REGULAR MEETING, April 4, 2011

The Regular Session of the Deadwood City Commission convened on April 4, 2011 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, Bruce Oberlander, Joe Peterson, Lenny Schroeder, and Georgeann Silvernail. All motions passed unanimously unless otherwise stated.

APPROVAL OF MINUTES

Silvernail moved, Schroeder seconded, to approve the minutes of March 28, 2011. Roll Call: Aye-All. Motion carried.

MARCH, 2011 PAYROLL: COMMISSION, $2,730.76; ATTORNEY, $1,228.51; FINANCE, $13,972.78; PUBLIC BUILDINGS, $1,919.63; POLICE, $40,613.56; FIRE, $4,342.78; BUILDING INSPECTION, $3,356.56; STREETS, $25,731.84; PARKS, $13,986.47; PLANNING & ZONING, $3,692.30; LIBRARY, $5,328.43; RECREATION CENTER, $12,650.14; HISTORIC PRESERVATION, $13,568.70; WATER, $12,794.27; PARKING METER, $6,441.76; TROLLEY, $13,856.37; PARKING RAMP, $5,637.00; RUBBLE SITE, $1,748.02 **PAYROLL TOTAL: $183,599.88.**

MARCH, 2011 PAYROLL PAYMENTS:
Internal Revenue Service, $41,105.97; S.D. Retirement System, $19,146.92; Delta Dental, $3,340.68.

APPROVAL OF DISBURSEMENTS

Silvernail moved, Schroeder seconded, to approve the April 4, 2011 disbursements with the additional bill. Roll Call: Aye-All. Motion carried.

A & B BUSINESS	MAINT	97.57
A & J SUPPLY	BEAMS	94.43
ABC BUSINESS	SUPPLIES	155.53
ALCO	MICROWAVE	99.99
BH POWER	UTILITIES	685.33
BH VISION	ALLOCATION	10,000.00
CHAINSAW CENTER	MOWERS	2,696.15
DAKOTA BUSINESS	MAINT	77.07
DAKOTA SECURITY	KEY CARDS	506.10
DEADWOOD FIRE DPT	MTGS	325.00
DEADWOOD HOME	SUPPLIES	257.77
EDDIE'S TRUCK SALES	PARTS	114.26
ENVIRONMENTAL EQUIPMENT	FILTERS	518.16
G NEIL	APPS	185.99
GOLDEN WEST	SERVICE CALLS	1,201.38
GOVERNMENT FINANCE OFFICER	DUES	160.00
KNOLOGY	SERVICE	271.84
LEAD-DWD SCHOOL DIST	PUBLICATION	21.55
LOCKS BY BERNIE	LOCKS-MORIAH	121.50
MDU	UTILITIES	7,747.77
MOTOROLA	RADIOS	7,706.40
NEVE'S	UNIFORMS	121.99
POWERPLAN	HY-GARD	121.24
REGGIE'S AUTO BODY	PANEL	150.00
SD PUBLIC HEALTH LAB	TESTING	36.00
STRETCH'S	WINDOW	481.55
TEMPERATURE TECHNOLOGY	MAINT	1,125.00
TRIPLE K	REPAIRS	741.79
TC ANIMAL SHELTER	PROCEEDS	108.90
TC HARDWARE	SUPPLIES	703.11
WESTERN COMMUNICATIONS	PROGRAMMING	600.00
	TOTAL	**$ 37,233.37**

ITEMS FORM CITIZENS ON AGENDA

Use of Trolley

Silvernail moved, Peterson seconded, to approve Deadwood Chamber's request to allow a trolley to transport the Friends International FAM tour group from the Adams Museum to the Adams House on April 8, 2011 at 4:00 p.m. and to waive trolley fee. Roll Call: Aye-All. Motion carried.

Deadwood Mountain Grand - Sherman Street Parking Lot Issues

Glen Bedford, Construction Manager for Deadwood Mountain Grand, appeared before the Commission to discuss the issues with the Sherman Street Parking Lot. Mayor Toscana said Deadwood Mountain Grand contractors have utilized numerous parking spaces, and according to the Police Department 80 spaces are being taken up by construction trailers, various types of equipment, and piles of gravel. Raysor said Tim Conrad had asked permission from the City in late September for the Action Mechanical trailer and one additional trailer to be parked in the lot at no charge. Toscana explained that the Lead-Deadwood 4th & 5th Grade Triathlon is on May 11-12 and the Mickelson Trail Marathon is on June 4-5. According to Bedford, contractors need a staging area until June 2011for the casino and until September 2011 for the hotel. Bedford said that Gustafson Builders, general contractor, would agree to lease spaces in the Sherman lot. Bedford added they are working with the Police Department and are in the process of removing trailers and equipment to free up parking spaces. Bedford reassured the Commission they would repair any damage to the Sherman Parking Lot and Mickelson Trail. Toscana addressed the issue concerning Water Street and asked Raysor to explain the severe damage and the condition of this street. Rayor said the City limit load on

a residential street is 10 ton; the trucks that have been hauling from the construction site have exceeded that limit and caused severe damage to Water Street (located behind former grocery store and City Hall.) Toscana asked Mr. Bedford to meet with City Staff regarding this matter. Chief Fuller said Gustafson Builders contacted the Police Department said they are interested in leasing spaces, cleaning up, and removing unwanted items from the Sherman Parking lot. Toscana directed City staff to research an amount for the leasing of spaces for the next Commission meeting.

Request Funding - VFW/American Legion
Silvernail moved, Oberlander seconded, to approve the donation of $1,000 for the Lawrence County Veteran's Memorial, to be paid from Bed and Booze. Roll Call: Aye-All. Motion carried.

Discussion - Pineview Group, LLC
Toscana informed the Commission that he and Tony Sieber, General Manager of Holiday Inn Express, recently discussed the Lee Street closure. Sieber requested that the City modify the street closure to a partial closure. Keith Umenthum, City Building Inspector, reviewed the request and made recommendations to the owners of the Pineview. The recommendations are to open one-half of Lee Street (lengthwise) and requested the owners place a 6-foot high chain link fence with sand bags around the construction site. The gravel parking area will not be accessible, and the loading zone will be moved closer to Main Street. This will allow single lane traffic on Lee Street toward Main Street. Siebers asked if this area could be clearly marked, due to change in the loading zone location. Schroeder moved, Silvernail seconded, to modify the order and follow the above recommendations of the Building Inspector. Roll Call: Aye-All. Motion carried.

PUBLIC HEARINGS/BID OPENINGS

Public Hearing
Silvernail moved, Oberlander seconded, to waive the vending fee and allow vending on Public Property in the Interpretive Parking Lot for the American Legion during Kool Deadwood Nites events on Friday, August 26 and Saturday, August 27, 2011 form 10:00 a.m. to 10:00 p.m. and Sunday, August 28 from 10:00 a.m. to 1:00 p.m. Roll Call: Aye-All. Motion carried.

Set Public Hearing
Silvernail moved, Schroeder seconded, to set a public hearing on April 18 at 5:05 p.m. for the Northern Hills Community Band Concert on July 28, 2011. Roll Call: Aye-All. Motion carried.

FINANCE

Payment Request
Peterson moved, Silvernail seconded, to accept the proposal from Action Mechanical to replace the condenser at 150 Sherman Street at a cost of $1,678.00, City to be reimbursed by South Dakota Public Assurance Alliance. Roll Call: Aye-All. Motion carried.

Training Request
Peterson moved, Silvernail seconded, to allow Finance Officer Mary Jo Nelson to attend the South Dakota Society of Human Resources Management Conference in Deadwood May 18-20, 2011, plus $199 registration fee. Roll Call: Aye-All. Motion carried.

HISTORIC PRESERVATION/PLANNING AND ZONING/PUBLIC BUILDINGS/SAFETY

Wage Increase
Toscana moved, Silvernail seconded, to approve the wage increase for Virginia Peterson, Historic Preservation Administrative Assistant, to $16.10 per hour after completion of two year's service, effective March 30, 2011. Roll Call: Aye-All. Motion carried.

STREETS/WATER/LIBRARY

Wage Increase
Schroeder moved, Silvernail seconded, to approve the wage increase for Scott Reif, Water Department employee, to $16.74 per hour after completion of one year of service (95% of prevailing wage), effective April 5, 2011. Roll Call: Aye-All. Motion carried.

REGULAR MEETING, April 4, 2011

POLICE/FIRE

Purchase Request
Oberlander moved, Schroeder seconded, to approve the purchase and installation of a new garage door opener at the Fire Hall from Western Star, Inc. at a cost of $1,100.00, plus wiring. Roll Call: Aye-All. Motion carried.

PARKS/RECRATION/TROLLEY

Trolley Drivers
Silvernail moved, Oberlander seconded, to allow the Trolley Department to advertise for trolley drivers. Roll Call: Aye-All. Motion carried.

Employee Resignation
Silvernail moved, Schroeder seconded, to accept the resignation of Taylor Hickson (lifeguard), effective April 2, 2011. Roll Call: Aye-All. Motion carried.

Employee Resignation
Silvernail moved, Peterson seconded, to accept the resignation of Karl Freed (lifeguard), effective March 31, 2011. Roll Call: Aye-All. Motion carried.

Publication Request
Silvernail moved, Peterson seconded, to allow the Rec Center to publish the Summer Camp enrollment notice. Roll Call: Aye-All. Motion carried.

MAYORS BUSINESS

Hire Request
Toscana explained the City had acquired (parcel of 31 acres) property from Burlington Northern in 1985. The property is located on Highway 85 at the Terry Peak turnoff a portion of which includes the Mickelson Trail. Toscana said the City would like to eliminate the ownership of the out of town portion of the Mickelson Trail and turn it over to the South Dakota Game, Fish, and Parks. In order to negotiate with the State, an appraisal needs to be completed. King Appraisals submitted a proposal for $2,500. Silvernail moved, Schroeder seconded, to approve the hiring of King Appraisals to prepare an appraisal report on a parcel of 31 acres owned by the City of Deadwood located on the Nevada Gulch Road (Terry Peak turnoff) at a cost of $2,500. Roll Call: Aye-Silvernail, Schroeder, Peterson, Toscana. Abstain-Oberlander. Motion carried.

Lead-Deadwood Middle School Request (Continued from 3/28/2011)
Mayor Toscana received a preliminary route schedule from the Lead-Deadwood Middle School students for the bus service in the Lead-Deadwood area for June to August 2011. After discussing with Prairie Hills Transit, Toscana requested the Commission table this item until more information is received. Silvernail moved, Oberlander seconded, to continue this item. Roll Call: Aye-All. Motion carried.

ITEMS FROM CITIZENS NOT ON AGENDA. Items will be considered but no action will be taken at this time.

Original Deadwood Tour Bus Concern
Jan Van Tassel appeared before the Commission to express his concerns with the Sherman Street Parking Lot. He said that the tour bus business would be getting busy and they will need their parking spaces in the Sherman Lot. Toscana thanked Van Tassel for expressing his concerns and said they will all work together.

ADJOURNMENT
Silvernail moved, Oberlander seconded, to adjourn the regular session at 5:40 p.m. The next regular meeting will be at 5:00 p.m. on Monday, April 11, 2011.

ATTEST: SEAL DATE: 4-11-11

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 _____.