

REGULAR MEETING, January 14, 2008

The Regular Session of the Deadwood City Commission convened on January 14, 2008 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, Georgeann Silvernail and Mark Speirs. All motions passed unanimously unless otherwise stated.

APPROVAL OF MINUTES

Griffith moved, Speirs seconded, to approve the minutes of January 7, 2008 as presented with correction. Roll Call: Aye-All. Motion carried.

APPROVAL OF DISBURSEMENTS

Silvernail moved, Speirs seconded, to approve the January 14, 2008 disbursements. Roll Call: Aye-All. Motion carried.

ABC	MISC OFFICE SUPPLIES	433.75
ADAMS MUSEUM	2008 ALLOCATED BUDGET	88,722.28
AINSWORTH-BENNING	RW GRANT DISBUSE/ADLER-17 SELB	13,876.00
ALCO STORES, INC.	CAPRI SUN	19.58
ARGUS LEADER	ANNUAL SUBSCRIPTION	283.32
BLACK HILLS CHEMICAL	PROFESSIONAL ICE MELT-2007	2,561.59
BLACK HILLS ELEVATOR	MONTHLY SERV AT PRKING RMP	91.84
BLACK HILLS PIONEER	COMMUNITY AD-WINTER SPTS-2007	107.00
BLACK HILLS POWER	ELECTRICITY/FIRE SIREN	36.89
BLACK HILLS PURE, INC.	2 SLEEVES OF CUPS	43.25
BLACK HILLS VISION	BLACK HILLS VISION CAMPAIGN	10,000.00
BLACK HILLS WINDOW	WINDOW CLEANING/CITY HALL-2007	201.00
BLONDIE'S IGA	LIME AWAY, HANDI WIPES, ENGZR	16.14
BUTLER	REMAINING CREDIT-2007	735.71
CHICAGO ALBUMEN WORKS	GLASS PLATE NEGATIVE PROJECT	15,500.00
CNA SURETY	RENEW NOTORY FOR JULIE	50.00
CONSUMER REPORTS	RENEWAL	26.00
CULLIGAN	HOT/COLD RENTAL/PARKS	88.00
DAKOTA ELECTRIC	HOOK UP PWR & PUMP FOR DEWATER	1,070.50
DAKOTA GRAPHICS	#10 REGULAR ENVELOPES	55.00
DEADWOOD CHAMBER	JANUARY BILL LIST	26,528.00
DEADWOOD ECONOMIC DEV	DEADWOOD ECONOMIC DEVELOPMENT	22,000.00
DEADWOOD FIRE DEPARTMENT	BOOKS FOR FIREFIGHTER TRAINING	234.00
DEADWOOD HOME CENTER	52 LINCOLN	250.00
DEMCO, INC.	ALPHAPAK DVD SINGLE ALBUM	190.18
EMERY-PRATT COMPANY	BOOKS	217.25
FASTENAL COMPANY	CRAFTSMAN 8' BENCH-2007	407.40
FOX, TERESA	NEWSPAPER INDEXING	1,500.00
GLAMOUR	ANNUAL RENEWAL	24.00
GOLDEN HILLS RESORT	REIMBURSE FOR RUBBLE FEE	10.00
GOLDEN WEST	PAGER AIR TIME/STREETS-WATER	1,046.03
GUNDERSON, PALMER,	SERVICES-Legal	2,571.50
GUSTAFSON BUILDERS	MCCALLUM- 675 MAIN STREET	360.04
HAWKINS CHEMICAL INC.	CHEMICALS/REC CENTER-2007	383.59
HD SUPPLY WATERWORKS	DEWATERING PUMP,BRASS ELECTROD	942.00
HYDRO FLOW PRODUCTS INC	REBUILT PITOT	62.00
JACOBS PRECISION WELDING	WESTERN HANDHELD CONTROLLER	215.95
JUNIOR LIBRARY GUILD	BOOKS	450.00
KOALA ELECTRIC INC	HANSON-23 BURNHAM	84.94
KODET ARCHITECTURAL GROUP	ARCHITECTURAL SERVICES/R C	88,289.07
LAWRENCE COUNTY REGISTER	FILING FEE - 26 WATER STREET	44.00
LAWRENCE COUNTY TREASURER	VEHICLE TITLE	5.00
LAWSON PRODUCTS, INC.	DRILLS-FUSE ASST.-TAPE-2007	727.69
LEAD DEADWOOD SANITARY	LEAD DEADWOOD SANITARY DISTRIC	1,207.86
LEAD-DEADWOOD REGIONAL	DRUG TEST	34.00
LYNN'S DAKOTA MART	LYNN'S DAKOTA MART	4.49
MARSHA MORSE	LOAN DISBURSEMENT-20 WASHINGTO	2,748.39
MARTHA STEWART LIVING	SUBSCRIPTION RENEWAL	28.00
MIDWEST TAPE	DVD'S	182.92
MIKE RUNGE	ARCHIVES REIMBURSMENT	168.62
MONTANA DAKOTA UTILITIES	LIBRARY UTILITY	319.28
NAPA AUTO PARTS	TRUCK TIRE CHAINS-FRT-2007	1,584.83
NORTHERN HILLS FOP LODGE	DUES 11 OFFICERS@15.00	165.00
ONE CALL SYSTEMS, INC.	LOCATE TICKET REQUESTS-2007	5.00
ONE WAY SERVICE PROS	LOAN DISBURSMENT-628 MAIN	2,805.42
POWERPLAN	HY-GARD-THERMOSTAT-MAN.-2007	305.01
PRAIRIE WAVE	MONTHLY PHONE CHARGES	367.78
SD DEPARTMENT OF REVENUE	MALT BEVERAGE LICENSE TRANSFER	150.00
SDN COMMUNICATIONS	TWO LINE COMMUNICATION	346.80
SERVALL	LINEN MATS, TOWELS,BAG	872.46
SOUTH DAKOTA MUNICIPAL	MEMBERSHIP DUES	1,096.00
SOUTH DAKOTA STATE ARCHIVE	MICROFILM	86.40
STRETCH'S	PREPLACE WINDOW/DUMP DOZER	78.14
SUPERCIRCUITS, INC.	CAMERA--PROCESSOR-VCR/RC-2007	418.62
SUPERIOR SANITATION	CLEAN DRAIN-CAMERA INSP.-2007	3,100.00
TRI AIR TESTING, INC.	ANALYSIS,MOIST AIR TEST, KIT	542.50
TRIPLE K TIRE & REPAIR	WHEEL-FREIGHT-2007	306.60
TWIN CITY AREA SENIORS	SENIOR CENTER	1,000.00
TWIN CITY HARDWARE	PAINT GRANT - 26 ADAMS	69.03
UNIVERSITY PRODUCTS	ARCHIVE SUPPLIES	88.42
WASTE CONNECTIONS	DUMPSTER-PARKS SHOP-2007	252.06
WILLIAMS, BERNIE	REIMBUSE DEDUCTIBLE	750.00
	TOTAL	\$299,544.12

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ITEMS FROM CITIZENS ON AGENDA

Use of Trolley Request

Shannon Percy with South Dakota Game, Fish, and Parks requested the use of a trolley on July 12, 2008 from 10:00 a.m. to 3:00 p.m. to travel from the Spearfish Canyon Lodge to Roughlock Falls for their Open House event. Silvernail moved, Speirs seconded, to approve the trolley request. Roll Call: Aye - All. Motion carried.

Surplus City Property Request (Continued 1-7-2008)

Bernie Williams, Planning, and Zoning Director informed the Commission she has the legal description for property Les Job is requesting the City to surplus. However, Williams explained the square footage of this property has not been determined and this is required before the City may proceed with Mr. Job's request. Mayor Toscana asked Ms. Williams to work with Mr. Job to gather the information that is required. Silvernail moved, Griffith seconded, to continue to January 22, 2008 meeting. Roll Call: Aye - All. Motion carried.

PUBLIC HEARINGS/BID OPENINGS

Public Hearing - Miss Kitty's Enterprises

There being no objections, Silvernail moved, Speirs seconded, to approve the retail (on-off sale) liquor license (5534) and the retail (on-off sale) malt beverage license transfers for Miss Kitty's Enterprises LLC dba Miss Kitty's at 649 Main Street, previously held by Ken Lau/Constance Andrews. Roll Call: Aye - All. Motion carried.

Cancel Bid Opening

Silvernail moved, Speirs seconded, to cancel the bid opening for the 1991 Ford pickup with sander that was originally to be held on January 22, 2008. Silvernail moved, Speirs seconded, to rescind the bid opening for 1991 Ford pickup with sander on said date. Roll Call: Aye - All. Motion carried. Silvernail moved, Speirs seconded, to donate the surplused 1991 Ford pickup with sander to the City of Lead. Roll Call: Aye - All. Motion carried.

Set Public Hearing

Silvernail moved, Speirs seconded, to set a public hearing on January 28, 2008 at 5:05 p.m. for the Mardi Gras (street closure and open container) and the Mickelson Trail Marathon (use of the Sherman Parking Lot.) Roll Call: Aye - All. Motion carried.

Set Bid Opening

Griffith moved, Speirs seconded, to set a bid opening on January 28, 2008 at 5:10 p.m. for the compactor storage project at the Homestake Adams Research Center. Roll Call: Aye - All. Motion carried.

FINANCE/HISTORIC PRESERVATION

Payment Request

Silvernail moved, Speirs seconded, to allow the Finance Office to pay \$3,500 to the Northern Hills CASA from the Commission Professional Services line item, a budgeted item. Roll Call: Aye - All. Motion carried.

Resolution 2008-02

Mary Jo Nelson provided detailed information for the Commission clarifying the resolution to establish the cash designation balance as of December 31, 2007. There being no comment or discussion, Silvernail moved, Speirs seconded, to approve Resolution 2008-02 to Designate Capital Outlay Accumulations for 2007. Roll Call: Aye - All. Motion carried.

Resolution 2008-02

A RESOLUTION TO SUPERCEDE Resolution 2003-28, 2004-37, 2006-07, 2006-47
ESTABLISHING CASH DESIGNATIONS

Be it resolved by the Deadwood City Commission that the City of Deadwood approved the establishment of cash reserves in the following funds for capital outlay purposes per SDCL 9-21-14.1 as of December 31, 2007:

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BID Fund Designated for Parking: \$356,589.86

**General Fund Designated for Rec Center Capital Improvements
\$360,515.04**

**Bed and Booze Fund Designated for Rec Center Capital
Improvements: \$262,000.00**

**Parking and Transportation Designation for Trolley Replacement:
\$225,000.00.**

Dated this 14th day of January.

City of Deadwood
/s/ Francis Toscana, Mayor

ATTEST:

/s/ Mary Jo Nelson, Finance Officer

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STREETS/WATER/LIBRARY

Employee Hire Request

Speirs moved, Silvernail seconded, to approve the hiring of Karin Savoie for the part time library position effective January 10, 2008, at a rate of \$7.50 per hour. Roll Call: Aye - All. Motion carried.

Purchase Request

Speirs moved, Silvernail seconded, to approve the purchase of a V-plow blade for the mini-loader from Jacob's Welding at a cost of \$3,750, a budgeted item. Roll Call: Aye - All. Motion carried.

Purchase Request

Speirs moved, Silvernail seconded, to approve the purchase of four sets of chains for two motor graders from NAPA at a cost of \$10,964, a budgeted item. Roll Call: Aye - All. Motion carried.

POLICE/FIRE

Purchase Request

Klamm moved, Griffith seconded, to approve the Police Department's purchase of 18, SIG Model SP 2022 pistols from Sig Sauer at a cost of \$8,082, a budgeted item. Roll Call: Aye - All. Motion carried.

Purchase Request

Klamm moved, Griffith seconded, to approve the purchase of 15 holsters from Neve's Uniforms at a cost of \$2,025, a budgeted item. Roll Call: Aye - All. Motion carried.

Purchase Request

Klamm moved, Griffith seconded, to approve the Fire Department's purchase of six tires for the brush truck a total cost of \$1,586.82 off the State of S. D. Vehicle Specification Bid, Commodity Code: MA-165 from Triple K Tire. Roll Call: Aye - All. Motion carried.

Resolution 2008-03

Klamm moved, Griffith seconded, to approve Resolution 2008-03 to Surplus Fire Department vehicle. Roll Call: Aye - All. Motion carried.

RESOLUTION NO. 2008-03

A RESOLUTION TO DECLARE THE FOLLOWING SURPLUS PROPERTY

BE IT RESOLVED by the Deadwood City Commission that the City of Deadwood approve the following vehicle located at the Deadwood Fire Department to be declared surplus and sold to interested party.

**1971 Ford Truck
Model # - C900
VIN# - C90LVK14620**

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Dated this 14th day of January, 2008.

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

ATTEST:

/s/ Mary Jo Nelson, Finance Officer

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PLANNING/ZONING/PUBLIC BUILDINGS/TROLLEY

Reappointments

Silvernail moved, Speirs seconded, to reappoint Marie Farrier and Larry Ryan to the Planning and Zoning Commission, each are 5-year terms. Roll Call: Aye - All. Motion carried.

LEGAL BUSINESS

Ordinance #1096

Silvernail moved, Klamm seconded, to approve first reading of Ordinance #1096 to Change Authority to the Planning and Zoning Commission to serve as the Sign Review Commission for the City of Deadwood. Roll Call: Aye - All. Motion carried.

Street Sweeper Agreement - (Continued from 1-7-2008)

Silvernail moved, Speirs seconded, to allow the Mayor to sign the revised (date corrections) agreement between the City of Deadwood and Tymco for the Model DST-6 Sweeper for \$212,790.00. Roll Call: Aye - All. Motion carried.

Ordinance #1097

Klamm moved, Silvernail seconded, to approve the first reading of Ordinance #1097 Amending Chapter 15.12 Electrical Code - Commercial Wiring. Roll Call: Aye - All. Motion carried.

Ordinance #1098

City Attorney Jason Campbell explained the Parking and Transportation committee requested the following revisions be made in Ordinance #1098 regarding parking issues on Main Street. Section 12.12.011- Item A - regarding the franchised tour buses, proposed business hours are 9:00 a.m. to 9:00 p.m. Item C - regarding delivery, equipment, and utility vehicles from 5:00 a.m. to 11:00 a.m. during the time of November 1st through April 30th; and 4:00 a.m. to 10:00 a.m. during the time period of May 1st through October 31st. Chief Fuller added no parking shall be allowed on Main Street's brick surface except for the purpose of unloading and loading, which shall be limited to thirty-(30) minutes maximum. Silvernail moved, Speirs seconded, to approve the first reading of Ordinance #1098 Amending Chapter 10.12 Stopping, Standing, and Parking on Main Street. Roll Call: Aye - All. Motion carried. Mayor Toscana stated that these amendments to this ordinance would cause possible hardships for the vendors that deliver on Main Street and requested that the second reading for this ordinance be held on January 28, 2008. Toscana directed the Parking and Transportation committee to contact the vendors and tour bus operators to inform them of these proposed time and dates changes and allow them an opportunity to address their concerns.

MAYORS BUSINESS

Martin Luther King Holiday Schedule

Mayor Toscana announced that due to the Martin Luther King Holiday on January 21, 2008, the next City Commission meeting will be at 5:00 p.m. on Tuesday, January 22, 2008, and the Rec Center will be closed on January 21.

ITEMS FROM CITIZENS NOT ON AGENDA

Police Department

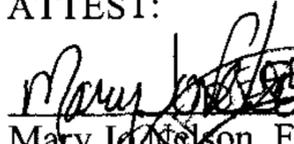
Chief Fuller requested permission to advertise for five (5) Reserve Officers. Klamm moved, Silvernail seconded, to approve the request to advertise for five Reserve Officers. Roll Call: Aye - All. Motion carried.

ADJOURNMENT

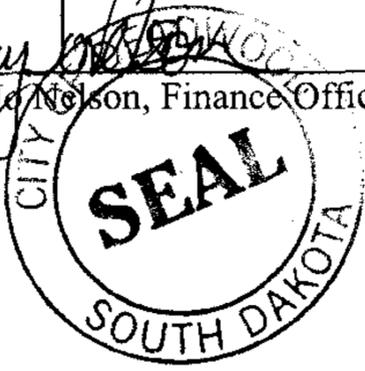
Speirs moved, Toscana seconded, to adjourn the regular meeting. The next regular meeting will be at 5:00 p.m. on Tuesday, January 22, 2008.

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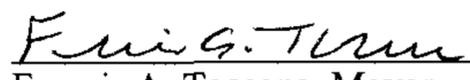
ATTEST:



Mary Jo Nelson, Finance Officer



DATE: 1-22-08

BY: 

Francis A. Toscana, Mayor

