

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 16, 2012 at the Erskine Building. Present: Mayor Mark Carstensen, Alderpersons, Joe DesJarlais, David Hersrud, Jamie McVay, Tim Potts, Dane Sundstrom, and Ronald Waterland. Also present City Manager Daniel Ainslie and City Attorney Greg Barnier. Absent: Marcia Johnston and Kelly Vasknetz.

Mayor Mark Carstensen led everyone in the Pledge of Allegiance.

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

Announcements:

- The next regular meeting scheduled for August 6, 2012 will be moved to July 30, 2012 due to the Rally.
- Two letters were received from the South Dakota Highway Patrol commending the first responders for their outstanding performance during a very difficult accident on I-90 near Exit 32.
- Mayor Carstensen asked that all questions from the audience be directed to the City Council and if the Council cannot answer the questions they will direct the Staff to research the question or answer the question.
- Dale Hanson reported that there is an article in People's Magazine about Paige McPherson and the Summer Olympics.

Informational Reports:

City Manager Daniel Ainslie gave an update on his Department:

- Staff has been working several months on the 2013 budget.
- There have been several ordinances reviewed and modified.
- Restructuring of the Public Works Department which will save the General Fund a substantial amount of money.
- Staff has been preparing for the 2012 Rally.

Finance Officer Fay Bueno gave an update of her Department:

- There have been 8 temporary Business licenses applied for and 135 permanent Business licenses.
- We have received 106 vendor license applications.
- The Department of Revenue will be setting up on July 31, 2012.
- The draft of the 2011 audit should be delivered to the Council after the Rally.
- We continue to scan new items into our info-router software.

City Managers Report:

- Expenditures of the General Fund is at 42.7%; Wastewater is at 45.5%; Sanitation is at 38.3%; the Water Fund is at 70% as all Capital Improvements have been expended out of this account.
- If a resident requires pick-up of other items other than their tote to go to the rubble site, there will be a \$25 surcharge billed to that resident. The Spring and Fall clean-up will be free.
- There will be a Park planning study session to talk about Starline Park Project at the Fire Hall on July 19, 2012 at 5:30.

- There is a new feature on the web-site called Door-to-Door that will show who has a temporary business license to go door-to-door.
- The Kinship Road will be closed during the Rally and this will be due to all the free activities that will be provided during the Rally. There will be maps posted showing other routes to the Post Office.

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

Motion by Potts, second by Hersrud and carried with all members voting yes to approve the following claims with the exception of Mainline Contracting \$177,362.15, prof fee:

Wages – Ambulance \$17,232.40; Attorney \$2,884.62; Auditorium \$140.74; Buildings \$2,232.23; Cemetery \$3,200.60; City Manager \$4,712.85; Community Center \$15,130.80; Community Development \$4,854.49; Finance Office \$8,543.38; Fire Department \$1,399.42; Human Resource \$2,121.81; IT \$; Library \$8,614.48; Liquor \$4,356.62; Mayor and Council \$3,333.27; Parks \$16,810.38; Police \$33,683.12; Rally \$4,698.69; Sanitary Service \$9,106.95; Streets \$7,837.26; Wastewater \$8,185.29; Water \$14,595.95; Federal Withholding \$; FICA \$.

General – A&B Welding, \$61.36, supp; A&J Surplus, \$255.18, supp; Laurie Adkins, \$160.00, cc prog exp; Lane Barden, \$80.00, cc prog exp; Dusty Barker, \$30.00, other; Bryan Beaulizu, \$80.00, cc prog exp; Bentz Equip, \$455.17, repair; Bierschbach Equip, \$22.00, supp; BH Chemical, \$714.94, supp; BH Power, \$24,063.69, util; Teri Bowers, \$270.00, prof fee-rally; Browns Engine Repair, \$310.99, repair; Butte Electric, \$456.19, util; Campbell Supply, \$665.02, supp; Caselle, \$527.99, prof fee; CBH Coop, \$14,325.56, supp; Century Business Leasing, \$195.75, prof fee; Century Business, \$88.17, supp; Coca Cola, \$1255.35, merch for resale; Community Center, \$30.00, other; Commuity Center Petty Cash, \$74.33, cc prog exp; Dakota Backup, \$681.37, prof fee; Dakota Tree Spraying, \$50.00, supp; Ecolab Pest, \$435.05, maint; Fedex, \$49.58, supp; Fidelity Builders Supply, \$787.76, supp; Finance Change Banks, \$11,400.00, cash change-rally; First Interstate Bank, \$20,000.00, ATM cash; First Interstate Bank, \$1378.42, supp; Freeman Electric, \$382.91, supp; FSH Communications, \$120.00, util; G&H Distributing, \$102.92, supp; Becky Geffre, \$48.00, cc prog exp; Glover Investments, \$600.00, rental-rally; Heartland Paper, \$68.61, supp; J&L Services, \$780.00, maint; Jacobsen Ford, \$460.68, repair; Johnston Hardware, \$203.88, supp; KT Connections, \$491.50, repair; Ketel Thorstenson, \$2299.22, prof fee; Knology, \$420.91, util; Lynn’s Dakota Mart, \$446.26, supp; Marco, INC NW7128, \$22.74, maint; Meade Co Auditor, \$27,218.48, other; Meade Co Times, \$41.17, publ; Meade Co Times, \$872.14, publ; Medtech Wristbands, \$279.25, supp; Menards, \$29.98, supp; Midcontinent Communications, \$7.56, util; Northwest Pipe, \$708.67, supp; Curt Nulle, \$500.00, grp insur; Owens Interstate, \$91.15, supp; Pamida, \$204.86, cc prog exp; Pizza Hut, \$30.00, other; Polar Engraving, \$195.01, merch for resale; Purchase Power, \$2905.33, supp; Ramaker & Assoc, \$1046.00, prof fee; Robert Sharp & Assoc, \$984.70, supp; Rushmore Office, \$2198.56, supp; Sacrison Asphalt, \$490.80, supp; Sand Creek Printing, \$188.50, supp; SD Dept of Revenue, \$5.00, other; Servall, \$522.22, supp; Sherwin-Williams, \$1929.78, supp; Sturgis Napa, \$569.37, repair; Superior Sanitation, \$275.00, repair; Tom’s T’s, \$169.00, supp; Town-N-Country Plumbing, \$79.08, supp; Turbiville Industrial Electric, \$306.78, repair; Twilight Extinguisher, \$99.57, supp; Twilight First Aid, 284.98, supp; Verizon, \$73.62, util; Warne Chemical, \$2635.00, supp; Wellmark Blue Cross, \$85.52, grp insur; West River Electric, \$569.30, util; Amanda Whelchel, \$160.00, cc prog exp; Donald Whitehead, \$30.00, other.

Capital Improvement – Brosz Engineering, \$2230.00, cap imp.

Liquor – BH Power, \$1692.68, util; Coca Cola, \$562.90, pop for resale; Eagle Sales, \$33,955.65, off sale; Ecolab Pest, \$98.03, maint; Finance Change Banks, \$4000.00, cash change-rally; First Interstate Bank, \$20,000.00, ATM Cash; Fisher Beverage, \$19,834.12, off sale beer; Johnson Western Wholesaler, \$37,290.69, off sale liquor; Lynn’s Dakotamart, \$17.38, repair; M&B Enterprises, \$251.80, snack for resale; Mobile Mini, \$370.93, supp; North Country Business

Products, \$812.31, prof fee; Occupational Health Network, \$30.00, prof fee; Pepsi Cola, \$295.10, pop for resale; Prairie Berry, \$2730.00, off sale liquor; Republic Beverage, \$50,901.31, off sale liquor; Rushmore Office, \$94.94, supp; Sand Creek Printing, \$429.32, supp; Schade Vineyard, \$432.00, off sale liquor; Servall, \$194.08, supp; Sturgis Cigar & Knife Co, \$148.76, tobacco for resale; The Homeslice Group, \$5332.00, publ; Tour Ice, \$909.55, merch for resale; Wellmark Blue Cross, \$4.80, grp insur.

Water – BH Power, \$5135.06, util; Butte Electric, \$183.60, util; Caselle, \$382.34, prof fee; Dakota Backup, \$92.91, prof fee; Rushmore Office, \$99.00, supp; Wellmark Blue Cross, \$20.80, grp insur.

Wastewater – Campbell Supply, \$36.40, repair; City of Belle Fourche, \$37.12, other; Energy Lab, \$431.00, prof fee; Owens Interstate, \$5.87, supp; Rushmore Office, \$17.97, supp; Sturgia Napa, \$383.62, repair.

Sanitary Service – A&B Welding, \$152.71, repair; BH Power, \$11.00, util; Campbell Supply, \$167.41, repair; City of Belle Fourche, \$16,764.91, other; Fastenal Company, \$81.49, repair; First Interstate Bank, \$49.80, repair; Great Western Tire, \$61.95, repair; Jim's Auto Salvage, \$20.00, repair; MG Oil, \$1365.74, supp; Motion Industries, \$223.81, repair; Occupational Health Network, \$60.00, prof fee; Owens Interstate, \$117.89, repair; Regional Health Physician, \$36.00, prof fee; Sanitation Products, \$254.24, repair; Stern Oil, \$2438.58, supp; Street Dept Petty Cash, \$6.46, repair; Sturgis Napa, \$1403.30, supp.

Ambulance – CBH Cooperative, \$1972.23, supp; Century Business Products, \$56.39, supp; Dakota Tree Spraying, \$50.00, DB Billing, \$1928.01, prof fee; Ecolab Pest, \$51.45, supp; First Interstate Bank, \$777.06, supp; Johnston Hardware, \$28.25, supp; Knology, \$19.52, util; Moore Medical, \$193.09, supp; Shawn Peterson, \$148.39, supp; Physio-Control, \$477.60, supp; Regional Home Medical, \$351.74, supp; Rushmore Office, \$302.58, supp; Sturgis Napa, \$39.14, supp; Sturgis Volunteer Fire Dept, \$199.98, supp; Wellmark Blue Cross, \$8.88, grp insur.

Motion by DesJarlais, second by McVay and carried with Carstensen, Hersrud, McVay, DesJarlais, Sundstrom and Waterland voting yes and Potts abstaining to approve the claim for Mainline Contracting, \$177,362.15, prof fee.

Motion by Hersrud, second by DesJarlais and carried with all members voting yes to send the request from G.S.G.S., LLC to rezone from R-2 to R-3 at 2242 Split Rock Road back to Planning & Zoning for their recommendation.

Motion by DesJarlais, second by Potts and carried with all members voting yes to approve the on-sale liquor Special Events License for The Knuckle Saloon on August 3-15, 2012 at the Community Center and Liquor Store.

Motion by Hersrud, second by Potts and carried with Carstensen, Hersrud, McVay, Sundstrom, Potts and Waterland voting yes, DesJarlais voting nay, to approve the transfer of an on-off Malt Beverage License from Richard Schmid-Sidehack Saloon to Fresh Start Convenience Stores at 990 Lazelle. Chris Swartz, owner assured the Council that he is aware of the obligations that was stated in the letter from the Building Inspector and that they are working on them.

Motion by Hersrud, second by Potts and carried with Carstensen, Hersrud, McVay, Sundstrom, DesJarlais and Potts voting yes, Waterland voting nay, to approve the location change for the on-sale liquor license held by the Loud American Roadhouse. Dean Kinney assured the Council that the real estate taxes will be paid at the closing by the current owner.

Motion by Waterland, second by McVay and carried with all members voting yes to approve the following payroll changes: Community Center Department – Custodian – Connor McCaskey-\$8.75 and Victoria Greco-\$8.50; Auditorium Custodian – Dalton Sherman - \$8.75. Rally

Department – Registration-Expo-Cherlyn Leach-Valades-\$8.00; Parking-VIP-Luke Anderson-\$8.00; Host-Long Term Parking-Curt Meyer-\$8.00; Photo Towers-Carlos Llorens Alicea, Jean Karn and Kevin Culbertson-\$8.00. Liquor Store – Stocker-Rally-Jacob Simmons-\$8.00. Fire Department – Chief – Tom Trigg-\$769.23 per pay period; Assistant Chief’s – Brent Lyons and Shawn Barrows - \$218.46 per pay period. Volunteers: Chris Meland, Tanner Urbaniak, Dan Winters and Dave McCarthy. (May 1, 2012). Ambulance – EMT-B – Cliff Dahl - \$8.00 reg. wage (\$10.00 during Rally). Police – Police Reserves – Dusty Barker, Andy Barff, Barry Sullivan, Christine Oliver, Dane Pi, Jennifer Cooper, Joseph Reiter, Pat Urbaniak, Randy Brennick, Theodore Smith, Trey Bedford, Doug Alfson, and Alan Morris. (June 1, 2012). Streets – Streets Superintendent- Marty Plaggemeyer-\$1,777.88 Wastewater – Wastewater Superintendent – Lance Stansbury-\$2,029.92. Sanitation – Sanitation Superintendent – Jay Johnston- \$2,101.35. 2012 – Rally Inspectors incentive plan.

McVay introduced the following written resolution and moved its adoption:

**RESOLUTION 2012-34
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 Sturgis Motorcycle Museum has submitted a application to conduct a public raffle within the City of Sturgis beginning on August 3, 2012 and continuing until August 10, 2012 at which time the lottery prize will be awarded by a drawing at 999 Main Street at 2:00 pm on August 10, 2012, and

WHEREAS, the Sturgis Motorcycle Museum presented its application to conduct this lottery to the City Finance Office on July 2, 2012 seeks to commence and seeks to begin to sell such raffle tickets on August 3, 2012, and

WHEREAS, the request of the Sturgis Motorcycle Museum 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 Sturgis Motorcycle Museum 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 16th day of July, 2012.

Published: July 25, 2012
Effective: August 15, 2012

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

Potts introduced the following written resolution and moved its adoption:

**RESOLUTION 2012-35
A RESOLUTION DECLARING PROPERTY SURPLUS**

1. 2004 Dodge Intrepid (VIN 2B3HD46R04H700009)

BE IT FURTHER RESOLVED BY THE COMMON COUNCIL OF THE CITY OF STURGIS that the personal property described above is provided to the City under the terms of a law enforcement agreement with the state and having fulfilled its purpose, is hereby declared to be surplus and to be disposed of by transfer back to the State of South Dakota.

Dated this 16th day of July 2012.

Published: July 25, 2012
Effective: August 15, 2012

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

The following bids were received for the Lazelle Street water main replacement: Mainline Contracting Inc. - \$1,928,737.10 and Site Works Specialists-\$1,980,937.00. Moved by DesJarlais, second by Hersrud and carried with all members voting yes to award the bid for the Sturgis Water System Improvement Project-Lazelle Street to Mainline Contracting Inc-\$1,928,737.10 and authorizing the City Manager to sign all documents related to this project.

Motion by Hersrud, second by Potts and carried with all members voting to approve first reading of Ordinance 2012-14 – Title 18 – Article V, Supplementary Regulations Applying to a Specific, to Several or to All Districts.

City Manager Ainslie gave a power point presentation on 2013 Budget. This presentation will be on the City website. The first reading of the 2013 Budget will be on August 20, 2012.

Any other business:
Rick Schmid asked if the City will be closing Kinship Road at the next Rally. The Council said that it depends on how well it works this year.

Motion by DesJarlais, seconded by Potts and carried with all members voting yes to adjourn the meeting at 7:36 pm.

ATTEST: _____ APPROVED _____
Fay Bueno, Finance Officer Mark Carstensen, Mayor

Published once at the total approximate cost of \$