

REGULAR MEETING/EXECUTIVE SESSION, September 2, 2008

The Regular Session of the Deadwood City Commission convened on September 2, 2008 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, Joe Peterson, Lenny Schroeder, and Georgeann Silvernail. All motions passed unanimously unless otherwise stated.

APPROVAL OF MINUTES

Silvernail moved, Schroeder seconded, to approve the minutes of August 25, 2008. Roll Call: Aye-All. Motion carried.

August 2008, PAYROLL: COMMISSION, \$2,730.76; ATTORNEY, 4,806.90; FINANCE, \$14,917.10; PUBLIC BUILDINGS, \$2,039.16; POLICE, \$58,893.22; FIRE, \$4,003.94; OAKRIDGE, 0.00; BUILDING INSPECTION, 3,070.40 STREETS, \$22,114.21; PARKS, \$24,455.27; PLANNING & ZONING, \$4,153.84; LIBRARY, \$5,728.00; RECREATION CENTER, \$11,764.83; HISTORIC PRESERVATION, \$10,739.96; WATER, \$10,946.66; PARKING & TRANSPORTATION, \$22,711.42; PARKING RAMP, \$6,371.93; RUBBLE SITE, \$2,904.75; MT. MORIAH, \$5,550.46 PAYROLL TOTAL: \$217,902.81.

APPROVAL OF DISBURSEMENTS

Silvernail moved, Klamm seconded, to approve the September 2, 2008 disbursements with additional bill for water bills. Roll Call: Aye-All. Motion carried.

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|----------------------------|--------------------------------|----------------------|
| ABC | ARCHIVE SUPPLIES | 119.39 |
| ACTIVE DATA SYSTEMS | SCANFILE SUPPORT 8/08-8/09 | 4,288.20 |
| ADAMS MUSEUM | ARCHIVE SUPPLIES | 12.00 |
| ALBERTSON ENGINEERING, INC | 49 TERRACE RW ENGINEERING | 3,314.86 |
| AMICK SOUND INC | ADAMS MUSEUM ALARM | 505.71 |
| Auction Productions Inc. | AUCTION ITEMS | 9,156.00 |
| BAMMER, DENNIS | REVOLVING LOAN BAMMER, DENNIS | 319.56 |
| BH POWER | ELECTRICITY/PUBLIC BUILDINGS | 10,372.57 |
| BH PURE, INC. | 2, 5 GALLON WATER | 11.50 |
| BUTLER MACHINERY | PARTS BOOK/MINI-LOADER | 59.45 |
| CROTTY, GREG | SAFETY REIMB./SAFETY GLASSES | 200.00 |
| CULLIGAN | BOTTLED WATER/PUBLIC WORKS | 13.00 |
| DAKOTA BUSINESS CENTER | KONICA-PD COPIES | 51.52 |
| DATA FLOW | LASER CHECKS | 219.16 |
| DEADWOOD CHAMBER | AUGUST BILL LIST | 11,657.22 |
| DEADWOOD ELECTRIC | PARKING RAMP-BULBS | 626.64 |
| DEADWOOD HOME CENTER | BOLTS-WASHERS | 844.64 |
| G NEIL DIRECT MAIL, INC. | EMPLOYMENT APPS | 159.95 |
| GAYLORD BROS. | ARCHIVE SUPPLIES | 44.28 |
| GOLDEN WEST | CONSOLIDATE DIRECTORIES | 535.50 |
| INTERNATIONAL CODE COUNCIL | REGISTRATION/K UMENTHUM | 250.00 |
| INTRICATE PLUMBING | REVOLVING LOAN-TROUTON 59 VAN | 2,300.00 |
| KNOLOGY | MONTHLY PHONE CHARGES | 950.42 |
| KUCHENBECKER, KEVIN | REIMBURSTMENT FOR DAYS BELT | 400.00 |
| LEHMEN CONSTRUCTION CO. | RW GRANT-8 BURNHAM CREGER | 79,959.10 |
| NORTHWEST PIPE | CLA-VAL SPRING-SPRING GUIDE | 285.30 |
| OBERLE'S RADIATORS | CLEAN-REPAIR/DOZER @ DUMP | 225.00 |
| OCCUPATIONAL HEALTH | PRE-EMPLOYMENT TESTING | 112.00 |
| PETTY CASH-FINANCE | PETTY CASH-FINANCE OFFICE | 112.95 |
| SHARE CORP | BRISK BEADS-PAN PUCK/PUB BLDGS | 678.52 |
| SD PUBLIC ASSURANCE | PROPERTY-CASUALTY INS | 199,508.02 |
| SD PUBLIC HEALTH | COLIFORM TESTING | 24.00 |
| STRETCH'S GLASS | URATHANE/SWEEPER | 13.77 |
| TDG COMMUNICATIONS | DAYS BANNER | 228.00 |
| TRIPLE K TIRE | FLAT TIRE REPAIR/STREETS | 13.00 |
| TRUGREEN CHEM-LAWN | HERBICVIDE/HIGHWAY 14A | 1,432.50 |
| TC ANIMAL SHELTER | R&N RECLYCLING -TC ANIMAL SHEL | 774.60 |
| TC HARDWARE & LUMBE | TWIN CITY HARDWARE & LUMBER | 3,227.69 |
| TYLER WORKS - INCODE DIV | ANNUAL SFTWARE MAINT 9-08-8-09 | 9,641.00 |
| | TOTAL | \$ 342,647.02 |

PUBLIC HEARINGS/BID OPENINGS

Bid Opening

Finance Officer Mary Jo Nelson opened and read the sole bid received for the asphalt cap for the Sherman Street Parking Lot project. The bid is as follows:

| Contractor | Bid Security | Bid Amount |
|-----------------|--------------|-------------|
| Hills Materials | 10% Bid Bond | \$42,784.85 |

Mayor Toscana recommended to the Commission to accept the low bid from Hills Materials due to possible inclement weather approaching. Silvernail moved, Schroeder seconded, to accept the low bid from Hills Materials for \$42,784.85. Roll Call: Aye- All. Motion carried.

Accept Low Bids - The Lodge at Deadwood Phase II Project

Silvernail moved, Klamm seconded, to continue this item to the September 8, 2008 meeting. Roll Call: Aye- All. Motion carried.

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FINANCE

Ordinance #1104 - First Reading

Finance Officer Mary Jo Nelson said there would be minor changes prior to the second reading. Nelson will prepare the revised ordinance and bring before the Commission for their approval in two (2) weeks. Peterson moved, Silvernail seconded, to approve first reading of Budget Ordinance #1104. Roll Call: Aye- All. Motion carried.

HISTORIC PRESERVATION/PLANNING & ZONING/PUBLIC BUILDINGS/SAFETY

Advisory Board

Silvernail moved, Peterson seconded, to allow Mike Runge to serve on the South Dakota Historical Records Advisory Board. Roll Call: Aye- All. Motion carried.

Purchase Request

Kevin Kuchenbecker requested permission to purchase the following items from the Old West Auction held in August: 1920 Proclamation from Roosevelt Memorial Association honoring Seth Bullock, Michael Russell Statue dated 1892 aka "Gold Nugget Mike" (long time Deadwood resident), Charles Brown documentation and hanging papers and a Days of '76 Ladies Bronc Belt dated 1920's. Kuchenbecker added that all these items collected have significant historic relationship to Deadwood and would be on display in the future at the Adams Museum and the Day of '76 Museum. Peterson moved, Schroeder seconded, to approve the purchase of artifacts from the auction at a cost of \$9,156 and \$400 from vendor for a total cost of \$9,556, to be paid from the Historic Collections line item. Roll Call: Aye- All. Motion carried.

Winter and Company Contract

Kevin Kuchenbecker informed the Commission that the Historic Preservation Department received three proposals for developing Design Guidelines for Deadwood. The joint committee of the Historic Preservation and Planning & Zoning Commissions reviewed the proposals and has unanimously recommended entering into a contract with Winter & Company from Boulder, Colorado for \$74,975.00 (budgeted line item) to develop Design Guidelines for the City of Deadwood. Peterson moved, Schroeder seconded, to approve the entering into a contract with Winter and Company for Design Guidelines. Roll Call: Aye- All. Motion carried.

Payment Request

Silvernail moved, Klamm seconded, to approve the \$1,000 sponsorship (budgeted item) to the Kiwanis Club's Prospector Bowl to be held on September 20 at Ferguson Field. To be paid from the Public Education line item. Roll Call: Aye- All. Motion carried.

Gustafson Builders Contract

Klamm moved, Schroeder seconded, to allow the Mayor to sign the contract between the City of Deadwood and Gustafson Builders for the Deadwood Mountain Grand-Slime Plant Facade project for \$1,539,000 with a possible deduct of Alternate #1 of \$20,000. Roll Call: Aye- All. Motion carried.

STREETS/WATER

Maintenance Request

Schroeder moved, Klamm seconded, to approve the hiring of Western Star Inc., to upgrade the Shop doors at the Pubic Works office at a cost of \$6,352. Roll Call: Aye- All. Motion carried.

Purchase Request

Schroeder moved, Silvernail seconded, to approve the purchasing of 5,500 gallons of diesel fuel from Southside Service at a cost of \$3.65 per gallon. Roll Call: Aye- All. Motion carried.

POLICE/FIRE

Information

Klamm moved, Silvernail seconded, to allow Ken Hawki to use vacation hours to attend Emergency Management Training on September 8-11, 2008 in Huron. Roll Call: Aye- All. Motion carried.

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Purchase Request

Klamm moved, Schroeder seconded, to allow the Police Department to purchase two computers from Golden West Technologies at a cost of \$2,789.75 plus installation, to be paid from Equipment line item. Roll Call: Aye- All. Motion carried.

Grant - Police Department Radios

Klamm moved, Silvernail seconded, to allow the Mayor to sign a grant for the Police Department for eleven (11) portable radios and pay 20% of the agency match at a cost of \$3,252.15 for a total cost of \$16,260.75. Roll Call: Aye- All. Motion carried.

LEGAL BUSINESS

Black Hills Land Analysis Contract

Klamm moved, Toscana seconded, to allow the Mayor to sign the contract between the City of Deadwood and Black Hills Land Analysis for GIS services for the Fire Department, not to exceed \$4,000.00. Roll Call: Aye- Klamm, Peterson, Schroeder, Toscana. Nay - Silvernail. Motion carried.

Travel Request

Klamm moved, Silvernail seconded, to allow Jason Campbell to attend the South Dakota Municipal Attorney's Association meeting in Pierre on Friday, October 10, requesting \$50 for expenses and use of City vehicle. Roll Call: Aye- All. Motion carried.

Forgey Construction Contract

Silvernail moved, Schroeder seconded, to allow the Mayor to sign the contract between the City of Deadwood and Forgey Construction for the concrete street panels and reconstruction of the Williams Street for a total of \$37,669.00. Roll Call: Aye- All. Motion carried.

Ainsworth-Benning Contract

Schroeder moved, Klamm seconded, to allow the Mayor to sign the contract between the City of Deadwood and Ainsworth Benning for the concrete street panels and reconstruction on Mt. Moriah, Jackson, Burnham, and Shine Streets for a total of \$24,197.40. Roll Call: Aye- All. Motion carried.

Frederickson Law Parking Lease

Silvernail moved, Klamm seconded, to allow the Mayor to sign the parking lease agreement with Frederickson Law Offices, P.C. for three spaces at a cost of \$50.00 plus tax for 36 months. Roll Call: Aye- All. Motion carried.

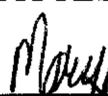
Executive Session

Mayor Toscana requested a brief Executive Session for personnel matters with no action to be taken following the regular meeting.

ADJOURNMENT

Silvernail moved, Peterson seconded, to adjourn the regular session at 5:25 p.m. The next regular meeting will be on Monday, September 8, 2008.

ATTEST:


Mary Nelson, Finance Officer



DATE: 9-8-08

BY: Francis A. Toscana
Francis A. Toscana, Mayor

