

REGULAR MEETING, October 20, 2008

The Regular Session of the Deadwood City Commission convened on October 20, 2008 at 5:00 p.m. in the Deadwood City Commission Chambers, 102 Sherman Street, Deadwood, South Dakota.

Commissioner Sivernail called the meeting to order with the following members present: Mayor Toscana was absent. Department Heads and Commissioners, Mike Klamm, Joe Peterson, and Lenny Schroeder. All motions passed unanimously unless otherwise stated.

APPROVAL OF MINUTES

Klamm moved, Schroeder seconded, to approve the minutes of October 14, 2008. Roll Call: Aye-All. Motion carried.

SEPTEMBER 2008, PAYROLL: COMMISSION, \$2,730.76; ATTORNEY, 4,806.90; FINANCE, \$11,667.03; PUBLIC BUILDINGS, \$1,635.04; POLICE, \$37,379.51; FIRE, \$4,119.98; OAKRIDGE, 0.00; BUILDING INSPECTION, 3,070.40 STREETS, \$22,592.05; PARKS, \$18,298.79; PLANNING & ZONING, \$4,153.84; LIBRARY, \$5,756.35; RECREATION CENTER, \$5,886.40; HISTORIC PRESERVATION, \$10,219.49; WATER, \$11,267.70; PARKING & TRANSPORTATION, \$24,172.35; PARKING RAMP, \$5,664.89; RUBBLE SITE, \$1,758.00; MT. MORIAH, \$5,629.57 PAYROLL TOTAL: \$180,809.05.

APPROVAL OF DISBURSEMENTS

Schroeder moved, Klamm seconded, to approve the October 20, 2008 disbursements with additional bill. Roll Call: Aye-All. Motion carried.

A & B BUSINESS EQUIPMENT	COPIER.CONTRCT-10/08-10/09	1,710.85
A & B WELDING	ARGON -HAZ MAT CHARGE	55.10
ABC	SURGE PROTECTOR	69.00
BLACK HILLS POWER & LIGHT	020407796501 - 9/4-10/7/08	36.84
BLACK HILLS SPECIAL SERVIC	TROLLEY CLEANING	1,512.00
BOGNER, KATHRYN	CPR/ PRO. RESCURER/7 STUDENTS	245.00
BRIDENSTINE, DANIEL	SAFETY REIMBURSEMENT/DB	60.41
BUDGET HOST INN STATE MOTE	CINDY RISCHE-DWD POLICE-10/1	53.95
CINDY RISCHE	GAS REIMB-SDCA MTG-PIERRE	20.00
DAKOTA GRAPHICS	PART-TIME SHEETS,LTRHEAD	644.75
DEADWOOD CHAMBER & VISITOR	BILL LIST 9/23-10/1008	43,750.00
EPOXYTECH	2 GALLON KIT OF CPP GEL-S & H	529.78
FIRST MIDWEST BANK	COPIER PAYMENT/PUBLIC WORKS	92.90
FIRST NATIONAL BANK	SLS TX REV RFND BOND,SER 2002	289,745.00
GOLDEN WEST TECHNOLOGIES,	COMPUTER SERVICES	221.50
HILLS MATERIALS COMPANY	SAND/SALT SAND MIX	2,057.57
JACOBS PRECISION WELDING	20 FT OF 2X2X1/8" ANGLE	61.85
LAWRENCE COUNTY EMERGENCY MANAGEMENT	RADIOS-FIRE	3,444.39
LAWRENCE COUNTY EMERGENCY MANAGEMENT	RADIOS-POLICE	3,069.02
LAWSON PRODUCTS, INC.	CUTTING FLUID-HEX NUTS-BLADE	491.81
M&M SANITATION	MONTHLY TOILET RENTAL/OR CEMET	307.50
NELSON, ROBERT JR.	SAFETY REIMBURSEMENT/B NELSON	37.06
NEVE'S UNIFORMS, INC.	SHIRTS,BELT,NAME TAG-CINDY	520.03
NORTHWEST PIPE FITTINGS, I	GASKETS	16.12
OCCUPATIONAL HEALTH NETWOR	DRUG & ALCOHOL TESTING	1,016.00
OFFICE DEPOT	COPY PAPER	380.83
QWEST	PHONE SERVICE/FOOTBALL FIELD	361.41
SERVALL UNIFORM AND LINEN	TOWELS, MAT	56.05
SOUTH SIDE SERVICE (SANITO	DYED #1	182.84
SPECIALTY VEHICLES	WIPER MODULE CONTROL BOX	807.10
TRIDLE, JOHN	LUNCH/CPR CLASS PARTICIPANTS	28.09
WESTERN STAR, INC.	REPAIRS ON SHOP BAY DOORS	5,905.90
	TOTAL	\$357,490.65

ITEMS FROM CITIZENS ON AGENDA

Neighbor Works - Holiday Lights

Michelle Eddy requested permission to use of one of the trolleys for the Trolley Tour of Lights, to view holiday decorations in Deadwood, Central City, and Lead. Interested parties may call Neighborhood Works at 578-1401 for reservations. They are asking for a donation a donation of two cans of food per person to be given to the Lord's Cupboard. Klamm moved, Peterson seconded, to approve the use of a trolley for the Tour of Lights. Roll Call: Aye - All. Motion carried.

Christmas Lights - Block Clubs

Michelle Eddy requested permission for the Neighborhood Block Clubs to decorate the light poles in their neighborhood on November 29, 2008, with removal on January 10, 2009. Klamm moved, Schroeder seconded, to approve this request. Roll Call: Aye - All. Motion carried.

FINANCE

Ordinance #1107 - Second Reading

There being no one speaking in opposition, Peterson moved, Schroeder seconded, to approve second reading of Ordinance #1107 to Continue Business Improvement Districts 1, 2, 3, 5, & 6 Tax Levy for 2009. Roll Call: Aye - All. Motion carried.

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Ordinance #1108 - Second Reading

There being no one speaking in opposition, Peterson moved, Schroeder seconded, to approve second reading of Ordinance #1108 to Continue Business Improvement District No. 7 Tax Levy for 2009. Roll Call: Aye - All. Motion carried.

Travel Request

Peterson moved, Schroeder seconded, to allow Julie Evenson and Ronda Morrison to attend the Election Workshop in Spearfish on December 5 at of cost of \$30.00 plus use of a City vehicle. Roll Call: Aye - All. Motion carried.

HISTORIC PRESERVATION/PLANNING & ZONING/PUBLIC BUILDINGS/SAFETY

Final Plat - Deadwood Stage Run, LLC

Klamm moved, Schroeder seconded, to approve the final plat for Deadwood Stage Run LLC: Plat of Lots 21 and 22, Block 1 of Palisades Tract of Deadwood Stage Run Addition all located in the SW 1/4 Section 14, the SE 1/4 of Section 15, the NE 1/4 NE 1/4 of Section 22 and the N1/2 W 1/4 of Section 23 T5N, R3E, B.H.M. City of Deadwood, Lawrence County, South Dakota. Roll Call: Aye - Silvermail, Klamm, Schroeder, Toscana. Abstain: Peterson. Motion carried.

Final Plat - Debra Brown

Schroeder moved, Klamm seconded, to approve the final plat for Debra Brown at 31 Burnham. The purpose of the plat is for transfer purposes only. Brown is replatting her properties into three (3) new lots. Plat of Lots A, B and C, and a portion of vacated alleyway, Block 10, Highland Park Addition to the City of Deadwood, Lawrence County, South Dakota, formerly Lots 1-5, Block 10, Highland Park Addition, located in the NW 1/4 of Section 23, T5N, R3E, B.H.M. Roll Call: Aye - All. Motion carried.

Travel Request

Klamm moved, Schroeder seconded, to allow Kevin Kuchenbecker to travel to Pierre to attend the Preserve South Dakota Board meeting on October 30, 2008, requesting use of City vehicle and meals. Roll Call: Aye - All. Motion carried.

STREETS/WATER/LIBRARY

Installation Request

Schroeder moved, Klamm seconded, to approve the installation of the SCADA system in the Pleasant Street pump station at a cost of \$4,850 from Industrial Controls and Instrumentation, a budgeted item. Roll Call: Aye- All. Motion carried.

PARKS/RECREATION/TROLLEY

Purchase Request

Klamm moved, Peterson seconded, to allow the Trolley Department to purchase of four (4) tires from Triple K for a trolley at a cost of \$1,123.84. Roll Call: Aye- All. Motion carried.

Resolution 2008-28

Jim Raysor explained to the Commission that by approving and passing Resolution 2008-28 this would be the first step in the process of hiring a Construction Manager at Risk for the Rec Center Project. The next step would be to advertise for proposals for the position and interview potential candidates. Silvermail moved, Peterson seconded, to approve Resolution 2008-28 Determining Need for Use of Non-Employee a Construction Manager at Risk for the Deadwood Rec Center Expansion. Commissioner Peterson requested that the City Commission be involved with the entire process. Roll Call: Aye- All. Motion carried.

RESOLUTION 2008-28

RESOLUTION DETERMINING NEED FOR USE OF NON-EMPLOYEE CONSTRUCTION MANAGER FOR THE CITY OF DEADWOOD

WHEREAS, SDCL 5-18 authorizes the City of Deadwood to engage in the services of a construction manager under certain circumstances; and
WHEREAS, the City of Deadwood has twice before let bids for improvements to the Deadwood Recreation Center, only to have all bids vastly exceed the architect's cost estimate; and
WHEREAS, the City of Deadwood has determined that it is in the public interest to utilize the services of a construction manager; and

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WHEREAS, the City of Deadwood has determined that the construction management services would not unreasonably duplicate and would be in addition to the normal scope of separate architect or engineer contracts; and

WHEREAS, the City of Deadwood has determined that it is in the public interest to solicit a construction manager-at-risk pursuant to SDCL 5-18-52;

NOW, THEREFORE, BE IT RESOLVED that the City of Deadwood hereby authorizes the Public Works Director to solicit a construction manager-at-risk for the purpose of making improvements to the Deadwood Recreational Center.

Date: October 20, 2008

ATTEST:
/s/ Mary Jo Nelson, Finance Officer

City of Deadwood
/s/ Francis A. Toscana, Mayor

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LEGAL BUSINESS

Ordinance #1109 - First Reading

Klamm moved, Schroeder seconded, to approve first reading for Ordinance #1109 Amending Chapter 8.08 Fireworks and Burning in the City of Deadwood. Roll Call: Aye- All. Motion carried.

ITEMS FROM CITIZENS NOT ON AGENDA

City Ordinances

Deadwood resident William Craig appeared before the Commission to express his concerns regarding the City's rules and regulations on open fires within the City and his personal beliefs. After much discussion, Craig thanked the Commission and City departments for taking the time to explain and clarify the City's Ordinance process. Commission Silvernail thanked Mr. Craig for coming forward with his concerns.

Fire Department

Trent Mohr, Fire Chief, informed everyone of the Free Chile Feed on Sunday, November 2 at the Fire Hall from 3:00 p.m. to 7:00 p.m.

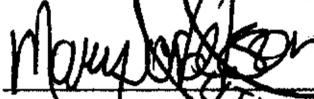
Purchase Request

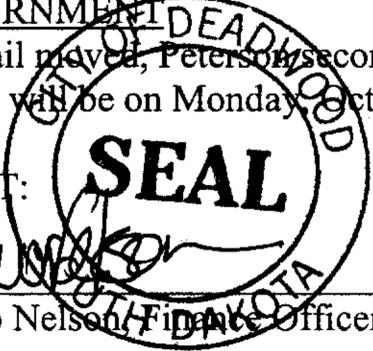
Schroeder moved, Peterson seconded, to approve the purchase of slate tiles and nails from The Evergreen Slate Company for the roof at the History and Information Center, costs are not to exceed \$2,700.00. Roll Call: Aye- All. Motion carried.

ADJOURNMENT

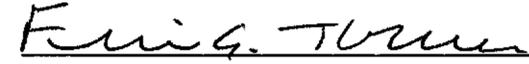
Silvernail moved, Peterson seconded, to adjourn the regular session at 5:45 p.m. The next regular meeting will be on Monday, October 27, 2008.

ATTEST:


Mary Jo Nelson, Finance Officer



DATE: 10-27-08

BY: 
Francis A. Toscana, Mayor

