

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 Tuesday, January 19, 2021 at the Sturgis City Hall Council Meeting Room. Present: Mayor Mark Carstensen, Alderpersons Jason Anderson, Mike Bachand, Rhea Crane, Steve Keszler, Terry Keszler, David Martinson, Ronald Waterland and Beka Zerst. Also, present: City Manager Daniel Ainslie and City Attorney Greg Barnier. Absent: None.

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

Motion by T. Keszler, second by Crane and carried with all members present unanimously voting yes to go into executive session for three legal cases, two contracts and one personnel at 6:01 pm.

Motion by T. Keszler, second by Bachand to return to regular session at 6:33 pm.

Mayor Mark Carstensen led everyone in the Pledge of Allegiance.

Informational Reports:

- Planning Commission minutes from January 5, 2021 (unapproved)

Announcements:

- Special Election for the Marcotte Property will be held on February 2, 2021.
- City Election will be held on April 13, 2021 and petitions can be taken out on January 29, 2021.

City Manager Ainslie reported:

- a. Payroll Changes within Budget-
 1. Ambulance: Amethyst Milburn-Paramedic \$12.25 on orientation, \$17.25 off orientation (correction); Gabriella Sprague-EMT-B \$10.00 on orientation, \$12.00 off orientation; James Hale-Critical Care Paramedic \$17.98; Annie Calhoun-EMT-B \$10.00 on orientation, \$12.00 off orientation.
 2. City Manager: Tammy Even - Legal and Administrative Assistant \$19.38 (correction).
 3. Sanitation: Daniel Tammi-Sanitation Operator \$18.59 (correction).
 4. Police: Teal Schmidt-Patrol Officer \$22.45.
- b. The sales tax update for General Sales Tax and Capital Improvement Tax for collected in November was up 9.5% month over month and up 8.9% year over year. The Gross Receipts Tax (triple B) was down 2.8% month over month and up 0.6% year over year

Motion by Crane, second by Waterland and carried with all members present unanimously voting yes to approve the following items on the consent calendar with the exception of b & d and the Chamber asked that c be pulled:

- a. Consideration to approve minutes from the January 4, 2021 regular Council meeting.
- ~~b. Consideration to approve Resolution 2021-12-Burnham Annexation.~~
- ~~c. Consideration to set a public hearing for the February 15 Council meeting for a Special Events License for a Chamber event in February.~~
- ~~d. Consideration to approve the 5-year renewal of the Sturgis Volunteer Fire Department contract.~~
- e. Consideration to approve the yearly contract for the Sturgis Chamber and Visitors Bureau contract.

- f. Consideration to approve the yearly Intubation Contract with Monument Health.
- g. Consideration to approve the Ambulance Service Agreement with Meade County Rural Ambulance District.

Motion by T. Keszler, second by S. Keszler and carried with all members present unanimously voting yes to approve Resolution 2021-12 - Burnham Annexation.

**RESOLUTION 2021- 12
AMENDED RESOLUTION OF ANNEXATION OF BURNHAM PROPERTY**

WHEREAS, Thomas H. Burnham and Linda M. Burnham as owners of the subject property identified below have signed and submitted a voluntary Development and Annexation Agreement for consideration, approval and signature by the City of Sturgis, accompanied by a completed and fully executed Petition for Annexation into the City of Sturgis; and

WHEREAS, the Common council of the City of Sturgis has statutory authority, pursuant to SDCL 9-4-1.1, to enter into an agreement for voluntary Development and Annexation; and

WHEREAS, the agreement for Voluntary Development and Annexation between the parties is for property contiguous to a portion of the present boundary of the City of Sturgis and within the area where growth of the City can be accommodated to provide for orderly growth and development of the City; and

WHEREAS, ample and suitable resources exist to accommodate the orderly growth and development of the contiguous property described in detail below as evidenced by the City's current provision of some City services to the area and consistent with the language of the most recent Annexation Study; and

WHEREAS, there is both a reasonable present and demonstrable future need for annexing the subject contiguous property in accordance with the that Annexation Study; and

WHEREAS, the population and relevant census data indicate that the City has and may experience growth and development beyond its present boundaries; and

WHEREAS, any exclusions or irregularities in municipal boundaries would result from completion of this Development and Annexation Agreement are not a result of arbitrariness but are a result of or are based upon existing geographical features, physical barriers, existing property boundaries existing occupancies and uses, and existing municipal boundaries; and

WHEREAS, there exists a community of interest between the property as described in the subject Development and Annexation Agreement and Petition for Annexation and existing Sturgis municipal boundaries; and

WHEREAS, a map of the area subject to this Resolution is Attached as Exhibit A and incorporated herein by reference.

NOW, THEREFORE BE IT HEREBY RESOLVED by the Common Council for the City of Sturgis that, upon approval and authorization for signature of the Burnham Development and Annexation Agreement, together with approval of the companion Petition for Annexation, the subject property described as follows shall be annex:

- S1/2 S1/2 NW1/4 and N1/2 N1/2 N1/2 SW1/4, of Section 9, Township 5 North, Range 5 East of the B. H. M., Meade County, South Dakota, lying East of Interstate 90.

BE IT FURTHER RESOLVED that this Resolution of Annexation shall be recorded at length in the minutes of the meeting at which said Resolution is passed, together with a statement of the number of votes for and against the same, and then published in full as a part of the minutes of that meeting; and

BE IT FURTHER RESOLVED that on the twentieth day after publication of this Resolution a copy of it, certified by the City Finance Officer, and a map showing the property subject to this Resolution of Annexation, shall be recorded in the office of Meade County Register of Deeds and thereupon such territory shall become and be a part of the City of Sturgis, South Dakota.

Dated this 19th day of January 2021.

Published: 01-26-2021

Effective: 02-16-2021

Motion by Bachand, second by Martinson and carried with all members present unanimously voting yes to approve the 5-year renewal of the Sturgis Volunteer Fire Department contract.

Motion by Martinson, second by Anderson and carried with all members present unanimously voting yes to approve the following claims:

WAGES – Ambulance \$22,080.04; Attorney \$4263.67; Auditorium \$246.01; Buildings \$1272.14; Cemetery \$2347.28; City Manager \$4821.99; Community Center \$11,649.15; Downtown BID \$8.25; Finance Office \$7890.42; Fire Department \$355.10; Fleet \$6306.61; Human Resource \$5445.42; Library \$9685.66; Liquor \$7657.94; Mayor and Council \$4021.42; Parks \$10,869.85; Planning & Permitting \$8983.29; Police \$45,231.63; Rally \$8381.98; Recreation \$3104.77; Sanitary Service \$16,362.65; Streets \$12,853.00; Wastewater \$8977.17; Water \$15,907.27; Federal Withholding \$18,528.84; FICA \$15,603.46.

COMBINED CASH FUND – First Interstate Bank, \$2000.00, ATM; Mackenzie Island, \$30.73, refund; Ron Merwin, \$97.17, refund.

GENERAL – A&B Business, \$221.14, rep; APWA, \$215.00, prof fee; Baker & Taylor, \$29.04, sup; Bear Butte Valley Water, \$141.85, util; Black Hills Chemical, \$343.83, sup; Black Hills Energy, \$11475.07, util; Black Hills Occupational Medicine, \$35.00, prof fee; Rick Bush, \$500.00, ins; Children's Home Society, \$150.00, prof fee; Double Star Computing, \$753.39, prof fee; Epic Outdoor Advertising, \$1200.00, rent; Tamera Even, \$83.35, reimb; FBI National Academy Assn, \$110.00, dues; First Interstate Bank, \$300.00, other; Grocery Mart, \$541.44, other; Dan Grubl, \$1500.00, contact; J&J Asphalt, \$849.75, sup; Matthew Jacobs, \$634.99, sup; Scott Lensegrav, \$5000.00, contract; Lynn's Dakotamart, \$320.03, other; Marco Technologies, \$211.10, rep; MasterCard, \$86095.28, sup; Match Marketing Corporation, \$20000.00, prof fee; Meade County Auditor, \$12154.69, other; MDU, \$8021.72, util; Motionsoft, \$450.00, prof fee; National Park Service, \$100.00, sup; Scott Paramo, \$950.50, rep; Park Avenue Car Wash, \$9.00, sup; Petty Cash, \$30.00, other; Postmaster, \$2500.00, sup; Purchase Power, \$449.49, sup; Rapid Delivery, \$13.23, rep; Joshua Rumore, \$500.00, ins; Rushmore Office Supply, \$382.28, sup; Lance Scherer, \$159.54, ins; SD Police Chiefs Assn, \$278.38, other; Skyline Paintless Dent Repair, \$225.00, rep; Sturgis Ambulance, \$100.00, ins; Sturgis Coffee Company, \$60.00, other; Sturgis Motorsports, \$10.98, rep; Sturgis Volunteer Fire Dept, \$8334.75, contract; The Hotel Sturgis, \$720.00, sup; Tri-State Livestock News, \$90.00, sup; U Drive Technology, \$275.01, util; Pat Urbaniak, \$1500.00, contract; Elizabeth Wunderlich, \$175.00, ins.

SPECIAL SALES TAX – Black Hills Energy, \$81.81, util; MasterCard, \$465.01, util; MDU, \$53.17, util.

CAPITAL IMPROVEMENT – Complete Concrete, \$43686.59; Helms & Associates, \$2089.42; Legendary Electric, \$9693.90; Petty Cash, \$150.00.

BUSINESS IMPROVEMENT DISTRICT – Grocery Mart, \$13.54, other; MasterCard, \$2304.33; Rushmore Office Supply, \$89.22, other; SD Secretary of State, \$125.00, pub; Southern Hills Publishing, \$180.00, other; Town-n-Country Plumbing, \$203.83, other.

TIF #14 SENIOR LIVING – Meade County Auditor, \$73.02, other; Meade School District, \$141.84, other.

LIQUOR – Arctic Glacier USA, \$28.88, resale; Black Hills Chemical, \$24.99, sup; Black Hills Security & Systems, \$134.85, other; Cash-Wa Distributing, \$2368.97, resale; Cask & Cork, \$470.51, resale; Coca cola , \$384.00, resale; Dakota’s Best, \$397.30, resale; Days End Campground, \$45.34, refund; Double Star Computing, \$65.76, prof fee; Fisher Beverage, \$7493.91, resale; Johnson Western Wholesale, \$26165.72, resale; Legendary Electric, \$918.10, rep; MasterCard, \$5323.35, pub; MDU, \$201.68, util; Prairie Berry, \$495.00, resale; Quality Brands of the Black Hills, \$16125.51, resale; Republic Beverage, \$17917.59, resale; Rushmore Office Supply, \$654.71, sup; SD Licensed Beverage Dealers & Gaming, \$100.00, other; Southern Glazer’s of SD, \$6948.54, resale; Trishelle Tammi, \$500.00, ins; True Brands, \$590.17, resale; Voss Distributing, \$143.60, resale.

WATER – A&L Contractors, \$96723.12, cap imp; AAA Collections, \$6.72, prof fee; Black Hills Trails, \$2000.00, other; Core & Main, \$9639.46, sup; Double Star Computing, \$65.76, prof fee; MasterCard, \$3900.11, rep; MDU, \$266.20, util; Petty Cash, \$5.66, sup; Speedy Lube, \$52.99, sup; Wells Plumbing, \$419.32, sup.

WASTEWATER – Ann Bertolotto, \$500.00, ins; Black Hills Occupational Medicine, \$65.00, prof fee; Double Star Computing, \$80.76, prof fee; High Tide Technologies, \$400.00, rep; MasterCard, \$980.34, sup; MDU, \$57.72, util; PKG Contracting, \$503060.60, cap imp; Sturgis Ambulance, \$25.00, ins; Vulcan Industries, \$359.00, rep.

SANITATION – Ann Bertolotto, \$500.00, ins; Black Hills Occupational Medicine, \$35.00, prof fee; City of Belle Fourche, \$24109.06, other; Double Star Computing, \$65.76, prof fee; Lynn’s Dakotamart, \$4.35, sup; MasterCard, \$5960.31, sup.

AMBULANCE – Black Hills Chemical, \$186.03, sup; Avery Dieter, \$700.00, reimb; Double Star Computing, \$320.76, prof fee; Grocery Mart, \$3.19, sup; Lynn’s Dakotamart, \$57.80, sup; MasterCard, \$6227.10, sup; MDU, \$172.90, util; Rushmore Office Supply, \$41.07, sup; SD Ambulance Assn, \$1250.00, travel.

Motion by Waterland, second by Zerbst and carried with all members present unanimously voting yes to table until the March 1, 2021 council meeting a variance request to the side and rear setback for a carport at 2038 Sherman Street for David Finn.

Motion by T. Keszler, second by Crane and carried with all members present unanimously voting yes to approve the 2021 Policies & Procedures Manual.

Any other business:

Councilor Zerbst thanked Councilor Steve Keszler and Mayor Carstensen for their excellent presentation at the Marcotte Property meeting.

Bonnie Albert thanked Police Officer Siscoe for a job well done on the Deer Harvest.

Councilor Martinsen thanked Councilor Zerbst for a her presentation at the 1st Marcotte Property meeting.

Motion by S. Keszler, second by Zerbst and carried with all members present unanimously voting yes to go into executive session for personnel and contracts at 7:27 pm.

Motion by T. Keszler, second by S. Keszler to return to regular session at 7:49 pm.

Motion by Waterland, seconded by Martinson and carried with all members present unanimously voting yes to adjourn the meeting at 7:50 pm.

ATTEST: _____
Fay Bueno, Finance Officer

APPROVED _____
Mark Carstensen, Mayor

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