

## 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, July 30, 2018 at the Erskine Building. Present: Mayor Mark Carstensen, Alderpersons Jason Anderson (arrives at 6:04 pm), Mike Bachand, Rhea Crane, Steve Keszler, Terry Keszler, Ronald Waterland and Beka Zerst. Also present: City Manager Daniel Ainslie and City Attorney Greg Barnier. Absent: David Martinson.

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

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

Motion by Waterland, second by T. Keszler to return to regular session at 6:23 pm.

Mayor Mark Carstensen led everyone in the Pledge of Allegiance.

### Informational Reports:

- Planning Commission – 7/17/18 minutes
- MUB Board – 6/19/18 minutes

### Announcements:

- Mayor Carstensen proclaimed July 21, 2018 as Ella Rock day.
- Mayor Carstensen proclaimed August 3, 2018 as Neil Hultman day.
- The pool and hot tub will be closed during the Rally. There will be no 24 hours access during the Rally.
- A thanks goes out to Reginal Hospital for their donation of the bicycle helmets at Music on Main.

### City Manager Ainslie reported:

- a. Finance Officer Bueno gave an update of the 2018 2<sup>nd</sup> Quarter Financials.
- b. Payroll Changes – within budget:
  1. Police Dept – Rally Pay Schedule (see schedule); Animal Shelter Support Staff – Josie Burnett, Jonna Evans - \$10.00
  2. Rally Dept – Rally Temp – Survey Facilitators – Tammy McCoy, Sheila Aspen, Stacey Ross - \$13.00; Event Staff Assistants – Laurie Hansen-Neilson, Janis Mathis Anderson, Katie VanDewater, Jocelyn Zook - \$11.00; Photo Towers – Madison Pankratz, Regan Smith, Blake McNaught - \$9.50; Breanna Janovy - \$11.00.
  3. Community Center - Rally Custodian – Rachell Price - \$10.00, Sarah Milek - \$10.50, Lisa Datchler - \$10.75.
  4. Liquor Store – Sales Clerk part-time – Bailey Smith, Laurie Ott - \$11.00; Rally Stocker/Parking Lot Attendant – Robert Boyer, Steven Henrie - \$10.00; Clay Lange - \$10.25; Rally Sales Clark - Shelby Bauer, Ed Sylvester - \$11.00; Colin Zilverberg - \$11.25; Guyla Edwards - \$11.50.
- c. Update on City Hall Remodel

Motion by Crane, second by S. Keszler and carried with all members present unanimously voting yes to approve the following items on the consent calendar with the exception of d, e and f:

- a. Consideration of minutes from the July 16, 2018 regular council meeting and July 23, 2018 special council meeting.
- b. Consideration of Resolution 2018-47 – Surplus and Convey Real Property to SEDC and approving a Quit Claim Deed to SEDC for Dale Punt Property.

**RESOLUTION 2018 – 47  
A RESOLUTION TO SURPLUS AND CONVEY REAL PROPERTY TO  
STURGIS ECONOMIC DEVELOPMENT CORPORATION**

WHEREAS, the City of Sturgis is the owner of certain real property which is no longer necessary, useful or suitable for municipal purposes; and

WHEREAS, it is deemed advisable and in the best interest of the City of Sturgis to surplus and transfer the following described real property:

Lot 19R in Block 29 of Original Town, City of Sturgis, Meade County, South Dakota.

WHEREAS, SEDC (Sturgis Economic Development Corporation, a not for profit organization) has made a request to the City of Sturgis to convey said property to SEDC pursuant to SDCL 9-27-36 for expansion of the Community Economic base; and

WHEREAS, pursuant to the above referred to statute the City has the power to convey real property to a non-profit local economic development corporation for authorized economic development purposes.

NOW THEREFORE, as set forth herein it is hereby resolved that the Mayor of the City of Sturgis, Mark Carstensen, is hereby authorized to sign the guarantee document and execute a deed to SEDC consistent with the terms of this Resolution to conveying from the City of Sturgis to the Sturgis Economic Development Corporation the real property above described and authorized to convey by deed the above described property as provided for in this resolution.

Dated this 30th day of July, 2018.

Published: 08-07-2018  
Effective: 08-28-2018

- c. Consideration of 2018-2019 Professional Services Agreement with Meade School District.
- ~~d. Consideration of Resolution 2018 51 Plat of 2634 Moose Drive for Amy Richards.~~
- ~~e. Consideration of Resolution 2018 50 Plat of 1611 Ballpark Road for Robin Zebroski.~~
- ~~f. Consideration of Resolution 2018 53 Plat of Lots 1 5, Block3 of Palisades Subdivision for GSGS LLC.~~
- g. Consideration of setting a public hearing on August 20, 2018 for Street Closure, Open Container and Use of City Property on 9-1-18 for the Mustang Rally.
- h. Consideration of setting a public hearing on August 20, 2018 for a Special Events License for the Loud American at the Sturgis Armory on 9-27-18 for the Ag Banquet.
- i. Consideration of Resolution 2018-52 – Declaring Surplus Property.

**RESOLUTION 2018-52  
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.

Police:

1. 2018 Harley-Davidson FLTRXS Road Glide VIN 1HD1KTC13JB634945
2. 2018 Harley-Davidson FLTRX Road Glide VIN 1HD1KHC10JB680178

Human Resources:

1. Two (2) Microsoft standard keyboards

Finance:

1. UPS Backup System (broke)

Dated this 30th day of July, 2018.

Published: 08-07-2018

Effective: 08-28-2018

Motion by Waterland, second by Anderson and carried with all members present unanimously voting yes to approve Resolution 2018-51 – Plat of 2634 Moose Drive for Amy Richards.

### **RESOLUTION 2018-51 RESOLUTION APPROVING PLAT**

**WHEREAS**, the statutes of the State of South Dakota require that plats of property within the jurisdiction of the City of Sturgis be submitted to the governing body for approval before the same are recorded in the Office of the Register of Deeds; and

**WHEREAS**, the City of Sturgis Planning and Zoning have presented to the Common Council of the City of Sturgis a plat of the following described real property for Amy Lee Richards:

Plat of Lot 23 of Vista Estates Subdivision. Formerly Lot 19R, Lot 20R, Lot 21B and Lot 21A of Vista Estates Subdivision. All Located in the SW ¼ of the NE ¼ and the NW ¼ of the SE ¼ of Section 16 Township 5 North, Range 5 East, Black Hills Meridian, City of Sturgis, Meade County, South Dakota.

**WHEREAS**, said plat meets the requirements of the statutes.

**WHEREAS**, that the municipality approves the plat, and that the written certification of the City's approval will be affixed to the plat, by the Mayor.

**BE IT RESOLVED** by the Common Council of the City of Sturgis, South Dakota, that the within and foregoing plat is hereby approved as provided herein.

Dated this 30th day of July, 2018.

Published: 08-07-2018

Effective: 08-28-2018

Motion by Crane, second by S. Keszler and carried with all members present unanimously voting yes to approve Resolution 2018-50 – Plat of 1611 Ballpark Road for Robin Zebroski.

**RESOLUTION 2018-50  
RESOLUTION APPROVING PLAT**

**WHEREAS**, the statutes of the State of South Dakota require that plats of property within the jurisdiction of the City of Sturgis be submitted to the governing body for approval before the same are recorded in the Office of the Register of Deeds; and

**WHEREAS**, the City of Sturgis Planning and Zoning have presented to the Common Council of the City of Sturgis a plat of the following described real property for Robin L. Zebroski:

Plat of Lot 8C2-A and Lot 8C2-B of Rodebank's 2<sup>nd</sup> Addition to the City of Sturgis. Formerly Lot 8C2 of Rodebank's Second Addition to the City of Sturgis. All Located in the SW ¼ of the NE ¼ and the NW ¼ of the SE ¼ of Section 9, Township 5 North, Range 5 East, Black Hills Meridian, City of Sturgis, Meade County, South Dakota.

**WHEREAS**, said plat meets the requirements of the statutes.

**WHEREAS**, that the municipality approves the plat, and that the written certification of the City's approval will be affixed to the plat, by the Mayor.

**BE IT RESOLVED** by the Common Council of the City of Sturgis, South Dakota, that the within and foregoing plat is hereby approved as provided herein.

Dated this 30th day of July, 2018.

Published: 08-07-2018

Effective: 08-28-2018

Motion by Crane, second by S. Keszler and carried with all members present unanimously voting yes to approve Resolution 2018-53 – Plat of Lots 1-5, Block 3 of Palisades Subdivision for GSGS LLC with the stipulation that the plat be modified to include a note to clarify that there are easements and that the cost of maintaining the water lines from the master curb stop to the 4 plex townhomes will be the responsibility of the home owners. An addendum to the purchase agreement and the covenants will include the stipulations listed above.

**RESOLUTION 2018-53  
RESOLUTION APPROVING PLAT**

**WHEREAS**, the statutes of the State of South Dakota require that plats of property within the jurisdiction of the City of Sturgis be submitted to the governing body for approval before the same are recorded in the Office of the Register of Deeds; and

**WHEREAS**, the City of Sturgis Planning and Zoning have presented to the Common Council of the City of Sturgis a plat of the following described real property for Michael W. Strain, GSGS, LLC:

Plat of Lots 1R, 2A, 2B, 3A, 3B, 4A, 4B, 5R, 6, 7A, 7B, 8A, 8B, 9A, 9B and 10, Block 3 of Palisades Subdivision. Formerly Lots 1, 2, 3, 4 and 5, Block 3 of Palisades Subdivision. Located in the N1/2W1/4 NW1/4, SEC. 16, T5N, R5E, BHM, City of Sturgis, Meade County, South Dakota.

**WHEREAS**, said plat meets the requirements of the statutes.

**WHEREAS**, that the municipality approves the plat, and that the written certification of the City's approval will be affixed to the plat, by the Mayor.

**BE IT RESOLVED** by the Common Council of the City of Sturgis, South Dakota, that the within and foregoing plat is hereby approved as provided herein.

Dated this 30th day of July, 2018.

Published: 08-07-2018

Effective: 08-28-2018

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

**WAGES** – Ambulance \$47,181.56; Attorney \$8111.93; Auditorium \$382.37; Buildings \$2287.35; Cemetery \$6046.80; City Manager \$9156.47; Community Center \$22,111.82; Finance Office \$18,688.78; Fire Department \$900.85; Human Resource \$9992.00; Library \$18,440.69; Liquor \$18,199.81; Mayor and Council \$7523.54; Parks \$27,629.30; Planning and Permitting \$17,696.86; Police \$73,052.27; Rally \$16,834.97; Recreation \$7798.92; Sanitary Service \$30,095.09; Special Sales Tax \$3846.16; Streets \$23,163.28; Wastewater \$19,762.10; Water \$24,193.64; Federal Withholding \$32,695.49; FICA \$29,866.71.

**GENERAL** – 35<sup>TH</sup> and Taylor, \$4500.00, prof fee; AandB Business, \$368.60, supp; Amazon, \$154.11, supp; Animal Health International, \$25.36, supp; Baker and Taylor, \$817.59, supp; Elton Barden, \$450.00, prof fee; Standing Bear, \$1750.00, prof fee; BH Asphalt, \$102.04, supp; BH Energy, \$858.15, util; BH Rally Gold, \$84.00, supp; Kenneth Brian, \$3600.00, prof fee; Buckle Tree, \$63.00, other; Kathy Bulau, \$51.23, jury reimb; Roger Burnham, \$3500.00, prof fee; William Caesar, \$850.00, prof fee; Central States Sanitation, \$1201.44, repair; Chain Saw Center, \$32.76, repair; Clubhouse Hotel, \$151.00, travel; Devon Crowe, \$50.00, prof fee; Culligan of the BH, \$44.50, supp; Dakota Extinguisher, \$24.00, repair; Dana Bowman, \$7300.00, prof fee; Demco, \$716.89, supp; Judy Duprel, \$500.00, grp insur; Ear/Insta-Mold, \$302.72, supp; Dustin Evans, \$5000.00, prof fee; Faith Independent, \$39.00, supp; Fastenal Co, \$54.66, supp; Stephen Gordon, \$1750.00, prof fee; David Graham, \$1000.00, prof fee; Harvey's Lock Shop, \$162.50, repair; Holtz Industries, \$893.03, supp; Indigenous, \$3500.00, prof fee; Brandon Jones, \$1500.00, prof fee; Tyler Kaitfors, \$500.00, grp insur; Kevin Klug, \$100.00, prof fee; Darryl Knight, \$1500.00, prof fee; Leads on Line, \$1488.00, prof fee; James Linn, \$30.00, other; Sandra Lyons, \$26.62, refund; Marco Technologies, \$38.17, supp; Joe Martin, \$200.00, prof fee; Blake Marvin, \$2000.00, prof fee; MB Tree and Landscape, \$195.00, other; Meade Co Register of Deeds, \$180.00, other; Northern Hills Sod Farm, \$297.00, other; Perfect Wave Production, \$11,250.00, prof fee; Petty Cash, \$480.45, supp; Pizza Hut, \$72.94, other; Pop Rocks Entertainment, \$1000.00, prof fee; Postmaster, \$2500.00, supp; Powerplan, \$53.00, repair; Pressure Services, \$430.17, repair; Purchase Power, \$500.00, supp; Ramkota Hotel, \$451.99, travel; SandC Cleaners, \$3000.00, repair; Sacrison Asphalt, \$412.86, supp; Sam Erion Construction, \$1356.60, prof fee; Billy Schlosser, \$30.00, other; SD Federal Property Agency, \$1200.00, repair; SD Library Assoc, \$55.00, travel; Sherwin-Williams, \$1441.00, supp; Jeanie Shyne, \$94.00, insur reimb; Jameson Tebben, \$14.77, other; Tom's T's, \$140.21, supp; Traffic Control Corp, \$560.00, repair; West Payment Center, \$613.07, supp; Whisler Bearing, \$62.32, repair; Xytrema Dakota Bicycles, \$69.24,

**SPECIAL SALES TAX** – Pyrotechnic Display, \$12,000.00, city promo; Sturgis Area Chamber of Commerce, \$3775.33, monthly pay; Sturgis Economic Development Corp, \$8500.00, monthly pay.

**CAPITAL IMPROVEMENT** – BH Asphalt, \$7996.18, improv; BH Title Co, \$250.00, improv; Brosz Engineering, \$8859.30, improv; Clarke Electric, \$286.79, improv; Dakota Barricade, \$13,054.22, improv; Kadrmas, Lee and Jackson, \$240.00, improv; Simon North Region SD, \$144.15, improv.

**BUSINESS IMPROVEMENT DISTRICT** – Bierschbach Equipment, \$867.25, supp; Days Inn, \$187.00, supp; Digital Throttle, \$921.12, supp; Garrett Holtz, \$1300.00, prof fee; Steve Horsky, \$133.00, refund.

**LIQUOR** – Arctic Glacier USA, \$423.19, merch for resale; Cash-Wa Distributing, \$2250.01, liquor; Cask and Cork, \$225.00, liquor; Coca Cola, \$2784.00, pop; Dakota's Best Distributing, \$250.75, liquor; Duhamel Broadcasting, \$2514.00, publ; Fat Boys, \$111.00, liquor; First Interstate Bank, \$5000.00, atm cash; Fisher Beverage, \$12,644.25, liquor; Johnson Western Wholesale, \$20,790.56, liquor; Pepsi Cola, \$467.50, pop; Prairie Berry, \$723.00, liquor; Quality Brands of the BH, \$14,242.86, liquor; Republic Beverage, \$35,450.01, liquor; SD Retailers Assoc, \$475.00, prof fee; Southern Glazer's of SD, \$1291.32, liquor; Trishelle Tammi, \$500.00, grp insur; True Brands, \$834.28, liquor; Valiant Vineyard, \$684.00, liquor.

**WATER** – BH Energy, \$3245.30, util; Core and Main, \$622.73, repair; Credit Collections, \$245.57, prof fee; GandH Distributing, \$48.24, repair; Hach Company, \$206.55, repair; Hawkins, \$379.27, supp; Midcontinent Testing Lab, \$175.00, prof fee; Pedersen Excavating, \$2500.00, deposit refund; Petty Cash, \$21.57, supp; Site Work Specialists, \$2500.00, deposit refund; West River Lawn and Snow, \$542.50, repair.

**WASTEWATER** – Advanced Engineering, \$67,244.15, cap improv; Midcontinent Testing Lab, \$503.20, prof fee; Virginia Rubber Corp, \$357.09, supp.

**SANITARY SERVICE** – BH Energy, \$26.48, util; Century Link, \$61.20, util; Northern Truck Equipment, \$7195.00, supp; Petty Cash, \$3.50, supp; Quick Signs, \$184.53, supp; Dan Tammi, \$500.00, grp insur; Western Truck and Equipment, \$34,348.00, equipment.

**AMBULANCE** – Arrow International, \$1212.79, supp; Clubhouse Hotel, \$396.00, travel; Henry Schein, \$2918.52, supp; Image Trend, \$636.00, prof fee; Petty Cash, \$10.00, supp; Pizza Hut, \$17.99, supp; Purchase Power, \$128.83, supp; Richter's Tire, \$399.96, repair.

Motion by Anderson, second by Waterland and carried with all members present unanimously voting yes to approve Resolution 2018-49 - Street Closure and Use of City Property for the Palisades Block Party on August 25, 2018 from 4 pm-10 pm. Insurance and applications need to be looked into at a later date.

**RESOLUTION 2018 -49  
RESOLUTION TO AUTHORIZE STREET CLOSURE  
AND USE OF CITY PROPERTY FOR THE PALISADES BLOCK PARTY**

WHEREAS, the Palisades Block Party will be held in the City of Sturgis, August 25, 2018; and

WHEREAS, beginning on Saturday, August 25, 2018 at 4:00 pm. to 10:00 pm, the street on Palisades Loop between Pipestone Drive to just past the curve on Palisades Loop will be closed; and

WHEREAS, the neighbors in Palisades want to celebrate the neighborhood, welcome new neighbors and get together with old friends for games and food; and

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

NOW, THEREFORE, BE IT RESOLVED that to accommodate the safe environment for providing this special event, beginning on Saturday August 25<sup>th</sup> from 4:00 pm to 10:00 pm, the

street on Palisades Loop between Pipestone Drive to just past the curve on Palisades Loop will be closed.

Dated this 30<sup>th</sup> day of July, 2018.

Published: 08-07-2018

Effective: 08-28-2018

Motion by T. Keszler, second by Bachand and carried with all members present unanimously voting yes to approve a Special Events License for the Knuckle Saloon at the Sturgis Fairgrounds for the Demolition Derby on September 29, 2018.

Motion by Crane, second by Waterland and carried with all members present unanimously voting yes to approve a Special Events License for Fat Boys LLC at 1544 Lazelle (Samson Corner) on August 3-10, 2018.

Motion by Waterland, second by S. Keszler and carried with all members present unanimously voting yes to approve a Special Events License for the Knuckle Saloon for the Vintage Motorcycle Festival at 1802 Ballpark Road on August 6, 2018.

Motion by Anderson, second by Waterland and carried with Carstensen, Anderson, Crane, S. Keszler, T. Keszler, Waterland and Zerbst voting yes, Bachand voting no, to approve a Special Events License for KSLB and D Inc. dba Iron Horse Saloon at Steel Pony Campground from 7/30/18 to 8/12/18. The Steel Pony Campground has agreed that this license will be used for the people that are camping there and not the general public. There are covenants on this property on having concerts.

The following bids were received: O’Day Equipment - \$405,851; Acterra Group - \$334,976.50  
Motion by Bachand, second by Anderson and carried with all members present unanimously voting yes to approve the low bid from Acterra Group for \$334,976.50 for the Airport fueling system.

City Manager Ainslie gave a PowerPoint presentation on the 2019 Budget. The Budget and the presentation will be on the City’s website. First reading of the budget ordinance will be August 20<sup>th</sup> and second reading will be September 4<sup>th</sup>.

Any other business:

Bonnie Alberts thanked the City Manager for the 2019 budget presentation and the Council report on the City Hall Remodel.

Motion by T. Keszler, seconded by S. Keszler and carried with all members present unanimously voting yes to adjourn the meeting at 8:24 pm.

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

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

Published once at the total approximate cost of \$202.82.