

## REGULAR MEETING, November 5, 2007

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

### APPROVAL OF MINUTES

Silvernail moved, Speirs seconded, to approve the minutes of October 29, 2007 as presented. Roll Call: Aye-All. Motion carried.

### APPROVAL OF DISBURSEMENTS

Speirs moved, Griffith seconded, to approve the November 5, 2007 disbursements. Roll Call: Aye-All. Motion carried.

OCTOBER 2007, PAYROLL: COMMISSION, \$2,730.76; FINANCE, \$12,826.43; PUBLIC BUILDINGS, \$1,516.05; POLICE, \$33,556.08; STREETS, \$20,302.21; PARKS, \$14,820.60; FIRE, \$3,980.42; PLANNING & ZONING, \$6,914.28; ATTORNEY \$5,000.00; LIBRARY, \$4,965.60; RECREATION CENTER, \$5,547.75; WATER, \$10,549.16; PARKING & TRANSPORTATION, \$19,196.28; HISTORIC PRESERVATION, \$12,203.25; PARKING RAMP, \$6,178.88; RUBBLE SITE, \$1,684.00; MT. MORIAH, \$2,283.99 PAYROLL TOTAL: \$164,255.74.

A & B WELDING	5 YEAR DEPOSIT-TANK FILL-HAZ M	300.09
ABC	PAPER, BATTERIES	191.12
ADT SECURITY SERVICES	SERVICE CALL/HISTORY CENTER	114.00
ALCO STORES, INC.	DISH & BATHROOM SOAP	4.79
ARMSTRONG EXTINGUISHER SERVICE INC	EXTINGUISHERS MAINT.-RECHARGE	2,843.00
BERGGREN, JERRY	CAP REIMBURSEMENT	214.87
BLACK HILLS CHEMICAL	QUAT II-ROLLED TOWELS	2,016.91
BLACK HILLS POWER & LIGHT CO.	BRDWH RAMP POWER	13,515.05
BUTLER MACHINERY COMPANY	AIR FILTER/928 F	3,333.30
CINDY RISCHÉ	TRVL TO SDACA MTNG IN PIERRE	66.99
CULLIGAN OF THE NORTHERN HILLS	BOTTLED WATER/REC CENTER	43.00
DEADWOOD HOME CENTER	RETURN CREDIT #130511	413.18
ECOLAB PEST ELIMINATION SERVICES	RODENT ELIMINATION	282.00
ENVIRONMENTAL PRODUCTS COMPANY	AIR FILTERS/PUBLIC BUILDINGS	50.78
FARMER BROTHERS CO	COFFEE/PW SHOP	133.63
FOOTHILLS SEED, INC.	MOTOR-SPINNER-SCREW-NIPPLE-BSH	266.71
GALL'S INC.	GALL'S INC.	239.92
GOLDEN WEST TECHNOLOGIES, INC.	PAGER AIR TIME/STREETS-WATER	1,614.99
GREAT WESTERN TIRE, INC.	SERVICE CALL/FLAT TIRE REPAIR	91.00
GRIMM'S PUMP & INDUSTRIAL SUPPLY	SERV. CALL/RESET DISP.-FILTERS	248.57
HALDEMAN HOMME/ANDERSON LADD	COMPACTOR STORAGE - MATERIALS	34,304.15
HAWKINS CHEMICAL INC.	TUBE ASSEMBLY/REC CENTER	75.00
HILLS MATERIALS COMPANY	ASPHALT MILLINGS CREDIT	1,651.01
HILLSIDE DISPOSAL	HILLSIDE DISPOSAL	5,071.00
JACOBS PRECISION WELDING	OXYGEN/PARKS SHOP	296.06
KBS, INC	KBS, INC	38.53
KNECHT HOME CENTER, INC.	TREATED PINE/WALL ON JACKSON	42.76
LANCE ENGINEERING	ROOF REPLACEMENT	13,371.59
LAWRENCE TITLE COMPANY	SEARCH CITY LOTS OWNERSHIP	300.00
LEAD DEADWOOD SANITARY DISTRICT	LEAD DEADWOOD SANITARY DISTRIC	23,338.80
LEHMEN CONSTRUCTION CO.	STREET REPAIR/WALL & BROADWAY	4,845.00
LIGHT AND SIREN	AMBER LIGHT BAR	1,095.35
MONTANA DAKOTA UTILITIES	NATURAL GAS/GAYVILLE	2,287.87
NEBRASKA SALT & GRAIN CO.	SALT (27.575 TONS@ \$66/TON)	1,819.95
NEVE'S UNIFORMS, INC.	CLOTHING ALLOWANCE	131.56
NORTHWEST PIPE FITTINGS, INC.	BRASS HEX BUSHING	12.38
NOVUS	REPAIR WINDSHIELD/928 F	195.00
PLA 12TH NATIONAL CONFERENCE	PLA 12TH NATIONAL CONFERENCE	335.00
POWERPLAN	4W DRIVE PTO-RETRO KIT-UPSTP	601.18
PRAIRIE WAVE	PHONE SERVICE/PARKS DEPARTMENT	1,407.06
QUALITY SERVICES, INC.	EXCAV/ARCH MONTORING 155 SHERM	4,336.86
RDO EQUIPMENT	2007 JOHN DEERE TRACTOR	15,020.00
SAFETY BENEFITS, INC.	TRAINING CONFERENCE	220.00
SOUTH DAKOTA COMMISSION ON GAMING	NOVEMBER 2007 CITY NICKELS	14,091.18
SOUTH DAKOTA PUBLIC HEALTH LAB	WATER SAMPLING/OAKRIDGE WELL	728.00
SOUTH DAKOTA STATE HISTORICAL SOCIETY	CHARGES FOR AUG & SEPT	17,977.43
SOUTHERN SOURCE INDUSTRIES	ICE AND SNOW MELT	279.04
SUMMIT SIGNS & SUPPLY, INC.	18" N/R STOP/SLOW PADDLE	55.00
TIM CONRAD ELECTRIC (DEADWOOD ELECTRIC)	BULBS/PUBLIC BUILDINGS	682.61
TONY DIEM	CENTURY AWARDS WEBPAGE	250.00
TURBIVILLE, CHARLES	SALARY	1,580.02
TWILIGHT FIRST AID & SAFETY SUPPLY	FIRST AID SUPPLIES/PW DEPT.	48.25
TWIN CITY HARDWARE & LUMBER	CREDIT FROM A51288	3,196.72
WESTERN STAR, INC.	SPRAY LUBE	207.99
ZEP MANUFACTURING COMPANY, INC.	ZEP MANUFACTURING COMPANY, INC	103.27

**TOTAL**

**\$ 175,979.52**

### ITEMS FROM CITIZENS ON AGENDA

#### Mt. Moriah - Tour Bus Licenses

Chief Fuller said Parking and Transportation's recommendation to the Commission is that they restrict or revoke the tour bus permit for Original Deadwood Tours based on the twelve documented violations from June to September, 2007 and the parking of two buses on Main Street

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which causes a great deal of traffic congestion and affecting public safety. Fuller added the rudeness by the tour bus operator towards the City of Deadwood's ordinance officers is not acceptable. According to Fuller the major issue with Original Deadwood Tours is that they park two buses on Main Street at one time. Fuller reiterated the fact that the bus application is for one bus only. Mr. Van Tassel apologized for the two buses being parked on Main Street however; he said this happens due to the timing of arrivals and departures and with elderly patrons taking longer to exit the buses and the increased number of bus tours. He said with all of these factors taken into consideration it is hard to maintain a timely bus schedule. Commissioner Silvernail expressed her concerns with the traffic congestion and the narrowness of Main Street, "adding it is not fair to the residents and visitors to our community to have to maneuver through the congestion." Silvernail said she experienced a 25-minute wait behind one of his two buses that were parked on Main Street this summer and she understands why people are upset. After much discussion regarding the chartered buses unloading passengers in front of the Gold Dust and vendors making deliveries on this congested portion of Main Street, Chief Fuller restated the fact that these three bus permits are for Mt. Moriah only not the Tatanka Site and the traffic congestion in this area between Lee to Deadwood Street is a huge safety concern. Griffith moved, Speirs seconded, to ask Parking and Transportation to make a recommendation/revision to the City ordinance to allow only the three Mt. Moriah Tour buses to park on Main Street between Deadwood to Lee Street. Roll Call: Aye - All. Motion carried. Griffith moved, Speirs seconded, to approve Original Deadwood Tours bus permit for the 2008 season with no exceptions for the additional bus and contingent upon Original Deadwood Tours paying \$25.00 for their outstanding parking ticket. Roll Call: Aye – Speirs, Griffith, Klamm and Toscana. Nay – Silvernail. Motion carried. Griffith moved, Speirs seconded, to approve the Mt. Moriah Tour Bus permits for Boot Hill Tours and Alkali Ike Tours for the 2008 season. Roll Call: Aye - All. Motion carried.

**FINANCE/HISTORIC PRESERVATION**

Resolution 2007-21

Silvernail moved, Speirs seconded, to approve Resolution 2007-21 to declare the following vehicle surplus property. Roll Call: Aye - All. Motion carried.

**RESOLUTION NO. 2007-21  
A RESOLUTION TO DECLARE THE FOLLOWING SURPLUS PROPERTY**

**BE IT RESOLVED** by the Deadwood City Commission that the City of Deadwood approve the following junked vehicle located at the Rubble Site to be declared surplus and sold to interested party. Proceeds will be receipted into Fund 701, Rubble Site

VIN#1GTDK14Z6JZ552206 1988 GMC K1500 PU4

Dated this 5<sup>th</sup> day of November, 2007

CITY OF DEADWOOD  
/s/ Francis A. Toscana, Mayor

ATTEST:  
/s/ Mary Jo Nelson, Finance Officer

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Employee Travel

Speirs moved, Griffith seconded, to allow Kevin Kuchenbecker to travel to Pierre to speak at the Pierre Chamber of Commerce meeting on November 9, 2007 and requested use of City vehicle. Roll Call: Aye - All. Motion carried.

**STREETS AND WATER/LIBRARY**

Pedestrian Study Update

Jim Raysor, Public Works Director/City Planner informed the Commission that the approximate costs of the pedestrian study are estimated to be between \$50,000-\$70,000 with the City to pay 50% of the total costs. Rasyor said he informed the State that the City would not be interested in participating in their study due to the excessive costs, and the Police Department already has data indicating troublesome areas.

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**POLICE/FIRE**

**Parking Leases - Baptist Church**

Klamm moved, Silvernail seconded, to approve the recommendation made by the Parking and Transportation committee to allow the City Attorney to negotiate a cost and to extend the lease for nine parking spaces with the Baptist Church. Roll Call: Aye - All. Motion carried.

**Extend Vacation Hours**

Klamm moved, Griffith seconded, to allow Cindy Rische to extend 41 hours of vacation to December 31, 2007. Roll Call: Aye - All. Motion carried.

**Purchase Request**

Klamm moved, Silvernail seconded, to approve the purchase of a radar speed sign from Information Display Company at a cost of \$4,344, to be paid from the Parking and Transportation fund. Roll Call: Aye - All. Motion carried.

**PLANNING/ZONING/PUBLIC BUILDINGS/TROLLEY**

**Hire RCS Construction**

Silvernail moved, Speirs seconded, to approve the hiring of RCS Construction to drill an 18" hole, 40 feet deep for drainage purposes by the Trolley Shop at a cost of \$1,500.00. Roll Call: Aye - All. Motion carried.

**LEGAL BUSINESS**

**Contract - Forgey Construction**

Silvernail moved, Speirs seconded, to allow the Mayor to sign the contract between the City of Deadwood and Forgey Construction to repair the Selbie Street retaining wall for \$179,736.00. Roll Call: Aye - All. Motion carried.

**Contract - SCI**

Speirs moved, Griffith seconded, to allow the Mayor to sign the contract between the City of Deadwood and SCI for an architectural survey within the City limits of Deadwood at a cost of \$75,000.00. Roll Call: Aye - All. Motion carried.

**Contract - Bade Collection**

Speirs moved, Griffith seconded, to allow the Mayor to sign the contract between the City of Deadwood and Bade for \$11,000 to purchase inventoried artifacts. Roll Call: Aye - All. Motion carried.

**MAYORS BUSINESS**

**Permission for Employees to Work Veteran's Day**

Griffith moved, Speirs seconded, to allow city employees to work Veteran's Day, November 12, 2007 in exchange for the day after Thanksgiving, November 23, 2007. Roll Call: Aye - All. Motion carried.

**ADJOURNMENT**

Speirs moved, Griffith seconded, to adjourn the regular session at 5:50 p.m. The next regular meeting will be at 5:00 p.m. on Monday, November 12, 2007.

ATTEST:

DATE: \_\_\_\_\_

\_\_\_\_\_  
Mary Jo Nelson, Finance Officer

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