

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 1, 2019 at the Erskine Building. Present: Mayor Mark Carstensen, Alderpersons Jason Anderson (arrived at 6:34pm), Mike Bachand, Rhea Crane, Steve Keszler, Terry Keszler, David Martinson and Ronald Waterland. Also present: City Manager Daniel Ainslie and City Attorney Greg Barnier. Absent: Beka Zerbst.

Motion by Waterland, second by Martinson and carried with all members present unanimously voting yes to approve the agenda with the correction to 9 d., to state that we are setting a public hearing for July 15, 2019.

Motion by Crane, second by T. Keszler and carried with all members present unanimously voting yes to go into executive session for two legal cases, three contracts and one personnel at 6:02 pm.

Motion by Bachand, second by Martinson to return to regular session at 6:41 pm.

Mayor Mark Carstensen led everyone in the Pledge of Allegiance.

Motion by Waterland, second by Martinson and carried with all members present unanimously voting yes to approve the sponsorship contracts with EJ Gallo and Rockstar and authorized City Manager Ainslie to sign the necessary paperwork.

Informational Reports:

- Library Board – 5/29/19 minutes
- Hotel Bid Board – 1/22/19 minutes

Announcements:

- SPD School Resource Officer Benny Page graduated D.A.R.E. Instructor Training on June 21st.
- The Public Works campus open house will be held on July 8th
- Music on Main will be held on July 3rd and at dusk the fireworks will be shot off at the fairgrounds. Fireworks can be legally shot off July 3rd from 8:00 am to 10:00 pm and July 4th from 8:00 am to 11:00 pm.
- A press release with the Black Hills National Forest recently approved a proposal from the City of Sturgis for the construction and maintenance of approximately 16 miles of non-motorized trails on the Black Hills National Forest. An additional 5.3 miles of new trails are located on City of Sturgis land, for a total of 21.3 miles.

City Manager Ainslie reported:

- Payroll Changes – within budget:
 1. Rally & Events Dept – Office Coord – Autumn Lyons – Supervisory Stipend \$2.00/hr; Events Coord – Angela Scherer – Supervisory Stipend \$2.00/hr; Summer Seasonal Staff – Phillip Thomas - \$10.75, \$11.50 rally; Event Staffer – Jamie Turnbow, David Duprel – current wage; Temp Rally – Photo Tower – Janis Mathis-Anderson, Blake McNaught - \$10.50, Kristine Hayes, Jen Parrow - \$10.25, Deborah Zimmerman - \$10.00, Regan Smith - \$9.75; Parking Lot Attendant – Cynthia Scherer - \$10.25; Hospitality Host – Terry Maxwell - \$10.00; Registration Attendant – Phyllis Erfman - \$10.75; Info Booth Attendant – Mary Murray, Larry Vissia - \$10.00, Cindy Wildeberger - \$9.75; Survey Facilitator –

- Leah Hosch, Stacey Ross, Aubree Smith - \$13.25, Katie VanDewater, Lacey Ferguson - \$13.00.
2. Community Center – Front Desk Attendant – All existing part-time - \$10.50 during rally.
 3. Planning & Permitting Dept - Tattoo & Vendor Inspector – Seth Papenfuss - \$10.50.
 4. Armory – Custodian – Patricia Usera, Abraham Usera - \$11.00.
 5. Liquor Store – Sales Clerk – David Duprel - \$10.00.
 6. Finance Office – Cash Receipting & Payroll Specialist – Adam Hosch - \$20.19.
 7. Administrative Assistant – Kay Gerbracht – change to part-time, no wage change.
 8. Fire Dept – Temp Fire Fighter – Shawn Barrows, Parker Peterson, Lee Stroschine, Pat Urbaniak, Tanner Urbaniak, Others TBD - \$15.00; Chief – Shawn Barrows - \$15.00; Asst Chief – Scott Lensgrav, Pat Urbaniak - \$15.00; Temp Fire Fighter – TBD - \$12.00.

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

- a. Consideration of minutes from the June 17, 2019 regular meeting & the June 24, 2019 special meeting.
- b. Consideration of setting a public hearing for July 15, 2019 for Resolution 2019-XX – Street Closure for Music on Main Budweiser Clydesdales & Parade.
- c. Consideration of setting a public hearing for July 15, 2019 for a Special Events License for Fat Boys LLC (Kenny Price) at 1544 Lazelle (Samson’s Corner) during Rally on August 2-11, 2019.
- d. Consideration to set a public hearing for July 15, 2019 for a Special Assessment of Davenport Property.

Motion by S. Keszler, second by Crane and carried with all members present unanimously voting yes to approve the following claims with the addition of Glover Investment for an addendum to their billboard contract:

WAGES – Ambulance \$20,407.87; Attorney \$4030.32; Auditorium \$193.52; Buildings \$1165.06; Cemetery \$3078.14; City Manager \$4563.04; Community Center \$9595.67; Finance Office \$9424.41; Fire Department \$15.72; Human Resource \$6404.34; Library \$9162.75; Liquor \$6067.77; Mayor and Council \$3837.04; Parks \$13,220.97; Planning & Permitting \$9198.84; Police \$36,739.14; Rally \$7988.89; Recreation \$4666.95; Sanitary Service \$16,723.58; Streets \$13,760.97; Wastewater \$10,274.86; Water \$13,361.74; Federal Withholding \$16,256.92; FICA \$14,790.47.

COMBINED CASH FUND – Dale & Lee Hansen, \$84.04, refund; Michael & Leslie Smith, \$18.63, refund.

GENERAL – A&B Business, \$379.14, sup; A to Z Shredding, \$380.00, other; Animal Care Equipment & Services, \$312.16, sup; Axon Enterprises, \$164.00, sup; baker & Taylor, \$160.59, sup; Elton Lane Barden, \$200.00, prof fee; Shawn Barrows, \$5,000.00, contract; Black Hills & Badlands Tourism, \$4,800.75, pub; Black Hills Chemical, \$4,282.27, sup; Black Hills Energy, \$1,705.13, util; Black Hills Pioneer, \$150.00, sup; Black Hills Windshield Repair, \$233.33, rep; Border States Electric, \$46.20, rep; Brite Computers, \$98.00, sup; Roger Burnham, \$3,605.00, prof fee; Cash-Wa Distributing, \$455.00, resale; Central States Sanitation, \$440.00, rep; Century Link, \$296.90, util; City of Sturgis Water Dept, \$3,728.05, util; Dakota Extinguisher & Safety, \$88.00, rep; Double Star Computing, \$1,120.79, prof fee; Orville Fisher, \$300.51, sup; Donald Gibbs, \$30.00, other; Glover Investments, \$4,133.00, rent; GO2 Partners, \$3,745.00, sup; Don Hackett, \$225.00, prof fee; Emylee Hency, \$100.00, prof fee; Hilt Construction, \$612.00, rep; Holiday Inn Express, \$666.07, travel; Jami Lynn, \$750.00, prof fee; Junction Ave Floral, \$28.95, sup; Ketel Thorstenson, \$6,000.00, prof fee; Kevin Klug, \$425.00, prof fee; Lakota contracting,

\$163.80, sup; Scott Lensegrav, \$1,500.00, contract; MB Tree & Landscape, \$350.00, other; Nelson's Tents & Events, \$7,950.00, rent; Park Avenue Car Wash, \$8.40, sup; Pete Lien & Sons, \$1,219.50, sup; Pitney Bowes, \$118.99, sup; Potomac Aviation Technology Corp, \$1,190.23, rep; Prairie Hills Transit, \$7,000.00, other; Race Wheels consulting, \$650.00, other; Ramkota Hotel, \$288.00, travel; Don Rourke, \$50.00, prof fee; S&C Cleaners, \$6,500.00, rep; Sand Creek Printing, \$87.50, sup; Chris Schmoker, \$286.66, sup; SD Public Assurance Alliance, \$343.50, ins; Sherwin-Williams, \$3,312.50, sup; Simon North Region SD, \$457.10, rep; Sturgis Area Arts Council, \$1,750.00, other; Sturgis High School Rodeo, \$1,000.00, refund; Sturgis Real Estate & Auctions, \$20,625.00, rent; Sturgis Rox LLC, \$21,000.00, rent; Sturgis Volunteer Fire Dept, \$7,547.61, contact; The Corner Station, \$49.77, sup; Jessica Thomas, \$60.00, refund; Tom's T's, \$635.05, wellness; Pat Urbaniak, \$1,500.00, contact; Vanway Trophy & Award, \$13.35, sup; Weimer's Diner & Donuts, \$14.40, sup; Western Communications, \$2,745.48, equip.

SPECIAL SALES TAX – Lawrence & Schiller, \$11,036.73; Sturgis Area Chamber of Commerce, \$9,333.33; Sturgis Economic Development, \$8,500.00.

CAPITAL IMPROVEMENT – Ainsworth Benning, \$484,414.23; Grangaard Construction, \$177,552.58; Haggerty's Musicworks, \$3,566.33; Northern Technologies, \$101.18; Tom Ritz Designs, \$24,000.00; Western states Fire Protection, \$12,965.00.

BUSINESS IMPROVEMENT DISTRICT – Central States Sanitation, \$200.00, sup; Wilen Masonry, \$8,243.00, other.

TIFF #12 DOLAN CREEK – Black Hills Chemical, \$388.92, imp; First Interstate Bank, \$12,519.15, other.

LIQUOR – Arctic Glacier, \$228.15, resale; Badlands Distillery, \$389.22, resale; Black Hills Chemical, \$32.63, sup; Cash-Wa Distributing, \$1,005.92, resale; Cask & Cork, \$264.75, resale; City of Sturgis Water Dept, \$313.35, util; Coca Cola, \$1,454.80, resale; Dakota's Best Distributing, \$126.00, resale; double Star Computing, \$33.28, resale; Fisher Beverage, \$11,507.11, resale; Johnson Western Wholesale, \$24,870.68, resale; MB Enterprises, \$241.45, resale; Okoboji Ines, \$306.00, resale; Pepsi cola, \$68.00, resale; Prairie Berry, \$795.00, resale; Quality Brands of the Black Hills, \$21,881.00, resale; Republic Beverage, \$57,542.33, resale; Schade Vineyard, \$262.00, resale; Southern Glazer's of SD, \$7,399.58, resale; Strawbale Winery, \$156.59, resale.

WATER – Black Hills Chemical, \$44.98, sup; Black Hills Energy, \$757.75, util; Black Hills Pioneer, \$21.25, pub; City of Sturgis Water Dept, \$166.29, util; Credit Collections Bureau, \$32.90, prof fee; Double Star Computing, \$108.28, prof fee; Global Industries, \$584.61, sup; Hawkins, \$578.50, sup; Pierrette Lyons, \$50.00, refund; Midcontinent Testing, Lab, \$200.00, prof fee; Northern Hills Electric, \$71.40, rep; Dale Olson, \$376.80, ins; SD One Call, \$107.52, prof fee.

WASTEWATER – Advanced Engineering & Environmental, \$43,260.00, cap imp; Black Hills Energy, \$2,524.49, util; Dakota Kustom Coating, \$67.50, rep; Dakota Redi-Mix, \$110,864.08, cap imp; Double Star Computing, \$33.28, prof fee; Global Industries, \$584.61, sup; Midcontinent Testing Lab, \$584.00, prof fee.

SANITATION – Black Hills Energy, \$237.74, util; Century Link, \$58.24, util; Double Star Computing, \$33.28, prof fee; Global Industries, \$584.61, sup; Northern Truck Equipment, \$74.00, rep.

AMBULANCE – Black Hills Chemical, \$42.50, sup; Black Hills Windshield repair, \$116.67, rep; City of Sturgis Water Dept, \$84.36, util; Double Star Computing, \$63.28, prof fee; Michael E Hogue, MD, \$500.00, prof fee.

Motion by S. Keszler, second by Bachand and carried with all members present unanimously voting yes to approve Resolution 2019-47 – Open Container at H-D Rally Point on July 12, 2019 from 4:30-6:00 pm for the Rumble at Rally Point.

RESOLUTION 2019-47
RESOLUTION TO AUTHORIZE OPEN CONTAINER RALLY POINT AREA FOR
RUMBLE AT RALLY POINT

WHEREAS, the Rumble at Rally Point will be held in the City of Sturgis, July 12, 2019, and

WHEREAS, an open container request for the Harley Davidson Rally Point area and Harley Davidson Way has also been requested for the date previously listed, from 4:30 pm to 6:00 pm for the BBQ and games, and

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 at 2:00 am on July 12, 2019.

NOW, THEREFORE, BE IT RESOLVED that to accommodate the safe presentation of providing this special event, beginning on Friday, July 12th there will be open container from 4:30 pm to 6:00 pm.

Dated this 1st day of July 2019.

Published: 07-08-2019

Effective: 07-29-2019

Motion by T. Keszler, second by Martinson and carried with all members present unanimously voting yes to approve Resolution 2019-46 – Street Closure of Harley-Davidson Way on July 20, 2019 for Black Hills Black Top Tourney.

RESOLUTION 2019 -46
RESOLUTION TO AUTHORIZE STREET CLOSURE
FOR THE 2nd ANNUAL BLACK HILLS BLACK TOP TOURNEY FORMERLY KNOWN
AS SOCCER ON THE STREET EVENT

WHEREAS, the 2nd Annual Black Hills Black Top Tourney (formerly known as Soccer on the Street) will be held in the City of Sturgis, July 20, 2019. This event is in partnership with the Sturgis Soccer Association and is for the children of Sturgis and the surrounding communities; and

WHEREAS, beginning on Saturday, July 20, 2019 from 8:00 am to 10:00 pm street closure will be on Main Street from 3rd Street to 4th Street; and

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

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, July 20, 2019 at 2:00 a.m.

NOW, THEREFORE, BE IT RESOLVED that to accommodate the safe presentation of providing this special event, beginning on Saturday, July 20th, 2019 from 8:00 am to 10:00 pm street closure will be on Main Street from 3rd Street to 4th Street.

Dated this 1st day of July 2019.

Published: 07-08-2019

Effective: 07-29-2019

Brenda Vasknetz and Dwight Griffee asked the Council if they would re-open the portion of Hope Street that has been closed. The City does not see the feasibility of opening Hope Street because of the topography and the narrowness of the road. Vasknetz also stated their concerns about being notified about the paving project on 6th Street and the ability to get out of the neighborhood during the project. The City will notify the residents two days prior to the project and there should not be a wait of more than 15 to 20-minutes to get out of the neighborhood. The other concern was the manhole on 7th Street, which will be fixed in the future.

Motion by T. Keszler, second by Martinson to approve first reading of Ordinance 2019-08 which would only include Section 03.02.08, 03.02.11 and 03.02.12 with this section 03.02.12 to read a total of 47 licenses. The motion was amended by T. Keszler and Martinson to also strike 03.04.10. Upon roll call, the motion failed with T. Keszler and Martinson voting yes, Carstensen, Anderson, Bachand, Crane, S. Keszler and Waterland voting no.

Motion by Waterland, second by Crane and carried with all members present unanimously voting yes to approve Resolution 2019-42 – Insurance & Grant Supplement.

**RESOLUTION 2019-42
INSURANCE AND GRANT SUPPLEMENTS
2019 FISCAL BUDGET**

WHEREAS, it appears that there will be insufficient funds in the 2019 Budget, to carry out the indispensable functions of government. It is proposed that the following Grants and Insurance supplements be adopted.

GRANTS:

Parks: Community Garden (Wellmark Foundation) – 101-4520-42600 – Supplies - \$9,937.00; ADA accessible picnic table (BHAFC) – 101-4520-42600 – Supplies- \$500.00

Police: 101-4211-43400 Machinery and Equipment - \$5600.00 and \$331

Capital Improvements: 212-9000-43300 – Improvements - \$16,903 – Airport Grant

INSURANCE:

Street Lighting – 101-4316-42500 – Repairs & Maintenance - \$2215

Police – 101-4211-43400 Machinery and Equipment - \$2172

Streets – 101-4311-42500 – Repairs & Maintenance - \$3,368

Streets - 101-4311-42500 – Repairs & Maintenance - \$14,095

Insurance – 101-4147-4211 – Insurance - \$8,714

Dated this 1st day of July 2019.

Published: 07-08-2019

Effective: 07-28-2019

Motion by Crane, second by S. Keszler and carried with all members present unanimously voting yes to approve first reading of Ordinance 2019-07 – Supplemental Appropriations.

The Council discussed Title 30 – Billboards and Off Premises Signs. The Council came to the agreement that the signs would be 14’x 48’, they would continue to be 500 feet apart and that they only be 2-faced. Staff will prepare an ordinance with these stipulations.

Any other business:

Several County residents and campground owners were present to talk with the Council about the ambulance service area. Ross Lamphere, Brenda Janovey and Stan Lewis said that they have formed a committee and are trying to contact everyone in the service area and figure out how to collect the money that is needed. They asked the Council to extend the date of July 15th to October before the service area is changed. They want to work with the City and make sure that everyone has ambulance service and they know the citizens of Sturgis have been paying their share of the cost of the ambulance in the past. The Council asked that they provide a more extensive plan and commitment of collecting the \$60,000 within the next week. If no action is taken at the July 15th meeting the ambulance service area will change.

Charlie Wheeler thanks to the City and the Rally Department for a successful Camaro Rally.

Bill Cissell, Sturgis Chronicle, had the following issues: fireworks and the effect on Vets; no notice on the Special Council meeting; money budgeted for Christmas party; support of his newspaper.

Motion by T. Keszler, seconded Bachand and carried with all members present unanimously voting yes to adjourn the meeting at 9:42 pm.

ATTEST: _____
Fay Bueno, Finance Officer

APPROVED _____
Mark Carstensen, Mayor

Published once at the total approximate cost of \$177.41.