

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, August 20, 2012 at the Erskine Building. Present: Mayor Mark Carstensen, Alderpersons, Joe DesJarlais, David Hersrud, Marcia Johnston, Tim Potts, Kelly Vasknetz and Ronald Waterland. Also present City Manager Daniel Ainslie and City Attorney Greg Barnier. Absent: Jamie McVay and Dane Sundstrom.

Mayor Mark Carstensen led everyone in the Pledge of Allegiance.

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

Announcements:

- Councilor Johnston, on behalf of her Family, wanted to thank everyone for their support for Paige McPherson during her time at the Olympics. Paige will be back in the area sometime in September.
- Mayor Carstensen thanked all the staff for a job well done during the Rally.
- A thank you goes out to Rod Heikes and Brenda Vasknetz for work on the 20th birthday party for the Community Center.
- A thank you to the fire/ambulance service during the Rally for all of their work.
- Chamber Director Lisa Weyer announced that there will be a "Community Picnic" at the park on August 24th from 5:00-7:00 for a free barbeque.

Informational Reports:

Dale Olson gave an update on the Water Department:

- Phase I of the water reconstruction project is done.
- Phase II finished water lines on Spruce Street prior to the Rally and is working in the Pine View Street area.
- The Lazelle Street water project started last week and phase one will run through November and they will shut down and resume work in March 2013.
- All the hydrants have been flushed for this year.
- All the main line valves have been exercised.

Tom Trigg, Fire Chief, gave an update on the Fire Department:

- So far this year there has been 223 calls, which is up 58 calls compared to last year.
- The Fire Department has been on 4 project fires, with 288 man hours.
- There are a total of 42 members; the Assistant Chiefs are Shawn Barrows and Brent Lyons.
- They completed painting the interior of the Fire Department with volunteers.
- The annual fund drive will be in September and Fire Prevention will be in October.

City Manager Ainslie reported:

- The City is 58% through the year and the General Fund is at 52%, Capital Improvement is at 88%; Water Fund is at 47.5% without Capital Improvement; Wastewater Fund 50%; Sanitation is at 40%; Ambulance Fund is at 42%.
- Gene Stock, Parks Director, reported to the Council that numbers have been low in the mosquito program. This is peak season for the mosquitoes. They have not had to spray this year. Stock advised everyone to still protect themselves while they are outdoors.

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

Motion by Potts, second by Carstensen and carried with all members present voting yes to approve the following claims except for Cetec, \$44,266.80, prof fee; Site Work Specialists, \$303,372.19, prof fee; Mainline Contracting, \$1684.00, prof fee; Johnston Hardware, \$321.64, supp; Mark Carstensen, \$500.00, other gen govt.:

Wages – Ambulance \$13,491.07; Attorney \$2,884.62; Auditorium \$285.67; Buildings \$2,297.63; Cemetery \$2,950.63; City Manager \$4,772.65; Community Center \$14,817.39; Community Development \$4,918.24; Finance Office \$8,536.62; Fire Department \$2,290.12; Human Resource \$2,121.81; Library \$8,520.28; Liquor \$4,633.64; Mayor and Council \$3,333.27; Parks \$18,557.01; Police \$35,238.32; Rally \$5,097.40; Sanitary Service \$9,067.22; Streets \$7,813.30; Wastewater \$8,534.08; Water \$14,175.57; Federal Withholding \$15,945.54; FICA \$12,829.82.

General – A&B Business, \$562.06, maint; A&B Welding, \$24.63, supp; A&J Surplus, \$45.39, repair; Academy of Dance Arts, \$251.00, supp; Laurie Adkins, \$160.00, cc prog exp; Amcon Distributing, \$614.37, merch for resale; Associated Supply Co, \$30.50, supp; Avaya, \$36.39, util; Lane Barden, \$140.00, cc prog exp; Bryan Beaulizu, \$100.00, cc prog exp; BH Chemical, \$4788.62, supp; BH Power, \$22,031.05, util; BH Rally & Gold, \$60.00, merch for resale; BSN Sports, \$128.68, supp; Budget Signs, \$118.00, supp; Butte Electric, \$444.74, util; Campbell Supply, \$645.32, supp; Caselle, \$527.99, prof fee; CBH Coop, \$19,995.46, supp; Century Business, \$137.44, supp; City of Sturgis Police-Petty Cash, \$15.33, supp; City of Sturgis Water Dept, \$11,207.47, util; Coca Cola, \$8416.00, merch for resale; Community Center, \$15.00, other; Community Center Petty Cash, \$164.98, supp; Dakota Ammo, \$4510.00, supp; Dakota Backup, \$790.03, prof fee; Dakota Battery, \$49.80, repair; Dakota Supply Group, \$943.44, repair; Diamond Vogel Paints, \$142.20, supp; Digital Paging Co, \$689.50, supp; Double Star Computing, \$441.00, prof fee; ET Sports, \$111.24, supp; EB Communications, \$84.00, repair; Ecolab Pest, \$170.42, maint; Eddies Truck Sales, \$46.51, supp; Joyce Ehlers, \$6.41, supp; Fedex, \$43.34, supp; First Interstate Bank, \$1786.15, supp; First Presbyterian Church, \$75.00, other; Freeman Electric, \$248.28, repair; FSH Communications, \$120.00, util; G&R Controls, \$4938.78, repair; Glaser, \$1530.50, supp; Great Western Tire, \$32.50, repair; Grocery Mart, \$16.04, supp; Harvey's Lock Shop, \$110.04, supp; Heartland Paper, \$391.00, supp; Imageseller, \$425.00, refund vendor license; Integrity Sheet Metal, \$876.79, repair; Jacobsen Ford, \$951.19, repair; Jenner Equipment, \$262.08, repair; Tyler Jensen, \$47.70, refund; KT Connections, \$95.00, repair; Don Keil, \$500.00, grp insur; Knology, \$1108.70, util; Kone, \$126.54, repair; Light & Siren, \$329.34, supp; Lynn's Dakotamart, \$384.70, supp; Marco Inc NW 7128, \$38.06, maint; Meade Co Auditor, \$3364.70, util; Meade Co Times, \$36.00, supp; Meade Co Times, \$749.62, publ; Menards, \$39.94, supp; Midcontinent Communications, \$41.09, util; Montana Dakota Utilities, \$1370.33, util; Motionsoft, \$450.00, prof fee; Ben Mumm, \$183.92, supp; Neve's Uniforms, \$517.25, supp; Northern Hills Vet Clinic, \$70.00, prof fee; Northwest Pipe, \$816.86, supp; Office Depot, \$40.72, supp; O'Reilly Auto Parts, \$122.22, repair; Owens Interstate Sales, \$621.55, repair; Pamida, \$166.88, supp; Park Avenue Car Wash, \$84.20, supp; Parks Insurance, \$30.00, refund; Peterson Automotive, \$448.45, repair; Pitney Bowes, \$-180.58, supp; Pizza Hut, \$20.80, supp; Poly John Enterprises, \$123.49, supp; Power House, \$111.96, repair; Powerplan, \$151.57, repair; Print Mark-et, \$833.47, publ; Public Safety Equipment, \$5087.56, supp; Purchase Power, \$400.00, supp; Rapid Delivery, \$13.20, cc prog exp; Regional Health Physician, \$54.00, prof fee; Republic Beverage, \$16,600.50, supp; Rockingtree Floral, \$25.00, other; Rocky Mountain Elk Foundation, \$35.00, rally; Rushmore Communications, \$1829.80, repair; Rushmore Office, \$3471.35, supp; Sacrison Asphalt, \$702.00, supp; Sanitation Products, \$77.56, repair; SD Federal Property, \$3275.00, equip; SD Municipal League, \$20.00, supp; SD Public Assurance Alliance, \$51.89, insur; SD State Treasurer, \$2426.48, sales tax; Servall, \$479.10, supp; Signs Now, \$4004.60, supp; Christina Steele, \$19.74, supp; Sturgis Events, \$1000.00, refund; Sturgis Napa, \$1034.05, repair; Sturgis Volunteer Fire Dept, \$121.02, supp; TASC-Client

Invoices, \$897.72, other; Tom's T's, \$483.83, supp; Tour Ice, \$1407.00, supp; Town-N-Country Plumbing, \$36.60, supp; Twilight First Aid, \$344.85, supp; United Way, \$146.00, other; US Food Service, \$3746.23, other; Vanway Trophy, \$313.20, other; Verizon, \$2301.71, util; Wellmark Blue Cross, \$85.52, grp insur; West Payment Center, \$99.10, prof fee; West River Electric, \$522.34, util; West Whitlock Recreation, \$80.00, travel; Gabe Zeigler, \$220.00, refund.

Capital Improvement – Commercial Door & Specialties, \$4496.00, cap imp; Rasmussen Mechanical, \$7753.90, cap imp.

Liquor – 5-Star Audio-Video System, \$389.69, repair; BH Chemical, \$1223.91, supp; BH Power, \$2140.64, util; BH Rally, \$823.00, merch for resale; Campbell Supply, \$29.79, cap imp; Cask & Cork, \$327.00, off sale liquor; Century Business, \$1.45, supp; City of Sturgis Water Dept, \$86.34, util; Coca Cola, \$313.50, pop for resale; Double Star Computing, \$27.50, prof fee; Eagle Sales, \$49,941.54, off sale beer; Ecolab Pest, \$98.03, repair; First Interstate Bank, \$10,069.95, ATM cash; Fisher Beverage, \$26,378.05, off sale beer; Johnson Western Wholesale, \$63,747.88, off sale liquor; M&B Enterprises, \$409.00, snacks for resale; MDU, \$12.60, util; Northwest Pipe, \$57.98, cap imp; Owens Interstate, \$29.99, repair; Pepsi Cola, \$276.40, pop resale; Prairie Berry, \$3756.00, off sale liquor; Print Mark-et, \$55.57, publ; Regional Health Physician, \$18.00, prof fee; Republic Beverage, \$87,827.67, off sale liquor; Rushmore Office, \$401.61, supp; Sand Creek Printing, \$1627.00, supp; Schade Vineyard, \$600.00, off sale liquor; Servall, \$294.21, supp; TASC-Client Invoices, \$47.25, other; The Homeslice Group, \$5557.00, publ; Tour Ice, \$1064.80, merch for resale; Verizon, \$52.90, util; Wellmark Blue Cross, \$4.80, grp insur.

Water – A&B Business, \$271.63, prof fee; A to Z Shredding, \$70.50, supp; BH Power, \$17,414.40, util; Butte Electric, \$433.19, util; Campbell Supply, \$75.69, supp; Caselle, \$382.34, prof fee; CBH Coop, \$2169.83, supp; Century Business, \$.04, supp; Chris Supply, \$88.16, supp; City of Sturgis Water Dept, \$127.00, util; Dakota Backup, \$93.93, prof fee; Double Star Computing, \$27.50, prof fee; Ecolab Pest, \$344.50, supp; First Interstate Bank, \$9.99, publ; Foothills Seed, \$62.50, supp; Hawkins, \$9056.88, supp; HD Supply Waterworks, \$2194.00, supp; John Houston, \$16.35, refund; Johnston Hardware, \$19.76, supp; Knology, \$34.13, util; Meade Co Housing, \$51.60, refund; Meade Co Times, \$139.87, publ; Mid Continent Testing Lab, \$621.00, prof fee; MDU, \$13.62, util; Northwest Pipe, \$545.35, supp; Pamida, \$27.18, supp; Pete Lien & Sons, \$72.75, supp; Postmaster, \$190.00, supp; Prairie Industries, \$50.00, supp; Print Mark-et, \$55.57, publ; Regional Health Physician, \$18.00, prof fee; William Reynolds, \$7.22, refund; Rushmore Office, \$175.86, supp; travel; Sensus Metering Systems, \$1524.60, prof fee; Servall, \$16.86, repair; SD One Call, \$167.61, prof fee; Linda Stanton, \$150.00, refund; Sturgis Napa, \$55.13, supp; TASC-Client Invoices, \$110.25, other; Town-N-Country Plumbing, \$23.93, supp; TTG Enterprises, \$603.99, prof fee; Verizon, \$258.36, util; Wellmark Blue Cross, \$20.80, grp insur.

Wastewater – AT&T Mobility, \$133.98, util; BH Power, \$3068.99, util; Campbell Supply, \$5.62, repair; CBH Cooperative, \$20.00, repair; Chris Supply, \$14.97, repair; City of Belle Fourche, \$28.28, other; City of Sturgis Water Dept, \$17.01, util; Dakota Backup, \$90.15, prof fee; Double Star Computing, \$98.50, prof fee; Owens Interstate, \$224.00, repair; Print Mark-et, \$55.57, publ; Regional Health Physician, \$36.00, prof fee; Street Dept Petty Cash, \$1.00, repair; Sturgis Napa, \$133.88, repair; TASC-Client Invoices, \$63.00, other; Town-N-Country Plumbing, \$4.20, repair; Verizon, \$87.89, util.

Sanitary Service – BH Power, \$11.00, util; Campbell Supply, \$32.18, repair; CBH Coop, \$13.00, repair; Century Business Leasing, \$195.76, prof fee; Century Link, \$56.20, util; City of Belle Fourche, \$19,054.01, other; Dakota Backup, \$90.15, prof fee; Double Star Computing, \$98.50, prof fee; Great Western Tire, \$4415.50, supp; Hersrud, \$105.88, repair; Imageseller, \$225.00, refund vendor license; Owens Interstate, \$322.69, supp; Print Mark-et, \$55.57, publ; Regional Health Physician, \$18.00, prof fee; RLS Services, \$897.07, repair; Sturgis Napa, \$490.67, repair; TASC-Client Invoices, \$94.50, other; Verizon, \$29.30, util.

Ambulance – BH Chemical, \$40.56, supp; BH Power, \$683.39, util; CBH Coop, \$2178.84, supp; Century Business, \$61.62, supp; City of Sturgis Water Dept, \$488.90, util; Coca Cola, \$25.40, supp; Dakota Backup, \$101.24, supp; DB Billing, \$1803.68, prof fee; Digital Paging Co, \$719.00, supp; Double Star Computing, \$102.50, prof fee; First Interstate Bank, \$899.98, supp; Grocery Mart, \$65.05, supp; Johnston Hardware, \$59.58, supp; Knology, \$18.18, util; Lynn's Dakotamart, \$215.28, supp; Med-Tech Resource, \$576.28, supp; MDU, \$24.26, util; Pamida, \$28.95, supp; Print Mark-et, \$55.57, publ; Regional Home Medical Equip, \$1029.19, supp; Rushmore Office, \$686.83, supp; Stryker Sales Corp, \$166.48, repair; Sturgis Napa, \$19.14, supp; TASC-Client Invoices, \$94.50, other; Tom's T's, \$2000.48, supp; Verizon, \$-28.34, util; Wellmark Blue Cross, \$8.88, grp insur; Frances Wetz, \$36.00, amb chrg.

Motion by Waterland, second by Vasknetz and the motion failed with DesJarlais, Hersrud, Vasknetz and Waterland voting yes and Potts, Johnston and Carstensen abstaining to approve the following claims: Cetec, \$44,266.80, prof fee; Site Work Specialists, \$303,372.19, prof fee; Mainline Contracting, \$1684.00, prof fee; Johnston Hardware, \$321.64, supp; Mark Carstensen, \$500.00, other gen govt.

Motion by Hersrud, second by Waterland and carried with Carstensen, DesJarlais, Hersrud, Johnston, Vasknetz and Waterland voting yes and Potts abstaining to approve the following claims: Cetec, \$44,266.80, prof fee; Site Work Specialists, \$303,372.19, prof fee; Mainline Contracting, \$1684.00.

Motion by Johnston, second by Potts and carried with DesJarlais, Hersrud, Johnston, Potts, Vasknetz and Waterland voting yes and Carstensen abstaining to approve the following claim: Mark Carstensen, \$500.00, other gen govt.

Motion by DesJarlais, second by Waterland and carried with Carstensen, DesJarlais, Hersrud, Potts, Vasknetz and Waterland voting yes and Johnston abstaining to approve the following claims: Johnston Hardware, \$321.64, supp.

Motion by Hersrud, second by Johnston and carried with all members present voting yes to approve a transfer of an on/off sale malt beverage license from Dennis Lovold, Russ Ullerich and Dusty Ullerich, Emporium of Design, LLC, (Road Kill Café) to Joseph Lupu – The Sturgis Trading Post, LLC.

Motion by Potts, second by Vasknetz and carried with all members present voting yes to approve renewal of the on/off sale malt beverage license for 2012-2013 for Joseph Lupu – The Sturgis Trading Post, LLC.

Motion by Hersrud, second by Johnston and carried with all members present voting yes to approve use of City property, closure of street, for Harvest Days/Ag Appreciation Banquet and Street Dance on September 15, 2012.

DesJarlais introduced the following written resolution and moved its adoption:

RESOLUTION 2012- 38

A RESOLUTION TO PERMIT OPEN CONTAINERS ON CERTAIN PUBLIC PROPERTY AND WITHIN CERTAIN PUBLIC RIGHTS OF WAY

WHEREAS the Sturgis Area Chamber of Commerce is sponsoring an Ag Appreciation Banquet on September 15, 2012, as an event to recognize the importance of agricultural activities to the City of Sturgis and the surrounding area, and

WHEREAS the City of Sturgis has supported this purpose of the Sturgis Area Chamber of Commerce in producing this event in past years, and

WHEREAS the Sturgis Area Chamber of Commerce organizers have requested the designation of an open container area within a portion of the public property of the City of Sturgis to hold a street dance in conjunction with the Banquet, and

WHEREAS the request from the Sturgis Area Chamber of Commerce is permitted under the authority of state law;

NOW THEREFORE IT IS HEREBY RESOLVED as set forth herein that the Sturgis City Council shall hereby establish an open container area on September 15, 2012 from 5:30 pm to 12:00 am on that public property open to the public, within area described as follows:

Along the South side of the City auditorium building adjacent to the area of the Special Event License issued by the Council for the Ag Appreciation Banquet on September 15, 2012, then bounded on the East beginning at the point of the East exit door of the City Auditorium, then South to the public sidewalk, then extending East to the paved portion of Junction Avenue at its intersection with Main Street, then proceeding South along Junction Avenue to the curb on the South side of Main Street, then extending West along that curb approximately 215 feet, and then extending North at point from the curb on a line on a line running North to the Southwest corner of the City auditorium Building

This area shall be marked by city barricades with clearly legible signs, provided by the organizers and consistent with the limitations of this Resolution, stating that the barricade marks the boundary of the open container area. The open container area does not include any City Property not open to the public, and does not include any private property within the open container area.

Dated this 20th day of August, 2012.

Published: August 29, 2012

Effective: September 18, 2012

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

Motion by Hersrud, second by DesJarlais and carried with all members present voting yes to approve the following payroll changes: Ambulance Department – Paramedic – Koree Zagala - \$12.00; EMT-B-Aaron Mitchell-\$8.00. Community Center Department – Lifeguard – Jade Downie-\$7.25. Police –Nighttime Rally secretary - \$12.00-corrected wage. Rally – Rally Assistant/Runner-\$8.50-corrected wage.

Motion by Hersrud, second by DesJarlais and carried with all members present voting yes to approve the claims from Brosz Engineering, \$6007.26, cap imp and SD Water & Wastewater Assoc, \$130.00, travel.

A 2013 budget presentation was given by City Manager Ainslie.

Motion by Waterland, second by Hersrud and carried with all members present voting yes to approve first reading of Ordinance 2012-15 – 2013 Annual Appropriations.

Motion by Hersrud, second by Waterland and carried with all members present voting yes to deny the refund of a vendor's license to Law Tigers.

Motion by DesJarlais, second by Waterland and carried with all members present voting yes to deny the refund of a vendor's license to Eye Lab RX.

Motion by DesJarlais, second by Hersrud and carried with all members present voting yes to deny the refund of a vendor's license to Christopher Graham Cleaning Service.

Motion by Waterland, second by Johnston and carried with all members present voting yes to deny the request of a penalty refund for Six Gear Inc.

Motion by Hersrud, second by Waterland and carried with all members present voting yes to deny the request of a penalty refund for Fuzzy's Pinstriping.

Motion by Johnston, second by Vasknetz and carried with all members present voting yes to approve the transition of the Fun & Fitness program that the City provides to Action for the Betterment of the Community (ABC). ABC will be using the Lazelle room 3:00 pm to 6:00 pm September 2012 until December 2012 and also 7:30 am-6:00 pm for the summer program (May-August); the Community Center would donate the 2003 Ford Van to ABC and \$15,000 to be split between 2012 and 2013 budget.

Motion by Hersrud, second by Waterland and carried with all members present voting yes to award bids for a surplus 1969 Ford F-750 Fire Truck to San Monahan for \$2750.00 and for a surplus 1989 Chevrolet Suburban to Cliff Dahl for \$1558.50.

Any other business:

Finn Abrahamson, owner of Ace Taxi, stated his concerns about the Canyon Cab Company and that the City had given a permanent business license to them. Abrahamson also had concerns about how the new ordinance on Transit License was enforced during the Rally. Abrahamson asked that the Council have a special meeting to discuss this issue.

David Fisher stated his concerns about the noise level at the Easy Riders Saloon during the Rally.

Kara Graveman announced that the ABC coalition implemented a new way to reduce drinking and driving during this last Rally by partnering with the Loud American Roadhouse to use the coalition's identification scanners. Each rider who entered the bar was carded and cuffed with an ID bracelet which was branded with the coalition's logo.

Motion by Hersrud, second by Johnston and carried with all members present voting yes to go into executive session for personnel and contracts at 7:56 pm.

Motion by Johnston, second by Vasknetz and carried with all members present voting yes to return to regular session at 9:06 pm.

Mayor Carstensen adjourned the meeting at 9:06 pm.

ATTEST: _____
Fay Bueno, Finance Officer

APPROVED _____
Mark Carstensen, Mayor

Published once at the total approximate cost of \$193.40.