

REGULAR MEETING, May 29, 2007

The Regular Session of the Deadwood City Commission convened on May 29, 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

Griffith moved, Silvernail seconded, to approve the minutes of May 21, 2007. Roll Call: Aye-All. Motion carried.

APPROVAL OF DISBURSEMENTS

Griffith moved, Klamm seconded, to approve the May 29, 2007 disbursements. Roll Call: Aye-All. Motion carried.

2 EAGER BEAVER CONST	LOAN DISB-67 TAYLOR-R. TURBIVI	1,590.00
A & B BUSINESS	MONTHLY MAINTENANCE	570.03
A & B WELDING	CARBON DIXOIDE/HAZ MAT CHGE	37.81
A & J SUPPLY	SQ TUBING/BASEBALL FIELD	72.00
A TECH INC	REGISTER TECH SUPPORT/MM	125.00
ADAMS MUSEUM	ADAMS HOUSE OPERATING	39,654.39
ALBERTSON ENGINEERING	ENGINEERING 45 & 47 FOREST AVE	549.07
ALLTEL	POLICE BAG PHONES	386.28
AVENET	WEBSITE SERVICE PACKAGE	360.00
B.P.O.E. #508	2006 ELKS GRANT	24,336.06
BLACK HILLS POWER	ELECTRICITY/PUBLIC BUILDINGS	11,829.05
BLACK HILLS SPECIAL SERV	TROLLEY CLEANING-4/30/07	1,050.00
BRODERSON BROS	RETAINING WALL 66 TAYLOR	7,492.28
BROKEN BOOT GOLD MINE	2007 BROKEN BOOT GRANT	5,238.73
CHAINSAW CENTER	CLAMPS-MUFFS-PINS-VISOR	97.75
CLAIMS ASSOCIATES	LEGAL EXPENSES	1,083.76
CULLIGAN	BOTTLED WATER	25.50
DAKOTA GRAPHICS	SYMPOSIUM MATERIALS	220.00
DEADWOOD CHAMBER	CHAMBER BILL LIST MAY	98,689.67
DEADWOOD ECONOMIC DEV	BILL LIST FOR APRIL & MAY	1,742.70
DEADWOOD LEAD ARTS	FIRST QUARTER FUNDING	2,250.00
DUSTIN SCHUMACHER	REIMBURSE 2007 INS. DEDUCTIBLE	750.00
ELAN FINANCIAL SERVICES	ARCHIVE BOOKS	79.58
FASTENAL COMPANY	ECONPALLETTRUCK#5500	431.70
FOX, TERESA	NEWSPAPER INDEXING	1,500.00
HCW, INC.	CARRIAGE COLLECTION	3,812.17
HICKOK'S	SYMPOSIUM - SPEAKERS	513.00
HILLS MATERIALS COMPANY	2" ROCK/OAKRIDGE CEMETERY	53.71
INTEGRITY FORD	INDICATOR ASY	208.48
JESSE HARDIN	SYMPOSIUM EXPENSES	931.81
KAZCO, INC	USB CABLE	19.99
KEN HAWKI	REIMBURSEMENT-STOP WATCHES	21.03
LAWRENCE COUNTY REGISTER	FILING FEE - NELSON- 107 FORES	22.00
LAWRENCE RAMBO	REIMBURSEMENT-ACCIDENT REPORT	502.39
LAWSON PRODUCTS, INC.	MULTI DRIVE GEAR WRENCH, HAND	57.80
LEAD CHAMBER OF COMMERCE	2007 GOLD CAMP JUBILEE DAYS	5,000.00
LEE, JAMES	REIMBURSE 2007 INS. DEDUCTIBLE	750.00
M & T FIRE AND SAFETY	WHEEL WELL LINERS	163.00
MARSHA MORSE	LOAN DISB-20 WASHINGTON-MORSE	170.57
MOLLY CORPORATION	SPST LIGHTED MINI	37.04
MONTANA DAKOTA UTILITIES	LOAN DISB-20 WASHINGTON-MORSE	201.00
NEVE'S UNIFORMS, INC.	S/S SHIRT 46 W/ZIP-CLOTHING AL	38.44
NEWMAN TRAFFIC SIGNS	T-ECE036036/2 EC FILM-FLAT	87.58
NHS OF THE BLACK HILLS	SERVICE CONTRACT-2ND QUARTER	21,725.00
OVERHEAD DOOR CO.	DOOR REPAIR/CITY SHOP	1,355.24
PRAIRIE WAVE	PHONE SERVICE/ENGINE HOUSE	1,777.50
PRESERVE SOUTH DAKOTA	MEMBERSHIP DUES	100.00
RAPID CITY REGIONAL	LAB	238.00
REGIONAL MAPLE LEAF	SAFETY AD/PW & CITY	198.00
ROYAL CHEMICAL	HEAVY DUTY CLNR/DEGREASER	342.80
SILVERADO	2007 SYMPOSIUM	2,887.95
SD PUBLIC HEALTH	COLIFORM TESTING/WATER DEPT.	24.00
SDAKOTA STATE HISTORY	MONTHLY CHARGES	8,698.05
SPEARFISH HUSKY	CARB KIT-SPARK PLUGS-FUEL FLTR	19.50
STEVE OLSON	PER DIEM - PIERRE	34.00
SUBWAY	D.A.R.E. - COOKIES	59.96
TOMS, DON	LEDGER PROJECT	576.00
TWILIGHT FIRST AID	FIRST AID CABINET/BALLFIELD	802.20
U.S.P.S.	Water Bills	169.18
WELLMARK BLUE CROSS	WELLMARK BLUE CROSS AND BLUE S	33,884.92
ZEP	ZEP 40- ZEP CLEANER-ZEP CHERRY	214.46

TOTAL \$ 285,858.13

ITEMS FROM CITIZENS ON AGENDA

Homestake Adams Research Center (HARC) Update

Mary Kopco updated the Commission on the Homestake collection and introduced Carolyn Weber, archivist who is working on this project. Kopco said they have broadened the mission to include a cultural heritage component to serve the community through strong public program agenda. This project would offer nightly public programs during the summer months featuring Black Hills

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geology, fossils, and the history of railroading, mining, gambling. The center would host traveling exhibits and offer a classroom type setting for education purposes. Kopco said they would be hiring a Project Director to establish an advisory committee, creating a 5-year business plan and developing political synergy with various entities across the State for fundraising purposes. Kopco requested permission for the center to start with Phase I of this project, which would include the creating of blueprints for the storage of the Homestake collection and create architectural drawings for bidding purposes. Silvernail moved, Griffith seconded, to allow the HARC to precede with Phase I of architectural drawings for bidding purposes. Roll Call: Aye - All. Motion carried.

TMC Proposal

Mr. Bojack appeared before the Commission to answer any questions they may have regarding the TMC Proposal discussed at the May 14, 2007 meeting. After much discussion, the Commission decided at this time, it is not in the City's best interest to enter into a contract with TMC and the operation of the rubble site will remain as is.

PUBLIC HEARINGS/BID OPENINGS

Set Public Hearing

Speirs moved, Silvernail seconded, to set a public hearing at 5:20 p.m. on June 11, 2007 to waive the vending fee and street closure for the parade for the Shrine Circus on June 30, 2007, a street closure for the July 4, 2007 parade and allow parking on Main Street for the Impala Convention on July 24, 2007. Roll Call: Aye - All. Motion carried.

Set Public Hearing

Griffith moved, Speirs seconded, set a public hearing at 5:05 p.m. on June 4, 2007 for street closure and waiver of open container ordinance for June 9-12, 2007 for the Western Governors Conference. Roll Call: Aye - All. Motion carried.

FINANCE/HISTORIC PRESERVATION

Payment Request

Silvernail moved, Speirs seconded, to allow the Finance Office to pay \$4,149 for backup software from Data Processing line item. Roll Call: Aye - All. Motion carried.

Payment Request

Silvernail moved, Speirs seconded, to allow the Finance Office to pay Black Hills Power and Light \$28,545.00 from the Days of 76 project-uses of bonded funds to bury cable. Commissioner Klamm added the City would be reimbursed a refundable deposit of \$13,099.00. Roll Call: Aye - All. Motion carried.

Terminate Parking Lease

Silvernail moved, Speirs seconded, to terminate the Parking Lease with Sally Reiman for one space in the Miller Parking lot. Roll Call: Aye - All. Motion carried.

Legal Publication

Silvernail moved, Speirs seconded, to designate the Lawrence County Journal as the legal newspaper for the City of Deadwood for June 1, 2007 through May 31, 2008. Roll Call: Aye - All. Motion carried.

Ordinance #1081 - First Reading

Silvernail moved, Speirs seconded, to approve first reading of Ordinance #1081 Amending Chapter 17.68 the City of Deadwood Code of Ordinances, which pertains to demolition by neglect. This ordinance streamlines the process and procedures to identify and protect resources from potential demolition resulting from the deliberate or inadvertent neglect of the owner or owners. Roll Call: Aye - All. Motion carried.

Information - Amending Chapters 15.32.100, 15.32.140, and 15.32.18

Kevin Kuchenbecker informed the Commission that the sign and banner ordinance has been amended. He explained the banners used in connection with the special or civic events would require a permit, which are available through the City of Deadwood at a rate of \$40 per application per business per façade per year. Banners and signs would be allowed to be placed no sooner than 72 hours prior to the beginning event and must be removed within forty-eight hours after the event.

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The dimensions of the banners/signs are not to exceed ninety-six square feet. A variance to this size may be approved by Deadwood Historic Preservation Commission. Kuchenbecker added the permit fee may be waived for non-profit organizations. City Attorney John Frederickson is preparing the ordinance for the Commission's approval.

POLICE/FIRE

Fire Department Roster

Klamm moved, Griffith seconded, to remove Nate Allen from the Fire Department roster for workers compensation purposes effective May 21, 2007. Roll Call: Aye – All. Motion carried.

PLANNING/ZONING/PUBLIC BUILDINGS/TROLLEY

Use of Trolley

Silvernail moved, Klamm seconded, to allow the trolley to transport children from the Rec Center to Strawberry Hill Lake on June 5, 2007. Roll Call: Aye – All. Motion carried.

Mountain Lion Triathlon

Silvernail moved, Griffith seconded, to approve the Mountain Lion Triathlon on July 21, 2007. Roll Call: Aye – All. Motion carried.

MAYORS BUSINESS

Discussion – Ban Smoking at Rodeo Ground Grandstands

Bob Nelson Sr. informed the Commission that the Safety Committee discussed the possibility of banning smoking at the Rodeo Grounds Grandstands due to a recent incident, which caused a small fire. After discussion, Griffith moved, Klamm seconded, to accept and implement the Safety Committee's recommendation to ban smoking in the Grandstands and designate two (2) smoking areas located at each end of the Grandstands. Roll Call: Aye – All. Motion carried.

Right-of-Way - Days of 76

Silvernail moved, Speirs seconded, to allow the Mayor to sign the Right-of-Way for the Days of 76 underground cable projects. Roll Call: Aye – All. Motion carried.

Historic Preservation Commission Appointments

Mayor Toscana moved, Griffith seconded, to appoint Matthew Pike and the reappointment of Steve Olson to the Deadwood Historic Preservation Commission.

Proclamation – Neighborworks Week

Mayor Toscana read a proclamation proclaiming June 2 through June 9, 2007 to be National Neighborworks Week.

National Public Works Week

Mayor Toscana announced May 28 through June 1, 2007 is National Public Works Week.

ITEMS FROM MAYOR, COMMISSIONERS, DEPT HEADS NOT ON AGENDA

Employee Resignation

Griffith moved, Klamm seconded, to accept the resignation of Lifeguard Dustin Gould, effective June 2, 2007.

Hire Request

Griffith moved, Klamm seconded, to approve the hiring of Cole Burrington at the Rec Center at \$7.00 per hour, effective May 31, 2007.

Northern Hills Water Study

Public Works Director Jim Raysor said the interview process has been completed with various engineering firms that will prepare the Northern Hills Water Study. At the June 4, 2007 meeting, an announcement would be made concerning the engineering firm that was selected to perform the study.

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ADJOURNMENT

Griffith moved, Speirs seconded, to adjourn the regular session at 6:00 p.m. The next regular meeting will be at 5:00 p.m. on Monday, June 4, 2007.

ATTEST:

DATE: _____

Mary Jo Nelson, Finance Officer

BY: _____

Francis A. Toscana, Mayor