

PROCEEDINGS OF THE STURGIS CITY COUNCIL

The Common Council of the City of Sturgis met in regular session starting at 6:30 p.m. on Monday, December 5, 2011 at the Erskine Building. Present: Mayor Mark Carstensen, Alderpersons, Clint Brengle, Joe DesJarlais, David Hersrud, Marcia Johnston, Jamie McVay, Tim Potts, Dane Sundstrom, and Kelly Vasknetz. Also present City Manager Daniel Ainslie and City Attorney Greg Barnier. Absent: None

Mayor Mark Carstensen led everyone in the Pledge of Allegiance.

Announcements: None

Motion by Brengle, second by Potts and carried with all members voting yes to approve the agenda as written.

Motion by Brengle, second by Johnston and carried with all members voting yes to approve the minutes of the Special meeting held on November 14, 2011 and the regular council meeting held on November 21, 2011.

Motion by Potts, second by Brengle and carried with all members voting yes to approve the following claims with the exceptions of – Mainline Contracting, \$155,697.77, cap imp. and Hersrud, \$2.78, repair.

Wages – Ambulance \$26,676.43; Attorney \$5,482.38; Auditorium \$175.28; Buildings \$4,075.91; Cemetery \$1976.77; City Manager \$6,079.91; Community Center \$24,907.03; Community Development \$8,777.06; Finance Office \$17,3339.61; Fire Department \$4,420.69; Human Resource \$4,581.54; Library \$16,950.63; Liquor \$8,330.59; Mayor and Council \$6,666.54; Parks \$25,027.16; Police \$71,165.26; Rally \$6,267.66; Sanitary Service \$19,996.62; Streets \$16,977.63; Wastewater \$18,185.31; Water \$23,519.86; Federal Withholding \$30,705.27; FICA \$23,227.11. (Two Pay Periods)

General – A&B Business, \$82.18, repair; Access to Money, \$35.66, other; Alexandra Alverson, \$30.00, cc prog exp; Laura Alyea, \$360.60, cc prog exp; Amazon, \$471.48, supp; Amcon, \$33.07, merch for resale; Avaya, \$36.39, util; Baker & Taylor, \$696.83, supp; Best Western Ramkota, \$751.92, travel; BH Power, \$1031.19, util; Black Hills.com, \$100.00, util; Brown Industries, \$73.75, supp; Jerry Burnham, \$2418.36, prof fee; Butte Electric, \$580.29, util; CBH Coop, \$213.34, supp; Century Business Products, \$100.10, supp; Chamber of Commerce, \$416.67, other; Chris Supply, \$57.48, repair; City of Sturgis Water Dept, \$948.42, util; Dakota Ammo, \$525.00, equip; Dakota Mill & Grain, \$24.50, supp; Dish Network, \$79.95, util; Double Star Computing, \$956.62, repair; Energy Lab, \$37.10, maint; Faces, \$48.00, supp; Fedex, \$77.60, supp; Flexible Benefits, \$72.62, other; Free Motion Fitness, \$253.51, repair; Freeman Electric, \$550.00, repair; Great Western Tire Company, \$642.64, supp; Hillyard, \$355.20, supp; Ikon Office, \$193.00, prof fee; Key City Glass, \$64.00, repair; Knology, \$2181.62, util; Shannon Kvanvig, \$65.00, repair; Alexis Lemmel, \$80.00, cc prog exp; Lynn's Dakotamart, \$335.92, supp; Meade Co Auditor, \$3050.33, util; Carla Mentele, \$27.50, refund; Midamerica Books, \$104.22, supp; Candy Morrell, \$3311.09, maint; Motoring USA, \$5122.00, prof fee; Neve's Uniforms, \$1991.88, equip; Nordic Woods, \$16,150.00, repair; Occupational Health, \$531.94, prof fee; Office Depot, \$79.98, supp; Pamida, \$99.95, supp; Pete Lien, \$38.00, supp; Kahlie Peterson, \$45.00, cc prog exp; Pitney Bowes, \$109.12, rent; Print Mark-et, \$837.29, publ; Lynsey Prosser, \$20.00, cc prog exp; Rapid Delivery, \$58.68, repair; Rausch Monuments, \$75.00, supp; Regional Home Medical Equip, \$12.00, repair; Reiman Publications, \$16.98, supp; Robert Sharp & Assoc, \$2805.00, publ-rally; Rockingtree Landscapes, \$415.00, supp; Sand Creek Printing,

\$65.00, supp; SD Dept of Tourism, \$300.00, travel; SD Park & Recreation, \$40.00, travel; SD Society of Professional Land Surveyor, \$100.00, prof fee; Errin Short, \$20.00, cc prog exp; Jeanie Shyne, \$500.00, grp ins; Sidehack Saloon, \$40.50, other; SMRI, \$50,291.69, other-rally; Sturgis Rally Charities, \$25,145.85, other-rally; Super 8 Motel, \$232.50, travel; The Shopper, \$479.37, supp; Tom's T's, \$249.98, supp; Tanner Urbaniak, \$80.00, cc prog exp; Vanway Trophy, \$8.90, other; Verizon, \$2268.63, util; Vinyl-Pro, \$45.00, repair; Visitor Industry Alliance, \$75.00, travel-rally; West River Electric, \$521.60, util; Donald Whitehead, \$30.00, other; Chase Williamson, \$60.00, cc prog exp; Elaine Wolken, \$1000.00, grp ins.

Parks – Double Star Computing, \$26.66, repair.

Ambulance – City of Sturgis Water Dept, \$37.50, util; Flexible Benefits, \$7.70, other; Greens Alignment, \$699.96, supp; Knology, \$104.64, util; Occupational Health, \$77.12, prof fee; Print Mark-et, \$59.80, publ; Regional Home Medical Equip, \$2661.26, supp; Verizon, \$68.38, util.

Mayor's Ride – National Fallen Fighters, \$1000.00, other; Sturgis Law Enf Reserve, \$3000.00, other; Sturgis Volunteer Fire Dept, \$11,000.00, other.

Special Sales Tax – Chamber of Commerce, \$10,416.67, chamber; SEDC, \$10,416.67, ind dev.

Capital Improvement – Doug O'Bryan Contracting, \$16,915.05, cap imp.

Liquor – Amcon, \$1502.17, cig for resale; Century Business Products, \$1.05, supp; City of Sturgis Water Dept, \$43.74, util; Double Star Computing, \$26.68, repair; Knology, \$164.25, util; Harriet Lolley, \$56.00, merch for resale; Lynn's Dakotamart, \$13.66, repair; North Country Business Product, \$940.00, maint; Occupational Health, \$30.00, prof fee; Print Mark-et, \$59.80, publ; Verizon, \$53.68, util.

Water – BH Power, \$3726.11, util; Butte Electric, \$183.60, util; City of Sturgis Water Dept, \$75.00, util; Double Star Computing, \$26.68, repair; Flexible Benefits, \$6.88, other; Beverly Johnson, \$500.00, grp ins; Knology, \$119.70, util; Candy Morrell, \$362.55, maint; Occupational Health, \$94.24, prof fee; Print Mark-et, \$59.80, publ; Sand Creek Publishing, \$32.50, supp; Verizon, \$363.49, util.

Wastewater – AT&T Mobility, \$140.60, util; BH Power, \$2119.75, util; City of Sturgis Water Dept, \$11.71, util; Double Star Computing, \$26.68, repair; Candy Morrell, \$238.18, maint; Northwest Pipe, \$57.28, repair; Print Mark-et, \$59.80, publ; Verizon, \$157.92, util.

Sanitary Service – BH Power, \$283.98, util; Century Link, \$61.81, util; Double Star Computing, \$26.68, repair; Fastenal Company, \$9.52, repair; Great Western Tire, \$52.50, repair; Inland Truck Parts, \$85.44, repair; Candy Morrell, \$238.18, maint; New Deal Tire, \$5514.75, other; Northwest Pipe, \$62.22, repair; Print Mark-et, \$59.80, publ; Verizon, \$44.62, util.

DARE Trust – DARE Catalog.com, \$712.51, supp; Robotronics, \$117.00, supp; Tee's Plus, \$80.50, supp.

Community Center Children's Fund – Sturgis Community Center, \$20.00, other.

Motion by Brengle, second by Johnston and carried with Brengle, Carstensen, DesJarlais, Johnston, McVay, Sundstrom, and Vasknetz voting yes and Potts and Hersrud abstaining to approve the following claims – Mainline Contracting, \$155,697.77, cap imp. and Hersrud, \$2.78, repair.

Committee Report:

Councilor Johnston reported that the Library Board met on November 30 and approved final reading of the Emergency Procedures Policy and the Exam Proctoring Policy. There was an election for Board officers and they approved the new part-time Library Tech.

“Scrooge Night” will be December 15th from 5 to 7 at the Library. There will be four Black Hills authors available to sign copies of their new book releases.

The Library and the Board of Trustees would like to thank Carole Hallock and Francie Ruebel Alberts for the “Santa Recycling Center 2” fundraiser and the donation of \$265 to the Library. Similar donations were given to the Food Pantry and the Crisis Shelter.

City Manager Report:

Motion by Brengle, second by Potts and carried with all members voting yes to approve the following new hires: **Library-** PT Library Tech Aide- Eddie Wagner-\$8.00. **Community Center-** Life Guard – Mike Grosek - \$8.00. **Animal Shelter** – PT Aide (Temporary) – Courtnie Matthew-\$30 per shift up to 4 hours.

City Manager Daniel Ainslie was happy to report that general and capital improvements sales tax is up 5.3% compared to last year and that the special sales tax is even with last year.

Councilor Hersrud asked that City Manager Ainslie explain why there was a discrepancy in the article from the Rapid City Journal that reported on sales tax for the City of Sturgis. Ainslie said that the Rapid City Journal took their information from the September report from the Department of Revenue, which said the City's sales tax was down 37%. This report does not give the full picture of the entire year and that the August report showed a 75% increase while October showed a 25% increase. It is a timing issue of when the State receives the sales tax money and when the money is sent to the City. The important number is at the end of the year and year to date sales tax is up. Ainslie noted that this is a good thing for the City.

Police Chief Jim Bush presented an update of his department:

- As of November 15th there have been 8013 calls for service.
- The department has a School Resources Officer in the school system.
- The department runs the Community Service program for the area which a Police Officer oversees the program; he also works with the Community Pride group.
- They work with the Action for the Betterment of Community (ABC).
- The Police Officers are always continuing their training to keep their certification up.
- Several grants have been received for equipment.

Interim Superintendent Dale Olson did an update of the Water Department:

- Finished up Murray Addition water project early in 2011.
- Replaced water mains around the hospital this summer.
- Working with DOT to do the water mains on Lazelle Street.
- They have put a hold on phase 2 of the water project.
- There was an emergency water line main replacement on Harmon Street.

Motion by McVay, second by Brengle with all members present voting yes to approve setting a public hearing date of January 3, 2012 for a variance for a front yard setback for a carport at 1942 Arizona Ave for Roucal Bratland. (This is a re-scheduled public hearing.)

Motion by Hersrud, second by McVay and carried with Carstensen, DesJarlais, Johnston, Hersrud, McVay, Potts, Sundstrom, and Vasknetz voting yes and Brengle abstaining to approve the application for a transfer of a Retail on-sale w/Sunday sales Liquor license from Si Senior, LLC to Phil Town Inn Inc, Phil Town Inn at 2431 S. Junction.

Motion by DesJarlais, second by Hersrud and carried with Carstensen, DesJarlais, Johnston, Hersrud, McVay, Potts, Sundstrom, and Vasknetz voting yes and Brengle abstaining following applications for the 2012 for renewal of the following Liquor and Wine licenses:

Package (off-sale) Liquor

1. City of Sturgis, dba Sturgis Liquor – 1075 Lazelle

Retail (on-sale w/Sunday Sales) Liquor

1. KSLB & D – DBA -Easy Riders Steakhouse – 888 Junction Ave.
2. Homeslice Management, LLC, dba Loud American Roadhouse – 1305 Main St
3. One Eyed Jacks Saloon of Sturgis Inc, dba One Eyed Jack’s Saloon – 1304 Main St
4. American Legion Mead Post 33/ VFW Paha Sapa Post 2730 – 868 Main St.
5. Key City Enterprises-The Knuckle Saloon – 931 1st Street
6. Phil-Town Inn Inc., Phil Town Inn – 2431 S. Junction

Wine (on-off sale) License

1. Billy & Jason Fields, dba Rosco’z – 976 Lazelle
2. Fresh Start Convenience Store, Inc. – 2620 Lazelle St.
3. Dungeon Bar, dba Royal Flush Casino and Sports Bar – 1030 Main Street
4. Tom’s T’s, Inc.; dba – Sturgis Wine Company – 1117 Main Street
5. Willie Nillie Inc.; Willie Nillie – 2715 Lazelle Street
6. MAJR, LLC – dba – Sturgis Coffee Company – 2275 Lazelle Street
7. Sturgis Water Works Com LLC- DBA – JJ Davenport’s Restaurant

Motion by McVay , second by Vasknetz and carried with Carstensen, DesJarlais , Johnston, Hersrud, McVay, Potts ,Sundstrom, and Vasknetz voting yes and Brengle abstaining to approve the application for a new wine license for Matthew Alan Goodine – Goodine’s – 2214 Junction Ave. (Formerly Chive’s).

Motion by Johnston , second by Potts and carried with t Carstensen, DesJarlais , Johnston, Hersrud, McVay, Potts ,Sundstrom, and Vasknetz voting yes and Brengle abstaining to approve the application for a restaurant malt beverage license for Matthew Alan Gooding – Goodine’s- 2214 Junction Ave. (Formerly Chive’s).

Motion by Brengle, second by Hersrud and carried to approve second reading of Ordinance 2011-10- Amending Ordinance 2010-10 – Annual Appropriations for the Year 2011.

**Ordinance No. 2011-10
AN ORDINANCE AMENDING ORDINANCE NO. 2010-10
ANNUAL APPROPRIATIONS FOR THE YEAR 2011
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 2010-10 be amended so that the following amounts are hereby appropriated to meet the obligation of the municipality for the year 2011.

General Fund	101		
4520-4250	Parks – Repairs and Maintenance		\$36,500
	Source of Funding: Insurance proceeds		
Capital Improvements	212		
4350 4370	Capital Improvement – Airport Runway & lighting & fencing		\$225,000
	Source of Funding: Airport Grant		
4311 4370	Capital Improvements – Sly Hill/Moose Drive		\$35,000
	Source of Funding: Unexpended Cash and Grant money		
TIF #7 – Legner	– 325		
9000 4290	TIF payment		\$53,175

Source of Funding: Real Estate Taxes

TIF #8 – Allison II - 326

9000 4290 TIF payment

Source of Funding: Real Estate Taxes

\$10,175

Adopted this 5th of December, 2011.

First reading: 11-21-11

Second reading: 12-05-11

Adopted: 12-05-11

Published: 12-14-11

Effective: 01-03-12

Mayor Carstensen and Rally director Brenda Vasknetz presented checks to the following organizations:

Sturgis Rally Charities Foundation: \$25,145.81

Sturgis Volunteer Fire Department: \$11,000

Sturgis Police Reserves: \$3,000

A check will be given to the National Fallen Fighters Foundation for \$1,000

Motion by McVay, second by Johnston and carried with all members voting yes to seek proposals for action to control the Mountain Pine Beetle infestation on the Watershed Property.

The following bids were received for two recycling trailers:

Iron Outfitters - DBA: Dakota Cable Solutions, Inc. - \$31,932

Haul-All Equipment Systems, LTD - \$34,998

Motion by Brengle, seconded by DesJarlais and carried with all members voting yes to award the low bid to Iron Outfitters (DBA) Dakota Cable Solutions, Inc for \$31,932.

The following bids were received for a vertical baler:

Recovery Systems Co., Inc. - \$11,150

Wastequip Mfg. Co., LLC - \$13,009

Northern Truck Equipment Corp - \$15,550

Harmony Enterprises - \$12,976

Motion by Johnston, second by McVay and carried with all members voting yes to award the low bid to Recovery Systems Co., Inc. for \$11,150.

Motion by Vasknetz, second by McVay and carried with Carstensen, DesJarlais, Johnston, Hersrud, McVay, Potts, Sundstrom, and Vasknetz voting yes and Brengle abstaining to set a public hearing date of December 19, 2011 for a transfer of a on-sale Retail Liquor license from Chaffee/Bradley LLC (Gunner's Lounge) to Schimd Investments-Sidehack Saloon, Inc.

Motion by DesJarlais second by Hersrud and carried with Carstensen, DesJarlais, Johnston, Hersrud, McVay, Potts, Sundstrom, and Vasknetz voting yes and Brengle abstaining to set a public hearing date of December 19, 2011 for a transfer of an on-sale Retail Liquor license from Chaffee/Bradley LLC (Oasis Bar & Lounge) to PSI Enterprises, LLC, Oasis Bar & Lounge.

Motion by Hersrud second by Potts and carried with Carstensen, DesJarlais, Johnston, Hersrud, McVay, Potts, Sundstrom, and Vasknetz voting yes and Brengle abstaining to set a public

hearing date of December 29, 2011 for the renewal of an on-sale Retail Liquor license for Schimid Investments-Sidehack Saloon, Inc.

Motion by Vasknetz second by DesJarlais and carried with Carstensen, DesJarlais , Johnston, Hersrud, McVay, Potts ,Sundstrom, and Vasknetz voting yes and Brengle abstaining to set a public hearing date of December 29, 2011 for the renewal of an on-sale Retail Liquor license for PSI Enterprises, LLC, Oasis Bar & Lounge.

Any other business:

Jack Hoel asked if all the Sponsorship money had been received and if we pay the Sponsorship agent his commission prior to getting the money. Two Sponsors have not paid yet and we do not pay the agent until we receive the payment. He also questioned if all the City property was rented during the Rally. Rally director Vasknetz said that most property had been rented.

Kathy Hersrud asked that the amount that was given to SMRi be announced which was \$50,291.61.

A new contract with SMRi will be negotiated as the old contract will end the first of the year.

Motion by Hersrud, second by Brengle and carried with all members voting yes to go into executive session at 7:12 p.m. for contracts.

Motion by Johnston second by Hersrud and carried with all members voting yes to come out of executive session at 7:25 p.m.

Mayor Carstensen adjourned the meeting at 7:25 p.m.

ATTEST: _____ APPROVED _____
Fay Bueno, Finance Officer Mark Carstensen, Mayor

Published once at the total approximate cost \$166.24.