

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, June 18, 2012 at the Erskine Building. Present: Mayor Mark Carstensen, Alderpersons, David Hersrud, Jamie McVay, Tim Potts, Dane Sundstrom, Kelly Vasknetz and Ron Waterland. Also present City Manager Daniel Ainslie and City Attorney Greg Barnier. Absent: Marcia Johnston and Joe DesJarlais.

Mayor Mark Carstensen led everyone in the Pledge of Allegiance.

Announcements:

Mayor Carstensen read the Affirmation Day Proclamation that proclaimed the firm conviction of the validity and strength of the Constitution, Bill of Rights and the Freedoms and Responsibilities codified by these great founding documents in America.

City Manager Ainslie reported:

- An updated presentation on the 2013 Budget and current financial situation of the City's five major funds was given. The presentation can be found on the City's website.

Alderman Hersrud stepped out of the meeting at this point.

Motion by Potts, second by Waterland and carried with all members voting yes to approve the consent calendar.

Motion by Potts, second by Waterland and carried with Carstensen, Waterland, McVay, Sundstrom and Vasknetz voting yes and Potts abstaining to approve the following claims with the exception of Mainline Contracting, \$135,124.89, prof fee; Cetec, \$57,401.10, prof fee.

Wages – Ambulance \$11,735.73; Attorney \$2884.62; Auditorium \$263.66; Buildings \$2092.75; Cemetery \$2813.46; City Manager \$4711.06; Community Center \$12,965.86; Community Development \$5186.61; Finance Office \$8552.45; Fire Department \$3226.09; Human Resource \$2121.81; Library \$8619.67; Liquor \$4600.37; Mayor and Council \$3333.27; Parks \$15,757.30; Police \$37,732.01; Rally \$3781.52; Sanitary Service \$15,037.65; Streets \$14,565.21; Wastewater \$15,504.77; Water \$13541.64; Federal Withholding \$21,683.11; FICA \$13,918.10.

General – A to Z Shredding, \$1007.20, maint; Laurie Adkins, \$160.00, cc prog exp; Lane Barden, \$80.00, cc prog exp; Bryan Beaulizu, \$160.00, cc prog exp; Bentz Equip, \$631.60, repair; BH Chemical, \$1149.09, supp; BH Power, \$22,678.07, util; Brown & Saenger, \$610.00, supp; Campbell Supply, \$959.77, supp; Caselle, \$527.99, prof fee; CBH Cooperative, \$15,871.91, supp; Century Business Leasing, \$195.76, prof fee; Chain Saw Center, \$15.95, supp; City of Sturgis Water Dept, \$2277.08, util; Coca Cola, \$1345.75, merch for resale; Community Center, \$115.00, other; Dakota Backup, \$673.68, prof fee; Dakota Supply Group, \$1892.74, supp; Ecolab Pest, \$170.42, maint; Energy Lab, \$18.55, maint; Fidelity Builders Supply, \$787.76, merch for resale; First Interstate Bank, \$4540.58, travel; Freeman Electric, \$1450.54, repair; FSH Communications, \$120.00, util; G&G Enterprises, \$256.00, merch for resale; General Traffic Controls, \$503.46, repair; Glover Investments, \$600.00, rental-rally; Hauff Mid-America Sports, \$15.75, cc prog exp; Heds Inc, \$324.30, other; Hills Materials, \$430.02, repair; Hillyard, \$332.00, repair; Integrity Sheet Metal, \$582.51, repair; J&L Services, \$660.00, repair; Jackpine Gypsies, \$525.00, publ-rally; Jacobsen Ford, \$20.81, repair; Johnston Hardware, \$268.51, repair; Ketel Thorstenson, \$15,301.18, other; Knology, \$253.96, util; Lynn's Dakotamart, \$379.23, supp; Marco Inc NW 7128, \$193.71, maint; Meade Co Auditor, \$5891.07, util; Meade Co Times, \$267.87, publ; Meade Co Title, \$56.00, supp; Menards, \$71.28, supp; Michael Todd & Co,

\$3122.23, supp; MDU, \$1006.16, util; Motionsoft, \$450.00, prof fee; Neve's Uniforms, \$310.24, supp; Newman Traffic Signs, \$115.33, supp; Northwest Pipe, \$458.35, supp; Occupational Health Network, \$30.00, prof fee; O'Reilly Auto Parts, \$121.08, repair; Owens Interstate Sales, \$219.36, repair; Pamida, \$123.77, supp; Pete Lien & Sons, \$145.50, supp; Polar Engraving, \$86.50, merch for resale; Postmaster, \$180.00, supp; Print Mark-et, \$834.22, publ; Public Safety Equip, \$77.50, supp; Purchase Power, \$400.00, supp; Rapid Delivery, \$10.80, repair; Rasmussen Mechanical, \$165.58, repair; Robert Sharp & Assoc, \$1177.00, publ-rally; Rushmore Office, \$1298.17, supp; Sand Creek Printing, \$97.50, supp; Servall, \$559.79, repair; Stan Houston Equip, \$24.40, repair; Street Dept Petty Cash, \$4.19, supp; Sturgis Center for the Arts, \$500.00, city promo; Sturgis Napa, \$796.42, repair; Subway, \$22.14, travel; Swenson Plumbing, \$204.00, repair; The Radar Shop, \$390.00, repair; Town-N-Country Plumbing, \$153.63, supp; Twilight First Aid, \$165.30, supp; Verizon, \$73.28, util; West River Electric, \$466.16, util; Western Communications, \$400.00, supp; Amanda Whelchel, \$80.00, cc prog exp; Whisler Bearing, \$111.39, repair; Woods, Fuller, Shultz & Smith, \$500.00, prof fee; Yellowstone Journal, \$900.00, publ-rally.

Capital Improvement – Doug O'Bryan Contracting, \$26,559.90, cap imp; Eke Inc, \$42,245.24, cap imp; Fourfront Design, \$1000.00, cap imp; Konstant & Klein Appraisals, \$3500.00, cap imp.
Liquor – BH Power, \$1455.54, util; Cask & Cork, \$371.50, off sale liquor; City of Sturgis Water Dept, \$49.59, util; Coca Cola, \$559.70, pop for resale; Eagle Sales, \$31,073.15, off sale beer; Ecolab Pest, \$98.03, maint; Fisher Beverage, \$17,975.54, off sale beer; Johnson Western Wholesale, \$39,521.70, off sale liquor; Lynchburg Hardware, \$1183.22, merch for resale; Massa Berry Clinic, \$18.00, prof fee; MDU, \$71.65, util; Occupational Health Network, \$30.00, prof fee; Pepsi Cola, \$205.90, pop for resale; Prairie Berry, \$3834.00, off sale liquor; Print Mark-et, \$55.62, publ; Republic Beverage Co, \$39,245.49, off sale liquor; Rushmore Office, \$24.40, supp; Schade Vineyard, \$648.00, off sale liquor; Servall, \$195.36, supp; Tour Ice, \$382.75, merch for resale; Valiant Vineyard, \$660.00, off sale liquor.

Water – A&B Business, \$295.94, repair; BH Power, \$10,625.62, util; Campbell Supply, \$235.83, supp; Caselle, \$382.34, prof fee; CBH Coop, \$999.00, supp; City of Sturgis Water Dept, \$73.00, util; Dakota Backup, \$91.86, prof fee; Russell Dunavan, \$44.20, refund; First Interstate Bank, \$11.99, supp; Scott Guffey, \$50.00, refund; Hawkins, \$2115.67, supp; HD Supply, \$31.10, supp; Knology, \$35.06, util; Meade Co Times, \$82.23, publ; Midcontinent Testing Lab, \$1170.50, prof fee; MDU, \$15.74, util; Northern Hills Electric, \$96.84, repair; Northwest Pipe, \$324.29, supp; O'Reilly Auto Parts, \$7.99, supp; Pamida, \$85.60, supp; Pete Lien & Sons, \$177.25, supp; Print Mark-et, \$55.62, publ; Real Estate Center, \$50.00, refunds; Rushmore Office, \$95.57, supp; SD DENR, \$2200.00, prof fee; Servall Towel, \$11.24, repair; SD One Call, \$120.99, prof fee; Sturgis Napa, \$27.44, supp; Town-N-Country Plumbing, \$118.56, supp.

Wastewater – A&B Welding, \$9.90, repair; A to Z Shredding, \$73.90, maint; American Engineering Testing, \$1129.10, prof fee; Campbell Supply, \$54.66, repair; CBH Coop, \$13.00, repair; Century Business, \$53.09, prof fee; City of Belle Fourche, \$3.65, other; City of Sturgis Water Dept, \$17.01, util; Inland Truck Parts, \$30.76, supp; Johnston Hardware, \$6.29, supp; Knutson Irrigation Service, \$238.40, supp; Owens Interstate, \$104.53, supp; Print Mark-et, \$55.62, publ; Sturgis Napa, \$45.65, repair.

Sanitary Service – A & J Surplus, \$1121.28, repair; A to Z Shredding, \$73.90, maint; Adams Machining, \$413.95, repair; BH Power, \$11.00, util; Campbell Supply, \$58.43, repair; CBH Coop, \$2674.22, supp; City of Belle Fourche, \$18,236.49, other; Dakota Backup, \$91.03, prof fee; Eddies Truck Sales, \$197.96, repair; Fastenal Co, \$136.36, supp; First Interstate Bank, \$227.44, repair; Godfrey Brake, \$48.20, repair; Joe's Delivery, \$10.00, repair; Northern Truck Equip, \$144.05, repair; O'Reilly Auto Parts, \$141.00, repair; Owens Interstate, \$222.66, supp; Print Mark-et, \$55.62, publ; Rushmore Office, \$132.50, supp; Sanitation Products, \$341.50, repair; Sturgis Napa, \$85.28.

Ambulance – BH Power, \$559.25, util; Chain Saw Center, \$27.99, supp; City of Sturgis Water Dept, \$53.50, util; Coca Cola, \$31.25, supp; DB Billing, \$1069.49, prof fee; First Interstate Bank,

\$143.34, supp; MDU, \$29.80, util; Occupational Health Network, \$30.00, prof fee; Pamida, \$75.03, supp; Print Mark-et, \$55.62, publ; Regional Home Medical Equip, \$3494.00, supp; Rushmore Office, \$41.93, supp; Sturgis Napa, \$42.72, supp.

Motion by McVay, second by Vasknetz with Carstensen, Waterland, McVay, Sundstrom and Vasknetz voting yes and Potts abstaining to approve the claims from Mainline Contracting, \$135,124.89, prof fee; Cetec, \$57,401.10, prof fee.

Alderman Hersrud reentered the meeting at this point.

Motion by McVay, second by Waterland and carried with all members voting yes to approve the use on review for Tiffany Smith (Dogwood Lodge) for a pet boarding facility.

Motion by McVay, second by Potts and carried with all members voting yes to approve the 7' variance for an addition to the living room and a 3' side setback variance for a garage for Leon & Tammy Bachand at 2614 Elk Road.

Motion by Waterland, second by Hersrud and carried with all members voting yes to approve the transfer of an on/off sale malt beverage license from 3H Brothers-Temporary Insanity to JD Lawson-Sturgis RV Park, LLC.

Motion by Waterland, second by Vasknetz to approve the renewal of the on/off sale malt beverage license for Emporium of Design, LLC /Road Kill Café.

The previous motion was amended with Potts making the motion, second by Hersrud and carried with all members voting yes to table this renewal until sometime before June 30, 2012, in order to allow the attorney's time to develop an agreement between the City and the owners of Road Kill Café.

Motion by Hersrud, second by Vasknetz and carried with all members voting yes to approve the renewal of on/off sale malt beverage licenses for Kang San 2, Sturgis RV Park LLC, Pizza Ranch and Main Street Grill (Bob's Family Restaurant) and off sale malt beverage licenses for Jacobs Motor and Kwik Mart.

Alderman Hersrud stepped out of the meeting at this point.

Motion by Waterland, second by McVay and carried with all members voting yes to approve an on/off sale wine license for Lynn's Dakotamart-Sturgis.

Motion by McVay, second by Waterland and carried with all members voting yes to approve the use of City property, street closure, for the Sturgis Camaro Rally Show and Shine on June 30, 2012 from 8:00 am to 5:00 pm.

Motion by Potts, second by Waterland and carried with all members voting yes to table the setback variance to build a garage at 2921 1st Avenue for Blake and Jenny Karp until the July 2, 2012 meeting.

Motion by Potts, second by McVay and carried with all members voting yes to table the off sale package liquor license for the City of Sturgis at 591 Lazelle Street until the July 2, 2012 meeting.

Alderman Hersrud reentered the meeting at this point.

Motion by Waterland, second by Hersrud and carried with all members voting yes to approve the minutes of the June 4, 2012 meeting with the correction to the motion that awarded low bid for the Sturgis Water System Improvements Project-Phase 2 Schedule A-Water System Drilling, \$390,897.50.

Motion by Hersrud, second by Waterland and carried with all members voting yes to approve the following payroll changes: Sanitation Department – Sanitation Operator Full-time – Rocky Reinhart - \$11.85/hr; Rubble Site Operator Full-time – John Flueckinger – 11.85/hr.; Ambulance Department – Paramedic Part-time – Danny Hayes - \$12.00/hr; EMT-B Part-time – Dylan Siscoe - \$8/hr – Koree Zagala - \$8/hr; EMT/Paramedic Full or Part-time - \$25 per scheduled evening/weekend standby shift; All EMS Staff Full or Part-time - \$2.00 more per hr during rally only. Police Department – Rally Special and Reserve Officers – new hire to 3 yrs service - \$15/hr; 4-6 yrs service - \$15.50/hr; 7-9 yrs service - \$16/hr; 10-12 yrs service - \$16.50/hr; 13-15 yrs service - \$17/hr; 16-20+ yrs service - \$17.50/hr; Team Leaders paid according to above plus additional \$1/hr for additional duties; Head Security Officer - \$15.50/hr; Security Officer - \$11/hr; Head Food Service - \$15/hr; Head Night Secretary - \$15/hr; Second Night Secretary - \$11/hr; Second Day Secretary - \$12/hr; Office & Patrol Assistant - \$8/hr. Fire Department – Temporary Rally Firefighters – Shane Barrows, Shawn Barrows, Dave Fischer, Chris Grubl, Erik Haivala, Nate Jolley, Bob Kusser, Josh Kusser, Brent Lyons, Tom Nelson, Brad Olson, Shawn Peterson, Alex Raber, Warren Shaulis, Lee Strochine, Tom Trigg, Pat Urbaniak, Clint Walker, & Adam Weisz - \$10/hr. Rally Department – Temporary Rally – Parking – Ashley Tannahill - \$8/hr; Photo Tower West – McKenzie Wagner - \$8/hr. Parks Department – Seasonal – Troy Finn - \$8.50/hr. Water Department – Seasonal – Kanon Olson - \$8/hr.

Kimm Lischefska who resides at 815 10th Street was asked by the Code Enforcement to trim her lilacs in front of her home. There has not been a citation issued. Ms. Lischefska enjoys her lilacs and does understand the safety issue. She proposes that she could trim the center of the bushes and could put her house number in bold so they can be seen from the street. The Council asked that Ms. Lischefska and Community Development Director Rick Bush work out a solution to this problem.

The following organizations made written requests and came before the council to request these funds: Sturgis Area Arts Council-\$5000; Sturgis Wild West Days-\$5000; Greater Sturgis Area Transportation-\$20,000; Meade Co. Senior Citizens Assoc.-\$10,000; Northern Hills Area CASA Program-\$8,199; BHSU RSVP-\$3000; SD 211 Help Line-\$2500; ABC-Sturgis after School Program-\$3500; Sturgis Motorcycle Museum-\$10,000; Neighbor Works Dakota Home Resources-\$10,000; Sturgis Center for the Arts-\$7000; SEDC-\$98,000; Northern Hills Alcohol & Drug-\$10,500; Black Hills Vision \$10,000; Jackpine Gypsies-\$10,000; Good Shepherd Clinic-\$1,000; Sturgis Camaro Rally-\$2,000; Sturgis Chamber of Commerce-\$130,000; Impact Youth Missions-\$5,000; Realtors For Kids, Inc-\$5,000; Sturgis BAM Festival-\$2,500; Belle Fourche River Watershed Partnership-\$6,000.

The following organizations did not come before the Council, but made a request: BH Council of Local Govt.-\$3,445; Crisis Intervention Shelter Service-\$9,000; BH Community Economic Development-\$2,000.

Hersrud introduced the following written resolution and moved its adoption:

RESOLUTION 2012--22
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 D-43 of Denker Subdivision Formerly Lots D-3 and D-4 of Denker Subdivision Located in the SW 1/4 NW 1/4 of Section 15, 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 18th day of June, 2012.

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

Published: 06/27/12

Effective: 07/18/12

Potts introduced the following written resolution and moved its adoption:

**RESOLUTION 2012-23
TO APPROVE OR DENY A PUBLIC LOTTERY**

WHEREAS, the City of Sturgis has by Ordinances enacted by the City Council limited the use of public lotteries within the city to public purposes intended to provide for the benefit and safety of the members of the community, balanced with the purpose to encourage commerce and the development of a healthy and robust business and community atmosphere, and

WHEREAS, the National MS Society has submitted a application to conduct a public raffle within the City of Sturgis beginning on July 7, 2012 and continuing until July 26, 2012 at which time the lottery prize will be awarded by a drawing at the Sturgis Wine Company at 8:00 pm on July 26, 2012, and

WHEREAS, the National MS Society presented its application to conduct this lottery to the City Finance Office on June 7, 2012 seeks to commence and seeks to begin to sell such raffle tickets on July 7, 2012, and

WHEREAS, the request of the National MS Society to have approval to conduct this lottery has met all the requirements of City Ordinance, all the requirements of state law and has met all the administrative requirements of the City Finance Office in submitting its application,

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Sturgis City Council that the application of the National MS Society to conduct a public lottery/raffle in the City of Sturgis is hereby

X **Approved**, with lottery ticket sales to be conducted at the stated times forth above and as stated in the terms of the lottery application, for the reason that the expected public benefits intended to be accomplished by the Lottery ordinance are present.

 Denied, with no lottery sales to be permitted as requested, for the reason that the expected public benefits intended to be accomplished by the Lottery ordinance are not present.

RESOLVED this 18th day of June, 2012.

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

Published: 06/27/12
Effective: 07/18/12

Motion by Hersrud, second by Sundstrom and carried with all members voting to approve second reading of Ordinance 2012-11 – Title 16 – Traffic, Chapter 16.10 Golf Carts.

ORDINANCE 2012-11

AN ORDINANCE AMENDING TITLE 16 – TRAFFIC - CHAPTER 16.10: GOLF CARTS

BE IT ORDAINED by the Common Council of the City of Sturgis, Meade County, South Dakota that Title 16 –Chapter 16.10 – Golf Carts is hereby amended to read as follows:

**TITLE 16 TRAFFIC
CHAPTER 16.10
GOLF CARTS**

SECTIONS:

- 16.10.01: Use of Golf Carts on City Streets
- 16.10.02: Golf Cart - Definition
- 16.10.03: Application for Permit Required
- 16.10.04: Registration Decal
- 16.10.05: Use on State or County Highway Prohibited
- 16.10.06: Traffic Rules Apply
- 16.10.07: Seating
- 16.10.08: Penalty

16.01 USE OF GOLF CARTS ON CITY STREETS

The City of Sturgis, as authorized by SDCL 32-14-14, hereby permits the use on the municipal streets of the City of Sturgis golf carts not otherwise licensed by the State of South Dakota for use on a public highway, or licensed by another state pursuant to a comparable licensing provision, by an operator possessing a valid driver’s license, subject to the restrictions and requirements set forth in this Ordinance and the requirements of state law.

16.02 GOLF CART – DEFINITION

For the purposes of this Ordinance, as stated at SDCL 32-14-13, the term, “golf cart”, means a four wheeled vehicle originally and specifically designed and intended to transport one or more individuals and golf clubs for the purpose of playing golf on a golf course.

16.03 APPLICATION FOR PERMIT REQUIRED

No person may operate a golf cart upon the streets or alleys of the City of Sturgis without obtaining a permit for such operation from the Sturgis City Finance Office. To obtain such a permit from the City, the requirements are as follows:

- A. The applicant shall provide valid documentation that the golf cart is insured for liability for the remainder of the calendar year.
- B. The applicant shall provide valid documentation that the golf cart meets the equipment specifications and other requirements of state law.
- C. The applicant shall provide valid documentation that the golf cart is equipped with a slow-moving vehicle emblem in accordance with SDCL 32-15-20 or a flashing white or amber warning light in accordance with SDCL 32-17-46.
- D. The applicant shall pay the yearly registration fee (January – December) to the City of Sturgis of \$35.00 at the time the application and supporting documents are submitted to the City Finance Office. Registration is not transferrable with a change in ownership.

16.04 REGISTRATION DECAL

Upon approval of the application by the Finance Office and payment of the registration fee, the office shall issue to the applicant a valid registration decal. The decal shall be affixed in a visible location immediately adjacent to the slow moving vehicle emblem or the flashing white or amber warning light on the rear exterior of the golf cart.

16.05 USE ON STATE OR COUNTY HIGHWAY PROHIBITED

No person may operate a golf cart on a state or county highway except for crossing at right angle from one side of the highway to the other. A golf cart shall cross the highway at a right angle, but only after stopping and yielding the right-of-way to all approaching traffic and crossing as closely as possible to an intersection or approach.

16.06 TRAFFIC RULES APPLY

An operator of a golf cart shall comply with all city, county and state traffic rules and regulations applying to the operation of motor vehicles generally, except that a golf cart shall not be required to have a bell, horn or directional turn signals.

16.07 SEATING

The operator and occupants of a golf cart shall be seated at all times. It shall be unlawful for more than two people to occupy the front seat while the golf cart is in motion.

16.08 PENALTY

As provided for at SDCL 9-19-3 and SDCL 22-6-2(2), any person found to be guilty of violating any of the provisions of this Ordinance shall be subject to a maximum penalty of a fine not to exceed Five Hundred Dollars (\$500.00) or by imprisonment for a period not exceeding thirty (30) days, or by both such fine and imprisonment.

Dated this 18th day of June, 2012.

First reading: 06/04/12
Second reading: 06/18/12
Adopted: 06/18/12
Published: 06/27/12
Effective: 07/18/12

Motion by Hersrud, second by McVay and carried with all members voting yes to approve the motion with the amendment to the original Ordinance 2012-12-Title 18 – Temporary Camping and refer it back to committee.

Motion by Waterland, second by Hersrud and carried with Carstensen, Hersrud, Potts, Vasknetz and Waterland voting yes, McVay and Sundstrom voting nay to amend the previous motion to table this ordinance and have it go back to the ordinance committee.

Vasknetz introduced the following written resolution and moved its adoption:

RESOLUTION 2012-24
RESOLUTION AUTHORIZING TEMPORARY STOP SIGNS AND CONTROL
DEVICES DURING STURGIS MOTORCYCLE RALLY

WHEREAS, the City of Sturgis, Meade County, South Dakota, has jurisdiction to regulate and maintain their street system; and

WHEREAS, it appears necessary and in the best interest of public safety to establish temporary stop signs at the locations set forth herein.

NOW, THEREFORE, BE IT RESOLVED, that traffic control devices shall be placed at the following intersections between July 9, 2012 and August 12, 2012.

Nellie Street and Lazelle Street (Signal)
Middle Street and Lazelle Street (Signal)
1st Street and Lazelle Street (Signal)
3rd Street and Lazelle Street (Signal)
6th Street and Lazelle Street (Signal)
20th Street and Highway 14A (Stop Signs)
Junction Avenue and Sherman Street (Stop Signs)
Junction Avenue and Park Street (Stop Signs)
East Lazelle Street – Soccer Fields and Lyons Club Park (TBD)

Dated this 18th day of June, 2012.

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

Published: 06/27/12
Effective: 07/18/12

Hersrud introduced the following written resolution and moved its adoption:

RESOLUTION 2012-25
RESOLUTION AUTHORIZING TEMPORARY PLACEMENT OF BANNERS

OVER THE PUBLIC RIGHT OF WAY

WHEREAS, pursuant to Title 30, Sturgis City Council has the authority to approve banners over the public right of ways.

WHEREAS, the City of Sturgis has contracted with sponsors with regards to banners being placed during the 2012 Sturgis Motorcycle Rally.

NOW, THEREFORE, BE IT RESOLVED, that banners may be displayed over the following public right of ways from July 30, 2012, to August 14, 2012.

Main Street between Junction and Middle Street
Main Street between Junction and First Street
Main Street between First and Second Street
Main Street between Second and Third
Main Street between Third and Fourth
Junction Avenue between Glover and Harmon Street
Junction Avenue between Sherman and Main Street
Junction Avenue between Main and Lazelle Street
Ballpark Road between Junction Avenue and the Railroad Track
Lazelle near McDonald's (City promotion only)
Lazelle near City Park (City promotion only)

Dated this 18th day of June, 2012.

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

Published: 06/27/12
Effective: 07/18/12

Waterland introduced the following written resolution and moved its adoption:

**RESOLUTION 2012 -26
RESOLUTION AUTHORIZING CLOSURE OF STREETS
FOR ANNUAL STURGIS MOTORCYCLE RALLY**

WHEREAS the Sturgis Motorcycle Rally will be held in the City of Sturgis, August 6, 2012 through August 12, 2012; and

WHEREAS due to the great number of motorcyclists in Sturgis, South Dakota, during this time, it would be in the best interest for the City of Sturgis and its citizens that a portion of Main Street in the City of Sturgis be designated for motorcycle traffic only during this time and that parking restrictions be placed in effect adjacent to the Main Street area; and

WHEREAS it is necessary for portions of First Street, Second Street, Third Street, and Fifth Streets be closed to normal automobile vehicle traffic for Rally displays and activities; and be designated for motorcycle traffic only during this time.

NOW, THEREFORE, BE IT RESOLVED: That Main Street in the City of Sturgis, from its intersection with Middle Street to its intersection with Fourth Street, shall be closed to all traffic with the exception of motorcycle traffic as specified in herein during a time period from 2

a.m. on Friday August 3, 2012 to 2 a.m. on Sunday, August 12, 2012, and for such additional time if deemed necessary by the Chief of Police of the City of Sturgis and the City Council. The City Council of the City of Sturgis does hereby determine that it is necessary to close Main Street during the above time, in order to provide orderly traffic control and to ensure the safety of the citizens of the City of Sturgis and their guests. Only motorcycles, including two-wheel and three-wheel motorcycles, shall be allowed on Main Street during the above time period with the exception of maintenance vehicles, law enforcement vehicles, and fire protection vehicles. Bicycles, skateboards, scooters, roller blades, and other similar conveyances shall not be allowed to use that portion of Main Street described during the above time period, as the presence of bicycles, skateboards, scooters, roller blades, and other similar conveyances present a safety hazard to pedestrians, motorcyclists, bicyclists and those riding skateboards, scooters, roller blades and other similar conveyances. A 14-foot fire lane for emergency vehicles shall be maintained throughout the closed area.

BE IT FURTHER RESOLVED a designated area in the 900 Block of Main Street on the north side of the street will be utilized for staging “Featured Bike Builder for the Day” and on the south side of the street staging for the “South Dakota Experience Showcase” display area would be closed to parking.

BE IT FURTHER RESOLVED that a portion of Main Street, between Fourth Street and Fifth Street shall be restricted to through traffic and motorcycle only parking on the north and south side of the street during the time period from 2 a.m. on Friday, August 3, 2012 to 2 a.m. on Sunday, August 12, 2012, and for such additional time if deemed necessary.

BE IT FURTHER RESOLVED that a portion of Main Street, from Fifth Street to Seventh Street shall be designated for motorcycle only parking on the south side of the street during the time period from 2 a.m. on Friday, August 3, 2012 to 2 a.m. on Sunday, August 12, 2012, and for such additional time if deemed necessary.

BE IT FURTHER RESOLVED that parking on the south side of Main Street from Fourth Street to Seventh Street be designated for motorcycle only parking during the time period from 2 a.m. on Friday, August 3, 2012 to 2 a.m. on Sunday, August 12, 2012, and for such additional time if deemed necessary.

BE IT FURTHER RESOLVED that a portion of First Street, from Main Street to Lazelle Street shall be closed to motor vehicle traffic at 2 a.m. on Friday, August 3, 2012 to 2 a.m. on Sunday, August 12, 2012, for parking and other rally activities to be determined by the Council.

BE IT FURTHER RESOLVED that a portion of First Street, from the alley to Sherman Street shall be restricted to through traffic and motorcycle only parking at 2 a.m. on Friday, August 3, 2012 to 2 a.m. on Sunday, August 12, 2012, for parking and other rally activities to be determined by the Council. Bicycles, skateboards, scooters, roller blades and other similar conveyances shall not be allowed to use that portion of Third Street described during the above time period, as the presence of bicycles, skateboards, scooters, roller blades and other similar conveyances present a safety hazard to pedestrians, motorcyclists, bicyclists and those riding skateboards, scooters, roller blades and other similar conveyances. A 14-foot fire lane for emergency vehicles shall be maintained throughout the closed area.

BE IT FURTHER RESOLVED a portion of Second Street from Sherman Street to Lazelle Street shall be restricted to one through lane and motorcycle only parking from 2 a.m. on Friday, August 3, 2012 to 2 a.m. on Sunday, August 12, 2012. Bicycles, skateboards, scooters, roller blades and other similar conveyances shall not be allowed to use that portion of Third Street

described during the above time period, as the presence of bicycles, skateboards, scooters, roller blades and other similar conveyances present a safety hazard to pedestrians, motorcyclists, bicyclists and those riding skateboards, scooters, roller blades and other similar conveyances. A 14-foot fire lane for emergency vehicles shall be maintained throughout the closed area.

BE IT FURTHER RESOLVED a portion of Third Street from Main Street south to the alley will be closed to all traffic with the exception of motorcycle traffic from 2 a.m. on Friday, August 3, 2012 to 2 a.m. on Sunday, August 12, 2012, for motorcycle parking, rally displays, and other rally activities to be determined by the Council. Bicycles, skateboards, scooters, roller blades and other similar conveyances shall not be allowed to use that portion of Third Street described during the above time period, as the presence of bicycles, skateboards, scooters, roller blades and other similar conveyances present a safety hazard to pedestrians, motorcyclists, bicyclists and those riding skateboards, scooters, roller blades and other similar conveyances. A 14-foot fire lane for emergency vehicles shall be maintained throughout the closed area.

BE IT FURTHER RESOLVED that a portion of Fourth Street from Main Street north to the alley will remain open to through traffic. Parking will be restricted to motorcycle only in this area during the time period from 2 a.m. on Friday, August 3, 2012 to 2 a.m. on Sunday, August 12, 2012, and for such additional time if deemed necessary. Bicycles, skateboards, scooters, roller blades and other similar conveyances shall not be allowed to use that portion of Third Street described during the above time period, as the presence of bicycles, skateboards, scooters, roller blades and other similar conveyances present a safety hazard to pedestrians, motorcyclists, bicyclists and those riding skateboards, scooters, roller blades and other similar conveyances.

BE IT FURTHER RESOLVED a portion of Fifth Street from Lazelle Street to the Sturgis Community Center is closed to normal traffic for rally display purposes for the time period from 2 a.m. on Monday, July 30, 2012 to 2 a.m. on Sunday, August 12, 2012, and for such additional time if deemed necessary. That a 14-foot fire lane for emergency vehicles shall be maintained throughout the closed area.

BE IT FURTHER RESOLVED that parking on the North side of Sherman Street from Junction Avenue to Third Street be designated for motorcycle parking only during the time period from 2 a.m. on Friday, August 3, 2012 to 2 a.m. on Sunday, August 12, 2012, and for such additional time if deemed necessary.

BE IT FURTHER RESOLVED that parking on the North side of Sherman Street from Third Street to Fourth Street be designated for public transit use only during the time period from 2 a.m. on Friday, August 3, 2012 to 2 a.m. on Sunday, August 12, 2012, and for such additional time if deemed necessary.

BE IT FURTHER RESOLVED that four-wheel vehicular traffic shall be allowed through said alley between Main and Sherman Street from Middle Street through Fourth Street; and that the alley between Main Street and Lazelle Street, shall be open to four-wheel vehicular traffic from said Middle Street through Fourth Street.

BE IT FURTHER RESOLVED that while four-wheel vehicular traffic is allowed in the above said alleys, no parking is allowed in this area except for strict adherence to loading and unloading vehicles as set forth in Ordinance 2001-24 Chapter 16.05.07 (12) of the Sturgis City Ordinances.

Dated this 18th day of June, 2012.

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

Published: 06/27/12
Effective: 07/18/12

McVay introduced the following written resolution and moved its adoption:

**RESOLUTION 2012-27
RESOLUTION AUTHORIZING CLOSURE OF CITY PARKS**

WHEREAS, the Sturgis Motorcycle Rally will be held in the City of Sturgis, South Dakota, in August 2012; and

WHEREAS, it appears necessary and in the best interests of public safety to provide limited access to the City Park;

NOW, THEREFORE, BE IT RESOLVED that all City Parks shall remain open for day use only between the hours of 6 a.m. and 10 p.m. except that at the direction of the city park supervisor, the aforementioned park areas may be opened for Rally purposes at any other time, depending on schedules between August 1, 2012 and August 15, 2012 from 8 a.m. to 5 p.m.

Dated this 18th day of June, 2012.

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

Published: 06/27/12
Effective: 07/18/12

Hersrud introduced the following written resolution and moved its adoption:

**RESOLUTION 2012-28
RESOLUTION TO AUTHORIZE CLOSURE OF KINSHIP STREET FOR
FREE ADMISSION ENTERTAINMENT AND EVENTS**

WHEREAS, the Sturgis Motorcycle Rally will be held in the City of Sturgis, August 6, 2012 through August 12, 2012, and

WHEREAS, Beginning on Saturday, August 4th through Friday, August 10th the City of Sturgis and Rally Sponsors have scheduled approximately 30 no-admission events to be presented on the Kinship Street between Lazelle and the Community Center entrance, and

WHEREAS, the US Post Office facility in Sturgis can be entered from Third Street and Williams Street, and

WHEREAS, it is in the public interest to provide a safe venue for these no-admission special events to host the many tourists that are expected to attend.

NOW, THEREFORE, BE IT RESOLVED that to accommodate the safe presentation of these Special Events, Kinship Street from Lazelle Street up to the entrance to the Sturgis Post Office shall be closed between 6:00 am Saturday, August 4th through 6:00 pm Friday, August 10, 2012.

Dated this 18th day of June, 2012.

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

Published: 06/27/12

Effective: 07/18/12

Motion by Potts, second by Waterland and carried with all members voting yes to approve the use of city property at Woodle Field for the Dakota Endurance Black Hills 100 on June 22-24, 2012.

Motion by McVay, second by Waterland and carried with all members voting yes to approve the fireworks display at the Sturgis Fairgrounds on July 4, 2012 by the Sturgis Volunteer Fire Dept.

Shawn Peterson, Ambulance director, explained that the Volunteer Fire Department had not submitted a request for next year's fireworks and that they would be asking the City for money for the fireworks for 2013.

Finn Abrahamson had some concerns about Ordinance 2012-13-City Transit.

Motion by Waterland, second by Hersrud and carried with all members voting yes to approve first reading of Ordinance 2012-13 – City Transit.

Motion by Hersrud, second by Waterland and carried with all members voting yes to approve the real estate purchase agreement for Badger Clark School with Meade County School District.

Any other business:

Jack Hoel asked for information about the vendor list and what will be available to the public.

Motion by Hersrud, seconded by Waterland and carried with all members voting yes to adjourn the meeting at 9:57 pm.

ATTEST: _____
Fay Bueno, Finance Officer

APPROVED _____
Mark Carstensen, Mayor

Published once at the total approximate cost of \$