REGULAR MEETING, May 2, 2011

The Regular Session of the Deadwood City Commission convened on May 2, 2011 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, Joe Peterson, Lenny Schroeder, and Georgeann Silvernail. Commissioner Bruce Oberlander was absent. All motions passed unanimously unless otherwise stated.

APPROVAL OF MINUTES

Silvernail moved, Schroeder seconded, to approve the minutes of April 25, 2011. Roll Call: Aye-All. Motion carried.

APRIL, 2011 PAYROLL: COMMISSION, $2,730.76; ATTORNEY, $1,872.43; FINANCE, $13,987.88; PUBLIC BUILDINGS, $1,936.57; POLICE, $37,863.47; FIRE, $4,283.92; BUILDING INSPECTION, $3,356.56; STREETS, $23,597.00; PARKS, $13,620.37; PLANNING & ZONING, $3,692.30; LIBRARY, $5,441.14; RECREATION CENTER, $13,442.34; HISTORIC PRESERVATION, $14,037.80; WATER, $12,348.49; PARKING METER, $7,175.19; TROLLEY, $12,304.18; PARKING RAMP, $5,207.85; RUBBLE SITE, $1,550.56 **PAYROLL TOTAL: $178,448.81.**

APRIL, 2011 PAYROLL PAYMENTS:
Internal Revenue Service, $39,593.92; S.D. Retirement System, $18,765.32; Delta Dental, $3,525.40.

APPROVAL OF DISBURSEMENTS

Silvernail moved, Schroeder seconded, to approve the May 2, 2011 disbursements. Roll Call: Aye-All. Motion carried.

A & B BUSINESS EQUIPMENT	MAINTENANCE	488.34
ABC BUSINESS	SUPPLIES	367.58
AINSWORTH-BENNING	LOAN	50,000.00
ALCO	DVD PLAYER	36.89
AMERICAN TECHNICAL SERVICE	DAYS OF 76	3,291.00
ARLETH	PLOTTING	900.00
BH POWER	ELECTRICITY	3,042.13
CHAMBERLIN ARCHITECTS	DAYS OF 76	1,593.26
COMPANION LIFE	LIFE INS.	225.96
CREATIVE SERVICES	REPRODUCTIONS	771.62
CULLIGAN	BOTTLED WATER	54.50
DAKOTA BUSINESS	COPIER	95.07
DEADWOOD ELECTRIC	RAMP	1,167.82
DEADWOOD HOME CENTER	SUPPLIES	77.35
DIMENSIONS EDUCATIONAL	ARBOR DAY	57.94
FORGEY CONSTRUCTION	RETAINING WALL	5,145.00
FRONTIER PRECISION	GIS	1,117.00
GALLS	EVIDENCE BAGS	89.96
GOLDEN WEST	P&Z COMPUTER	1,500.25
GREAT WESTERN TIRE	REPAIR	170.70
HAWKINS	CHEMICALS	230.25
JACOBS WELDING	ARCHIVES PROJECT	60.00
KNOLOGY	PHONES	1,741.64
KONE	RAMP	9,783.00
LAWRENCE CO.REGISTER	CLOSING	56.00
LAWRENCE CO.TREASURER	TITLE	5,033.52
NEIGHBORHOOD LENDING	CLOSING	59.75
NEVE'S	UNIFORM	405.85
NORTHERN HILLS TECHNOLOGY	COMPUTER UPGRADE	269.00
NORTHWEST PIPE	VALVE	543.76
PARTNERS FOR SACRED PLACES	MEMBERSHIP	100.00
PFARR, RANDY	REIMBURSEMENT	64.53
PITNEY BOWES	POSTAGE	500.00
PONTIUS, JERRY	HALOGEN BULBS	121.23
PRAIRIE HILLS	SUMMER RUNS	300.00
SANITATION PRODUCTS	PARTS	372.93
SD PUBLIC HEALTH	TESTING	24.00
SPEIRS, MARK	PAINTING	2,779.50
STRETCH'S	WINDSHIELD	379.35
NATIONAL ARBOR DAY FOUND.	SUPPLIES	437.79
SYMBOL ARTS	BADGE	82.50
TOMS, DON	LED	576.00
TRIDLE, JOHN	EASTER HUNT	206.70
TRIPLE K	TIRE	587.10
TWIN CITY HARDWARE	SUPPLIES	1,663.85
WESTERN PLANNING RESOURCES	MEMBERSHIP	150.00
	TOTAL	**$96,720.62**

SWEAR IN COMMISSIONERS

The Honorable Michelle Percy, Magistrate Judge, administered the Oath of Office to newly elected City Commissioners Gary Todd, Jim Van Den Eykel and incumbent Commissioner Joe Peterson.

SWEAR IN CITY ATTORNEY

Silvernail moved, Peterson seconded, to reappoint Jason Campbell as City Attorney. Roll Call: Aye-All. Motion carried. Judge Percy then administered the Oath of Office to Attorney Campbell.

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COMMISSION DEPARTMENTAL APPOINTMENTS

Mayor Toscana announced the following Commission appointments: Georgeann Silvernail - Commission President, Police and Fire Commissioner, and Representative to Chamber of Commerce; Joe Peterson - Finance Commissioner and Black Hills Council of Local Governments Representative; Francis Toscana - Historic Preservation, Zoning, Public Buildings, and Safety Commissioner; Gary Todd – Parks, Recreation, and Trolley Commissioner; Jim Van Den Eykel – Public Works Commissioner, Library Representative, and Neighborworks Representative. Silvernail moved, Peterson seconded, to approve the appointments. Roll Call: Aye - All. Motion carried.

ITEMS FROM CITIZENS ON AGENDA

Use of Trolley

Megan Sarratt from the Deadwood Chamber of Commerce requested special trolley service to travel outside City limits for the Employee Familiarization Tour May 25 and May 26 and also to waive the trolley fee. Silvernail moved, Peterson seconded, to grant the request. Roll Call: Aye-All. Motion carried.

PUBLIC HEARINGS/BID OPENINGS

Bid Opening

Public Works Director Jim Raysor opened the following three bids for the Lower Main Street Parking Rehabilitation:

Vendor	Bid Bond	Bid
Central America, Inc.	X	$31,262.61
Sabo Construction Inc.	X	$42,870.00
Dennis Forgey Construction LLC	X	$26,350.00

Silvernail moved, Peterson seconded, to follow Raysor's recommendation to accept the lowest bid of $26,350.00 from Forgey Construction. Roll Call: Aye-All. Motion carried. Attorney Campbell is to prepare the contract.

Public Hearing

Silvernail moved, Peterson seconded, to set a public hearing at 5:05 p.m. on May 16, 2011 to renew liquor license for KLK Ventures, LLC, 604-622 Main Street. Roll Call: Aye-All. Motion carried.

FINANCE

Pay Insurance

Peterson moved, Silvernail seconded, to pay First Western Insurance $1525.00 for bond renewal. a budgeted item. Aye-All. Motion carried.

Accept Resignation

Peterson moved, Silvernail seconded, to accept the resignation of Leslie Aldinger from the Finance Office on May 20 and from Deadwood Rec Center on May 14. Roll Call: Aye-All. Motion carried.

HISTORIC PRESERVATION/PLANNING AND ZONING/PUBLIC BUILDINGS/SAFETY

Employee Termination

Toscana moved, Peterson seconded, to terminate employment of Loretta Klein, Parking Ramp, effective April 27, 2011. Roll Call: Aye-All. Motion carried.

Permission to attend Conference

Silvernail moved, Peterson seconded, to approve attendance by city staff at South Dakota Historical Society Conference in Pierre May 19-21, 2011, and to provide use of city vehicle, hotel accommodations, meals not associated with registration, and $95.00 registration fee per attendee. Historic Preservation Officer Kevin Kuchenbecker stated that he will attend as well as two additional personnel, as budgeted. Roll Call: Aye-All. Motion carried.

Approve Funding
Silvernail moved, Van Den Eykel seconded, to approve funding of Historic Deadwood Lead Arts Council's Deadwood Prostitutes Painting Exhibit in an amount not to exceed $4000 from the Public Education line item, as approved by the Historic Preservation Commission. Roll Call: Aye-All. Motion carried.

Approve Purchase
Silvernail moved, Peterson seconded, to approve purchase of three electronic kiosks from FourWinds Interactive at a cost not to exceed $35,000 from the Public Education line item. Kuchenbecker explained that these would be 46" touch screen televisions that would have historical and location information for visitors to find their way around Deadwood. It would be in partnership with the Chamber, who would manage them under a contract. They would be located at the Visitor Center and at Mt. Moriah. Roll Call: Aye-All. Motion carried.

Approve Preservation Moments
Silvernail moved, Van Den Eykel seconded, to approve the creation of 52 Preservation Moments by MacroVision LLC at cost of $18,200 from Public Education, budgeted item. Kuchenbecker explained that these would be one minute preservation moments available on line on electronic kiosks and on City web site. It is a two year project that would provide the opportunity to educate the public on our heritage. Roll Call: Aye-Silvernail, Van Den Eykel, Todd, Toscana. Abstain – Peterson. Motion carried.

Approve Change Order
Silvernail moved, Peterson seconded, to approve Change Order #3 for the Days of 76 Museum project at a cost of $13,744.82, which covers the following: 1) Electric changes for security to the doors, 2) Modifying the floor mats and thresholds, 3) Adding ultra-violet filtration to balance of fixtures so exhibits and artifacts outside the main museum would not be damaged. Kuchenbecker stated that changes have been approved by the Days of '76 Museum Board and Historic Preservation office. Roll Call: Aye-All. Motion carried.

Information only
Kuchenbecker reported that the Deadwood Library is listed in USA TODAY as one of "10 Great Places to Take a Library Tour." It is one of the few original libraries built by Andrew Carnegie in the early 1900's that remains as a library, and has a strong local history collection.

Hire Interns
Silvernail moved, Peterson seconded, to hire two Archive Interns effective June 1, 2011, pending successful pre-employment drug screens: Matt Hodson at $8.12 per hour and Tyler Myers at $7.61 per hour. Roll Call: Aye-All. Motion carried.

STREETS/WATER/LIBRARY

Accept quote
Van Den Eykel moved, Silvernail seconded, to approve the low quote from Forgey Construction to construct a wall on the Qwest parking lot at cost of $6,000.00. The wall will separate the new Day Care Center playground from the parking lot for safety purposes. Roll Call: Aye-All. Motion carried.

POLICE/FIRE

Hire Request
Silvernail moved, Peterson seconded, to hire Alexandra Lindeman-Johnsen, Gerald Niemi, and Sonya Bertalot as reserve officers at $11.16 per hour, pending successful pre-employment drug screen and completion of training: Roll Call: Aye-All. Motion carried.

Accept Resignation
Silvernail moved, Peterson seconded, to accept the resignation of Jeremiah Frederickson, Reserve Officer, effective immediately. Roll Call: Aye-All. Motion carried.

Increase Wage
Silvernail moved, Todd seconded, to increase the wage of Doug Bechen, Police Reserve, from $12.18 to $13.01 per hour, effective April 23, 2011, after completion of four years of service. Roll Call: Aye-All. Motion carried.

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Approve Purchase
Silvernail moved, Peterson seconded, to approve the purchase of a computer from Golden West for Kelly Fuller, not to exceed $1359.00. Roll Call: Aye-All. Motion carried.

Parking & Transportation Request
Chief Fuller explained that the Parking & Transportation Committee has been contacted by some of the current taxi companies, who questioned if there may be too many taxi services operating within the City. The committee requests a 90 day moratorium on issuing any new licenses while they research the issue. Currently there are 5 licensed companies, with a potential of 21 vehicles. Silvernail moved, Peterson seconded, to allow the 90 day moratorium. Roll Call: Aye-All. Motion carried.

PARKS/RECRATION/TROLLEY

Hire Request
Todd moved, Silvernail seconded, to approve hiring Janet Pisciotta as a trolley driver at $9.13 per hour effective May 3, 1011, pending pre-employment drug screening. Roll Call: Aye-All. Motion carried.

Install toilet at Mickelson Trail Head
Public Works Director Jim Raysor explained the plan to make a small Trail Head Park at the area past the first bridge, with picnic tables and benches, and the need to install a toilet in that area. City employees would do prep work and Boom Concrete would install for $21,850.00, from the Parking and Transportation budget. Todd moved, Silvernail seconded, to approve the purchase. Roll Call: Aye-All. Motion carried.

Purchase mule for Parks Department
Todd moved, Silvernail seconded, to purchase mule for the Parks Department, a budgeted item, for $13,087.95, including a lift kit, from ET Sports in Belle Fourche. Roll Call: Aye-All. Motion carried.

Purchase posts for baseball field
Todd moved, Silvernail seconded, to purchase posts for the baseball field backstop at cost of $1,116.00, a budgeted item. Roll Call: Aye-All. Motion carried.

Purchase chemicals for Rec Center
Todd moved, Silvernail seconded, to approve the semi-annual purchase of chemicals for the Rec Center pool at a cost of $1,189.00. Roll Call: Aye-All. Motion carried.

Hire Request
Todd moved, Peterson seconded, to hire the following Rec Center summer camp staff/lifeguards pending successful pre-employment drug screen: Kaitlan Middlemas and Nick Silvernail at $8.62/hour on May 27, Joel Fundaun at $9.26/hour on May 9, and Melissa Bourdon at $7.61/hour on May 16. Roll Call: Aye-Peterson, Van Den Eykel, Todd, Toscana. Abstain-Silvernail. Motion carried.

LEGAL BUSINESS

Parking Lease
Attorney Campbell requested permission for the Mayor to sign Sherman Street Parking Lease with Gustafson Builders for 12 spaces at $500/month plus tax for six months. Chief Fuller explained that the spaces would be along the creek at the back of the lot. Silvernail moved, Peterson seconded, to approve the contract. Roll Call: Aye-All. Motion carried.

MAYORS BUSINESS

Appoint and Swear in Department Heads
Mayor Toscana appointed the following department heads: Mary Jo Nelson - Finance Officer; Kelly Fuller - Chief of Police and Chairman of Parking and Transportation Committee; Jim Raysor - Public Works Director, City Planner, Cemetery Sexton; Robert Nelson Jr. - Zoning Administrator; Kevin Kuchenbecker - Historic Preservation Officer; Robert Nelson Sr. - Transportation Director and Risk Services Director; Jeanette Cheney-Moodie - Librarian; Jeff Millard - Fire Chief. Silvernail moved,

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Peterson seconded, to accept the appointments. Roll Call: Aye-All. Motion carried. Attorney Campbell then jointly administered the Oath of Office to all the Department Heads.

ITEMS FROM MAYOR, COMMISSIONERS, DEPARTMENT HEADS NOT ON AGENDA

Rubble Site
Raysor announced that Summer Hours of Tuesday-Saturday, 8:00 a.m.-4:00 p.m. will commence on May 10, 2011.

Recognition
Van Den Eykel recognized Jan Van Tassel, operator of Original Deadwood Tour company, for being awarded the 2010 "Top Service Provider, USA" by the International Globus bus tour company.

ADJOURNMENT
Van Den Eykel moved, Silvernail seconded, to adjourn the regular session at 5:55 p.m. The next regular meeting will be at 5:00 p.m. on Monday, May 9, 2011.

CITY OF DEADWOOD SEAL SOUTH DAKOTA

ATTEST: Mary Jo Nelson

Mary Jo Nelson, Finance Officer

DATE: 5-9-11

BY: Francis A. Toscana

Francis A. Toscana, Mayor

For any public notice, that is published one time:
Published once at the total approximate cost of _____.