

## 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 27, 2015 at the Erskine Building. Present: Mayor Mark Carstensen, Alderpersons Jason Anderson, Mike Bachand, Branden Bestgen, Rod Bradley, Tony Dargatz, David Hersrud, Adam Martin, and Ronald Waterland. Also present: City Manager Daniel Ainslie and City Attorney Greg Barnier. Absent: none

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

Motion by Waterland, second by Martin and carried with all members present voting yes to go into executive session for two legal cases, one contract and one personnel at 6:02 pm.

Motion by Martin, second by Anderson and carried with all members present voting yes to return to regular session at 6:32 pm.

Mayor Mark Carstensen led everyone in the Pledge of Allegiance.

### Announcements:

- The next regular Council meeting will be held on August 17, 2015.
- There will be a Community picnic held on August 19, 2015 at the Harley Davidson Rally Point from 5:00 pm to 8:00 pm.
- Councilor Dargatz thanked all the Department heads and Staff for all their hard work on making this Rally a success.

### Informational Reports:

- Planning Commission – 7/7/15 minutes.

### City Manager Ainslie reported:

- The sales tax update for General Sales Tax and Capital Improvement Tax for May collected in July was up 11% for the month to date and year to date it was up 8.8% and the Gross Receipts Tax (triple B) was down 10% for the month to date and down 1.5% year to date.
- Payroll Changes – within budget: Ambulance Dept – Critical Care Paramedic – Koree Zagala - \$18.86. Community Center – Towel Attendant – Daryn Bennet – rally \$9.50; Front Desk Attendant – Leah Hosch – rally \$10.00. Fire Dept – Rally – Tom Trigg-Chief - \$15.00; Scott Lensgrave, Shawn Borrows – Assistant Chiefs - \$15.00; TBD – Temporary Fire Fighters - \$12.00. Rally Dept – Volunteers – Micky Dymond, Eric Bostrom – no wage, Correction -Phyllis Erfman - \$9.75. Parks Dept – Parks Maintenance Tech 2 – Rick Wiczorek - \$12.47 (\$13.93 after certification)

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

- a. Approve the minutes from the July 20, 2015 regular council meeting and July 23, 2015 special council meeting.

Motion by Anderson, second by Waterland and carried with Anderson, Bestgen, Bradley, Dargatz, Carstensen, Hersrud and Waterland voting yes, Bachand and Martin voting no to approve the following claims with the addition of Designworks for \$3600:

**Wages** – Ambulance \$30,735.74; Attorney \$3,590.10; Auditorium \$167.89; Buildings \$1,020.02; Cemetery \$2,674.78; City Manager \$4,780.90; Community Center \$10,995.28; Finance Office \$8,464.61; Fire Department \$552.27; Human Resource \$2,736.48; Library \$8,229.12; Liquor \$8,864.68; Mayor and Council \$3,450.94; Parks \$14,452.96; Planning & Permitting \$4,501.51;

Police \$38,027.03; Rally \$8,422.57; Recreation \$4,685.44; Sanitary Service \$14,071.08; Streets \$13,176.07; Wastewater \$7,937.80; Water \$12,513.54; Federal Withholding \$31,231.00; FICA \$19,948.91.

**General** – 35<sup>th</sup> & Taylor, \$3,000.00, prof fee; A&B Business, \$516.18, sup; Adams-ISC, \$65.07, rep; Daniel Ainslie, \$2,646.00, prof fee; BHP, \$1,398.96, util; Ben Bostrom, \$7,500.00, prof fee; Eric Bostrom, \$7,500.00, prof fee; Buckle Tree, \$41.00, sup; Jerry Burnham, \$2,543.75, prof fee; Chief Supply, \$184.94, equip; Construction Industry, \$375.00, prof fee; DB Customs, \$600.00, prof fee; Designworks, \$3,600.00, repairs; Douglas, \$391.20, repairs; Epic Outdoor Advertising, \$1,100.00, rent; FEDEX, \$26.21, sup; Fire Pro, \$30.95, repairs; Freeman's Electric, \$45.92, repairs; Gene's Lock Shop, \$20.88, sup; Hanson Images, \$2,025.00, prof fee; Hart Luck Holdings, \$4,000.00, prof fee; J & L Services, LLC, \$1,440.00, sup; Jasmine Caine, \$1,000.00, prof fee; Sue Keffeler, \$1,750.00, resale; Lighting Maintenance Co., \$61.74, sup; Monte I Madison,

\$14,300.00 prof fee; Meade County Weed & Pest MGT, \$135.00, repairs; Micky Dymond, \$4,000.00, prof fee; Miracle Recreation Equip, \$ 171.00, sup; Newkirk's Ace Hardware, \$266.30, sup; Newman Traffic Signs, \$350.60, sup; Northern Hills Homes & RVS, \$ 51.25, repairs; Northern Hills Sod Farm, \$ 194.80, sup; Northern Hills Vet Clinic, \$5.00, prof fee; Petty Cash, \$109.24, sup; Purchase Power, \$500.00, sup; Randy Mcallister, \$2,700.00, prof fee; Rapid Diesel Service, \$370.00, repairs; Rasmussen Mechanical Services, \$179.55, repairs; RB Stone, \$500.00, prof fee; Rockingtree Landscape, \$56.25, sup; SD Federal Property Agency, \$2,420.00, equip; Signs Now, \$171.00, sup; Sinks N More, \$124.04, sup; Sturgis Motorsports, \$35.98, repairs; Sturgis Volunteer Fire Dept, \$95.52, sup; Taser International, \$162.96, sup; Tom's T's, \$353.87, sup; Ultramax, \$307.50, sup; USA Pro Supermoto, \$11,000.00, prof fee; Vast Business, \$1,643.87, util; Verizon Wireless, \$1,943.79, util; Kristie Wagner, \$2,500.00, prof fee; West Payment Center, \$227.85, sup; Wimactel, Inc, \$60.00, util; Zeona Road, \$300.00, prof fee.

**Special Sales Tax** – Chamber of Commerce, \$9,166.67; Sturgis Economic Development, \$9,666.67.

**Capital Improvements** – Baseline Surveying, \$97.50; Sacrison Paving, \$94,931.58

**Business Improvement District** – Vast Business, \$431.52

**TIF #12** – Petty Cash, \$60.00

**Liquor** – Cask & Cork, \$467.50, resale; Eagle Sales, \$2,074.25, resale; Tom Ferguson, \$371.98, resale; Fisher Beverage, \$7,810.16, resale; Johnson Western Wholesale, \$10,122.14, resale; M&B Enterprises, \$253.80, resale; Republic Beverage, \$13,368.80, resale; Valiant Vineyard, \$660.00, resale; Vast Business, \$177.56, util;

**Water** – Advanced Engineering & Environmental, \$6,965.05, prof fee; BHP, \$2,425.86, util; Petty Cash, \$5.31, sup; Spearfish Excavating, \$104,338.64, cap improv; Vast Business, \$146.52, util; Verizon, \$234.87.

**Wastewater** – Advanced Engineering & Environmental, \$6,791.95, cap improv; Sacrison Paving, \$5,637.80, rep; Verizon, \$108.68, util; Wells Plumbing, \$22.96, rep;

**Sanitation** – BHP, \$250.64, util; Northern Truck Equip, \$246.40, rep; Sanitation Products, \$143.04, rep; Verizon, \$54.00, util.

**Ambulance** – Emergency Medical Products, \$2,343.65, sup; Foothills Home Medical Equipment, \$162.00, sup; Hero247.com, \$3,020.00, sup; Moore Medical, \$540.61, sup; Pizza Hut, \$86.00, sup; Rockingtree Landscape, \$56.25, sup; Spearfish Ambulance, \$8.00, sup; Sturgis Volunteer Fire Dept, \$95.52, sup; Vast Business, \$61.58, util; Verizon, \$199.56, util.

Motion by Hersrud, second by Martin and carried with Anderson, Bestgen, Bradley, Dargatz, Carstensen, Hersrud, Martin and Waterland voting yes and Bachand voting no to approve open container for beer consumption (not resale) for Harley Davidson Rally Point and also approve street closure of Harley-Davidson Way right-of-way between Lazelle Street and Main Street for open container for beer consumption (not resale) for Chamber Community Picnic on August 19, 2015 from 5pm-8pm.

Motion by Bestgen, second by Waterland and carried with all members present voting yes to approve the certified police officer contract with the Meade School District. There are no changes from the previous year's contract.

Rick Schmid, owner of Sidehack Saloon, and his attorney Mike Strain addressed the Council about using the back part of the building that is at 1035 Lazelle. His liquor license covers this building, but because the use of the building has changed, there are required life safety updates that must be done to bring this building up to code. The building inspector did come up with some structural changes and an occupancy number that would allow this building to be used as a bar.

A motion was made by Bestgen, second by Hersrud to allow Mr. Schmid to open the bar on a 60 day trial and if he continues, he will need to add a sprinkler system to the building.

Motion by Waterland, second by Hersrud, and carried with all members present voting yes to go into executive session at 7:23 pm for legal advice.

Motion by Waterland, second by Martin, and carried with all members present voting yes to return to regular session at 7: 52 pm.

Hersrud and Bestgen rescinded the motion to allow the bar. The Council encouraged Mr. Schmid to continue working with the Building Inspector.

There were concerns from a property owner about access on Kinship Road to his vendors. The City proposed that they would be able to enter Williams Street onto the lot from 6:01 am to 5:29 pm and the City would open up Kinship Road from 5:30 pm to 6:00 am. The property owner felt it was not a solution but it would be acceptable for this rally.

Motion by Bestgen, second by Waterland and carried with Anderson, Bachand, Bestgen, Bradley, Carstensen, Dargatz, Martin, Waterland voting yes, Hersrud abstaining, to approve a 4% rally performance bonus for the regular full time salaried City employees on their gross wage. This would be for just this year.

Any other business:

A contractor asked the Council for permission to cut into the street on West Sherman Street to do a water tap. It is the policy of the City to not allow any permits to cut into pavement the week before the Rally or the week of the Rally.

Motion by Martin, second by Bestgen and carried with all members present voting yes to go into executive session for personnel and contracts at 8:19 pm.

Motion by Waterland, second by Hersrud and carried with all members present voting yes to return to regular session at 8:53 pm.

Motion by Bestgen, seconded by Dargatz and carried with all members present voting yes to adjourn the meeting at 8:53 pm.

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

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

Published once at the total approximate cost of \$