

PROCEEDINGS OF THE STURGIS CITY COUNCIL

The Common Council of the City of Sturgis met in regular session starting at 6:00 p.m. on Monday, July 6, 2020 at the Council Chambers at City Hall. 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 S. Keszler, second by Bachand and carried with all members present unanimously voting yes to go into executive session for 2 legal cases, 14 contracts and 2 personnel at 6:01 pm.

Motion by Waterland, second by T. Keszler to return to regular session at 6:31 pm.

Mayor Mark Carstensen led everyone in the Pledge of Allegiance.

Motion by Bachand, second by Martinson and carried with all members present unanimously voting yes to approve the following Sponsorship addendums and agreements for the 2020 City of Sturgis Rally:

- a. Brown-Forman
- b. Anheiser Busch
- c. AMSOIL
- d. Harley-Davidson
- e. Progressive Casualty Insurance
- f. Rockford-Fosgate
- g. Rockstar
- h. RumbleOn
- i. Russ Brown Motorcycle Attorneys
- j. SD Beef Industry Council
- k. VFW
- l. Big Fish
- m. Sound Connections
- n. Kadinger Express

Informational Reports:

- a. Sturgis Library Board Minutes from May 27, 2020.

Announcements:

- a. Councilor Waterland wanted to praise the Sturgis Fire Department, the Sturgis Police Department, Whitewood Fire Department and the Ft. Meade Department and other entities for the great job of fighting fire in his neighborhood on July 3rd.
- b. Mayor Carstensen read a proclamation for the Sturgis Motorcycle Museum and Hall of Fame Presentation.

City Manager Ainslie reported:

- a. Payroll Changes within Budget-
 1. Liquor Store: Part-time employees \$1.00 increase July 20-August 16, 2020; Leah Hosch-Rally Seasonal \$11.00; Aubree Smith-Rally Seasonal \$11.00; Janessa Dempsey-Rally Seasonal \$11.00; Michael Voigt-Rally Seasonal \$11.00

2. Community Center: Current part-time employees \$1.00 increase during Rally period; Josie Kaufman-Lifeguard \$10.50;
 3. Police: Nate Borg-Detective Sergeant \$26.23
 4. Ambulance: Andrew Nelson-EMT-B \$9.30 on orientation, \$12.00 off orientation
 5. Rally Temporary: Abraham "Abe" Usera-Custodial \$11.50; Patricia "Patty" Usera-Custodial \$11.50
 6. Water: Todd Youngberg – Water Superintendent - \$2,037.69 per pay period.
- b. The sales tax update for General Sales Tax and Capital Improvement Tax for June collected in May was up 8.6% month over month and up 5.2% year over year. The Gross Receipts Tax (triple B) was down 9.6% month over month and down 9.6% year over year.
 - c. City Manager Ainslie gave an update on the City Council Goals and Priorities. This document will be on the City website.
 - d. The Carnegie Metal of Honor will be presented to our two police officers on July 9th at 2:30 pm at City Hall for their valor in a house fire.

Motion by Anderson, second by Waterland and carried with all members present unanimously voting yes to approve the following items on the consent calendar except for item b.

- a. Consideration to approve minutes from the June 15, 2020 regular City Council meeting and the June 29, 2020 Special Council meeting.
- ~~b. Consideration to Dissolve TIF #14 Senior Living~~

Motion by S. Keszler, second by Crane and carried with all members present unanimously voting yes to approve the resolution to dissolve TIF #14, Senior Living.

RESOLUTION 2020-35

INTENT TO DISSOLVE TAX INCREMENTAL DISTRICT NUMBER 14 – SENIOR LIVING

WHEREAS, the Common Council of the City of Sturgis created TIF 14 on April 3, 2017 for a Senior Living development; and

WHEREAS, the developer was unable to proceed on the development at this time ; and

WHEREAS, the property as described below is the area for the tax incremental district; and

Lots 7, 10, and 11 of Hurley Subdivision, located in the SE1/4SW1/4 of Section 9, T5N., R5E., B.H.M., City of Sturgis, Meade County, South Dakota, as shown on the plat recorded in Plat Book 21 on Page 194.

Lots 8 and 9 of Hurley Subdivision, located in the SE1/4SW1/4 of Section 9, T5N., R5E., B.H.M., of the City of Sturgis, Meade County, South Dakota, as shown on the plat filed in Plat Book 21 on Page 194.

Lot 5H1-ROE of Hurley Subdivision. Formerly Lots 5H1-A & 5H1-B of Hurley Subdivision, located in the N1/2NW1/4 of Section 16 T5N., R5E., B.H.M., City of Sturgis, Meade County, South Dakota as shown on the plat filed in Plat Book 23 on Page 316.

Lot 5H2 Revised of Hurley Subdivision. Formerly Lot 5H2 and Lot 5H3 of Hurley Subdivision, located in the N1/2NW1/4 of Section 16 T5N., R5E., B.H.M., City of Sturgis, Meade County, South Dakota as shown on the plat filed in Plat Book 24 on Page 76.

Remainder of Lot A-2 of Hurley Subdivision, located in the SE1/4SW1/4 of Section 9, T5N., R5E., B.H.M., City of Sturgis, Meade County, South Dakota, as shown on the plat filed in Plat Book 21 on Page 153, and as corrected in the Affidavit of Correction recorded September 30, 2004, in Book 666 on Page 417; EXCEPTING therefrom Lot 7-16 of Hurley Subdivision, as shown on the plat filed in Plat Book 21 on Page 194; and EXCEPTING therefrom Lot 17 of Hurley Subdivision, as shown on the plat filed in Plat Book 23 on Page 92.

Lot 13 of Murray Tract #1, located in the SW1/4SW1/4 of Section 9, T5N., R5E., B.H.M., City of Sturgis, Meade County, South Dakota, as shown by the plat filed in Plat Book 5 on Page 235.

Lot 13A of Murray Tract #1, located in the SW1/4 of Section 9, T5N., R5E., B.H.M., City of Sturgis, Meade County, South Dakota, as shown by the plat filed in Plat Book 12 on Page 27.

Lot 24N, a subdivision of Lot 24 of Murray Tract #1, located in the SW1/4SW1/4 of Section 9, T5N., R5E., B.H.M., City of Sturgis, Meade County, South Dakota, as shown by the plat filed in Plat Book 19 on Page 85.

Lot 24S, a subdivision of Lot 24 of Murray Tract #1, located in the SW1/4SW1/4 of Section 9, T5N., R5E., B.H.M., City of Sturgis, Meade County, South Dakota, as shown on the plat recorded in Plat Book 19 on Page 85.

Lot 4 of Lot A of the SE1/4SW1/4 of Section 9, T5N., R5E., B.H.M., City of Sturgis, Meade County, South Dakota, as shown on the plat filed in Plat Book 5 on Page 139 (sometimes referred to as Ferguson Subdivision).

Lot 5 located in the SE1/4SW1/4 of Section 9, T5N., R5E., B.H.M., City of Sturgis, Meade County, South Dakota, as shown on the plat filed in Plat Book 8 on Page 50.

Lot 6 of Hurley Subdivision, located in the SE1/4SW1/4 of Section 9, T5N., R5E., B.H.M., City of Sturgis, Meade County, South Dakota, as shown on the plat filed in Plat Book 13 on Page 10.

Lots 1 and 2 of Lot A of the SE1/4SW1/4 of Section 9, T5N., R5E., B.H.M., City of Sturgis, Meade County, South Dakota, as shown on the plat filed in Plat Book 9 on Page 50 (sometimes referred to as Ferguson Plat).

Lot 3 of Lot A of the SE1/4SW1/4 of Section 9, T5N., R5E., B.H.M., City of Sturgis, Meade County South Dakota (sometimes referred to as Ferguson Subdivision), as shown on the plat filed in Plat Book 8 on Page 50.

Lot C-1 of Lot C of Symonds Subdivision in the City of Sturgis, Meade County, South Dakota, as shown by the plat filed in Plat Book 12 on Page 14.

Lot C-2 of Symonds Subdivision of Lot C in the SE1/4SW1/4 of Section 9 and the vacated portion of the Section Line between the NE1/4NW1/4 of Section 9, T5N., R5E., B.H.M., Meade County, South Dakota, as shown on the plat filed in Plat Book 12 on Page 14.

Lot H-2 (Vacated Right-of-Way adjacent to Lot 1 of Lot A of SE 1/4 SW 1/4). Formerly a portion of the Dolan Creek Road Right-of-Way located in the SE 1/4 SW 1/4 Section 9, T5N., R5E., B.H.M., City of Sturgis, Meade County, South Dakota as shown on the plat filed in Plat Book 24 on Page 185.

NOW, BE IT FURTHER RESOLVED that said Tax Incremental District Number Fourteen, City of Sturgis, be dissolved upon passage and publication of this resolution .

Dated this 6th day of July 2020

Published: July 21, 2020

Effective: July 21, 2020

Motion by Zerbst second by S. Keszler and carried with all members present unanimously voting yes to approve the following claims with the addition of City Hall ATM, \$2000, and Scott Peterson Motors – Police Car - \$31,357.

WAGES – Ambulance \$20,021.54; Attorney \$4128.98; Auditorium \$197.37; Buildings \$1188.34; Cemetery \$3043.73; City Manager \$4672.36; Community Center \$9269.87; Finance Office \$7973.96; Fire Department \$14.83; Fleet \$8745.10; Human Resource \$5082.20; Library \$8981.50; Liquor \$6655.14; Mayor and Council \$3913.78; Parks \$13,673.25; Planning & Permitting \$8886.82; Police \$38,218.38; Rally \$8180.65; Recreation \$2591.40; Sanitary Service \$16,484.76; Streets \$11,555.40; Wastewater \$8196.19; Water \$9319.47; Federal Withholding \$16,270.96; FICA \$14,392.02.

COMBINED CASH FUND – First Interstate Bank, \$2,000.00, ATM; Petty Cash, \$200.00.

GENERAL – A&B Business, \$622.15, sup; Affordable Flowers, \$80.00, sup; Amick Sound, \$34.24, rep; Baker & Taylor, \$327.94, sup; Baseline Surveying, \$1,700.00, prof fee; Annette Bates, \$2,356.00, refund; Bear Butte Valley Water, \$171.55, util; Black Hills Chemical, \$209.94, sup; BH Energy, \$13,501.62, util; Roger Burnham, \$3,713.17, prof fee; Cash-Wa Distributing, \$63.22, , resale; Central States Sanitation, \$200.00, rep; Century Link, \$315.17, util; Chain Saw Center, \$574.17, rep; City of Sturgis Water Dept, \$6,779.45, util; Devon Crowe, \$150.00, prof fee; Dakota Extinguisher, \$227.50, rep; Dakota Supply Group, \$178.02, rep; Dana’s Plumbing, \$692.70, rep; Diamond Vogel Paints, \$206.50, sup; Double Star Computing, \$1,736.10, prof fee; Epic Outdoor Advertising, \$1,200.00, rent; Orville Fisher, \$313.01, sup; Julie Goetsch, \$575.94, ins; Gordon & Rees Scully Mansukhani, \$7,950.00, prof fee; Grafix Shoppe, \$146.91, rep; Ken Grosch, \$30.00, other; Grossenburg Implement, \$206.62, rep; Dan Grubl, \$1,500.00, contact; Harvey’s Lock Shop, \$338.99, rep; Emylee Hency, \$400.00, prof fee; Internet Networx, \$194.00, pub; Matthew Jacobs, \$130.00, sup; Kiesler Police Supply, \$450.26, sup; Legendary Electric, \$1,764.32, rep; Scott Lensegrav, \$5,000.00, contract; Liberty Chevrolet, \$63.76, rep; Lynn’s Dakotamart, \$42.49, sup; Marco Technologies, \$105.55, rep; Northern Hills Sod Farm, \$373.20, rep; Benny Page, \$143.74, sup; Park Avenue Car wash, \$15.00, sup; Pete Lien & Sons, \$3,741.75, sup; Petty Cash, \$409.06, sup; Postmaster, \$2,500.00, sup; Prairie Hills Transit, \$7,000.00, other; Purchase Power, \$500.00, sup; Rushmore Office Supply, \$2,695.14, sup; S&C Cleaners, \$6,500.00, prof fee; Sacrison Asphalt, \$2,045.40, sup; Billy Schlosser, \$30.00, other; Scott Peterson Motors, \$31,357.00, equip; SD National Guard, \$3,000.00, other; Sherwin-Williams, \$319.04, sup; Elizabeth Silbernagel, \$902.50, refund; Simon North Region, \$450.66, rep; Sturgis Ambulance, \$180.00, sup; Sturgis Area Arts Council, \$1,750.00, other; Sturgis Motorsports, \$13.99, rep; Sturgis Volunteer Fire Dept, \$7,936.30, contract; Summit Signs & Supply, \$317.50, rep; The Corner Station, \$32.31, sup; Tom’s T’s, \$350.00, prof fee; U Drive Technology, \$267.00, util; Pat Urbaniak, \$1,500.00, contact; Rich Weisz, \$200.00, prof fee; Werlinger Auto Body Repair, \$1,449.85, rep; Kris York, \$60.00, other.

SPECIAL SALES TAX – Lawrence & Schiller, \$378.69; Pyrotechnic Display, \$13,200.00; Sturgis Area Chamber of Commerce, \$9,166.67; SEDC, \$6,666.67; Sturgis Motorcycle Museum, \$20,000.00.

CAPITAL IMPROVEMENT – Dakota Barricade, \$13,461.00; Scull Construction, \$82,476.42; SD Dept of Transportation, \$805.78.

BUSINESS IMPROVEMENT DISTRICT – BNT Productions, \$1,500.00, prof fee; Carl’s Trailer Sales, \$22.16, sup; Tanner Johns, \$600.00, prof fee; Tristram Munsick, \$1,500.00;

October Road Production, \$1,200.00, prof fee; Rushmore Office Supply, \$63.88, sup; Chelsey Dee Whitley, \$500.00.

HOTEL OCCUPANCY TAX DISTRICT – Lawrence & Schiller, \$476.85, other.

REVOLVING FUND LOAN – Petty Cash, \$30.00, other; Michael Strain, \$23,600.00, loan.

TIF #12 – First Interstate Bank, \$6,344.85, other.

LIQUOR – Arctic Glacier, \$469.30, resale; Badlands Distillery, \$254.22, resale; Black Hills Chemical, \$74.98, resale; Black Hills Energy, \$1,934.42, util; Black Hills Security & Systems, \$134.85, other; Cash-Wa Distributing, \$2,966.10, resale; Cask & Cork, \$1,177.72, resale; City of Sturgis Water Dept, \$314.41, util; Coca Cola, \$1,113.75, resale; Contraband, \$336.00, resale; Dakota's Best Distributing, \$393.25, resale; Double Star Computing, \$48.91, prof fee; Fisher Beverage, \$16,730.00, resale; Johnson Western Wholesale, \$43,008.17, resale; Pepsi Cola, \$258.50, resale; Prairie Berry, \$2,247.00, resale; Quality Brands of the Black Hills, \$34,767.41, resale; REB, \$285.00, resale; Republic Beverage, \$57,741.03, resale; Rushmore Office Supply, \$910.31, sup; Schade Vineyard, \$264.00, resale; Southern Glazer's of SD, \$12,650.23, resale; World of Coffee, \$846.72, resale.

WATER – Black Hills Energy, \$9,866.80, util; City of Sturgis Water Dept, \$290.23, util; Core & Main, \$1,187.74, sup; Credit Collections Bureau, \$1,011.04, prof fee; Double Star Computing, \$61.41, prof fee; Hawkins, \$40.00, sup; Petty Cash, \$4.66.

WASTEWATER – Advanced Engineering, & Environmental, \$44,296.18, cap imp; Double Star Computing, \$61.41, prof fee; MARLS, \$190.00, prof fee; Sanitation Products, \$487.98, rep; Sturgis Tire Pros, \$7.95, rep.

SANITATION – Annette Bates, \$562.00, refund; Black Hills Energy, \$238.69, util; Butler Machinery Co, \$266.16, rep; Century Link, \$62.95, util; Double Star Computing, \$61.41, prof fee; Holtz Industries, \$128.00, rep; Lynn's Dakotamart, \$13.59, sup; Northern Truck Equipment, \$91.00, rep.

AMBULANCE – Black Hills Chemical, \$12.50, sup; Black Hills Energy, \$566.13, util; City of Sturgis Water Dept, \$213.59, util; Double Star Computing, \$48.91, prof fee; Henry Schein, \$1,284.63, sup; Image Trend, \$345.00, prof fee; Jones & Bartlett Learning, \$15,327.08, sup; Lynn's Dakotamart, \$55.40, sup; Medical Waste Transport, \$158.05, other; Dr. Joy Mueller, \$500.00, prof fee; Rushmore Office Supply, \$241.42, sup.

The following bids were received for the Airport T-Hanger project: Complete Concrete Inc. - \$1,132,181.97; MAC Construction - \$1,260,286.70; Ainsworth-Benning Construction - \$1,262,406.45.

Motion by T. Keszler, second by Zerbst and carried with all members present unanimously voting yes to accept the low bid from Complete Concrete, Inc. of \$1,132,181.97 to construct six T-Hangars at the Sturgis Airport.

Motion by Martinson, second by Crane and carried with Anderson, Carstensen, Crane, S. Keszler, T. Keszler, Martinson, Waterland and Zerbst voting yes. Bachand voting no to adopt the Curb and Gutter Evaluation Plan that was presented to the Council.

Motion by Zerbst, second by Martinson and carried with all members present unanimously voting yes to approve mass testing for COVID-19 during the week of August 17, 2020. The testing will be divided up as follows: 150 City employees (mandatory); 400 Sturgis residents who worked frontline jobs (restaurants, gas stations, grocery stores and other commercial businesses); 200 employees of other entities whom have requested testing and 550 general residents of Sturgis.

Motion by Martinson, second by T. Keszler and carried with Anderson, Carstensen, Crane, S. Keszler, T. Keszler, Martinson, Waterland and Zerbst voting yes. Bachand voting no to approve SEL for the Knuckle Saloon for Music on Main on July 8 and July 22, 2020.

No action was taken on the SEL for Fat Boys, LLC (Kenny Price) for 1544 Lazelle Street.

Motion by Waterland, second by Martinson and carried with all members present unanimously voting yes to approve transfer of ownership from Lynn’s Discount Foods Inc. to Lynn’s Inc. at 1111 Lazelle Street for a Retail On/Off-sale Malt Beverage and SD Farm Wine license and Retail On/Off-sale Wine and Cider license.

Motion by Martinson, second by Anderson and carried with all members present unanimously voting yes to approve the variance request to waive the street improvements requirements for Lots 5A and 5B including curb, gutter and sidewalk for Dan Roe at 2150 Hurley Drive.

Any other business:

- Sean Natchke discussed the problems with the alley way and parking issues by his home at 807 Glover Street.

Motion by Martinson, second by Crane and carried with all members present unanimously voting yes to go into executive session for personnel and contracts at 8:24 pm.

Motion by Waterland, second by Martinson to return to regular session at 8:50 pm.

Motion by Crane, seconded by Martinson and carried with all members present unanimously voting yes to adjourn the meeting at 8:51 pm.

ATTEST: _____
Fay Bueno, Finance Officer

APPROVED _____
Mark Carstensen, Mayor

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