

PROCEEDINGS OF THE STURGIS CITY COUNCIL

The Common Council of the City of Sturgis met in regular session starting at 5:33 p.m. on Monday, June 15, 2020 at the Community Center Theater. Present: Mayor Mark Carstensen, Alderpersons Jason Anderson, Mike Bachand, Rhea Crane, Steve Keszler, Terry Keszler, David Martinson, Ronald Waterland and Beka Zerbst. Also, present: City Manager Daniel Ainslie and City Attorney Greg Barnier. Absent: None.

Motion by Waterland, second by Crane and carried with all members present unanimously voting yes to approve the agenda.

Motion by Zerbst, second by S. Keszler and carried with all members present unanimously voting yes to go into executive session for two legal cases, two contracts and one personnel at 5:34 pm.

Motion by Waterland, second by Zerbst to return to regular session at 6:21 pm.

Mayor Mark Carstensen led everyone in the Pledge of Allegiance.

Informational Reports:

- Planning Commission Minutes from June 2-Unapproved

Announcements:

- The Fireworks show will be held on July 3rd at the fairgrounds. Fireworks can be shot off on July 3rd and 4th.
- Councilor Waterland announced that Jack Hoel passed away.
- This will be the last meeting in the Community Center theater.

City Manager Ainslie reported:

- Payroll Changes within Budget –
 1. Planning & Permitting: Volunteer-Shawn Dempsey
- City Manager Ainslie gave an update of the progress that has been made on annexations since 2012. There has been 19 voluntary and 3 statutory for a total of 22 annexations. There are 3 annexations in progress.

Motion by Waterland, second by T. Keszler and carried with all members present unanimously voting yes to approve the following items on the consent calendar with the exception of b and d:

- a. Consideration to approve minutes from the June 1, 2020 regular City Council meeting and the Special meeting from June 8, 2020.
- ~~b. Consideration to approve Resolution 2020-33 – Surplus Property.~~
- c. Consideration to set a public hearing on July 6, 2020 for a Special Events License for the Knuckle Saloon for Music on Main on July 8 and July 22, 2020.
- ~~d. Consideration to approve Resolution 2020-32 – Application for the Transportation Alternatives Program – assistance in building the Boulder Canyon bike path.~~

Motion by S. Keszler, second by Martinson and carried with all members present unanimously voting yes to approve Resolution 2020-33 – Surplus Property.

**RESOLUTION 2020-33
A RESOLUTION DECLARING PROPERTY SURPLUS**

BE IT FURTHER RESOLVED BY THE COMMON COUNCIL OF THE CITY OF STURGIS that the personal property described below is hereby declared surplus and to be disposed of as described by SDCL 6-13-1. It is being advisable and in the best interest of the City to sell/trade/dispose of such personal property.

Fairgrounds:

- (6) bucking chutes
- (5) sets of lights
- (198) panels and gates
- (1) tower
- (1) loading ramp
- (1) calf roping chute
- (6) bleachers
- Sand

Dated this 15th day of June 2020.

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Motion by Martinson, second by Waterland and carried with all members present unanimously voting yes to approve Resolution 2020-32 – Application for the Transportation Alternatives Program - assistance in building the Boulder Canyon bike path.

**RESOLUTION 2020-32
APPLICATION FOR TRANSPORTATION ALTERNATIVES
PROGRAM ASSISTANCE IN BUILDING
BOULDER CANYON BIKE PATH**

WHEREAS, the City of Sturgis desires to construct a Boulder Canyon Bike Path for the citizens of Sturgis and their families; and,

WHEREAS, the Boulder Canyon Bike Path will connect to existing bike paths for safer access from the Mountain View Home Park to area businesses and activities; and,

WHEREAS, the Boulder Canyon Bike Path will provide a safe alternative for pedestrians, seniors, and mobility challenged to safely access schools, grocery stores, and the clinic/ hospital; and,

WHEREAS, in order to construct the desired Boulder Canyon Bike Path an Application for Transportation Alternative Assistance must be submitted.

NOW THEREFORE BE IT RESOLVED, that the City Manager is authorized to sign the above stated application on behalf of the City of Sturgis, South Dakota.

Dated this 15th day of June 2020.

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Effective: 07-14-2020

Motion by S. Keszler, second by Crane and carried with all members present unanimously voting yes to approve the following claims with the addition of Dirty Word for \$3500.00:

WAGES – Ambulance \$20,800.63; Attorney \$4137.59; Auditorium \$197.51; Buildings \$1188.48; Cemetery \$3136.86; City Manager \$4680.97; Community Center \$9372.44; Finance Office \$8015.16; Fire Department \$198.43; Fleet \$6174.30; Human Resource \$5039.04; Library \$8987.46; Liquor \$6226.39; Mayor and Council \$3913.78; Parks \$13,745.56; Planning & Permitting \$8927.68; Police \$34,683.86; Rally \$8082.37; Recreation \$2595.57; Sanitary Service \$16,649.78; Streets \$11,425.35; Wastewater \$8155.88; Water \$9286.98; Federal Withholding \$16,871.73; FICA \$14,962.24.

GENERAL – A&B Business, \$371.14, rep; Amick Sound, \$34.24, rep; Jason Baumeister, \$151.50, refund; Bear Butte Valley Water, \$176.50, util; Black Hills Chemical, \$1,206.14, sup; Black Hills Energy, \$21,939.18, util; Nathan Borg, \$49.99, sup; Roger Burnham, \$115.98, rep; Cash-Wa Distributing, \$272.59, resale; Century Link, \$315.17, util; Chain Saw Center, \$446.55, sup; City Service Valcon, \$7,005.01, sup; Epic Outdoor Advertising, \$1,200.00, prof fee; Fastenal Co, \$23.58, rep; Fence Crafters, \$3,837.34, rep; Foothills Seed, \$140.00, rep; Grocery Mart, \$105.65, sup; Emylee Hency, \$100.00, prof fee; Inland Truck Parts, \$13.08, rep; Interstate Engineering, \$36,904.75, rep; J&L Services, \$165.00, rep; Jeraldine Kane, \$50.00, refund; Ketel Thorstenson, \$5,544.52, prof fee; Legendary Electric, \$426.29, sup; Marco Technologies, \$91.78, rep; MasterCard, \$68,644.04, sup; Meade County Auditor, \$27,838.97, other; MDU, \$3,329.27, util; Motionsoft, \$450.00, prof fee; Olson Towing, \$50.00, rep; Petty Cash, \$245.46, sup; Pizza Ranch, \$216.01, sup; Powerplan, \$387.57, rep; Public Safety Equipment Co, \$130.00, sup; Queen City Door, \$918.37, rep; Richter's Tire & Exhaust, \$104.00, sup; Sacrison Asphalt, \$91.80, sup; Sherwin-Williams, \$4,636.80, sup; Sturgis Tire Pros, \$221.90, sup; TCC Materials, \$142.00, rep; Town-n-Country Plumbing, \$101.28, rep; U Drive Technology, \$267.00, util; Rich Weisz, \$100.00, prof fee.

SPECIAL SALES TAX – Black Hills Energy, \$27.77, util; MasterCard, \$453.29, util; MDU, \$16.50, util.

CAPITAL IMPROVEMENT – A&L Contractors, \$57,594.37; MasterCard, \$5,004.53.

BUSINESS IMPROVEMENT DISTRICT – Bierschbach Equipment, \$329.90, sup; Bureau of Land Management, \$110.00, sup; CBH, \$1,000.00, refund; Dale's Tire & Retreading, \$1,000.00, refund; DW Management, \$3,500.00, prof fee; MasterCard, \$8,309.98, other; White's Queen City Motors, \$2,000.00, refund.

HOTEL OCCUPANCY TAX DISTRICT – MasterCard, \$6,995.00, other.

REVOLVING FUND LOAN – M&S Financial, \$23,750.00.

LIQUOR – Arctic Glacier USA, \$180.50, resale; Black Hills Chemical, \$39.98, rep; Black Hills Energy, \$1,709.56, util; Cash-Wa Distributing, \$2,354.63, resale; Cask & Cork, \$726.47, resale; Coca Cola, \$901.00, resale; Dakota's Best Distributing, \$126.00, resale; Fisher Beverage, \$18,899.06, resale; Johnson Western Wholesale, \$7,841.67, resale; MasterCard, \$9,744.02, sup; MDU, \$38.15, util; Pepsi Cola, \$276.00, resale; Quality Brands of the Black Hills, \$19,995.50, resale; Republic Beverage, \$36,004.43, Southern Glazers of SD, \$6,933.25; Strawbale Winery, \$540.00, resale.

WATER – Black Hills Energy, \$44.20, util; MasterCard, \$5,101.14, sup; MDU, \$157.96, util; Petty Cash, \$4.96, sup; Powerplan, \$149.99, rep; SD One Call, \$143.36, prof fee; Speedy Lube, \$52.99, sup.

WASTEWATER – MasterCard, \$1,161.06, sup; MDU, \$55.38, util; PKG Contracting, \$944,066.73, cap imp; Sanitation Products, \$378.45, rep.

SANITATION – Century Link, \$62.95, util; City of Belle Fourche, \$26,684.23, other; MasterCard, \$2,845.20, sup; Sturgis Tire Pro's, \$15.95, sup; SWANA, \$268.00, prof fee.

AMBULANCE – Allied Healthcare Products, \$519.77, sup; Shawn Fischer, \$40.00, refund; Image Trend, \$225.00, prof fee; MasterCard, \$9,166.82, sup; Medica, \$118.24, refund; MDU, \$52.41, util.

Motion by Martinson, second by Anderson and carried with Carstensen, Anderson, Crane, S. Keszler, T. Keszler, Martinson, Waterland and Zerbst voting yes, Bachand voting no, to approve a Special Events License for the Iron Horse Saloon - Cater Bar at Steel Pony Campground on August 4-15, 2020.

Motion by Crane, second by Zerbst and carried with all members present unanimously voting yes to approve the Family Dollar Malt Beverage License Renewal for 2020-2021.

A presentation was given by City Manager Ainslie explaining the options the Council has on preparing for the 2020 City of Sturgis Motorcycle Rally.

Motion by Crane, second by Martinson and carried with Carstensen, Anderson, Bachand, Crane, T. Keszler, Martinson, Waterland and Zerbst voting yes, S. Keszler voting no, to approve option 3, Modified 80th Rally with the same parking on Main Street as in past years without plaza seating and removal of #14-open container on Main Street for the 2020 Rally. This includes the caveat that if there is written guidance from any of the various Covid-19 agencies the Mayor would be authorized to change it.

Councilor Bachand made a motion to amend the motion, that was before the Council, by adding #16- B-1 Flyover and #22-Opening Ceremonies. This amended motion died for lack of a second.

Motion by Martinson, second by Waterland and carried with Carstensen, Anderson, Crane, S. Keszler, Martinson, Waterland and Zerbst voting yes, Bachand and T. Keszler voting no, to approve Resolution 2020-34 – Closure of Streets for the 2020 City of Sturgis Motorcycle Rally.

RESOLUTION 2020 - 34
RESOLUTION AUTHORIZING CLOSURE OF STREETS
FOR ANNUAL CITY OF STURGIS MOTORCYCLE RALLY

WHEREAS, the City of Sturgis has been central to the annual City of Sturgis Motorcycle Rally since its inception in 1938; and

WHEREAS, the City's preparation for the 2020 Rally started in 2019; and,

WHEREAS, the emergence of the Covid-19 Virus across the United States in February and March of 2020 was completely unanticipated by federal and state public health authorities; and,

WHEREAS, the City responded to guidance from the CDC and State Department of Health by adopting a resolution recognizing the seriousness of the virus and also the key recommendations of the SD Department of Health and the US Center for Disease Control in fighting the outbreak on April 15, 2020; and,

WHEREAS, Resolution 2020-26 acknowledged its companion role as a municipality in using federal and state guidelines to help suppress the virus as a threat to the public health and safety of the local community; and,

WHEREAS, at this time the City recognizes that circumstances of the 2020 City of Sturgis Motorcycle Rally may be quite different from any held in the past. City preparations to have the necessary public safety, sanitation and public health resources in place for those who will travel to the City have continued; and,

WHEREAS, in this unique year the City will be focused on providing a welcoming yet likely reduced event consistent with guidelines established by the South Dakota Department of Health and the Governor's Back to Normal Plan to respond to the unique public health challenges present this year; and,

NOW, THEREFORE, BE IT RESOLVED: that in order to effectuate the vital public health and safety measures approved by the Common Council and to promulgate personal responsibility for our residents and visitors alike, the Common Council acting under the authority provided to it by SDCL 9-30-2 approves the following changes to traffic and parking regulations from 12:01 am Friday, August 7 until 7:00 am Sunday, August 16. The changes shall only occur along the following roadways and in the following manner:

1. Main Street, from its intersection with Fourth Street to 200' east of its intersection with Middle Street, shall have modified traffic and parking regulations;
2. First Street, Harley-Davidson Way and Third Street, from Sherman Street to Lazelle, shall have modified traffic and parking regulations
3. Main Street, from its intersection with Lazelle to its intersection with 11st Street, and 11th Street from its intersection with Main Street north to its intersection with Lazelle, shall have modified traffic and parking regulations
4. Sherman Street, from its intersection with Junction to its intersection with 5th Street, shall have modified traffic and parking regulations,
5. Kinship and Williams Street, from its intersection with Lazelle and then north and west to its intersection with 7th Street, shall have modified traffic and parking regulations,

That the above-mentioned modified traffic and parking regulations on these streets may include the following:

1. Elimination of regular vehicular curb side parking
2. Restriction of non-motorcycle vehicular traffic (including bicycle and skateboard)
3. Allowance of additional handicapped parking
4. Allowance of additional motorcycle parking in the median
5. Allowance for one-way traffic along Main Street from Lazelle to 11th Street
6. Allowance for bus parking and stops, taxi parking and stops and truck only parking
7. Allowance for City vehicle only parking

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Mayor is given the delegated authority to remove the modified traffic and parking regulations on the streets described in this resolution in response to less than expected traffic overall in the City as well as reduced traffic on the streets described herein.

Dated this 15th day of June 2020.

Published: 06-23-2020

Effective: 07-14-2020

Motion by Bachand, second by S. Keszler and carried with all members present unanimously voting yes to approve signing the Professional Services Contract with Meade School District for the Sturgis Resource Officer.

The following bids were received for the Ellen Street reconstruction project: Johner & Sons - \$399,817.50; Sacrison Paving - \$414,889.54; Simon Contractors of SD - \$524,935.03. Motion by Anderson, second by T. Keszler and carried with all members present unanimously voting yes to approve the low bid from Johner & Sons of \$399,817.50 for the 2020 Ellen Street reconstruction project and have the City Manager sign all documents for this project.

Any other business:

- Bonnie Alberts commented on campground reservation money not given back; marketing money; the Council did a good job on making the decision on the Rally.

Motion by Crane, second by T. Keszler and carried with all members present unanimously voting yes to go into executive session for personnel and contracts at 8:07 pm.

Motion by Waterland, second by Martinson to return to regular session at 8:58 pm.

Motion by S. Keszler, seconded by Crane and carried with all members present unanimously voting yes to adjourn the meeting at 8:59 pm.

ATTEST: _____
Fay Bueno, Finance Officer

APPROVED _____
Mark Carstensen, Mayor

Published once at the total approximate cost of \$165.40.