

REGULAR MEETING/EXECUTIVE SESSION, September 8, 2008

The Regular Session of the Deadwood City Commission convened on September 8, 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, Mike Klamm, Joe Peterson, Lenny Schroeder, and Georgeann Silvernail. All motions passed unanimously unless otherwise stated.

APPROVAL OF MINUTES

Schroeder moved, Klamm seconded, to approve the minutes of September 2, 2008. Roll Call: Aye-All. Motion carried.

APPROVAL OF DISBURSEMENTS

Silvernail moved, Schroeder seconded, to approve the September 8, 2008 disbursements. Roll Call: Aye-All. Motion carried.

A & B WELDING	CYLINDER REANTAL	8.37
A & J SUPPLY	35 FT PIPE	44.80
ABC	RESTROOM SIGNS	1,419.00
ADDCO, LLC.	CONTROLLER REPAIR	292.84
BLACK HILLS CHEMICAL	SUPPLIES	4,679.45
BLACK HILLS POWER & LIGHT	ELECTRICITY	3,404.91
BLACK HILLS SPECIAL SERVI	CLEANING-TROLLEY	1,638.00
CHAINSAW CENTER/DAKOTA RE	STIHL AUTOCUT	251.65
COMMERCIAL LIGHTING COMPA	LAMP BALLASTS	323.48
CULLIGAN OF THE NORTHERN	DISPENSER RENTAL	71.00
D & D ELECTRIC	LABOR-COMPUTER-FIRE	475.50
DEADWOOD ELECTRIC	BALLASTS	339.89
ENVIRONMENTAL PRODUCTS CO	FILTERS	339.54
FARMER BROTHERS CO	SUPPLIES	123.16
GENES LOCK SHOP	KEYS	6.00
GOLDEN WEST TECHNOLOGIES	DISPLAY PAGER	254.50
HAWKINS CHEMICAL INC.	VALVE	205.21
HCW, INC.	WEED SPRAY/MICKELSON TRAIL	693.60
HD SUPPLY WATERWORKS	LEAK DETECTION-MOBILIZATION	2,307.00
HILLSIDE DISPOSAL	ROLL-OFF DUMPSTERS	660.00
JACOBS PRECISION WELDING	SQUARE TUBING	28.25
LAKER CHEMICAL, INC.	FINE ROAD PATCH	480.00
LEAD DEADWOOD SANITARY	REIMBURSE-TSP-EQR USAGE	29,903.71
MAVERICK ENTERPRISES DBA	SUPPLIES	5.98
MONTANA DAKOTA UTILITIES	USAGE	1,724.83
NAPA	FITTINGS	1,018.37
PRO-STEAM	STEPS/REC CENTER	121.75
RAPID DELIVERY	DELIVERY SERVICES	9.10
SOUTH DAKOTA STATE TREASURER	SALES TAX AUGUST 2008	5,944.33
SOUTH SIDE SERVICE	DIESEL FUEL/ALL DEPARTMENTS	17,051.43
STRETCH'S GLASS & CUSTOM	REPAIRS/POLICE	207.65
THE JOHNSON TREE COMPANY	TREE REMOVAL	120.00
TRIPLE K TIRE & REPAIR	FLAT TIRE REPAIR	17.50
TWILIGHT FIRST AID	FIRST AID SUPPLIES	185.30
WAUPACA NORTHWOODS LLC	BARK CHIPS	427.05
TOTAL		\$74,783.15

ITEMS FROM CITIZENS ON AGENDA

Deadwood Economic Development Request

Chuck Turbiville, Executive Director for Lead-Deadwood Economic Development Corporation appeared before the Commission to request that the City surplus the Engine House property. He explained that a committee formed by Mayor Toscana met and determined this property could be sold, depending on the status of an Intermodal Service Transportation Efficiency Act (ISTEA) grant repayment. Toscana added that there are three ways a city is allowed to sell surplus property: sealed bid, auction, or realtor. Turbiville indicated that he does have an interested party interested in purchasing the property. No action was taken, pending further research of grant repayment, if any.

PUBLIC HEARINGS/BID OPENINGS

Public Hearing – Wine License

Silvernail moved, Schroeder seconded, to approve the Retail (On-Off) Sale Wine license application for Maverick Enterprises, LLC dba Blondie's IGA at 124 Sherman Street. Roll Call: Aye - All. Motion carried.

Public Hearing – Deadwood Jam Event

Silvernail moved, Klamm seconded, to approve the street closure of Siever Street from 8:00 a.m. Friday, September 12^{to} 12:00 Midnight on Saturday, September 13, 2008, Deadwood Street from 5 a.m. to 10:00 p.m. on Friday, September 12, and 11:00 a.m. to 12:00 Midnight on September 13, 2008, and use of the Interpretive Lot from 2 a.m. on September 11, 2008, to 2 a.m. on September 14, 2008. Roll Call: All-Aye. Motion carried.

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Klamm moved, Schroeder seconded, to approve the special malt beverage license to allow the Deadwood Jam Committee to sell beer for the Deadwood Jam on September 12 from 3:00 p.m. to 10:00 p.m. and on September 13 from 11:30 a.m. to 10:00 p.m. in the in the Interpretive Center Parking Lot. Roll Call: All-Aye. Motion carried.

Peterson moved, Klamm seconded, to waive the vendor fee for the Deadwood Jam vendors in the Interpretive Lot September 12 and 13, 2008. Roll Call: All-Aye. Motion carried.

Silvernail moved, Schroeder seconded, to waive the sound permit fee for the Deadwood Jam vendors in the Interpretive Lot September 12 and 13, 2008. Roll Call: All-Aye. Motion carried.

Accept Low Bids - The Lodge at Deadwood Phase II Project – Continued from 9-2-2008

Finance Officer Mary Jo Nelson explained that since this project is a Tax Increment Financing District (TIFD) the City is required to record and accept or reject the low bids in the Commission Meeting Minutes. Silvernail moved, Klamm seconded, to accept the low bids for Phase II project for The Lodge at Deadwood and reject the bid for the Tile and Stone Tile from Grazzini Brothers (9B.). Bids are as follows: Roll Call: Aye- All. Motion carried.

LOW BID PHASE 2-Lodge at Deadwood		
Bid bonds received on all except Lindee Construction, Package 6A		
	All Bids	Low Bid
4A-Masonry		
West River Masonry	\$ 26,565.00	\$ 26,565.00
Singer Masonry	\$ 60,040.00	
5C-Misc Steel		\$ 3,100.00
Kurtz Const.	\$ 3,100.00	
6A-Rough Carpentry		
Kurtz	\$ 139,897.00	\$ 139,897.00
Lindee-no bid bond	\$ -	
6C-Finish Carpentry		
Kurtz	\$ 42,000.00	\$ 42,000.00
7A-Thermal Insulation		
Intex	\$ 16,422.00	
Malone	\$ 14,040.00	\$ 14,040.00
7B-Metal Roofing		
BHI	\$ 242,530.00	
BH Roofing	\$ 199,622.00	\$ 199,622.00
Kurtz	\$ 223,300.00	
Central	\$ 299,621.00	
7C-Siding		
Kurtz	\$ 83,160.00	
Collins	\$ 69,808.00	\$ 69,808.00
7D-EPDM Roofing		
Lowe	\$ 127,549.00	
BHI	\$ 119,703.00	
BH Roofing	\$ 119,540.00	
Weathercraft	\$ 116,312.00	\$ 116,312.00
8A Firestopping/Joint Sealant		
Jones Caulking	\$ 8,805.00	
Dakota Sealant	\$ 4,850.00	\$ 4,850.00
8A-Door Frames		
Kurtz	\$ 85,000.00	\$ 85,000.00
8B-Colling Doors		
Overhead Doors	\$ 110,130.00	
Combined Bldg	\$ 87,639.00	\$ 87,639.00
8C-Aluminum Entries/Windows		
Century Glass	\$ 67,882.00	\$ 67,882.00
9A-Metal Studs-Gypsum		
Sands	\$ 775,200.00	\$ 775,200.00
Cornerstone	\$ 825,000.00	
9B-Tile and Stone Tile		
Grazzini Brothers	\$ 533,550.00	REJECT
9C-Acoustical Metal Ceilings		
Cornerstone	\$ 330,000.00	
Gemini	\$ 94,000.00	

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Horst	\$ 75,532.00	\$ 75,532.00
9D-Flooring Coverings		
Freeds	\$ 156,007.00	\$ 156,007.00
9E-Wall Finishes		
Western Hills Painting	\$ 90,000.00	\$ 90,000.00
Berendse Paint	\$ 105,000.00	
10A Specialties		
Kurtz	\$ 87,500.00	\$ 87,500.00
15A Mechanical Systems		
Tessiers	\$ 511,346.00	\$ 511,346.00
Action Mechanical	\$ 571,000.00	
15B-Fire Suppression		
Western States	\$ 58,300.00	\$ 58,300.00
Rapid Fire	\$ 80,900.00	
16A-Electrical		
Muth	\$ 473,900.00	
Freeman	\$ 460,700.00	\$ 460,700.00
		\$3,071,300.00

HISTORIC PRESERVATION/PLANNING & ZONING/PUBLIC BUILDINGS/SAFETY

Plat for Deadwood Stage Run LLC

Silvernail moved, Schroeder seconded, to approve the plat to establish and outline a public right-of-way to extend utilities within the Deadwood Stage Run Addition. Roll Call: Aye- All. Motion carried.

Purchase Request

Silvernail moved, Peterson seconded, to approve the purchase of Vulkem 350/351 products from Tremco Company to waterproof and slip-proof the steps in front of City Hall at a cost of \$2,489.00 plus shipping. According to Public Works Director Jim Raysor, this product has a five year warranty. Roll Call: Aye- All. Motion carried.

STREETS/WATER

Purchase Request

Schroeder moved, Klamm seconded, to approve the purchase of pin and spring for WASP Rubble site equipment from Jacob's Welding at a cost of \$2,125.00. Roll Call: Aye- All. Motion carried.

POLICE/FIRE

Fire Department Grant

Klamm moved, Silvernail seconded, to approve the expenditure of \$5,373.13 for the wildland personal protective equipment of which \$2,686.57 will be reimbursed once equipment has been received. This is a grant from the South Dakota Department of Agriculture Cooperative. Roll Call: Aye- All. Motion carried.

Purchase Request

Klamm moved, Silvernail seconded, approve the purchase of three four bay battery conditioner/charges for portable radios from Battery Zone at a cost of \$1,361.00, a budgeted item. Roll Call: Aye- All. Motion carried.

Extend Vacation Hours

Klamm moved, Schroeder seconded, to allow Jim Lehto to extend 47 hours of vacation to September 20, 2008. Roll Call: Aye- All. Motion carried.

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Employee Resignations

Rec Center

Silvernail moved, Peterson seconded, accept the resignation of Rec Center employees Darcy Jo McNary, effective August 27, 2008 and Nita Jo Jardee, effective August 28, 2008. Roll Call: Aye- All. Motion carried.

Parks Department

Silvernail moved, Peterson seconded, accept the resignations of Parks Department employee Janel Blotz, effective September 16, 2008. Roll Call: Aye- All. Motion carried.

LEGAL BUSINESS

Hills Materials Contract

Klamm moved, Silvernail seconded, to allow the Mayor to sign the contract between the City of Deadwood and Hills Materials for the Asphalt Cap at the Sherman Street Parking Lot for \$42,784.85 (low bid awarded on 9-2-2008.) Roll Call: Aye- All. Motion carried.

JP Towing Contract

Silvernail moved, Klamm seconded, to allow the Mayor to sign a thirty-six (36) month lease between the City of Deadwood and JP Towing to lease City property (Cold Storage building) for the temporary storage of towed vehicles. Roll Call: Aye- All. Motion carried.

Executive Session

City Attorney Jason Campbell requested a brief Executive Session for legal matters with no action to be taken following the regular meeting.

MAYORS BUSINESS

Historic Preservation 2009 Budget Presentation

Mayor Toscana informed everyone that Historic Preservation Commissioner Feterl, City Commissioner Silvernail, Historic Preservation Officer Kevin Kuchenbecker and himself traveled to Pierre on September 5 to present the City of Deadwood Historic Preservation Budget for 2009 to the South Dakota State Historical Society Board and Trustees for their review, Toscana commended Kuchenbecker on the presentation and added the State Board approved the 2009 Budget.

ITEMS FROM CITIZENS NOT ON AGENDA

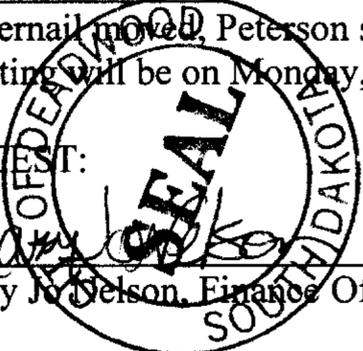
Lead-Deadwood Arts Council

Karen Everett, representing the Lead-Deadwood Arts Council, requested a public hearing to waive the waiving of the vending fee for the Kuchen Sampler fundraiser event to be held during Octoberfest on Saturday, October 4 from 11:00 a.m. to 1:00 p.m. After discussing, this request will be placed on the agenda at 5:05 p.m. on September 22, 2008.

ADJOURNMENT

Silvernail moved, Peterson seconded, to adjourn the regular session at 5:30 p.m. The next regular meeting will be on Monday, September 15, 2008.

ATTEST:


Mary Jo Nelson, Finance Officer

DATE: 9-15-08

BY: Francis A. Toscana
Francis A. Toscana, Mayor