## REGULAR MEETING, May 5, 2008

The Regular Session of the Deadwood City Commission convened on May 5, 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, Nyla Griffith, Mike Klamm, Mark Speirs and Georgeann Silvernail. All motions passed unanimously unless otherwise stated.

### APPROVAL OF MINUTES

Speirs moved, Silvernail seconded, to approve the minutes of April 28, 2008. Roll Call: Aye-All. Motion carried.

### APPROVAL OF DISBURSEMENTS

Silvernail moved, Griffith seconded, to approve the May 5, 2008 disbursements. Roll Call: Aye-All. Motion carried.

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|---|---|---|
| A & B WELDING | SAB | 60.41 |
| A & J SUPPLY | STEELE | 34.88 |
| ABC | 2 CASES COPY PAPER/BOXES | 135.00 |
| AMERICAN WATER WORKS | DUES/AWWA-DONOVAN RENNER | 62.00 |
| ARLENE GUSTAFSON | ARLENE GUSTAFSON / ELEC SCHOOL | 10.00 |
| ARTEMIS HOUSE | ARTIMIS HOUSE | 1,000.00 |
| BLACK HILLS POWER | ELECTRICITY/255 MAIN PRV | 135.61 |
| BUDDENBORG, JENNIFER | 2008 HISTORIC SYMPOSIUM | 1,099.38 |
| CINDY RISCHE | REPAIR OF Z-COIL BOOTS | 14.84 |
| CLASS OF 2012 PARENTS | 8TH GRADE PARTY | 100.00 |
| CREATIVE PRODUCT SOURCING | SWEATSHIRT, POLOS, LGT WHT JCT | 211.20 |
| CULLIGAN | BOTTLED WATER/CITY SHOP | 6.50 |
| CUSTOM CAGE | REINSTALL PARTITION FOR DURANG | 50.00 |
| DEADWOOD HOME CENTER | EXTENSION CORD | 451.27 |
| DEADWOOD VOLUNTEER FIRE | VOLUNTEER ATTEND 13 MTNGS | 325.00 |
| ECOLAB PEST ELIMINATION | PEST/RODENT CONTROL SPRAYING | 296.50 |
| ELAINE ROBIDOU | ELAINE ROBIDOU / ELEC SCHOOL | 10.00 |
| GREAT WESTERN TIRE, INC. | FLAT REPAIR/928F LOADER-DUMP | 263.00 |
| HILLS PRODUCTS GROUP | 2X12 ROUGH LUMBER | 26.56 |
| JACOBS PRECISION WELDING | TUBING, FB, CHARGE CUT MATERIA | 72.96 |
| KNOLOGY | PHONE-INTERNET/FIRE DEPT. | 235.87 |
| LAWSON PRODUCTS, INC. | 5 PC FILE SET-MULTI-DR WRENCH | 179.98 |
| LEAD DEADWOOD SANITARY | UTILITY PAYMENT FOR CTY BLDGS | 21,210.24 |
| LIGHT AND SIREN | HEAVY DUTY BEACON/PARKS TRUCK | 139.84 |
| M & T FIRE AND SAFETY | VIPERBALL SHUT OFF,DUAL RANGE | 222.61 |
| MONTANA DAKOTA UTILITIES | NATURAL GAS/GAYVILLE PRV | 7,201.04 |
| MSC INDUSTRIAL SUPPLY CO. | PANEL MOUNT GAUGE | 32.12 |
| NATIONAL PARK SERVICE | AIR FARE/CAR RENTAL FOR SYMPOS | 455.27 |
| NEVE'S UNIFORMS, INC. | PANTS AND SHIRT | 322.16 |
| NORTHERN SAFETY CO. INC | SAFETY GLASSES-GLOVES/PARKS | 179.54 |
| NORTHERN TRUCK EQUIPMENT | MAGNUM 2 DRAWER TRUCK VAULT | 2,040.00 |
| PONTIUS, JERRY | Q6001A,Q6002A,Q6003A | 244.35 |
| QUICK NAME TAGS | PETERSON/ SCHROEDER TAGS | 43.89 |
| RAMADA | ROOMS/MITCHELL STREET CONF. | 150.00 |
| RAPID DIESEL | BATTERIES | 404.60 |
| RAY O'HERRON CO INC | BLADE TECH HOLSTER X26 RH | 157.84 |
| SD DEPARTMENT OF MOTOR | TITLE & PLATES FOR 2008 INTRNL | 13.00 |
| SOUTH DAKOTA MUNICIPAL | SOCIAL, DINNER & MEETING | 42.00 |
| SUMMIT SIGNS & SUPPLY | MAGNETIC SIGNS/PARKS TRUCKS | 167.00 |
| TEE'S PLUS | DARE T-SHIRTS | 610.97 |
| TEMPERATURE TECHNOLOGY | REPAIR HEAT PUMP | 122.35 |
| TERRY PEAK SKI & SPORT | WEIGHT LIFTING MACHINES& ACC | 750.00 |
| TWIN CITY HARDWARE | COUPLING,GROUT, CONCRETEMIX | 848.33 |
| VANWAY TROPHY | YEARS OF SERVICE PLAQUES | 80.60 |
| VERNA SANDIDIGE | VERNA SANDIDIGE /ELEC SCHOOL | 10.00 |
| WESTERN COMMUNICATIONS | MOBILE RADIO-ANTENNA/STREETS | 1,020.50 |
| | **TOTAL** | **$ 41,249.21** |

### SWEAR IN COMMISSIONER

Judge Michelle K. Percy administered the Oath of Office to the newly elected Commissioner Lenny Schroeder.

### SWEAR IN CITY ATTORNEY

Judge Michelle K. Percy administered the Oath of Office to City Attorney Jason Campbell.

### APPOINT COMMISSION PRESIDENT/ COMMISSION APPOINTMENTS

Silvernail moved, Klamm seconded, to make the following Commission appointments: Georgeann Silvernail to serve as Commission President and Parks, Recreation, Trolley Commissioner and the City representative to the Deadwood Chamber of Commerce; Mike Klamm - Police, Fire Commissioner; Joel Peterson - Finance Commissioner and Black Hills Council of Local Governments representative; Lenny Schroeder - Public Works Commissioner and Library Board representative; Mayor Francis Toscana - Historic Preservation, Planning and Zoning, Public Buildings and Safety. Roll Call: Aye - All. Motion carried.

**REGULAR MEETING, May 5, 2008**

ITEMS FROM CITIZENS ON AGENDA

Coffee Shop Request at 73 Sherman Street
Wendy Janke, Kristie Eastman, and Joanne Eastman requested permission to open a coffee shop with a drive-up window located at 73 Sherman Street, which is owned by Eastman. Ms. Eastman explained the drive-up window would exit out to the Miller Street Parking lot. Chief Kelly Fuller, Parking and Transportation Committee member informed the Commission that the committee did approve this request with the following stipulations: 1) hours of the drive-up window are limited to 6:00 a.m. to 10:00 a.m.; 2) the request approved on a temporary basis and to be re-evaluated in the future; 3) P & T contacted businesses in this area for their comments and no one was opposed to this request. Silvernail moved, Klamm seconded, to approve the Coffee Shop with a drive-up window from 6:00 a.m. to 10:00 a.m. with subject of approval by the Historic Preservation Commission with any exterior alterations needed for the drive-up window. Roll Call: Aye - All. Motion carried.

PUBLIC HEARING/BID OPENINGS

Set Public Hearing
Silvernail moved, Klamm seconded, to set a public hearing at 5:10 p.m. on May 19, 2008 for Wild Bill Days street closures, relaxation of open container and waiver of vending fee. Roll Call: Aye-All. Motion carried.

FINANCE/HISTORIC PRESERVATION

Travel Request
Toscana moved, Silvernail seconded, to allow Ronda Morrison and Julie Evenson to attend year two of the South Dakota Certified Municipal Clerk program in Vermillion at a cost of $249 each plus the use of a City vehicle, lodging, and meals on July 7-11, 2008, budgeted item. Roll Call: Aye - All. Motion carried.

Travel Request
Toscana moved, Silvernail seconded, to allow Mary Jo Nelson and Ronda Morrison to attend Governmental Human Resource School on June 10-11, 2008 in Oacoma at a cost of $35 each plus meals, lodging, and use of a City vehicle, budgeted item. Roll Call: Aye - All. Motion carried.

Travel Request
Toscana moved, Silvernail seconded, to allow Mary Jo Nelson and Julie Evenson to attend SD Governmental Finance Officers School on June 11-13, 2008 in Oacoma at a cost of $75 each plus meals, lodging, and use of a City vehicle, budgeted item. Roll Call: Aye - All. Motion carried.

Designation of Legal Newspaper
Silvernail moved, Klamm seconded, to designate the Lawrence County Journal the official newspaper for the City of Deadwood for May 2008-09. Roll Call: Aye - All. Motion carried.

STREETS/WATER/LIBRARY

Purchase Request
Schroeder moved, Silvernail seconded, to approve the purchaseof fourteen (14) cans of paint for sidewalks at a cost of $1,204 from Twin City Hardware. Roll Call: Aye - All. Motion carried.

Purchase Request
Schroeder moved, Silvernail seconded, to approve the purchase of 5,500 gallons of gasoline from Southside Service at a cost of $3.35 per gallon. Roll Call: Aye - All. Motion carried.

PLANNING AND ZONING/PUBLIC BUILDINGS/TROLLEY

Re-Hire Request
Silvernail moved, Klamm seconded, to approve the re-hiring of Roger Bamsey as trolley driver effective May 6, 2008 at $9.00 per hour pending pre-employment drug screening. Roll Call: Aye - All. Motion carried.

**REGULAR MEETING, May 5, 2008**

Revised Seat Belt Policy
Silvernail moved, Klamm seconded, to adopt the revised seat belt policy for the City of Deadwood Employee Manual as per the Safety Committee's recommendation. Roll Call: Aye - All. Motion carried.

PARKS/RECREATION

Use of Rec Center
Silvernail moved, Klamm seconded, to allow the Lead-Deadwood High School Senior Class of 2008 to use the Rec Center free of charge for Senior Day May 16, 2008 from 4:00 p.m. until close. Rec Center will be closed to the public during this time. Roll Call: Aye - All. Motion carried.

LEGAL

Request Executive Session
City Attorney Jason Campbell requested an Executive Session following the Regular Session for legal matters and personnel matters with no action to be taken.

MAYORS BUSINESS

Proclamation
Mayor Toscana read a proclamation proclaiming May, 2008 Archaeology, and Historic Preservation month in the City of Deadwood.

Appoint Department Heads
City Attorney Jason Campbell swore in the following Department Heads: Mary Jo Nelson. Finance Officer, Kelly Fuller, Chief of Police; Trent Mohr, Fire Chief; Jim Raysor, Public Works Director; Kevin Kuchenbecker, Historic Preservation Officer; Bernadette Williams, Planning and Zoning Administrator; Bob Nelson Sr., Transportation Director/Risk Services Director. Toscana moved, Klamm seconded, to appoint the City of Deadwood Department Heads. Roll Call: Aye - All. Motion carried.

ITEMS FROM CITIZENS NOT AGENDA

Trolley Department
Silvernail moved, Klamm seconded, to replace Richard Brooks with Randi Coddington for the Weekend Manager position for the Trolley Department effective immediately.

Use of Trolley
Silvernail moved, Klamm seconded, to approve the use of a trolley for the Lead Preschool field trip on May 15 & 16, 2008 from 9:30 a.m. to 11:00 p.m. Roll Call: Aye - All. Motion carried.

ADJOURNMENT
Klamm moved, Silvernail seconded, to adjourn the regular session at 5:30 p.m. and convene into executive session for personnel and litigation matters with no action following the meeting. The next regular meeting will be at 5:00 p.m. on Monday, May 12, 2008.

CITY OF DEADWOOD SEAL SOUTH DAKOTA

ATTEST: Mary Jo Nelson
Mary Jo Nelson, Finance Officer

DATE: 5/12/08

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