

REGULAR MEETING, September 20, 2010

The Regular Session of the Deadwood City Commission convened on September 20, 2010 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, Mike Klamm, Joe Peterson, Lenny Schroeder, and Georgeann Silvernail. All motions passed unanimously unless otherwise stated.

APPROVAL OF MINUTES

Silvernail moved, Peterson seconded, to approve the minutes of September 13, 2010. Roll Call: Aye-All. Motion carried.

SEPTEMBER, 2010 PAYROLL: COMMISSION, \$2,730.76; ATTORNEY, \$1,421.72; FINANCE, \$13,698.21; PUBLIC BUILDINGS, \$2,144.17; POLICE, \$40,595.55; FIRE, \$4,292.72; BUILDING INSPECTION, \$3,316.56; STREETS, \$24,165.13; PARKS, \$20,590.85; PLANNING & ZONING, \$3,653.84; LIBRARY, \$5,386.06; RECREATION CENTER, \$12,147.00; HISTORIC PRESERVATION, \$13,286.67; WATER, \$11,915.96; MT. MORIAH, \$5,616.00; PARKING METER, \$8,901.04; TROLLEY, \$16,716.45; PARKING RAMP, \$5,897.48; RUBBLE SITE, \$1,779.21 **PAYROLL TOTAL: \$198,255.38.**

SEPTEMBER, 2010 PAYROLL PAYMENTS:

Internal Revenue Service, \$45,488.93; S.D. Retirement System, \$19,187.10; Delta Dental, \$3,488.80.

APPROVAL OF DISBURSEMENTS

Klamm moved, Schroeder seconded, to approve the September 20, 2010 disbursements. Roll Call: Aye-All. Motion carried.

ABC	SUPPLIES	2,394.61
ADT SECURITY	SERVICES	131.84
ALCO	SUPPLIES	92.20
ALERT-ALL CORP.	SHARPENERS	325.00
ARMSTRONG EXTINGUISHER	MAINT	67.35
BAILEY CARPENTRY	BID-BOND	198.75
BAUDVILLE	SUPPLIES	117.33
BH CHEMICAL	SUPPLIES	183.88
BH POWER	UTILITIES	17,159.43
BH SPECIAL SERV	CLEANING	1,386.00
BH STATE UNIVERSITY	DONATION	75.00
BUTLER	SUPPLIES	252.92
CERTIFIED LABORATORIES	SUPPLIES	245.20
CINDY RISCHÉ	REIMBURSE	24.00
CULLIGAN	RENTAL	116.00
DAKOTA SUPPLY	SUPPLIES	146.19
DAKOTACARE	INSURANCE	42,025.16
DEADWOOD CHAMBER	BILL LIST	55,000.00
FASTENAL	SUPPLIES	381.64
FOREMOST PROMOTIONS	SUPPLIES	235.00
F TOSCANA	REIMBURSE	44.52
HD SUPPLY	SUPPLIES	185.86
HEWLETT-PACKARD	MONITOR	125.00
HILLS MATERIALS	ROAD BASE	99.35
KEN'S CAMPER	PROPANE	14.90
KRYGER, DONALD	REIMBURSE	200.00
LAWSON PRODUCTS	SUPPLIES	269.84
LEAD DWD CLINIC	SCREENING	144.00
LYNN'S	OPEN HSE	159.96
MARTINISKO, JOHN	REPLACE CK	220.16
MENARD'S	SUPPLIES	63.91
NAPA	SUPPLIES	2,589.58
NATIONAL FIRE PROTECTION	ALARMS, BROCHURES	480.55
NEVE'S	UNIFORMS	255.16
NORTHWEST PIPE	SUPPLIES	12.32
PETE LIEN	CEMENT	177.82
POSITIVE PROMOTIONS	SUPPLIES	770.90
QWEST	SERVICE	156.82
RC JOURNAL	PUBLICATIONS	596.29
SD MUNICIPAL LEAGUE	REGISTRATIONS	365.00
SD PUBLIC UTILITIES COMM	TICKETS	14.69
SD SOLID WASTE MANAGEMENT	MEMBERSHIP	100.00
SOLANO, SARAH	REIMBURSE	24.00
SOUTH SIDE	SUPPLIES	434.10
SPEARFISH HUSKY	TRIMMER	268.00
STURDEVANT'S	SUPPLIES	117.21
SUMMIT SIGNS	SIGNS	140.00
TEMPERATURE TECH	MAINTENANCE	1,102.50
TRIPLE K	TIRES	894.09
TWILIGHT FIRST AID	SUPPLIES	251.95
VANWAY TROPHY	TROPHIES	96.50
WEST PAYMENT CENTER	CHARGES	183.72
	TOTAL	\$131,116.20

ITEMS FROM CITIZENS ON AGENDA

Service Awards

Mayor Toscana honored Chief of Police Kelly Fuller for fifteen years of service with the City of Deadwood. Mayor Toscana thanked Kelly for his years of service and dedication to the City of Deadwood.

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Use of Trolley

Silvernail moved, Klamm seconded, to approve the request from the Adams Museum for the use of a trolley to transport 20 children to Mt. Roosevelt on October 2, 2010 for an educational hike. Roll Call: Aye-All. Motion carried.

Grant

Mayor Toscana announced that the City of Deadwood is the recipient of a grant from Black Hills Corporation for \$15,000.00. The City will receive \$5,000 a year over a three-year period for the purchase of new equipment for the newly renovated Rec Center.

Deadwood Jam

Matt Pike, Deadwood Jam Board Member, presented Deadwood Jam t-shirts to the Commission and thanked everyone for their help and support with the very successful 2010 Deadwood Jam event. Pike added a special thank you to Mel Dennis for all her hard work and dedication to the event.

PUBLIC HEARINGS/BID OPENINGS

Bid Opening

Jim Raysor, Public Works Director, opened and read the two bids received for the demolition and reconstruction of the retaining wall at 416 Williams Street.

**Bid Tab for Retaining Wall - 416 Williams Street
August 20, 2010 @ 5:05 p.m.
(Engineer's Estimate - \$41,786.00)**

Contractor	Bid Bond	Bid
R.C.S. Construction	X	\$28,147.42
Corr Construction Services, Inc.	X	\$53,146.50

Raysor recommended to the Commission to accept the low bid from R.C.S. Construction for \$28,147.42 and direct the City Attorney to prepare a contract. Silvernail moved, Peterson seconded, to accept the low bid from R.C.S. Construction for \$28,147.42 and direct Campbell to prepare a contract. Roll Call: Aye-All. Motion carried.

Public Hearing

Silvernail moved, Schroeder seconded, to allow street closures from Wall to Deadwood Streets from 11:00 a.m. to 6:00 p.m. on October 2, 2010. Roll Call: Aye-All. Motion carried. Silvernail moved, Schroeder seconded, to allow the relaxation of the open container ordinance on Saturday, October 2, 2010 from noon to 6:00 p.m. from the Four Aces to the Masonic Temple for Oktoberfest. Roll Call: Aye-All. Motion carried. Silvernail moved, Schroeder seconded, to grant exception to vending ordinance pursuant to City Code 5.28.060 to allow vending on sidewalk right of way by property owner in front of business and City Code 5.28.030 to waive restriction for vending on public property on October 2, 2010 from 11:00 a.m. to 6:00 p.m., without obtaining a permit. Roll Call: Aye-All. Motion carried.

Set Public Hearing

Klamm moved, Silvernail seconded, to set a public hearing at 5:05 p.m. on October 4, 2010 for retail (on-sale) liquor license transfer from Badlands Gaming LLC, Lucky Nugget Casino to KLK Venture, LLC. Roll Call: Aye-All. Motion carried.

Gilmore Property Sale

City Commission discussed and agreed to hold an auction for the sale of this property. Silvernail moved, Klamm seconded, to surplus the Gilmore Property. Roll Call: Aye-All. Motion carried. Silvernail moved, Peterson seconded, to set an auction for the Gilmore on October 29, 2010 at 2:00 p.m. with Chuck Turbiville to be the auctioneer. Roll Call: Aye-All. Motion carried. Finance Officer May Jo Nelson to prepare an information packet for potential buyers.

FINANCE

Ordinance #1134 - Second Reading

Peterson moved, Silvernail seconded, to approve second reading of Ordinance #1134 Budget Appropriation for 2011. Roll Call: Aye-All. Motion carried.

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HISTORIC PRESERVATION/PLANNING/ZONING/PUBLIC BUILDINGS

Retaining Wall Bid Recommendations

Silvernail moved, Peterson seconded, to award the following low bids for the retaining wall projects as follows: Forgey Construction in the amount of \$77,000.00 at 37 Lee Street, Spearfish Excavating in the amount of \$22,500.00 at 36 Jackson Street, R.C.S. Construction in the amount of \$47,500.00 at 74 Van Buren Avenue, Sabo Construction in the amount of \$16,850.00 at 65 Centennial Street and direct City Attorney to prepare contracts. Roll Call: Aye-All. Motion carried.

STREETS/WATER/LIBRARY

Repairs Request

Schroeder moved, Klamm seconded, to accept the quote from Sabo Construction, Inc. for \$9,500 (without rebar) to replace concrete panels at the Broadway Parking Ramp alley, paid from Street Department budget, and direct City Attorney to prepare a contract. Roll Call: Aye-All. Motion carried.

POLICE/FIRE

Payment Request

Klamm moved, Silvernail seconded, to approve the payment of \$3,240.00 to Integrated Parking for annual maintenance on software from October 1, 2010 through September 30, 2011, to be paid from Parking and Transportation fund. Roll Call: Aye-All. Motion carried.

Sherman Street Parking Lot

Chief Fuller informed the Commission that the Parking and Transportation Committee reviewed and discussed the noise issue with the Sherman Street Parking (addressed at the September 7, 2010 meeting.) Fuller said there is no simple solution however; this parking lot is where they want the campers/trucks/trailers to park. They will post signs throughout the parking lot advising no noise is permitted after 10:00 p.m. The Police Department will handle complaints on an individual basis.

PARKS/RECREATION/TROLLEY

Donation Request

Silvernail moved, Klamm seconded, to donate one, three-month adult pass to the Rec Center for a silent auction benefit for Dylan Norris injured recently in an accident. Roll Call: Aye-All. Motion carried. Roll Call: Aye-All. Motion carried.

Payment Request

Silvernail moved, Peterson seconded, to approve the payment of \$1,490.00 to Diamond Yards Bricks for the Rec Center project. Roll Call: Aye-All. Motion carried.

LEGAL BUSINESS

Contract

City Attorney Jason Campbell prepared a contract between the City of Deadwood and Go Go Paranormal, Inc. for the use of City property (Mt. Moriah Cemetery) however; Campbell recommended to the Commission that the contract be removed from the agenda due to Go Go Paranormal not signing said contract. Roll Call: Aye-All. Motion carried.

Amendment

Silvernail moved, Schroeder seconded, to allow the Mayor to sign an amendment between the City of Deadwood and the South Dakota Department of Transportation for the Mickelson Trail Lighting project (Project # P-OENH (183) PCN 020T.) Roll Call: Aye-All. Motion carried.

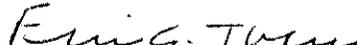
ADJOURNMENT

Silvernail moved, Klamm seconded, to adjourn the regular session at 5:30 p.m. The next regular meeting will be at 5:00 p.m. on Monday, September 27, 2010.

ATTEST:

DATE: 9-27-10


Mary Jo Nelson, Finance Officer

BY: 
Francis A. Toscana, Mayor

For any public notice that is published one time:

Published once at the total approximate cost of _____.