

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 Tuesday, September 5, 2017 at the Erskine Building. Present: Mayor Mark Carstensen, Alderpersons Jason Anderson, Mike Bachand, Rod Bradley, Rhea Crane, Steve Keszler, David Martinson and Ronald Waterland. Also present: City Manager Daniel Ainslie and City Attorney Greg Barnier. Absent: None.

Motion by Martinson, second by Keszler and carried with all members present voting yes to approve the agenda with the addition of Oath of Office for Scott Peterson.

City Attorney Greg Barnier gave the Oath of Office to Scott Peterson.

Motion by Crane, second by Anderson and carried with all members present voting yes to go into executive session for one legal case, two contracts and three personnel at 6:03 pm.

Motion by Waterland, second by Martinson to return to regular session at 6:34 pm.

Mayor Mark Carstensen led everyone in the Pledge of Allegiance.

Informational Reports:

- Park Board – 8/23/17 minutes

Announcements:

- History at High Noon will be held on Friday with special guest Gene Bovee. The Big Read program will kick off on September 7th at 5:30 pm at HD Rally Point.
- The Supermoto will be held on September 15th and 16th.
- The new City website will be up and running soon.
- There will be a retirement party for Police Officer Mike O'Bryan on September 6th from 1-3 at the Community Center.
- Mayor Carstensen read a letter from FEMA commending Dave Smith and Scott Rovere for a job well done for coming into compliance with all the FEMA violations that were found in Sturgis.
- Councilor Waterland read a letter from BLM that commended Kevin Forrester as he was 1 of 38 nominees for the Making a Difference Award. The letter referred to him and the Black Hills Trail Group for their outstanding service to public lands and the work they have done on the trail projects.
- Mayor Carstensen welcomed Scott Peterson to the Council.
- The Mustang Club sent a note to the Mayor thanking the City for all their help on making the Mustang Rally a success this year. Thanks goes out to Rick Bush for all his work.

City Manager Ainslie reported:

- The sales tax update for General Sales Tax and Capital Improvement Tax for July collected in August was up 23% month over month and was up 12% year over year. The Gross Receipts Tax (triple B) was up 12.3% month over month and is up 9% year over year.
- Payroll Changes – within budget:
 1. Parks Dept – Maintenance Tech 2 – Sheldon Tveidt - \$13.54; Seasonal – Jacob Berghorst, Isaac Doten, Chad Forrester, Ivan Reicher, and William Sedlak – \$2.00 wage increase for rally night shifts worked.
 2. Sanitation Dept – Rubble Site Operator – Jacob Berghorst - \$12.09.

3. Rally Dept – Events Temp – Cynthia Scherer - \$9.50.
4. Community Center – Lifeguard – Blake McNaught - \$9.25.

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

- a. Consideration to approve the minutes from the August 21, 2017 regular council meeting.
- b. Consideration to approve setting a public hearing for 9/18/2017 for a Special Events License for The Loud American at the City Auditorium on 9/23/17 for the Community Ag Banquet.
- c. Consideration to approve setting a public hearing for 9/18/2017 for a Vacate section line right-of-way for LPN Holdings.
- d. Consideration to approve setting a public hearing for 9/18/2017 for a Variance for Kevin Bauer at 2114 Cooper Loop.
- e. Consideration to approve an engineering firm to perform a NEPA study for water shed trails.
- f. Consideration to approve authorizing the Mayor to sign the agreement with SD DOT for Project No 2017 Pavement Maintenance at the Sturgis Municipal Airport.
- g. Consideration to approve setting a public hearing for 9/14/17 special meeting for a Special Events License for the Supermoto at Harley-Davidson Rally Point on September 15-16, 2017.
- h. Consideration to approve setting a public hearing for 9/14/17 special meeting for a Special Events License and Street Closure for the Off Road Rally on September 23, 2017.
- i. Consideration to approve Resolution 2017-46 – Vacate Streets & Alleys for LPN Holdings.

RESOLUTION 2017-46
RESOLUTION TO VACATE STREETS AND ALLEYS

WHEREAS, LPN Holdings, LLC, Michael P. Leveque, Managing Member, 3334 Lazelle Street, Sturgis, South Dakota 57785 has petitioned the Common Council to vacate the following streets and alleys within the following legal description:

- 1) HILL STREET: Starting on the east end, that portion of Hill Street lying in between and adjacent to Lot A of Lot H-1 of Lots 18-27, Block 1, Schnell's Addition (PB.24, PG.25) and Lot A of Lot H-1 of Lot 2 of the NE1/4NE1/4, Section 8. (PB.24, PG.26). Extending west, Said Hill Street lying on the south side and adjacent to Lots ML-6R, ML-8, Lots 13-14 in Block 3, Lots 13-24 in Block 4 and Lots 13-24 in Block 5, All located in Schnell's Addition, Sections 5 and 8, T5N, R5E, BHM., Meade County, South Dakota. (PB.1, PG.3 & PB.25, PG.55)
- 2) 15TH STREET: That portion of 15th Street lying South of Moose Drive R.O.W., North of Hill Street R.O.W. and between Blocks 3 and 4 of Schnell's Addition, Sections 5 and 8, T5N, R5E, BHM., Meade County, South Dakota. (PB.1, PG.3)
- 3) 16TH STREET: That portion of 16th Street lying South of Moose Drive R.O.W., North of Hill Street R.O.W. and between Blocks 4 and 5 of Schnell's Addition, Sections 5 and 8, T5N, R5E, BHM., Meade County, South Dakota. (PB.1, PG.3)
- 4) All alley ways lying within Blocks 3, 4 and 5 of Schnell's Addition, Sections 5 and 8, T5N, R5E, BHM., Meade County, South Dakota. That have not been previously vacated. (PB.1, PG.3) and

NOW THEREFORE IT IS HEREBY RESOLVED that the Common Council of the City of Sturgis, South Dakota in consideration of previous action made by the Meade County

Commission does vacate the streets and alleys located on certain real property with the legal description as described above.

Dated this 5th day of September, 2017.

Published: 09-13-2017

Effective: 10-04-2017

Motion by Martinson, second by Anderson and carried with all members present voting yes to approve the following claims with the addition of: South Dakota Municipal League- \$365 and Southern Glazer's of SD-\$4,011.03.

WAGES – Ambulance \$32,326.01; Attorney \$3534.38; Auditorium \$218.73; Buildings \$1145.73; Cemetery \$3995.38; City Manager \$4932.48; Community Center \$21,752.98; Finance Office \$9876.18; Fire Department \$6581.05; Human Resource \$7293.53; Library \$8668.94; Liquor \$16,436.16; Mayor and Council \$3310.45; Parks \$18,843.07; Planning & Permitting \$15,473.87; Police \$293,110.15; Rally \$25,745.38; Recreation \$3721.36; Sanitary Service \$15,564.61; Streets \$13,720.96; Wastewater \$10,556.24; Water \$13,362.43; Federal Withholding \$60,033.17; FICA \$39,371.03.

COMBINED CASH FUND – First Interstate Bank, \$2,000.00.

GENERAL – 3E Electrical Engineering, \$80.00, rep; A&B Business, \$216.96, sup; A&B Welding, \$103.86, sup; Amazon, \$78.37, sup; American Legal Services, \$50.68, prof fee; Avaya, \$25.55, util; Axon Enterprises, \$4,800.00, equip; Baker & Taylor, \$1,096.80, sup; Bear Butte Valley Water, \$115.94, util; Bierschbach Equipment, \$423.10, other; Black Hills Energy, \$14,977.44, util; Black Hills Library Consortium, \$4,860.51, rep; Black Hills Rally & Gold, \$2,310.25, resale; Nathan Borg, \$58.23, sup; Brosz Engineering, \$220.00, prof fee; Fay Bueno, \$500.00, ins; Roger Burnham, \$3,500.00, prof fee; Butte Electric, \$506.70, uti; CBH, \$92.87, sup; Century Business Products, \$2,464.01, prof fee; City of Sturgis Water Dept, \$14,001.07, util; Dakota Hardware, \$594.29, sup; Dakota Radiator, \$80.00, rep; Double Star Computing, \$1,646.61, prof fee; Judy Duprel, \$500.00, ins; EVO Studios, \$8,400.00, prof fee; Fastenal Co, \$44.10, sup; Nicolas Forbes, \$60.00, other; Foremost Promotions, \$752.78, sup; Grace Lutheran Church, \$7,784.00, sup; Great Western Tire, (\$187.34), rep; Grimm's Pump, \$44.40, rep; Jerred Hegstrom, \$90.00, other; Jack Huston, \$94.75, ins; J&L Services, \$465.00, rep; Kinkade Monument, \$150.00, rep; KNKL, \$1,500.00, pub; Lawson Products, \$307.50, sup; Legends Sales & Marketing, \$33,473.75, prof fee; Kathryn Lemmel, \$606.00, other; Sandra Lemmel, \$552.00, other; Aaron Lukesh, \$30.00, other; Mathison's, \$41.34, sup; Meade County Times Tribune, \$62.95, sup; Midamerica Books, \$151.60, sup; Neve's Uniforms, \$117.91, sup; Pete Lien & Sons, \$127.00, rep; Precision Carpet Contractors, \$650.00, prof fee; Print Mark-et, \$1,163.94, pub; Public Safety Equipment Co, \$96.50, sup; Quick Signs, \$84.92, sup; Rasmussen Mechanical Services, \$336.83, rep; Regional Health, \$25.00, prof fees; S&C Cleaners, \$3,000.00, rep; Sage Publications, \$246.42, sup; Schwans, \$30.56, resale; SD Municipal League, \$365.00, travel; SD Planners Assn, \$350.00, travel; Sherwin Williams, \$82.00, sup; Shooters Images, \$1,000.00, pub; St Francis Alter Society, \$14,715.00, other; Sturgis Motorcycle Museum, \$75.00, refund; Sturgis Motorsports, \$40.99, sup; Sturgis Police Reserves, \$1,659.00, sales; Sturgis Rally Charites Foundation, \$2.00, other; Sturgis Volunteer Fire Dept, \$1,749.00, sales; TASC, \$1,571.01, ins; The Knuckle Saloon, \$2,600.00, promo, Twilight First Aid, \$385.22, sup; United Way, \$200.00, other; Vanway Trophy, \$62.95, other; VAST Business, \$450.99, utilities; Verizon Wireless, \$4,449.40, util; Doug Wagner, \$500.00, ins; Kristie Wagner, \$2,500.00, prof fee; Western Hills Painting, \$186.90, sup; Leslie White, \$231.84, other; Xtreme Dakota Bicycles, \$247.95, sup.

SPECIAL SALES TAX – Chamber of Commerce, \$9,166.67; City of Sturgis Water Dept, \$637.42; Sturgis Economic Development, \$8,333.33.

CAPITAL IMPROVEMENT – Dakota Hardware, \$4.49; Fennell Design, \$48,195.00; Traffic Services Co, \$20,785.50; Tru-Form Construction, \$330.00.

LIQUOR – A&B Welding, \$10.23, sup; Amcon Distributing, \$881.23, resale; Arctic Glacier, \$328.79, resale; Black Hills Chemical, \$62.49, resale; Black Hills Energy, \$4,787.42, util; Cask & Cork, \$513.00, resale; Century Business Products, \$3.39, sup; City of Sturgis Water, \$300.54, util; Classy Shacks, \$48.00, resale; Coca Cola, \$259.00, resale; Dakota's Best Distributing, \$576.56, resale; DOT Tool, \$480.00, resale; Double Star Computing, \$271.06, resale; Fat Boys, \$225.00, resale; First Interstate Bank, \$5,000.00, ATM; Fisher Beverage, \$6,283.12, resale; Johnson Western Wholesale, \$10,742.79, resale; LPA Retail Systems, \$1,350.00, prof fee; Mobile Mini, \$229.32, other; Pepsi Cola, \$92.00, resale; Prairie Berry, \$681.00, resale; Print Mark-et, \$68.47, pub; Quality Brands of the Black Hills, \$13,472.56, resale; Republic Beverage, \$11,575.57, resale; Southern Glazer's of SD, \$7,757.03, resale; Strawbale Winery, \$552.00, resale; Trishelle Tammi, \$500.00, ins; TASC, \$69.42, ins; True Brands, \$247.71, resale; Verizon Wireless, \$194.09, util.

WATER – Russell Abernathy, \$51.58, reimb; Black Hills Energy, \$5,444.75, util; Butte Electric, \$977.92, utl; Century Business Products, \$52.16, sup; City of Sturgis Water Dept, \$126.52, util; Credit Collections Bureau, \$23.98, prof fee; Dakota Hardware, \$16.25, rep; Double Star Computing, \$98.56, prof fee; Foothills Seed, \$596.50, rep; Great Western Tire Co, \$71.00, rep; Hach Co, \$153.81, sup; Hawkins, \$1,020.90, sup; HD Supply Waterworks, \$6,162.18, sup; Nikki Kubo, \$500.00, ins; Dale Olson, \$500.00, ins; Print Mark-et, \$68.47, pub; TASC, \$139.65, ins; Vast Business, \$31.86, util; Verizon, \$176.66, util.

WASTEWATER – Adams-ISC, \$189.00, rep; Advanced Engineering & Environmental, \$20,274.50, cap imp; Black Hills Energy, \$2,596.64, util; City of Sturgis Water Dept, \$20.86, util; Dakota Hardware, \$44.97, sup; Dale's Tire & Retreading, \$503.92, sup; Double Star Computing, \$98.56, prof fee; MDU, \$3,500.00, cap imp; Print Mark-et, \$68.47, pub; TASC, \$87.18, ins; Verizon, \$139.53, util; Watertree, \$136.95, cap imp.

SANITATION – Black Hills Energy, \$265.57, util; Century Link, \$55.32, util; Dakota Hardware, \$1.80, rep; Double Star Computing, \$98.56, prof fee; Great Western Tire, \$465.55, sup; Key City Glass, \$60.00, rep; MG Oil Co, \$675.35, sup; Northern Truck Equipment, \$6,639.26, rep; Print Mark-et, \$68.47, pub; Schaeffer Mfg, \$438.22, sup; TASC, \$175.38, ins; Twilight First Aid, \$95.06, sup; Verizon, \$37.77, utl.

AMBULANCE – 3E Electrical Engineering, \$80.00, rep; A&B Welding, \$269.90, sup; Black Hills Energy, \$66.76, util; Century Business Products, \$150.92, sup; City of Sturgis Water Dept, \$644.12, util; Dakota Hardware, \$69.79, sup; Dept of Social Services, \$505.44, refund; Double Star Computing, \$83.56, prof fee; Erik Eversman, \$241.28, travel; Craig Fairey, \$27.82, travel; Sara Gleason, \$4.91, reimb; Henry Schein, \$348.43, sup; Image Trend, \$336.00, prof fee; Brian Jurgens, \$199.55, travel; Marjorie Lyons, \$110.75, reimb; Medical Waste Transport, \$136.25, other; Delores Muhm, \$109.98, refund; Print Mark-et, \$68.47, pub; Regional Health, \$598.69, sup; St Francis Alter Society, \$2,115.00, sup; TASC, \$244.86, ins; Tom's T's, \$351.00, sup; Verizon, \$175.19, uti.

Motion by Bachand, second by Waterland and carried with Carstensen, Anderson, Bachand, Crane, Keszler, Martinson, Peterson and Waterland voting yes, Bradley abstaining, to approve a Special Events License for the Sturgis Area Arts Council at the Sturgis Community Center for a reception for author Tim O'Brien on Sept 22, 2017.

Motion by Bachand, second by Martinson and carried with all members present unanimously voting yes to approve second reading of Ordinance 2017-09 – 2018 Appropriations Budget. (The complete ordinance is on file at the Finance Office at City Hall.)

Motion by Waterland, second by Keszler and carried with all members present unanimously voting yes to approve Resolution 2017-45 – 2018 Utility Rates.

RESOLUTION 2017-45
RESOLUTION REGARDING THE MUNICIPAL UTILITY RATES
FOR THE CITY OF STURGIS

WHEREAS, the City of Sturgis has adopted through Ordinance 11.04.04 and 11.05.31, which authorize the City of Sturgis to annually review the municipal garbage, sewer and water utility rates; and

WHEREAS, the City of Sturgis continues to face ongoing inflationary price increases for electricity, natural gas, fuel, and tipping rates, as well as increase in health insurance and other operating costs; and

WHEREAS, the City of Sturgis has made a concerted effort to reduce ongoing operational costs in its municipal utility funds as well as in all other areas of the City budget; and

WHEREAS, the reductions in other operational costs are sufficient to absorb the increased inflationary costs which are beyond the City's control, and

WHEREAS, the cost reductions will allow the City to maintain existing 2017 utility rates into 2018, and

WHEREAS, the following chart will show the 2018 fees for Garbage collections:

GARBAGE – 0% increase over 2017

	1 UNIT	2 UNITS	3 UNITS	4 UNITS	5 UNITS	6 UNITS	7 UNITS	8 UNITS
	90 GAL	2 – 90 GAL	3 – 90 GAL	1 – 300 GAL	2 – 300 GAL	3 – 300 GAL	4 – 300 GAL	5 – 300 GAL
TIMES PER WEEK								
1	11.71	23.42	35.13	35.13	70.26	105.39	140.52	175.65
2	23.42	46.84	70.26	70.26	140.52	210.78	281.04	351.30
3	35.13	70.26	105.39	105.39	210.78	316.17	421.56	526.95
4	46.84	93.68	140.52	140.52	281.04	421.56	562.08	702.60
5	58.55	117.10	175.65	175.65	351.30	526.95	702.60	737.73
6	70.26	140.52	210.78	210.78	421.56	632.34	737.73	737.73
7	81.97	163.94	245.91	245.91	491.82	737.73	737.73	737.73

WHEREAS, the following chart shows the 2018 fees for Recycling:

RESIDENTIAL RECYCLING - 0% increase over 2017

COMMERCIAL RECYCLING (chart below) – 0% increase over 2017

UNIT AMT	1	2	3	4	5	6	7	8
90 GAL	3.41	6.82	10.23					
300				13.64	17.05	20.46	23.87	27.28

GAL								
-----	--	--	--	--	--	--	--	--

WHEREAS, the following chart shows the 2018 fees for Water and Sewer:

WATER USAGE: Residential - \$2.52/1,000 gal; Commercial - \$2.83/1,000 gal.

RESIDENTIAL SEWER - 0% increase over 2017

COMMERCIAL SEWER (chart below) - 0% increase over 2017

Line Size	# Units	Wtr Base 2017	Wtr Base 2018	Wtr Surcharge 2017 / 2018	Sewer 2017	Sewer 2018
5/8" – 1"	1	11.68	11.68	9.18	31.60	31.60
1 ¼"	2	23.36	23.36	18.36	63.20	63.20
1 ½"	3	35.04	35.04	27.54	94.80	94.80
2"	4	46.72	46.72	36.72	126.40	126.40
3"	6	70.08	70.08	55.08	189.60	189.60
4"	8	93.44	93.44	73.44	252.80	252.80

WASTEWATER FACILITY SURCHARGE - \$17.63 (effective 7/1/2017)

WHEREAS, the following chart shows the 2018 Availability for Sewer and Water (no change):

Availability Fees – unit	1	2	3	4	6	8
Meter Size	< = 1"	1 ¼"	1 ½"	2"	3"	4"
Water Avail	\$17	\$34	\$51	\$68	\$102	\$136
Sewer Avail	\$18	\$36	\$54	\$72	\$108	\$144

NOW, THEREFORE, the Common Council of the City of Sturgis does hereby adopt the foregoing charges starting January 1, 2018.

Adopted this 5th day of September, 2017.

Published: 09-13-2017

Effective: 10-04-2017

Any other business:

Bonnie Alberts asked several questions about items on the Consent Agenda.

Motion by Crane, second by Keszler and carried with all members present voting yes to go into executive session for personnel and contracts at 7:20 pm.

Motion by Peterson, second by Bachand to return to regular session at 8:01 pm.

Motion by Crane, seconded by Keszler and carried with all members present voting yes to adjourn the meeting at 8:02 pm.

ATTEST: _____ APPROVED _____
Fay Bueno, Finance Officer Mark Carstensen, Mayor

Published once at the total approximate cost of \$