

REGULAR MEETING, October 15, 2007

The Regular Session of the Deadwood City Commission convened on October 15, 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 Mike Klamm, Mark Speirs and Georgeann Silvernail. Commissioner Griffith was absent. All motions passed unanimously unless otherwise stated.

APPROVAL OF MINUTES

Speirs moved, Silvernail seconded, to approve the minutes of October 15, 2007 as presented. Roll Call: Aye-All. Motion carried.

APPROVAL OF DISBURSEMENTS

Silvernail moved, Speirs seconded, to approve the October 15, 2007 disbursements with additional bill. Roll Call: Aye-All. Motion carried.

A & B BUSINESS EQUIPMENT	A & B BUSINESS EQUIPMENT	1,442.16
A & B WELDING	A & B WELDING	59.12
ADAMS MUSEUM DBA ADAMS HOUSE	ADAMS MUSEUM OPERATING	4,757.30
ALBERTSON ENGINEERING, INC.	RW ENGINEERING - 20 DENVER	5,061.00
ALCO STORES, INC.	MISC. SUPPLIES	25.50
ALEX HAMANN	CANDY	526.11
BAMMER, DENNIS	BAMMER 10 VAN BUREN	2,619.11
BLACK HILLS ELEVATOR, LLP	MONTHLY SERVICE	91.84
BLACK HILLS PIONEER	CLASSIFIED AD	42.50
BLACK HILLS POWER & LIGHT CO.	SPEED SIGN 8-30-07 TO 10-02-07	10.00
BLACK HILLS PURE, INC.	HOT & COLD RENTAL	49.00
CAMPBELL SUPPLY	ANTIFREEZE	193.47
CONRADS BIG "C" ELECTRIC	SERVICED LIGHT POLE- FOUR ACES	1,864.18
CULLIGAN OF THE NORTHERN HILLS	WATER COOLER RENTAL/PARKS	71.00
DAKOTA RESEARCH SERVICES	BOULDER DITCH PROJECT	1,500.00
DAKOTA SUPPLY GROUP	RUBBER GASKETS-CHAMBER DISCS	262.15
DANIELS, MARK	322 WILLIAMS DANIELS	1,500.00
DEADWOOD CHAMBER & VISITORS BUREAU	SEPT. BILL LIST	63,320.00
DEADWOOD HOME CENTER	PAINT GRANT - CONRAD	499.98
DISCOUNT SCHOOL SUPPLY	PAINTS, ACTIVITIES, FRAMES,	106.92
EMERY-PRATT COMPANY	BOOKS	265.11
ERIK SIMONYAK	REIMBURSE FOR 2ND 1/2 OF CERT	50.00
FARMER BROTHERS CO	COFFEE-FILTERS/PARKS-STS-WTR	153.92
FIRST MIDWEST BANK	MAINTENANCE CONTRACT/COPIER	92.90
FIRST NATIONAL BANK	INTEREST DUE	284,717.50
FOX, TERESA	NEWSPAPER INDEXING NOV. 1898	1,500.00
FRANCIS TOSCANA	LUNCH AT MUNICIPAL LEAGUE MTNG	9.00
FRONTIER PRECISION, INC.	GIS SUPPLIES - GPS	4,850.00
GEORGEANNE SILVERNAIL	LUNCH ON 10-2 & 10-5 MUNIC LEA	18.00
GOLDEN WEST TECHNOLOGIES, INC.	TECH PREPAID CONTRACT LABOR	492.88
GOLDRUSH BROADCASTING	AD-HOMECOMING FROM REC CENTER	100.00
HEATHER PLEINIS	REIMBURSE FOR DENTAL & VISION	43.50
HILLS MATERIALS COMPANY	BASE COURSE/MT. MORIAH	2,020.54
IKON OFFICE SOLUTIONS	GIS SUPPLIES	16,421.04
INTERSTATE BATTERIES	9V WORKAHOLIC 12 PK	360.00
JACOBS PRECISION WELDING	SNOW PLOW PARTS	22.36
KBS, INC	BLK&WHT MTR, COLOR MTR	45.29
KERK, CARTER, PhD, PE, CSP, CPE	CONSULTANT SAFETY	3,762.00
KIDS DISCOVER	MAG SUBSCRIPTION	38.90
LAWRENCE COUNTY REGISTER OF DEEDS	FILING FEE 5,9,LEE/44-48 SHERM	129.40
LAWRENCE TITLE COMPANY	TITLE SEARCH 44-48 SHERMAN HAV	910.00
LAWSON PRODUCTS, INC.	EXTRAC 6PC,SFTY GLASSES,MISC	81.67
LEAD-DEADWOOD REGIONAL FOUNDATION	RESERV POLICE OFFICER PHYSICAL	121.00
LEHMEN CONSTRUCTION CO.	RW GRNT DISBURSE/11 LINCOLN	33,647.00
M&M SANITATION	MONTHLY TOILET RENTALS	277.50
MCGANN ASSOCIATES INC.	GATE CONTROLLER	598.66
MIDWEST TAPE	FIVE DVD'S	467.80
MONTANA DAKOTA UTILITIES	SERVICE FOR 29 DAYS	41.83
MORRIS TOWING	PMT 051118 WRECKER	75.00
NAPA AUTO PARTS	LAMP BULB	2.00
NEVE'S UNIFORMS, INC.	NEVE'S UNIFORMS, INC.	337.57
NORTHWEST PIPE FITTINGS, INC.	CI CURB BOX PLUGS	24.00
OCCUPATIONAL HEALTH NETWORK	DRUG TEST	548.00
ONE CALL SYSTEMS, INC.	LOCATE REQUEST TICKETS	8.00
PETTY CASH-DEADWOOD PUBLIC LIBRARY	SUGRCUBES, CUPS,SPNS,PLTS,WATE	89.22
PITNEY BOWES INC	POSTAGE	500.00
POLLARD CONSTRUCTION	322 WILLIAMS DANIELS	2,500.00
ROLLING STONE	MAG SUBSCRIPTION	19.67
SDN COMMUNICATIONS	TWO WAY COMMUNICATION LINE	346.80
SERVALL UNIFORM AND LINEN	MOPS-MATS/REC CENTER	271.28
SOUTH DAKOTA STATE HISTORICAL SOCIETY	JULY CHARGES	20,389.23
SOUTH SIDE SERVICE (SANITO OIL)	PREMIUM GAS/ALL DEPARTMENTS	14,372.97
STATELINE NO. 7 ARCHITECTS	HARC PROJECT	14,269.00
STRETCH'S GLASS & CUSTOM PARTS	CONVEX MIRROR	235.87
SUMMIT SIGNS & SUPPLY, INC.	DELINATOR POST	96.00
TIM CONRAD ELECTRIC (DEADWOOD ELECTRIC)	FIX LIGHTS ON RODEO STREET	272.24
TOMS, DON	LAWRENCE CO. TRANS PROJECT	576.00
TRUGREEN CHEM-LAWN	FERTILIZER-WEED CONTROL/A HOUS	78.44
	TOTAL	\$ 490,250.43

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ITEMS FROM CITIZENS ON AGENDA

Adams Museum - Serve Wine

Silvernail moved, Speirs seconded, to allow the Adams Museum to serve wine at the Adams Museum "Thank You" event on Friday, November 9, 2007 from 5:00 - 7:00 p.m. Roll Call: Aye - All. Motion carried.

Kidweird 2007 - Deadwood Pavilion

Michelle Eddy thanked the Mayor and Commission for their continued support for Kidweird. They will host the 6th annual Kidweird on October 31, 2007 at the Deadwood Pavilion from 4:00 p.m. to 8:00 p.m. This event is free for ages 17 and under however, a canned food donation is requested for all entering the event. There will be a haunted house, games, story telling, costume contest, candy check, and prizes to be awarded.

PUBLIC HEARINGS/BID OPENINGS

Bid Opening - Public Sidewalk Repairs

Jim Raysor, Public Works Director/City Planner read the two bids that were received for the public sidewalk repairs project. Lehman Construction Company, Inc. - \$4,248.30 and Broderson Bros Construction, LLC - \$8,738.34. Raysor recommended accepting the low bid from Lehman Construction and asked City Attorney Jason Campbell to prepare a contract. Silvernail moved, Speirs seconded, to accept the low bid from Lehman Construction and allow City Attorney to prepare contract. Roll Call: Aye - All. Motion carried.

Public Hearing - Blondie's IGA

Silvernail moved, Speirs seconded, to approve the package (off sale) malt beverage license for Blondie's IGA grocery store located at 124 Sherman Street. Roll Call: Aye - All. Motion carried.

Public Hearing - Continue BID Districts 1-6

There being no one speaking in opposition, Silvernail moved, Speirs seconded, to approve the 2008 Tax Levy for Business Improvement Districts 1 through 6. Roll Call: Aye - All. Motion

Public Hearing - Charles Street (Continued 9-24-2007)

Silvernail moved, Speirs seconded, to continue the public hearing for the vacation of portions of Charles Street to the October 22, 2007 meeting. Roll Call: Aye - All. Motion

Discussion - Selbie Street (Continued 10-1-2007)

Jim Raysor, Public Works Director/City Planner informed the Commission that after reviewing the lowest bid for the Selbie Street project he discovered that the contractor had placed a versa lock type wall in the bid. Raysor said this type of wall is not functional, but for aesthetic purposes only. Therefore, if this wall was eliminated, the bid amount would decrease considerably. The Commission discussed the possibility of awarding the bid and making changes to the bid with a change order, rebidding with new specifications, the timing with winter approaching and funding of this project. Toscana asked Raysor if the wall would hold up over the winter if the City waited until Spring to rebid. Raysor said the street has dropped six inches in the last six months and with the existing fractures in the street, it could get much worse depending on the type of winter we have. Raysor added he is not comfortable with any type of heavy equipment on this street. Toscana suggested patching the fracture and Raysor said this would only add more weight to the problem area. Raysor suggested removing the asphalt from the street and adding a compacted layer of base coarse gravel. Raysor and Commissioner Speirs will do an onsite inspection and report the findings to the Commission. Speirs moved, Silvernail seconded, to continue the Selbie Street project to the October 22, 2007 meeting. Roll Call: Aye - All. Motion carried. Mayor Toscana directed Kevin Kuchenbecker to add this item to the agenda for the special meeting of the Historic Preservation Commission on October 17, 2007 to discuss possible funding for this project.

FINANCE/HISTORIC PRESERVATION

Employee Resignation

Toscana moved, Silvernail seconded, to approve resignation of Jodi Holzer, Archive Intern, effective August 23, 2007. Roll Call: Aye - All. Motion carried.

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STREETS AND WATER/LIBRARY

Purchase Request

Speirs moved, Silvernail seconded, to approve the purchase of a street sweeper for \$212,790 off the City of Custer bid, payable by lease over a six-year period. Delivery date for sweeper is January 2008, a (2008) budgeted item. Roll Call: Aye - All. Motion carried.

POLICE/FIRE

Purchase Request

Klamm moved, Silvernail seconded, to approve the payment of \$3,970 to Interactive Parking Solutions for parking software from the Parking and Transportation fund. Roll Call: Aye - All. Motion carried. Toscana moved, Silvernail seconded, to rescind the motion to approve the payment amount. Roll Call: Aye - All. Motion carried. Klamm moved, Speirs seconded, to approve the correct payment of \$3,790 for software. Roll Call: Aye - All. Motion carried.

Surplus Request

Klamm moved, Silvernail seconded, to allow the Fire Department to surplus 16 radios to the Fire Chief Association to be distributed to the Lawrence County Fire departments. Roll Call: Aye - All. Motion carried.

Purchase Request

Klamm moved, Silvernail seconded, to approve the purchase of four (4) sets of bunker gear and twelve (12) pair of gloves at to total cost of \$7,648.00. Roll Call: Aye - All. Motion carried.

PARKS/RECREATION

Employee Wage Increase

Toscana moved, Silvernail seconded, to approve the wage increase for Eric Simonyak from \$ 7.00 to \$7.50 per hour effective October 12, 2007, upon completion of one year of service as a Lifeguard at the Rec Center. Roll Call: Aye - All. Motion carried.

Employee Resignation

Toscana moved, Silvernail seconded, to approve resignation of Parks Department employee Jason Sargent, effective August 26, 2007. Roll Call: Aye - All. Motion carried.

LEGAL BUSINESS

Ordinance #1091 - First Reading

City Attorney Jason Campbell amended the Chapter 17.04 Zoning City ordinance regarding 17.04.100 Permits. The addition is a demolition permit and the fee for such a permit shall be established based upon the tax-assessed value of the property to be demolished, for which a permit is requested. Speirs moved, Klamm seconded, to approve first reading of Ordinance #1091. Roll Call: Aye - All. Motion carried.

Ordinance #1092 - First Reading

City Attorney Jason Campbell amended Chapter 17.04 Zoning, General Provision Section 17.04.110 to Violation of Title-Penalty by adding an investigation fee. Klamm moved, Speirs seconded, to approve first reading of Ordinance #1092. Roll Call: Aye - All. Motion carried.

ITEMS FROM MAYOR, COMMISSIONERS, DEPT. HEADS NOT ON AGENDA

ADJOURNMENT

Employee Resignation - Advertise Position

Speirs moved, Silvernail seconded, to accept the resignation of Cliff Litau, WASP Rubble site Manager, effective October 15, 2007. Speirs moved, Silvernail seconded, to approve the advertising of the job opening. Roll Call: Aye - All. Motion carried.

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ADJOURNMENT

Speirs moved, Klamm seconded, to adjourn the regular session at 5:30 p.m. The next regular meeting will be at 5:00 p.m. on Monday, October 22, 2007.

ATTEST:

DATE: _____

Mary Jo Nelson, Finance Officer

BY: _____
Francis A. Toscana, Mayor