

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, November 18, 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 Zerbst. Also, present: City Manager Daniel Ainslie and City Attorney Greg Barnier. Absent: None.

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

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

Motion by Bachand, second by T. Keszler to return to regular session at 6:30 pm.

Mayor Mark Carstensen led everyone in the Pledge of Allegiance.

Informational Reports:

- Minutes of Planning Commission from October 8, 2019

City Manager Ainslie reported:

- a. Six students from the Meade County 46-1 High School FFA program gave a presentation of a mock debate on Vertical Integration of a cattle ranch.
- b. The sales tax update for General Sales Tax and Capital Improvement Tax for September collected in October was up 5.5% month over month and up 4.8% year over year. The Gross Receipts Tax (triple B) was up 4.2% month over month and up 1% year over year.
- c. Payroll Changes within Budget-
  1. Recreation: Cody Schulze-Referee (seasonal) \$20/game K-2 grade, \$25/game 3-6 grade; Jason Wilkins-Referee (seasonal) \$20/game K-2 grade, \$25/game 3-6 grade; Shelby Weisz, Recreation Assistant \$12.00 no status change until 01/01/2020.
  2. Community Center: Cale Dennis-Front Desk Attendant \$9.10 part-time.
  3. Liquor Store: Ryan Duprel-Sales Clerk \$13.05, status change from part-time to half-time.

Motion by Martinson, second by T. Keszler and carried with all members present unanimously voting yes to approve a., b., and d and remove c. and e. on the consent calendar:

- a. Consideration to approve minutes from the November 4, 2019 regular council meeting.
- b. Consideration to set a public hearing for December 2, 2019 Special Events License for the Oasis Bar & Fireside Lounge for the Historical Society Taste of Sturgis event on January 10, 2020.
- ~~c. Consideration to approve Resolution 2019-66 Plat of Lot 1A Revised in Block 1 of Glover's Third Addition from Cheryl Goodall and Gloria Peterson.~~
- d. Consider abatement of city property taxes for Jason and Jaclyn Fields at 2334 S. Baldwin Street.
- ~~e. Consider abatement of city property taxes for Linda and Alvin Span at 1308 Nellie Street.~~

Motion by Martinson, second by Waterland and carried with all members present unanimously voting yes to table item c. to a later date.

Motion by Martinson, second by T. Keszler and carried with all members present unanimously voting yes to have a substitute motion to approve the following items in the consent agenda a. and b.

Motion by Crane, second by S. Keszler and carried with all members present unanimously voting yes to approve item d. the abatement for Jason and Jaclyn Fields at 2334 S. Baldwin with the corrected amount of \$158,975.

Motion by Zerbst, second by Martinson and carried with all members present unanimously voting yes to table the abatement for Linda and Alvin Span at 1308 Nellie Street, in order to make sure all the numbers are correct.

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

**WAGES** – Ambulance \$21,036.15; Attorney \$4029.71; Auditorium \$193.63; Buildings \$1165.17; Cemetery \$2217.86; City Manager \$4562.43; Community Center \$9807.68; Finance Office \$7998.20; Fire Department \$130.50; Human Resource \$4965.11; Library \$8326.19; Liquor \$6117.65; Mayor and Council \$3837.04; Parks \$9159.03; Planning & Permitting \$8758.20; Police \$40,843.31; Rally \$7564.03; Recreation \$2958.94; Sanitary Service \$16,107.92; Streets \$11,831.38; Wastewater \$9207.27; Water \$9712.28; Federal Withholding \$15,445.61; FICA \$13,723.83.

**CAPITAL IMPROVEMENT** – A&L Contractors, \$720.00.

**COMBINED CASH FUND** – First Interstate Bank, \$2,000.00.

**GENERAL** – A&B Business, \$201.04, rep; A&J Surplus, \$389.15, sup; Amick Sound, \$34.24, rep; Baker & Taylor, \$114.32, sup; Bierschbach Equipment, \$266.00, sup; Black Hills & Badlands tourism, \$150.00, sup; Black Hills Chemical, \$1,093.82, sup; Black Hills Door Systems, \$1,241.41, rep; Black Hills Energy \$13,666.98, util; Black Hills Pioneer, \$1,285.23, pub; Black Hills Tent & Awning, \$123.00, rep; Richard Brungardt, \$300.00, refund; Chain Saw Center, \$1,111.87, equip; Culligan of the Black Hills, \$70.50, sup; Dana's Plumbing, \$145.00, rep; DEMCO, \$898.23, sup; Double Star Computing, \$752.50, prof fee; EB Communications, \$110.00, prof fee; Joyce Ehlers, \$500.00, ins; Epic Outdoor Advertising, \$1,150.00, rent; Freed's Floors, \$88.20, sup; Godfrey Brake Service, \$607.00, sup; Dylan Goetsch, \$68.87, sup; Grocery Mart, \$70.93, sup; Ken Grosch, \$30.00, other; Harvey's Lock Shop, \$172.49, rep; Hillyard, \$239.80, sup; Hotel by Gold Dust, \$3,000.00, sup; Tyler Katifors, \$500.00, ins; Lynn's Dakotamart, \$318.54, sup; MasterCard, \$70,870.31, sup; Matfactor, \$341.50, sup; Meade County Auditor, \$17,447.23, other; MDU, \$5,073.86, util; Annette Moore, \$500.00, insl; Nebraska Salt & Grain, \$4,634.58, sup; Northern Truck Equipment, \$61.00, rep; O'Reilly Auto Parts, \$118.20, rep; Benny Page, \$432.33, ins; Pheasantland Industries, \$1,249.95, sup; Powerplan, \$7.94, sup; Purchase Power, \$500.00, sup; Rally Point Shade, \$1,305.65, prof fee; Ramkota Hotel, \$203.98, travel; Rushmore Office Supply, \$588.96, sup; Sacrison Asphalt, \$94.80, sup; Angie Scherer, \$500.00, ins; Scooptown Carwash, \$4,096.55, prof fee; SD Firefighters Assn, \$1,125.00, other; Speedy Lube, \$37.24, rep; The Corner Station, \$71.74, sup; Time Equipment Rental & Sales, \$8.95, rep; Tom's T's, \$537.80, sup; Town-n-Country Plumbing, \$7.18, sup; United States Treasury, \$20,005.25, pmt; Universal Athletic, \$205.74, sup; West Payment Center, \$447.96, prof fee; Elaine Wolken, \$200.00, ins;

**SPECIAL SALES TAX** – Black Hills Energy, \$43.45, util; MasterCard, \$444.54, util; MDU, \$38.35, util.

**CAPITAL IMPROVEMENT** – Baseline Surveying, \$1,160.00; Fennell Design, \$2,096.50; Northern Industries, \$36,398.00.

**BUSINESS IMPROVEMENT DISTRICT** – MasterCard, \$3,976.00, pub; Meade County Senior Citizens, \$80.00, sup; Rushmore Office Supply, \$21.00, sup.

**HOTEL OCCUPANCY TAX DISTRICT** – Black Hills & Badlands Tourism Assn., \$1,070.50, other.

**LIBRARY** – Sturgis Library, \$10,016.58, other.

**TIF #12 DOLAN CREEK** – MasterCard, \$293.81; Tow-n-Country Plumbing, \$211.26.

**LIQUOR** – Arctic Glacier USA, \$84.24, resale; Big Berthas Biker Bar, \$24.23, refund; Black Hills Pioneer, \$110.00, pub; Lisa Boyer, \$500.00, ins; Cash-Wa Distributing, \$1,029.15, resale; Cask & Cork, \$950.48, resale; Coca Cola, \$460.50, resale; Dakota's Best Distributing, \$189.75, resale; Days End Campground, \$119.02, refund; Double Star Computing, \$12.50, prof fee; Fisher Beverage, \$5,979.55, resale; Johnson Western Wholesale, \$22,300.47, resale; MasterCard, \$5,120.70, prof fee; MDU, \$123.32, util; Pepsi Cola, \$147.75, resale; Quality Brands, \$12,112.94, resale; Republic Beverage, \$17,261.43, resale; Roscoz, \$76.23, refund; Royal Flush, \$766.20, refund; Rushmore Office Supply, \$707.40, sup; Schade Vineyard, \$264.00, resale; Southern Glazer's of SD, \$1,812.80, resale; Sturgis RV Park, \$6.86, refund; Trishelle Tammi, \$500.00, ins; United States Treasury, \$1,428.95, pmt.

**WATER** – Black Hills Energy, \$9,899.15, util; Black Hills Pioneer, \$18.02, pub; Double Star Computing, \$12.50, prof fee; Grocery Mart, \$15.98, sup; Hach Co, \$224.00, prof fee; Hawkins, \$594.83, sup; MasterCard, \$2,538.31, sup; Midcontinent Testing Lab, \$170.00, prof fee; MDU, \$172.85, util; SD One Call, \$77.28, prof fee; United States Treasury, \$628.95, pmt; Elaine Wolken, \$300.00, ins.

**WASTEWATER** – Advanced Engineering & Environmental, \$39,349.80, cap imp; Dan Cass, \$250.00, ins; Double Star Computing, \$12.50, prof fee; MasterCard, \$1,017.76, rep; Midcontinent Testing Lab, \$614.00, prof fee; MDU, \$48.50, util; Speedy Lube, \$40.98, sup; United States Treasury, \$728.95, pmt; USA Blue Book, \$127.30, sup; Wells Plumbing, \$208.60, sup.

**SANITATION** – A&J Surplus, \$118.00, rep; Andrew Barff, \$500.00, ins; Black Hills Energy, \$15.00, util; Dan Cass, \$250.00, ins; Bill Coacher, \$500.00, ins; Double Star Computing, \$12.50, prof fee; Godfrey Brake Service, \$1,042.79, sup; Jay Johnson, \$500.00, ins; Kadrmas, Lee & Jackson, \$1,000.00, prof fee; Levi Littler, \$500.00, ins; Lynn's Dakotamart, \$27.49, sup; MasterCard, \$6,219.28, sup; Pete Lien & Sons, \$386.25, sup; Dan Tammi, \$500.00, ins; United States Treasury, \$878.95, pmt.

**AMBULANCE** – Black Hills Door Systems, \$1,241.40, rep; Black Hills Energy, \$610.12, util; Double Star Computing, \$12.50, prof fee; Henry Schein, \$253.30, sup; Lynn's Dakotamart, \$4.79, sup; MasterCard, \$3,214.10, sup; MDU, \$119.53, util; Rushmore Office Supply, \$681.83, sup; Stryker Sales Corp, \$2,917.05, prof fee; United States Treasury, \$2,778.95, pmt.

Motion by Martinson, second by T. Keszler and carried with all members present unanimously voting yes to table a variance to street improvement installation at 420 7<sup>th</sup> Street for Sturgis Properties LLC (Don Feist) and consider an agreement to protect the City.

Motion by Bachand, second by Crane and carried with all members present unanimously voting yes to approve a zoning amendment request from Todd and Kristen Loftus to change the zoning from Medium-Residential Housing to Highway Service for 885 Main Street.

Motion by Waterland, second by Martinson and carried with all members present unanimously voting yes to approve the use of City property for the Tree Lighting ceremony and open container on December 5. Also, approve the Parade of Lights Parade route for December 6<sup>th</sup>.

Motion by Crane, second by Bachand and carried with all members present unanimously voting yes to approve a Consumption Permit for Classic Movie Night on December 13, 2019, January 10, 2020, February 14, 2020, and March 13, 2020.

Motion by Bachand, second by Martinson and carried with all members present unanimously voting yes to approve the following 2020 Liquor and Wine Licenses renewals.

Package (off-sale) Liquor

1. City of Sturgis, dba Sturgis Liquor – 1075 Lazelle
2. City of Sturgis, dba Sturgis Liquor Annex – 985 Harley-Davidson Way

Retail (on-sale w/Sunday Sales) Liquor

1. American Legion Meade Post 33/ VFW Paha Sapa Post 2730 – 868 Main St
2. Low Country Oysters of Sturgis, LLC dba The Beaver Bar –12976 Highway 34
3. KSLB & D, Inc dba Iron Horse Saloon & Steakhouse – 888 Junction Ave.
4. Lonbar LLC – 2715 Lazelle
5. Homeslice Management, LLC dba Loud American Roadhouse – 1305 Main St
6. PSI Enterprises, LLC dba Oasis Bar & Lounge – 1145 Main St
7. One Eyed Jacks Saloon of Sturgis Inc dba One Eyed Jack's Saloon – 1304 Main St
8. Schmid Investments dba Sidehack Saloon – 1027 Lazelle Street
9. Key City Enterprises Dba The Knuckle Saloon – 931 1st Street

Wine (on-off sale) License

1. CBH Cooperative – Cenex-C-Store – 2030 Lazelle Street
2. Moyle Petroleum dba Common Cents – 2421 Junction Ave
3. Days End Campground – 2501 Avalanche Rd
4. Robert Tompkins dba Dirty Dogs Roadhouse Inc – 1025 Junction
5. Dolgen Midwest LLC dba Dollar General Store #18409 – 1940 Lazelle
6. Kan-Meyer Inc dba Grocery Mart – 2216 Junction Ave
7. Sheree D Schriver dba Jambonz Grill & Pub – 2214 Junction Ave.
8. Lynn's Discount Foods, Inc. dba Lynn's Dakota Mart – 1111 Lazelle St
9. Dungeon Bar dba Royal Flush Casino and Sports Bar – 1030 Main Street
10. Jawbone Investments dba Stinger Saloon – 1102 Main
11. MAJR, LLC dba Sturgis Coffee Company – 2275 Lazelle Street
12. Sturgis Wine Company LLC dba Sturgis Wine Company – 1117 Main Street
13. Key City Enterprises Dba The Knuckle Saloon – 931 1st Street
14. Baylee White / Morgan LLC dba Total E'Clips Salon – 920 1st St
15. Willie Nillie Inc. dba Willie Nillie – 2715 Lazelle Street
16. BW Gas & Convenience LLC dba Yesway Store 1194 – 2620 Lazelle

Item a. under Reports was removed due to the variance on property located at 470 7<sup>th</sup> Street was tabled.

Motion by Waterland, second by Zerbst and carried with all members present unanimously voting yes to approve signing the 2020 Professional Services Contract with Sturgis Economic Development Corp.

Motion by Martinson, second by T. Keszler and carried with Carstensen, Anderson, Crane, S. Keszler, T. Keszler, Martinson, Waterland and Zerbst voting yes, Bachand voting no, to approve signing the 2020 Ambulance Agreement with Lawrence County.

Motion by Martinson, second by Waterland and carried with all members present unanimously voting yes to approve first reading of Title 11 - Health & Sanitation.

Motion by Waterland, second by Crane and carried with all members present unanimously voting yes to approve first reading of Title 18 - Zoning.

Motion by Waterland, second by Martinson and carried with all members present unanimously voting yes to approve rejecting the bids for Woodland Drive and 7<sup>th</sup> Street reconstruction projects.

Motion by T. Keszler, second by Crane and carried with all members present unanimously voting yes to not implement the revised Ambulance area until April 7, 2020 and to not request any further moneys at this time.

Any other business:

Councilor Bachand thanked everyone that is working on the Meade County Ambulance donations and Ambulance District.

A question was asked about the Dolan Creek retention pond. It is about 95% complete.

Motion by Zerbst, seconded by T. Keszler and carried with all members present unanimously voting yes to adjourn the meeting at 8:07 pm.

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

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

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