

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 6, 2015 at the Erskine Building. Present: Mayor Mark Carstensen, Alderpersons Jason Anderson, Mike Bachand, Branden Bestgen, Rod Bradley, Tony Dargatz, David Hersrud, and Ronald Waterland. Also present: City Manager Daniel Ainslie and City Attorney Greg Barnier. Absent: Adam Martin.

Motion by Waterland, second by Hersrud and carried with all members present voting yes to approve the agenda.

Motion by Bestgen, second by Hersrud and carried with all members present voting yes to go into executive session for 2 legal cases, 3 personnel and 2 contracts at 6:00 pm.

Motion by Bestgen, second by Waterland and carried with all members present voting yes to return to regular session at 6:30 pm.

Mayor Mark Carstensen led everyone in the Pledge of Allegiance.

Motion by Hersrud, second by Waterland and carried with all members present voting yes to approve the marketing and sponsorship agreement with Endo Pharmaceuticals.

Announcements:

Mayor Carstensen thanked the Wastewater and Water Department employees for their time they spent on repairs this past holiday weekend. He also thanked the Fire Department for a great Fireworks Display and the citizens for their displays of fireworks.

Informational Reports:

- Library Board Minutes – 6/11/15 & 6/24/15

City Manager Ainslie reported:

- Appointment of Mark Bruch to Downtown BID Board
- The sales tax update for General Sales Tax and Capital Improvement Tax for May collected in June was down 3% for the month to date and year to date it was up 8% and the Gross Receipts Tax (triple B) was up 2.7% for the month to date and up 2.25% year to date.
- Payroll Changes – within budget: Liquor Store – Stocker, Parking Lot Attendant – Griffin Davies – Seasonal \$8.50, Rally \$10.50; Matt Sundberg – Rally \$10.50. Sales Clerk – Patience Frazier, Sara Hudelson, Deb Kerstiens – Seasonal \$8.50, Rally \$11.00. Liquor Store Annex – Annex Manager – Mike Bradley – Seasonal \$8.50, Rally \$3,950 for pay period; Sales Clerk – Lisa Boyer, Vicki Bradley, Chris Fiddler, Stephanie Oates – Seasonal \$8.50, Rally \$11.00 at store, \$15.00 at Annex.
Rally Dept – Info Booth Attendant – Judy Shyne – Rally \$10.00.
Photo Tower Attendant – Myrna Rossow – Rally \$8.75.
Community Center – Front Desk & Lifeguards (all existing part-time staff) – Rally \$10.00. Custodian – Jocelynn Ballard, Lisa Datchler, Ann Donovan, Robert Sandoval – Rally \$9.50; Larry Iverson – Rally \$10.00. Armory Custodian – Randy Bender – Rally \$10.00.
Streets – Street Sweeper – Bob Walker – part-time \$15.00.
Sanitation – Sanitation Operator – Levi Littler – transfer from parks, no wage change.
Water Dept – Water Operator – Kyle Stumpf – transfer from parks, no wage change.
Manager/Attorney/HR Dept – Tammy Even - \$17.11

Police Dept – Rally Daytime Shift Sergeant part-time - Darrel Hatzenbuhler – \$21.58
 Fire Department – Guy Bennett – Volunteer Fireman – as of July 1, 2015
 Rally wages – Police Department follows a scale that rewards longevity and returning employees. We rely heavily on officers, reserves, and support staff to keep the law enforcement functioning.

Base Wages:

Reserves & Patrol Officers:	\$15.00*
Security Officers:	\$11.00
Head Food Service:	\$15.00
Head Night Secretary:	\$15.00
Day/Night Secretary:	\$12.00
Office and Patrol Assistant:	\$9.00
1 – 3 years of service	Starting Wage
4 - 6 years	\$0.50
7 - 9 years	\$1.00
10 - 12 years	\$1.50
13 - 15 years	\$2.50
16 years & up	\$3.50

*Team Leaders (13) will be paid an additional \$1.00 per hour on top of their set wage.

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

- a. Approve the minutes from the June 15, 2015 regular Council meeting and the June 4th, 8th and 22nd special council meetings.
- b. Consideration to approve setting a public hearing for July 20, 2015 for a zoning variance for Park Avenue Car Wash at 2311 Lazelle.
- c. Consideration to approve setting a public hearing for July 20, 2015 for George & Megan Ritchie at 989 Dudley St for a variance to the City Zoning Ordinance Title 18, Article V, which restricts the number of ‘primary use’ buildings allowed.
- d. Consideration to approve the 2015 Rally Inspectors Incentive Plan.
- e. Consideration to approve Resolution 2015-56 (revision of Resolution 2015-44 correcting legal description) Annexation of land owned by Jay Grubl/Moose Drive.

RESOLUTION 2015-56

RESOLUTION ON ANNEXATION OF LAND OWNED BY JAY GRUBL/MOOSE DRIVE REVISED

WHEREAS, the Common Council of the City of Sturgis received a petition from Jay Grubl for Annexation of property according to Resolution 2015-44, adopted May 18, 2015; and

WHEREAS, the City has been notified of minor revisions which need to be made to the previously listed legal description of the properties included in Annexation of land owned by Jay Grubl/Moose Drive; and

NOW THEREFORE BE IT RESOLVED, that this Resolution of Annexation shall become effective immediately upon the filing of this resolution and a map of the annexed area with the Meade County Register of Deed pursuant to S.D.C.L. 9-4-11; and,

NOW, THEREFORE, BE IT RESOLVED by the City of Sturgis that the corrected real property legally described below shall constitute the final boundaries of the annexation of the Jay Grubl property and that the property listed below is the same property identified in Resolution 2015-44:

Lot ML-6; Lots 11 & 12 in Block 2; Lots 1-10 and Lots 15-24 in Block 3; The Vacated portion of 14th Street Right-of-Way abutting and adjoining Lot 1 in block 3 and Lot 12 in Block 2; The vacated east-west alley abutting and adjoining Lots 1-10 and Lots 15-24 in Block 3 AND the vacated 14th Street Right-of-Way abutting and adjoining Lot 24 in Block 3 and ML-6. All the above is located in Schnell's Addition. Located in the N 1/2 of the NE 1/4 of the NE 1/4 of Section 8, Township 5 North, Range 5 East, Black Hills Meridian, Meade County, South Dakota.

Dated this 6th day of July, 2015.

Published: 07/15/2015

Effective: Immediately

- f. Consideration to approve Resolution 2015-54 (revision of Resolution 2015-34 correcting legal description) Tax Increment District #12.

**RESOLUTION 2015 - 54
RESOLUTION CORRECTING TAX INCREMENT
DISTRICT NUMBER TWELVE LEGAL DESCRIPTIONS OF LAND**

WHEREAS, the Common Council of the City of Sturgis deemed it necessary to create a Tax Increment District Number Twelve (TID #12) according to Resolution 2015-34, adopted April 20, 2015, which listed the real property as illustrated with the accompanying TIF #12 map; and

WHEREAS, the City has been notified of minor revisions which need to be made to the previously listed legal descriptions of the properties included in the Tax Increment District; and

WHEREAS, the location of the improvements identified in the Project Plan are located in the property listed below.

NOW, THEREFORE, BE IT RESOLVED by the City of Sturgis that the corrected real property legally described below shall constitute the final boundaries of Tax Incremental District Number Twelve (TID #12) and that the property listed below will contain the improvements identified in the approved adopted Project Plan:

1. Tract B1 of Murray Addition No. 2. Located in the SE 1/4 of Section 8, Township 5 North, Range 5 East, B.H.M., City of Sturgis, Meade County. Consisting of 31.506 acres and known as Dolan Creek Estates.
2. Lot 6 of Murray Tract #1 in the City of Sturgis, Meade County, South Dakota, as shown on the Plat files in Plat Book 5 on Page 140.
3. Lot 1H Revised of Hurley Subdivision, City of Sturgis, Meade County, South Dakota, as shown on the plat files in Plat Book 23 on Page 203.

BE IT FURTHER RESOLVED that said Tax Incremental District Number Twelve, City of Sturgis, described above shall upon passage and publication be forwarded to the State of South Dakota Department of Revenue effective as of April 20, 2015 to set the aggregate assessed value pursuant to SDCL 11-9-20.

Dated at Sturgis, Meade County, South Dakota, this 6th day of July, 2015.

Published: 07/15/2015

Effective: 08/05/2015

- g.** Consideration to approve the partial release of mortgage for Jake's Garage.

Motion by Bachand, second by Dargatz and carried with Carstensen, Anderson, Bachand, Bestgen, Bradley, Dargatz, and Waterland voting yes, Hersrud abstaining, to approve the following claims:

Wages – Ambulance \$64,100.14; Attorney \$6973.17; Auditorium \$335.64; Buildings \$2039.90; Cemetery \$5195.31; City Manager \$9360.88; Community Center \$20,485.76; Finance Office \$16,775.60; Fire Department \$643.16; Human Resource \$5365.93; Library \$16,427.69; Liquor \$11,413.53; Mayor and Council \$6901.88; Parks \$35,103.87; Planning & Permitting \$8764.53; Police \$71,099.23; Rally \$15,557.94; Recreation \$7329.59; Sanitary Service \$24,672.40; Streets \$26,520.32; Wastewater \$17,295.75; Water \$22,256.72; Federal Withholding \$36,116.49; FICA \$28,692.96.

Combined Cash Fund – First Interstate Bank, \$10,000.00

General – 1 Wheel Revolution, \$2,200.00, prof fee; 3E Electrical Engineering, \$80.00, rep; A&B Business, \$443.02, sup; Laurie Adkins, \$60.00, prof fee; Albertson Engineering, Inc., \$273.35, prof fee; Amazon, \$184.52, sup; Amcon Distributing, \$340.78, resale; Americinn Lodge & Suites, \$133.94, travel; Avaya, Inc. \$36.39, util; Baker & Taylor, \$290.23, sup; Elton Lane Barden, \$240.00, prof fee; Shaw Barrows, \$1,500.00, contract; Bentz Equipment, \$640.37, sup; Ann Bertolotto, \$77.37, sup; Best Western Ramkota Inn, \$575.94, travel; Black Hills Chemical, \$1,351.70, sup; Black Hills Pioneer, \$141.51, sup; Black Hills Power, \$15,541.18, util; Black Hills Rally & Gold, \$66.00, mdse; Leanna Borg, \$60.00, other; Buckle Tree, \$150.60, sup; Jerry Burnham, \$2,543.75, prof fee; Butte Electric, \$476.64, util; Century Business Products, \$117.75, sup; Chain Saw Center, \$698.63, rent; Contractor's Supply, \$86.11, sup; Dakota Business Center, \$7,023.84, equip; Dakota Hardware, \$719.24, sup; Double Star Computing, \$1,074.13, prof fee; EB Communications, \$98.00, prof fee; EBSCO Subscription Service, \$3,103.07, sup; Epic Outdoor Advertising, \$1,100.00, rent; Fastenal, \$83.75, other; Fedex, \$24.46, sup; Fire Pro, \$61.90, rep; First Western Insurance, \$152.80, ins; Dave Fischer, \$222.94, travel; Goldmine International, \$5,310.00, promotion; Ken Grosch, \$30.00, other, Headsets.com, \$273.95, sup; Hills Materials, \$1,387.07, rep; Hillyard, \$1,348.46, equip; Holiday Inn Express, \$647.96, travel; Interstate All Batteries Center, \$49.90, sup; Intoximeters, \$397.25, sup; J & L Services, \$535.00, sup; J&P Industrial Cleaning, \$486.00, rep; Mary Kay Jennings, \$73.68, refunds; Ketel Thorstensen, \$16,578.88, prof fee; Key City Glass, \$50.00, sup; Kevin Klug, \$240.00, prof fee; Lacial Equipment, \$87.75, repair; Ron Ledford, \$30.00, other; Scott Lensegrav, \$1,500.00, contract; MARLS, \$160.00, prof fee; MB Tree & Landscape, \$900.00, other; Miracle Recreation Equipment, \$545.92, rep; Candy Morrell, \$360.00, rep; Motionsoft, \$450.00, prof fee; Chad Moyers, \$30.00, other; Neve's Uniforms, \$987.38, sup; Newman Traffic Signs, \$188.26, sup; Northern Hills Vet Clinic, \$48.68, prof fee; Omaha Printing Co, \$65.10, sup; Park Avenue Car Wash, \$39.20, sup; Pete Lien & Sons, \$173.25, sup; Petty Cash, \$99.13, sup; Pitney Bowes, \$120.56, rent; Pizza Hut, \$29.75, other; Powerplan, \$605.21, rep; Public Safety Equipment, \$175.84, other; Rapid City Journal, \$161.75, pub; Rapid Fire Protection, \$150.00, rep; Regional Health Physician, \$200.00, prof fee; Robert Sharp & Associate, \$2,236.00, publish; Rockingtree Floral, \$2,235.42, sup; Rushmore Fencing, \$220.45, rep; Rushmore Office Supply, \$116.04, sup; S&C Cleaners, \$3,100.00, rep; Sacrison Asphalt, \$968.40, sup; Schwans, \$43.28, resale; Seth Schwartz, \$57.84, travel; Scott Peterson Motors, \$442.33, rep; SD Dept of Corrections, \$156.98, prof fee; SD Dept of Health, \$20.00, prof fee; SD Federal Property Agency, \$10,500.00, equip; SD Library Network, \$4,187.50, rep; SD Municipal Attorney Assn, \$18.00, travel; SD Public Assurance Alliance, \$579.04, ins; SD Secretary of State, \$30.00, ins; Sherwin-Williams,

\$3,519.00, sup; Sturgis Volunteer Fire Dept, \$5,750.00, contract; Super 8 Motel, \$337.26, travel; Tattoo Tequila, \$5,000.00, refund; Town-n-country Plumbing, \$461.05, sup; Tom Trigg, \$5,000.00, contract; Trugreen, \$183.38, sup; Twilight First Aid & Safety, \$410.45, sup; Vast Business, \$1,894.63, util; Verizon Wireless, \$2,064.75, util; Sonny Walukow, \$967.50, refund; West Payment Center, \$133.60, prof fee; West River International, \$107.01, rep; Whisler Bearing, \$273.20, rep; Wimactel, \$60.00, util; Z&S Dust Control System, \$4,227.50, sup; Kaleb Zook, \$65.34, travel.

Special Sales Tax – Chamber of Commerce, \$9,166.67; Fedex, \$25.80; Sturgis Economic Development, \$9,666.67; Zambelli Fireworks Mfg., \$3,500.00.

Capital Improvement – Ainsworth Benning Construction, \$103,258.00, improv; Baseline Surveying, Inc., \$420.00, other; Bituminous Paving, Inc., \$114,644.08, improv; Black Hills Industries, \$1,493.85, improv; Brosz Engineering, \$652.37, improv; Burge Concrete & Masonry, \$2,142.00, improv; Dakota barricade, \$8,884.81, improv; Fence Crafters, \$6,922.74, improv; Petty Cash, \$30.00, improv; Rasmussen Mechanical Services, \$1,060.03, improv; Sacrison Paving, \$21,222.30, improv; Wells Fargo Bank, \$350.00, agent fee.

Business Improvement District – Downtown Sturgis Foundation, \$10,200.00, other.

Liquor – Amcon Distributing, \$2,610.59, resale; Black Hills Chemical, \$246.85, rep; Black Hills Power, \$1,670.32, util; Cask & Cork, \$632.00, resale; Century Business Products, \$1.39, sup; Double Star Computing, \$25.00, prof fee; Eagle Sales of the Black Hills, \$19,436.77, resale; Tom Ferguson, \$280.33, resale; First Interstate Bank, \$20,000.00, ATM; Fisher Beverage, \$13,215.55, resale; Johnson Western Wholesale, \$30,729.80, resale; Prairie Berry, \$882.00, resale; Republic Beverage, \$78,495.82, resale; VAST Business, \$147.18, util.

Water – Advanced Engineering & Environmental, \$4,766.75, prof fee; Black Hills Power, \$9,004.02, util; Brosz Engineering, \$5,265.00, prof fee; Butte Electric, \$183.60, util; Campbell Supply, \$55.25, sup; CBH, \$463.68, sup; Century Business Products, \$40.34, sup; Dakota Hardware, \$20.82, sup; Double Star Computing, \$390.00, prof fee; Ecolab Pest Eliminator, \$60.00, prof fee; G&H Distributing, \$113.40, sup; Vanessa & Michael Green, \$64.88, refund; Hawkins, \$40.00, sup; HD Supply Waterworks, \$1,869.13, sup; Hilt Construction, \$2,500.00, refund; Meade County Times Tribune, \$103.29, pub; Midcontinent Testing Lab, \$1,547.00, prof fee; Neve's Uniforms, \$49.99, sup; Petty Cash, \$3.54, sup; Krysti Schulz, \$50.00, refund; SD Assn of Rural Water, \$120.00, prof fee; SD DENR, \$2,200.00, prof fee; SD One Call, \$110.88, prof fee; Servall Towel & Linen, \$5.93, sup; Shopko Stores, \$42.96, sup; Spearfish Excavating, \$126,954.14, cap improv; Sturgis Napa, \$4.36, sup; Town-n-country Plumbing, \$9.48, sup; VAST Business, \$31.78, util; Verizon Wireless, \$228.92, util; Wells Fargo Bank, \$44.00 agent fee.

Wastewater – A-1 Sewer & Drain, \$263,585.53, cap improv; Advanced Aluminum Structures, \$6,537.80, rep; Bauer North America, \$185.00, rep; Black Hills Power, \$2,384.34, util; Double Star Computing, \$25.00, prof fee; Faris Machinery, \$127.19, rep; G&H Distributing, \$22.27, sup; Midcontinent Testing Lab, \$501.60, prof fee; Power Plan, \$144.74, rep; Sturgis Meat Service, \$89.25, other; USA Blue Book, \$1,524.49, sup; Verizon, \$151.80, util; Wells Fargo Bank, \$356.00, agent fee.

Sanitation – Allstate Peterbilt, \$125.01, sup; Black Hills Power, \$316.34, util; Century Business Leasing, \$193.58, prof fee; Century Business Products, \$90.79, prof fee; Century Link, \$60.75, util; Double Star Computing, \$85.00, prof fee; Great Western Tire, \$359.00, sup; Powerplan, \$86.95, rep; SD Dept of Health, \$10.00, prof fee; Verizon, \$51.60, util.

Ambulance – 3E Electrical Engineering, \$80.00, rep; A-1 Windshield Repair, \$40.00, rep; Barrows Electric Service, \$221.96, rep; Black Hills Power, \$558.99, util; Buckle Tree, \$456.00, sup; Dakota Hardware, \$57.88, sup; Double Star Computing, \$155.18, prof fee; Emergency Medical Products, \$409.00, sup; EMT Assn, \$1,248.00, prof fee; Foothill Home Medical Equipment, \$72.00, sup; Hersrud, \$52.73, sup; Kreislers, \$739.72, sup; Pizza Hut, \$33.96, sup; Purchase Power, \$35.23, sup; Regional Health Physicians, \$50.00, prof fee; Spearfish Ambulance

Service, \$8.00, prof fee; Sturgis Regional Hospital, \$112.41, sup; Subway, \$259.75, sup; VAST Business, \$141.69, util; Verizon, \$220.40, util; Weimer's Diner & Donuts, \$94.40, sup.

Motion by Hersrud, second by Bachand and carried with Carstensen, Anderson, Bachand, Bestgen, Dargatz, Hersrud and Waterland voting yes, Bradley abstaining, to approve a special events license for the Knuckle Saloon on 8-1-15 to 8-8-15 at Indian Motorcycle, 2130 Main.

Several questions and concerns were discussed on the Special Events License for One-Eyed Jacks Saloon for the City Park during the Rally.

Motion by Waterland, second by Hersrud, and failed with Anderson, Hersrud and Waterland voting yes, Carstensen, Bachand, Bestgen, and Dargatz voting no, Bradley abstaining, to table a special events license for One-Eyed Jacks Saloon at City Park on July 28-Aug 8, 2015.

Motion by Bestgen, second by Dargatz, and carried with Bachand, Bestgen, Dargatz and Waterland voting yes, Carstensen, Anderson and Hersrud voting no, Bradley abstaining, to deny the special events license for One-Eyed Jacks Saloon at the City Park on July 28-Aug 8, 2015.

Motion by Waterland, second by Hersrud and carried with all members present voting yes to approve an off sale license for the City of Sturgis for a liquor annex at the corner of Hwy 79 and Glencoe Drive.

After much discussion a motion was made by Bradley, second by Hersrud and tied with Carstensen, Bradley, Hersrud and Anderson voting yes, Dargatz, Bachand, Waterland and Bestgen voting no, to approve Resolution 2015-52 – Authorize Closure of Kinship Street from July 31 to August 8, 2015 for a one year term and figure something else out next year.

Motion by Hersrud, second by Anderson and carried with all members present voting yes to approve second reading of Ordinance 2015-08 - Title 30 – Signage.

ORDINANCE 2015-08

AN ORDINANCE AMENDING TITLE 30– CITY BEAUTIFICATION AND REGULATION OF ADVERTISING

BE IT ORDAINED by the Common Council of the City of Sturgis, Meade County, South Dakota that Title 30 City Beautification and Regulation of Advertising–Chapter 30.02 Provisions Applicable to all Signs – Section 30.02.09 Temporary Signs are amended to read as follows:

TITLE 30

CITY BEAUTIFICATION AND REGULATION OF ADVERTISING

Chapters:

- 30.01: General Provisions
- 30.02: Provisions Applicable to All Signs
- 30.03: On Premise Signs
- 30.04 Billboard and Off Premises Signs
- 30.05: Appeals Process

CHAPTER 30.02 PROVISIONS APPLICABLE TO ALL SIGNS

SECTIONS:

- 30.02.01: Registration Exemption
- 30.02.02: Permit and Fees Required
- 30.02.03: Permit and License Duration
- 30.02.04: Design and Construction Standards
- 30.02.05: Clearance, Size, Height and Projection
- 30.02.06: Prohibited Signs
- 30.03.07: Signs Prohibited in Certain Districts
- 30.02.08: Nonconforming Signs
- 30.02.09: Temporary Signs
- 30.02.10: Banners over Public Right of Way
- 30.02.11: Community Events
- 30.02.12: Video Signs
- 30.02.13: LED Signs
- 30.02.14: Standards for All Illuminated and Electronic Message Signs
- 30.02.15: Commercial Advertising upon Vehicles Pursuant to Section 16.02.26

30.02.09: TEMPORARY SIGNS

Any person wishing to erect a temporary sign, not within the definition of an exempt sign as defined in subsection 30.02.01 herein, shall submit an application to the Building Inspector or designee. The Building Inspector or designee shall be informed of the time period for which said sign will be displayed. The time period, location and design of the sign, including the size, weight and condition must be approved by the Building Inspector or designee, and the Building Inspector or designee shall have authority to deny approval of the erection of a temporary sign based thereon. The time period for which a temporary sign may be permitted must correspond with the purpose for the sign, such as a special sale or event, but the period shall not exceed 30 days.

If any temporary sign is erected without the authority of the Building Inspector or designee, has expired, or otherwise is in violation of any of the provisions of this Title, it shall be removed immediately upon written or verbal notice from the Building Inspector or designee. In the event, the sign is not removed by the owner within twenty four (24) hours of notice being received, the Building Inspector or his or her designee may remove the sign at the cost of the owner. The owner(s) of the property, building, and/or structure shall be jointly and severally liable to the City in removing a violating sign and the City may pursue any and all legal remedies authorized by State law to collect against the owners.

For non-inflatable Temporary signs, between July 15th and the Friday following the official last day of the Sturgis Motorcycle Rally a temporary sign otherwise requiring a permit as set forth in the preceding paragraphs may be put up without a permit if it is less than 32 square feet. In addition to all other applicable provisions within this Title, inflatable sign permits may be denied if the application demonstrates any danger to the public or interferes with viewsheds of properties or significant focal points. Any temporary sign which meets the Building Code requirements of Title 2, put up without a permit during this period, must be taken down or removed no later than noon on the Friday following the last official day of the annual Motorcycle Rally. All other requirements of this ordinance, including signs that are Prohibited, Building Code requirements, Design and Construction requirements, Clearance, Size, Height and Projection requirement, On Premises and location requirements of this Title, and all maintenance, repair and removal requirements of this Title shall remain in full force and effect for all signs during this period. Temporary signs must be installed so as to remain in place in windy conditions and secured so as

not to blow over. In all locations, temporary signs must be set back a minimum of five (5) feet from the curb.

Any temporary sign for which a permit has been issued and has not been removed or taken down at the end of the Rally period specified above or at the end of 30 days, whichever is less, shall be removed by the owner of the property on which it is located. If the property owner fails to do so promptly after notice from the Building Inspector or designee, it may be removed by the City and the owner(s) of the property, building, structure or premises upon which the sign is located and the owner(s) of the sign shall be jointly and severally liable to the City for any costs incurred by the City in removing it as set forth in preceding paragraphs.

Temporary Video signs and LED signs shall only be allowed as specifically authorized by this Title. The location, placement or installation of any temporary sign shall not be located on the following:

1. A utility box/cabinet, transformer, and similar utility installation;
2. A support pole for a traffic signal, street light, power, cables, phone lines, etc.;
3. A support pole for street signage.

Dated this 6th day of July, 2015.

First reading: 06-15-15

Second reading: 07-06-15

Adopted: 07-06-15

Published: 07-15-15

Effective: 08-05-15

Kenny McFarland had made a request to be on the agenda to discuss Fort Meade Way. Mr. McFarland was not present at the meeting.

Motion by Hersrud, second by Bestgen and carried with all members present voting yes to abate the taxes as requested by Lucille Sundstrom and the Sundstrom Family Trust, up to the statutory limitation amount.

Motion by Bestgen, second by Bachand and carried with all members present voting yes to deny a raffle application for various prizes from Cruise for a Cause.

Motion by Hersrud, second by Waterland and carried with all members present voting yes to approve Resolution 2015-55 – Plat of Davenport Ranch and authorize the City Manager to sign the Development Agreement with the stated stipulations.

RESOLUTION 2015-55 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 for Katherine E. Martel and Martha J. Ward AKA Davenport Family Real Estate, LLC:

PLAT OF LOTS 2-1 and 2 REVISED OF DAVENPORT RANCH ADDITION
Formerly Lot 2 of Davenport Ranch Addition to the City of Sturgis, Located in
the NW ¼ of the NW ¼ of Section 22, Township 5 North, Range 5 East, Black
Hills Meridian, 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 6th day of July, 2015.

Published: 07-15-15

Effective: 08-05-15

At this time, Bruce Rampelberg, Development Director of Black Hills Vision, gave a presentation
on Black Hills Vision and asked the Council to consider investing \$10,000 in BHV, which would
provide a seat on the Board.

Any other business:

Frank Pavich (DBA The Ice Man) was present to talk with the Council about him having to
obtain a temporary vendor license for his business. He said he should be considered a permanent
business in Sturgis. Mr. Pavich stated that he is a wholesaler and retailer and does business year
around. The Council asked Mr. Pavich to fill out a form to request a waiver the temporary vendor
license fee, and they would consider his request.

Mayor Carstensen stated that foresight in future planning for the Rally is necessary due to the
circumstances that are happening east of Sturgis and that the City with this foresight can continue
to help the Rally grow and prosper.

There will be a ribbon cutting for Dolan Creek Estates on July 10th at 4:00 pm and Scott Peterson
Motors on July 16th at 5:00 pm.

Motion by Hersrud, second by Waterland and carried with all members present voting yes to go
into executive session for personnel and contracts at 8:43 pm.

Motion by Waterland, second by Bestgen and carried with all members present voting yes to
return to regular session at 9:23 pm.

Motion by Bestgen, seconded by Anderson and carried with all members present voting yes to
adjourn the meeting at 9:24 pm.

ATTEST: _____
Fay Bueno, Finance Officer

APPROVED _____
Mark Carstensen, Mayor

Published once at the total approximate cost of \$