

PROCEEDINGS OF THE STURGIS CITY COUNCIL

The Common Council of the City of Sturgis met in special session starting at 5:30 p.m. on Thursday, September 14, 2017 at City Hall, 1040 Harley-Davidson Way. Present: Mayor Mark Carstensen, Alderpersons Jason Anderson, Mike Bachand, Rod Bradley, Rhea Crane, David Martinson, Scott Peterson and Ronald Waterland. Also present: City Manager Daniel Ainslie and City Attorney Barnier. Absent: Steve Keszler

The meeting was called to order at 5:30 pm.

Mayor Mark Carstensen led everyone in the Pledge of Allegiance.

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

Motion by Waterland, second by Peterson and carried with Anderson, Bachand, Carstensen, Crane, Martinson, Peterson and Waterland voting yes and Bradley abstaining to approve the consent agenda.

a. Resolution 2017-48 – Open Container for Oktoberfest.

RESOLUTION 2017-48

RESOLUTION TO PERMIT OPEN CONTAINERS ON CERTAIN PUBLIC PROPERTY AND WITHIN CERTAIN PUBLIC RIGHTS OF WAY

WHEREAS, the Sturgis Oktoberfest 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 Octoberfest event in past years, and

WHEREAS, the Sturgis Oktoberfest organizers have requested the 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 Oktoberfest is permitted under the authority of state law;

IT IS HEREBY FURTHER RESOLVED as set forth herein that the City of Sturgis shall establish an alcoholic beverage open container area on Friday, September 22nd from 4:00 pm to 10:00 pm and on Saturday, September 23, 2017 from 10:00 am to 11:00 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 authorized non-glass container, bearing the logo of the Sturgis Chamber of Commerce and available for purchase from designated on-sale licensees, on that public property open to the public, within area bounded as follows:

1. On the west, bounded by the eastern edge of the Right of Way of 4th Street, beginning at the intersection of 4th Street and Lazelle Street and continuing south to the intersection of 4th Street and Sherman Street, and including the south bound edge of Lazelle Street from 4th Street to Middle Street, and

2. On the south, bounded by the north edge of the Sherman Street Right of Way between 4th Street and Middle Street, and
3. On the east, bounded by the western edge of the Middle Street Right of Way beginning at the intersection of Sherman Street and Middle 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. 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, State Highway Right of Way and does not include any private property within the open container area.

Dated this 14th day of September, 2017.

Published: 09-20-17

Effective: Immediately

Motion by Bachand, second by Crane, and carried with Anderson, Bachand, Carstensen, Crane, Martinson, Peterson and Waterland voting yes and Bradley abstaining to approve a Special Events License for the Loud American for the SuperMoto at Harley-Davidson Rally Point on September 15 and 16, 2017.

Motion by Waterland, second by Martinson, and carried with Anderson, Bachand, Carstensen, Crane, Martinson, Peterson and Waterland voting yes and Bradley abstaining to approve a Special Events License for the Knuckle Saloon and street closure of Harley-Davidson Way and possibly Main Street from Junction Avenue to 4th Street for parking of the UTV/ATV's for the Off Road Rally on September 23, 2017.

Motion by Crane, second by Martinson, and carried with all members present to approve going into executive session for legal at 5:48 pm.

Motion by Waterland, second by Anderson to come out of executive session at 6:12 pm.

Motion by Bachand, seconded by Peterson and carried with all members present voting yes to adjourn the meeting at 6:12 pm.

ATTEST: _____
Fay Bueno, Finance Officer

APPROVED _____
Mark Carstensen, Mayor

Published once at the total approximate cost of