

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, May 7, 2012 at the Erskine Building. Present: Mayor Mark Carstensen, Alderpersons, Clint Brengle, Joe DesJarlais, Marcia Johnston, David Hersrud, 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:

- Police Chief Bush awarded the Life Saving Award to Reserve Officer Dusty Barker who saved a young person from drowning in the pool at Phil Town Motel.
- Mayor Carstensen proclaim the week of May 20-26 as Emergency Medical Services Week.
- A thank you was given to Kindra Gordon and the Bear Butte 4-H Club for spearheading a “Spruce Up Sturgis” effort on Wed, May 25th.
- Mayor Carstensen proclaim May 17, 2012 as National Curves Day.
- Clean up week is May 7th through May 11th.
- Arbor Day is May 10th.
- The Jeff Smit Track Meet was a success with 1200 people attending.
- The DENR awarded the Sturgis Water Department with the Drinking Water Certificate Award for outstanding compliance with State standards.
- There will be an open house at the Sturgis Motorcycle Museum on May 17th from 5-7 pm.

City Manager Ainslie reported:

- 2012 Sales Tax in General Fund and Capital Improvements is up 1.2% over last year’s budget and the Gross receipts sales tax (Triple B) is up 4.1% over last year.
- At this time a Bike Path expansion project power point presentation was given. Citizens, Scott Matthews, Diedra and Dan Avery and Tom Wilts had several concerns about the location of this bike path to their homes and asked the Council to find another location for this Bike Path. The Council will take in to consideration their concerns.

Motion by Potts, second by Brengle and carried with all members voting yes to approve the removal of 11F from the Agenda, which is consideration to approve or disapprove Resolution 2012- 15 for a 50/50 Raffle Drawing for the Sturgis Chamber of Commerce to be held on June 16, 2012.

Motion by Brengle, second by Johnston and carried with all members voting yes to approve the consent agenda items with the changes.

Motion by Brengle, second by Hersrud and carried with all members voting yes to approve the following claims:

Wages – Ambulance \$11,939.62; Attorney \$2,884.62; Auditorium \$230.87; Buildings \$2,093.03; Cemetery \$2,395.03; City Manager \$4,804.78; Community Center \$12,018.05; Community Development \$5,115.03; Finance Office \$9,320.25; Fire Department \$3,363.06; Human Resource \$2,121.81; Library \$8,708.08; Liquor \$4,227.45; Mayor and Council \$3,333.27; Parks \$10,506.63; Police \$33,818.31; Rally \$3,330.28; Sanitary Service \$9,187.30; Streets \$8,448.05; Wastewater \$8,941.76; Water \$12,246.26; Federal Withholding \$14,698.27; FICA \$11,638.31.

General – A&B Business, \$85.69, repair; Amazon, \$284.86, supp; Amcon, \$396.05, merch for resale; Gary Anderson, \$335.00, grp insur; Argus Leader, \$293.77, supp; Assoc Supply Co, \$487.00, repair; Avaya, \$36.39, util; Baker & Taylor, \$390.60, supp; Barrows Electric, \$94.71, repair; Best Western Ramkota, \$179.98, travel; BH Badlands, \$315.00, pub-rally; BH Pioneer, \$162.00, supp; BH Power, \$11,716.98, util; Broad Reach, \$212.39, supp; Buckle Tree, \$570.00, other; Jerry Burnham, \$2490.92, prof fee; Butte Electric, \$531.93, util; Caselle, \$1561.00, prof fee; CBH Coop, \$9062.77, supp; Century Business Leasing, \$195.76, prof fee; Century Business Products, \$1114.27, repair; Chamber of Commerce, \$1417.50, publ-rally; Cimarron Drilling, \$3324.46, repair; City of Sturgis Police-petty cash, \$17.80, travel; City of Sturgis Water Dept, \$1450.08, util; Coca Cola, \$42.50, supp; Community Center, \$80.00, other; Corbon Law Enforcement, \$71.01, supp; Council of State Governments, \$58.50, supp; Dakota Supply Co, \$1162.52, supp; Diamond Vogel, \$636.07, supp; Dish Network, \$79.95, util; Double Star Computing, \$5129.20, minor equip; Dueco, \$186.57, repair; Energy Lab, \$37.10, maint; Fidelity Builders Supply, \$720.50, merch for resale; Finance Change Banks, \$150.00, other; Freeman Electric, \$1108.58, minor equip; G&H Distributing, \$103.21, repair; Ikon Office, \$202.65, prof fee; Integrity Sheet Metal, \$895.25; JH Hilt Engineering, \$1863.00, supp; Key City Glass, \$210.00, repair; Knology, \$2380.60, util; Leaning Door Enterprises, \$179.30, repair; Meade Co Auditor, \$2859.50, util; MDU, \$2898.82, util; Candy Morrell, \$3311.09, maint; Motionsoft, \$450.00, prof fee; Motoring USA, \$13,570.57, prof fee; Newman Traffic Signs, \$583.66, supp; Park Avenue Car Wash, \$40.00, supp; Pete Lien & Sons, \$72.75, supp; Pitney Bowes, \$201.50, rental-rally; Polar Engraving, \$4511.50, merch for resale; Print Mark-et, \$1820.92, publ; Pryntcomm, \$395.00, publ-rally; Public Safety Equip, \$626.58, supp; Purchase Power, \$400.00, supp; Rapid Fire Protection, \$315.00, repair; Regional Health Physicians, \$100.00, prof fee; Rushmore Office, \$694.78, supp; SD Federal Property, \$50.00, supp; SD Law Review, \$33.02, supp; SD Library Network, \$3558.00, repair; SD Parks & Recreation, \$40.00, travel; Sherwin-Williams, \$1227.10, supp; Stan Houston Equip, \$157.50, other; Sturgis Camaro Rally, \$500.00, city promo-rally; Sturgis Motorcycle Museum, \$300.00, travel-rally; Summit Signs, \$1650.00, equip; Twilight Extinguisher, \$453.50, maint; Vanway Trophy, \$14.00, supp; Verizon, \$3534.03, util; West River Electric, \$479.62, util.

Special Sales Tax – Chamber of Commerce, \$10,666.67, chamber; SEDC, \$8333.33, ind dev.

Capital Improvement – Meade Co Title, \$4299.54, cap imp.

Liquor – Cask & Cork, \$319.62, off sale liquor; Century Business Products, \$1.00, supp; City of Sturgis Water Dept, \$52.04, util; Eagle Sales, \$21.00, other; Golf Skor, \$1500.00, other; Knology, \$164.70, util; North Country Business Products, \$144.78, prof fee; Okoboji Wines, \$281.00, off sale liquor; Outlaws LTD, \$786.86, merch for resale; Print Mark-et, \$38.04, publ; Sand Creek Printing, \$296.73, supp; Schade Vineyard, \$594.00, off sale liquor; Tour Ice, \$176.30, merch for resale; Verizon, \$53.92, util.

TIF #9 Palisades – First Interstate Bank, \$1773.18, other.

Water – Gary Anderson, \$165.00, grp insur; BH Power, \$7374.62, util; Buckle Tree, \$18.95, supp; Butte Electric, \$183.60, util; Caselle, \$1110.00, prof fee; City of Sturgis Water Dept, \$75.00, util; Knology, \$155.14, util; Candy Morrell, \$362.55, maint; Print Mark-et, \$38.04, publ; Verizon, \$491.59, supp.

Wastewater – AT&T Mobility, \$133.58, util; BH Power, \$2998.35, util; Century Business Products, \$35.52, supp; City of Sturgis Water Dept, \$20.95, util; Energy Lab, \$431.00, prof fee; Foothills Seed, \$422.50, repair; Candy Morrell, \$238.18, maint; Print Mark-et, \$38.04, publ; Rushmore Office, \$212.96, supp; Verizon, \$72.12, util.

Sanitary Service – BH Power, \$326.80, util; Century Link, \$55.08, City of Sturgis Water Dept, \$47.92, rental; Freeman Electric, \$85.54, repair; Great Western Tire, \$75.00, supp; Candy Morrell, \$238.18, maint; New Deal Tire, \$2418.75, other; Northern Truck Equip, \$274.55, supp; Print Mark-et, \$38.04, publ; Rushmore Office, \$17.99, supp; Summit Signs, \$367.50, supp; Verizon, \$23.65, util.

Ambulance – BH Power, \$524.35, util; Boundtree Medical, \$154.38, supp; Century Business Products, \$54.16, supp; City of Sturgis Water Dept, \$40.50, util; DB Billing, \$1443.36, prof fee; Knology, \$106.76, util; Print Mark-et, \$38.04, publ; Regional Home Medical Equip, \$368.50, supp; Rushmore Office, \$182.16, supp; Verizon, \$78.42, util; Western Communications, \$125.00, supp.

Motion by McVay, second by Brengle and carried with all members voting yes to approve a use on review transfer of license for a home daycare for Stacy Hunt to 1251 Evergreen Drive.

Motion by Brengle, second by Johnston and carried with all members voting yes to approve a garage front & rear setback for Tracy and Maggie Palmer at 1844 Pine St.

Motion by Brengle, second by Sundstrom and carried with Brengle, DesJarlais, Johnston, McVay, Sundstrom and Vasknetz voting yes and Carstensen, Hersrud, and Potts voting nay to approve a 30' front yard & 5' side yard setback for Dale & Nancy Punt at 1060 Dudley Street.

Motion by Brengle, second by DesJarlais and carried with all members voting yes to approve a change to current zoning of Residential 1 to Highway Service for Carl Johnson (Vanocker Canyon Meadows LLP) at Lot C and Lot D of Vanocker Canyon Meadows Subdivision.

Motion by Potts, second by DesJarlais and carried with Carstensen, DesJarlais, Johnston, McVay, Sundstrom, Vasknetz, Hersrud, and Potts voting yes and Brengle abstaining to approve a Special Events Liquor License for the Knuckle Saloon at the Community Center (west side grass area – weather permitting) for the Chamber of Commerce Annual Banquet on May 11, 2012.

Motion by DesJarlais, second by McVay and carried with Carstensen, DesJarlais, Johnston, McVay, Sundstrom, Vasknetz, Hersrud, and Potts voting yes and Brengle abstaining to approve for The Knuckle Saloon a street closure of 1st Street from Lazelle to the alley North of Main Street for the 10th Annual Car Show Show & Shine on June 23, 2012 from 8:00 am to 8:00 pm.

Motion by Hersrud, second by DesJarlais and carried with Carstensen, DesJarlais, Johnston, McVay, Sundstrom, Vasknetz, Hersrud, and Potts voting yes and Brengle abstaining to approve a transfer of owner for a Package (off sale) Malt Beverage License from M.G. Oil Company (Troy Erickson) to Fresh Start Conoco at 990 Lazelle Street (Mark Schwartz).

Motion by Hersrud, second by Johnston and carried with Carstensen, DesJarlais, Johnston, McVay, Sundstrom, Vasknetz, Hersrud, and Potts voting yes and Brengle abstaining to approve a request for a Retail (on-off sale) Wine License for The Knuckle Saloon Trading Post.

Mayor Carstensen declared a sine die, final adjournment of the 2011-2012 Council session.

Mayor Carstensen presented Councilor Clint Brengle with an appreciation plaque for his years of service to the City of Sturgis.

City Attorney Barnier gave the Oath of Office to following Councilor's, Kelly Vasknetz, Marcia Johnston, Ronald Waterland and Tim Potts.

Mayor Carstensen came out of sine die with a call to order of the 2012-2013 Council session. Roll Call was taken.

Moved by McVay to nominate Tim Potts for President of the Council, second by Sundstrom. It was also moved by Hersrud to nominate Marcia Johnston for President of the Council, second by

Vasknetz to accept this nomination. At this time nominations ceased. A paper ballot was cast and Tim Potts was declared President of the Council.

Moved by Hersrud to nominate Marcia Johnston for Vice President of the Council, second by McVay. Motion by Potts and second from Waterland that nominations cease and declare a unanimous vote for Marcia Johnston for Vice President of the Council.

Motion by Potts, second by McVay and carried with all members voting yes to continue the appointment of Greg Barnier as City Attorney, Fay Bueno as Finance Officer and the following Library Board members: Terry Hermann, Bruce McFarland, Ken Howell, Cathie Anderson, Kaye Back, Bob Mechling, Kristi "Cricket" Palmer.

Motion by Johnston, second by McVay and carried with all members voting yes to approve the following committees: Legal and Finance: Mark Carstensen, Tim Potts, Marcia Johnston and Kelly Vasknetz. Ordinance: Joe DesJarlais, Ron Waterland, Dane Sundstrom and Jamie McVay. Sponsorship: Mark Carstensen, Marcia Johnston, Tim Potts and David Hersrud. Economic Development/Downtown: Kelly Vasknetz, Ron Waterland, David Hersrud and Jamie McVay. Motorcycle Museum: Marcia Johnston. Chamber of Commerce: Tim Potts. Planning and Zoning: Joe DesJarlais. Library: Marcia Johnston. Forestry: Ron Waterland. Parks: Mark Carstensen. Transportation: Mark Carstensen. Mayor's Appointment to the MUB Board: Mark Carstensen.

Motion by DesJarlais, second by Johnston and carried with all members voting yes to approve the following bank depositories: First Interstate Bank, Wells Fargo Bank, First National Bank and SD Public Funds Investment Trust.

Motion by Johnston, second by Hersrud and carried with all members voting yes to approve the following signatories of the bank accounts: Daniel Ainslie, Mark Carstensen, Tim Potts, Fay Bueno, Jeanie Shyne and Ann Bertolotto.

Motion by DesJarlais, second by Waterland and carried with all members voting yes to approve the City's legal newspaper as the Meade County Times.

Motion by DesJarlais, second by Johnston and carried with all members voting yes to approve the following payroll changes: Ambulance Department – EMT-B part-time – Kayla Casteel - \$8.00/hr.; Parks Department – Parks Maintenance Tech 2 full-time – Levi Littler – no wage change; change in responsibilities only; Police Department – Animal Shelter Aide (temporary) part-time – Katie Melrose - \$9.50/hr (min 2 hrs on Fri/Sat); Sanitation Department – Sanitation Operator full-time – Richard "Rick" Finn - \$11.85/hr; David Finn - \$11.85/hr; Rally Department - Seasonal Rally Office Asst full-time – Julie Nelson - \$10.25/hr.; Kelsey Kaitfors - \$8.50/hr.; Community Center Department – Daytime Lifeguard part-time – Clay Beford - \$7.25/hr.

Motion by Johnston, second by Hersrud and carried with all members voting yes to approve the bid from Knology for telephone, internet and cable services. Knology was the only bid received.

Potts introduced the following written resolution and moved its adoption:

RESOLUTION 2012-14
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:

A plat of Lot 5H1-ROE of Hurley Subdivision Formerly Lots 5H1-A & 5H1-B of Hurley Subdivision, Located in the N1/2NW1/4 of Section 16 T.5N., R.5E., B.H.M., City of Sturgis, Meade County, South Dakota.

WHEREAS, said plat meets the requirements of the statutes in all things, now therefore,

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

Dated this 7th day of May 2012.

Published: May 16, 2012

Effective: June 6, 2012

Hersrud seconded the motion for the adoption of the foregoing resolution with all members voting yes and the resolution as declared passed and adopted.

Motion by DesJarlais, second by Waterland and carried with all members voting yes to approve Tom Trigg, Shawn Barrow & Dennis Seidel to appraise fire department surplus property.

Motion by McVay, second by Potts and carried with Carstensen, DesJarlais, Johnston, McVay, Sundstrom, Hersrud and Potts voting yes and Vasknetz and Waterland voting nay to approve the annual advertising contract for the Liquor Store with The Homeslice Group.

Motion by DesJarlais, second by Johnston and carried with all members voting yes to approve the Exit 32 Development Agreement with Jim Allison and Denny McKay.

Any other business:

Arvid Meland asked that the Council use a red dot pointer when giving a power point presentation.

Councilor Hersrud asked that everyone that speaks during a meeting treat everyone with a certain degree of earnest and respect and be courteous during Council meetings.

Councilor Waterland thanked everyone for their support.

Motion by Hersrud, second by Johnston and carried with all members present voting yes to go into executive session for legal, personnel and contracts at 8:20 pm.

Motion by Johnston, second by McVay and carried with all members present voting yes to return to regular session at 9:05 pm.

Mayor Carstensen adjourned the meeting at 9:05 pm.

ATTEST: _____
Fay Bueno, Finance Officer

APPROVED _____
Mark Carstensen, Mayor