

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, February 17, 2015 at the Erskine Building. Present: Mayor Mark Carstensen, Alderpersons Jason Anderson, Mike Bachand, David Hersrud (arrived at 6:40 pm), Marcia Johnston, Tim Potts, Kelly Vasknetz, and Ronald Waterland. Also present: City Manager Daniel Ainslie and City Attorney Greg Barnier. Absent: Branden Bestgen.

Mayor Mark Carstensen led everyone in the Pledge of Allegiance.

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

Announcements:

- The City received thank you cards from the Lutheran Social Services and the Sturgis Alliances of Churches. The City appreciates the cards.
- The Life Saving Award was given to Police Officers Ben Mumm and Wade Deuter for their actions on December 22nd of saving a life.
- The Sturgis Museum made the announcement that they will be inducting Police Chief Bush into the Museum's Hall of Fame on August 5, 2015.

Informational Reports:

- Planning Commission – 2/3/15
- Library Board – 1/28/15

City Manager Ainslie reported:

- The budget numbers for the end of January 2015 are as follows: General Fund is at 11.9%; SST 4.5%; Capital Imp 1.2%; Liquor 3.4%; Water 12.5%; Wastewater 10.8%; Sanitation 15.7% and Ambulance 13.7%.
- The 2014 4th quarterly reports were presented and 2014 was a very good year for the City.
- Payroll Changes – within budget: Ambulance Dept – Critical Care Paramedic – Aaron Mitchell - \$18.60. Community Center – Theater Technician – Randy Bender - \$10.50; Lifeguard – Rachel Moken - \$9.00.

Motion by Bachand, second by Potts and carried with all members present voting yes to approve the following items on the consent calendar with the exception of a:

- ~~a. Approved the minutes from the February 2, 2015 regular Council meeting.~~
- b. Approved Resolution 2015-13.

RESOLUTION 2015-13 RESOLUTION APPROVING PLAT

WHEREAS, the statues 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:

Plat of Lot 14A and Lot 14B, Block 1 of Vernon Heights Estates II Subdivision. Formerly Lot 14, Block 1 of Vernon Heights Estates II Subdivision. Located in the W 1/2 of the NE 1/4 of Section 15, Township 5 North, Range 5 East, Black Hills Meridian, 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 17th day of February 2015.

Published: 02/25/2015

Effective: 03/18/2015

- c. Consideration to set a public hearing on March 2, 2015 to expand the premises for the liquor license held by One Eyed Jacks.
- d. Approve Resolution 2015-14.

RESOLUTION 2015-14
RESOLUTION ON ANNEXATION OF THE DOLAN CREEK PROPERTY

WHEREAS, Dolan Creek, LLC have filed a Petition for Annexation with the City of Sturgis; and

WHEREAS, said Petition states Dolan Creek LLC owns at least $\frac{3}{4}$ of the total value of the property, and that Dolan Creek LLC constitutes $\frac{3}{4}$ or more of the registered voters residing within the boundaries of the property requested to be annexed; and

WHEREAS, said real property set forth in the Petition is contiguous to the City of Sturgis; and

WHEREAS, the current land use is bare land/agricultural with the resulting residential density being very low.

WHEREAS, the proposed land use will be a 106 unit residential development

NOW THEREFORE BE IT RESOLVED, that this Resolution of Annexation shall become effective March 18, 2015 pursuant to S.D.C.L. 9-4-1,

BE IT FURTHER RESOLVED that upon such approval that the following described real property shall be annexed to the City of Sturgis:

Tract B1 of Murray Addition #2 to the City of Sturgis, located in the SE1/4 of Section 8, Township 5 North, Range 5 East in Meade County, South Dakota.

Dated this 17th day of February, 2015.

Published: 02/25/15

Effective: 03/18/15

e. Approve Resolution 2015-15.

RESOLUTION 2015 – 15
A RESOLUTION TO CONVEY REAL PROPERTY TO
STURGIS ECONOMIC DEVELOPMENT CORPORATION

WHEREAS, the City of Sturgis is the owner of certain real property which is no longer necessary, useful or suitable for municipal purposes; and

WHEREAS, it is deemed advisable and in the best interest of the City of Sturgis to transfer the following described real property:

Lot PE2B Located in the N1/2 SW1/4 of Section 15, Township 5 North, Range 5 East,
Black Hills Meridian, City of Sturgis, Meade County, South Dakota

WHEREAS, SEDC (Sturgis Economic Development Corporation, a not for profit organization) has made a request to the City of Sturgis to convey said property to SEDC pursuant to SDCL 9-27-36 for expansion of the Community Economic base ; and

WHEREAS, pursuant to the above referred to statute the City has the power to convey real property to a non-profit local economic development corporation for authorized economic development purposes.

NOW THEREFORE, as set forth herein it is hereby resolved that the Mayor of the City of Sturgis, Mark Carstensen, is hereby authorized to sign the guarantee document and execute a deed to SEDC consistent with the terms of this Resolution to conveying from the City of Sturgis to the Sturgis Economic Development Corporation the real property above described and authorized to convey by deed the above described property as provided for in this resolution.

Dated this 17th day of February 2015.

Published: 02/25/2015

Effective: 03/18/2015

Councilor Bachand noted that on the minutes from February 2, 2015 that he voted “no” on the motion to authorize the City Manager to sign the site lease which will include the supplemental conditions for use of the City Park during the Rally. A motion was made by Johnston, second by Vasknetz to approve the minutes from February 2, 2015 with the change noted by Councilor Bachand and the minutes from the Special meeting held on February 12, 2015.

Motion by Hersrud, second by Waterland and carried with all members present voting yes to approve the following claims with the addition of **General**-Petty Cash, \$90.00, prof fee; **Water**-Hawkins, \$3,020.16, sup; and with the exception of **General**- Hersrud Co, \$472.50, rep;

Ambulance- Hersrud Co, \$24.79, sup:

Wages – Ambulance \$26,718.98; Attorney \$3482.01; Auditorium \$168.04; Buildings \$1020.17; Cemetery \$1273.35; City Manager \$4670.97; Community Center \$9235.22; Finance Office \$8269.46; Fire Department \$422.00; Human Resource \$2678.39; Library \$8132.81; Liquor \$4395.97; Mayor and Council \$3450.94; Parks \$10,617.19; Planning & Permitting \$4374.41; Police \$36,419.74; Rally \$6052.74; Recreation \$3399.63; Sanitary Service \$13,100.17; Streets \$11,278.16; Wastewater \$8112.35; Water \$11,314.98; Federal Withholding \$16,725.30; FICA \$12,925.28.

Cash Fund - First Interstate Bank, \$2,000.00, ATM.

General – A & B Business, \$556.05, sup; A & B Welding, \$81.69, sup; Daniel Ainslie, \$51.72, travel; Andrea Anderson, \$36.57, refund; Gary Anderson, \$167.08, ins; Animal Health

International, \$61.56, prof fee; Avaya, \$36.39, util; Greg Barnier, \$201.25, travel; Best Western Ramkota Inn, \$5,626.91, travel; Black Hills Chemical, \$1,399.96, sup; Black Hills Drywall, \$436.78, sup; BHP, \$14,346.29, util; BH Rally & Gold, \$300.00, resale; BH Tent & Awning, \$170.50, sup; Campbell Supply, \$1,493.56, repair; Caselle, \$1,479.00, prof fee; CBH, \$12,769.13 sup; Century Business Products, \$142.07, sup; City of Sturgis, \$50.00, prof fee; Coca Cola, \$847.00, resale; Connelly Equipment, \$2,850.00, repair; Creative Product Sourcing, \$466.80, other; Crum Electric Supply, \$213.12, sup; Dakota Hardware, \$583.43, sup; Door Security Products, \$2,711.92, sup; Double Star Computing, \$799.05, prof fee; Ecolab Pest Eliminator, \$355.98, rep; Fire Pro, \$209.70, rep; First Interstate Bank, \$13,183.33, sup; First Western Insurance, \$102.80, ins; Freeman's Electric, \$1,825.00, repair; Jackie Gapp, \$30.21, refund; Godfrey Brake, \$459.77, repair; Norman Hale, \$789.41, rep; Hillyard, \$517.88, sup; KT Connections, \$1,692.28, prof fee; ; Ketel Thorstenson, \$1,333.60, prof fee; Kings Inn Hotel, \$71.95, travel; Knecht Home Center, \$51.96, sup; Knight Security, \$1,331.29, sup; Legends Sales & Marketing, \$4,500.00, prof fee; Lynn's Dakotamart, \$162.28, resale; MARCO, \$41.10, rep; Meade County Auditor, \$8,125.38, other; Meade County Times Tribune, \$1,369.99, pub; Menards, \$49.94, sup; Gary Meyer, \$49.99, sup; Midcontinent Communications, \$40.94, util; Mid-States Organized Crime, \$150.00, other; Mobile Mini, \$83.97, sup; MDU, \$10,001.58, util; Motorola, \$2,732.50, equip; Ben Mumm, \$122.88, sup; Nebraska Salt & Grain, \$2,700.90, sup; Neve's Uniforms, \$2,195.50, sup; Northern Hills Vet Clinic, \$158.00, prof fee; Northwest Pipe Fittings, \$108.85, sup; O'Reilly Auto Parts, \$566.19, rep; Owen's Interstate Sales, \$1,159.66, rep; Park Avenue Car Wash, \$95.20 sup; Pete Lien & Sons, \$1,464.44, sup; Pitney Bowes, \$120.56, rent; Powerplan, \$399.53, rep; Print Mark-et, \$931.80, pub; Public Safety Equipment, \$231.00, other; Purchase Power, \$510.00, sup; Regional Home Medical Equipment, \$188.80, sup; Rushmore Office Supply, \$2,406.42, sup; S&C Cleaners, \$3,100.00, rep; Sanitation Products, \$1,925.59, rep; Second Wind, \$700.00, other; Scott Peterson Motors, \$32.95, rep; Servall Towel & Linen, \$431.45, sup; Shopko, \$151.02, sup; Speedy Lube, \$37.91, sup; Sturgis Napa, \$467.63, rep; Subway, \$68.00, sup; Tom's T's, \$70.13, sup; Town-n-Country Plumbing, \$293.02, sup; Twilight First Aid, \$110.35, sup; Valley Implement, \$25.45, rep; Vanway Trophy, \$20.00, sup; Verizon, \$192.12, util; West Payment Center, \$127.24, prof fee; West River Electric, \$771.23, util; Western Communications, \$1,500.00, sup; WOW!, \$318.92, util; Zylstra Towing, \$65.00, rep.

Special Sale Tax – Meade County Treasurer, \$1,623.91.

Capital Improvement – A & B Welding, \$3.00; Baseline Surveying, \$265.00; ESRI, \$1,900.00; Fourfront Design, \$16,674.35; Freeman's Electric, \$1,300.00; Rasmussen Mechanical Services, \$12,553.00.

Liquor – A&B Welding, \$20.46, sup; Arctic Glacier, \$30.80, resale; Black Hills Chemical, \$80.97, rep; Cask & Cork, \$196.47, resale; Century Business Products, \$.79, sup; Coca Cola, \$297.00, resale; Double Star Computing, \$37.19, prof fee; Eagle Sales, \$10,283.44, resale; Ecolab Pest Eliminator, \$214.00, rep; First Interstate Bank, \$1,298.97, rep; Fisher Beverage, \$4,317.00, resale; Freeman's Electric, \$51.02, rep; Johnson Western Wholesale, \$13,500.27, resale; KT Connections, \$67.93, prof fee; Harriet Lolley, \$56.00; M&B Enterprises, \$236.00, resale; MDU, \$271.39, utli; Okoboji Wines, \$825.00, resale; Pepsi Cola, \$160.25, resale; Print Mark-et, \$62.12, pub; Republic Beverage, \$9,859.91, resale; Rushmore Office Supply, \$339.88, sup; Schade Vineyard, \$792.00, resale; Servall, \$158.48, sup; Sturgis Napa, \$41.52, rep; The Homeslice Group, \$5,198.00, pub; Valiant Vineyard, \$264.00.

Water – Gary Anderson, \$82.30, ins; BHP, \$8,966.64, util; Black Hills Urgent Care, \$30.00, prof fee; Century Business Products, \$43.43, sup; Double Star Computing, \$37.19, prof fee; First Interstate Bank, \$52.85, travel; Mobile Mini, \$41.98, sup; MDU, \$348.54, util; Print Mark-et, \$62.12, pub; Rushmore Office Supply, \$14.08, sup; Robin Zebroski, \$75.00, refund.

Wastewater – A & B Welding, \$286.00, rep; Compass Point, \$375.00, other; Double Star Computing, \$104.69, prof fee; First Interstate Bank, \$36.00, prof fee; KT Connections, \$67.93, utl; Menard's, \$533.45, rep; Optimist Club, \$75.00, other; Print Mark-et, \$62.12, pub; Rushmore

Office Supply, \$89.14, sup; SD Federal Property Agency, \$55.00, sup; Sturgis Motorsports, \$295.98, rep; Tom's T's, \$100.00, sup; Verizon, \$46.68, util.

Sanitation – Campbell Supply, \$22.98, rep; CBH, \$15.00, sup; City of Belle Fourche, \$15,730.45, other; Double Star Computing, \$104.69, prof fee; Fastenal Co., \$51.04, rep; First Interstate Bank, \$50.11, sup; Inland Truck Parts, \$50.55, rep; KT Connections, \$67.93, util; Owens Interstate Sales, \$146.98, rep; Print Mark-et, \$62.12 pub; Rapid Delivery, \$11.40, rep; RTS Shearing, \$29,700.00, other; Rushmore Office Supply, \$41.50, sup; Sturgis Napa, \$186.87, rep; Tom's T's, \$100.00, sup; Twilight First Aid Safety, \$465.00, sup.

Ambulance – BHP, \$686.29, util; CBH, \$2,050.43, sup; Coca Cola, \$102.00, sup; Crum Electric Supply, \$213.12, sup; Dakota Hardware, \$26.53, sup; Double Star Computing, \$395.59, prof fee; Emergency Medical Products, \$2,729.75, sup; First Interstate Bank, \$2,844.24, travel; Devin Jankord, \$25.00, refund; KT Connections, \$67.93, util; Lynn's Dakotamart, \$164.16, sup; MDU, \$380.95, util; Monumental Life Insurance, \$96.41, refund; Page, Wolfberg, & Wirth, \$4,515.00, prof fee; Print Mark-et, \$62.12, pub; Richter's Tire & Exhaust, \$85.96, rep; Rushmore Office Supply, \$368.30, sup; SD Ambulance Assn, \$500.00, travel; SDEMSA, \$300.00, travel; Shopko, \$60.87, sup; Sidehack Saloon, \$72.00, sup; Spearfish Ambulance Service, \$42.00, prof fee; Sturgis Napa, \$17.09 sup; Town-n-country Plumbing, \$9.12, sup; Verizon, \$22.02, util; Weimer's Diner & Donuts, \$15.60, sup; Western Dakota Tech, \$120.00, prof fee.

Motion by Waterland, second by Johnston and carried with Carstensen, Anderson, Bachand, Johnston, Potts, Waterland and Vasknetz voting yes, Hersrud abstaining, to approve the following claims: **General**- Hersrud Co, \$472.50, rep; **Ambulance**- Hersrud Co, \$24.79, sup.

Motion by Johnston, second by Hersrud and carried with all members present voting yes to approve a special events license for the Loud American on March 28, 2015 at the Sturgis Armory for the Lincoln Day Dinner.

Motion by Hersrud, second by Vasknetz and carried with all members present voting yes to approve a 4.8 feet side yard setback variance for Richter's Tire and Exhaust, LLC for an addition to the shop located at 701 Lazelle.

Motion by Hersrud, second by Waterland and carried with all members present voting yes to deny a 5 feet side yard setback variance on both the west and east side and also a variance to the 45% lot coverage requirement for Zya Cem Iskender to add a two story garage and living quarters to the back side of an existing home located at 849 Sherman Street. There were 3 neighbors that opposed these variances.

Motion by Vasknetz, second by Anderson and carried with all members present voting yes to approve a variance for a 6' rear setback, 6.52' side setback and a less than 20X20 hard surface parking pad for Jim Hildebrand in order to replace an existing garage with new construction located at 1709 Main Street.

Motion by Hersrud, second by Bachand and carried with all members present voting yes to approve a Use on Review for Mark Norstegaard to have a private residence in a building located at 3341 Whitewood Service Road.

Motion by Waterland, second by Vasknetz and carried with all members present voting yes to approve for Krysti Schultz (owner) on behalf of Corrina Chavez-Ross to operate a daycare at 1405 Davenport Street. This property is currently zoned Residential and a Use on Review is required in order to operate a day care.

Motion by Hersrud, second by Johnston and carried with all members present voting yes to approve first reading of Ordinance 2015-03 – Title 16 – Traffic - Parking & Stopping Prohibited in Certain Places.

Motion by Johnston, second by Waterland and carried with all members present voting yes to approve the 2015 City Goals and Mission Statement.

Motion by Hersrud, second by Johnston to approve second reading of Ordinance 2015-02 – Title 30 – City Beautification and Regulation of Advertising. Hersrud and Johnston rescinded their motion.

Motion by Waterland, second by Potts and carried with all members present voting yes to approve tabling 2nd reading of Ordinance 2015-02 – Title 30 – City Beautification and Regulation of Advertising until the March 2, 2015 meeting.

Several citizens expressed their concerns on items within the Rally Street Closure Resolution.

Councilor Waterland made a motion to go into executive session. Motion dies with a lack of a second.

Motion by Hersrud, second by Johnston and carried with all members present voting yes to approve Resolution 2015-12 – Authorizing Closure of Streets for Rally.

**RESOLUTION 2015 -12
RESOLUTION AUTHORIZING CLOSURE OF STREETS
FOR ANNUAL STURGIS MOTORCYCLE RALLY**

WHEREAS the Sturgis Motorcycle Rally will be held in the City of Sturgis, August 3, 2015 through August 9, 2015; and

WHEREAS due to the great number of motorcyclists in Sturgis, South Dakota, during this time, it would be in the best interest for the City of Sturgis and its citizens that a portion of Main Street in the City of Sturgis be designated for motorcycle traffic only during this time and that parking restrictions be placed in effect adjacent to the Main Street area; and

WHEREAS it is necessary for portions of Second Street, Third Street, and Fifth Streets be closed to normal automobile vehicle traffic for Rally displays and activities; and be designated for motorcycle traffic only during this time.

NOW, THEREFORE, BE IT RESOLVED: That **Main Street in the City of Sturgis, from its intersection with Middle Street to its intersection with Fourth Street** shall be closed to all traffic with the exception of motorcycle traffic as specified in herein during a time period from **2 a.m. on Wednesday, July 29, 2015 to 2 a.m. on Sunday, August 9, 2015**, and for such additional time if deemed necessary by the Chief of Police of the City of Sturgis and the City Council. The City Council of the City of Sturgis does hereby determine that it is necessary to close Main Street during the above time, in order to provide orderly traffic control and to ensure the safety of the citizens of the City of Sturgis and their guests during the 75th Sturgis Motorcycle Rally. Only motorcycles, including two-wheel and three-wheel motorcycles shall be allowed on Main Street during the above time period with the exception of maintenance vehicles, law enforcement vehicles, and fire protection vehicles. Bicycles, skateboards, scooters, roller blades, and other similar conveyances shall not be allowed to use that portion of Main Street described during the above time period, as the presence of bicycles, skateboards, scooters, roller blades, and other similar conveyances present a safety hazard to pedestrians, motorcyclists, bicyclists and those riding skateboards, scooters, roller blades and other similar conveyances.

BE IT FURTHER RESOLVED a portion of **Second Street from Sherman Street to the alley will be open to vehicular traffic and vehicle and motorcycle parking. The portion of 2nd Street from the alley north to Main Street shall be closed to all traffic for exhibitor displays and Red Cross 1st Aid Station** during the time period from **2 a.m. on Monday, July 27, 2015 to 2 a.m. on Sunday, August 9, 2015**, and for such additional time if deemed necessary. Bicycles, skateboards, scooters, roller blades and other similar conveyances shall not be allowed to use that portion of Second Street described during the above time period, as the presence of bicycles, skateboards, scooters, roller blades and other similar conveyances present a safety hazard to pedestrians, motorcyclists, bicyclists and those riding skateboards, scooters, roller blades and other similar conveyances.

BE IT FURTHER RESOLVED the portion of **Second Street from Main Street to Lazelle Street** (known as the **2nd Street Plaza**) shall be closed for exhibitor displays at **2 a.m. on Monday, July 27, 2015 to 2 a.m. on Sunday, August 9, 2015**. Bicycles, skateboards, scooters, roller blades and other similar conveyances shall not be allowed to use that portion of Second Street described during the above time period, as the presence of bicycles, skateboards, scooters, roller blades and other similar conveyances present a safety hazard to pedestrians, motorcyclists, bicyclists and those riding skateboards, scooters, roller blades and other similar conveyances.

BE IT FURTHER RESOLVED a portion of **First Street and Third Street from Sherman Street to the alley will be open to vehicular traffic and motorcycle parking. From the alley north to Main Street and from Main Street to Lazelle Street will be closed** to all traffic with the exception of motorcycle traffic from **2 a.m. on Wednesday, July 29, 2015 to 2 a.m. on Sunday, August 9, 2015**, for motorcycle parking. Bicycles, skateboards, scooters, roller blades and other similar conveyances shall not be allowed to use that portion of Third Street described during the above time period, as the presence of bicycles, skateboards, scooters, roller blades and other similar conveyances present a safety hazard to pedestrians, motorcyclists, bicyclists and those riding skateboards, scooters, roller blades and other similar conveyances. A 14-foot fire lane for emergency vehicles shall be maintained throughout the closed area.

BE IT FURTHER RESOLVED that a portion of **Fourth Street from Main Street north to the alley will remain open to through traffic. Parking will be restricted to motorcycle only in this area** during the time period from **2 a.m. on Wednesday, July 29, 2015 to 2 a.m. on Sunday, August 9, 2015**, and for such additional time if deemed necessary. Bicycles, skateboards, scooters, roller blades and other similar conveyances shall not be allowed to use that portion of Fourth Street described during the above time period, as the presence of bicycles, skateboards, scooters, roller blades and other similar conveyances present a safety hazard to pedestrians, motorcyclists, bicyclists and those riding skateboards, scooters, roller blades and other similar conveyances.

BE IT FURTHER RESOLVED that a portion of **Main Street, between Fourth Street and Seventh Street shall be restricted to through vehicle and motorcycle traffic and allowing motorcycle only parking on the north and south side of the street** during the time period from **2 a.m. on Wednesday, July 29, 2015 to 2 a.m. on Sunday, August 9, 2015**, and for such additional time if deemed necessary.

BE IT FURTHER RESOLVED that a portion of **Main Street, between Junction and Middle Street shall be restricted to motorcycle traffic and allowing motorcycle only parking** during the time period from **2 a.m. on Wednesday, July 29, 2015 to 2 a.m. on Sunday, August 9, 2015**, and for such additional time if deemed necessary. There will not be designated parking in front of the residential property on this portion of Main Street.

BE IT FURTHER RESOLVED a portion of **Fifth Street from Lazelle Street to the Sturgis Community Center** is closed to normal traffic for rally display purposes for the time period from **2 a.m. on Monday, July 27, 2015 to 2 a.m. on Sunday, August 9, 2015**, and for such additional time if deemed necessary. That a 14-foot fire lane for emergency vehicles shall be maintained throughout the closed area.

BE IT FURTHER RESOLVED that **Kinship Street and Williams Street will remain open to through traffic. Parking will be restricted to motorcycle only on the west side of Kinship and south side of Williams on the portion of street adjacent to the Community Center property** during the time period from **2 a.m. on Wednesday, July 29, 2015 to 2 a.m. on Sunday, August 9, 2015**, and for such additional time if deemed necessary. Bicycles, skateboards, scooters, roller blades and other similar conveyances shall not be allowed to use that portion of street described during the above time period, as the presence of bicycles, skateboards, scooters, roller blades and other similar conveyances present a safety hazard to pedestrians, motorcyclists, bicyclists and those riding skateboards, scooters, roller blades and other similar conveyances.

BE IT FURTHER RESOLVED that **parking on the North side of Sherman Street from Junction Avenue to Third Street and a small portion of Sherman on the west side of Third Street** shall be designated for **motorcycle parking only** during the time period from **2 a.m. on Wednesday, July 29, 2015 to 2 a.m. on Sunday, August 9, 2015**, and for such additional time if deemed necessary.

BE IT FURTHER RESOLVED that **a portion of Sherman Street from Third Street to Fourth Street and a portion of Middle Street from Sherman Street alley and Main Street** shall be designated for **public transit use only** during the time period from **2 a.m. on Wednesday, July 29, 2015 to 2 a.m. on Sunday, August 9, 2015**, and for such additional time if deemed necessary.

BE IT FURTHER RESOLVED that **parking on the South side of Sherman Street from First Street to Second Street** be designated for **motorcycle parking only** during the time period from **2 a.m. on Wednesday, July 29, 2015 to 2 a.m. on Sunday, August 9, 2015**, and for such additional time if deemed necessary.

BE IT FURTHER RESOLVED that **parking on the North side of Sherman Street a portion between Fourth Street to Fifth Street (Meade County Courthouse) and on the South side of Sherman Street from Third Street to Fourth Street (Meade County Offices)** shall be designated as **20 minute parking** during the time period from **2 a.m. on Wednesday, July 29, 2015 to 2 a.m. on Sunday, August 9, 2015**, and for such additional time if deemed necessary.

BE IT FURTHER RESOLVED that **while four-wheel vehicular traffic is allowed in the street alleys mentioned above, no parking is allowed in the alleyways except for strict adherence to loading and unloading vehicles** as set forth in Ordinance 2001-24 Chapter 16.05.07 (12) of the Sturgis City Ordinances.

Dated this 17th day of February, 2015.

Published: 02-25-15

Effective: 03-18-15

The following two bids were received: MAC Construction Company - \$1,493,600 and Ainsworth and Benning Construction - \$1,325,100. Motion by Johnston, second by Waterland and carried with all members present voting yes to approve low bid from Ainsworth and Benning Construction for \$1,325,100 for the Second Street Plaza and authorize the City Manager to sign all documents.

The following four bids were received: A-1 Sewer and Drain - \$171,263.21; Hydro-Klean - \$208,454.54; Inituform Technologies - \$282,801.10 and Visu-Sewer - \$268,059.25. Motion by Waterland, second by Vasknetz and carried with all members present voting yes to approve the low bid from A-1 Sewer and Drain for \$171,263.21 for Sewer CIPP lining project and authorize the City Manager to sign all documents.

Motion by Hersrud, second by Waterland and carried with all members present voting yes to approve Resolution 2015-17 - Further Statement of Intent for Adoption of Resolution of Annexation of the Sturgis Brown High School Property & Surrounding Area.

RESOLUTION 2015-17
RESOLUTION OF FURTHER STATEMENT OF INTENT FOR ADOPTION OF
RESOLUTION OF ANNEXATION OF THE STURGIS BROWN HIGH SCHOOL
PROPERTY AND SURROUNDING AREA

WHEREAS, the Meade 46-1 School District have filed a Petition for Annexation with the City of Sturgis; and

WHEREAS, said Petition states that Meade 46-1 School District owns at least $\frac{3}{4}$ of the total value of the property, and that Meade 46-1 School District constitutes $\frac{3}{4}$ or more of the registered voters residing within the boundaries of the property requested to be annexed; and

WHEREAS, said real property set forth in the Petition is contiguous to the City of Sturgis; and

WHEREAS, the current use is Sturgis Brown High School campus and all facilities adjoining open spaces; and,

WHEREAS, the proposed land use in the future may include enhanced outdoor recreation use and limited residence and commercial use. Size of parcel (s): 461.12 acres of land, more or less. Existing Land Use: Educational purposes; and,

WHEREAS, the Sturgis Common Council met in a Special meeting on February 12, 2015 to approve the annexation of the property in questions by adopting resolution 2015-16; and,

WHEREAS, the property in question is immediately adjacent to the existing municipal limits of the City of Sturgis and immediately adjacent to the existing City of Sturgis wastewater lagoons and that the property in question lies in between the City of Sturgis lagoons and the previous municipal limits of the City of Sturgis; and,

WHEREAS, the current use of the subject property is the City of Sturgis Wastewater facility and three lagoon structures which are all an integral part of the safe operation of the City wastewater system; and,

WHEREAS, the operation of said wastewater facility is regulated by the State of South Dakota to ensure protection of the public health of residents as well as to protect the critical groundwater resources of state; and,

WHEREAS, the City of Sturgis is also authorized to take measures to protect groundwater resources by the authority of SDCL 9-12-17; and,

WHEREAS the City of Sturgis is also authorized by the authority of SDCL 9-48-2 to operate a system of sewers and a wastewater facility to protect the health and safety of the community; and,

WHEREAS the City of Sturgis is further authorized by the authority of SDCL 9-32-8 to extend its protection of the public water supply of its residents to areas within one mile of the boundaries of the City; and,

WHEREAS, SDCL 9-19-13 authorizes Councils to adopt resolutions which take effect immediately when the adoption of such a resolution is for the “immediate preservation of public health...and support of the municipal government and its existing public institutions...”; and,

WHEREAS, the City is currently in negotiations with the Bureau of Land Management to make needed repairs to the existing City of Sturgis wastewater facility, lagoons and adjoining areas and that these existing lagoons are necessary for the protection of the health of the residents of Sturgis; and,

WHEREAS, the existing lagoons are located outside the municipal limits of the City of Sturgis which may lead to additional regulatory burdens and requirements from other agencies as long as the infrastructure is located outside of the municipal limits of the City of Sturgis.

NOW THEREFORE BE IT RESOLVED, that upon adoption of this Resolution of Further Statement of Intent regarding the adoption of resolution 2015-16 regarding annexation of Sturgis Brown High School and surrounding area, that the approval of the annexation enacted by passage of resolution 2015-16 meets the necessary provisions of SDCL 9-19-13, which allows resolution 2015-16 to become effective immediately following passage by the City Council; and,

BE IT FURTHER RESOLVED that this Resolution of Further Statement of Intent shall become effective February 17, 2015 pursuant to S.D.C.L. 9-19-13.

Dated this 17th day of February, 2015.

Published: 02-25-15

Effective: 02-17-15

Motion by Waterland, second by Vasknetz and carried with all members present voting yes to approve Resolution 2015-18 – Authorize the City Manager to submit a petition to annex the City’s Lagoon Property.

RESOLUTION 2015-18
RESOLUTION AUTHORIZING CITY MANAGER DANIEL AINSLIE TO SIGN AND
SUBMIT A PETITION TO ANNEX THE CITY OF STURGIS LAGOON PROPERTY
TO THE CITY OF STURGIS

WHEREAS, the City of Sturgis desires to file a Petition for Annexation with the City of Sturgis; and

WHEREAS, said Petition states that the City of Sturgis owns at least $\frac{3}{4}$ of the total value of the property, and that the City of Sturgis constitutes $\frac{3}{4}$ or more of the registered voters residing within the boundaries of the property requested to be annexed; and

WHEREAS, said real property set forth in the Petition is contiguous to the City of Sturgis; and

WHEREAS, the current use of the subject property is the City of Sturgis Wastewater Lagoons; and,

WHEREAS, the property in question is immediately adjacent to the municipal limits of the City of Sturgis; and,

WHEREAS, SDCL 9-19-13 authorizes Councils to adopt resolutions which take effect immediately when the adoption of such a resolution is for the “support of the municipal government and its existing public institutions”; and,

WHEREAS, the City is currently in negotiations with the Bureau of Land Management to make repairs to the existing Municipality’s wastewater lagoons and adjoining areas and that these existing lagoons are necessary for the health of the residents of Sturgis; and,

WHEREAS, the existing lagoons are located outside the municipal limits of the City of Sturgis which may lead to additional regulatory burdens and requirements from other agencies as long as the infrastructure is located outside of the municipal limits of the City of Sturgis.

NOW THEREFORE BE IT RESOLVED, that City Manager Daniel Ainslie is authorized to submit a petition to annex the City of Sturgis Lagoon property into the City of Sturgis; and,

BE IT FURTHER RESOLVED that this Resolution to authorize City Manager Daniel Ainslie to submit a petition to annex shall become effective February 17, 2015 pursuant to S.D.C.L. 9-19-13.

Dated this 17th day of February, 2015.

Published: 02/25/15

Effective: 02/17/15

Motion by Hersrud, second by Johnston and carried with all members present voting yes to approve Resolution 2015-19 – Annexing the City Lagoon Property.

**RESOLUTION 2015-19
RESOLUTION ON ANNEXATION OF THE EXISTING
CITY OF STURGIS WASTE WATER LAGOONS**

WHEREAS, the City of Sturgis has filed a Petition for Annexation with the City of Sturgis; and

WHEREAS, said Petition states that the City of Sturgis owns at least $\frac{3}{4}$ of the total value of the property, and that the City of Sturgis constitutes $\frac{3}{4}$ or more of the registered voters residing within the boundaries of the property requested to be annexed; and

WHEREAS, said real property set forth in the Petition is contiguous to the City of Sturgis; and

WHEREAS, the current use of the subject property is the City of Sturgis Wastewater Lagoons; and,

WHEREAS, the proposed land use in the future is identical to its present use; and,

WHEREAS, the property in question is immediately adjacent to the municipal limits of the City of Sturgis; and,

WHEREAS, SDCL 9-19-13 authorizes Councils to adopt resolutions which take effect immediately when the adoption of such a resolution is for the “support of the municipal government and its existing public institutions”; and,

WHEREAS, the City is currently in negotiations with the Bureau of Land Management to make repairs to the existing Municipality's wastewater lagoons and adjoining areas and that these existing lagoons are necessary for the health of the residents of Sturgis; and,

WHEREAS, the existing lagoons are located outside the municipal limits of the City of Sturgis which may lead to additional regulatory burdens and requirements from other agencies as long as the infrastructure is located outside of the municipal limits of the City of Sturgis.

NOW THEREFORE BE IT RESOLVED, that this Resolution of Annexation shall become effective February 17, 2015 pursuant to S.D.C.L. 9-19-13,

BE IT FURTHER RESOLVED that upon such approval that the following described real property shall be annexed to the City of Sturgis:

LOT SCL-1, LOCATED IN SECTION 1 AND 2, T5N, R5E, B.H.M.,
MEADE COUNTY, SOUTH DAKOTA.
(Approximately 146.60)

Dated this 17th day of February, 2015.

Published: 02/25/15

Effective: 02/17/15

Any other business:

Brian Carter, Knuckle Saloon, asked that the City have a public meeting to discuss the sign ordinance. The Council will have a meeting on Friday, February 20, 2015 at 3:00 pm at the Community Center in the Meade Room.

Motion by Johnston, second by Hersrud and carried with all members present voting yes to go into executive session at 8:57 pm for 5 contracts and could take action on 4 contracts.

Motion by Johnston, second by Bachand and carried with all members present voting yes to return to regular session at 9:55 pm.

Motion by Waterland, second by Johnston and carried with all members present voting yes to authorize the City Manager to sign the agreement with Five Rocks, Hot Leathers and Vic Armijo and Micky Diamond for the Sturgis Gran Fondo and Criterion Event.

Motion by Waterland, seconded by Anderson and carried with all members present voting yes to adjourn the meeting at 10:01 pm.

ATTEST: _____
Fay Bueno, Finance Officer

APPROVED _____
Mark Carstensen, Mayor

Published once at the total approximate cost of \$