

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, April 7, 2014 at the Erskine Building. Present: Mayor Mark Carstensen, Alderpersons Jason Anderson, Mike Bachand, Branden Bestgen, David Hersrud, Marcia Johnston, Tim Potts, Kelly Vasknetz (arrived at 6:56 pm), 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 Waterland, second by Bestgen and carried with all members present voting yes to approve the agenda.

Announcements:

- Councilor Potts congratulated Finance Officer Bueno for her nomination and election to chairperson for the SDML District 10. The District 10 meeting will be held in Sturgis next year.
- Councilor Bachand thanked the volunteers that helped clean up the Parks this past weekend. They did a great job.
- Spring clean-up will be May 5-10 and the City wide rummage sale will be on May 3.
- The City is need of paramedics and volunteer firemen. If anyone is interested please contact the City.
- Mayor Carstensen proclaimed April 15, 2014 as “Purple up! For Military Kids”.

City Manager Ainslie reported:

- Sales tax update for the end of March-General Sales Tax and Capital Improvement Tax was down 29.5% and the Gross Receipts Tax (triple B) was down 2.4 % compared to last year. Year to date General Sales Tax and Capital Improvement Tax was down 10.1% and the Gross Receipts Tax (triple B) was up 20.3%.
- Starting today the Community Center cardio and weight rooms will be open 24/7. You must be a member, 18 years old or older and must have a job in order to get in.
- There was a failure at pond 4 of the lagoons. When the lagoon was built one end did not receive rip rap, so the road is eroding into the pond. This project will exceed a couple thousand dollars.
- We are now done with the clean-up of the Atlas blizzard. FEMA paperwork has been submitted and the City is now receiving the reimbursement for costs during this blizzard. City Manager Ainslie thanked all the staff that put in many hours on this project.

Motion by Johnston, second by Hersrud and carried with all members present voting yes to approve the following items on the consent calendar:

- a. Consider approval of the minutes from the March 17, 2014, Equalization Meeting.
- b. Consider approval of the minutes from the March 17, 2014, Regular council meeting.
- c. Consider approval of the minutes from the March 31, 2014, Special council meeting.

Motion by Potts, second by Waterland and carried with all members present voting yes to approve the following claims with the exception of: **General** - Mark Carstensen, \$150.00, other gen gov't; Scott Peterson Motors, \$282.52, equip. **Special Sales Tax** - Sturgis Economic Development, \$7541.67, ind dev. **Capital Improvement** – Sturgis Economic Development, \$14,130.00, bldg. **Ambulance** - Scott Peterson Motors, \$1080.05, repair: **Wages** – Ambulance \$44,604.78; Attorney \$5870.20; Buildings \$1628.80; Cemetery \$4451.44; City Manager \$8614.68; Community Center \$19,188.76; Finance Office \$18,320.89; Fire

Department \$2811.02; Human Resource \$4417.88; Library \$17,555.67; Liquor \$8484.64; Mayor and Council \$6783.26; Parks \$24,678.68; Planning & Permitting \$7298.82; Police \$72,522.51; Rally \$6792.17; Recreation \$5434.67; Sanitary Service \$26,234.35; Streets \$18,894.94; Wastewater \$15,469.18; Water \$27,759.65; Federal Withholding \$33,403.56; FICA \$25,293.21.

General – A&B Business, \$484.41, supp; A&B Welding, \$83.48, repair; A&J Surplus, \$110.29, supp; Action Mechanical, \$569.77, repair; Adams Machining, \$136.06, repair; Amazon, \$138.76, supp; American Legal Services, \$50.68, prof fee; Avaya, \$36.39, util; Baker & Taylor, \$161.07, supp; Andrew Barff, \$60.00, other; Barrows Electric Service, \$244.98, repair; Bierschbach Equipment, \$840.00, repair; BH & Badlands Tourism Assn, \$660.00, publ-rally; BH Chemical, \$918.24, supp; BH Power, \$3283.45, util; BH SHRM, \$15.00, travel; Jerry Burhham, \$2500.00, prof fee; Butte Electric, \$468.04, util; Caselle, \$527.99, prof fee; CBH Cooperative, \$4153.45, supp; Century Business Products, \$107.52, supp; Chain Saw Center, \$91.00, repair; City of Sturgis Water Dept, \$1387.00, util; Contractor's Supply, \$156.00, supp; Dakota Radiator, \$80.00, repair; Demco, \$201.80, supp; Diesel Machinery, \$270.69, repair; Double Star Computing, \$4171.74, supp; Easy Riders, \$481.95, other; EB Communications, \$105.75, prof fee; Fedex, \$133.32, supp; Ken Grosch, \$60.00, other; Gumdrop Books, \$492.31, supp; Hillyard, \$6095.00, equip; International Municipal Lawyers Assn, \$600.00, travel; Eric Kinslow, \$48.20, travel; Knecht Home Center, \$148.97, supp; Legends Sales & Marketing, \$4500.00, prof fee; Anthony Lepore, \$1200.00, prof fee; Long Rider Books, \$265.22, supp; Loud American, \$140.00, other; Lynn's Dakotamart, \$56.78, supp; Bill May, \$450.00, sale of cem lots; MB Tree & Landscape, \$8750.00, other; Meade Co Auditor, \$3085.66, other; Menards, \$724.27, supp; MidAmerica Books, \$462.75, supp; Motoring USA LLC, \$1971.00, prof fee; Neve's Uniforms, \$1004.79, supp; Northwest Pipe Fittings, \$51.95, repair; Petty Cash, \$202.70, travel; Pitney Bowes, \$120.56, rent; Pizza Hut, \$135.23, other; Potomac Aviation Technology, \$250.00, repair; Primero Insurance Co, \$40.00, insur; Public Safety Equipment, \$6924.98, equip; Purchase Power, \$453.27, supp; Rapid Reporting, \$179.05, prof fee; Rasmussen Mechanical Services, \$6118.05, prof fee; Scott Rovere, \$11.12, travel; Rushmore Office Supplies, \$79.00, supp; S&C Cleaning, \$3100.00, maint; Sanitation Products, \$127.97, repair; Schwans, \$22.25, merch for resale; SD Govt Finance Office Assn, \$225.00, travel; SD Human Resource Assn, \$300.00, travel; SD Public Assurance Alliance, \$1000.00, insur; SD Sec of State, \$30.00, insur; Servall Towel, \$359.52, repair; Sturgis Napa, \$561.54, repair; Subway, \$46.00, other; Summit Signs, \$775.00, equip; Think! Toner & Ink, \$588.30, supp; Tom's T's, \$282.58, supp; Twilight First Aid, \$173.90, supp; Verizon, \$118.54, util; Clint Walker, \$31.02, travel; Weimer's Diner, \$54.30, other; West River Electric, \$523.08, util; Wow! Business, \$3028.83, util; Zambelli Fireworks, \$2000.00, prof fee; Zep Sales, \$129.30, supp; Ziegler Building, \$70.62, supp.

Special Sales Tax – Chamber of Commerce, \$8750.00, chamber.

Revolving Fund Loan – Brosz Engineering, \$11,052.50, other; Rapid Construction, \$194,743.22, other.

TIF #9 Palisades – First Interstate Bank, \$4043.60, other.

Combined Cash Fund – Change Bank, \$500.00, water-cash change; First Interstate Bank, \$4,000.00, ATM cash.

Liquor – Amcon Distributing, \$601.58, cig for resale; Cask & Cork, \$205.00, off sale liquor; Century Business Products, \$1.19, supp; City of Sturgis Water Dept, \$268.76, util; Double Star Computing, \$12.50, prof fee; Eagle Sales, \$12,716.82, off sale beer; Fisher Beverage, \$7408.60, off sale beer; Johnson Western Wholesale, \$12,659.06, off sale liquor; M&B Enterprises, \$201.70, snacks for resale; Okoboji Wines, \$879.50, off sale liquor; One Way Service Pros, \$237.22, repair; Prairie Berry, \$1212.00, off sale liquor; Republic Beverage, \$7602.79, off sale liquor; Schade Vineyard, \$240.00, off sale liquor; Servall Towel, \$152.40, supp.

Water – BH Power, \$7461.25, util; Butte Electric, \$183.60, util; Caselle, \$382.34, prof fee; City of Sturgis Water Dept, \$115.40, util; Judd Crowser, \$150.00, supp; Double Star Computing, \$142.50, prof fee; EB Communications, \$35.25, prof fee; Wow! Business, \$278.57, util.

Wastewater – BH Power, \$2336.12, util; City of Sturgis Water Dept, \$21.50, util; Double Star Computing, \$32.50, prof fee; Flexible Pipe Tool, \$75.05, repair; David Richards, \$212.50, other; Sturgis Napa, \$17.04, repair; Verizon, \$46.66, util.

Sanitary Service – A&B Welding, \$121.04, repair; A&J Surplus, \$317.22, repair; Adams Machining, \$547.27, repair; BH Power, \$373.87, util; CBH Cooperative, \$2750.48, supp; Century Business Leasing, \$195.76, prof fee; Century Business Products, \$103.01, prof fee; Century Link, \$55.89, util; Double Star Computing, \$32.50, prof fee; Fastenal Company, \$123.22, repair; Sturgis Napa, \$357.11, repair;.

Ambulance – Barrows Electric Services, \$734.96, repair; BH Power, \$676.28, util; Century Business Products, \$34.83, supp; City of Sturgis Water Dept, \$52.76, util; Dataform, \$58.27, supp; Double Star Computing, \$72.50, prof fee; Emergency Medical Products, \$946.93, supp; Image Trend, \$23,403.90, prof fee; Interstate All Batteries, \$520.20, supp; Johnson & Roundtree Premium, \$570.41, ambul chrg; Kreisers, \$789.79, supp; Lynn’s Dakotamart, \$102.74, supp; Med-Tech Resource, \$4334.00, supp; Moore Medical, \$790.69, supp; Purchase Power, \$130.97, supp; Regional Home Medical, \$1542.74, supp; Richter’s Tire, \$18.00, repair; Nicole Skouge, \$36.02, supp; SD EMSC, \$250.00, travel; Sturgis Napa, \$88.16, supp; Verizon, \$22.04, util; Vidacare, \$2915.34, supp; Weimer’s Diner, \$15.60, supp; Wow! Business, \$177.94, util; Zep Sales, \$129.30, supp.

Motion by Johnston, second by Hersrud and carried with Anderson, Bachand, Bestgen, Johnston, Hersrud, Vasknetz and Waterland voting yes, Carstensen and Potts abstaining, to approve the following claims: **General** - Mark Carstensen, \$150.00, other gen gov’t; Scott Peterson Motors, \$282.52, equip. **Special Sales Tax** - Sturgis Economic Development, \$7541.67, ind dev. **Capital Improvement** – Sturgis Economic Development, \$14,130.00, bldg. **Ambulance** - Scott Peterson Motors, \$1080.05, repair:

Motion by Hersrud, second by Bestgen and carried with all members present voting yes to approve a special events license for the Sidehack Saloon at the Sturgis Armory on April 11, 2014 for the Chamber Annual Banquet.

Motion by Potts, second by Johnston and carried with all members present voting yes to approve the following payroll changes: Ambulance Dept – EMT-B part-time – Rachel Hobbs - \$12.00 (\$10 during orientation). Police Dept – Patrol Officer part-time – Doug Quarve - \$18.69. Recreation Dept – Referee – Callie Gabriel - \$20/game. Fire Dept – Asst Fire Chief – Scott Lensegrav - \$218.46/pay period. Volunteer Fire Fighters- Russell Abernathy and Kaleb Zook.

Waterland introduced the following written resolution and moved its adoption:

RESOLUTION 2014 - 18
A RESOLUTION AUTHORIZING SIGNATURES TO SIGN
SPONSORSHIP AND LEASE AGREEMENTS

WHEREAS, the City of Sturgis desires to enter into contract with business and non-profit entities for the purpose of sponsorship and exhibitions during the Sturgis Motorcycle Rally;

WHEREAS, the City of Sturgis has contracted with a sponsorship agency to solicit sponsorship and leasing opportunities on the behalf of the City;

WHEREAS, the City’s sponsorship agency will bring forward contracts under the instruction and guidance of the City’s Staff;

WHEREAS, the City Manager and staff will review said contracts to ensure compliance with overall sponsorship strategy and to ensure City's ability to meet all logistical considerations outlined in the contract;

WHEREAS, promptly responding to lease proposals presented by Legends Marketing by signing them when acceptable will enable Legends to work more effectively for the City;

NOW THEREFORE, Mayor Mark Carstensen or City Manager Daniel Ainslie are hereby authorized to execute said sponsorship and lease contracts through calendar year 2014 which are valued at less than \$30,000 for the above intended purposes.

Dated this 7th day of April, 2014.

Published: 04/16/2014

Effective: 05/07/2014

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

Hersrud introduced the following written resolution and moved its adoption:

**RESOLUTION 2014-21
RESOLUTION ALLOWING CITY COUNCIL MEMBERS
TO OPERATE CITY EQUIPMENT IN SPECIAL CIRCUMSTANCES**

WHEREAS, the City of Sturgis has deemed it may be necessary due to unusual circumstances to ask for volunteer assistance for Park Projects from the City Council Members of Sturgis; and

WHEREAS, said City Council has prioritized the projects for assistance from non-City employees on City Park property/projects; and

WHEREAS, said volunteers are in possession of the necessary licenses and training to operate equipment and all necessary paperwork has been signed;

NOW THEREFORE BE IT RESOLVED that this Resolution allows City Council Members to Operate City Equipment in Special Circumstances, effective March 26, 2014 through December 31, 2014,

BE IT FURTHER RESOLVED that upon such approval by the City Manager that approved City Council Members will be allowed in unique situations to operate City equipment on City projects.

Dated this 7th day of April, 2014.

Published: 04/16/2014

Effective: 05/07/2014

Johnston seconded the motion for the adoption of the foregoing resolution and carried with Carstensen, Anderson, Bestgen, Hersrud, Johnston, Potts, Vasknetz and Waterland voting yes, Bachand voting no, and the resolution was declared passed and adopted.

Bachand introduced the following written resolution and moved its adoption:

**RESOLUTION 2014-20
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 for Carl Johnson, Vanocker Canyon Meadows LLP:

A Plat of Lot BR-1, Lot BR-2 and Lot BR-3 of Vanocker Canyon Meadows Subdivision, And the Dedicated Public R.O.W., Formerly Lot B Revised of Vanocker Canyon Meadows Subdivision, All the above is located in the W1/2SW1/4 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 7th day of April 2014.

Published: 04/16/2014

Effective: 05/07/2014

Waterland seconded the motion for the adoption of the foregoing resolution and carried Anderson, Bachand, Bestgen, Hersrud, Johnston, Potts, Vasknetz and Waterland voting yes, Carstensen abstaining, and the resolution was declared passed and adopted.

Potts introduced the following written resolution and moved its adoption:

**RESOLUTION 2014-22
A RESOLUTION DECLARING PROPERTY SURPLUS**

AT & T Cell Phones

1. Rugby Pros: 9 smartphones
2. Rugby 3: 16 basic phones
3. LG A340: 12 basic phones
4. iPhone 4: 4 smartphones
5. LG-E970: 1 smartphone
6. Motorola LTE CE0168: 1 smartphone
7. Blackberry Curve: 1 smartphone
8. 5 SIM cards (Style for Rugby Pros)
9. 2 SIM cards (Style for iPhone 4s)

Community Center Weight Equipment

Body Master Equipment

1. Pec Deck
2. Shoulder Press
3. Arm Curl
4. Leg Extension
5. Leg Curl

Nautilus Equipment

1. Lateral Raise
2. Seated Dip
3. Hip Abduction
4. Hip Abduction
5. Abdominal
6. Decline Press
7. Compound Row
8. Lower Back
9. Chin/Dip Assist

Fire Department

1. Approximately 26 sheets of used green roofing tin 22 feet long

Water Department

1. 3 – 2” pressure pumps
2. Old well pumps – non-working
3. Printers
4. Rolls of fencing – approximately 300 to 350 feet
5. Screen door
6. File Cabinet
7. Farm gate
8. 2” pump
9. Old well casing to recycle

BE IT FURTHER RESOLVED BY THE COMMON COUNCIL OF THE CITY OF STURGIS that the personal property described above is hereby declared surplus and to be disposed of as described by SDCL 23A-37-13 and 23A-37-10. It is being advisable and in the best interest of the City to sell/trade/dispose of such personal property.

Dated this 7th day of April 2014.

Published: 04/16/2014

Effective: 05/07/2014

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

Any other business:

Roger Scheiman asked that the Council consider not closing 2nd Street and Kinship Street for this coming Rally. He also asked that the Council have streets repaired before buying more property.

Councilor Waterland explained why the Council approved the change to fees in Title 37 City Transit.

Motion by Waterland, second by Johnston and carried with all members present voting yes to go into executive session for personnel and contracts at 7:07 pm.

Motion by Waterland, second by Johnston and carried with all members present voting yes to return to regular session at 9:00 pm.

Motion by Vasknetz, seconded by Bestgen and carried with all members present voting yes to adjourn the meeting at 9:00 pm.

ATTEST: _____
Fay Bueno, Finance Officer

APPROVED _____
Mark Carstensen, Mayor

Published once at the total approximate cost of \$