EXECUTIVE SESSION/REGULAR MEETING, July 12, 2010

The Regular Session of the Deadwood City Commission convened on July 12, 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, Schroeder seconded, to approve the minutes of July 6, 2010. Roll Call: Aye-All. Motion carried.

APPROVAL OF DISBURSEMENTS

Silvernail moved, Schroeder seconded, to approve the July 12, 2010 disbursements. Roll Call: Aye-All. Motion carried.

AASLH MEMBERSHIP	MEMBERSHIP	102.00
ABC	NAME PLATES	5,512.02
ALCO	LIBRARY SUPPLIES	161.13
ARCHITECHTURAL DIGEST	SUBSCRIPTION	69.95
ARTNEWS	SUBSCRIPTION	68.95
BELL, ZACHARIAH J.	GAS REIMBSMT	90.48
BH CHEMICAL	GARBAGE BAGS	2,495.34
BH PIONEER	AD/STAFFING	203.33
BH POWER & LIGHT	ELECTRICITY	27.57
BH SPECIAL SERVIC	TROLLEY CLEANING	1,302.00
BH WEEKLY GROUP	SUBSCRIPTION	36.00
BUTLER MACHINERY	OIL	368.15
CAMPBELL SUPPLY	GLOVES	37.96
CF FOUNDATION	DONATION	100.00
CHAINSAW CENTER	SPOOLS	183.60
CULLIGAN	DISPENSER RENTAL	105.00
DAKOTA GRAPHICS	ENVELOPES	345.00
DAKOTA SPRAY	LAZOR TIPS	76.00
DEADWOOD ELECTRIC	REPAIR	69.44
DEADWOOD FIRE DEPARTMENT	COMMISSION MEETINGS	325.00
DEADWOOD GRANITE	REPAIR	1,050.00
DEADWOOD HOME CENTER	SUPPLIES	466.31
E SAFETY	VESTS	250.62
EMERY-PRATT	BOOKS	522.48
FOX, TERESA	INDEXING	4,202.00
GALL'S	LETTERING	24.82
GENES LOCK SHOP	KEYS	30.00
GOLDEN WEST	SERVICES	88.40
GREAT WESTERN TIRE	REPAIRS	229.00
GRIMM'S PUMP	REPAIRS	156.56
HAWKINS	CHEMICALS	1,217.25
HILLSIDE DISPOSAL	ROLL-OFF DUMPSTERS	1,020.00
JACOBS WELDING	REPAIRS	82.05
JO ANN'S UPHOLSTERY	METER COVERS	500.00
KIDS DISCOVER	SUBSCRIPTION	19.95
L-D MEDICAL CLINIC	TESTING	252.00
L-D SANITARY DIST	JUNE USAGE	26,610.12
MIDWEST TAPE	DVDS	201.46
MONTANA DAKOTA UTILITIES	NATURAL GAS	84.31
NAPA	AIR FILTERS	1,593.94
NATIONAL GEOGRAPHIC KIDS	SUBSCRIPTION	34.00
NORTHWEST PIPE	LUBRICATING OIL	293.37
OCCUPATIONAL HEALTH	TESTING	660.00
OTIS ELEVATOR	SERVICE	297.00
PETTY CASH-LIBRARY	SUPPLIES	56.48
PETTY CASH-FINANCE	SUPPLIES	107.73
RADIOSHACK	PRINTER	227.47
RC JOURNAL	PUBLISHING	997.88
REDBOOK	SUBSCRIPTION	19.97
SCOTT PETERSON MOTORS	SERVICE	246.62
SERVALL	SUPPLIES	1,617.01
SOURCE ONE	PSA DISCS	29.02
SD STATE TREASURER	SALES TAX	4,990.82
STRETCH'S	INSTALL WINDOW	387.70
SUMMIT SIGNS	SIGNS	141.00
TRIPLE K	REPAIR	57.95
TRUGREEN	APPLICATION	235.00
TWIN CITY HARDWARE	SUPPLIES	385.71
WASTE CONNECTIONS	SERVICE	8,527.71
WEST RIVER INTERNATIONAL	FILTERS	322.95
	TOTAL	$ 69,915.58

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ITEMS FROM CITIZENS ON AGENDA

Update from Sanford Lab
John Sheets reported on two phases of the project: Surface operations and Underground. He stated that Underground, they continue to replace pumps in the shaft and have just installed a deep well pump that will pump 1500 gallons per minute. They are also replacing many beams to reassure the scientists that they have done due diligence to be sure the location is safe. They have finished excavating the cavern for the LUX dark matter experiment and are building lab modules next to the cavern. Much of the underground work is in preparation for the Preliminary Design Review, in which the NSF requires them to give cost estimates for 60% completion of the project, so that they can begin allocating funds. This fall the Presidential Science Board from Washington DC will be coming to look at the site and to work with the NSF to start the allocation of funds.

Regarding Surface operations, there is a new joint pipeline project, between Barrick and the Science Authority, to bring tailings water from the Grizzly Gulch Dam to their water treatment plant, crossing Kirk Road and the Mickelson Trail with a large span of concrete. The project will last from August to October or November, and notification will be given that there will be traffic delays during the construction. There are also surface plans for the water treatment plant that will minimize the water sent to the Lead-Deadwood Sanitary District. They are continuing to work on the Yates Shaft with the possibility of using it in the future.

Request from Hospital
Silvernail moved, Peterson seconded, to allow the Lead-Deadwood Regional Hospital request to decorate lampposts on Main Street for their "Tough Enough to Wear Pink" Fundraiser July 29-August 1, 2010. Roll Call: Aye-All. Motion carried. It was noted that the Hospital staff will do the decorating.

PUBLIC HEARINGS/BID OPENINGS

Public Hearing - Street Closure
Sarah Anderson from the Chamber of Commerce requested permission to close Main Street from Pine St. to Deadwood St. from 9:00 a.m. to 3:30 p.m. on Monday, August 9, 2010, for the Legends Ride participants to park while they register at the Silverado-Franklin. Silvernail moved, Klamm seconded, to allow the street closing. Roll Call: Aye-All. Motion carried

Motorcycle Parking Request
Silvernail moved, Klamm seconded, to allow the motorcycle parking request for a portion of Main Street in front of Deadwood Tobacco Company, west side only, from 10:00 a.m. Monday, August 9 to 3:00 p.m. Monday, August 9, 2010. Roll Call: Aye-All. Motion carried.

Public Hearings - Deadwood Jam
Silvernail moved, Klamm seconded, to allow the following street closures for the 2010 Jam: Siever Street from 8:00 a.m. Thursday, September 16 to 12:00 Midnight on Saturday, September 18; Deadwood Street from 5:00 a.m. to 10:00 p.m. Friday, September 17, and 11:00 a.m. to 12:00 Midnight on September 18; and the use of the Interpretive Lot from 2:00 a.m. September 15 to 2:00 a.m. September 19. Roll Call: Aye-All. Motion carried.

Silvernail moved, Schroeder seconded, to permit a special malt beverage license and to waive the open container ordinance for the Deadwood Jam Committee to sell beer in the Interpretive Center Parking Lot on September 17, 2010 from 3:00 p.m. to 10:00 p.m. Roll Call: Aye-All. Motion carried.

Silvernail moved, Schroeder seconded, to permit a special malt beverage license and to waive the open container ordinance for the Deadwood Jam Committee to sell beer in the Interpretive Center Parking Lot on September 18, 2010 from 11:30 a.m. to 10:00 p.m. Roll Call: Aye-All. Motion carried.

Peterson moved, Klamm seconded, to waive the temporary vending fee for the Deadwood Jam vendors in the Interpretive Lot on September 17 and 18, 2010. Roll Call: Aye-All. Motion carried Attorney Campbell noted that the vendors still must apply for their permits within the 60 day requirement.

Silvernail moved, Klamm seconded, to waive the sound permit fee for the Deadwood Jam event. Roll Call: Aye-All. Motion carried.

Public Hearing - Sturgis Rally
Silvernail moved, Klamm seconded, to allow Bike Parking on Main Street from Franklin Hotel to Four Aces, northwest side only, from 10:00 a.m. to 2:00 a.m. daily from Saturday, August 7 through Saturday, August 14, 2010, with the stipulation that the bike parking in front of the Franklin/Silverado can be cancelled if it presents a problem for the trolley system. Roll Call: Aye-All. Motion carried.

Set Bid Opening
Silvernail moved, Klamm seconded, to set a bid opening on August 9, 2010 at 5:05 p.m. for retaining walls in the Historic Preservation grant/loan program located at 3 Rodenhaus, 1 Forest, 396 Williams, and 334 Williams. Roll Call: Aye-All. Motion carried.

FINANCE

Results of Surplus Auction
Peterson reported on the results of the auction of the Engine House Property on Thursday, July 8, 2010. The high bidder bid was from Natalie Ormiston for $170,000.00, and she has made a down payment of $17,000.00. City Attorney Campbell reported that he has drafted a Preliminary Real Estate Purchase Agreement, but wanted to make the Commission aware of some items. The Engine House was initially restored in part with a federal grant of $250,000, per a 1994 agreement.. Part of the conditions of the grant were that the City maintain the property. He doesn't believe there are problems with selling the property, but is waiting to get all the proper approvals in writing. Paragraph 9 will be contingent upon those approvals. If DOT or Federal Highway determines that we can't sell the property, then the agreement can be cancelled and the money refunded to Ms. Ormiston. The potential closing date is August 15, 2010, so platting can be done and the approvals received. The Agreement will allow Ms. Ormiston to take possession immediately. Peterson moved, Silvernail seconded to approve the bid, subject to the necessary approvals. Roll Call: Aye-All. Motion carried Mayor Toscana thanked Chuck Turbiville for his services at the auction.

HISTORIC PRESERVATION/PLANNING ZONING/PUBIC BUILDINGS/SAFETY

Update - Days 76 Museum bid
Historic Preservation Officer Kevin Kuchenbecker requested the Commission to rescind the previous motion to accept the low bid from J. Scull Construction for the construction of the new Days of '76 Museum, based on South Dakota Department Of Transportation determination that Scull did not comply with Federal Disadvantaged Business Enterprise requirements. Schroeder moved, Silvernail seconded, to rescind the motion. Roll Call: Aye-All. Motion carried

Kuchenbecker then asked for consideration to reject all bids for the project that were opened on June 14, 2010. Schroeder moved, Silvernail seconded, to reject all bids received for the new Days of '76 Museum project. Roll Call: Aye-All. Motion carried.

Following Kuchenbecker's request, Silvernail moved, Schroeder seconded, to re-bid the project following SDDOT regulations and to set the bid opening for August 16, 2010 at 2:00 p.m. Roll Call: Aye-All. Motion carried

Rec Center furnishings
John Tridle requested approval to purchase furniture from Fisher Furniture at a cost of $5,155.87 and six 42 inch televisions and games from Best Buy at a cost not to exceed $3,930.00. Silvernail moved, Schroeder seconded, to approve the purchases. Roll Call: Aye-All. Motion carried

STREETS AND WATER/LIBRARY

Fuel Purchase
Schroeder moved, Klamm seconded, to allow purchase of 5500 gallons of unleaded premium at a cost of $2.61 per gallon from Southside Standard. Roll Call: Aye-All. Motion carried

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SD Library Network
Schroeder moved, Klamm seconded, to allow payment of $4,395.00 to the SD Library Network, covering July1, 2010 to June 30, 2011, a budgeted item. Roll Call: Aye-All. Motion carried

PARKS/RECREATION/TROLLEY

Resignations
Silvernail moved, Schroeder seconded, to accept the resignations of Kelsey Dvorak and Lori Dvorak from Mt. Moriah, effective July 6, 2010. Roll Call: Aye-All. Motion carried.

Hire Requests
Silvernail moved, Schroeder seconded, to hire Shanon Shallenkamp to work at Mt. Moriah at $7.50 per hour effective July 25, 2010, pending pre-employment screening. Roll Call: Aye-All. Motion carried

Silvernail moved, Schroeder seconded, to re-hire Connie Olsen to work at Mt. Moriah at $9.67 per hour effective July 13, 2010, pending pre-employment screening. Roll Call: Aye-All. Motion carried

Free Trolley Rides
Silvernail moved, Schroeder seconded, to allow the trolley to provide free rides for the Adams Museum History Camp on June 22, 1010. Roll Call: Aye-All. Motion carried

Silvernail moved, Schroeder seconded, to allow the trolley to provide free rides for the Tromp'n for Trash community clean-up event on August 19, 2010. Roll Call: Aye-All. Motion carried

ADJOURNMENT
Silvernail moved, Klamm seconded, to adjourn the regular session at 5:40 p.m. The next regular meeting will be at 5:00 p.m. on Monday, July 19, 2010.

ATTEST: _____ DATE: 7-19-10

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 _____.