

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, November 19, 2012 at the Erskine Building. Present: Mayor Mark Carstensen, Alderpersons, Joe DesJarlais, David Hersrud, Marcia Johnston, Jamie McVay (arrived at 7:27 pm), Tim Potts, Dane Sundstrom, Kelly Vasknetz and Ronald Waterland. Also present City Manager Daniel Ainslie and City Attorney Greg Barnier. Absent: None.

Mayor Mark Carstensen led everyone in the Pledge of Allegiance.

Motion by Potts, second by Waterland and carried with all members present voting yes to approve the agenda with the addition of a temporary Police Officer under 10 (a).

Announcements:

At this time the Mayor and Rally Director Brenda Vasknetz presented to the Sturgis Rally Charities a check for \$16,589.00 and San Monahan of Tom T's presented a check for a \$1,000 that represented proceeds from vending on 3rd Street during the Rally. Proceeds from the Mayor's Ride were also given out to the Volunteer Fire Department (\$13,000); the Sturgis Police Reserves (\$4,000) and the National Fallen Fire Fighters (\$250).

Mayor Carstensen announced that the Parade of Lights will be on November 30, 2012 starting at 5.30 pm. The Tree Lighting ceremony will be held on December 5th at 6:00 pm.

There will be a Downtown revitalization meeting on November 26th at 6:30 pm at the Community Center.

The Sturgis Rally Charities will be giving out their donation checks on December 13th at 5:30 pm at the Sturgis Library where there will be refreshments and entertainment prior to the presentation of the checks.

Informational Reports:

Gene Stock, Parks Director, gave an update on work that is being done on the Mountain Pine Beetle infestation:

- The Parks Department has been working in the Watershed area and found that the numbers of infested trees are down compared to last year. Because of the high winds and hunting, they have not been able to go to the area recently. They hope to finish up the Watershed area before the end of year. They continue to look for infestation within the City and work with Meade County to see what they are doing county wide.

Police Chief Jim Bush gave an update of his department:

- The Police Department had a successful Rally. During the Rally, there were 1370 calls for service.
- End of the year employee evaluations will be done.
- They are working on the Critical Incident Plan.
- The Police reserves, with Randy Brennick heading the program, will start a Cadet program for the young people; this will be a division of the Cub Scouts of America.
- For 2013, there has been several grants applied for.

City Manager Ainslie reported:

- The budget through October (83% of the year) is in good shape: General Fund – 78%; Special Revenue Fund- 68%; Capital Improvements – 74%; Liquor Fund – 82% Water Fund-79% ; Wastewater Fund – 68%; Sanitation Fund- 69% ; Ambulance Fund-80%.

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

Motion by Potts, second by Waterland to approve the following claims with the exception of Mainline Contracting, \$312,308.69, cap imp; RCS Construction, \$166,726.76, cap imp; Site Work Specialists, \$80,167.46, cap imp; Water System Drilling, \$45,122.77, cap imp; TTG Enterprises, \$19,933.34, cap imp; and Johnston Hardware, \$429.11, repair; Johnston Hardware, \$1.90, supp; Johnston, Hardware, \$6.49, repair; Johnston Hardware, \$5.94, supp.

Mike Bachand requested that the bill from SMRi be pulled for discussion.

Motion by Johnston, second by DesJarlais and carried with all members voting yes to approve the following claims with the exception of Mainline Contracting, \$312,308.69, cap imp; RCS Construction, \$166,726.76, cap imp; Site Work Specialists, \$80,167.46, cap imp; Water System Drilling, \$45,122.77, cap imp; TTG Enterprises, \$19,933.34, cap imp; and Johnston Hardware, \$429.11, repair; Johnston Hardware, \$1.90, supp; Johnston, Hardware, \$6.49, repair; Johnston Hardware, \$5.94, supplies, and SMRi, \$26,944.00, other-rally for discussion :

Wages – Ambulance \$12,741.47; Attorney \$2884.62; Auditorium \$23.76; Buildings \$831.15; Cemetery \$1036.51; City Manager \$4719.99; Community Center \$11,650.39; Community Development \$4916.23; Finance Office \$8536.02; Fire Department \$1579.41; Human Resource \$2121.81; Library \$8565.89; Liquor \$4311.71; Mayor and Council \$3333.27; Parks \$10,094.49; Police \$33,909.15; Rally \$3247.43; Sanitary Service \$8014.03; Streets \$7862.63; Wastewater \$8678.19; Water \$13,228.20; Federal Withholding \$14,210.82; FICA \$11,157.84.

General – A&B Business, \$303.21, supp; A&B Welding, \$203.84, supp; A&J Surplus, \$95.89, repair; Ann Bertolotto, \$1000.00, grp insur; BH Badlands & Lakes, \$1670.00, travel-rally; BH Chemical, \$1849.88, supp; BH Power, \$23,311.52, util; BND Builders, \$917.78, supp; Tammy Bohn, \$750.00, supp; Fay Bueno, \$500.00, grp insur; Butler Machinery, \$650.00, supp; Campbell Supply, \$265.17, supp; CBH Cooperative, \$14,929.11, supp; Century Business Leasing, \$195.76, prof fee; Century Business, \$129.97, supp; City of Sturgis Water Dept, \$3215.35, util; Coca Cola, \$613.00, merch for resale; Dakota Backup, \$956.90, prof fee; Double Star Computing, \$1841.86, supp; Dueco, \$955.00, repair; Judy Duprel, \$1000.00, grp insur; Ecolab Pest, \$435.05, repair; Fedex, \$65.05, supp; First Interstate Bank, \$2063.94, travel; Freeman Electric, \$1389.46, supp; FSH Communications, \$60.00, util; Hauff Mid-America Sports, \$65.45, other; Rod Heikes, \$500.00, grp insur; Integrity Computer Service, \$705.91, repair; Integrity Sheet Metal, \$2223.60, repair; Knecht Home Center, \$86.93, supp; Knology, \$304.86, util; Kone, \$133.11, repair; Lynn's Dakotamart, \$291.77, merch for resale; Marco, \$49.04, repair; Meade Co Times, \$387.68, publ; Menards, \$732.20, supp; Michael Todd & Co, \$4582.45, repair; MDU, \$4794.28, util; Motoring USA, \$516.00, prof fee; National Fallen Fighters, \$250.00, other-rally; Neve's Uniforms, \$374.98, supp; Occupational Health Network, \$45.00, prof fee; OReilly Auto Parts, \$127.43, supp; Owens, \$1025.06, supp; Polar Engraving, \$364.50, merch for resale; Powerplan, \$292.79, repair; Purchase Power, \$400.00, supp; Rapid City Journal, \$36.00, publ; Regional Health Physicians, \$87.00, prof fee; Rushmore Office, \$640.40, supp; Sanitation Products, \$381.04, repair; SD Electrical Commission, \$2230.00, rally; SD Municipal League, \$130.00, travel; SD Planners Assoc, \$80.00, prof fee; SD Tourism, \$575.00, travel-rally; Servall, \$562.82, supp; Spearfish Extinguisher Service, \$29.50, util; Sturgis Napa, \$484.01, repair; Sturgis Police Reserves, \$4000.00, other-rally; Sturgis Rally Charities, \$16,589.00, other-rally; Sturgis Volunteer Fire Dept, \$13,000.00, other-rally; TASC-Client Invoices, \$283.14, grp insur; Tom's

T's, \$46.80, supp; Town-N-Country Plumbing, \$69.59, supp; Twilight First Aid, \$168.45, supp; Wellmark Blue Cross, \$85.52, grp insur; West River Electric, \$401.96, util.

Capital Improvement - Double Star Computing, \$-360.00, cap imp.

Revolving Fund Loan – Brosz Engineering, \$555.00, other.

Liquor - Amcon Distributing, \$2476.36, cig for resale; BH Chemical, \$116.43, repair; BH Power, \$1585.97, util; Cask & Cork, \$105.00, off sale liquor; CBH Cooperative, \$40.00, repair; Century Business, \$1.19, supp; City of Sturgis Water Dept, \$61.84, util; Coca Cola, \$562.80, pop for resale; Double Star Computing, \$13.34, prof fee; Eagle Sales, \$21,813.47, off sale beer; Ecolab Pest, \$98.03, repair; Fisher Beverage, \$12,389.10, off sale beer; Freeman Electric, \$51.02, repair; Johnson Western Wholesale, \$39,572.07, off sale liquor; Harriet Lolley, \$21.00, merch for resale; M&B Enterprises, \$138.70, snacks for resale; MDU, \$151.87, util; North Country Business Products, \$77.13, supp; Owens, \$39.00, repair; Pepsi Cola, \$188.70, pop for resale; Prairie Berry, \$5143.00, off sale liquor; Republic Beverage, \$31,131.02, off sale liquor; Servall, \$193.83, supp; TASC-Client Invoices, \$13.48, grp insur; The Homeslice Group, \$5332.00, publ; Tour Ice, \$223.75, merch for resale; Valiant Vineyard, \$144.00, off sale liquor; Wellmark Blue Cross, \$4.80, grp insur.

Water System – A&B Business, \$284.03, prof fee; BH Power, \$3155.35, util; Campbell Supply, \$43.97, supp; CBH Cooperative, \$1008.64, supp; Century Business, \$.24, supp; Chris Supply, \$30.50, supp; City of Sturgis Water Dept, \$77.00, water; Credit Collections Bureau, \$41.76, prof fee; Culver Company, \$73.81, supp; Dakota Backup, \$130.49, prof fee; Diesel Machinery, \$784.70, repair; Double Star Computing, \$13.34, prof fee; First Interstate Bank, \$31.14, supp; Grocery Mart, \$86.65, supp; Hawkins, \$65.00, supp; HD Supply Waterworks, \$5334.75, supp; Knology, \$34.61, util; Meade Co Times, \$35.53, supp; Midcontinent Testing Lab, \$874.00, prof fee; MDU, \$25.90, util; Northwest Pipe Fittings, \$1082.12, supp; Postmaster, \$2000.00, supp; Rushmore Office, \$311.32, supp; SD Assn of Rural Water, \$1000.00, prof fee; Servall, \$11.24, maint; SD One Call, \$118.77, prof fee; Sturgis Napa, \$22.10, supp; TASC-Client Invoices, \$31.46, grp insur; Wellmark Blue Cross, \$20.80, grp insur; Wells Fargo Corporate Trust, \$18,414.14, prin,int.

Wastewater – Campbell Supply, \$66.99, repair; City of Belle Fourche, \$3.10, other; City of Sturgis Water Dept, \$19.99, util; Dakota Backup, \$90.64, prof fee; Double Star Computing, \$13.34, prof fee; Energy Lab, \$215.50, prof fee; Owens, \$346.86, supp; Sanitation Products, \$332.50, repair; Sturgis Napa, \$83.97, repair; TASC-Client Invoices, \$17.98, grp insur; Wells Fargo Corporate Trust, \$148,987.11, prin,int.

Sanitary Service – A&B Welding, \$20.13, repair; BH Power, \$11.00, util; Butler Machinery, \$650.00, supp; Campbell Supply, \$520.93, equip; CBH Cooperative, \$4056.93, supp; City of Belle Fourche, \$17,980.49, other; Dakota Backup, \$89.82, prof fee; Double Star Computing, \$13.34, Eddies Truck Sales, \$430.22, repair; G&H Distributing, \$107.42, repair; Great Western Tire, \$523.35, repair; Menard's, \$399.90, equip; Owens, \$323.59, supp; Sturgis Napa, \$121.08, repair; TASC-Client Invoices, \$26.97, grp insur.

Ambulance – BH Power, \$574.05, util; City of Sturgis Water Dept, \$103.90, util; Double Star Computing, \$13.34, prof fee; Ecolab Pest, \$51.45, supp; First Interstate Bank, \$362.09, travel; Lynn's Dakotamart, \$14.98, supp; MDU, \$83.05, util; Rushmore Office, \$99.92, supp; Sturgis Napa, \$130.08, supp; TASC-Client Invoices, \$26.97, grp insur; Wellmark Blue Cross, \$8.88, grp insur.

Motion by Hersrud, second by Vasknetz and carried with Carstensen, DesJarlais, Hersrud, Sundstrom, Vasknetz and Waterland voting yes and Johnston and Potts abstaining to approve the following claims: Mainline Contracting, \$312,308.69, cap imp; RCS Construction, \$166,726.76, cap imp; Site Work Specialists, \$80,167.46, cap imp; Water System Drilling, \$45,122.77, cap imp; TTG Enterprises, \$19,933.34, cap imp; and Johnston Hardware, \$429.11, repair; Johnston Hardware, \$1.90, supp; Johnston, Hardware, \$6.49, repair; Johnston Hardware, \$5.94, supp.

City Manager Ainslie explained why the City is paying the bill to SMRI.

Motion by Johnston, second by Hersrud and carried with all members voting yes to approve the claim for SMRI, \$26,944.00, other-rally.

Motion by Waterland, second by Potts and carried with all members present voting yes to approve a Special Events Alcoholic Beverage License for the Knuckle Saloon for a wedding reception at the City Auditorium on December 29, 2012.

Motion by Potts, second by Waterland and carried with all members present voting yes to approve a request for use of City property for the Sturgis Parade of Lights to be held on November 30, 2012 – Sturgis Area Chamber.

Motion by Hersrud, second by DesJarlais and carried with all members present voting yes to table the zoning amendment of the Palisades property, developer Mike Strain, until the December 17th meeting.

Motion by DesJarlais, second by Hersrud and carried with all members present voting yes to approve the following payroll changes: Police: Assistant Chief – Geody VandeWater - \$2,269.23 per pay period; Police Officer – Wade Deuter - \$18.28 part-time while other officer is getting certified; Planning & Permitting – Dave Smith - \$1,481.12 per pay period.

Motion by Waterland, second by DesJarlais and carried with all members present voting to table second reading of Ordinance 2012-19 – Title 11 – Health and Sanitation until the December 3rd meeting.

Motion by Waterland, second by Hersrud and carried with all members present voting to approve first reading of Ordinance 2012-20 – Title 9 – Fire Prevention.

Potts introduced the following written resolution and moved its adoption:

RESOLUTION 2012 – 45
A RESOLUTION AMENDING THE INVESTMENT POLICY

WHEREAS, the City of Sturgis has adopted an Investment policy which allows the Finance Officer to temporarily invest public funds in a manner to meet the daily cash flow demands of the City with the primary objectives, in priority order, being: a) Safety of Principal, b) Liquidity, and c) Return on Investments, and the following are authorized and suitable investments:

- Interest bearing checking accounts
- Savings accounts
- United States Treasury bills, bonds and notes
- United States Government Agencies
Securities issued by government-sponsored enterprises (GSEs) or federally related institutions that are guaranteed directly or indirectly by the US Government. Securities issued by the Government National Mortgage Association (GNMA or Ginnie Mae) are an example of securities directly guaranteed by the government. Securities issued by other GSEs may be allowable.
- Certificates of Deposit (CDs)
- Certificates of Deposit (CDs) purchased through CDARS® (Certificate of Deposit Account Registry Service)
- Money Market Mutual Funds - open-end, no-load

Mutual and money market funds that invest in US Treasury securities or securities issued by GSEs or federally related institutions that are guaranteed directly or indirectly by the US Government.

- Repurchase Agreements fully collateralized by allowable securities
- Local Government Investment Pool (SD FIT), and

WHEREAS, the City of Sturgis recognizes that the funds which it invests under this policy must be placed with financial institutions which can provide periodic verification to the City that City funds have been invested in a manner that meets the collateralization and other requirements set by SDCL 4-6A and 51A-10-9 Qualified Public Depositories; and

WHEREAS, the Finance Officer will report not less than quarterly, a clear picture of the status of all current investment;

WHEREAS, the interest earned from investments shall be credited to the General Fund, except that Agency funds, the Debt Service fund and the Perpetual Care fund shall credit the respective amounts of interest earned as required by statute.

NOW THEREFORE, the City of Sturgis having been presented with said Investment Policy does hereby approve said Investment Policy and will implement the principals contained within the Policy.

Dated this 19th day of November, 2012.

Published: 11-28-2012

Effective: 12-19-2012

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

DesJarlais introduced the following written resolution and moved its adoption:

RESOLUTION 2012-47

A RESOLUTION AUTHORIZING CITY MANAGER AND MAYOR TO SIGN A CONTRACT BETWEEN GENERAL DRIVERS & HELPERS UNION LOCAL #120 (AFFILIATED WITH THE INTERNATIONAL BROTHERHOOD OF TEAMSTERS) AND THE CITY OF STURGIS

WHEREAS, the City of Sturgis desires to enter into a contract with General Drivers & Helpers Union Local #120 (Affiliated with the International Brotherhood of Teamsters) to define the employer-employee relationship which exists between the City and those employees covered by the Contract and to enter into a complete contract covering wages, rates of pay, hours or work, and other conditions of employment;

WHEREAS, the General Drivers & Helpers Union Local #120 (Affiliated with the International Brotherhood of Teamsters) desires to enter into such Contract;

WHEREAS, the parties do hereby acknowledge that both parties have met, conferred, and negotiated in good faith regarding wages, hours and other terms and conditions of employment for the employees in said bargaining unit and that this Contract is the result of the

unlimited right and opportunity afforded to each of the parties to make any and all demands and proposals with respect to the wages, rates of pay, hours of work and other conditions of employment with respect to the unit of employees covered hereby;

WHEREAS, an agreement needs to be entered into between the parties due to the upcoming expiration of the existing Contract between the two parties; and

WHEREAS, a copy of such Contract is attached hereto.

NOW THEREFORE, City Manager Daniel Ainslie and Mayor Mark Carstensen are hereby authorized to execute said Agreement for the above intended purposes.

Dated this 19th day of November, 2012.

Published: 11-28-2012

Effective: 12-19-2012

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 Waterland, second by Johnson and carried with all members present voting yes to approve the utility bill account write offs for the Sturgis Utility.

Any other business:

Mike Bachand asked the Council if they had a special meeting prior to the Council meeting, as he had seen 5 of the Councilors together downstairs talking when he came in and wanted the Council to provide a written summary of the that meeting. Mayor Carstensen explained that Councilor Hersrud had water issues at his home that resulted in questions regarding the City requirement to have a Water Department employee turn off service to homes. Councilor Johnston expressed similar concerns. City Manager Ainslie explained that at no time during the discussion of service lines was a quorum of Councilors present.

Motion by DesJarlais, second by Hersrud and carried with all members present voting yes to go into executive session for personnel and contracts at 7:29 pm.

Motion by McVay, second by Johnston and carried with all members present voting yes to return to regular session at 8:44 pm.

Motion by Johnston, second by Waterland and carried with all members present voting yes to authorize the City Manager to sign the Robert Sharp contract pending final review of the City Attorney and the Sponsorship committee.

Motion by Waterland, seconded by Hersrud and carried with all members present voting yes to adjourn the meeting at 8:47 pm.

ATTEST: _____
Fay Bueno, Finance Officer

APPROVED _____
Mark Carstensen, Mayor

Published once at the total approximate cost of \$181.97.