

## 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, August 21, 2017 at the Erskine Building. Present: Mayor Mark Carstensen, Alderpersons Jason Anderson, Mike Bachand, Rhea Crane, Steve Keszler, David Martinson and Ronald Waterland. Also present: City Manager Daniel Ainslie and City Attorney Greg Barnier. Absent: Rod Bradley

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

Motion by Keszler, second by Anderson and carried with all members present voting yes to go into executive session for one legal case, one contract and two personnel at 6:01 pm.

Motion by Waterland, second by Martinson to return to regular session at 6:25 pm.

Mayor Mark Carstensen led everyone in the Pledge of Allegiance.

### Informational Reports:

- Library minutes 7/19/2017

### Announcements:

- Music on Main and the Community Picnic will be held on August 23<sup>rd</sup>.
- The Mustang Rally will be held August 29<sup>th</sup> through September 4<sup>th</sup>.
- City Hall will be closed on September 4<sup>th</sup> for Labor Day and trash pickup for Monday will be on Tuesday.
- The Library will be hosting the “Big Read” program; kickoff will be on September 7<sup>th</sup>.

### City Manager Ainslie reported:

- New appointment to the Park Board Member: Shauna Sigman.
- Payroll Changes – within budget:
  1. Ambulance – Paramedic – Christopher Woods - \$8.65, \$17.00 once orientation is complete; EMT-B – Steven Day - \$8.65 (\$12 after orientation).
  2. Community Center – Lifeguard – Olivia Schuster; Front Desk Attendant – Aubree Smith - \$8.65; Custodian – Rodney Mundt - \$10.00.
  3. Rally Dept – Survey Facilitator – Victoria Tucker - \$12.
  4. Liquor Store Dept – Sales Clerk – William Branson, Stacia Parsley - \$8.65, \$11 rally; Stocker/Parking Lot Attendant – Andrew Borup - \$8.65, \$10 rally.

Motion by Waterland, second by Anderson and carried with all members present voting yes to approve the following items on the consent calendar:

- a. Consideration to approve the minutes from the July 31, 2017 regular council meeting.
- b. Consideration to approve setting a public hearing for 9/5/2017 for a Special Events License for the Sturgis Area Arts Council on Sept 22, 2017 at the Sturgis Community Center for a reception for author Tim O’Brien.
- c. Consideration to approve Resolution 2017-44 - Open container (designated cups) and street closure for the Mustang Rally on September 2<sup>nd</sup>.

### **RESOLUTION 2017 - 44**

**A RESOLUTION TO CLOSE STREETS TO CREATE AN SHOW AND SHINE AREA,  
AND TO PERMIT OPEN CONTAINERS ON CERTAIN PUBLIC PROPERTY AND  
WITHIN CERTAIN PUBLIC RIGHTS OF WAY**

WHEREAS, the Sturgis Mustang Rally is an event that brings many tourists to the City of Sturgis and the surrounding area, and

WHEREAS, the City of Sturgis has supported the Sturgis Mustang Rally event in past years, and

WHEREAS, the Sturgis Mustang Rally organizers have requested a designation of an open container area within a portion of the public property of the City of Sturgis, and

WHEREAS, the request from the Sturgis Mustang Rally is permitted under the authority of state law;

NOW THEREFORE IT IS HEREBY RESOLVED that any banner to be installed by Sturgis Public Works staff shall be delivered in to the Public Works Department on Dudley Street by Friday, August 25th in condition suitable for installation on Monday, August 28, and

IT IS HEREBY FURTHER RESOLVED as set forth herein that the City of Sturgis shall close certain streets to the public for a limited period of time to establish a Show and Shine event area on September 2, 2017, from 2:00 am until 8:00 pm, on the public streets as follows:

- a. On Main Street, beginning at the east edge of the Right of Way of 4<sup>th</sup> Street, and continuing east to intersection of Main Street and Junction Avenue, and resuming on the East side of Junction Avenue and continuing to the intersection of Main street and Middle street, and
- b. On First Street, between its intersection with Lazelle Street and south to its intersection with Sherman Street, and
- c. On Harley-Davidson Way, between its intersection with Lazelle Street and south to its intersection with Sherman Street, and
- d. On Third Street, between its intersection with the alley south of Lazelle Street and then south to its intersection with Sherman Street, and

IT IS HEREBY FURTHER RESOLVED that the Sturgis Police Department will be authorized to ticket and tow illegally parked vehicles within that street closure area starting September 2, 2017 at 2:00 a.m. through 8:00 p.m. and

IT IS HEREBY FURTHER RESOLVED as set forth herein that the City of Sturgis shall establish an alcoholic beverage open container area on September 3, 2016 from 10:00 am to 7:00 pm, as authorized by Section 3.02.20(C) of Sturgis City Ordinance and SDCL 35-1-5.5, for those persons legally possessing an alcoholic beverage in the designated cup that is available for purchase from any on-sale licensees, on that public property open to the public, within area bounded as follows:

1. On the west, by the eastern edge of the Right of Way of 4<sup>th</sup> Street, beginning at the intersection of 4<sup>th</sup> Street and Lazelle Street and continuing south to the intersection of 4<sup>th</sup> Street and Sherman Street, and
2. On the south, by the north edge of the Sherman Street Right of Way between 4<sup>th</sup> Street and Middle Street, and
3. On the east, by the western edge of the Middle Street Right of Way beginning at the intersection of Sherman Street and Middle Street and continuing north to the intersection of Middle Street and the alley located between Lazelle Street and Dudley Street, except for an extension further East across the Middle Street Right of Way and along and including the entire Main Street Right of Way to a point two hundred eighty (280) feet East of the intersection of Main Street and Middle Street, and

4. On the north, by the alley Right of Way located between Lazelle Street and Dudley Street and extending from the intersection of that alley and Middle Street across Junction Avenue and continuing to the intersection of that alley and the Right of Way for 1st Street, and further including the area within and between the Right of Way of 1st Street and 3rd Street that lies north of Lazelle Street and south of Bear Butte Creek, then from a point at the intersection of the 3rd Street Right of Way and Bear Butte Creek, south along 3rd Street to the intersection with a line extending west from the alley Right of Way located between Lazelle Street and Dudley Street, then along that line further west across 3rd Street to the eastern edge of the Right of Way of Kinship Street, then south along Kinship Street to its intersection with Lazelle Street and 4th Street at the point of beginning.
5. Included in this Open Container area are the designated cross walks at the intersections of Main Street and Junction, Middle Street, 1st Street, Harley-Davidson Way and 3rd Street, and also included is the Right of Way area of Third Street, Harley-Davidson Way, First Street, Main Street and Junction Avenue within these boundaries.

This area shall be marked by city barricades with clearly legible signs, provided by the organizers and consistent with the limitations of this Resolution, stating that the barricade marks the boundary of the open container area. The open container area does not include the City Library, any City Property not open to the public, and does not include any private property within the open container area.

Dated this 21st day of August, 2017.

Published: 08-30-2017

Effective: Effective Immediately

- d. Consideration to approve the 2017-2018 Professional Services Agreement with Meade School District.

Motion by Waterland, second by Keszler and carried with all members present voting yes to approve the following claims with the addition of \$1,000 to Bruch Neubert and \$33,575 to Legends:

**WAGES** – Ambulance \$30,854.82; Attorney \$3534.38; Auditorium \$226.31; Buildings \$1153.31; Cemetery \$4544.49; City Manager \$4797.45; Community Center \$11,071.98; Finance Office \$10,219.45; Fire Department \$3064.65; Human Resource \$7886.48; Library \$8738.72; Liquor \$7299.72; Mayor and Council \$3310.45; Parks \$16,082.83; Planning & Permitting \$8331.49; Police \$45,572.64; Rally \$11,983.48; Recreation \$3843.08; Sanitary Service \$16,823.31; Streets \$14,816.55; Wastewater \$11,471.67; Water \$13,671.89; Federal Withholding \$24,835.19; FICA \$17,538.30.

**COMBINED CASH FUND** – D&T Ventures, \$11.22, refund; Petty Cash, \$1.00, refund.

**GENERAL** – 35th & Taylor, \$3,600.00, prof fee; Kenneth Brian, \$2,400.00, prof fee; David Alan Graham, \$2,800.00, prof fee; Cody Hullinger, \$700.00, prof fee; Brock Jones, \$800.00, prof fee; Joshua Kenner, \$1,500.00, prof fee; Blake Marvin, \$3,000.00, prof fee; Perfect Wave Production, \$12,500.00, prof fee; Perfect Wave Production, \$2,000.00, promo; Black Hills Energy, \$4,047.39, util; MDU, \$2,386.67, util; William Mulroy, \$800.00, refund; Vast Business, \$738.69, util; A&B Welding, \$142.45, sup; A&J Surplus, \$157.96, Amcon, \$751.64, resale; Aramark Educational Services, \$467.50, sup; Avaya, \$25.55, util; Elton Lane Barden, \$300.00, prof fee; Greg Barnier, \$173.88, travel; Baseline Surveying, \$1,727.50, other; Bear Butte Valley Water, \$87.40, util; Big Deal Auto, \$150.00, rep; Black Hills Chemical, \$4,118.90, sup; Black Hills Door Systems, \$518.43, sup; Black Hills Energy, \$31,440.97, util; Black Hills Occupational Medicine, \$60.00, prof fee; Buckle Tree, \$565.20, other; Buffalo Chip Campground, \$210.00, sup; Butte Electric,

\$435.57, util; Campbell Supply, \$1,047.83, sup; Caselle, \$1,479.00, prof fee; Cash-Wa Distributing, \$1,814.19, other; CBH, \$13,541.22, sup; Century Business Products, \$106.95, sup; Chain Saw Center, \$100.97, sup; City of Sturgis Water, \$11,071.98, util; Coca Cola, \$4,580.50, sup; Culligan of the Black Hills, \$38.00, sup; Dakota Extinguisher & Safety, \$350.00, rep; Dakota Hardware, \$341.85, sup; Dave's Heating & Lock Service, \$75.00, rep; Ear/Insta-Mold, \$600.00, sup; Ecolab Pest Eliminator, \$496.28, rep; Epic Outdoor Advertising, \$4,729.86, rent; Fastenal, \$809.29, sup; First Interstate Bank MasterCard, \$4,352.08, sup; Fred Pryor Seminars, \$128.00, travel; Freeman's Electric, \$1,082.26, rep; G&G Enterprises, \$430.00, resale; Great Western Tire, \$520.34, rep; Harvey's Lock Shop, \$190.98, rep; Jerred Hegstrom, \$30.00, other; Heiman Fire Equipment, \$609.14, sup; Hillyard, \$167.77, sup; Holiday Inn Express, \$700.00, sup; Jenner Equipment, \$2,656.67, rep; KT Connections, \$1,908.18, prof fee; Tyler Kaitfors, \$500.00, ins; Kevin Klug, \$75.00, prof fee; Kone, \$151.11, rep; Ray Lampe, \$3,155.42, travel; Legends Sales & Marketing, \$33,575.00, prof fee; Leisure Time Concessions, \$685.70, refund; Chris Ludens, \$150.00, prof fee; Lynn's Dakotamart, \$942.14, sup; Marco, \$138.24, rep; Meade County Auditor, \$15,603.32, other; Meade County Times/Tribune, \$1,110.07, pub; Menard's, \$101.76, rep; Midco Business, \$42.57, util; Midcontinent Testing Lab, \$20.25, rep; Randall Miller, \$75.00, prof fee; Motionsoft, \$450.00, prof fee; NDSU Dept 3110, \$18.00, rep; Nebraska Salt & Grain, \$4,266.84, sup; Bruce Neubert, \$1,000.00, promo; Neve's Uniforms, \$2,658.17, sup; Northern Hills Vet Clinic, \$3,839.36, prof fee; Northwest Pipe Fittings, \$647.30, sup; O'Reilly Auto Parts, \$83.54, rep; Owens Interstate Sales, \$957.32, rep; Park Avenue Car Wash, \$30.40, sup; Pete Lien & Sons, \$79.50, sup; Petty Cash, \$135.46, sup; Pheasantland Industries, \$909.21, sup; Pitney Bowes, \$345.48, rent; Powerplan, \$816.34, rep; Print Mark-et, \$1,163.01, pub; Public Safety Equipment Co, \$105.92, sup; Purchase Power, \$500.00, sup; Ramkota Hotel, \$391.96, travel; Rapid City Journal, \$216.40, pub; Rasmussen Mechanical Services, \$5,365.33, prof fee; Regional Health, \$50.00, prof fee; Rushmore Office Supply, \$2,562.49, sup; Sacrison Asphalt, \$922.20, sup; Sand Creek Printing, \$292.00, sup; Sanitation Products, \$195.04, rep; Schwans, \$136.61, sup; SD State Treasurer, \$2,093.00 sales tax; Servall, \$1,300.58, rep; Sherwin-Williams, \$597.48, sup; Shopko Stores, \$312.39, sup; Signs Now, \$1,247.58, sup; Speedy Lube, \$37.12, sup; Sturgis NAPA, \$987.52, rep; Summit Signs & Supply, \$157.50, sup; Texas Skillet, \$989.00, sup; The Glass Shop, \$792.00, rep; Town-n-Country Plumbing, \$241.72, sup; Trugreen, \$1,024.00, sup; Twilight First Aid & Safety, \$81.40, sup; US Food Service, \$1,536.48, other; Vanway Trophy & Award, \$468.10, other; Vast Business, \$1,812.60, util; Wells Plumbing, \$21.78, sup; West Payment Center, \$166.00, prof fee; West River Electric Assn, \$666.29, util; Western Communications, \$426.90, sup; Xtreme Dakota bicycles, \$136.49, sup; ZenZone Massage Therapy, \$245.70, refund.

**SPECIAL SALES TAX** – Downtown Sturgis Foundation, \$500.00, Black Hills Energy, \$524.99, util; MDU, \$24.53, util; Vast Business, \$320.50, util; Sturgis Water Dept, \$483.70, util.

**CAPITAL IMPROVEMENT** – A&J Surplus, \$1,069.04; Ainsworth Benning Construction, \$30,530.50; Campbell Supply, \$212.36; Dakota Hardware, \$2,590.55; Fennell Design, \$42,840.00; First Interstate Bank MasterCard, \$1,263.81; Fourfront Design, \$2,927.89; Greenscape, \$18,162.10; Heavy constructors, \$57,795.19; Owens Interstate Sales, \$83.78; Pete Lien & Sons, \$273.00; Rockingtree Floral, \$480.00; SD Dept of Transportation, \$7,500.00; Summit Signs & Supply, \$42.00; Town-n-Country Plumbing, \$6.94; Tru-Form Construction, \$8,774.75.

**BUSINESS IMPROVEMENT DISTRICT** – Campbell Supply, \$49.54; Rushmore Office Supply, \$111.75.

**LIQUOR** - Amcon, \$2,898.87, resale; Arctic Glacier, \$1,220.38, resale; Black Hills Chemical, \$62.49, resale; Black Hills Dakota Distillery, \$333.60, resale; Cask & Cork, \$418.50, resale; Coca Cola, \$1,354.50, resale; Dakota's Best Distributing, \$561.85, resale; Fisher Beverage, \$11,783.34, resale; Johnson Western, \$58,654.50, resale; M&B Enterprises, \$394.45, resale; MDU, \$16.50, util; Pepsi Cola, \$113.75, resale; Prairie Berry, \$1,479.00, resale; Quality Brands of the Black Hills, \$20,616.46, resale; Republic Beverage, \$64,752.37, resale; Schade Vineyard,

\$486.00, resale; Southern Glazers, \$307.81, resale; Valiant Vineyard, \$552.00, resale; A&B Welding, \$9.90, sup; Amcon, \$3,925.67, resale; Arctic Glacier, \$328.37, resale; Badlands Distillery, \$492.66, resale; Black Hills Chemical, \$49.98, sup; Black Hills Dakota Distillery, \$436.80, resale; Black Hills Energy, \$2,029.58, util; Cask & Cork, \$282.00, resale; Century Business Products, \$1.76, sup; Sturgis Water Dept, \$295.50, util; Coca Cola, \$1,328.00, resale; Ecolab Pest Eliminator, \$114.62, rep; First Interstate Bank MasterCard, \$2,471.76, other; Fisher Beverage, \$10,859.65, resale; Homeslice Media Group, \$5,302.00, pub; Johnson Western Wholesale, \$35,164.31, resale; KT Connections, \$98.44, prof fee; LPA Retail Systems, \$1,571.22, prof fee; Midco Business, \$85.00, util; Pepsi Cola Bottling, \$557.75, resale; Print Mark-et, \$68.42, pub; Quality Brands of the Black Hills, \$10,008.75, resale; Republic Beverage, \$64,905.07, resale; Rushmore Office Supply, \$1,407.63, sup; Servall, \$172.42, sup; Southern Glazer's of SD, \$4,418.52, resale; Tru Brands, \$687.05, resale; Valiant Vineyard, \$264.00, resale; Vast Business, \$289.35, util.

**WATER** – Black Hills Energy, \$16,735.49, util; MDU, \$143.35, util; Vast Business, \$31.86, util; Black Hills Energy, \$17,779.57, util; Butte Electric, \$1,622.10, util; Campbell Supply, \$9.99, rep; CBH, \$622.54, sup; Century Business Products, \$46.89, sup; Sturgis Water Dept, \$124.00, util; Dakota Hardware, \$49.64, sup; Ecolab Pest Eliminator, \$64.27, rep; Hawkins, \$2,363.37, sup; HD Supply Waterworks, \$4,534.87, sup; KT Connections, \$98.44, prof fee; Kyle's Lawn Mowing, \$1,785.00, rep; Meade County Times Tribune, \$62.89, pub; Midco Diving & Marine Services, \$2,299.00, cap imp; Midcontinent Testing, \$147.00, prof fee; Northwest Pipe, \$150.00, sup; Petty Cash, \$6.96, sup; Print Mark-et, \$68.42, pub; Rushmore Office Supply, \$30.91, sup; SD One Call, \$96.32, prof fee; Servall, \$11.86, rep; Shopko Stores, \$57.93, supplies, Sturgis Motorcycle Museum, \$2,500.00, refund; Sturgis NAPA, \$11.49, rep; Vast Business, \$140.32, util; Verizon, \$40.01, util.

**WASTEWATER** – A&J Surplus, \$24.18, sup; Advanced Engineering, \$37,496.38, cap imp; American Engineering Testing, \$988.00, cap imp; Black Hills Energy, \$2,483.39, util; Campbell Supply, \$68.56, sup; Sturgis Water Dept, \$21.44, util; Jenner Equipment, \$1,328.33, rep; KT Connections, \$98.44, prof fee; Kieffer Sanitation, \$90.00, sup; Midcontinent Testing Lab, \$246.60, prof fee; O'Reilly Auto Parts, \$4.99, sup; Plumbing Design & Installation, \$2,912.15, cap imp; Print Mark-et, \$68.42, pub; Richter's Tire & Exhaust, \$14.00, sup.

**SANITATION** – Black Hills Energy, \$249.83, util; Black Hills Chemical, \$4,754.99, sup; Black Hills Energy, \$12.14, util; Campbell Supply, \$79.41, rep; CBH, \$20.00, sup; Century Business Products, \$308.10, prof fee; Century Link, \$62.25, util; City of Belle Fourche, \$22,943.79, other; Dale's Tire & Retreading, \$377.94, sup; Fastenal Co, \$97.85, rep; First Interstate Bank MasterCard, \$41.14, other; Godfrey Brake Service, \$591.07, rep; Great Western Tire Co, \$2,095.15, sup; Holtz Industries, \$611.50, rep; KT Connections, \$98.44, prof fee; Kieffer Sanitation, \$1,803.50, other; Leisure Time Concessions, \$265.00, refund; Owens Interstate Sales, \$644.81, sup; Print Mark-et, \$68.42, pub; Rapid Diesel Service, \$925.72 rep; Sturgis NAPA, \$57.30, sup; Zen Zone Massage Therapy, \$265.00, refund.

**AMBULANCE** – Black Hills Energy, \$630.03, util; MDU, \$34.38, util; A&B Welding, \$455.84, sup; A&J Surplus, \$36.56, sup; Aladtec, \$1,067.31, prof fee; Arrow International, \$1,342.56, sup; Black Hills Door Systems, \$518.44, sup; Black Hills Energy, \$768.93, util; Campbell Supply, \$31.51, sup; CBH, \$1,518.15, sup; Sturgis Water, \$397.74, util; CLIA Laboratory, \$150.00, prof fee; Coca Cola, \$47.04, sup; Dakota Hardware, \$90.49, sup; Ecolab Pest Eliminator, \$39.56, sup; Emblem Enterprises, \$427.20, sup; First Interstate Bank MasterCard, \$2,396.61, travel; Henry Schein, \$1,021.51, sup; Hersrud Co, \$391.61, rep; Holiday Inn, \$70.00, travel; Image Trend, \$417.00, prof fee; Interstate All Batteries Center, \$520.20, sup; KT connections, \$98.44, prof fee; Kreisers, \$4,020.74, sup; Leavitt Heartland Insurance, \$468.00, ins; Lynn's Dakotamart, \$2,276.13, sup; Tammy McCoy, \$20.00, sup; Print Mark-et, \$68.42, Pub; Purchase Power, \$208.99, sup; Regional Health, \$1,632.98, sup; Richter's Tire & Exhaust, \$92.99, rep; Rushmore Office Supply, \$7.95, sup; Schwans, \$136.61, sup; Shopko Pharmacy, \$6.99, sup; Shopko Stores,

\$7.50, sup; Speedy Lube, \$73.94, rep; Sturgis NAPA, \$45.27, sup; tom's T's, \$1,673.50, sup; Vast Business, \$165.75, util; Verizon, \$360.09, util.

Motion by Crane, second by Martinson and carried with all members present voting yes to approve a Special Events License for the Loud American for Music on Main/Community Picnic on 8/23/17.

Motion by Martinson, second by Crane and carried with all members present voting yes to approve second reading of Ordinance 2017-08 – Supplemental Appropriations.

**ORDINANCE 2017-08  
AN ORDINANCE AMENDING ORDINANCE NO. 2016-07  
ANNUAL APPROPRIATIONS FOR THE YEAR 2017  
OF THE CITY OF STURGIS, MEADE COUNTY, SOUTH DAKOTA**

BE IT ORDAINED by the Common Council of the City of Sturgis, Meade County, South Dakota, that ordinance 2016-07 is amended so that the following amounts are hereby appropriated to meet the obligation of the municipality for the year 2017.

|  |                               |                         |
|--|-------------------------------|-------------------------|
| <b>General Fund</b>  | 101                           |                         |
| <b>Mayor and Council</b>                                       |                               |                         |
| 4111-4220  | Prof. Fees                    | \$ 5,000                |
| 4111-4270  | Travel                        | \$ 2,500                |
| 4111-4280  | Utilities                     | <u>\$ 2,500</u>         |
| <b>Total</b>   |                               | <b>\$ 10,000</b>        |
| <b>Dispatch</b>  |                               |                         |
| 4218-4290  | – Other (Software)            | <b>\$ 60,000</b>        |
| <b>Sponsorship</b>   |                               |                         |
| 4198-42409   | – Rent (Properties)           | <u><b>\$ 84,000</b></u> |
| <b>Total for General Fund</b>                                  |                               | <b>\$154,000</b>        |
| Source of Funding: Unappropriated cash                         |                               |                         |
| <b>Special Sales Tax</b>                                       |                               |                         |
| 211-4653   | City Promotion (Ec Dev Study) | <b>\$ 70,000</b>        |
| Source of Funding: Unappropriated cash                         |                               |                         |
| <b>Capital Improvements</b>                                    |                               |                         |
| 212-4330   | – Debt Service                | <b>\$2,403,835</b>      |
| Source of Funding: From refinancing the bond issue and PB Loan |                               |                         |

Adopted this 21st day of August, 2017.

First reading: 07-31-2017

Second reading: 08-21-2017

Adopted: 08-21-2017

Published: 08-30-2017

Effective: 09-20-2017

Bonnie Alberts asked about the Park's budget and when the playground will be completed at Rose Street Park. Roger Scheiman had concerns on doing any improvements at the Lion's Club Park. He also stated his concerns on the work that needs to be done on East Main Street.

Motion by Waterland, second by Crane and carried with all members present voting yes to approve first reading of Ordinance 2017-09 – 2018 Appropriations Budget.

Motion by Martinson, second by Waterland and carried with all members present voting yes to deny a refund request for the vendor license fee for Body Pain Planet.

Motion by Crane, second by Keszler and carried with all members present voting yes to approve a refund request of \$950.70 for the vendor license fee for Leisure Time Concessions.

Motion by Waterland, second by Martinson and carried with Carstensen, Anderson, Crane, Keszler, Martinson and Waterland voting yes, Bachand voting no, to approve a refund request of \$510.70 for the vendor license fee for Zen Zone Massage Therapy.

Motion by Anderson, second by Keszler and carried with all members present voting yes to deny a refund request for the vendor license fee for Erwin Promotions.

Motion by Bachand, second by Anderson and carried with Carstensen, Anderson, Bachand, Keszler, Martinson and Waterland voting yes, Crane voting no, to deny a refund request for the unlicensed vendor fine for Dirty Bird Concepts.

Two people applied for the vacant Ward 2 Council seat: Scott Peterson and Desaree' Dargatz. A paper ballot vote was taken and Scott Peterson will be the new Ward 2 Councilor.

Desaree Dargatz stated her concerns to the Council on what she had heard on a potential conflict of interest if she was Ward 2 Councilor.

Any other business:

Councilor Waterland commended the City Staff and Department heads for putting together a smooth operation for the Rally.

Bonnie Alberts thanked the City for the stop light at 11<sup>th</sup> Street (Shopko) during the Rally.

Myrick Robbins, Director of the Motorcycle Museum, thanked the staff for all their work during the Rally, especially Public Works Director Rick Bush. He said that Main Street reconstruction and the new events are a great asset for the Rally.

Councilor Waterland thanked Myrick for his work at the Museum

Motion by Waterland, second by Crane and carried with all members present voting yes to go into executive session for personnel and contracts at 7:30 pm.

Motion by Waterland, second by Crane to return to regular session at 8:48 pm.

Motion by Crane, seconded by Bachand and carried with all members present voting yes to adjourn the meeting at 8:49 pm.

ATTEST: \_\_\_\_\_  
Fay Bueno, Finance Officer

APPROVED \_\_\_\_\_  
Mark Carstensen, Mayor

Published once at the total approximate cost of \$