

PROCEEDINGS OF THE STURGIS CITY COUNCIL

The Common Council of the City of Sturgis met in regular session starting at 6:01 p.m. on Monday, July 15, 2019 at the Erskine Building. Present: Mayor Mark Carstensen, Alderpersons Jason Anderson, Mike Bachand, Rhea Crane, Steve Keszler, Terry Keszler, David Martinson, Ronald Waterland and Beka Zerst. Also, present: City Manager Daniel Ainslie and City Attorney Greg Barnier. Absent: None.

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

Motion by T. Keszler, second by Zerst and carried with all members present unanimously voting yes to go into executive session for two legal cases, six contracts and one personnel at 6:01 pm.

Motion by T. Keszler, second by Bachand to return to regular session at 6:28 pm.

Mayor Mark Carstensen led everyone in the Pledge of Allegiance.

Motion by Bachand, second by Waterland and carried with all members present unanimously voting yes to affirm the signing of the following Lease and/or Sponsorship Agreements:

- MOTO Group, LLC
- Progressive Casualty Insurance Company, Inc – addendum
- Veterans of Foreign Wars of the United States – addendum

Motion by Crane, second by Zerst and carried with all members present unanimously voting yes to approve signing of the following contracts by the City Manager:

- Tailgate Entertainment, LLC dba Texsign & Printing
- USDA, South Dakota Beef Industry Council Inc.
- Amsoil Inc – addendum

Informational Reports:

- Hotel Bid Board – 6/25/19 minutes

Announcements:

- There will be a Farmer's market held every Saturday in town.
- The Meade County Ag Festival will be July 26th.
- The Clydesdales will be in town on July 24th at 6:00 pm at the HD Rally Point.
- The Northern Hills Band Festival will be on July 21st at HD Rally Point
- The Rumble at Rally Point was very successful.

City Manager Ainslie reported:

- a. The sales tax update for General Sales Tax and Capital Improvement Tax for May collected in June was up 3.3% month over month and up 5.8% year over year. The Gross Receipts Tax (triple B) was down 1% month over month and down 1% year over year.
- b. The budget numbers for the end of the 2nd quarter are as follows: General Fund is at 47%; triple B sales tax 50%; Water 43%; Wastewater 70%; Sanitation 41%.
- c. Payroll Changes – within budget:
 1. Community Center: Temp Rally Custodian–Dallas Prosser, Robert Parsons, Loralee Stock - \$10.00; Temp Rally Custodian-Lisa Dachtler-\$11.00

2. Ambulance: Critical Care Paramedic Part-Time Chris Jolley \$17.50; Paramedic Part-Time-Paul Rossum no wage change; Billing/Medical Coder-Halli Schulz change in duties, no wage change.
3. Water: Transfer to Water/Wastewater Classification Wyatt Hix \$19.48
4. Fire: Temporary Fire Fighter Shawn Fischer \$15.00, July 3-4
5. Rally & Events: Temp Rally-Laurie Behrens, \$10.00; Kathy Dykstra, \$10.25; Regan Smith, \$10.00; Mary Hanzlik, \$10.00, Cindy Wildeberger, \$10.00.
6. Police: Patrol Officer – Tanner Weaver, \$19.73.

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

- a. Consideration to approve minutes from the July 1, 2019 regular meeting.
- b. Consideration to set a public hearing for July 29, 2019 for a transfer of a Retail On-Off Sale Malt Beverage & SD Farm Wine License and a Retail On-Off Sale Wine & Cider License from Wanda's Kitchen to Robert Tompkins dba Dirty Dogs Roadhouse LLC at 1025 Junction.
- c. Consideration to set a public hearing for July 29, 2019 for a Resolution approving a street closure and lifting the open container law for the 13th Annual Sturgis Mustang Rally.

Motion by Waterland, second by S. Keszler and carried with all members present unanimously voting yes to approve the following claims:

WAGES – Ambulance \$21,318.46; Attorney \$4028.26; Auditorium \$193.52; Buildings \$1165.06; Cemetery \$3087.67; City Manager \$4560.98; Community Center \$10,248.53; Finance Office \$9430.18; Fire Department \$22.65; Human Resource \$6427.51; Library \$9143.34; Liquor \$5300.51; Mayor and Council \$3837.04; Parks \$13,517.27; Planning & Permitting \$9107.88; Police \$36,839.12; Rally \$9535.13; Recreation \$4606.13; Sanitary Service \$16,264.51; Streets \$13,217.90; Wastewater \$10,333.73; Water \$12,345.34; Federal Withholding \$16,225.40; FICA \$14,794.14.

COMBINED CASH FUND – Change Banks, \$7,500.00; First Interstate Bank, \$7,000.00.

GENERAL – A&B Business, \$201.04, rep; A&B Welding, \$5.27, sup; A&J Surplus, \$30.32, sup; Action Mechanical, \$575.00, rep; Affordable Flowers, \$90.00, sup; Americinn Lodge & Suites, \$601.96, travel; Amick Sound, \$34.24, sup; Baker & Taylor, \$91.84, sup; Elton Lane Barden, \$175.00, prof fee; Bear Butte Valley Water, \$136.90, util; Bierschbach Equipment, \$996.00, rent; Black Hills Chemical, \$3,242.43, sup; Black Hills Energy, \$15,011.02, util; Black Hills Pioneer, \$573.35, pub; Chain Saw Center, \$75.90, sup; Culligan, \$64.00, sup; Dakota Riggrs & Tool Supply, \$440.04, rep; Tamera Even, \$35.38, travel; Fastenal, \$11.08, sup; Grimm's Pump & Industrial Supply, \$143.37, rep; Grocery Mart, \$58.80, sup; Don Hackett, \$75.00, prof fee; Emylee Hency, \$75.00, prof fee; Hillyard, \$182.85, sup; Kevin Klug, \$250.00, prof fee; Legendary Electric, \$51.02, rep; Lighting Maintenance, \$19,965.00, rep; Lynn's Dakotamart, \$244.44, sup; Marco Technologies, \$98.58, rep; MasterCard, \$32,882.34, sup; Matfactor, \$200.55, sup; Meade County Auditor, \$15,686.17, other; Miracle Recreation Equipment, \$684.11, rep; MDU, \$2,350.91, util; Keith Morrell, \$50.00, prof fee; O'Reilly Auto Parts, \$94.91, sup; Petty Cash, \$24.69, sup; Powerplan, \$495.16, rep; Precision Concrete Cutting, \$750.00, sup; Purchase Power, \$500.00, sup; Race Wheels Consulting, \$650.00, other; Rapid Fire Protection, \$355.00, other; Don Rourke, \$125.00, prof fee; Sherwin Williams, \$3,023.98, sup; Simon North Region SD, \$242.86, sup; SMRI, \$1,000.00, prof fee; Speedy Lube, \$40.98, sup; Sturgis ATV & Small Engine, \$58.84, rep; Sturgis Harley Davidson, \$23.74, sup; Sturgis Motorcycle Museum, \$6,239.75, pub; The Corner Station, \$61.84, sup; Titan Machinery, \$69.50, rep; Tom's T's, \$914.25, sup; Town-N-Country Plumbing, \$875.26, sup; Uline, \$563.71, sup; Universal Athletic, \$408.47, sup; Katie Walker, \$3,500.00, travel; Werlinger Auto Body Repair, \$3,000.00, equip.

SPECIAL SALES TAX – Black Hills Energy, \$37.37, util; MasterCard, \$444.54, util; MDU, \$47.04, util.

CAPITAL IMPROVEMENT – American Engineering Testing, \$1,564.25; Brosz Engineering, \$23,070.00; Cable Communication Services, \$3,878.74; CommTech, \$1,101.47; Dakota Barricade, \$13,399.15; Fennell Design, \$6,495.50; Grimm’s Pump & Industrial, \$277.50; MasterCard, \$996.00; Sacrison Paving, \$21,429.73; Scull Construction, \$217,284.15; SD Federal Property Agency, \$900.00.

BUSINESS IMPROVEMENT DISTRICT – Anderson Imaging, \$480.90, sup; Gary Barnes, \$20.00, refund; William Baumgartner, \$20.00, refund; Bill Baus, \$20.00, refund; Black Hills Sports Car Club, \$500.00, sup; Rich Cadwell, \$20.00, refund; Bob Carlson, \$20.00, refund; Angelia Dale, \$100.00, sup; Robert Fredrickson, \$100.00, sup; Rob Harris, \$20.00, refund; Lori Jeffery-Kirk, \$6,156.25, sup; Dennis Kettering, \$20.00, refund; Wally Loingung, \$20.00, refund; Loud American, \$320.00, sup; Claude Lynn, \$20.00, refund; Lynn’s Dakotamart, \$100.57, sup; MasterCard, \$110.10, sup; Pizza Hut, \$31.11, sup; Terry Schreiner, \$20.00, refund; The Knuckle Saloon & Steak House, \$2,402.51, sup; Dennis Thunker, \$20.00, refund; Tom’s T’s, \$2,874.20, sup; Travis Vanderpol, \$20.00, refund; Vanway Trophy & Award, \$1,548.30, sup.

HOTEL OCCUPANCY TAX DISTRICT – Six O Five Rockers, \$1,400.00; Sturgis Little League, \$2,000.00.

TIF #12 DOLAN CREEK – Meintz residential Concrete, \$19,680.92.

LIQUOR – Arctic Glacier USA, \$508.38, resale; Black Hills Chemical, \$109.95, resale; Cash-Wa Distributing, \$2,733.00, resale; Cask & Cork, \$1,644.89, resale; Change Banks, \$4,000.00; Coca Cola, \$599.45, resale; Dakota’s Best Distributing, \$98.25, resale; Fisher Beverage, \$17,347.05, resale; Johnson Western Wholesale, \$17,332.23, resale; MasterCard, \$6,578.80, resale; MDU, \$15.95, util; Pepsi Cola, \$81.50, resale; Prairie Berry, \$783.00, resale; Quality Brands of the BH, \$22,507.22, resale; Republic Beverage, \$6,936.94, resale; Southern Glazer’s of SD, \$2,387.43, resale.

WATER – Black Hills Energy, \$9,370.51, util; Core & Main, (\$188.77), sup; Grocery Mart, \$14.27, sup; Hawkins, \$511.50, rep; Jenner Equipment, \$350.57, sup; Lynn’s Dakotamart, \$50.85, sup; MasterCard, \$2,965.28, sup; MDU, \$137.93, util; Petty Cash, \$8.54, sup; SD DENR, \$100.00, rep; SD One Call, \$131.04, prof fee; Simon North Region SD, \$201.48, rep; UCP, \$597.00, rep.

WASTEWATER – Core & Main, \$1,692.90, rep; FMG Engineering, \$975.00, prof fee; G&H Distributing, \$126.00, sup; J&D Precast, \$300.00, rep; Lynn’s Dakotamart, \$9.73, sup; MARLS, \$190.00, prof fee; MasterCard, \$685.73, sup; MDU, \$50.25, util; Performance Automatics, \$375.75, rep; USA Blue Book, \$199.58, sup.

SANITATION – A&J Surplus, \$40.60, rep; Allstate Peterbilt of Rapid City, \$802.69, rep; Carl’s Trailer Sales, \$2,785.00, sup; City of Belle Fourche, \$27,161.11, other; Lynn’s Dakotamart, \$7.98, sup; MasterCard, \$1,977.72, sup; Northern Truck Equipment, \$357.90, sup; Powerplan, \$21.40, rep.

AMBULANCE – A&B Welding, \$44.12, sup; Black Hills Energy, \$535.22, util; MasterCard, \$3,441.68, sup; MDU, \$35.78, util.

Motion by Crane, second by Anderson and carried with all members present unanimously voting yes to approve Resolution 2019-48 - Street Closure for Music on Main Budweiser Clydesdales & Parade.

**RESOLUTION 2019 -48
RESOLUTION TO AUTHORIZE STREET CLOSURE
FOR THE BUDWEISER CLYDESDALES AND PARADE**

WHEREAS, the Budweiser Clydesdales horses and wagon are in the Black Hills and would like to make an appearance at the July 24, 2019 Music on Main event; and

WHEREAS, this is an exciting event as they will parade through downtown Main Street stopping at Rally Point for an hour or so for beer sampling and photo ops; and

WHEREAS, this will require 1000 Dudley Street to be closed on July 24, 2019 from 3:00 pm to 9:00 pm.

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 Wednesday, July 24 at 2:00 pm, and

NOW, THEREFORE, BE IT RESOLVED that to accommodate the safe presentation of providing² this special event, beginning on Wednesday, July 24th from 3:00 pm to 9:00 pm there will be street closure on 1000 Dudley Street.

Dated this 15th day of July 2019.

Published: 07-23-2019

Effective: 08-13-2019

Motion by Martinson, second by Anderson and carried with Carstensen, Anderson, Crane, S. Keszler, T. Keszler, Martinson, Waterland and Zerbst voting yes, Bachand voting no, to approve a Special Events License for Fat Boys LLC (Kenny Price) at 1544 Lazelle (Samson's Corner) during Rally on August 2-11, 2019.

Motion by Zerbst, second by Waterland and carried with Anderson, Carstensen, Martinson, Waterland and Zerbst voting yes, Bachand, Crane, T. Keszler, S. Keszler voting no, to approve Resolution 2019-49 Resolution of Necessity for Special Assessment for Reimbursement of City Funds Used to Construct Utility Infrastructure with the change of the annual installment from 10 years to 5 years and the interest rate changed from 4.5% to 6%.

RESOLUTION 2019-49

RESOLUTION OF NECESSITY FOR SPECIAL ASSESSMENT FOR REIMBURSEMENT OF CITY FUNDS USED TO CONSTRUCT UTILITY INFRASTRUCTURE

WHEREAS, the City of Sturgis entered into a development agreement with Kathryn Martel and Martha Ward, operating as DAVENPORT RANCH DEVELOPMENT, on May 2, 2013, and

WHEREAS, the development agreement allowed for the annexation of approximately 80 acres of undeveloped land into the City of Sturgis, and

WHEREAS, annexation of that land was intended to provide a significant area for job, retail and residential growth and development which will greatly enhance the community's economic growth and broaden the City's tax base; and

WHEREAS, as an incentive in negotiating that Annexation and Development Agreement, the City of Sturgis agreed to let bids and pay the up-front costs for construction of full capacity water

and sewer mains to serve the annexation area in order to help some of the property sell faster to developers, and

WHEREAS, the Exhibit attached to the Annexation and Development Agreement of the parties was a copy of a plat of the subject property, and it showed that roughly 79.4 acres was the area subject to annexation and other requirements of the Agreement, and

WHEREAS, the City of Sturgis has paid for the completed engineering plans for the project and prepared all other documentation required to go to public bid for the project; and

WHEREAS, the Davenport Utility Extension project consisted of planning, design and construction of sewer and water mains with sufficient capacity to serve the entire projected development needs of the entire areas subject to the Annexation and Development Agreement, and to connect that infrastructure with the City water and sewer systems, and

WHEREAS, the City of Sturgis designated the project as the Davenport Ranch Utility Extension Project and bids for the project were received in November of 2013; and

WHEREAS, the materials for the project are those materials specified in the plan on file at the Finance Office for sewer and water pipe, connector joints, valves, aggregate and all other items described in the plan for the Davenport Ranch Utility Extension Project, which was for construction of 2,475 feet of water and sewer utility infrastructure, and

WHEREAS, the City of Sturgis by action of the City Council on December 16, 2013 awarded the bid for the Davenport Ranch Utility Extension Project to Rapid Construction in the amount of \$333,194.07; and

WHEREAS, the Annexation and Development Agreement between Kathryn Martel and Martha Ward, operating as DAVENPORT RANCH DEVELOPMENT, and the City of Sturgis provided that if the property was not actively marketed by Davenport Ranch at the agreed upon price, that the public funds used for construction of the Davenport Ranch Utility Extension Project would be repaid by Ms. Katherine Martel and Ms. Martha Ward to the City of Sturgis, and

WHEREAS, at some time after the Utility Extension contract was awarded, Davenport Family Real Estate became the successor in interest to Davenport Ranch Development as the owner of the subject property, and

WHEREAS, the City of Sturgis upon completion of the Davenport Ranch Utility Extension project in September of 2014 made final payment to Rapid Construction for the project with a final aggregate direct cost for the project totaling \$379,505.23, and

WHEREAS, that in addition to that full payment of \$379,505.23 to Rapid Construction, the City of Sturgis paid project engineering costs of \$31,040.00, electrical service installation costs to Black Hills Power & Light of \$60,558.64 and natural gas service installation costs to Montana - Dakota Utilities of \$5,694.30 for a total cost of the Davenport Ranch Utility Extension Project of \$476,798.17, and

WHEREAS, the Davenport Ranch Utility Extension Project resulted in construction of approximately 2,475 feet of sewer and water lines for a total front footage figure of 4,950 feet and connected to the City of Sturgis utility system for the special benefit of Davenport Family Real Estate property, and

WHEREAS, the plans and significant specification for the Davenport Ranch Utility Extension project are now available for public review at the Finance Office during business hours, and

WHEREAS, that since the completion of the Davenport Ranch Utility Extension Project in about September of 2014, one parcel of the property consisting of approximately one acre was sold and has been developed, and

WHEREAS, the Davenport Family Real Estate property, which abuts the Utility Extension Project on both sides of the improvement, now has front footage of 3,562 lineal feet adjoining the improvements, and

WHEREAS, the Meade County Office of Equalization records indicate that the assessed value of the property in 2013, prior to construction of the Davenport Ranch Utility Extension Project, was about \$268 per acre, and

WHEREAS the records of the Meade County Office of Equalization record indicate that the area of the Davenport land adjoining the Davenport Ranch Utility Extension Project is approximately 44 acres, contained within three parcels of land, and

WHEREAS the records of the Meade County Office Equalization show the 2016 assessed value of parcel # 01.49.03 is \$166,965 for 7.66 acres, or \$21,796 per acre, based on its condition in 2015, and

WHEREAS the records of the Meade County office Equalization show the 2016 assessed value of parcel # 01.49.02R is \$777,475 for 35.613 acres, or \$21,839 per acre, based on its condition in 2015, and

WHEREAS the records of the Meade County office Equalization show the 2017 assessed value of the land for the one lot which has been developed after the Davenport Utility Extension Project, # 01.19.021, is \$43,560 for .98 acre, based on its condition in 2016, and

WHEREAS the maps included in the records of the Meade County Office of Equalization indicate that no more than 44 acres of Davenport Family Real Estate adjoin the Project, and

WHEREAS, Davenport Family Real Estate, LLC has a portion of Lot 2R and a portion of Equalization Parcel #11.22.12, consisting of 30.76 acres, listed for sale at \$758,019.00 or roughly \$24,643.00 per acre, and

WHEREAS, on October 2, 2018 a qualified developer made a cash purchase offer of \$1,400,000.00 with no buyer contingencies for lots 2R and Lot 3, consisting of 43.3 acres, or roughly \$32,332.26 per acre, to close within 31 days, and

WHEREAS, Davenport Family Real Estate refused that full-price cash offer for a portion of two parcels which both adjoin the Davenport Utility Extension Project, and

WHEREAS, the City of Sturgis has notified the Davenport Family Real Estate principals that their refusal of that cash full-price offer puts them in default under the requirements of the Annexation and Development Agreement, and

WHEREAS the Davenport Utility Extension Project is a local improvement as described in SDCL 9-43-75, and

WHEREAS this local improvement project provides a special benefit to the adjoining property as described in SDCL 9-43-76, and

WHEREAS the value of the special benefit from a local improvement is less than the full cost of the project and is less than the increase in value of the adjoining property following the completion of the project, and

WHEREAS, the Sturgis City Council has determined that the benefit to the adjoining Davenport property from the construction of the Davenport Ranch Utility Extension project is \$343,091.84 and also determined, consistent with SDCL 9-43-78, that the special benefit of the project improvements should be assessed to the adjoining property at the rate of \$96.32 per lineal front foot, and

WHEREAS, the City of Sturgis spent public funds for construction of the Davenport Ranch Utility Extension Project for the purpose of providing needed utility services to Davenport Family Real Estate land to assist the owner in selling the property in “developer-ready” condition, and also to obtain a measurable increase in the property tax base of the City of Sturgis.

NOW, THEREFORE, IT IS HEREBY RESOLVED THAT the Sturgis City Council has considered the more general benefit of the Davenport Ranch Utility Extension project to the City of Sturgis and determined that, consistent with SDCL 9-43-82, the remaining cost of constructing those improvements not subject to a special assessment will be paid for by the City of Sturgis in the amount of \$133,706.33, and

NOW, THEREFORE, IT IS HEREBY FURTHER RESOLVED by the Sturgis City Council that the special assessment established for the Davenport Ranch Utility Extension Project may be paid in annual installments for a period not to exceed five (5) years, and

NOW, THEREFORE, IT IS HEREBY FURTHER RESOLVED by the Sturgis City Council that the unpaid balance of the special assessment for the Davenport Ranch Utility Extension Project shall accrue interest at the rate of 6% annually, with no penalty for pre-payment.

Dated this 15th day of July 2019.

Published: 07-23-2019

Effective: 08-13-2019

Several residents and business owners from the county took part in discussions regarding funding for the Sturgis Ambulance Service. The Council considered several ideas and efforts brought forward by those in attendance at the meeting. After final discussion and a request for a deadline extension the following motions were made:

Motion by Bachand, second by Zerbst and failed with Anderson, Bachand and Zerbst voting yes, Carstensen, Crane, S. Keszler, T. Keszler, Martinson and Waterland voting no, to uphold the vote that was made on April 15th, which is the reduced service area for the Ambulance.

Motion by T. Keszler, second by Waterland and was approved with Anderson, Carstensen, Crane, S. Keszler, T. Keszler and Martinson voting yes and Bachand and Zerbst voting no to uphold the reduced service area that was approved April 15, 2019 but to not implement the service area until December 31, 2019 and require a payment of \$30,000 by November 18, 2019 and a

proposal/agreement on how the money will be raised and collected in the coming years. There will be monthly updates from the group at the first Council meeting starting in September.

Five-minute recess taken at 9:48 pm – back in session at 9:55 pm.

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

ORDINANCE 2019-07

**AN ORDINANCE AMENDING ORDINANCE NO. 2018-12
ANNUAL APPROPRIATIONS FOR THE YEAR 2019
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 2018-12 is amended so that the following amounts are hereby appropriated to meet the obligation of the municipality for the year 2019.

General Fund 101

Insurance

4147-42100 – Insurance \$5,000

Parks

4520-42600 –Supplies & Materials \$2,498

Total for General Fund

\$7,498

Source of Funding: Unappropriated cash

Capital Improvement Fund 212

9000-43300 – Improvements

\$1,214,784

Source of Funding: RD Loan

TIF #12 – Dolan Creek 330

9000-42900 – Other

\$270,000

Source of Funding: Property Tax

Adopted this 15th day of July 2019.

First reading: 07-01-2019

Second reading: 07-15-2019

Adopted: 07-15-2019

Published: 07-23-2019

Effective: 08-13-2019

Motion by T. Keszler, second by S. Keszler and carried with all members present unanimously voting yes to approve Resolution 2019-50 - Emergency Repairs to Sly Street with City Manager Ainslie to sign all documents.

RESOLUTION 2019 – 50

**A RESOLUTION FINDING THE NEED FOR EMERGENCY PROCUREMENT AND
AUTHORIZING THE CITY MANAGER TO SIGN A CONTRACT TO COMPLETE
EMERGENCY REPAIRS TO SLY STREET**

WHEREAS, the City of Sturgis desires to expeditiously repair Sly Street following a significant flooding event; and

WHEREAS, the damages to the Sly Street crossings have eliminated any safe access by vehicles to the Woodle Field football and track facilities and the Sturgis Soccer fields; and

WHEREAS, the damages to the Sly Street crossings have eliminated any safe access vehicles to the City park and playground area at Woodland Park, and

WHEREAS, the damages to the Sly Street crossings have eliminated any safe access by pedestrians or vehicles to City Bike Park, and

WHEREAS, the City is working to assess flood damage throughout the City in a prompt manner to assess all the additional damages to public infrastructure, and

WHEREAS, in addition to storm recovery efforts the City is in the final stages of preparations the host the annual Sturgis Rally, a long-time tourism event which each year brings over 350,00 tourists to the City of Sturgis and the Black Hills, and

WHEREAS, the Annual Sturgis Rally set to begin August 2, 2019, and

WHEREAS, the public safety and welfare of the City's residents requires safe access to all the City's recreational and park facilities,

WHEREAS, high school football, soccer and other events held at the City Park will require access in order to hold their events which are significant social and economic drivers in our community; and

WHEREAS, the customary time frame for the City to develop engineer-approved plans and complete the traditional public bid process for construction and repairs under state statute is projected to be 60 to 90 days, and

WHEREAS, The City has requested estimates from contractors regarding the cost of emergency repairs, and

WHEREAS, at this time the City has not yet received any estimate of the cost of these emergency repairs, and

WHEREAS, this is an emergency which requires an agreement to be entered within the next 5-10 days to immediately begin repairs to Sly Street as effectively and efficiently as possible; and

NOW THEREFORE, BE IT HEREBY RESOLVED that the required repairs to Sly Street require an emergency procurement by the City of Sturgis for those needed repairs, and

NOW THEREFORE, BE IT FURTHER RESOLVED that City Manager Daniel Ainslie is hereby authorized to execute a contract for the City of Sturgis to obtain these repairs to the Sly Street area.

NOW THEREFORE, BE IT FURTHER RESOLVED the contract status for these repairs to Sly Street shall be reviewed by the City Council at the July 29, 2019 meeting.

Dated this 15th day of July 2019.

Published: 07-23-2019

Effective: 08-13-2019

Motion by Waterland, second by Crane and carried with all members present unanimously voting yes to approve Resolution 2019-51 – Emergency Replace Blanche Street with City Manager Ainslie to sign all documents.

RESOLUTION 2019 – 51

A RESOLUTION FINDING THE NEED FOR EMERGENCY PROCUREMENT AND AUTHORIZING THE CITY MANAGER TO SIGN A CONTRACT TO COMPLETE EMERGENCY REPAIRS TO BLANCHE STREET

WHEREAS, the City of Sturgis desires to expeditiously repair Blanche Street following a significant flooding event; and

WHEREAS, the damages to the Blanche Street crossings have eliminated any safe access by vehicles to the Woodle Field football and track facilities and the Sturgis Soccer fields; and

WHEREAS, the damages to the Blanche Street crossings have eliminated any safe access vehicles to the City park and playground area at Woodland Park, and

WHEREAS, the damages to the Blanche Street crossings have eliminated any safe access by pedestrians or vehicles to City Bike Park, and

WHEREAS, the City is working to assess flood damage throughout the City in a prompt manner to assess all the additional damages to public infrastructure, and

WHEREAS, in addition to storm recovery efforts the City is in the final stages of preparations the host the annual Sturgis Rally, a long-time tourism event which each year brings over 350,00 tourists to the City of Sturgis and the Black Hills, and

WHEREAS, the Annual Sturgis Rally set to begin August 2, 2019, and

WHEREAS, the public safety and welfare of the City's residents requires safe access to all the City's recreational and park facilities,

WHEREAS, high school football, soccer and other events held at the City Park will require access in order to hold their events which are significant social and economic drivers in our community; and

WHEREAS, the customary time frame for the City to develop engineer-approved plans and complete the traditional public bid process for construction and repairs under state statute is projected to be 60 to 90 days, and

WHEREAS, the City has requested estimated from contractors regarding the cost of emergency repairs, and

WHEREAS, at this time the City has not yet received any estimate of the cost of those emergency repairs, and

WHEREAS, this is an emergency which requires an agreement to be entered into within the next 5-10 days to immediately begin repairs to Blanche Street as effectively and efficiently as possible; and

NOW THEREFORE, BE IT HEREBY RESOLVED that the required repairs to Blanche Street require an emergency procurement by the City of Sturgis for those needed repairs, and

NOW THEREFORE, BE IT FURTHER RESOLVED that City Manager Daniel Ainslie is hereby authorized to execute a contract for these repairs to the Blanche Street area, and

NOW THEREFORE, BE IT FURTHER RESOLVED the contract status for these repairs to Sly Street shall be reviewed by the City Council at the July 29, 2019 meeting.

Dated this 15th day of July 2019.

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Any other business:

- Bill Cissell commented on fireworks and how it effects Veterans, surplus property, 2020 budget worksheets and getting on the agenda for the next Council meeting.
- Lori Penticoff, Kevin Forrester, Brad Hammerbeck, Doug Fichner and Jason Hanson discussed the flooding and improvements made at Murray Addition, Dolan Creek Estates and Big Rig Campground.
- Councilor Bachand questioned a stop sign at Williams Street, grading of alley's in that area and the status of 7th Street Bridge.
- Other Councilor's questioned stop signs and signs for other streets in the City.

Motion by Waterland, seconded by S. Keszler and carried with all members present unanimously voting yes to adjourn the meeting at 10:51 pm.

ATTEST: _____
Fay Bueno, Finance Officer

APPROVED _____
Mark Carstensen, Mayor

Published once at the total approximate cost of \$