

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, July 18, 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 Attorney Greg Barnier. Absent: None

Mayor Mark Carstensen led everyone in the Pledge of Allegiance.

Announcements:

Councilor Brengle said that several residents had contacted him and wanted to thank Gene Stock and his crew for clean up on Exit 30.

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

Motion by Johnston, second by DesJarlais and carried with all members voting yes to amend the agenda with the addition of a letter to Pine View Street residents to be read by Rick Bush and to add Muscular Dystrophy Association to the list of Raffles.

Motion by Brengle, second by DesJarlais and carried with all members voting yes to approve the minutes from the regular council meeting on July 5, 2011.

Motion by Potts, second by Brengle and carried with all members voting yes to approve the following claims with the exception of GBA Inc, \$56,816.43, cap imp; Hersrud, \$682.55, repair.

Wages – Ambulance \$12,989.00; Attorney \$2,741.19; Auditorium \$172.88; Buildings \$1,501.85; Cemetery \$4,260.32; City Manager \$1,458.03; Community Center \$16,471.57; Community Development \$3,511.98; Finance Office \$8,828.80; Fire Department \$2,214.15; Human Resource \$2,521.54; Library \$9,086.71; Liquor \$4,485.04; Mayor and Council \$3,014.01; Parks \$16,029.16; Police \$32,769.28; Rally \$4,404.14; Sanitary Service \$9,207.81; Streets \$8,146.45; Wastewater \$8,919.57; Water \$15,318.81; Federal Withholding \$15,819.15; FICA \$12,310.57.

General – A&J Surplus, \$131.94, repair; Associated Supply Co, \$44.78, repair; Bentz Equip, \$79.50, repair; Best Business Products, \$24.53, repair; BH Chemical, \$35.99, supp; BH Harley Davidson, \$1610.46, repair; BH Power, \$22,910.05, util; Buckle Tree, \$5086.95, other; Burge Concrete, \$739.50, supp; CBH Coop, \$16,391.73, supp; Chain Saw Center, \$174.67, repair; City of Rapid City, \$50.00, travel; City of Sturgis Water Dept, \$2587.72, util; Coca Cola, \$1073.55, merch for resale; Curt Corey, \$78.00, cc prog exp; Crisis Intervention Shelter, \$2500.00, other; Dakota Backup, \$644.64, prof fee; Dakota Contracting, \$2448.00, repair; Dave's Heating, \$45.00, repair; Delta Dental, \$98.06, grp insur; Double Star Computing, \$3566.13, repair; EKE Inc, \$932.40, repair; Fast Break Screen Printing, \$150.00, supp; First Interstate Bank, \$2609.18, supp, repair; First Western Insurance, \$1114.50, insur; Flexible Benefits Dept, \$72.62, other; Fry Communications, \$100.00, publ-rally; Ft Meade Veterans Admin, \$333.00, supp; Glover Investments, \$600.00, rental-rally; Heartland Paper, \$62.67, supp; High Tech Mechanicals, \$321.51, repair; Hills Materials, \$440.13, supp; Hillyard, \$396.32, supp; Jacobsen Ford, \$11.50, repair; Bill Kessloff, \$78.00, cc prog exp; Ketel Thorstenson, \$2500.00, prof fee; Knology, \$108.53, util; Maury LaRue, \$87.50, prof fee; Light & Sire, \$415.30, repair; Lynn's Dakotamart, \$256.38, merch for resale; Meade Co Senior Citizens, \$5000.00, other; Meade County Auditor, \$20,432.52, other; Meade Co Times, \$700.49, publ; Menards, \$83.13, supp; MDU, \$3791.76, util; Motoring USA, \$8238.00, prof fee; Neighborworks Dakota Home Resources, \$2500.00, other; Neve's Uniforms, \$63.90, supp; Northern Hills Drug, \$6000.00, other; O'Reilly Auto Parts, \$236.86, repair; Owens Interstate, \$2.07, supp; Pete Lien, \$95.00, supp; Public Safety Equip, \$109.92, supp; Road Runner

Brochure Distribution, \$1000.00, supp; Robert Sharp & Assoc, \$2592.20, publ-rally; Rockingtree Floral, \$60.00, supp; Rockingtree Landscapes, \$415.00, supp; Sacrison Asphalt, \$265.20, supp; Fred Schmidt, \$30.00 other; SD 211, \$1000.00, other; SD Police Chiefs Assn, \$223.00, other; Servall, \$588.21, maint; Show Me Books, \$838.00, supp; Sturgis Area Transportation, \$7500.00, other; Sturgis Center for the Arts, \$4000.00, other; Sturgis Napa, \$592.40, repair; Summit Signs, \$425.00, supp; Symbol Arts, \$547.50, other; Tom's T's, \$160.92, supp; Trugreen, \$702.50, supp; Twilight First Aid, \$81.70, supp; Walco International, \$25.00, supp; Wellmark Blue Cross, \$1271.44, grp insur; West River Electric, \$394.11, util; Donald Whitehead, \$30.00, other.

Park – Dakota Contracting, \$4622.64, supp; Stacey Harding, \$20.00, shelter donation refund.

Ambulance - Allmed, \$75.60, supp; BH Chemical, \$155.09, supp; CBH Coop, \$1943.25, supp; City of Sturgis Water Dept, \$37.50, util; Dakota Backup, \$47.90, supp; DB Billing, \$470.42, prof fee; Double Star Computing, \$69.57, repair; First Western Insurance, \$30.00, prof fee; Flexible Benefits Dept, \$7.70, other; High Tech Mechanicals, \$321.50, repair; MDU, \$23.39, util; Regional Health, \$1144.53, supp; Sturgis Napa, \$48.59, supp.

Special Sales Tax – Sturgis Area Arts Council, \$2500.00, city promo; Sturgis Motorcycle Museum, \$4750.00, city promo; Sturgis Mustang Rally, \$1960.00, city promo.

Capital Improvement – Brosz Engineering, \$5457.03, cap imp; Powerplus Electric, \$6205.40, cap imp; Sacrison Paving, \$13,617.83, cap imp.

Liquor – Amcon Distributing, \$2876.94, cigarettes for resale; BH Chemical, \$43.95, supp; BH Power, \$1629.63, util; BH Rally & Gold, \$624.00, merch for resale; City of Sturgis Water Dept, \$71.34, util; Coca Cola, \$831.60, pop for resale; Conrads Big "C" Signs, \$754.08, cap imp; Double Star Computing, \$61.00, repair; Eagle Sales, \$39,358.84, off sale beer; Finance Change Banks, \$4000.00, cash-combined fund; First Interstate Bank, \$392.81, travel; Fisher Beverage, \$17,512.30, off sale beer; Johnson Western Wholesale, \$33,274.97, off sale liquor; Lynn's Dakotamart, \$122.84, supp; M&B Enterprises, \$145.90, snacks for resale; MDU, \$10.15, util; Okoboji Wines, \$667.00, off sale liquor; One Way Service Pros, \$250.00, repair; Pepsi Cola, \$329.55, pop for resale; Prairie Berry, \$2136.00, off sale liquor; Republic Beverage, \$28,337.13, off sale liquor; Schade Vineyard, \$378.00, liquor; Servall Towel, \$189.60, supp; Tour Ice, \$571.25, merch for resale.

Water – Accursource, \$194.00, prof fee; BH Power, \$1040.37, util; City of Sturgis Water Dept, \$75.00, util; Dakota Backup, \$81.37, prof fee; Double Star Computing, \$84.57, repair; First Interstate Bank, \$14.04, supp; Flexible Benefits, Dept, \$6.88, other; MDU, \$14.78, util; Dale Olson, \$500.00, grp insur.

Wastewater – A&J Surplus, \$112.60, repair; American Engineering Testing, \$1122.25, prof fee; City of Belle Fourche, \$36.92, other; City of Sturgis Water Dept, \$12.01, util; Dakota Backup, \$68.48, prof fee; Double Star Computing, \$79.57, repair; Energy Lab, \$431.00, prof fee; Foothills Seed, \$117.50, repair; G&H Distributing, \$305.88, repair; Inland Truck Parts, \$216.50, repair; Sturgis Napa, \$83.20, repair.

Sanitary Service – A&B Welding, \$81.94, repair; A&J Surplus, \$386.32, repair; BH Power, \$11.00, util; CBH Coop, \$3106.27, supp; City of Belle Fourche, \$19,831.95, other; Dakota Steel, \$119.90, repair; Diesel Machinery, \$180.11, repair; Double Star Computing, \$79.57, repair; Eddies Truck Sales, \$242.32, repair; First Interstate Bank, \$69.00, travel; McGas Propane, \$12.00, supp; New Deal Tire, \$2666.25, other; Sanitation Products, \$434.99, repair; SD Solid Waste Management, \$105.00, travel; Sturgis Napa, \$210.00, repair.

Motion by Brengle, second by DesJarlais and carried with Brengle, Carstensen, DesJarlais, Johnston, McVay, Sundstrom and Vasknetz voting yes and Hersrud and Potts abstaining to approve the following two claims: GBA Inc, \$56,816.43, cap imp; Hersrud, \$682.55, repair.

Committee Report:

Councilor Potts reported on the Black Hills Council of Local Government meeting that he attended on July 5th that discussed the Department of Transportation's 5 year funding plan for road project. Meade County is expected to have \$60,000,000 for road projects. Public input will be given at a meeting scheduled for July 21st.

Councilor Johnston reported that on July 15 a consultant from the South Dakota State Library conducted a site visit and toured the library. She was impressed by our summer reading program ideas and took pictures throughout the library. Other items discussed were programs that could be facilitated by the State Library, assistance with data base training, and future technology.

The summer reading programs conclude this week with a pizza party and prize drawing for the teens on Wednesday afternoon; and an "Around the World" party in the park on Thursday morning for the younger kids.

Kathy Peterson, Public Affairs Specialist, from the Social Security agency in Rapid City will present a program for the public at the library on August 29. She'll discuss steps to take before retirement and help users with the website over the noon hour. Then from 1-2 pm she will conduct individual consultations.

Management Team Report:

Motion by DesJarlais, second by McVay and carried with all members voting yes to approve the following new hires: **Rally:** Temporary-Publications Delivery-Eli Bueno-\$8.50-Photo Tower-Lucas Anderson-\$8.00-Alvina Burggraff-Hostess-\$8.00. **Community Center Rally help:** Custodial-Brad McPherson and Dalton Sherman-\$8.50; Custodial-Auditorium- Earleen Janis-\$8.50; Concession-Kahlie Peterson and Brooke Lensegrav-\$8.50. **Liquor:** Rally Temporary-Seth Bachand, Seth McCan and Tim McCan-\$8.00. **Rally Inspectors-** Darcie Dennard - \$10.50.

At this time, Community Development Director Rick Bush read a letter from the Management team addressing the Pine View special assessment issue.

Arnold Luptak, a Pine View Street resident, spoke to the council expressing that he had concerns and questions about the special assessment process. He stated there was a group of residents on Pine View Street that would like to meet and propose some questions to representatives of the City and have the City respond to these questions. The representatives from the City and citizens from Pine View Street will meet an hour before the August 15th meeting.

Bob Bertolotto, a Pine View resident, asked if the City would have paved their Street this year if they would not have participated in the special assessment in 2009.

Finance Officer Fay Bueno gave the 2012 budget presentation. The presentation will be available on the Web site. Copies of the budget will be available on Friday, July 22.

Motion by Potts, second by McVay and carried with all members voting yes to have the public hearing for the adoption of the 2030 Sturgis Comprehensive Plan. Community Development Director Rick Bush gave a summary presentation of the Plan.

With no comment from the audience or Council, a motion was made by Hersrud, second by DesJarlais and carried with all members voting yes to adopt the 2030 Sturgis Comprehensive Plan.

Motion by Hersrud, second by DesJarlais and carried with all members voting yes to approve second reading of Ordinance 2011-06- An Ordinance amending Title 34, Flood Damage Protection.

ORDINANCE 2011-06
AN ORDINANCE AMENDING TITLE 34, FLOOD DAMAGE PROTECTION

BE IT ORDAINED by the Common Council of the City of Sturgis, Meade County, South Dakota that Title 34, – Flood Damage Protection Chapter 34-01 General Provisions is hereby amended to read as follows:

34.01.06: BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD

The areas of special flood hazard identified by the Federal Emergency Management Agency in a scientific and engineering report entitled, "The Flood Insurance Study for City of Sturgis, Meade County, South Dakota," dated September 16, 2011, with accompanying Flood Insurance Rate Maps is hereby adopted by reference and declared to be a part of this ordinance. The Flood Insurance Study is on file at the Office of the City of Sturgis, 1040 2nd Street, Sturgis, South Dakota.

Dated this 18 day of July, 2011.

First reading: July 5, 2011

Second reading: July 18, 2011

Adopted: July 18, 2011

Published: August 3, 2011

Effective: August 24, 2011

Motion by DesJarlais, second by McVay and carried with Carstensen, DesJarlais, Hersrud, Johnston, McVay, Potts, Sundstrom and Vasknetz voting yes and Brengle abstaining to approve an application for a Retail (on/off sale) Wine license and a Retail (on/off sale) Malt Beverage license for Sturgis Water Works Co, LLC- J.J. Davenport's.

Motion by Hersrud, seconded by Johnston and carried with Carstensen, DesJarlais, Hersrud, Johnston, McVay, Potts, Sundstrom and Vasknetz voting yes and Brengle abstaining to approve an application for a Special Events Wine and Malt Beverage license for Sturgis Wine Company at the Sturgis Community Center, August 6-13, 2011.

Motion by DesJarlais, second by Potts and carried with all members voting yes to approve a request to use city property from the Sturgis Chamber of Commerce for the Agriculture Appreciation Banquet on Sept. 25, 2011.

Motion by Vasknetz, second by Brengle and carried with all members voting yes to approve a request to use city property from the Crossroads Assembly of God for Thunder Road Ministries (formerly Kids Zone) for August 5-13.

Motion by DesJarlais, second by McVay and carried with Carstensen, DesJarlais, Hersrud, Johnston, McVay, Potts, Sundstrom and Vasknetz voting yes and Brengle abstaining to approve a request for a special events license from the Knuckle Saloon at the Sturgis Motorcycle Expo lot on August 6-13, 2011.

Motion by McVay, second by Potts and carried with Carstensen, DesJarlais, Hersrud, Johnston, McVay, Potts, Sundstrom and Vasknetz voting yes and Brengle abstaining to approve a request for a special events license from The Knuckle Saloon at the Sturgis Motorcycle Expo lot on August 5th, 9th and 11th.

Motion by DesJarlais, second by McVay and carried with all members voting yes to approve by resolution the ability to refuse the right to have raffles in Sturgis on each raffle presented.

Motion by DesJarlais, second by Brengle and carried with all members voting yes to amend the prior motion to consider the right to refuse each raffle request individually.

Spirit of the Hills Wildlife Sanctuary- Hersrud, McVay voting yes, Brengle, Carstensen, DesJarlais, Johnston, Potts, Sundstrom and Vasknetz voting nay. Raffle not disproved.
 BHSU Yellow Jacket Foundation- Hersrud, McVay voting yes, Brengle, Carstensen, DesJarlais, Johnston, Potts, Sundstrom and Vasknetz voting nay. Raffle not disproved.
 Meade County Relay for Life-All members voting nay. Raffle not disproved.
 Crisis Intervention Shelter Services-All members voting nay. Raffle not disproved.
 Dakota Baptist Convention Center- Hersrud, McVay and Potts voting yes, Brengle, Carstensen, DesJarlais, Johnston, Sundstrom and Vasknetz voting nay. Raffle not disproved.
 Black Hills Shootist LTD – McVay voting yes, Brengle, Carstensen, DesJarlais, Johnston, Hersrud, Potts, Sundstrom and Vasknetz voting nay. Raffle not disproved.
 Early Mustang Club, Inc.- All members voting nay. Raffle not disproved.
 Black Hills Area Community Foundation – Johnston and Hersrud voting yes, Brengle, Carstensen, DesJarlais, McVay, Potts, Sundstrom and Vasknetz. Raffle not disproved.
 Muscular Dystrophy Association-DesJarlais, Johnston, Hersrud and McVay voting yes. Brengle, Carstensen, Potts, Sundstrom and Vasknetz voting nay. Raffle not disproved.

Any Other Business:

Jack Hoel gave a statement on SMRi and the trademarks. Mr. Hoel gave a hand-out to the council and audience.

Bob Bertolotto presented the Council with pictures of erosion on Pine View Street that had occurred during the heavy rains. Mr. Bertolotto wants to have this taken care as soon as possible to save the street. The Council will contact the Public Works Department.

Roger Schieman questioned the 2011 Rally traffic plan which is located on the web site, specifically the wording for 2nd Street. The Council will have staff look into this.

Motion by Brengle, second by Johnston and carried with all members voting yes to go into executive session at 8:09 p.m. for legal.

Motion by McVay, second by Brengle and carried with all members voting yes to come out of executive session at 9:14 p.m.

Motion by Potts, second by McVay and carried with all members voting yes to adjourn.

ATTEST: _____
Fay Bueno, Finance Officer

APPROVED: _____
Mark Carstensen-Mayor

Publish once at the total approximate cost

