

REGULAR MEETING, January 10, 2011

The Regular Session of the Deadwood City Commission convened on January 10, 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.

CONDOLENCES

Mayor Toscana along with the City Commission expressed condolences for the passing of Deadwood resident Minnie Stanley.

APPROVAL OF MINUTES

Silvernail moved, Schroeder seconded, to approve the minutes of January 3, 2011. Roll Call: Aye-All. Motion carried.

DECEMBER, 2010 PAYROLL: COMMISSION, \$4,096.14; ATTORNEY, \$2,103.13; FINANCE, \$20,437.99; PUBLIC BUILDINGS, \$3,162.26; POLICE, \$60,708.88; FIRE, \$6,526.11; BUILDING INSPECTION, \$4,974.84; STREETS, \$36,862.51; PARKS, \$21,565.81; PLANNING & ZONING, \$5,480.76; LIBRARY, \$7,605.45; RECREATION CENTER, \$19,168.08; HISTORIC PRESERVATION, \$19,937.27; WATER, \$19,294.07; PARKING METER, \$11,328.00; TROLLEY, \$17,984.88; PARKING RAMP, \$8,105.22; RUBBLE SITE, \$2,424.74 **PAYROLL TOTAL: \$271,766.14.**

DECEMBER, 2010 PAYROLL PAYMENTS:

Internal Revenue Service, \$63,812.10; S.D. Retirement System, \$29,063.92; Delta Dental, \$3,433.04.

APPROVAL OF DISBURSEMENTS

Silvernail moved, Schroeder seconded, to approve the January 10, 2011 disbursements. Roll Call: Aye-All. Motion carried.

A & B WELDING	SUPPLIES	40.05
ABC BUSINESS	SUPPLIES	148.46
ALCO	SUPPLIES	41.12
AMERICAN LIBRARY ASSOC	DUES	230.00
AMERICAN RED CROSS	CERTIFICATION	10.00
ARGUS LEADER	SUBSCRIPTION	291.42
ARLETH & ASSOC	SURVEY/OAKRIDGE	4,000.00
BH CHEMICAL	SUPPLIES	1,110.50
BH PIONEER	AD	75.00
BH POWER	UTILITIES	36.07
BUTLER	PARTS	169.25
CALIFORNIA CONTRACTORS	GLOVES	103.20
CAMPBELL SUPPLY	HEATERS	259.98
COMPUTER SUPPORT SERV	NETWORKING	472.45
CULLIGAN	RENTAL	177.50
DAKOTA SUPPLY GROUP	SUPPLIES	1,081.05
DAYS OF '76 MUSEUM	REIMBURSE FEES	1,533.83
DEADWOOD CHAMBER	BILL LIST-1ST QTR	110,000.00
DEADWOOD ELECTRIC	PARKING RAMP	1,066.69
DEADWOOD FIRE DEPT	MOHR COMM MTGS	300.00
DEADWOOD HOME CENTER	PARTS	184.42
DUSTIN SCHUMACHER	REIMBURSE	26.49
EMERY-PRATT	BOOKS	201.96
FARMER BROTHERS	SUPPLIES	254.40
FASTENAL	PARTS	675.03
FIRST BAPTIST CHURCH	PARKING LEASE	3,600.00
GAYLORD BROS.	CASES	72.03
GOLDEN WEST	PAGER	778.26
GREAT WESTERN TIRE	TIRES-SERV	270.90
GREEN PROVENCE	SUPPLIES	436.73
KEN'S CAMPER	PROPANE	125.60
KNOX COMPANY	LOCK BOX	238.00
LEAD-DWD MEDICAL CLINIC	TESTING	36.00
LEAD-DWD SANITARY DIST	USAGE CHRG	23,043.33
M&M SANITATION	RENTAL	205.00
MID-STATES ORGANIZED CRIME	DUES	150.00
MIDWEST TAPE	DVDS	237.20
MDU	UTILITIES	3,958.29
MULTIMEDIA SALES	ADS-RADIO	106.00
NAPA	PARTS	993.32
NORTHWEST PIPE	PARTS	142.63
OCCUPATIONAL HEALTH	TESTING	90.00
OTIS ELEVATOR	SERVICE	2,033.22
PETTY CASH-FINANCE	REIMBURSE	132.33
PFARR, RANDY	REIMBURSE	82.50
SDN COMMUNICATIONS	COMM LINE	571.20
SERVALL	SUPPLIES	1,524.93
SIMPLEXGRINNELL	ALARM-DETECTION	1,398.50
SD DEPT TRANSPORTATION	CITY SHARE	225.87
SD OFFICE TOURISM	REGISTRATION	200.00
SD PUBLIC HEALTH	TESTING	72.00
SD STATE TREASURER	SALES TAX DEC	2,969.31
THE COMPLEAT GAMESTER	SIGNAGE	56.55
TROPHY AWARDS	TOWERS	131.49
TC HARDWARE	PARTS	196.99
WASTE CONNECTIONS	DUMPSTER	295.71
WELLS FARGO BANK	DEBT SERV PYMT	358,422.50
WHISLER BEARING	BEARING	71.76
	TOTAL	\$ 525,537.28

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ITEMS FROM CITIZENS ON AGENDA

Service Award

Mayor Toscana presented a service award to Deadwood Volunteer Firefighter Keith Wellard for five years of service. Toscana and Chief Mohr thanked Keith for his years of service and dedication to our community.

Sanford Lab Update

Jeret Heise, Science Liason Director, appeared before the Commission to give a detailed monthly update on the Sanford Lab. According to Heise, the lab has made a few milestones in 2010, one of which is the excavation project on the 4850' level. Nine miners blasted and moved 17,000 tons of rock to create the Davis Campus, which will house the LUX and Majorana experiments. Safety reviews and planning meetings are on going for these experiments. The Preliminary Design report will be completed in early 2011. This report will be used to facilitate discussions among the funding agencies for the lab.

PUBLIC HEARINGS/BID OPENINGS

Public Hearing

Silvernail moved, Oberlander seconded, to approve the request for a Special Full Temporary Liquor License at the Masonic Temple for the Deadwood Volunteer Fire Department event on February 19, 2011. Roll Call: Aye-All. Motion carried.

FINANCE

Adopt State Rates

Peterson moved, Silvernail seconded, to adopt the State of South Dakota travel rates for the City of Deadwood employees travel. Rates are as follows: Roll Call: Aye-All. Motion carried.

State Rates (As of January 1, 2011)		
Meals:	In-State	Out-of-State
Breakfast	\$5.00	\$8.00
Lunch	\$9.00	\$11.00
Dinner	\$12.00	\$17.00
Lodging:		
In-State	\$46.50 plus tax	\$150.00 plus tax
Mileage:		
	\$.37/mile	

Payment Request

Peterson moved, Silvernail seconded, to approve the 2011 allocation of \$1,000.00 to the Victims of Violence, to be paid from the General Fund, a budgeted item. Roll Call: Aye-All. Motion carried.

Resolution 2011-02

Peterson moved, Silvernail seconded, to approve Resolution 2011-02 to make Interfund Cash Transfers for 2010. Roll Call: Aye-All. Motion carried.

**RESOLUTION 2011-02
A RESOLUTION TO MAKE THE FOLLOWING INTERFUND CASH
TRANSFERS FOR THE YEAR 2010**

Be it resolved by the Deadwood City Commission that the City of Deadwood approve the following interfund cash transfers for the year 2010.

From Historic Preservation (Fund 0215) to Trolley Department (Fund 0610) \$25,000.00 for trolley reserve and \$92,000.00 for support of trolley operational expenses. From Historic Preservation (Fund 0215) to General Fund (Fund 0101) for impact funds \$1,322,356.00. From Historic Preservation (Fund 0215) to Water Fund (Fund 0602) for impact funds \$160,814.00.

From Historic Preservation (Fund 0215) Cash from Bond Series 2003-2004 Construction Fund to the following Capital Projects Funds Cash in the following amounts: Slime Plant Project (Fund 0505) \$240,963.39, City Hall Archives Project (Fund 0512) \$94,566.50, Rec Center Renovation (Fund 0519) \$417,937.53, Days of 76 Museum (Fund 0563) \$330,883.80 for construction project expenses.

From General Fund (0101) to Rubble Site Fund (0701) \$5,000.00 for Deadwood's share of operational expenses at the site.

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From General Fund (0101) to Library Fund (Fund 0206) \$29,000.00, in support of operational expenses.
Dated this 10th day of January 2011.

ATTEST:
/s/ Mary Jo Nelson, Finance Officer

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

Peterson moved, Silvernail seconded, to approve the 2011 allocation of \$21,000.00 to Deadwood Lead Economic Development, to be paid from the General Fund, a budgeted item. Roll Call: Aye-All. Motion carried.

Resolution 2011-03

Peterson moved, Silvernail seconded, to approve Resolution 2011-03 Extending Workers' Compensation to Specific Individuals for 2011. Roll Call: Aye-All. Motion carried.

**RESOLUTION NO. 2011-03
A RESOLUTION EXTENDING WORKERS' COMPENSATION COVERAGE TO
SPECIFIC INDIVIDUALS FOR THE YEAR 2011**

BE IT RESOLVED by the Deadwood City Commission that the City of Deadwood extend the South Dakota Municipal League Workers' Compensation benefit for coverage on the following individuals who are not automatically covered because they are appointed or elected to their positions:

City Commission: Francis A. Toscana, Joe Peterson, Bruce Oberlander, Lenny Schroeder, and Georgeann Silvernail;

Historic Preservation Commission: Darin Derosier, Ronda Feterl, Mary Ann Oberlander, Mike Olsen, Steve Olson, Matt Pike, and Willie Steinlicht;

Planning & Zoning Commission: Mel Allen, Marie Farrier, Sheree Green, Larry Ryan, and Jim Shedd;

Library Board: Shirley Bergen, Mike Olsen, Jaci Conrad Pearson, Lenny Schroeder, and Mark Speirs;

Parks & Recreation Board: Shirley Black, Tom Blair, Henry Cordes, Sue Hart and Brad Steinlicht;

Police Department Reserve Officers: Dawn Allen, Dusty Barker, Kenneth Batka, Doug Bechen, Tavis Little, Justin Lux, Kristy Schumacher, Matthew Symonds, and Chris Tomford;

Deadwood Volunteer Fire Department: Randy Addington, Ken Allen, Danny Arnold, Anthony Biesoit, John Bigney, Wesley Coffield, Pat Eastman, Verne Edstrom, Karl Freed, Sandy Glover, Bill Glover, Gary Gould, Larry Groll, Mathew Helmin, Francis Iverson, Mike Klamm, Brian Ledbetter, Seth Martens, Jeff Millard, Trent Mohr, Jerry Pontius, Jason Rakow, Richard Stanger, Allen Sternhagen, Paul Thomson, Kathy Toscana, Greg Wagner, Ben Weiss, Keith Wellard, Anne Wieringa, and Lei'Ani Wieringa.

Deadwood Fire Department Oversight Committee: Georgeann Silvernail and Robert Sjomeling.

The Finance Office will be notified of any personnel changes to the above-mentioned committees and commissioners.

Dated this 10th day of January, 2011.

ATTEST:
/s/ Mary Jo Nelson, Finance Officer

CITY OF DEADWOOD
/s/ Francis A. Toscana, Mayor
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Engagement Letter - Grant Thornton

Peterson moved, Silvernail seconded, to allow the Mayor and Finance Officer to sign engagement letter with Grant Thornton for the required IRS arbitrage calculation on 2005-2006 Series Bond funds, at a cost of \$4,000.00, to be paid from Historic Preservation bond payment account. Roll Call: Aye-All. Motion carried.

Payment Request

Peterson moved, Silvernail seconded, to approve the 2011 allocation to Black Hills Council of Local Governments for \$2,063.00, to be paid from Commission line item, a budgeted item. Roll Call: Aye-All. Motion carried. Commissioner Silvernail asked why the BH Council uses the 1980 Census to calculate the assessment fee versus the 2010 Census, Finance Officer to contact BH Council.

HISTORIC PRESERVATION/PLANNING/ZONING/PUBLIC BUILDINGS/SAFETY

Contract - Renee Boen

Silvernail moved, Schroeder seconded, to allow the Mayor to sign the contract with Renee Boen to assess Chinatown artifacts, recommend storage, establish goals, and establish long-range conservation plan for the Archives Department, for \$3,840.00. Roll Call: Aye-All. Motion carried.

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Hire Request

Silvernail moved, Schroeder seconded, to hire Mark Speirs to paint hallways in Planning and Preservation departments at a cost of \$1,734.00, to be paid from Public Buildings. Roll Call: Aye-All. Motion carried.

STREETS/WATER/LIBRARY

Hire Request

Schroeder moved, Oberlander seconded, to hire Jan Osborn, part time Library Assistant, effective January 11, 2011, at \$7.50 per hour, ten hours per week. Roll Call: Aye-All. Motion carried.

POLICE/FIRE

Purchase Request

Oberlander moved, Silvernail seconded, to approve the purchase of a 2011 Chevy Tahoe from White's Queen City Motors for \$29,437.00, using bid opened and accepted on January 4, 2011 from Lawrence County, a budgeted item. Roll Call: Aye-All. Motion carried.

Purchase Request

Oberlander moved, Silvernail seconded, to approve the purchase of four tactical patrol rifles from Sig Sauer at a cost of \$5,196.00, a budgeted item. Roll Call: Aye-All. Motion carried.

Travel Request

Oberlander moved, Schroeder seconded, to allow Anthony Bradley and Zachariah Bell to attend Narcotics Investigator training in Pierre on May 16-20, 2011, requesting use of City vehicle. Roll Call: Aye-All. Motion carried.

Travel Request

Oberlander moved, Silvernail seconded, to allow Dustin Schumacher and James Olson to attend Advanced Roadside Impaired Driving Enforcement training in Rapid City on February 7-9, 2011, requesting use of City vehicle. Roll Call: Aye-All. Motion carried.

Travel Request

Oberlander moved, Silvernail seconded, to allow Greg Nelson to attend Sexual Assault Nurse Examiners training in Sioux Falls on January 23-26, 2011, requesting \$301.62 for lodging, \$87 for meals and use of City vehicle. Roll Call: Aye-All. Motion carried.

Advertise for Bids - Miller/Interpretive Parking Lots

Oberlander moved, Silvernail seconded, to allow Parking and Transportation Committee to advertise for bids on resurfacing the Miller and Interpretive parking lots, pending legal review of specifications, a budgeted item. Roll Call: Aye-All. Motion carried.

PARKS/RECREATION/TROLLEY

Wage Increase

Silvernail moved, Peterson seconded, to approve the wage increase for Roger Addington, Parks Department, from \$15.17 to \$15.96 per hour, effective January 7, 2011, after two years of service (100% of prevailing wage.) Roll Call: Aye-All. Motion carried.

Purchase Request

Silvernail moved, Peterson seconded, to approve the purchase of fourteen locker mats for the Rec Center from Black Hills Chemical at a cost not to exceed \$966.00. Roll Call: Aye-All. Motion carried.

LEGAL

Agreement - Amendment - Chadams

City Attorney Jason Campbell explained that the City does not use Chad Adams (owner of towing service) on a regular basis and requested that the Commission approve the amendment to the Indemnity Agreement. Silvernail moved, Schroeder seconded, to approve an amendment and to waive the requirement that the City of Deadwood be named additional insured. Roll Call: Aye-All. Motion carried.

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MAYORS BUSINESS

Holiday Schedule

Mayor Toscana announced that due to the Martin Luther King holiday on January 17, 2011, the next City Commission meeting would be at 5:00 p.m. on Tuesday, January 18, 2011.

Lawrence County Emergency Operations Plan

Silvernail moved, Oberlander seconded, to allow the Mayor and City Commission to sign the Lawrence County Emergency Operations Plan. Roll Call: Aye-All. Motion carried.

ITEMS FROM MAYOR, COMMISSIONERS, DEPARTMENT HEADS NOT ON AGENDA. Items will be considered but action will be taken at this time.

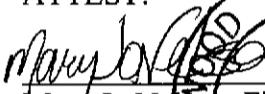
Timm Lane Cold Storage

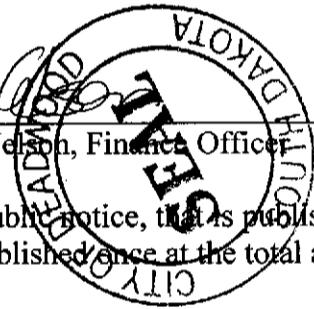
Bruce Oberlander presented a brief report on the Timm Lane Cold Storage meeting that was held on January 8, 2011 to discuss and determine the needs and costs of additional cold storage space. Jim Raysor added he is discussing this matter with an engineer due to the property's location in a flood way and is subject to restrictions.

ADJOURNMENT

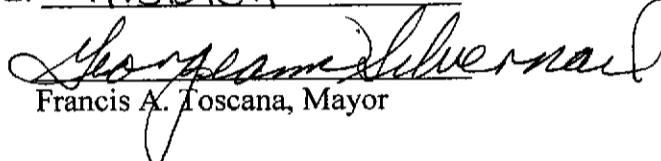
Silvernail moved, Schroeder seconded, to adjourn the regular session at 5:35 p.m. The next regular meeting will be at 5:00 p.m. on Tuesday, January 18, 2011.

ATTEST:


Mary Jo Nelson, Finance Officer



DATE: 1/18/2011

BY: 
Francis A. Toscana, Mayor

For any public notice, that is published one time:
Published once at the total approximate cost of _____.