

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 Tuesday, January 20, 2015 at the Erskine Building. Present: Mayor Mark Carstensen, Alderpersons Jason Anderson, Mike Bachand, Branden Bestgen, Marcia Johnston (by phone during executive session), Tim Potts and Ronald Waterland. Also present: City Manager Daniel Ainslie and City Attorney Greg Barnier. Absent: David Hersrud and Kelly Vasknetz.

Mayor Mark Carstensen led everyone in the Pledge of Allegiance.

Motion by Bestgen, second by Waterland and carried with all members present voting yes to approve the agenda with the removal of 10a.

Announcements:

- On January 29th at 1:00 pm, there will be a ribbon cutting at the Kiwanis Food Bank. Morton Buildings will be holding an open house until 3:00 pm.
- Petitions for Elections can be taken out starting on January 30th. The election will be held on April 14, 2015.
- The drop offs for Christmas trees are closed.

Informational Reports:

- Planning Commission Minutes from 1/6/2015.

City Manager Ainslie reported:

- a. General Fund expenses are at 92% with revenue being up 5% over projected revenue with a net of \$946,000. The Water Fund's revenue is up 21% and expenses are down 27% with a net of \$780,000; Wastewater Fund's revenue is up 7% and expenses are down 5% with a net of \$140,000 and Sanitation Fund's revenue is up 8% and expenses are down 4% with a net of \$143,000. Not all expenses and revenues have been recorded as of the Council meeting, so these numbers will change a little.
- b. Appointment of Rosemary Roth and Jason Fields to the Downtown Business Improvement Board.
- c. 2015 Rally Street Closure and Corresponding Costs Discussion. City Manager Ainslie estimates the cost of closing streets two days early for the 2015 Rally will be \$66,600. The majority of the Council asks that staff prepare the closure resolution to state the streets will be closed on the Wednesday prior to the Rally instead of Friday.
- d. Payroll Changes – within budget: Community Center – Lifeguard part-time – Kaitlyn Vandewater - \$9.00.

Motion by Waterland, second by Bachand and carried with all members present voting yes to approve the following items on the consent calendar with the removal of d:

- a. Approve the minutes from the January 5, 2015 regular Council meeting and the Special Council meeting on January 12, 2015.
- b. Consideration to approve setting a public hearing for Feb. 2, 2015 for a special events license for Loud American for wedding reception at the Sturgis Armory on July 11, 2015.
- c. Consideration to approve the "Code Red" Program.
- d. ~~Consideration to approve Resolution 2015-10 – Plat of Lots 2B-1 thru 2B-4 of Sturgis Development Subdivision. Iverson Construction.~~
- e. 2015 Funding Recommendations

Motion by Bestgen, seconded by Potts to approve Resolution 2015-10 and to authorize the Mayor to sign off on the plat only after a Development Agreement is in place and signed with the owner for paving of said lot. Motion carried with all members present voting yes to approve.

**RESOLUTION 2015-10
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 Iverson Construction.

Plat of Lots 2B-1 thru 2B-4 of Sturgis Development Subdivision, Formerly Lot 2 of Tract A and Tract B, Located in the NW1/4 of the SE1/4 Section 6, Township 5 North, Range 5 East, 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 19th day of January 2015.

Published: 01/28/2015

Effective: 02/18/2015

Motion by Potts, second by Bestgen and carried with all members present voting yes to approve the following claims with the addition of General – Glover’s Investments:

Wages – Ambulance \$31,138.10; Attorney \$3462.67; Auditorium \$167.81; Buildings \$996.82; Cemetery \$2049.92; City Manager \$4646.12; Community Center \$9530.69; Finance Office \$8374.93; Fire Department \$170.90; Human Resource \$2659.05; Library \$8240.63; Liquor \$4569.80; Mayor and Council \$3450.94; Parks \$12,268.19; Planning & Permitting \$4068.96; Police \$36,616.20; Rally \$3683.44; Recreation \$2849.25; Sanitary Service \$13,142.27; Streets \$12,129.87; Wastewater \$8225.47; Water \$11,369.03; Federal Withholding \$17,289.82; FICA \$13,280.76.

General Fund – 211 Helpline Center, \$500.00, other; A & B Business, \$158.50, sup; A & J Surplus, \$635.04, repair; Amcon Distributing, \$287.83, resale; American Red Cross, \$500.00, other; Avaya, \$36.39, utilities; BHSU RSVP, \$1,500.00, other; BH Chemical, \$1,483.67, sup; BH Community Economic Development, \$2,000.00, other; BH Harley Davidson, \$3,587.17, repair; BH Power, \$15,088.59, utilities; BH Rally & Gold, \$150.00, resale; BH Urgent Care, \$120.00, prof fee; Campbell Supply, \$671.16, sup; CASA Program, \$2,500.00, other; Catholic Social Services, \$500.00, other; CBH Coop, \$16,442.53, sup; CCP Industries, \$544.90, sup; Central Parts Warehouse, \$126.46, rep; Century Business Products, \$45.04, sup; Coca Cola, \$1,148.00, resale; Crisis Intervention Shelter, \$5,000.00, other; Dakota Battery & Electric, \$351.15, repair; Dakota Hardware, \$113.46 sup; Decatur Electronics, \$5,495.00, equip; Ecolab Pest Eliminator, \$193.76, repair; Eddies Truck Sales, \$53.56, repair; Fastenal Company, \$100.76, repair; FEDEX, \$229.64, sup; Feeding SD, \$1,500.00, other; MasterCard, \$5,810.66, other; Front Porch

Coalition, \$500.00, other; Gemplers, \$136.90, sup; Glover Investments, \$1,200.00, rental; Good Shepherd Clinic, \$500.00, other; Great Western Tire Co., \$722.00, repair; Grocery Mart, \$48.41, other; Ken Grosch, \$60.00, other; Haggerty's Musicworks, \$42.40, sup; Scott Hast, \$30.00, other; Hersruds, \$11.98, sup; Hills Materials, \$588.05, sup; Inland Truck Parts, \$89.94, repair; KT Connections, \$952.28, prof fee; Pam Kennedy, \$103.17, refund; Robert Kusser, \$147.39, Comm Ctr Membership Benefit; Leavitt Heartland Insurance, \$22,362.00, insurance; Locks by Bernie, \$10.00, keys; Jeff Lucas, \$294.12, insurance; Lutheran Social Services, \$500.00, other; Lynn's Dakotamart, \$279.26, sup; MARCO, \$23.26, repair; Meade County Auditor, \$17,537.83, other; Meade County Senior Citizens, \$4,000.00, other; Meade County Times Tribune, \$664.95, publishing; Midcontinent Communications, \$40.94, utilities; Mobile Mini, \$83.97, sup; MDU, \$11,028.21, utilities; Ben Mumm, \$439.46, insurance; Nebraska Salt & Grain, \$7,436.13, sup; Mike O'Bryan, \$500.00, insurance; O'Reilly Auto Parts, \$275.68, sup; Joel Ortiz, \$30.00, other; Owens Interstate, \$1,272.86, repair; Julie Peterson, \$104.81, insurance; Pitney Bowes, \$120.56, rent; Prairie Hills Transit, \$8,500.00, other; Print Mark-et, \$1,333.63, publishing; Public Safety Equipment, \$3,539.00, equipment; Purchase Power, \$500.00, sup; Rasmussen Mechanical, \$14,415.66, repair; Regional Health Physicians, \$200.00, prof fee; Robert Sharp & Associates, \$1,686.00, pub; Scott Rovere, \$189.98, sup; Rushmore Communications, \$468.00, repair; Rushmore Office Supply, \$827.59, sup; S & C Cleaners, \$3,100.00, other; SD Arborist Assn, \$120.00, other; Second Wind, \$700.00 – other; Servall, \$394.36, repair; Shopko, \$976.84, other; Danny Stacy, \$30.00, other; Gene Stock, \$924.00, insurance; Sturgis Alliance of Churches, \$2,500.00, other; Sturgis Area Arts Council, \$1,750.00, other; Sturgis Center for the Arts, \$500.00, other; NAPA, \$488.00, repair; Sturgis Nutrition Program \$1,000.00, other; Sturgis Real Estate Co, \$2,500.00-other; Subway, \$84.50, sup; Tom's T's, \$108.00, sup; Twilight First Aid, \$234.75, sup; United Way, \$500.00, other; West Payment Center, \$127.24, prof fee; West River Electric, \$714.94, utilities; Western Resources for Independent living, \$1,500.00, other; Wimactel, \$60.00, utilities.

Capital Improvements – Fence Crafters, \$2,799.90; Fourfront Design, \$12,430.14.

Revolving Fund Loan – Brosz Engineering, \$430.00.

Liquor – A & B Welding, \$186.41, sup; Amcon Distributing, \$1,803.26, resale; Arctic Glacier USA, \$185.02, resale; BH Chemical, \$94.93, repair; Cask & Cork, \$107.00, off sale; Century Business Products, \$2.28, sup; Coca Cola, \$713.80, resale; Dakota Hardware, \$19.77, sup; Eagle Sales of BH, \$7,552.19, off sale; Ecolab Pest Eliminator, \$103.07, repair; MasterCard, \$52.93 sup; Fisher Beverage, \$3,021.20, off sale; Johnson Western Wholesale, \$7,481.66, off sale; KT Connections, \$67.93, prof fees; MDU, \$335.76, utilities; North Country Business Product, \$896.17, prof fee; Pepsi, \$267.75, resale; Print Mark-et, \$88.91, publishing; Republic Beverage, \$14,371.21, off sale; Rushmore Office Supply, \$446.23, sup; Servall Towel & Linen, \$237.72, sup; The Homeslice Group, \$7,921.00.

Water – BH Power, \$9,316.35, utilities; Century Business Products, \$55.33, sup; MasterCard, \$41.98, sup; Mobile Mini, \$41.98, sup; MDU, \$388.07, utilities; Dale Olson, \$331.07, insurance; Print Mark-et, \$88.91, publishing.

Wastewater – Construction Industry Center, \$187.50, prof fee; Dakota Battery, \$207.10, repair; MasterCard, \$100.00, travel; KT Connections, \$67.93, utilities; O'Reilly, Auto, \$19.12, repair; Owens Interstate Sales, \$106.11, sup; Print Mark-et, \$88.91, publishing; NAPA, \$100.43, rep.

Sanitation – A & J Surplus, \$11.96, repair; Campbell Supply, \$191.64, sup; CBH Coop, \$417.20, sup; Century Business Leasing, \$193.58, prof fee; Century Business Products, \$78.73, prof fee; Fastenal Co., \$100.77, repair; MasterCard, \$313.74, repair; Godfrey Brake, \$45.93, repair; Great Western Tire, \$174.95, sup; KT Connections, \$67.93, utilities; Owens Interstate Sales, \$15.24, sup; Print Mark-et, \$88.91, publishing; Regional Health Physicians, \$100.00, prof fees; Rushmore Office Supply, \$14.95, sup; NAPA, \$488.38, repairs.

Ambulance – Allegiant Emergency Services, \$7,500.00, sup; BH Chemical, \$159.84, sup; BH Power, \$798.62, utilities; CBH, \$2,522.65, sup; Coca Cola, \$37.10, sup, Dakota Hardware, \$25.47, sup; Ecolab Pest Eliminator, \$36.58, sup; MasterCard, \$1,135.07, travel; Ft. Meade

VAMC, \$725.00, refund; KT Connections, \$67.93, utilities; Lynn's Dakotamart, \$31.15, sup; MDU, \$415.58, utilities; NAAC, \$1,095.00, prof fees; Print Mark-et, \$88.91, publishing; Richter's Tire & Exhaust, \$130.77, repair; Rushmore Office Supply, \$80.85, sup; Shopko, \$7.96, sup; NAPA, \$217.97, sup.

Motion by Bestgen, second by Potts to approve two variances for 1831 Sherman Street. The first variance was to allow two residential structures on this property although it is zoned commercial. The second variance was to allow improvements to the "cottage" in excess of the 50% rule of the total assessed value for construction. The motion carried with all members voting yes. These variances do not cover any other conditions on this property to include floodway requirements or camping on this property.

Questions were asked about parking on the 1800 block of Sherman Street. The Public Works Director will look into painting curbs yellow for no parking on one side of the street with input from the homeowners.

Motion by Potts, second by Waterland and carried with all members present voting yes to approve a Use on Review for Next Inc., Indian Motorcycle – Bruce Eide – at 2130 Main Street to provide a private residential space above the retail store.

Motion by Waterland, second by Bestgen and carried with all members present voting yes to approve a variance for Jeremy Coyle & Clark Sowers for the request of a 3'6" variance to the rear setback requirement at 2014 Main Street.

Motion by Bestgen, second by Waterland and carried with all members present voting yes to approve a re-zone for J & P Cycles, LLC, Jeff Behnke, of Ash's Ext Lots 1-10, Block 10 and Original Town Lots 1-5, Block 22 from General Residential to Highway Service.

Motion by Potts, second by Waterland and carried with all members present voting yes to approve a rezone for Baron Properties, LLC, Dane A. Groetz, of Lot 1 10A-2 on Ballpark Road and East Avenue from General Residential 1 to Multi-Family Residential.

Motion by Waterland, second by Anderson to approve a vacation of a designated public right-of-way for Glover Investments LLC in Block J of Glovers 2nd Addition with the condition that no building permits can be issued for lots 6 thru 9 as currently platted. The motion carried with all members present voting yes.

City Manager Ainslie asked the Council how they would like him to proceed with preparing the written agreement that would transfer the museum building and land to the Museum Board. The Board is asking if the existing structure can be entirely torn down or do they need to save some of the old building when building the new museum. It can be very expensive when trying to build a new building with an existing building. The majority of the Council said that they can tear down the building, but would like to see something saved from the old building and integrated into the new building.

Any other business:

Rick Schmidt asked the Council to consider changing Dudley Street going east to Middle Street from a one lane street to a two lane street.

Mayor Carstensen read a statement about the Harley Davidson contract that was signed last week.

Motion by Bachand, second by Waterland and carried with all members present voting yes to go into executive session for 1 legal matter and 5 contract matters at 7:44 pm.

Motion by Waterland, second by Bestgen and carried with all members present voting yes to return to regular session at 10:21 pm.

Motion by Bestgen, second by Waterland and carried with all members present voting yes to authorize City Manager Ainslie to sign a list price purchase agreement with all terms and conditions for 1505 Lazelle Street.

Motion by Anderson, seconded by Bestgen and carried with all members present voting yes to adjourn the meeting at 10:22 pm.

ATTEST: _____
Fay Bueno, Finance Officer

APPROVED _____
Mark Carstensen, Mayor

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