

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, April 16, 2018 at the Erskine Building. Present: Mayor Mark Carstensen, Alderpersons 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: Jason Anderson.

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

Motion by Waterland, second by Keszler and carried with all members present unanimously voting yes to go into executive session for one legal case, one contract and one personnel at 6:00 pm.

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

Mayor Mark Carstensen led everyone in the Pledge of Allegiance.

Informational Reports:

- Planning Commission – 4/3/18 minutes
- Library Board – 3/28/18 minutes

Announcements:

- Councilor Waterland accepted the 2017 Award of Excellence from DENR for the City's Wastewater lagoons.
- Mayor Carstensen proclaimed May 20-26 as Emergency Medical Services Week.
- Clean-up week will be April 30 through May 4th.
- There will be a meeting April 18th from 4-6 at the Community Center for the Bike Trail project. On April 19th, from 5-7 at the Community Center for the Bike Park project.
- The Boy Scout Pack 109 attended the Council meeting.

City Manager Ainslie reported:

- a. The sales tax update for General Sales Tax and Capital Improvement Tax for February collected in March was down 4.8% month over month and down 20% year over year. The Gross Receipts Tax (triple B) was down 17.5% month over month and down 10.8% year over year.
- b. The budget numbers for the end of the 1st quarter are as follows: General Fund is at 28.1%; triple B 14.8%; Capital Improvement 59.3%; Water 22.5%; Wastewater 17%; Sanitation 16.6%.
- c. Payroll Changes – within budget:
 1. Ambulance Dept – EMT-B – Courtney Venard - \$12.00 (off orientation).
 2. Liquor Store – Sales Clark – Bailey Smith - \$10.00 part-time.
 3. Recreation Dept –Camp Coach – Carsey Clement – volunteer, no wage.
 4. Police Dept – Police Reserves – Corey Dressler – volunteer, no wage.

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

- a. Consideration of minutes from the April 2, 2018 regular council meeting.

- b. Consideration of second reading of Ordinance 2018-04 – Title 19 - Subdivision of Land – Sewers.

ORDINANCE 2018-04
AN ORDINANCE AMENDING TITLE 19 – SUBDIVISION OF LAND

BE IT ORDAINED by the Common Council of the City of Sturgis, Meade County, South Dakota that Title 19 – Subdivision of Land – Chapter 19.05 – Required Improvements – Section 19.05.05 – Sewers to be amended to read as follows:

TITLE 19.05.05
SEWERS

Any subdivision within the City shall have a wastewater collection system and shall be connected to the City’s sewer system. The wastewater collection system and connection shall be provided at the expense of the owner and upon completion and acceptance of the system by the City, shall become the property of the City. Once the system has become the property of the City, the City shall be responsible for maintenance of the system. Any wastewater collection system shall be designed to provide for orderly expansion into surrounding areas. All wastewater collection lines shall be constructed in a publicly dedicated right-of-way or within a recorded perpetual utility easement, unless otherwise approved by the City Council.

The design and specifications of the sanitary sewer collection system shall meet all adopted specifications. The design and specifications of the sanitary sewer collection system shall be subject to the approval of the City Development Director / Building Official Public Works Director, the City Council and the SD DENR.

Adopted this 16th day of April, 2018.

First reading: 04-02-2018
Second reading: 04-16-2018
Adopted: 04-16-2018
Published: 04-24-2018
Effective: 05-15-2018

- c. Consideration of second reading of Ordinance 2018-05 – Title 20 – Tax - Capital Improvement & Equipment Replacement Funds.

ORDINANCE 2018-05
AN ORDINANCE AMENDING TITLE 20 - TAX

BE IT ORDAINED by the Common Council of the City of Sturgis, Meade County, South Dakota that Title 20 – Tax – Chapter 20.02 – Municipal Sales and Service Tax and Use Tax – Section 20.02.03 – Capital Improvement and Equipment Replacement Funds to be amended to read as follows:

TITLE 20.02.03
CAPITAL IMPROVEMENT AND EQUIPMENT REPLACEMENT FUNDS

At least forty percent (40%) of the tax levied under this Title pursuant to Section 20.02.01 and 20.02.02, shall be used only for capital improvements, public improvement repairs, land acquisition, debt reduction, increase committed Fund Balance (reserve accumulation) and/or the

purchase of machinery and equipment. This revenue shall be accounted for in separate funds as established in the annual budget.

Adopted this 16th day of April, 2018.

First reading: 04-02-2018

Second reading: 04-16-2018

Adopted: 04-16-2018

Published: 04-24-2018

Effective: 05-15-2018

- d. Consideration to vacate a section line – Dolan Creek LLC. The following is the legal description of the section line to be vacated: A Portion of Section Line R.O.W. being 66' (feet) in width from the Quarter Corner East to the Sixteenth Corner and previously Vacated Section Line R.O.W. as recorded in Book 848 at Page 74. Located along the section line common to Section 8 and Section 17, Township 5 North, Range 5 East, Black Hills Meridian, Meade County, South Dakota.

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

WAGES – Ambulance \$24,036.56; Attorney \$3963.03; Auditorium \$189.76; Buildings \$1142.25; Cemetery \$2531.30; City Manager \$4485.30; Community Center \$11,116.64; Finance Office \$9127.75; Fire Department \$69.40; Human Resource \$7014.95; Library \$9230.86; Liquor \$6188.95; Mayor and Council \$3761.77; Parks \$11,065.89; Planning & Permitting \$8208.69; Police \$39,746.21; Rally \$7341.18; Recreation \$2817.18; Sanitary Service \$15,087.08; Special Sales Tax \$1923.08; Streets \$12,409.95; Wastewater \$8438.14; Water \$14,119.60; Federal Withholding \$16,237.76; FICA \$14,680.61.

GENERAL – A&B Welding, \$230.15, sup; A&J Surplus, \$546.65, sup; Adams-ISC, \$443.20, rep; American Motorcycle Assn, \$2,935.00, sup; Axon, \$6,455.55, equip; Bear Butte Valley Water, \$122.05, util; Black Hills & Badlands Tourism Assn, \$350.00, pub; Black Hills Chemical, \$1,496.44, sup; Black Hills Energy, \$25,177.85, util; Black Hills Occupational Medicine, \$60.00, prof fee; Black Hills Pioneer, \$807.93, pub; Blackhills.com, \$100.00, rep; Butte Electric, \$515.91, util; Campbell Supply, \$279.87, rep; Cash-Wa Distributing, \$201.88, resale; CBH, \$8,295.14, sup; Century Business Products, \$253.27, sup; City of Sturgis Water Dept, \$1,783.96, util; Coca Cola, \$141.54, sup; Creative Product Sourcing, \$1,986.92, other; Culligan of the Black Hills, \$64.00, sup; Dakota Extinguisher & Safety, \$210.00, rep; Dakota Hardware, \$200.23, sup; Dakota Supply Group, \$4,047.01, rep; Dave's Heating & Lock Service, \$21.00, sup; Digital Throttle, \$1,000.00, pub; Ecolab Pest Eliminator, \$783.50, rep; Epic Outdoor Advertising, \$1,150.00, rent; Fastenal Co, \$33.48, sup; First Interstate MasterCard, \$5,565.17, sup; Flags USA, \$1,129.00, sup; Freeman's Electric, \$200.00, rep; Gall's, \$88.14, sup; Grocery Mart, \$85.02, sup; Ken Grosch, \$30.00, other; Harvey's Lock Shop, \$50.49, sup; Holiday Inn Express, \$121.99, travel; Homeslice Media Group, \$13,731.44, pub; Inland Truck Parts, \$20.97, rep; Jenner Equipment, \$64.92, rep; KT Connections, \$1,082.80, prof fee; Lawson Products, \$96.10, sup; Lynn's Dakotamart, \$145.47, sup; Marco Technologies, \$162.61, rep; McLeod's Printing & Office Supply, \$238.78, sup; Meade County Auditor, \$14,124.17, other; Michael Todd & Co, \$462.31, rep; Miracle Recreation Equip, \$235.00, rep; MDU, \$8,235.58, util; Northern Hills Vet Clinic, \$1,087.63, prof fee; O'Reilly Auto Parts, \$284.05, rep; Owens Interstate Sales, \$541.79, sup; Park Avenue Car Wash, \$43.80, sup; Pitney Bowes, \$345.48, rent; Powerplan, \$124.08, rep; Print Mark-et, \$1,193.35, pub; Public Safety Equipment, \$97.50, sup; Rapid City Journal, \$60.30, pub; Rushmore Office Supply, \$770.04, sup; Lance Scherer, \$30.00, travel; Scott Peterson

Motors, \$38.45, sup; SD Arborist Assn, \$462.00, travel; SD Dept of Revenue, \$638.35, other; SD Public Assurance Alliance, \$299.15, ins; Servall Towel & Linen, \$774.63, rep; Shopko Stores Operating, \$167.00, rep; Jeanie Shyne, \$500.00, ins; Sturgis Motorsports, \$143.93, sup; Sturgis NAPA, \$867.68, rep; Tom's T's, \$393.20, sup; Town-n-Country Plumbing, \$347.31, rep; Traffic Control Corp, \$100.00, rep; Transource Truck & Equip, \$134.71, rep; Twilight First Aid & Safety, \$123.11, sup; VAST Business, \$256.66, util; West Payment Center, \$166.00, prof fee; West River Electric, \$799.42, util; Western Stationers, \$2,000.00, equip; Whisler Bearing, \$384.57, rep; Zylstra Towing, \$82.50, rep.

SPECIAL SALES TAX – Black Hills Energy, \$543.53; MDU, \$17.06; VAST, \$327.00.

CAPITAL IMPROVEMENT – Albright Construction, \$175,450.00; Campbell Supply, \$697.79; Dakota Hardware, \$176.54; Fennell Design, \$2,366.96; Iverson Construction, \$28,956.81; Kadrmas, Lee & Jackson, \$1,960.00; Pete Lien & Sons, \$2,892.58; Summit Signs & Supply, \$22.00; Town-n-Country Plumbing, \$105.10; Wilen Masonry, \$24,981.70.

LIQUOR – Black Hills Chemical, \$105.53, sup; Black Hills energy, \$3,404.13, util; Cash-Wa Distributing, \$688.09, resale; Cask & Cork, \$429.00, resale; CBH, \$20.44, sup; Century Business Products, \$2.59, sup; City of Sturgis Water, \$295.50, util; Coca Cola, \$544.50, resale; Dakota Hardware, \$2.79, sup; Dakota's Best Distributing, \$152.45, resale; Duhamel Broadcasting, \$2,549.00, pub; Ecolab Pest Eliminator, \$118.63, rep; First Interstate MasterCard, \$567.53, rep; Fisher Beverage, \$8,575.02, resale; Johnson Western Wholesale, \$14,557.54, resale; KT Connections, \$98.44, prof fee; Lowe Roofing, \$225.00, rep; LPA Retail Systems, \$1,250.00, resale; Lynn's Dakotamart, \$73.53, sup; M&B Enterprises, \$101.30, resale; Midco Business, \$85.00, util; MDU, \$421.63, util; Pepsi Cola, \$90.00, resale; Prairie Berry, \$762.00, resale; Print Mark-et, \$70.20, pub; Quality Brands of the Black Hills, \$9,200.69, resale; Republic Beverage Co, \$29,390.09, resale; Rushmore Office Supply, \$224.31, sup; SD Dept of Revenue, \$2.81, sup; SD Licensed Beverage Dealers & Gaming, \$100.00, sup; Servall, \$174.07, sup; Southern Glazer's of SD, \$2,537.48, resale.

WATER – Black Hills Energy, \$46.20, util; Black Hills Pioneer, \$170.01, pub; Butte Electric, \$183.60, util; Campbell Supply, \$42.32, rep; CBH, \$585.71, sup; Century Business Products, \$16.74, sup; Chirs Supply, \$43.50, rep; City of Sturgis Water, \$121.48, util; Core & Main, \$4,383.84, sup; Dakota Extinguisher & Safety, \$522.00, sup; Ecolab Pest Eliminator, \$66.52, rep; First Interstate Bank Mastercard, \$6.99, sup; Grocery Mart, \$60.18, sup; Hawkins, \$986.70, sup; KT Connections, \$98.44, prof fees; Midcontinent Testing, Lab, \$161.00, prof fee; MDU, \$331.23, util; Owens Interstate Sales, \$235.63, rep; Print Mark-et, \$70.20, pub; Rushmore Office Supply, \$84.93, sup; SD Dept of Revenue, \$57.33, sup; Servall, \$11.86, rep; Sturgis NAPA, \$18.70, sup.

WASTEWATER – Campbell Supply, \$30.69, sup; CBH, \$18.00, sup; City of Sturgis Water, \$20.86, util; KT Connections, \$98.44, prof fee; Kieffer Sanitation, \$95.00, sup; MDU, \$51.05, util; Print Mark-et, \$70.20, pub; SD Dept of Revenue, \$104.54, sup; Sturgis NAPA, \$35.34, sup; Twilight First Aid & Safety, \$69.76, sup.

SANITATION – A&J Surplus, \$124.64, sup; butler Machinery, \$384.00, sup; Campbell Supply, \$22.51, sup; CBH, \$2,877.97, sup; City of Belle Fourche, \$19,192.47, other; Fastenal Co., \$33.49, sup; First Interstate Bank MasterCard, \$89.81, rep; KT Connections, \$98.44, prof fee; Lawson products, \$96.11, sup; Lynn's Dakotamart, \$43.44, sup; Owen's Interstate Sales, \$202.85, rep; Powerplan, \$605.74, rep; Print Mark-et, \$70.20, pub; Rushmore Office Supply, \$30.95, sup; SD Dept of revenue, \$321.03, sup; SDSWMA, \$260.00, travel; Sturgis NAPA, \$717.13, rep; Summit Signs & Supply, \$175.00, sup.

AMBULANCE – A&B Welding, \$95.00, sup; Arrow International, \$677.68, sup; Campbell Supply, \$16.97, sup; CBH, \$1,337.22, sup; City of Sturgis Water, \$78.17, util; Coca cola, \$40.54, sup; Danielle Dunn, \$75.00, sup; First Interstate Bank MasterCard, \$2,341.24, travel; Henry Schein, \$825.22, sup; Hersrud Co., \$2,421.15, rep; Jones & Bartlett Learning, \$2,189.62, sup; KT Connections, \$98.44, prof fee; Lynn's Dakotamart, \$30.04, sup; MDU, \$234.60, util; Physio-

Control, \$417.84, rep; Print Mark-et, \$70.20, pub; Rushmore Office Supply, \$37.40, sup; Scott Peterson Motors, \$760.15, rep; Sturgis NAPA, \$47.81, rep; Weimer's Diner & Donuts, \$23.40, sup.

Motion by Waterland, second by Bachand and carried with all members present unanimously voting yes to approve a variance request for JBB Ventures dba Indian Motorcycle for a 5' rear setback at 2130 Main St to install a storage shed.

Motion by Crane, second by Keszler and carried with all members present unanimously voting yes to approve Resolution 2018-24 – Street Closure and Route Approval for the 2018 DAM 5K run on May 12, 2018.

**RESOLUTION 2018 -24
RESOLUTION TO AUTHORIZE STREET CLOSURE
FOR THE 2018 DAM 5K RUN**

WHEREAS, the 2018 DAM 5K run will be held in the City of Sturgis, May 12, 2018; and

WHEREAS, beginning on Saturday, May 12 at 7:00 a.m. to 12:00 noon, 3rd Street from Main Street to Lazelle Street will be closed, the alleys to remain open.

WHEREAS, it is in the public interest to provide a safe venue for this special event.

WHEREAS, the public event to be held will enhance visitors' experience and lead to additional sales tax generated revenue, and

WHEREAS, The Police Department will be authorized to tow vehicles within the street closure area, starting Saturday, May 12 at 2:00 a.m.

NOW, THEREFORE, BE IT RESOLVED that to accommodate the safe presentation of providing this special event, beginning on Saturday, May 12 at 7:00 a.m. to 12:00 noon, 3rd Street from Main Street to Lazelle Street will be closed, the alleys to remain open.

Dated this 16th day of April, 2018.

Published: 04-24-2018

Effective: 05-15-2018

Motion by Waterland, second by Martinson and carried with Carstensen, Bachand, Crane, Keszler, Martinson, Peterson and Waterland voting yes, Bradley abstaining, to approve Resolution 2018-25 – Street Closure and Open Container for the Tatanka Mountain Bike Race on July 7, 2018 and have the City check with DOT to see if the street lights at the intersections could be changed to blinking and if not there will be Road Guards at the intersections

**RESOLUTION 2018-25
RESOLUTION TO AUTHORIZE STREET CLOSURE AND OPEN CONTAINER
OF HARLEY-DAVIDSON WAY AND HARLEY DAVIDSON RALLY POINT FOR THE
2018 TANTANKA MOUNTAIN BIKE RACE**

WHEREAS, the 2018 Tantanka Mountain Bike Race will be held in the City of Sturgis, July 7, 2018; and

WHEREAS, the following streets will be closed on Saturday, July 7th from 7:00 a.m. to 10:00 p.m. Harley Davidson Way from Main Street north to the alley between the Knuckle Brewery/Xtreme Dakota Bicycles and the Senior Center/Rally Point. West bond side of Main Street from Junction to Harley Davidson Way; and

WHEREAS, open container will be allowed in the following area on Saturday July 7th from 12:00 p.m. to 9:00 p.m., Harley Davidson Rally Point and Harley-Davidson Way from Main Street north to the alley between the Knuckle Brewery/Xtreme Dakota Bicycles and the Senior Center/Rally Point; and

WHEREAS, it is in the public interest to provide a safe venue for this special event; and

WHEREAS, the public event enhances visitors' experience and lead to additional sales tax generated; and

NOW, THEREFORE, BE IT RESOLVED, The Police Department will be authorized to tow vehicles within the street closure area, starting July 7th, 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 July 7th from 7:00 a.m. to 10:00 p.m. Harley Davidson Way from Main Street north to the alley between the Knuckle Brewery/Xtreme Dakota Bicycles and the Senior Center/Rally Point. West bond side of Main Street from Junction to Harley Davidson Way; and

NOW, THEREFORE, BE IT RESOLVED as set forth herein that the City of Sturgis shall establish an alcoholic beverage open container area on Saturday July 7th from 12:00 p.m. to 9:00 p.m., Harley Davidson Point and Harley-Davidson Way from Main Street north to the alley between the Knuckle Brewery/Xtreme Dakota Bicycles and the Senior Center/Rally Point. Open container is allowed 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 and available for purchase from designated on-sale licensee.

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.

Dated this 16th day of April, 2018.

Published: 04-24-2018

Effective: 05-15-2018

Motion by Martinson, second by Bradley and carried with all members present unanimously voting yes to approve Resolution 2018-23 –Annexation & Voluntary Development Agreement for KSLB & D, LLC.

RESOLUTION 2018-23
RESOLUTION TO APPROVE ANNEXATION OF KSLB & D, LLC PROPERTY,
TRACT B, BRENNAN SUBDIVISION

WHEREAS, KSLB & D, LLC, as the owner of the subject property herein has signed and submitted a Voluntary Development and Annexation Agreement with the City of Sturgis, dated the 16th day of April, 2018, and

WHEREAS, the Common Council of the City of Sturgis has statutory authority pursuant to SDCL 9-4-1.1 to enter into an agreement for Voluntary Development and Annexation, and

WHEREAS, the Agreement for Voluntary Development and Annexation between the parties is for property contiguous to a portion of the present boundary of the City of Sturgis and 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, the territory subject to the Petition for Annexation consists of platted non-agricultural territory as defined at 10-6-31, described as follows:

Legal Description:

- Tract B of Brennon Subdivision, Meade County South Dakota, on file in Plat Book 13, Page 51; and

WHEREAS, a general map of the area contiguous to the city limits, and property subject to this Resolution, is attached as Exhibit A and incorporated herein by this reference; and

WHEREAS, KSLB & D, LLC, as the owner of the subject property herein has signed and submitted a Petition for Voluntary Annexation with the City of Sturgis; and

WHEREAS, the Petition has been executed by more than $\frac{3}{4}$ of the registered voters and more than $\frac{3}{4}$ of the owners of the value of the territory sought to be annexed to the City of Sturgis; and

WHEREAS, said real property described in the Petition is contiguous to the City of Sturgis; and

WHEREAS, 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 adjacent area and consistent with the Comprehensive Plan; and

WHEREAS, that there is reasonable present and demonstrable future need for annexing said contiguous territory in accordance with the goals of the Comprehensive Plan; and

WHEREAS, that population and census data indicate that the City has and may experience growth or development beyond its present boundaries; and

WHEREAS, 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; and

WHEREAS, there exists a community of interest between the contiguous territory and the City of Sturgis.

NOW, THEREFORE, BE IT RESOLVED that as a result of the passage of this Resolution, following the execution of the Voluntary Annexation and Development Agreement by the parties the corporate limits of the City of Sturgis shall be and are hereby extended to include the above described property.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that this Resolution of Annexation shall become effective upon the filing of this Resolution and a map of the annexed area with the Meade County Register of Deed pursuant to S.D.C.L. 9-4-11.

DATED this 16th day of April, 2018.

Published: 04-24-18

Effective: upon filing at the Register of Deeds (SDCL 9-4-11)

Motion by Martinson, second by Bradley and carried with all members present unanimously voting yes to approve the use on review for Tammy Halverson (Mountain View Care) at 1681 Joedy Street, subject to recommendations from Planning and Zoning which included getting a signed contract with a local contractor by April 13th with the repairs and hard surfacing being substantially completed by May 8th.

Motion by Waterland, second by Crane and carried with all members present unanimously voting yes to approve Resolution 2018-26 – Approving Creation of TIFD #15.

**RESOLUTION 2018-26
CREATION OF TAX INCREMENTAL DISTRICT NUMBER FIFTEEN**

WHEREAS, the Common Council of the City of Sturgis deems it necessary to create a tax incremental district, pursuant to SDCL 11-9-5, to be designated as Tax Incremental District Number Fifteen (TID #15) City of Sturgis on May 1, 2018 and includes the real property as more particularly described herein; and

WHEREAS, the Council has reviewed and considered the recommendation provided to the Council by the Sturgis Planning and Zoning Commission; and

WHEREAS, the property within the following described District meets the qualifications and criteria set forth in SDCL 11-9-8 for a tax incremental district due to not less than twenty-five percent of the proposed district being blighted as defined in SDCL 11-9-11 by the site including open space with deteriorate site improvements which hinders the prospects of future development; and

WHEREAS, the Council finds that the use of tax increment financing to promote this development is authorized by the statutes of the State of South Dakota; and

WHEREAS, the Council finds that the total assessed value of all existing Tax Increment Districts in the City of Sturgis in 2017 is \$6,314,479 and represents 1.6% of the total assessed value within the City of Sturgis; and

WHEREAS, the Council finds that the total future assessed value of TID #15 is \$750,000 or less and as such the total assessed value of all Tax Increment Districts within the City of Sturgis will be less than 10% of the total assessed value within the City of Sturgis; and

WHEREAS, the Council finds improvement of the area is likely to significantly enhance the value substantially of all the other real property in the district.

NOW, THEREFORE, BE IT RESOLVED by the City of Sturgis that the real property legally described below shall constitute the final boundaries of Tax Incremental District Number Fifteen (TID #15):

Tract E-1, a Subdivision of Tract E of Lot 5 in Section 4, Township 5 North, Range 5 East of the Black Hills Meridian, City of Sturgis, Meade County, South Dakota, as shown on the plat filed in Plat Book 3 on Page 201, EXCEPTING therefrom Lot E-1-A in the SW¹/₄SE¹/₄ of Section 4, T5N, R5E, BHM, as shown on the plat filed in Plat Book 5 on Page 206

BE IT FURTHER RESOLVED that said Tax Incremental District Number Fifteen, City of Sturgis, described above shall upon passage and publication be forwarded to the State of South Dakota Department of Revenue to set the aggregate assessed value pursuant to SDCL 11-9-20.

Dated at Sturgis, Meade County, South Dakota, this 16th day of April, 2018.

Published: 04-24-2018

Effective: 05-15-2018

Motion by Crane, second by Peterson and carried with all members present unanimously voting yes to approve Resolution 2018-27 – Approving Project Plan for TID #15.

RESOLUTION 2018-27
RESOLUTION APPROVING PROJECT PLAN FOR
TAX INCREMENTAL DISTRICT NUMBER FIFTEEN

BE IT RESOLVED by the Common Council of the City of Sturgis, as follows:

WHEREAS, the Common Council has established Sturgis Tax Incremental District Number Fifteen by Resolution 2018-26 on April 16, 2018; and

WHEREAS, the Common Council deems it in the best interests of the City to promote the creation of affordable housing developments within the City; and

WHEREAS, the Project Plan approval helps make such affordable housing development feasible by assisting with various public works improvements including streets, bicycle path, utility connections and earthwork within the tax increment district; and

WHEREAS, the use of tax increment financing to promote this development is authorized by the statutes of the State of South Dakota; and

WHEREAS, the lack of available affordable housing hinders workforce development within the community and the growth in customer base which in turn hampers economic growth and sales tax revenue growth within the community.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF STURGIS that the Project Plan for Tax Incremental District Number Fifteen be, and is hereby, approved as presented by the Sturgis Planning Commission.

Dated this 16th day of April, 2018.

Published: 04-24-2018

Effective: 05-15-2018

Motion by Martinson, second by Peterson and carried with all members present unanimously voting yes to approve Resolution 2018-28 – Supporting Meade County on FLAP (Federal Land Access Program) for Sly Hill.

RESOLUTION 2018-28
SUPPORTING MEADE COUNTY'S APPLICATION
TO THE FEDERAL LAND ACCESS PROGRAM

WHEREAS, the Common Council of the City of Sturgis has been asked by the residents of the Pine Cone Estate and area North of Sly Hill, together with the Meade County Highway Superintendent to support and sign an application for the Federal Land Access Program; and,

WHEREAS, the City of Sturgis completed a million-dollar repair of Sly Hill Road in 2009 to fix a significant road failure; and

WHEREAS, the geotechnical reports following that repair suggested drainage improvement could reduce the likelihood of future repairs; and,

WHEREAS, the same geotechnical reports stated that the geology of the hill will likely cause future failures; and,

WHEREAS, the City has advocated for several years to begin a process to identify an alternate route that would have a more suitable location that would not be subject to failures and would have a proper alignment to mitigate the current vertical and horizontal alignments; and,

WHEREAS, the County and residents north of Sturgis have not agreed with this approach and are only willing to proceed with a potential project on the existing roadway.

NOW, THEREFORE, BE IT RESOLVED by the City of Sturgis that the City agrees to jointly submit an application for federal funds to improve the existing Sly Hill roadway and will commit to the local match for the improvements within the City of Sturgis limits.

BE IT FURTHER RESOLVED the City will not commit to further improvements of the existing roadway if the grant application is not successful. Nor shall the City of Sturgis commit to a further reconstruction of the roadway if following the completion of the grant work the road should fail again.

Dated at Sturgis, Meade County, South Dakota, this 16th day of April, 2018.

Published: 04-24-2018

Effective: 05-15-2018

The following bids were received for the public works campus demolition project: A & L Contractors - \$76,935; Heavy Constructors, Inc. - \$85,300; Kaski Inc.- \$43,244.46; GTI Companies, Inc.-\$63,000; Quinn Construction, Inc. - \$49,100; North Star Construction-\$42,500; Nohava Custom Construction- \$89,500.

Motion by Waterland, second by Bradley and carried with all members present unanimously voting yes to approve the low bid of \$42,500 from North Star Construction for the demolition of the public works campus with the City Manager signing all necessary documents for the project.

The following bids were received for the First Street paving project: Sacrison Paving Inc. - \$116,774.95; GTI Companies - \$116,506.22; Western Construction Inc.- \$128,107.50; North Star Construction- \$118,045.33; Simon Contractors - \$114,000.

Motion by Keszler, second by Crane and carried with all members present unanimously voting yes to approve the low bid of \$114,000 from Simon Contractors for the 2018 First Street Paving Project with the City Manager signing all necessary documents for this project.

Any other business:

None

Motion by Crane, seconded by Waterland and carried with all members present unanimously voting yes to adjourn the meeting at 8:17 pm.

ATTEST: _____
Fay Bueno, Finance Officer

APPROVED _____
Mark Carstensen, Mayor

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