and Miranda Boggs occupies Lot 1 of Lot B.

The Plat increases the size of Lot 1 of Lot B to 1.69 acres as renamed Tract 1B and Decreases the area of Tract Sawmill to 11.07 acres as renamed Tract S & B.

COMPREHENSIVE PLAN

The Comprehensive Plan identifies this area for Rural Residential development. The Comprehensive Plan does not recognize that this Property has been used as an industrial site for many years. No zoning is actually attached to the parcel since it is in the County rather than the City.

ROUTING SHEET RESPONSES

State Highway Department – No additional access points will be granted

County Highway Department – See no problems with the Plat

County Register of Deeds – Looks good to me as long as the correction of Lot 1 of Lot B is recorded in Plat Book 2 Page 140 is made.

VARIANCES

No variances to the subdivision regulations have been requested and it does not appear that any would be needed.

RECOMMENDATION BY PLANNING COMMISSION

Recommend that the City Council approve the Preliminary Plat of Linde Sawmill.



Wellmark Blue Cross and Blue Shield of South Dakota is an Independent Licensee of the Blue Cross and Blue Shield Association.

Group Summary

City of Custer
SD 57730

Paul DeHaan
First Western Insurance Agency Inc.
605-673-2214
paul.dehaan@firstwesterninsurance.com

Number of Employees Quoted in Health: 14

Quoted Plans

All Employees	CompleteBlue 3000 PPO SILVER	CompleteBlue 2000 PPO SILVER	EnhancedBlue 1000 PPO GOLD	myBlue HSA Gold 2000 PPO GOLD
Total Monthly Health Premium₁ and Fees Due₂	\$8,806.95	\$8,496.47	\$10,585.01	\$9,338.81

Blue Rx Essentials, CompleteBlue, CompleteBlue Max, EnhancedBlue, EnhancedBlue Max, myBlue HSA, SimplyBlue, PremierBlue and Wellmark Blue Rewards are service marks owned by the Blue Cross and Blue Shield Association and used by Wellmark, Inc., and its affiliates, doing business as Wellmark Blue Cross and Blue Shield. Wellmark Blue Cross and Blue Shield is an Independent Licensee of the Blue Cross and Blue Shield Association doing business in

Benefits are subject to the terms, limitations, and exclusions of the Policy and Certificate of Coverage. This proposal includes a general summary of benefits for each coverage option and is not an offer of coverage. For a complete description of possible health care coverage, restrictions, limitations and exclusions that apply, please contact your Wellmark representative.

₁Health premium for dependents 20 years or younger is capped at 3 oldest covered children.

₂The premium quoted includes the Health Insurer Fee and Transitional Reinsurance Fee imposed on the health plans and carriers pursuant to the Affordable Care Act beginning January 1, 2014. The Health Insurer Fee is an annual fee imposed on the insurance industry to help fund reforms made pursuant to the Affordable Care Act. The Transitional Reinsurance Fee is a fee imposed under the Affordable Care Act with the goal of stabilizing premiums in the individual market from 2014 through 2016.

Pediatric vision and pediatric dental coverage will discontinue when a person turns age 19, at the end of their birth month.

Delta Dental is an independent dental insurance company that does not provide Blue Cross and Blue Shield of South Dakota products and services. Delta Dental is solely responsible for the dental insurance coverage.

Employer is solely responsible to ensure that the employer's premium contribution strategy complies with all applicable laws and regulations relating to non-discrimination in employee benefits, including but not limited to the Age Discrimination in Employment Act, the Americans with Disabilities Act, Health Insurance Portability and Accountability Act, and Internal Revenue Code Section 105(h). Wellmark will not be held liable for any penalties or losses resulting from employer's violation of these laws and regulations.

City of Custer

Basic Employee Life and AD&D

Class Description(s):

All Full-time Active Employees

Full Time Eligibility: 30 hours per week

Feature	Description			
Benefit Schedule	Flat \$15,000			
Guaranteed Issue	Equal to Benefit Amount			
Benefit Reduction Schedule	35% @ 65, 70, 75 and 25% @ 80, 85, 90, 95			
Continuity Of Coverage	Enhanced			
Life Disability Provision	Premium Waiver to Normal Retirement Age if Disabled Prior to 60			
Premium Waiver Elimination Period	9 Months			
Living Benefit Option (Accelerated Benefit)	12 Months Life Expectancy, 80% of Benefit (Total Basic and/or Supplemental Acceleration may never exceed \$250,000)			
Life Portability Option	Not Included			
Conversion	Included			
Military Leave Of Absence Continuation	12 Weeks			
ACCIDENTAL DEATH & DISMEMBERMENT (AD&D)	Matches Basic Life Benefit			
Employee Contribution	Non-Contributory			
Participation Requirement	100% of Eligible Employees			
Initial Rate Guarantee Period	2 Years			
Rate Summary				
Coverage Category/Class	No of Lives	Rate Basis	Volume	Monthly Premium
LIFE	15	\$0.272 Per \$1,000 Employee	225,000	\$61.20
ADD	15	\$0.033 Per \$1,000 Employee	225,000	\$7.42



RECEIVED

AUG 23 2016

CITY OF CUSTER

Covered services and discounts

Avēsis' adult vision care benefits include the following:

\$ 7.18 per month

BENEFITS

SERVICE	BENEFIT DESCRIPTION
DIAGNOSTIC — Vision examination copay \$10	
Eye exam	Covered in full after \$10 copay, every 12 months Out-of-network: Up to \$35
EYEWEAR — \$25 materials copay (frames, spectacle lenses or contacts)	
Frame	Covered once every 24 months, after materials copay \$80 retail allowance Out-of-network: Up to \$25
Standard plastic lenses	One pair covered in full after materials copay, every 12 months > Single vision > Lined bifocal > Lined trifocal > Lenticular Progressive: \$50 retail allowance, plus 20% off* Specialty: Corresponding standard lens reimbursement, plus 20% off* Out-of-network: Standard plastic lenses up to \$25, lined bifocal up to \$40, lined trifocal up to \$50, lenticular up to \$80, progressives up to \$40
Contact lenses	Covered up to allowance, every 12 months, in lieu of eyeglasses, after materials copay Conventional or disposable: \$110 allowance Medically necessary: Covered in full, after materials copay Out-of-network: Conventional or disposable up to \$80, medically necessary up to \$250
Lens options	Up to 20 percent off UCR ³ > Polycarbonate > Scratch resistant coating > Tint > Ultraviolet protective coating (UV coating) > All other lens options ³ Certain retail chain locations do not offer further discounts.

* Additional discounts are not insured benefits.

LIMITATIONS AND EXCLUSIONS

Limitations

Fees charged by a Provider for services other than Vision Examination or covered Vision Materials must be paid in full by the Insured Person to the Provider. Such fees or materials are not covered under this Policy. Non-Preferred Provider expenses do not apply toward Preferred Provider expenses and Preferred Provider expenses do not apply toward Non-Preferred Provider expenses.

Exclusions

No benefits will be paid for services or materials connected with or charges arising from:

- orthoptic or vision training, subnormal vision aids and any associated supplemental testing; Aniseikonic lenses; 2. medical and/or surgical treatment of the eye, eyes or supporting structures; 3. any eye or Vision Examination, or any corrective eyewear, required by an Employer as a condition of employment and safety eyewear; 4. services provided as a result of any Workers' Compensation law, similar legislation or required by any governmental agency or program whether federal, state or subdivisions thereof; 5. Plano (non-prescription) lenses; 6. non-prescription sunglasses; or 7. two pair of glasses in lieu of bifocals. Lost or broken lenses, frames, glasses or contact lenses will not be replaced except in the next Benefit Period when Vision Materials would next become available.

TERMINATION OF INSURANCE

This Policy will end on the earliest of the following dates:

- the last day for which the required premium is not paid, subject to the Grace Period provision; 2. the date it is determined by a court of competent jurisdiction that an Insured Person has committed fraud against the Company; 3. any premium due date on or after the first Policy Anniversary Date. The Company will give at least a 31-day written notice of the Company's intent to non-renew; 4. the end of the month after the Insured attains age 65; or 5. any date on or after the date the Company receives written notice of the Insured's intent to cancel.



Wellmark Blue Cross and Blue Shield is an Independent Licensee of the Blue Cross and Blue Shield Association. Blue Cross®, Blue Shield® and the Cross® and Shield® symbols are registered marks of the Blue Cross and Blue Shield Association, an Association of Independent Blue Cross and Blue Shield Plans.

Avēsis Vision is an independent vision insurance company that does not provide Wellmark Blue Cross and Blue Shield products and services. Avēsis Vision is underwritten by Fidelity Security Life Insurance. Hearing Discount Savings Plan provided by EPIC Hearing Healthcare. EPIC Hearing Healthcare is an independent company that does not provide Wellmark Blue Cross and Blue Shield products or services.

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