

REGULAR MEETING, September 29, 2008

The Regular Session of the Deadwood City Commission convened on September 29, 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 Silvermail. All motions passed unanimously unless otherwise stated.

APPROVAL OF MINUTES

Schroeder moved, Klamm seconded, to approve the minutes of September 22, 2008. Roll Call: Aye-All. Motion carried.

APPROVAL OF DISBURSEMENTS

Klamm moved, Schroeder seconded, to approve the September 29, 2008 disbursements. Roll Call: Aye-All. Motion carried.

A & B BUSINESS	MONTHLY MAINTENANCE	598.07
ABC	ADDING MACHINE TAPE	100.89
ALLTEL	DEPTS CELL PHONES	148.54
AMANO MCGANN	GATE ENHAMCEMENT BOARD	567.74
BH MINING MUSEUM	ARCHIVE WORK JULY-AUG 2008	3,267.00
BH NAILWORKS LLP	STORAGE OF SODA FOUNTAIN	550.00
BH POWER	UTILITIES-PUBLIC BLDGS-RAMP	9,641.98
BH PURE, INC.	FIVE GALLON WATER	5.75
BRODY CHEMICAL	TRUCK SOAP WASH	169.59
CINDY RISCHÉ	MEALS-ANIMAL CONTROL 10-1/08	33.00
CULLIGAN	BOTTLED WATER	11.50
DEADWOOD HOME CENTER	PAINT GRANT - 28 TAYLOR	149.95
DREAM DESIGN INTL., INC	ST AMBROSE CEMETERY PROJECT	29,441.60
E & J SPECIALITES	TROLLEY TOKENS	354.68
FIREGUARD INCORP.	HANDLE VALVE ASSEMBLY	79.31
FOX, TERESA	DIGITIZATION PROJECT	457.30
GOLDEN WEST	COMPUTER ISSUES	157.50
HOMESTAKE OPERA HOUSE	2006 OUTSIDE DW GRANT	21,801.00
INTEGRATED PARKING SOLUTIONS	MICROFLASH, BELT CLIP, BATTERY	4,455.12
JACOBS PRECISION WELDING	SQUARE TUBING	1,353.78
JBS BACKHOE SERVICE, INC.	MONTH RENT/1995 HITSCHI EX2000	4,500.00
KNOLOGY	MONTHLY PHONE CHARGES	1,371.71
KOHLER, TAMMY	MEALS-ANIMAL CONTROL 10-1-08	33.00
KUCHENBECKER, KEVIN	LUNCH REINBURSMENT	30.82
LAMBS PAINTING LLC	PAINTING EXTERIOR-LIBRARY 1/2	15,960.00
LC REGISTER OF DEEDS	FILING FEE-KIRCHEVEL 316 WLMS	16.00
LC TREASURER	124 SHERMAN-PROPERTY TAX	6,741.02
LLC 662 MAIN STREET	OVERPAYMENT ON LOAN 662 MAIN	530.17
MIKE RUNGE	ARCHIVE BOOK	57.98
MOLLY CORPORATION	REPAIRS	365.81
NEWMAN TRAFFIC SIGNS	5-SIGNS FOR P&T	175.83
NHS OF THE BLACK HILLS	REV LOAN DISB-35 LINCOLN PIKE	7,293.00
NJS ENGINEERS	PEDESTRIAN BRIDGE-WHITEWOOD CR	385.00
NORTHWEST PIPE FITTINGS, I	6 VALVE W/HANDWHEEL-GASKET	615.99
PFARR, RANDY	SAFETY REIMBURSEMENT/R PFARR	42.37
ROYAL ELECTRIC	REPAIRS-OUTLETS/RC LIGHTS	216.52
SD COMMISSION ON GAMING	AUG-SEPT 08 CITY NICKEL	5,488.62
SD PUBLIC HEALTH	TESTING/REC CENTER	72.00
SOUTH SIDE SERVICE (SANITO	PREMIUM GAS/ALL DEPARTMENTS	16,890.39
STRETCH'S GLASS & CUSTOM P	CREDIT FOR PAID SALES TAX	32.55
TDG COMMUNICATIONS	ARTWORK/COMPUTER PRODUCTION	1,060.00
TRIPLE K TIRE & REPAIR	FRONT-REAR BRAKES #151	674.00
TRUGREEN CHEM-LAWN	FERTILIZE-WEED CONTROL/A HOUSE	82.16
TWIN CITY ANIMAL SHELTER	R & N RECYCLING PROCEEDS	73.20
UMENTHUM, KEITH	REIMBURSE TRAVEL EXPENSES	1,353.38
USPS-DEADWOOD	POSTAGE-WATER BILLS	172.06
WESTERN HISTORY ASSOC, UNI	REGISTRATION-K. KUCHENBECKER	170.00

TOTAL \$ 137,747.88

PUBLIC HEARINGS/BID OPENINGS

Set Public Hearing – Homecoming Parade

Silvermail moved, Klamm seconded, to set a pubic hearing on October 6 at 5:05 p.m. for the Lead-Deadwood High School Homecoming Parade in Deadwood on October 10, 2008. Roll Call: Aye- All. Motion carried.

Set Public Hearing - Deadweird

Silvermail moved, Klamm seconded, to set a public hearing on October 14 at 5:10 p.m. for Deadweird celebration on October 25, 2008. Roll Call: Aye- All. Motion carried.

HISTORIC PRESERVATION/PLANNING & ZONING/PUBLIC BUILDINGS/SAFETY

Change Order #1 - 65 Forest (Continued 9-22-2008)

Peterson moved, Klamm seconded, to approve the change order for \$4,860.30 for the retaining wall at 65 Forest Avenue, requested by Lehmen Construction. This change order was not bid due to unforeseen circumstances due to movement of soil. Roll Call: Aye- All. Motion carried.

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Hire Request

Toscana moved, Schroeder seconded, to approve the hiring of Mallory Everett as intern in the Archives Department at \$7.50 per hour effective October 7, 2008. Roll Call: Aye- All. Motion carried.

STREETS/WATER/LIBRARY

Purchase Request

Schroeder moved, Klamm seconded, to approve the purchase of de-icer and fines for the winter season at a cost of \$12,474.00. De-icer purchased from Cargill and fines purchased from Hills Materials. Roll Call: Aye- All. Motion carried.

POLICE/FIRE

Donation - Artemis House-Lions Club

Klamm moved, Silvernail seconded, to approve the request made by the Police Department to surplus and donate lost and found cell phones to the Artemis House. Roll Call: Aye- All. Motion carried.

Klamm moved, Silvernail seconded, to approve the request made by the Police Department to surplus and donate 16 pair of eyeglasses to the Lions Club. All reasonable attempts were made to return to owners, according to Officer Rob Lester. Roll Call: Aye- All. Motion carried.

Information - Ladder Truck Status

Chief Trent Mohr provided the Commission with a detailed list of ladder fire trucks with specifications that are being surplus by cities throughout South Dakota and asked them to review the list.

PARKS/RECREATION/TROLLEY

Purchase Request

Silvernail moved, Schroeder seconded, to approve the purchase of a Tommy Lift from Northern Truck Equipment for the Parks Department truck at a cost of \$2,350. Roll Call: Aye- All. Motion carried.

Purchase Request

Silvernail moved, Klamm seconded, to approve the purchase of 25 flags from Carrot-Top Industries at a cost of \$1,069.00 plus shipping. Roll Call: Aye- All. Motion carried.

Discussion - Rec Center Project

Jim Raysor appeared before the Commission to present one more option for the Rec Center expansion project. Raysor asked the Commission to consider the use of a Construction Manager at Risk concept for this project. Raysor explained in simple terms that this concept involves the City entering into an agreement with a firm (preferably a contractor) to negotiate changes to the existing Rec Center plans that would allow the facility to be built for the funding that the City has available. The process would be lengthy however; if the Commission would approve this concept, they may be able to start the bidding process in the spring. Raysor spoke with Kodet Architectural Group, and they have forfeited their propriety ownership of the Rec Center plans and by doing, and this allows the City to use the already prepared electronic plans for the project. To initiate the proposed process the Commission would need to pass a resolution authorizing this process. The City would seek qualification statements from interested contractors, interview top candidates, and then enter into a contract with the chosen candidate to be the Construction Manager at Risk. The City could hire an architect/draftsperson to modify our existing plans or the Manager at Risk would hire this person. Upon agreement on a plan and is within the budgeted amount the City would then go out for bids. Raysor added that the Construction Manager at Risk would be eligible to bid on the project. After discussing the various options, Toscana moved, Silvernail seconded, to continue this discussion to the October 14th meeting. Roll Call: Aye- All. Motion carried.

LEGAL BUSINESS

Revised Parking Lease Agreement - Frederickson Law

Klamm moved, Silvernail seconded, to approve the revised the parking lease agreement (from three spaces to two) with Frederickson Law and allow the Mayor to sign the revised agreement. Roll Call: Aye- All. Motion carried.

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Information - Segway Tours

Darin Gourde with Segway Tours informed the Commission that he would be terminating his lease (Days of 76 Ticket Booth) with the City of Deadwood effective October 31, 2008.

MAYORS BUSINESS

Proclamation

Mayor Toscana read a proclamation proclaiming October 5-11, 2008 as "Fire Prevention Week 2008" in the City of Deadwood.

ITEMS FROM CITIZENS NOTON AGENDA

Concerned Resident

Deadwood resident, Carlton Spindler, expressed his concerns regarding his water rates. Spindler is being billed commercial rates due to his wife's part-time beauty shop business, which has declined over the years. Mayor Toscana said a recent water study has been conducted and the City just received the final report. Toscana added that the City is looking to change the commercial water rates by the size of the line that feeds the establishment versus the current classifications of "residential" or "commercial" rates.

Mt. Moriah Vandalism

Mayor Toscana along with the Commission thanked and commended the Custer County Sheriff's Office along with our own Detective Greg Nelson and the Police department for their cooperation and hard work in solving the vandalism case at the Mt. Moriah Cemetery.

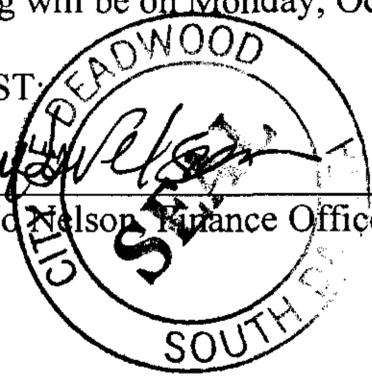
ADJOURNMENT

Silvernail moved, Peterson seconded, to adjourn the regular session at 5:40 p.m. The next regular meeting will be on Monday, October 6, 2008.

ATTEST:



Mary Jo Nelson, Finance Officer



DATE: 10-6-08

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

