



Sturgis City Council Regular Meeting Agenda

November 21, 2016

6:00 pm Executive Session -- 6:30 pm Regular Meeting
Commissioners' Room, Erskine Building
1300 Sherman Street, Sturgis, SD 57785

1. Call to Order
2. Approval of the Agenda
3. Executive Session
 - 1) Legal Cases – 1
 - 2) Contracts – 1
 - 3) Personnel – 1
4. Pledge of Allegiance – 6:30 pm
5. Announcements and Praise
6. Informational Reports
 - a. Buxton Presentation
7. City Manager's Report
 - a. Payroll Changes – within budget:
 1. Planning & Permitting – Director – David Smith - \$2038.46/pay period.
 2. Manager/Planning & Permitting – Seasonal Administrative Assistant – Aaron Munsell - \$11.00.
8. Consider Consent Calendar
 - a. Consideration to approve the minutes from the November 7, 2016 regular council.
 - b. Consideration to approve setting a public hearing on December 5, 2016 for the Knuckle Saloon a Special Events License for the Liquor Store Open House on December 9, 2016.
 - c. Consideration to approve Resolution 2016-64 – Plat for Peter & Elaine Pi, Boehrs Subdivision
 - d. Consideration to approve setting a public hearing on December 5, 2016 for a transfer of Retail on-off sale Malt Beverage license from Poker Alice Casino to Lorna Duprel at 2640 Lazelle.
 - e. Consideration to approve the Sturgis Parade of Lights route on December 2, 2016.
 - f. Consideration to approve Resolution 2016-65 – Bridge Improvement Grant Program.
 - g. Consideration to authorize Mayor to sign the Agreement with SD DOT for the purchase of a truck & snowplow for the airport.
 - h. Consideration to authorize the City Manager to sign the Funding Agreement (our-portion \$15,668.36) for the temporary traffic signal at Highway 14A and Short Track Road.
 - i. Consideration to approve Amendment #1 to Agreement 714589 with SD DOT for traffic signals at Highway 14A and Short Track Road for this temporary new traffic signal.

9. Approval of the claims

10. Public Hearings

- a. Consideration to approve a Use on Review for William & Brooke Coshow, 1218 Cedar Dr, for a home based business.
- b. Consideration to approve the liquor license renewal for 2017 for Low Country Oysters of Sturgis LLD dba The Beaver Bar at 12976 Hwy 34.

11. Reports

- a. Consideration to approve second reading of Ordinance 2016-10 – Title 2 – Contractor Licensing & Construction Regulations.
- b. Consideration to approve second reading of Ordinance 2016-11 – Title 6 – Cemetery.
- c. Consideration to approve second reading of Ordinance 2016-08 – Supplemental Appropriations for 2016 Budget.
- d. Consideration to approve second reading of Ordinance 2016-09 – Supplemental Appropriations for 2017 Budget.

12. Other matters that may come before the Council

To address the City Council, please stand behind the podium and state your name clearly into the microphone for the public record. Please keep your comments respectful and complete your comments in three minutes or less. If you are unable to approach the podium due to a physical limitation, a portable microphone will be provided.

13. Executive Session – SDCL 1-25-2

Continuation of #3 if needed.

14. Adjourn



Payroll Change/New Hire Form

Name David Smith

Job Title Director, Planning & Permitting

Department Planning & Permitting

Brief Job Description *(1-2 sentences)* Manages and oversees the City's Planning & Permitting Department. Duties also include oversight of the muni airport and disaster mitigation. Duties expanded as part of internal reorganization.

Status: *(Full time, Part time, Seasonal, etc.)* Promotion/Increase in duties

New Wage \$2,038.46 per pay period

Effective Date November 28, 2016

Council Date November 21, 2016

Notes: *(Indicate whether within budget, new position, replacement employee, etc.)*

This is the 2017 budgeted salary for Director Smith, anticipated for the December 26th pay period. However, Director Smith, as a salaried employee, is subject to the new FLSA regulations that take effect December 1st. These new regulations raise the minimum weekly salary threshold for exempt employees to \$913 per week (\$1,825 biweekly).

His 2016 biweekly salary of \$1,788.46 is under that threshold. Therefore, regardless of the fact that his duties and responsibilities meet the "duties test" required for exempt status, he could not be classified exempt as his weekly salary does not meet the required minimum salary threshold.

Therefore, the best solution to ensure compliance is to have Director Smith's 2017 salary take effect 2 pay periods early. (An alternative to make Director Smith non-exempt for two pay periods would have resulted in overtime beyond the above stated salary increase.

No other exempt employees are affected.

Signature of Department Head

Daniel Ainslie

Reviewed by Human Resources:

Lisa Katzenstein

Authorization:

Daniel Ainslie, City Manager

Daniel Ainslie



Payroll Change/New Hire Form

Name Aaron Munsell

Job Title Seasonal Administrative Assistant

Department City Manager / Planning & Permitting

Brief Job Description (1-2 sentences) Answer phone calls for City Manager and Attorney. Direct walk-in traffic. Assist with drafting correspondence, etc. for City Manager, Attorney Planning & Permitting staff. Assist with research projects. Provide general office support.

Status: (Full time, Part time, Seasonal, etc.) Seasonal (Part-time)

New Wage \$11.00 per hour

Effective Date November 14, 2016

Council Date November 21, 2016

Notes: (Indicate whether within budget, new position, replacement employee, etc.)
This is a temporary (seasonal position). Average 25 hours per week.
Assisting until the Planning Coordinator position is filled.

Signature of Department Head 

Reviewed by Human Resources:
Lisa Katzenstein 

Authorization:
Daniel Ainslie, City Manager 

PROCEEDINGS OF THE STURGIS CITY COUNCIL

The Common Council of the City of Sturgis met in regular session starting at 6:00 p.m. on Monday, November 7, 2016 at the Erskine Building. Present: Mayor Mark Carstensen, Alderpersons Jason Anderson, Mike Bachand, Rhea Crane, Rod Bradley, Tony Dargatz, Steve Keszler, David Martinson and Ronald Waterland. Also present: City Manager Daniel Ainslie and City Attorney Greg Barnier. Absent: None.

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

Motion by Dargatz, second by Martinson and carried with all members present voting yes to go into executive session for one legal case, one contracts and two personnel at 6:02 pm.

Motion by Bachand, second by Dargatz to return to regular session at 6:31 pm.

Mayor Mark Carstensen led everyone in the Pledge of Allegiance.

Announcements:

- Mayor Carstensen presented a check for \$17,827 to the Sturgis Rally Charities Foundation from the Sturgis® Motorcycle Rally™ Sponsorship Proceeds.
- Mayor Carstensen presented checks from the Mayor's Ride Proceeds to the following organizations: Sturgis Volunteer Fire Department-\$13,000 and \$7,500 for the fire hall parking lot; Sturgis Police Reserves - \$4,500; Sturgis Ambulance - \$4,500 and Deadwood VFW - \$2,000.
- Mayor Carstensen proclaimed November 1, 2016 as "Extra Mile Day".
- There was a great community turnout for the Jacobsen Appreciation Day this past weekend.
- Get out and vote tomorrow.
- A thanks goes out to the Life Spring Church for the Halloween event at the Community Center.

Informational Reports:

- **Park Board** – 9/15/16 minutes
- **Library Board** – 10/26/16 minutes
- **Planning Commission** – 11-1-16 minutes
- **A Pictometry Presentation** was given.

City Manager Ainslie reported:

- **The sales tax update for General Sales Tax and Capital Improvement Tax for September collected in October was down 9.9% for the month to date, down 11.6% year to date. Comparing 2016 to 2014 it is up 7.6%. The Gross Receipts Tax (triple B) was down 1.5% for the month to date and down 11.9% year to date. Comparing 2016 to 2014 it is up 7.7%.**
- **Payroll Changes** – within budget: Parks Dept – Parks Maintenance Tech 2 – Jack Huston - \$14.35, received Pesticide License. Ambulance Dept – EMR/Driver – Matt Van Asma – \$10.00 (\$8.55 while on orientation). Liquor Store Dept – Interim General Manager – David "Jerry" Klusak - \$20.00. Finance Office – Senior Accountant – Dorothy Oldenkamp - \$22.71. Wastewater Dept – Certified Wastewater Operator – Neil Murray - \$21.75. Recreation Dept – Referee – Cameron Cochran, Cain Fritz, Olivia Jolley, Tanner Smith, Zach Weyer - \$20 per game.

Motion by Waterland, second by Crane and carried with all members present voting yes to approve the following items on the consent calendar with the addition to surplus, item g:

- a. Consideration to approve the minutes from the October 17, 2016 regular council.
- b. Consideration to approve Amendment #1 to the Agreement with SD DOT for traffic signals on state highway system.
- c. Consideration to approve setting a public hearing on November 21, 2016 for a Use on Review for William and Brooke Coshow, 1218 Cedar Dr, for a home based business.
- d. Consideration to authorize the Police Dept to purchase a pickup off of the state bid for 2017.
- e. Consideration to approve setting a public hearing for November 21, 2016 for a Special Events license for the Knuckle Saloon for the Liquor Store Open House on December 2, 2016.
- f. Consideration to approve the Medical Director Services Agreement.
- g. Consideration to approve Resolution 2016-63 – Surplus Property.

**RESOLUTION 2016-63
A RESOLUTION DECLARING PROPERTY SURPLUS**

BE IT FURTHER RESOLVED BY THE COMMON COUNCIL OF THE CITY OF STURGIS that the personal property described below 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.

Police:

- 1. 2015 Dodge Police Charger -VIN# 2C3CDXKT1FH769195

Parks

- 1. Sky Trak Side Shift Carriage Truck Chassis
- 2. American Coupler Systems Multi-Purpose Bucket

Airport

- 1. IHC Snow plow/Tractor SN 0670
- 2. 1946 Oshkosh Snow-go (Snow blower)
- 3. 1995 Coleman Tractor (Tug) SN 5738
- 4. 1975 Aircraft Tug JG40PT9

Dated this 7th day of November 2016.

Published: 11-16-16

Effective: 12-6-16

- h. Consideration to authorize Mayor to sign a state financial assistance agreement with SD DOT for airport apron improvements.
- i. Consideration to approve Resolution 2016-62 – Plat of Vernon Heights Estates for Amie Allison, Christopher Allison, Doreen Allison Creed and Vernon Allison Jr.

**RESOLUTION 2016-62
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 for Amie Allison, Christopher Allison, Doreen Allison Creed and Vernon James Allison Jr.:

PLAT OF VERNON HEIGHTS ESTATES II SUBDIVISION, LOT 1, BLOCK 4
BEING A PORTION OF TRACT 'A' OF VERNON HEIGHTS ESTATES II
SUBDIVISION. ALL LOCATED IN THE W1/2NE1/4, SECTION 15, T.5N,
R5E, 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 November, 2016.

Published: 11-16-16

Effective: 12-06-16

- j. Consideration to approve Professional Service Agreement with Sturgis Economic Development Corp.

Motion by Bachand, second by Martinson and carried with Anderson, Bachand, Crane, Bradley, Dargatz, Keszler, Martinson and Waterland voting yes, Carstensen abstaining, to approve the following claims with the addition of the airport pickup from Auto Max:

WAGES AND BONUSES – Ambulance \$30,327.44; Attorney \$3482.99; Auditorium \$179.63; Buildings \$1781.63; Cemetery \$2316.43; City Manager \$7345.71; Community Center \$10,287.50; Finance Office \$9786.76; Fire Department \$225.66; Human Resource \$3941.95; Library \$8434.39; Liquor \$6694.79; Mayor and Council \$3554.50; Parks \$9427.37; Planning & Permitting \$8440.29; Police \$43,697.40; Rally \$6665.97; Recreation \$3673.18; Sanitary Service \$16,435.37; Streets \$14,008.35; Wastewater \$10,432.07; Water \$13,935.92; Federal Withholding \$23,448.72; FICA \$15,674.05.

COMBINED CASH FUND – First Interstate Bank, \$1,000.00, ATM; David Hoffman, \$53.77, refund; Lantern Motel, \$60.00, refund.

GENERAL – A&B Business, \$394.93, sup; Amazon, \$85.38, sup; Amcon, \$319.47, resale; American Legal Services, \$43.44, prof fees; Auto Max, \$13,800.00, equip; Avaya, \$25.55, util; Baker & Taylor, \$559.01, sup; Bierschbach Equipment, \$242.50, other; Black Hills Energy, \$122.88, util; Black Hills Energy, \$14,449.52, util; Ben Bostrom, \$7,500.00, prof fee; Roger Burnham, \$2,800.00, prof fee; Butte Electric, \$571.28, util; CBH, \$143.57, sup; Century Business Products, \$214.70, sup; City of Sturgis, \$7,500.00, other; City of Sturgis Water Dept, \$6,165.48, util; Culligan of the Black Hills, \$12.00, sup; Culligan of the Northern hills, \$26.00, sup; Dakota Business Center, \$99.77, rep; Dave's Heating & Lock Service, \$30.00, prof fee; Deadwood VFW, \$2,000.00, other; Diamond Vogel Paints, \$435.60, sup; EB Communications, \$70.00, prof fees; FEDEX, \$17.22, sup; Foothills Seed, \$236.50, sup; Freeman's Electric, \$1,996.52, rep; Global Industries, \$825.00, sup; Godfrey Brake Service, \$190.98, rep; Great Western Tire Company, \$13.00, sup; J&L Services, \$835.00, rep; Jake's Collision Repair, \$250.00, rep; KT Connections, \$952.28, prof fee; Tyler Kaitfors, \$25.00, sup; Leaning Door Enterprises, \$75.35, rep; Ron Ledford, \$60.00, other; Loud American, \$162.00, sup; Aaron Lukesh, \$30.00, other; Autumn Lyons, \$500.00, ins; Valerie Martin, \$1,000.00, ins; McGas Propane, \$273.96, sup; Meade county Auditory, \$14,258.16, other; Meade County Times Tribune, \$710.14, pub; Midamerica Books, \$137.60, sup; Midwest Turf & Irrigation, \$1,080.00, sup; Mobile Mini, \$88.54, rep; MDU, \$3,612.84, util; Motionsoft, \$450.00, prof fee; Ben Mumm, \$75.35, sup; Network Services Company, \$24.72, sup; Neve's Uniforms, \$32.95, sup; Northern Truck Equipment, \$27.10, rep; Oreilly Auto Parts, \$12.34, rep; Petty Cash, \$170.68, sup; Print Mark-et, \$1,159.48, pub; Purchase Power, \$500.00, sup; Regional Health, \$104.00, prof fee; Rodenburg Law Firm, \$700.00, prof fee; S&C Cleaners, \$3,100.00, sup; Sacrison Asphalt, \$1,461.00, sup; Safety Benefits, \$65.00, travel; Lance Scherer, \$1,489.66, travel; SD Dept of Revenue, \$170.00, other; SDEMSA, \$175.85, travel; Servall Towel & Linen, \$490.72, sup; Cody Severson, \$250.00, permits; SMRI, \$24,790.00, other; Sturgis Ambulance, \$4,500.00, other; Sturgis ATV, \$32.07,

rep; Sturgis Police Reserves, \$4,500.00, other; Sturgis Rally Charities, \$17,827.00, other; Sturgis Volunteer Fire Dept, \$13,000.00, other; Tigerdirect.com, \$2,095.46, sup; time Equipment Rental & Sales, \$6,462.00, equip; Tom's T's, \$514.60, sup; Trugreen, \$65.00, sup; Twilight First Aid & Safety, \$259.25, sup; Universal Athletic, \$199.49, sup; VAST Business, \$441.56, util; Verizon Wireless, \$2,271.95, util; West River Electric Assn, \$720.12, util.

SPECIAL SALES TAX – Chamber of Commerce, \$9,166.67; Sturgis Economic Development, \$9,833.33.

CAPITAL IMPROVEMENT – A&L Contractors, \$47,053.96; Advanced Engineering & Environmental, \$13,025.00; Brosz Engineering, \$1,281.53; SD Dept of Transportation, \$30,352.12.

BUSINESS IMPROVEMENT DISTRICT – Black Hills Energy, \$174.74, util; J&L Services, \$125.00, sup; MDU, \$19.94, util; Robert Sharp & Associates, \$403.75, pub.

TIF #11 SPM – Johner & Sons, \$300.00; North Star Construction, \$197,206.48.

LIQUOR – Amcon Distributing, \$1,388.07, resale; Belle Joli Winery, \$283.50, resale; Black Hills Energy, \$2,001.69, util; Cask & Cork, \$1,187.65, resale; Century Business Products, \$3.00, sup; City of Sturgis Water Dept, \$270.06, util; Tom Ferguson, \$810.61, ins; Fisher Beverage, \$8,078.95, resale; Freeman's Electric, \$63.22, rep; JJ Davenport's, \$4.60, refund; Johnson Western Wholesale, \$10,597.79, resale; Johnson Western Wholesale, \$4,137.61, resale; KT Connections, \$67.93, prof fee; Locks by Bernie, \$75.00, rep; LPA Retail Systems, \$2,689.00, prof fee; M&B Enterprises, \$202.90, resale; Main Street Grill, \$5.95, refund; Mobile Mini, \$246.38, sup; MDU, \$108.09, util; Prairie Berry, \$1,191.00, resale; Prairie Berry, \$1,104.00, resale; Print Mark-et, \$68.21, pub; Quality Brands of the Black Hills, \$14,266.79, resale; Republic Beverage, \$5,465.20, resale; Roscz, \$108.25, refund; Servall Towel & Linen, \$178.95, sup; Southern Glazier's of SD, \$382.44, resale; Strawbale Winery, \$132.00, resale.

WATER – APWA, \$184.00, prof fee; Armstrong Extinguisher Service, \$25.00, prof fee; Black Hills Energy, \$43.41, util; Black Hills Energy, \$732.55, util; Butte Electric, \$183.60, util; Campbell Supply, \$15.48, sup; CBH, \$468.19, sup; Century Business Products, \$42.35, sup; City of Sturgis Water Dept, \$157.45, util; Credit Collections Bureau, \$21.94, prof fees; Ecolab Pest Eliminator, \$62.10, prof fee; Ferguson Waterworks, \$4,128.30, sup; Flowers by Rose, \$45.00, sup; Grocery Mart, \$21.58, sup; HACH Company, \$210.24, sup; Hawkins, \$331.00, sup; HD Supply Waterworks, \$7,008.99, sup; Heavy Constructors, \$35,602.62, cap improv; Meade County Times Tribune, \$78.15, pub; Midcontinent Testing Lab, \$147.00, prof fee; Mobile Mini, \$44.27, sup; MDU, \$137.77, util; Petty Cash, \$2.85, sup; Print Mark-et, \$68.21, pub; Rushmore Office Supply, \$324.93, sup; Sacrison Paving, \$459.18, sup; Safety Benefits, \$65.00, travel; SD One Call, \$72.80, prof fee; Servall Towel & Linen, \$11.86, sup; Site Work Specialists, \$1,2500.00, rep; VAST Business, \$31.86, util; Verizon, \$214.11, util; Wells Fargo Corporate Trust, \$9,995.29, go bond; Weston Engineering, \$21,470.00, rep.

WASTEWATER – Ace Steel & Recycling, \$1,066.20, rep; Advanced Engineering & Environmental, \$32,632.60, cap imp; BH Energy, \$5,328.44, util; City of Sturgis Water, \$20.52, util; Fisher Industries, \$216.33, rep; Jenner Equipment, \$225.96, sup; KT Connections, \$67.93, prof fee; Print Mark-et, \$68.21, pub; Sanitation Products, \$490.48, rep; Verizon, \$139.45, util; Wells Fargo Corporate Trust, \$80,870.96, GO Bond; Whisler Bearing, \$44.04, rep.

SANITATION – Allstate Peterbilt of Rapid City, \$275.91, rep; Black Hills Energy, \$271.27, util; Century Business Products, \$249.85, prof fee; Century Link, \$54.31, util; Fastenal, \$71.18, rep; KT Connections, \$67.93, prof fee; New Deal Tire, \$1,493.80, other; Northern Truck Equipment, \$111.60, rep; Print Mark-et, \$68.21, pub; Richter's Tire & Exhaust, \$65.96, sup; Sturgis ATV, \$22.17, rep; Verizon, \$37.77, util; West River International, \$53.19, rep.

AMBULANCE – Barrows Electric Service, \$248.81, rep; Century Business Products, \$448.83, sup; City of Sturgis Water, \$128.10, util; Econo Lodge, \$648.00, travel; Freeman's Electric, \$50.00, rep; Hersrud Co., \$413.99, rep; KT Connections, \$67.93, prof fee; MDU, \$39.55, util; O'Reilly Auto Parts, \$49.31, rep; Print Mark-et, \$68.21, pub; Purchase Power, \$208.99, sup; Verizon, \$335.21, util.

Motion by Martinson, second by Anderson and carried with Carstensen, Anderson, Bachand, Crane, Keszler, Martinson and Waterland voting yes, Bradley and Dargatz abstaining, to approve a Malt Beverage License and a Wine License transfer from Lori and Tracy Konst dba Total E'Clips Salon to

Luke and Rebecca Ortiz, Tamarack Inc. dba Total E'Clips Salon at 920 1st St. This includes the restrictions from Title 18.

Motion by Bachand, second by Waterland and carried with all members present voting yes to approve a transfer of location of an Off-Sale Liquor License for the City of Sturgis.

The following information was given on the licenses that are up for renewal:

City Manager Ainslie informed the Council that there is a judgement, a public document, on The Beaver Bar. There is some concerns about some temporary structures at the Iron Horse Saloon. There are also several locations with beer gardens that are not in compliance with the ordinance.

Councilor Bachand stated that he had several noise complaints on the Iron Horse Saloon.

Dave and Toni Fisher also stated their complaints about the noise level and profanity at the Iron Horse Saloon during the Rally.

Attorney Dale Hansen, representing the Iron Horse Saloon, commented on the temporary structures and the noise complaints.

Motion by Anderson, second by Waterland and carried with Carstensen, Anderson, Bachand, Crane, Dargatz, Keszler, Martinson and Waterland voting yes, Bradley abstaining, to approve the removal and tabling of Low Country Oysters of Sturgis LLC dba The Beaver Bar from the Liquor License renewals until a future date.

Motion by Bachand to remove KSLB&D dba Iron Horse Saloon from the Liquor License renewals to vote on separately. Died for lack of second.

Motion by Anderson, second by Waterland and carried with Carstensen, Anderson, Crane, Dargatz, Keszler, Martinson and Waterland voting yes, Bachand voting no, Bradley abstaining, to approve the Liquor License and Wine License Renewals for 2017.

Package (off-sale) Liquor

1. City of Sturgis, dba Sturgis Liquor – 1075 Lazelle
2. City of Sturgis, dba Sturgis Liquor Annex – 1057 Dudley Street

Retail (on-sale w/Sunday Sales) Liquor

- a. American Legion Mead Post 33/ VFW Paha Sapa Post 2730 – 868 Main St
- b. ~~Low Country Oysters of Sturgis, LLC dba The Beaver Bar – 12976 Highway 34~~
- c. KSLB & D dba Iron Horse Saloon – 888 Junction Ave.
- d. Lonbar LLC – 2715 Lazelle
- e. Homeslice Management, LLC dba Loud American Roadhouse – 1305 Main St
- f. PSI Enterprises, LLC dba Oasis Bar & Lounge – 1145 Main St
- g. One Eyed Jacks Saloon of Sturgis Inc dba One Eyed Jack's Saloon – 1304 Main St
- h. Schmid Investments dba Sidehack Saloon – 1027 Lazelle Street
- i. Key City Enterprises dba The Knuckle Saloon – 931 1st Street

Wine (on-off sale) License

- a. CBH Cooperative – Cenex-C-Store – 2030 Lazelle Street
- b. Days Inn Campground – 2501 Avalanche Rd
- c. Fresh Start Convenience Store, Inc. – 2620 Lazelle St.
- d. Kan-Meyer Inc dba Grocery Mart – 2216 Junction Ave
- e. Sheree D Schriver dba Jambonz Grill & Pub – 2214 Junction Ave.
- f. Sturgis Water Works Co, LLC dba JJ Davenport's Restaurant – 1020 Junction
- g. Lynn's Discount Foods, Inc. dba Lynn's Dakota Mart – 1111 Lazelle St
- h. Moyle Petroleum dba Common Cents – 2421 Junction Ave
- i. Billy Fields & Jason Fields dba Rosco²z – 976 Lazelle
- j. Dungeon Bar dba Royal Flush Casino and Sports Bar – 1030 Main Street
- k. Shopko Stores Operating Co. LLC – 2105 Lazelle Street

- l. MAJR, LLC dba Sturgis Coffee Company – 2275 Lazelle Street
- m. Sturgis Wine Company LLC dba Sturgis Wine Company – 1117 Main Street
- n. Key City Enterprises dba The Knuckle Saloon – 931 1st Street
- o. Luke & Rebecca Ortiz, Tamarack Inc dba Total E’Clips Salon – 920 1st St
- p. Willie Nillie Inc. dba Willie Nillie – 2715 Lazelle Street

Myrick Robbins, Director of the Sturgis Motorcycle Museum, announced that the Museum will be taking over the Pappy Hoel Half Mile Race during the Rally. They plan on changing the dates of the race to the first Friday and Saturday of the Rally. Mr. Robbins asked the Council what their plans are for the location of the Half Mile. The Council is not sure what the future plans will be right now. The first item would be to try to get the Rodeo grounds moved out to the High School. Mr. Robbins would like to see a coordinated effort between the City and Museum to promote the race.

Motion by Waterland, second by Crane and carried with all members present voting yes to approve first reading of Ordinance 2016-10 – Title 2 – Contractor Licensing & Construction Regulations.

Motion by Martinson, second by Anderson and carried with all members present voting yes to approve first reading of Ordinance 2016-11 – Title 6 – Cemetery.

Motion by Bradley, second by Keszler and carried with all members present voting yes to approve first reading of Ordinance 2016-08 – Supplemental Appropriations for 2016 Budget.

Motion by Bradley, second by Crane and carried with all members present voting yes to approve first reading of Ordinance 2016-09 – Supplemental Appropriations for 2017 Budget.

Any other business:

Bernadette Usera discussed the issue of In-home businesses with the Council.

Motion by Waterland, seconded by Dargatz and carried with all members present voting yes to adjourn the meeting at 8:14 pm.

ATTEST: _____
Fay Bueno, Finance Officer

APPROVED _____
Mark Carstensen, Mayor

Published once at the total approximate cost of \$

City of Sturgis
SPECIAL EVENTS
Alcoholic Beverage License Application

Business Name: Stig Kuehler
 Owner Name: S. Adams
 Address: Ken McHenry
 Telephone #: 605-347-0106

Location of Event:
 COMPLETE DESCRIPTION INCLUDING STREET ADDRESS
1075 Laurel
Super Store
 Dates of Event: _____

Description of Event:
Tasting

Check which license you currently hold: Malt Beverage Liquor Wine
 Do you own or lease this property? If leasing, please include copy of lease agreement.

Check which license is requested for Special Event: Malt Beverage Liquor Wine
 Do you own or lease this property? If leasing, please include copy of lease agreement.

Also Include:

Proof of Insurance (ATTACH A VALID COPY OF CERTIFICATE OF INSURANCE OR LETTER FROM INSURER CONFIRMING THE POLICY IS IN PLACE NAMING THE CITY OF STURGIS AS AN ADDITIONAL INSURED FOR THE ACTIVITES DESCRIBED IN THE SPECIAL EVENT APPLICATION.)

<input type="checkbox"/> \$100 per day fee for Liquor License.	No. of Days _____ X \$100 = _____	Total <u>would</u>
<input type="checkbox"/> \$ 50 per day fee for Malt Beverage License.	No. of Days _____ X \$ 50 = _____	Total _____
<input type="checkbox"/> \$ 50 per day fee for Wine License.	No. of Days _____ X \$ 50 = _____	Total _____

(Rates Double during Rally) TOTAL AMOUNT DUE _____

Copy of Current Valid Alcoholic Beverage License

Has applicant requested use of City property as part of license request? Yes No
 Copy of request attached

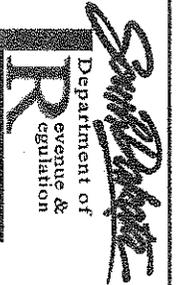
Signature Ken McHenry Date 11-16-16
 BUSINESS OWNER OR CORPORATE OFFICER ONLY

OFFICE USE ONLY:

Notice of Hearing Published on _____

Public Hearing Held on _____

COUNCIL DECISION: Approved Disapproved



www.state.sd.us/dtr

ISSUE DATE: 03/16/2007

EXPIRATION DATE:

LICENSE NUMBER: 1011-6766-ST

LICENSE TYPE: Sales Tax

ISSUED TO:

KEYCITY ENTERPRISES
931 1ST STREET
STURGIS, SD 57785

NON-TRANSFERABLE

Having made proper application therefore, and upon compliance with all applicable laws and regulations of the state of South Dakota, this license is hereby issued to the below named. This license remains the property of the state of South Dakota and while in possession of the person to whom issued, entitles the licensee to transact whatever business or activity is specified on this license, until this license expires or is cancelled.

THE KNUCKLE SALOON
931 1ST STREET
STURGIS, SD 57785

Paul Kinsman
Secretary of Revenue & Regulation



http://dtr.sd.gov

ISSUE DATE: 01/01/2016

EXPIRATION DATE: 12/31/2016

LICENSE NUMBER: RL-6034

LICENSE TYPE: Retail On-Sale Liquor

ISSUED TO:

KEY CITY ENTERPRISES LLC
PO BOX 335
STURGIS, SD 57785-0335

Having made proper application therefore, and upon compliance with all applicable laws and regulations of the state of South Dakota, this license is hereby issued to the below named. This license remains the property of the state of South Dakota and while in possession of the person to whom issued, entitles the licensee to transact whatever business or activity is specified on this license, until this license expires or is cancelled.

THE KNUCKLE SALOON
931 1ST STREET
STURGIS, SD 57785

Andy Gerlach
Secretary of Revenue

2016-2017

201 S. Main Suite B
PO Box 270
Aberdeen, SD 57401



T 605 225 3770
T 877 543 3770
F 605 225 3766

rezattogroup.com

INSURANCE Summary

for

Sturgis Rally Land Company, LLC

Key City Enterprises, LLC

The Knuckle Saloon, The Knuckle Brewing Company, & The Knuckle Trading Post

10/01/2016 - 10/01/2017

PROPERTY:

931 1st Street & 918 2nd Street

\$4,200,000 Building - RC
\$700,000 Contents - RC
Actual Loss Business Income - 12 Months
\$25,000 Sign
Covers: Special Perils Coverage
Replacement Cost Valuation for Building & Contents
\$5,000 Deductible for Building & Contents
Includes Equipment Breakdown Coverage

GENERAL LIABILITY

\$2,000,000 General Aggregate - Bodily Injury & Property Damage
\$1,000,000 Each Occurrence - Bodily Injury & Property Damage
\$2,000,000 Products/Completed Operations Aggregate
\$1,000,000 Personal and Advertising Injury
\$100,000 Fire Damage
\$1,000 Medical Payments
\$1,000,000 Hired & Non-owned Auto
\$1,000,000 Liquor Liability

INCLUDES ASSAULT & BATTERY COVERAGE

Based on Total Restaurant/Tavern Sales of \$2,890,000

Based on Retail Sales of \$690,000

Based on Net Video Lottery Revenues of \$20,000

LIABILITY POLICY IS NOT AUDITABLE

CRIME

\$25,000 Employee Dishonesty
\$25,000 Theft, Disappearance, Destruction - Inside (Money)
\$25,000 Theft, Disappearance, Destruction - Outside (Money)
\$1,000 Deductible



Planning Commission City Council Report

November 21, 2016
Christina Steele, Planning & Zoning Coordinator
Plat – Peter and Elaine Pi

Background/History

Final plat of Lot 2 (6.2 ac), Lot 3 (12.8 ac) and Lot 4 (29.8 ac) of Boehrs Subdivision, located outside the City limits, within the three-mile platting jurisdiction (see map). The purpose of the plat is to create three new lots from the original 48.8 acre parcel. The owner is hoping to sell one or more of the new parcels. These parcels are all larger than 3 acres so they do not require subdivision improvements per City Ordinance Title 18. No variances are requested.

Recommendations

Staff supports this plat request. The plat has been reviewed by the County Planning staff and all comments have been addressed.

On September 7, the Planning Commission reviewed a preliminary plat and provided comments including a request for notes about future development regulations. On October 4, the Planning Commission considered the final plat with all comments addressed. The Commission voted unanimously to approve the plat as presented.

Budget Impact

There is no direct impact on the budget noted.

Plat of Lot 2, Lot 3 and Lot 4 of Boehrs Subdivision,
 Formerly the S 1/2 of the NE 1/4 of Section 8, Excepting Lot JW-1 and Tract B of the Tysdal Subdivision, Tract A of
 Jackpine Gypstes Subdivision, Lot 1 of Boehrs Subdivision, AND Previously Dedicated Public Right-Of-Way.
 Located in Township 5 North, Range 5 East, Black Hills Meridian, Meade County, South Dakota.

LINE	ANGLE	DISTANCE
L1	S 57°57'33" E	55.00
L2	N 43°40'09" E	66.50
L3	N 56°53'35" E	34.04
L4	S 76°07'45" W	68.38
L5	S 28°08'14" E	20.19
L6	S 19°44'13" W	112.74

CURVE	RADIUS	ARC LENGTH	DELTA ANGLE	CHORD BEARING	CHORD LENGTH
C1	367.00'	235.29'	37°21'26"	N 38°18'19" E	235.07'
C2	199.98'	151.86'	46°27'28"	N 55°15'29" E	157.48'
C3	338.70'	159.76'	27°53'08"	S 39°37'49" W	142.63'
C4	150.02'	64.91'	24°28'50"	S 44°15'53" W	63.53'

APPROXIMATE
 100-YR FLOODPLAIN
 SEE SURVEYOR'S NOTES

DRAINAGE NOTES
 All major drainage easements shown hereon shall be used for building, walks, fences, bridges, roads, and drains. These easements go to all public authorities the right to construct, operate, maintain, improve, and alter necessary to facilitate drainage from any source.

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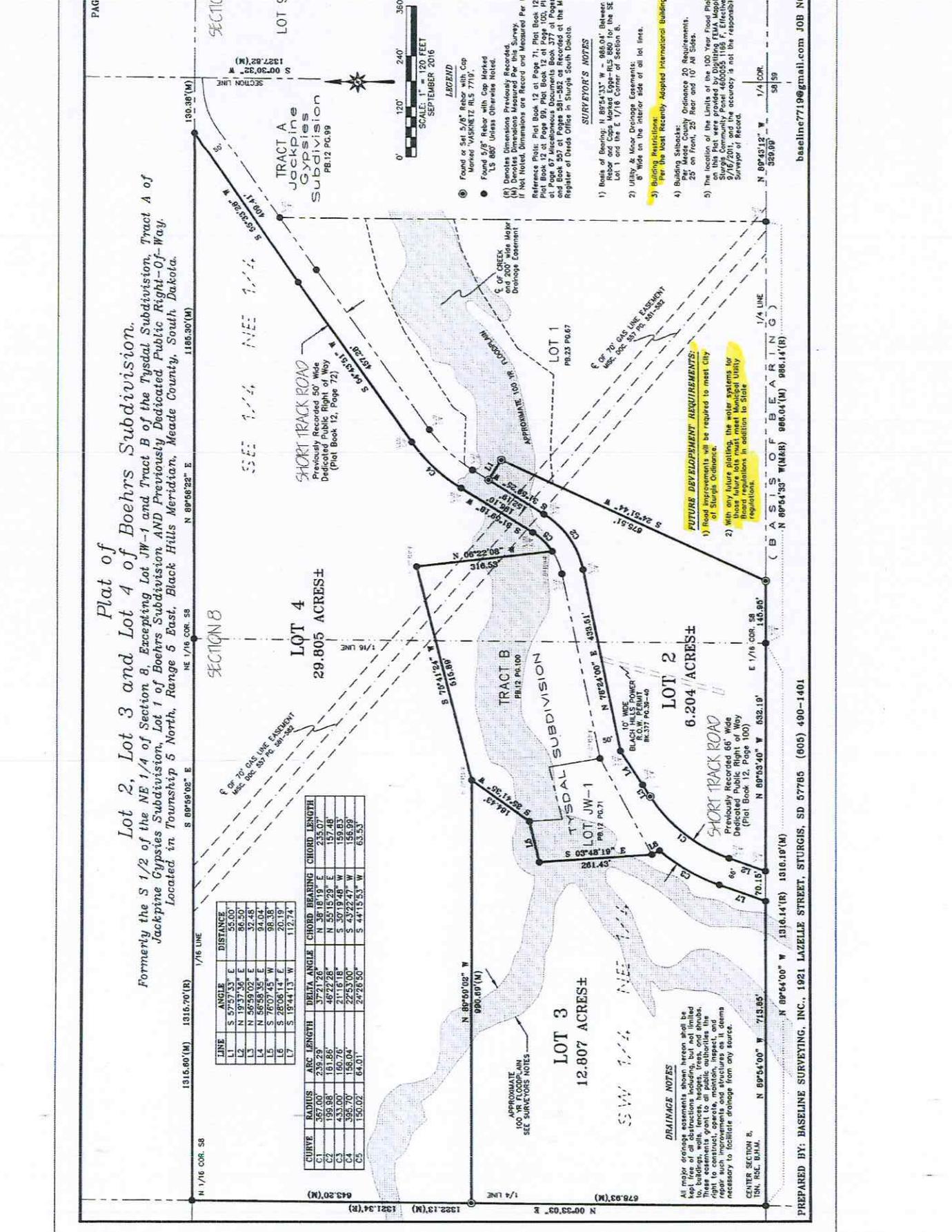
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LEGEND

- Found of Set 5/8" Rebar with Cap Marked Morse "MORSE" RLS 7710.
- Found 3/8" Rebar with Cap Marked "L" 860' Unless Otherwise Noted.
- Denotes Dimensions Previously Recorded. If Not Noted, Dimensions are Record and Measured Per this Survey.
- Reference Plots: Plot Book 12 at Page 71, Plot Book 12 at Page 72, Plot Book 12 at Page 99, Plot Book 12 at Page 100, Plot Book 23 at Page 67 Miscellaneous Documents Book 377 at Pages 39-40 and Book 150 at Page 58-59 as Recorded at the Meade County Register at Dead Creek in Sturgis South Dakota.

SURVEYOR'S NOTES

- 1) Each of Section 8, 89°54'33" W - 088.04' Release 2 Found Rebar and Caps Marked Log-RS 880 for the SE Corner of Lot 1 and the E 1/16 Corner of Section 8.
- 2) Utility & Minor Deedings Easements: 6' Wide on the interior side of all lot lines.
- 3) Building Restrictions: Per the Most Recently Adopted International Building Code (IBC).
- 4) Building Subsets: Per Meade County Ordinance 20 Requirements: 25' on Front, 25' Rear and 10' All Sides.
- 5) The location of the 100 Year Flood Plain as shown on this Plat were provided by Digitizing FEMA Mapping, City of Sturgis, SD, dated 5/16/2011, and the accuracy is not the responsibility of the Surveyor of Record.

FUTURE DEVELOPMENT REQUIREMENTS:

- 1) Road improvements will be required to meet City of Sturgis Ordinance.
- 2) With any future platting, the water systems for these future lots must meet Meade County regulations in addition to State regulations.

PREPARED BY: BASELINE SURVEYING, INC., 1921 LAZELLE STREET, STURGIS, SD 57785 (605) 400-1401
 baseline7719@gmail.com JOB NO. 16-114



Disclaimer: Meade County GIS data is not a professional survey or other data. It is provided for informational purposes only. The data is provided as is without any warranty, express or implied, of accuracy, completeness, or reliability. The data is provided for informational purposes only. It is not intended for use in any legal proceeding or for any other purpose. The data is provided for informational purposes only. It is not intended for use in any legal proceeding or for any other purpose. The data is provided for informational purposes only. It is not intended for use in any legal proceeding or for any other purpose.



Boehrs Sub.

August 17, 2016

Date Received _____
Date Issued _____

License No. _____

Uniform Alcoholic Beverage License Application

Mail this copy to: Department of Revenue, Special Tax Division 445 East Capitol Ave Pierre, SD 57501-3100.

A. Owner Name and Address

~~Hills Vending, Inc.~~ LORNA Duprel
P.O. Box 417
Sturgis, SD 57785

Owner's Telephone #: (605) 347-4994

B. Business Name and Address

Poker Alice Casino LLC 2640 Lazelle St., Sturgis, SD 57

License Number: _____

Business Telephone #: (605) 347-6440

C. Indicate the class of license being applied for (submit separate application for each class of license).

- Retail (on-sale) Liquor
- Retail (on-sale) Liquor - Restaurant
- Retail (on-off sale) Wine
- Package (off-sale) Liquor
- Retail (on-off sale) Malt Beverage
- Retail (on-off sale) Malt Beverage & SD Farm Wine
- Package (off sale) Malt Beverage
- Package (off sale) Malt Beverage & SD Farm Wine
- Other (please classify) _____
- Transfer Fee \$150.00

Number of other Package Liquor Licenses held: 0

Number of other On-sale Liquor Licenses held: 0

Is this License in active use? Yes No

D. Legal description of licensed premise:

Lot A of Lot X-1 of Lot X
Schnell's Addition 850 SQ FT IN SE CORNER of
City of Sturgis Bldg. located on Above
described Lot.

Have you ever been convicted of a felony? Yes No

Do you own or lease this property? (Check one)

E. State Sales Tax Number: 1031-3493-ST

F. Remember to obtain a Federal Alcohol Stamp, for help call TTB at 1-800-937-8864.

G. New license? Transfer? (\$150) Re-issuance?

H. CERTIFICATE: The undersigned applicant certifies under the penalties of perjury that all statements provided herein are true and correct; that the said applicant complies with all of the statutory requirements for the class of license being applied for and in addition agrees to permit agents of the Department of Revenue access to the licensed premises and records as provided in SDCL 35-2-2.1, and agrees this application shall constitute a contract between applicant and the State of South Dakota entitling the same or any peace officers to inspect the premises, books and records at any time for the purpose of enforcing the provisions of Title 35 SDCL, as amended.

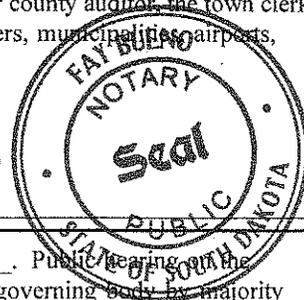
Date 11/01/2016 Print Name Lorna Duprel Signature Lorna Duprel

I. Any Application required to be submitted to a local governing board must be signed in the presence of the city or county auditor, the town clerk or notary public. This applies to ALL applications EXCEPT the following: distillers, manufacturers, wholesalers, municipal airports, solicitors, dispensers, carriers, transportation companies, and farm wineries.

Place of business is located in a municipality? Yes No County: Meade

This application was subscribed and sworn to before me this 3 day of November 2016

Approving Officer's Telephone number 347-4422 Signature: Fay Bue



J. APPROVAL OF LOCAL GOVERNING BODY - Notice of hearing was published on _____, Public hearing on the application was held _____, not less than SEVEN (7) days after official publication. The governing body by majority vote recommends the approval and granting of this license and certifies that requirements as to location and suitability of premises and applicant have been reviewed and conform to the requirements of local and South Dakota law.

Application approved for Sunday on-sale operation? Yes No

Are real property taxes paid to date? Yes No

Ineligible for video lottery

Number of video lottery terminals on licensed premise: 0

Renewal - no public hearing held

Amount of fee collected with application \$150.00

Amount of fee retained \$ 75.00

Forwarded with application \$ 75.00

For Local Government Use

(Seal) _____

Mayor or Chairman

If disapproved, endorse reason thereon and return to applicant

Transferred (State Use)

From: _____

Sales tax approval _____ Date _____

STATE LIQUOR AUTHORITY: APPROVAL _____ REVIEW _____

**Company supplement information
(For corporate/partnership/LP/LLC applicants)**

If supplement unchanged from last year check this box and sign below.

State of South Dakota)
 :ss
County of Meade)

Affidavit

We, the undersigned, being first duly sworn upon oath, supply the following information:

Name of corporation/partnership/LP/LLC Hills Vending, Inc.
 Address of office and principal place of business of corporation/partnership/LP/LLC 1844 Junction Ave., Sturgis, SD 57785
 Date of incorporation 12/28/1995
 Date of last report filed with Secretary of State 12/17/2015
 Are all managing officers of this corporation/partnership/LP/LLC of good moral character? Yes
 Have any of the managing officers of this corporation/partnership/LP/LLC ever been convicted of a felony? No

Name, title of office, occupation and address of each of the officers/owners of the corporation, partnership, LP or LLC:

Name	Office	Address	Occupation
Allen M. Duprel	President	P.O. Box 417 Sturgis, SD 57785	Lottery & Amusement Games
Lorna J. Duprel	Vice President	P.O. Box 417 Sturgis, SD 57785	Lottery & Amusement Games

Name, address and occupation of each of the directors of the corporation:

Name	Address	Occupation
Allen M. Duprel	P.O. Box 417 Sturgis, SD 57785	Lottery & Amusement Games
Lorna J. Duprel	P.O. Box 417 Sturgis, SD 57785	Lottery & Amusement Games

Name and address of each of the stockholders and percentage of shares owned or held by each:

Name	Address	Percentage of Shares
Allen M. Duprel	P.O. Box 417 Sturgis, SD 57785	50%
Lorna J. Duprel	P.O. Box 417 Sturgis, SD 57785	50%

Name of any officers, directors, partners or stockholders of applicant having a financial interest or capital stock in any other retail liquor outlet:

Name	Type of License, Financial Interest Held, and Address of Retail Outlet
Lorna Duprel	Hills Vending - 1844 Junction Ave., Sturgis, SD 57785

Where and with whom are all company records kept, such as charter, by-laws, minutes, accounts, notes payable, and notes and accounts receivable, etc?

With signature the applicant agrees to the following:

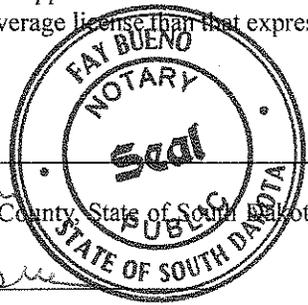
That the applicant company will comply with all provisions of ARSD chapter No. 64:75:02 of the Department of Revenue, relating to the transfer of stock and prior approval of the transfer of such stock by the Secretary of Revenue and violation of any of the provisions of said regulation or failure to comply therewith, whether by the undersigned corporation, partnership/LP/LLC or by any stockholder thereof, or by anyone interested in said company, shall constitute cause for revocation or suspension of any license issued pursuant to and in reliance on this application, or for refusal to renew such license upon expiration thereof.

We the undersigned officers and directors of the applicant company acknowledge that the within supplement application form is true and correct in every respect and that there exists no financial arrangement concerning this or any other alcoholic beverage license than that expressly set forth above. If company stock is to be transferred we ask for approval of such voluntary stock transfer.

Signature of Authorized Officer/Director/Partner Lorna Duprel

Subscribed and sworn to before me this 3 of November, 2016 Meade County, State of South Dakota.

My commission expires June 29, 2022
 (Notary Public) Fay Bueno



Sworn Statement of legal description on Liquor/Wine/Malt Beverage License Application:

Business Name Hills Vending, Inc. dba Poker Alice Casino

(Owner's Name of License) LORNA DUPREL, and for his/her affidavit states and affirms as follows:

1. That the legal description that is described on the license application is the correct legal Description.

2. That the legal description is identical to the previous year's application.

3. If the legal description has been modified, the owner came to the Council to explain the modification on _____

I, Lorna Duprel, declare under penalty of perjury that the foregoing statements are true and correct.

Executed on _____ day of _____, 20____.

Lorna Duprel
Signature