

REGULAR MEETING, FEBRUARY 12, 2007

The Regular Session of the Deadwood City Commission convened on February 12, 2007, at 5:00 p.m. in the Deadwood City Commission Chambers, 102 Sherman Street, Deadwood, South Dakota. Mayor Toscana called the meeting to order with the following members present: Department Heads and Commissioners Nyla Griffith, Mike Klamm, Georgeann Silvernail and Mark Speirs. All motions passed unanimously unless otherwise stated.

APPROVAL OF MINUTES

Griffith moved, Silvernail seconded, to approve the minutes of February 5, 2007. Roll Call: Aye-All. Motion carried.

APPROVAL OF DISBURSEMENTS

Silvernail moved, Griffith seconded, to approve the February 12, 2007 disbursements. Roll Call: Aye-All. Motion carried.

A & B WELDING	PROPYLENE CYLINDER RENTAL	7.20
ABC	BATTERIES 1/11/07	419.17
ALCO STORES, INC.	06-CORKBOARD-COPY PAPER	722.10
AMERICAN PUBLIC WORKS	MEMBERSHIP BASE FEE/jR	214.00
ARMSTRONG MEDICAL	1862, AA 1812 - 02/06/07	108.00
BH PIONEER	RC ADS/3 ON 3 BB-ADULT VB	210.00
BH POWER & LIGHT CO.	ELECTRICITY/WELCOME SIGN-BC	44.28
BLACK HILLS CHEMICAL	06-STAIN-SCALE PREVENTOR/RC	387.87
BLACK HILLS PURE, INC.	5 GALLON BOTTLE 12/19/06	25.25
BLACK HILLS WEEKLY GROUP	CLASSIFIED ADS - 8/13/05	629.98
COMMERCIAL LIGHTING	(25) REPLACEMENT LIGHTS	459.70
CULLIGAN	COOLER RENTAL/PARKS SHOP	56.00
DECKERS	DECKERS-01/01/07	38.33
DMI	PIN	19.64
DSI	SURGE SUPRESSOR	383.52
FASTENAL COMPANY	CAUTION TAPE	38.45
FREDERICKSON LAW OFFICE,	JANUARY FEES	5,379.84
GENES LOCK SHOP	KEY	12.80
GOLDEN WEST TECHNOLOGIES,	PAGER AIR TIME/STREETS-WATER	82.00
HCW, INC.	BUILDING PERMIT REFUND	549.50
INLAND TRUCK PARTS CO	TRUCK PARTS COMPANY	309.48
JACOBS PRECISION WELDING	24' OF 3/4" 16 SQ. TUBING	105.20
KEN'S CAMPER	6 WIRE PLUG	10.47
LAWSON PRODUCTS, INC.	(10) O-RINGS	163.51
LUZ'S ALTERATIONS	ZIPPER REPLACEMENT 10/12/06	13.00
MOBILE ELECTRONIC SERVICE	SIREN & SPEAKERS 2/2/07	673.50
NAPA AUTO PARTS	CORE DEPOSIT	1,491.87
NEVE'S UNIFORMS, INC.	2601 BOOT 01/25/07	129.00
NORTHWEST PIPE	STRAIGHT SYPHON PIGTAIL	86.29
OCCUPATIONAL HEALTH	OCCUPATIONAL HEALTH NETWORK	581.00
ONE CALL SYSTEMS, INC.	LOCATE REQUEST TICKETS	6.00
PONTIUS, JERRY	DEALERS INDUSTRIAL-1/29/07	376.57
PRAIRIE WAVE	PHONE-INTERNET/FIRE HALL	255.44
RAPID DELIVERY	06-RAPID DELIVERY	23.40
SD STATE TREASURER	SALES TAX DUE FOR JANUARY, 07	3,717.07
SDN COMMUNICATIONS	TWO-WAY COMMUNICATION LINE	346.80
SERVALL	UNIFORM AND LINEN-1/2	1,059.97
SOUTH SIDE SERVICE	FILTER, OIL, SERVICE-1/10/07	96.79
TEEN COURT	FUNDS APPROPRIATED 2007	8,500.00
TEMPERATURE TECHNOLOGY,	AMP ACTUATOR/REC CENTER	751.33
TIM CONRAD ELECTRIC	fuse	211.89
TRI AIR TESTING, INC.	ANALYSIS-AMBIENT,AIR TEST 1/23	163.00
TRIPLE K TIRE & REPAIR	REPAIR TIRE EXPLORER 2/6/07	13.50
TWIN CITY ANIMAL SHELTER	TWIN CITY ANIMAL SHELTER	574.80
TWO WHEELER DEALER	06-PULL DOWN CABLE	3,657.08
VERIZON WIRELESS	FIRE DEPT. CELL-12/31/06-1/20/	51.31
WASTE CONNECTIONS, INC.	PARKS DUMPSTER	251.61
WEST RIVER INTERNATIONAL	SEAL/BIG SANDER REPAIR	14.61
WOLFF'S PLUMBING	EXCHANGER WORK-LABOR	153.00
	GRAND TOTAL	\$ 33,575.12

ITEMS FROM CITIZENS ON AGENDA

Request for Drive through Coffee Shop

Cindy James requested permission to rent three spaces in the Lower Main Street lot for a drive through coffee shop. Toscana directed Ms. James to Parking and Transportation committee for their recommendation. He said they meet on Thursday, February 22, 2007 and asked her to attend the meeting to discuss her proposal.

PUBLIC HEARINGS/BID OPENINGS

Determination on Bid for Compact Wheel Loader (Continued 2/5/2007)

Jim Raysor requested permission to reject the sole bid received for the mini-loader. Raysor said the bid amount of \$54,902 was much greater than the amount budgeted. He asked permission to re-advertise the bid and set a bid opening. Speirs moved, Silvernail seconded, to reject the bid of

REGULAR MEETING, FEBRUARY 12, 2007

\$54,902 from Sheehan Mack Sales and Equipment. Roll Call: Aye - All. Motion carried. Speirs moved, Griffith seconded, to re-advertise the bid for the compact wheel loader and set the bid opening on March 12, 2007 at 5:10 p.m. Roll Call: Aye - All. Motion carried.

Set Bid Opening – Retaining Wall at 66 Taylor Avenue

Silvernail moved, Speirs seconded, to set a bid opening at 5:10 p.m. on March 19, 2007, for retaining wall at 66 Taylor Avenue. Roll Call: Aye - All. Motion carried.

FINANCE/HISTORIC PRESERVATION/LIBRARY

State Law on Prepayment/Rescind Motion

Mayor Toscana informed the Commission that State law does not permit prepayment for services and requested that the motion made at the February 5, 2007 meeting regarding the TruGreen contract be rescinded. Toscana explained if the vendor did not perform the duties as agreed, the City could have a hard time recovering the funds. Griffith moved, Spears seconded, to rescind the motion to accept the prepaid contract with TruGreen Chemlawn but allow the rendering of services and authorize payment in full for said contract. Roll Call: Aye – All. Motion carried.

STREETS/WATER

Discussion – Excavation Ordinance #1077 (Continued 1/29/07)

Jim Raysor presented the Commission with copies of the proposed excavation and grading permit fees. Raysor explained the proposed fees begin at \$27 for 10 to 50 cubic yards of material up to \$1,015 for the 100,000 cubic yards plus \$40.50 for each additional 10,000 cubic yards. Raysor said in addition to these charges, there is an extra fee of \$54 per hour, which would be charged if a plan requires changes, additions, revisions or an inspection outside of normal business hours. After much discussion, Commissioner Silvernail requested more time to review the information regarding the proposed fees. Brad Hemmah spoke on behalf of First Gold/Deadwood Gaming Assoc/BID #7 regarding the proposed excavation ordinance and stated the gaming establishments currently pay higher fees and various forms of taxation and added they are opposed to the ordinance. Mayor Toscana directed Jim Raysor to meet with City Attorney to prepare the excavation and grading ordinance for first reading. Silvernail moved, Speirs seconded, to continue to Tuesday, February 20, 2007. Roll Call: Aye – All. Motion carried.

PLANNING AND ZONING/PUBLIC BUILDINGS/TROLLEY

Purchase Request – Trolley Department

Klamm moved, Silvernail seconded, to approve the purchase of two sets of curtain assemblies for two (2) trolleys at a cost of \$2,820 from Molly Corporation, a budgeted item. Roll Call: Aye – All. Motion carried.

MAYORS BUSINESS

President’s Day Holiday Meeting Schedule

The Mayor announced that due to the President’s Day Holiday, the next regular meeting of the Deadwood City Commission would be on Tuesday, February 20, 2007, at 5:00 p.m.

ITEMS FROM MAYOR, COMMISSIONERS, DEPARTMENT HEADS NOT ON AGENDA

Annual Report - Police Department

Commissioner Silvernail commended Chief Fuller on the annual report produced by the Police Department.

ADJOURNMENT

Toscana moved, Speirs seconded, to adjourn the regular session at 5:35 p.m. The next regular meeting will be at 5:00 p.m. on Tuesday, February 20, 2007.

ATTEST:

DATE: _____

Mary Jo Nelson, Finance Officer

BY: _____
Francis A. Toscana, Mayor