

## PROCEEDINGS OF THE STURGIS CITY COUNCIL

The Common Council of the City of Sturgis met in regular session starting at 7:29 p.m. (started late due to the Board of Equalization) on Monday, March 19, 2018 at the Erskine Building. Present: Mayor Mark Carstensen, Alderpersons Jason Anderson, Mike Bachand, Rod Bradley, Rhea Crane, Steve Keszler, David Martinson, Scott Peterson and Ronald Waterland. Also present: City Manager Daniel Ainslie and City Attorney Greg Barnier. Absent: None.

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

Mayor Mark Carstensen led everyone in the Pledge of Allegiance.

### Informational Reports:

- Planning Commission – 3/6/18 minutes
- Library Board – 2/28/18 minutes
- Library Director Julie Peterson presented to the Council the 2017 SD Public Library Annual Report Survey. Motion by Waterland, second by Peterson and carried with all members voting yes to approve the Library Annual Report Survey.

### Announcements:

- City of Sturgis was named 9th safest Cities in South Dakota and 3<sup>rd</sup> safest in the Black Hills. This does include the Rally numbers.
- City Hall will be closed on March 30<sup>th</sup> for Good Friday.
- The Optimists will be having an Easter egg hunt in the park on March 31<sup>st</sup>.
- Signing up for a City garden spot will close on March 30<sup>th</sup>.
- There will be an open house at the Liquor Store on March 30<sup>th</sup>.
- There will be a Soup Supper at the United Methodist Church on March 22<sup>nd</sup>.
- Myrick Robbins, Director of the Sturgis Museum, wanted to thank the Council for their support and that the museum will continue to increase the experience and satisfaction of their visitors.

### City Manager Ainslie reported:

- The sales tax update for General Sales Tax and Capital Improvement Tax for January collected in February was down 1.3 % month over month. The Gross Receipts Tax (triple B) was down 13.6 % month over month.
- Payroll Changes – within budget:
  1. Recreation Dept – Referee Seasonal – Abby Briscoe - \$20/game K-2<sup>nd</sup> grade, \$25/game 3<sup>rd</sup> -6<sup>th</sup> grade.
  2. Fire Dept – Volunteer Fire Fighter – Zachary Hess – no wage.

Motion by Waterland, second by Bachand and carried with all members present unanimously voting yes to approve the following items on the consent calendar with the addition to b – Public Works buildings and Admin building to surplus:

- a. Consideration of minutes from the March 5, 2018 regular council.
- b. Consideration of Resolution 2018-19 – Surplus Property.

**RESOLUTION 2018-19**  
**A RESOLUTION DECLARING PROPERTY SURPLUS**

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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.

**Airport:**

1. 1977 International Wheel Loader SN: 380501035453

**Police:**

1. 1988 Chevy van VIN 2GCGG31J4J4143525
2. 1991 Chevy van VIN 2GBGG31JXM4132120

**City Hall:**

1. GE Turntable Microwave Oven
2. 2 small wooden drawers
3. 1 wooden pencil tray drawer
4. 1 black metal keyboard tray
5. Evolis Printer (old PD ID printer machine, replaced in 2014)
6. ViewSonic VS11444 Monitor (SN RML 103600186) (does not work and will be thrown away)
7. HP Monitor CNN 65211WL (does not work and will be thrown away)
8. Sharp EL-2630GII Calculator with tape (does not work and will be thrown away)

**Rally**

1. (7) Windows XP Computers used for the Registration Booths during the Rally
2. (1) HP OfficeJet 8600 Premium printer
3. (2) Wooden Presentation Boards (but not the sandwich board in front)
4. (7) Digital Blue QX3+ Computer Microscopes (they will give these to the ABC after school program)
5. HP 1200 series desk top printer

**Finance**

1. Kyocera Taskalfa 300ci Copier
2. Holmes Humidifier
3. Samsung Monitor, ViewSonic Monitor – broken
4. (2) Keyboards - broke
5. (3) Calculators – broke
6. Utility bill scanner – broke
7. Surge protector – broke

**Public Works:**

1. Public Works and Administration Buildings located at 1057 Dudley.
2. Ground Hog earth drill-CN FD 0d54010002
3. 1989 Cub Cadet 2072 mower-( P12A- SN783293)
4. Cub Cadet Snow Blower S/N 21-045-3158
5. Cub Cadet tiller attachment
6. 1985 John Deere 318 mower-(P115-SN 316287)
7. 1997 John Deere 455 Mower-(C5- SN M00455CO50848)

8. 1994 John Deere 455 Mower-(P3- SN M00455C021386)
9. Honda tree sprayer, trailer and tank (P24-5.5hp Honda Motor and 150 Gallon Tank)
10. John Deere 600 Five Wheel Cart-(P5- SN 2016102W768)
11. 8 pallets of bricks- Misc Color
12. Various lengths of used chain link fence fabric rolls
13. Various used tire chains for vehicles-Misc Sizes
14. 2000 feet of Chain Link Top Rail-Misc Lengths
15. 26 Used Gates- Misc Size and Style
16. 1- Dog sled drag
17. 2 Row Bottom Plow
18. Three Point Plow/Disc attachment
19. Three Point Hitch Rake
20. Three Point Hitch Rotary Mower
21. John Deere Sickle Mower-used
22. Truck Snow Plow
23. 37 Concrete Aggregate Flower Boxes
24. Pallet of 2X6 boards of various lengths
25. 2- 31 foot Iron Sign Poles
26. 3 PickupTruck Bumpers
27. John Deer Snow Plow-(SN-M00054X505155)
28. 29 Tires
  - a. Five- 9.00X20
  - b. Two-6X16SL Tractor Tires
  - c. One-8X16
  - d. Six- Misc Lawn Tractor Tires
  - e. Eight-245X75 R16
  - f. One-1300X24
  - g. One-1400X24
  - h. Four- LT245/75 R16
  - i. One- P225/70 R16
29. 50 Sheets of Corrugated Steel
30. 1988 Chevy S10 (V16- SN1GCCS14E8J8131568)
31. 1982 Short Box Chevy Pickup (V11-SN1FDNK74N7CVA06945)
32. 1988 Chevy Pickup Flat Bed w Tommy Lift NO MOTOR (V17-SN 1GBGC34K6JE164333)
33. Water Tank Trailer-4367
34. Skid Steer Snow Blower- unknown make/model
35. 2003 Yacht Club Snowmobile Trailer (CW12)
36. Concrete Mixer
37. Home Made Trailer
38. Generators and trailer Johnson Furnace-2330-00-141-8052
39. 1982 Ford Truck (SN1FDNK74N7CVA06945)
40. Hand Garden Tiller (SN-196129102)
41. PTO Seed Spreader
42. 2 -Stihl Chain Saws Model 026
43. Stihl Leaf Blower BG55-283179018
44. Stihl Leaf Blower BR320-c2b
45. Echo Leaf Blower PB1000
46. Husqvarna (SN135111)
47. Homelite Saw model XL98d
48. 2- Stihl Weed Eaters Model FS90
49. Stihl Pole Saw Model HT75
50. Garden Tractor Attachment- Harrow & Rake

51. Engine Hoist
52. 20 Sheets of Ribbed Metal Panels
53. Water Tank Skid with 5hp Pump & 300 Gallon Tank
54. 20 Street Lights
55. 30 Pieces of 110V Wire
56. 2 Fuel Pumps
57. Onan Generator (SN-H963571395)
58. 2- 200 Gallon Poly Tanks
59. Electrical Power Unit
60. Radiator
61. Single Phase AC Motor with Compressor Model # R74309
62. Box of Misc Electrical outlet covers
63. 3- Office Desk
64. 1991 Reznor Heater (SN-AQD31K6W17008)
65. 20 Fiber Rods
66. 25 Pieces of Plastic Conduit
67. 23 Pieces of Metal Conduit
68. 6" Stove Pipe
69. 8" Pipe T's
70. 2-Rolls of Ceramic Fiber for Furnace
71. Box of Rubber Overshoes
72. BIO Hazzard Suits
73. Box of Cold Weather Mask
74. Box of X-Large Mittens
75. 19 Wooden Lockers
76. 1978 F250 Ford Pickup (#4- SN-F26SRAJ2700)
77. 1983 Ford F250 Pickup (V7-SN-1FDHF27Y1DPA80992)

Dated this 19<sup>th</sup> day of March 2018.

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- c. Consideration to set a public hearing for April 2, 2018 for a Special Events License for the Loud American at the Sturgis Armory on April 5, 2018 for the Chamber Banquet.
- d. Consideration to set a public hearing for April 2, 2018 for a Special Events License for the Loud American at the Sturgis Armory on May 5, 2018 for a wedding reception.
- e. Consideration to set a public hearing for April 2, 2018 for a Special Events License for the Loud American at the Sturgis Armory on June 15, 2018 for the Meade Co Historical Society Social.
- f. Consideration of the 2017 Ambulance Annual Report.
- g. Consideration to set a public hearing for April 2, 2018 for the Verizon Small Cell Lease.

Motion by Bachand, second by Bradley and carried with all members present unanimously voting yes to approve the following claims:

**WAGES**– Ambulance \$21,895.96; Attorney \$3962.52; Auditorium \$193.57; Buildings \$1146.06; Cemetery \$2626.23; City Manager \$4484.79; Community Center \$10,708.42; Finance Office \$9143.14; Fire Department \$61.99; Human Resource \$7102.13; Library \$9276.65; Liquor \$5965.35; Mayor and Council \$3761.77; Parks \$10,792.95; Planning & Permitting \$8214.76; **GENERAL** – A&B Welding, \$143.51, supp; A&J Surplus, \$327.09, repair; American Motorcycle Assn, \$700.00, publ-rally; Avaya, \$25.55, util; Baseline Surveying, \$2250.00, prof fee; Black Hills Chemical, \$2839.39, supp; Black Hills Energy, \$1190.18, util; Black Hills

Occupational, \$68.75, prof fee; Black Hills Pioneer, \$861.82, publ; Black Hills Urgent Care, \$20.04, prof fee; Nathan Borg, \$113.43, supp; Buckle Tree, \$1554.72, supp; Buffalo Chip Campground, \$177.71, prof fee; Campbell Supply, \$452.22, repair; Caselle, \$1268.54, prof fee; Cash-Wa Distributing, \$119.94, repair; CBH Cooperative, \$19,191.78, supp; Century Business, \$284.49, supp; City of Sturgis Water Dept, \$1697.76, util; Coca Cola, \$118.02, supp; Culligan of the BH, \$57.50, supp; Double Star Computing, \$10,049.61, prof fee, minor equip; Ecolab Pest, \$214.08, maint; Epic Outdoor Advertising, \$1150.00, rental-rally; First Interstate Bank, \$7361.95, travel, supp; Nicolis Forbes, \$30.00, other; Gall's, \$256.61, supp; GOSCMA, \$150.00, travel; Grocery Mart, \$17.80, supp; Gloria Hawks, \$648.20, reimb cemetery ovrrpymt; Homeslice, \$17,840.00, publ-rally; Jacobs Auto Repair, \$89.00, repair; Jenner Equip, \$228.48, repair; Cody King, \$2500.00, rental-rally; Lynn's Dakotamart, \$95.26, supp; Marco Technologies, \$89.34, repair; Meade Co Auditor, \$4350.77, util; Montana Dakota Utilities, \$10,623.71, util; Motionsoft, \$450.00, prof fee; Nebraska Salt & Grain, \$4093.86, supp; Northern Hills Vet Clinic, \$675.93, prof fee; Online Solutions, \$5500.00, prof fee; O'Reilly Auto Parts, \$14.93, repair; Owens Interstate Sales, \$333.03, repair; Pitney Bowes, \$106.17, rent; Powerplan, \$158.99, repair; Print Mark-et, \$3649.39, publ; Purchase Power, \$500.00, supp; Rushmore Office, \$504.60, supp; Sanitation Products, \$968.52, repair; Billy Schlosser, \$30.00, other; SD City Management Assn, \$100.00, travel; SD Electrical Commission, \$50.00, repair; SD Municipal League, \$405.00, travel; SD Secretary of State, \$60.00, insur; Servall, \$753.61, supp; Shopko, \$149.37, supp; Sturgis Police Reserves, \$840.96, util benefit; Superior Sanitation, \$450.00, repair; Vast Business, \$2100.58, util; Katie Walker, \$2000.00, rental-rally; West Payment Center, \$166.00, prof fee; West River Electric, \$800.80, util.

**SPECIAL SALES TAX** – Black Hills Energy, \$665.59, util; Montana Dakota utilities, \$17.60, util; Vast Business, \$327.00, util.

**CAPITAL IMPROVEMENT** – Fennel Design, \$5694.00, improv; Iverson Construction, \$8703.34, improv; Kadrmas, Lee & Jackson, \$190.00, improv.

**TIF #11 SPM** – Fence Crafters, \$2275.00, other.

**LIQUOR** – Black Hills Chemical, \$81.33, supp; Cash-Wa Distributing, \$322.09, resale; Cask & Cork, \$396.00, resale; CBH Cooperative, \$27.21, supp; Century Business, \$2.66, supp; City of Sturgis Water Dept, \$295.50, util; Coca Cola, \$568.00, resale; Dakota's Best Distributing, \$102.60, resale; Double Star Computing, \$40.63, prof fee; Duhamel Broadcasting, \$2007.00, publ; Ecolab Pest, \$118.63, maint; Fat Boys, \$279.00, resale; First Interstate Bank, \$243.82, prof fee; Fisher Beverage, \$5538.04, resale; Johnson Western Wholesale, \$20,186.93, resale; Midco Business, \$85.00, util; Montana Dakota Utilities, \$370.46, util; Pepsi Cola, \$75.75, resale; Prairie Berry, \$885.00, resale; Print Mark-et, \$214.67, publ; Quality Brands of the BH, \$10,206.04, resale; Republic Beverage Co, \$24,358.75, resale; Rushmore Office, \$437.92, supp; Servall, \$174.07, supp; Shopko, \$10.00, repair; Sothern Glazier's of SD, \$2593.56, resale; Vast Business, \$287.50, util.

**WATER** – Black Hills Energy, \$780.63, util; Black Hills Occupational, \$98.75, prof fee; Black Hills Urgent Care, \$20.04, prof fee; Buckle Tree, \$430.36, supp; Campbell Supply, \$41.28, repair; Caselle, \$278.46, prof fee; CBH Cooperative, \$659.42, supp; Century Business, \$15.11, supp; City of Sturgis Water Dept, \$126.52, util; Core & Main, \$19,435.62, prof fee; Double Star Computing, \$134.38, prof fee; Grocery Mart, \$26.28, supp; Jenner Equip, \$19.65, repair; Lynn's Dakotamart, \$25.76, supp; Montana Dakota Utilities, \$444.79, util; Online Solutions, \$5500.00, prof fee; Owens Interstate Sales, \$325.73, repair; Powerplan, \$22.49, repair; Print Mark-et, \$214.67, publ; SD Municipal League, \$27.00, travel; Servall, \$11.86, repair; Vast Business, \$140.32, util.

**WASTEWATER** – Black Hills Occupational, \$13.75, prof fee; Black Hills Urgent Care, \$4.01, prof fee; Buckle Tree, \$700.68, supp; CBH Cooperative, \$87.89, supp; City of Sturgis Water Dept, \$20.86, util; Double Star Computing, \$134.38, prof fee; Kieffer Sanitation, \$95.00, supp; Montana Dakota Utilities, \$57.12, util; Online Solutions, \$5500.00, prof fee; Print Mark-et, \$214.67, publ.

**SANITARY SERVICE** – Black Hills Energy, \$12.00, util; Black Hills Occupational, \$153.75, prof fee; Black Hills Urgent Care, \$36.07, prof fee; Buckle Tree, \$1197.11, supp; Campbell Supply, \$89.36, supp; CBH Cooperative, \$2784.92, supp; Century Business, \$318.78, prof fee; City of Belle Fourche, \$15,668.85, other; Double Star Computing, \$134.38, prof fee; Eddies Truck Sales, \$15.53, repair; First Interstate Bank, \$510.00, repair; Godfrey Brake Service, \$602.45, repair; Lynn’s Dakotamart, \$10.67, supp; Owens Interstate Sales, \$64.44, repair; Powerplan, \$100.81, supp; Print Mark-et, \$214.67, publ.

**AMBULANCE** – A&B Welding, \$374.03, supp; CBH Cooperative, \$1698.15, supp; City of Sturgis Water Dept, \$80.69, util; Coca Cola, \$30.02, supp; Double Star Computing, \$780.85, prof fee; Ecolab Pest, \$39.56, supp; First Interstate Bank, \$1770.82, supp; Henry Schein, \$216.45, supp; Humana Health Care, \$291.09, ambul; Image Trend, \$501.00, supp; Kreislers, \$1596.00, supp; Lynn’s Dakotamart, \$36.47, Montana Dakota Utilities, \$405.43, util; Print Mark-et, \$214.67, publ; Rapid City Regional Hospital, \$246.45, supp; Rushmore Office, \$54.98, supp; SD Division of Motor Vehicles, \$17.00, other; Vast Business, \$210.42, util. Police \$41,726.93; Rally \$7361.37; Recreation \$3619.39; Sanitary Service \$15,045.23; Special Sales Tax \$1923.08; Streets \$12,826.64; Wastewater \$8544.04; Water \$13,959.01; Federal Withholding \$16,263.24; FICA \$14,618.21.

Motion by Martinson, second by Crane and carried with Carstensen, Anderson, Bachand, Crane, Keszler, Martinson, Peterson and Waterland voting yes, Bradley abstaining, to approve a transfer of location for the Malt Beverage License owned by 1337 Main Street (aka Hot Leathers) from 1337 Main Street to 1073 Main Street.

Motion by Waterland, second by Anderson and carried with Carstensen, Anderson, Bachand, Crane, Keszler, Martinson, Peterson and Waterland voting yes, Bradley abstaining, to approve a Special Events License for the American Legion at the City Auditorium for a wedding reception on 4/21/2018.

Motion by Waterland, second by Peterson and carried with Carstensen, Anderson, Bradley, Keszler, Martinson, Peterson and Waterland voting yes, Bachand and Crane voting no, to approve a Use on Review for a home daycare for Theresa Jaramillo at 2537 Meadows Drive with the stipulation that a fence is installed.

Connie Meyer, owner of property on Main Street, stated her objections of having the Supermoto. Motion by Anderson, second by Martinson and carried with Carstensen, Anderson, Crane, Keszler, Martinson, Peterson and Waterland voting yes, Bachand voting no, Bradley abstaining, to approve Resolution 2018-20 - Use of City Property, Street Closure and Open Container Boundary for the 2018 Supermoto on Sept 7-8, 2018.

**RESOLUTION 2018-20**  
**RESOLUTION TO AUTHORIZE STREET CLOSURE AND OPEN CONTAINER**  
**OF MAIN STREET CORRIDOR FOR FREE ADMISSION EVENT**  
**STURGIS SUPERMOTO RACE ENTERTAINMENT AND EVENTS**

WHEREAS, the Sturgis Supermoto Race will be held in the City of Sturgis, September 7, 2018 through September 8, 2018; and

WHEREAS, beginning on the afternoon of Friday, September 7 through all day Saturday the City of Sturgis Rally and Events Department has scheduled no-admission special events and racing to be presented on Main and other streets in Downtown Sturgis; and

WHEREAS, it is planned to construct the race track by city staff. Streets will be closed on Friday, September 7<sup>th</sup> at 2:00am; and

WHEREAS, it is in the public interest to provide a safe venue for this no-admission special events to host the many tourists that are expected to attend; and

WHEREAS, the public events that are held on this property enhance visitors' experience and lead to additional sales tax generated, sponsor and lease revenue; and

NOW, THEREFORE, BE IT RESOLVED, The Police Department will be authorized to tow vehicles within the street closure area, starting September 7, 2018 at 2:00 am; and

NOW, THEREFORE, BE IT RESOLVED that to accommodate the safe presentation of providing this special event, A street closure for the following area will take place on Main Street from the eastern curb of 1<sup>st</sup> Street to the eastern curb of 4<sup>th</sup> Street and 1<sup>st</sup> Street from the southern curb on Main Street to Lazelle Street, and Harley-Davidson Way from the northern most curb of the alley between Main and Sherman Streets to Lazelle Street and 3<sup>rd</sup> Street from northern curb of Sherman Street to the southern curb of the alley between Main and Lazelle Streets, beginning on Friday, September 7<sup>th</sup> at 2:00 am. The alleyways on 3<sup>rd</sup> Street would remain open for vehicular traffic. All areas would open by 12:00 midnight on Saturday, September 8<sup>th</sup>.

NOW, THEREFORE, BE IT RESOLVED as set forth herein that the City of Sturgis shall establish an alcoholic beverage open container area on September 7, 2018 from 4:00 pm to 10:00 pm and on September 8, 2018 from 10:00 am to 10:00 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 Mustang Rally, Inc. and available for purchase from designated on-sale licensees, on that public property open to the public, within area bounded as follows:

- a. on the west, 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
- b. on the south, by the north edge of the Sherman Street Right of Way between 4th Street and Middle Street, and
- c. 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 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
- d. included in this Open Container area are the designated cross walks at the intersections of Main Street and Junction, Main Street and Middle Street, Lazelle Street and Junction, 1st Street, Harley Davidson Way and 3rd Street as they cross Lazelle Street, and also including 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 19th day of March, 2018.

Published: 03/27/2018

Effective: 04/17/2018

Tracy Konst, applicant for the zoning amendment, was present to discuss with the Council his plans for the proposed property for the zoning change. Mr. Konst is proposing a small sanitation business at the site, which would include portable toilets. Mr. Konst said that all rules and regulations would be followed and the toilets and property would be maintained properly.

Roxie and Jack Houston, Wade Huntington, Jason Wilkins and Palmer Dahl stated their concerns and opposition to this zoning change, due to the type of business that is being proposed for the property. Their concerns were the smells coming from the business and the truck traffic. Future development of these properties was discussed and what kind of industrial businesses could come in.

Motion by Waterland, second by Anderson and the motion failed due to not having a 2/3 yes vote of the Common Council. Anderson, Waterland, Martinson, Carstensen, and Bradley voting yes and Crane, Peterson, Keszler and Bachand voting no to approve a zoning amendment from Highway Service to General Industrial for Tracy Konst, Walter Wiedmann, DTR Enterprises Inc, and Sturgis Sportscenter LLC at 2470, 2800 and 2810 Raccoon Road and 2879 and 2885 Vanocker Canyon Road.

Motion by Bradley, second by Anderson and carried with Carstensen, Anderson, Bradley, Crane, Keszler, Martinson, Peterson and Waterland voting yes, Mike voting no, to approve second reading of Ordinance 2018-03 – Supplement to Annual Appropriations.

**ORDINANCE 2018-03**  
**AN ORDINANCE AMENDING ORDINANCE NO. 2017-09**  
**ANNUAL APPROPRIATIONS FOR THE YEAR 2018**  
**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 2017-09 is amended so that the following amounts are hereby appropriated to meet the obligation of the municipality for the year 2018.

**General Fund 101**

**Sponsorship**

4198-4240 – Rental/Leases	\$360,000
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Adopted this 19<sup>th</sup> day of March, 2018.

First reading: 03-05-2018

Second reading: 03-19-2018

Adopted: 03-19-2018

Published: 03-27-2018

Effective: 04-17-2018

Motion by Bachand, second by Crane and carried with all members present unanimously voting yes to approve Resolution 2018-18 – Intent of Annexation – Old Stone Road.

**RESOLUTION 2018-18  
RESOLUTION OF INTENT TO ANNEX CONTIGUOUS PROPERTY  
ACCESSED BY OLD STONE ROAD**

**WHEREAS**, the Common Council of the City of Sturgis has statutory authority conducted a study pursuant to SDCL 9-4-1.1 prior to holding the public hearing required as part of a City-initiated annexation of property, and

**WHEREAS**, the City Attorney has completed the Annexation Study required by that law, and

**WHEREAS** that study is focused upon the platted property contiguous to a portion of the present boundary of the City of Sturgis, all contained within Section 15, Township 5 North and Range 5 East, Meade County, South Dakota, and

**WHEREAS** that subject is currently provided vehicle access by Old Stone Road, and

**WHEREAS** that subject property is within the area where the growth of the City can be accommodated to provide for the orderly growth and development of the City; and

**WHEREAS**, a map of the area subject to this Resolution is attached as Exhibit A and incorporated herein by this reference.

**NOW, THEREFORE, BE IT RESOLVED** the Common Council for the City of Sturgis hereby declares an Intent to Annex the following contiguous territory:

1. The territory subject to this Resolution of Annexation consists of platted non-agricultural territory as defined at SDCL 9-4-5 and 10-6-31, described as follows:

Description:

- Lots 1-19, including South 20 ft. of Lot 28, all of Lots 29-40 less ROW, Equalization parcel No: **11.65.01**, consisting of approximately 7.01 acres.
- Lots 20-27, including the North 40 ft. of Lot 28 in Lot A of Lot 3, Equalization parcel No: **11.65.02**, consisting of approximately 1.8 acres.
- Lot 2, South 20 ft. of Lot 28, all of Lots 29-40 less ROW, Equalization parcel No: **11.15.12**, consisting of approximately 1.6 acres.

All located within the of the Southeast Quarter (SE ¼) of Section 15, Township 5 North, Range 5 East of the Black Hills Meridian, Meade County, South Dakota.

2. That ample and suitable resources exist to accommodate the orderly growth and development of the described contiguous territory as evidenced by the City's current provision of many of the City services to the area and consistent with the Annexation Study.
3. That there is reasonable present and demonstrated future need for annexing this contiguous territory, an area of approximately 10.41 acres, in accordance with the Annexation Study.
4. That population and census data indicate that the City has and may experience growth or development beyond its present boundaries.

5. That exclusions or irregularities in municipal boundary lines are not the result of arbitrariness but are based upon existing geographical features, physical barriers, existing property boundaries, existing occupancies and uses, and existing city boundaries
6. That there exists a community of interest between the contiguous territory as described above and the City of Sturgis.

**NOW, THEREFORE BE IT RESOLVED** that as a result of this Resolution of Intent, The City of Sturgis has completed the first step to change the corporate limits of the City of Sturgis so that may be extended to include the above described property.

**DATED** this 19<sup>th</sup> day of March, 2018.

Published: 03-27-2018

Effective: 04-17-2018

Finance Officer Fay Bueno presented to the Council the 2017 Financial Annual Report. Motion by Martinson, second by Peterson and carried with all members present unanimously voting yes to approve the 2017 Financial Annual Report.

Motion by Waterland, second by Bachand and carried with Carstensen, Anderson, Bachand, Crane, Keszler, Martinson, Peterson and Waterland voting yes, Bradley abstaining, to approve Resolution 2018-21 – Road Closure for the 2018 Rally.

**RESOLUTION 2018 -21  
RESOLUTION AUTHORIZING CLOSURE OF STREETS  
FOR ANNUAL STURGIS® MOTORCYCLE RALLY™**

WHEREAS the Sturgis® Motorcycle Rally™ will be held in the City of Sturgis, Friday, August 3, 2018 through Sunday, August 12, 2018; and

WHEREAS due to the large number of motorcyclists in Sturgis, South Dakota, during this time, it would be in the best interest for the City of Sturgis and its citizens that a portion of Main Street in the City of Sturgis be designated for motorcycle traffic only during this time and that parking restrictions be placed in effect adjacent to the Main Street area; and

**NOW, THEREFORE, BE IT RESOLVED:** That Main Street in the City of Sturgis, from its intersection with Middle Street to its intersection with Fourth Street shall be closed to all traffic with the exception of motorcycle traffic as specified in herein during a time period from 2 a.m. on Friday, August 3, 2018 to 2 a.m. on Sunday, August 12, 2018, and for such additional time if deemed necessary by the Chief of Police of the City of Sturgis. The City Council of the City of Sturgis does hereby determine that it is necessary to close Main Street during the above time, in order to provide orderly traffic control and to ensure the safety of the citizens of the City of Sturgis and their guests during the 78<sup>th</sup> Sturgis® Motorcycle Rally™. Only motorcycles, including two-wheel and three-wheel motorcycles shall be allowed on Main Street during the above time period with the exception of maintenance vehicles, law enforcement vehicles, and fire protection vehicles. Bicycles, skateboards, scooters, roller blades, and other similar conveyances shall not be allowed to use that portion of Main Street described during the above time period, as the presence of bicycles, skateboards, scooters, roller blades, and other similar conveyances present a safety hazard.

BE IT FURTHER RESOLVED that Harley-Davidson Way from Sherman Street to the Lazelle Street will be open to vehicular traffic. Harley-Davidson Way from Sherman Street north to the alley will be open to vehicle and motorcycle parking. Harley-Davidson Way from the Sherman Street alley to the Lazelle Street will be shut down on Friday, August 3, 2018 at 2:30 p.m. for opening ceremonies and no parking will be allowed on either side of the roadway from 2:00 a.m. Friday, August 3, 2018 until 5:00 p.m. when it will be open to motorcycle parking on the sides of the street only except for that portion of Harley-Davidson Way in front of Rally Point will not be open to any parking. The portion of Harley-Davidson Way from Main Street North to the alley will be closed down from 3:00 p.m. until 10:00 p.m. on Saturday, August 11, 2018 for closing ceremonies. No parking will be enforced between Main Street and the Alley to the north from 2:00 a.m. Saturday, August 11<sup>th</sup> until 10:00 p.m. on the same day. The portion of Harley-Davidson Way from Sherman Street to the alley on the west side of the street will be designated “Handicapped Parking”. Bicycles, skateboards, scooters, roller blades and other similar conveyances shall not be allowed to use that portion of Harley-Davidson Way described during the above time period, as the presence of bicycles, skateboards, scooters, roller blades and other similar conveyances present a safety hazard.

BE IT FURTHER RESOLVED a portion of First Street and Third Street from Sherman Street to the alley will be open to vehicular traffic. From the alley north to Main Street and from Main Street to Lazelle Street will be closed to all traffic with the exception of motorcycle traffic from 2 a.m. on Friday, August 3, 2018 to 2 a.m. on Sunday, August 12, 2018, and for motorcycle parking. **A 12-foot fire lane for emergency vehicles shall be maintained throughout the closed area.** Bicycles, skateboards, scooters, roller blades and other similar conveyances shall not be allowed to use that portion of Third Street described during the above time period, as the presence of bicycles, skateboards, scooters, roller blades and other similar conveyances present a safety hazard.

BE IT FURTHER RESOLVED that a portion of Fourth Street from Main Street north to the alley will remain open to through traffic. Parking will be restricted to motorcycles only in this area during the time period from 2 a.m. on Friday, August 3, 2018 to 2 a.m. on Sunday, August 12, 2018, and for such additional time if deemed necessary. Bicycles, skateboards, scooters, roller blades and other similar conveyances shall not be allowed to use that portion of Fourth Street described during the above time period, as the presence of bicycles, skateboards, scooters, roller blades and other similar conveyances present a safety hazard.

BE IT FURTHER RESOLVED that a portion of Main Street, between Fourth Street and Fifth Street shall be restricted to through vehicle and motorcycle traffic and allowing motorcycle only parking on the north and south side of the street during the time period from 2 a.m. on Friday, August 3, 2018 to 2 a.m. on Sunday, August 12, 2018, and for such additional time if deemed necessary.

BE IT FURTHER RESOLVED the portion of the west bound lane of Main Street exiting out onto Lazelle Street shall be closed. Eastbound traffic from Lazelle onto Main will remain open. Two-way traffic on the portion of Main Street from 11<sup>th</sup> Street to Lazelle will stay open for traffic to enter the businesses along this portion of Main Street. Parking along this section of Main Street shall be restricted to Motorcycle only on the south side of Main Street which fronts the business property at 2120 Main Street. Bicycles, skateboards, scooters, roller blades and other similar conveyances shall not be allowed to use that portion of Main Street as the presence of bicycles, skateboards, scooters, roller blades and other similar conveyances present a safety hazard.

BE IT FURTHER RESOLVED that a portion of Main Street, between Junction and Middle Street shall be restricted to motorcycle traffic and allowing motorcycle only parking during the time period from 2 a.m. on Friday, August 3, 2018 to 2 a.m. on Sunday, August 12, 2018, and for such additional time if deemed necessary. There will not be designated parking in front of the residential property on this portion of Main Street.

BE IT FURTHER RESOLVED that portion of Main Street between Middle Street and the eastern property line of the Vets Club, except where fronted by residential property on both sides of the street be designated motorcycle parking only.

BE IT FURTHER RESOLVED a portion of Fifth Street from Lazelle Street to the Sturgis Community Center is closed to normal traffic for rally display purposes for the time period from 2 a.m. on Thursday, August 3, 2018 to 2 a.m. on Sunday, August 12, 2018, and for such additional time if deemed necessary. **That a 12-foot fire lane for emergency vehicles shall be maintained throughout the closed area.**

BE IT FURTHER RESOLVED that Kinship Street and Williams Street will remain open to through traffic. Parking will be restricted to motorcycle only on the west side of Kinship and south side of Williams on the portion of street adjacent to the Community Center property during the time period from 2 a.m. on Friday, August 3, 2018 to 2 a.m. on Sunday, August 12, 2018, and for such additional time if deemed necessary. Bicycles, skateboards, scooters, roller blades and other similar conveyances shall not be allowed to use that portion of street described during the above time period, as the presence of bicycles, skateboards, scooters, roller blades and other similar conveyances present a safety hazard.

BE IT FURTHER RESOLVED that parking on the either side of Sherman Street from Junction Avenue to Fifth Street, shall be designated no trucks during the time period from 2 a.m. on Friday, August 3, 2018 to 2 a.m. on Sunday, August 12, 2018, and for such additional time if deemed necessary.

BE IT FURTHER RESOLVED that a portion of Sherman Street from Third Street to Fourth Street and a portion of Middle Street from Sherman Street alley and Main Street shall be designated for public transit use only during the time period from 2 a.m. on Friday, August 3, 2018 to 2 a.m. on Sunday, August 12, 2018, and for such additional time if deemed necessary.

BE IT FURTHER RESOLVED that parking on the North side of Sherman Street a portion between Fourth Street to Fifth Street (Meade County Courthouse) and on the South side of Sherman Street from Third Street to Fourth Street (Meade County Offices) shall be designated as 20 minute parking during the time period from 2 a.m. on Friday, August 3, 2018 to 2 a.m. on Sunday, August 12, 2018, and for such additional time if deemed necessary.

BE IT FURTHER RESOLVED that while four-wheel vehicular traffic is allowed in the street alleys mentioned above, no parking is allowed in the alleyways except for strict adherence to loading and unloading vehicles as set forth in Ordinance 2001-23 Chapter 16.05.07 (12) of the Sturgis City Ordinances.

Dated this 19<sup>th</sup> day of March, 2018.

Published: 03-27-2018  
Effective: 04-17-2018

Any other business:

None

Motion by Crane, second by Martinson and carried with all members present unanimously voting yes to go into executive session for one legal case, one contract and one personnel at 9:29 pm.

Motion by Bradley, second by Keszler to return to regular session at 9:48 pm.

Motion by Waterland, seconded by Crane and carried with all members present unanimously voting yes to adjourn the meeting at 9:49 pm.

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

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

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