

**REGULAR MEETING, January 31, 2011**

The Regular Session of the Deadwood City Commission convened on January 31, 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.

**APPROVAL OF MINUTES**

Silvernail moved, Schroeder seconded, to approve the minutes of January 24, 2011. Roll Call: Aye-All. Motion carried.

**APPROVAL OF DISBURSEMENTS**

Silvernail moved, Schroeder seconded, to approve the January 31, 2011 disbursements with additional bill. Roll Call: Aye-All. Motion carried.

A & B BUSINESS EQUIP	MO MAINT	550.28
ABC SUPPLY	SUPPLIES	43.64
ALCO	SUPPLIES	69.19
AMERICAN PUBLIC WORKS	DUES 2011	238.00
BH CHEMICAL	SUPPLIES	627.10
BH MINING MUSEUM	2010 GRANT	1,585.32
BH POWER	UTILITIES	3,788.18
BOB'S AUTO BODY	REPAIRS	68.98
CENTRAL AMERICA, INC.	VISITOR CNTR PRJ	3,383.92
CHAMBERLIN ARCHITECTS	DAYS 76 PRJ	379.00
COMPANION LIFE	INS PREM	221.01
CULLIGAN	SUPPLIES	79.50
DAKOTA SECURITY SYSTEMS	ALERT SYSTEM	1,523.54
DWD CHAMBER	BILLS	5,293.34
DEADWOOD HOME CENTER	SAND	197.32
FARMER BROTHERS	SUPPLIES	59.47
FASTENAL	BATTERIES	47.04
G&H DISTRIBUTING	SHELVING	851.71
GENERAL SERVICE	PARTS	1,068.40
HAWKI, KEN	REIMBURSE	48.60
HCW, INC.	COUNTER	198.98
KNOLOGY	SERVICE	1,779.59
LEAD-DWD PROM	CONTRIBUTE	100.00
LIGHT AND SIREN	REPAIRS	302.55
NAPC	MEMBERSHIP	130.00
NH CASA	2011 ALLOCATION	4,000.00
PETTY CASH-FINANCE	REPLENISH	151.42
RC PUBLIC LIBRARY	GRANT	891.46
RCS CONSTRUCTION	GUTTER	9,046.94
SD PUBLIC HEALTH	TESTING	48.00
ST. JOHN'S EPISCOPAL CHURCH	2010 GRANT	5,842.67
STANGER, RICHARD	REIMBURSE	20.00
TRIPLE K	TIRES	469.16
TTG ENTERPRISES INC.	PAGER	229.50
TC HARDWARE	PARTS	1,906.61
USPS-DWD	WATER BILLS	179.83
	<b>TOTAL</b>	<b>\$ 45,420.25</b>

**ITEMS FROM CITIZENS ON AGENDA**

**Use of Trolley**

Silvernail moved, Oberlander seconded, to waive the fee and allow the Adams Museum and House to use a trolley on April 7, 2011 from 3:30 to 5:30 p.m. for the A.C.T.E. Region Conference. Roll Call: Aye-All. Motion carried.

**Update - Adams Museum and House**

Mary Kopco, Adams Museum and House Director, informed the Commission of upcoming special events hosted by the Adams Museum and House. The Calamity's Shindig auction fundraiser will be held on February 4, 2011 at 5:00 p.m. at the Charlie Utter Theatre. Special Valentine's Tours "Isn't It Romantic" will be held at the historic Adams House on February 11-12, 2011, tours will be at 6:00 and 7:30 p.m. and on February 13, 2011, and tours will be at 1:00, 3:00, and 5:00 p.m. Kopco added they are now utilizing the Homestake Adams Research and Cultural Center (HARCC) and are in the process of furnishing and equipping the facility. They have scheduled their grand opening to take place on June 16, 2011. A behind the scenes tour will be held on February 28, 2011 at 4:00 p.m. at the HARCC facility. Kopco said they are continuing to hold numerous fundraising events for the HARCC.

**Use of Trolley**

Silvernail moved, Schroeder seconded, to waive the fee and allow the Adams Museum and House to use a trolley on February 12, 2011 from 10:00 a.m. to 1:00 p.m. to transport middle and high school students to Dumont Trailhead for snowshoeing and nature walk. Roll Call: Aye-All. Motion carried.

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### PUBLIC HEARINGS/BID OPENINGS

#### Set Public Hearing

Silvernail moved, Schroeder seconded, to set a public hearing for street closure and relaxation of open container during Mardi Gras at 5:07 p.m. on February 14, 2011. Roll Call: Aye-All. Motion carried.

#### Set Public Hearing

Silvernail moved, Schroeder seconded, to set a public hearing for street closures and relaxation of open container during St. Patrick's Day celebrations at 5:08 p.m. on February 14, 2011. Roll Call: Aye-All. Motion carried.

#### Set Public Hearing

Silvernail moved, Schroeder seconded, to set a public hearing for a malt beverage and wine license for the Adams Museum and House for the Homestake Adams Research Cultural Center on February 14, 2011 at 5:09 p.m. Roll Call: Aye-All. Motion carried.

### FINANCE

#### Property Tax Abatement

Peterson moved, Schroeder seconded, to allow the Mayor to sign the Lawrence County property tax abatement for Parcel #:30810-00200-000-00, 795 Main, for Neighborhood Housing Services. Roll Call: Aye-All. Motion carried. Peterson moved, Schroeder seconded, to rescind this motion. Roll Call: Aye-All. Motion carried. Peterson moved, Silvernail seconded, to grant the tax abatement as requested. Roll Call - Aye: Peterson, Silvernail, Oberlander, Toscana. Abstain: Schroeder. Motion carried.

#### Information - City Commission positions

Commissioner Joe Peterson informed everyone that petitions are available and may be distributed for the following City Commission positions: 1-one year term and 2-three year terms. Petitions are available at the Finance Office.

### HISTORIC PRESERVATION/PLANNING/ZONING/PUBLIC BUILDINGS/SAFETY

#### Payment Request

Silvernail moved, Schroeder seconded, to approve the payment of \$2,000.00 for the annual publication of the Society of Black Hills Pioneers, a budgeted item under the Historic Preservation Public Education/Advocacy line item. Roll Call: Aye-Silvernail, Schroeder, Peterson, Toscana. Abstain - Oberlander. Motion carried.

#### Sponsorship Request

Silvernail moved, Schroeder seconded, to award the sponsorship of \$1,000.00 for the 2011 Dakota Conference at Augustana College to be held on April 29-30, 2011, to be paid from Advocacy line item. Roll Call: Aye-All. Motion carried.

#### "Outside of Deadwood" Grants - 2011

Kevin Kuchenbecker informed the Commission that eighteen (18) grant applications were submitted to Historic Preservation for the "Outside of Deadwood" grants project totaling \$395,622.30.

Kuchenbecker said ten (10) grants were approved. The approved grants are: Newell Museum - exterior renovations-\$10,000, B.H. Historic Preservation Trust-Meeker Ranch - roof repairs/shingling-\$4,000, B.H. Historic Preservation Trust-Gold Mountain Mine Mill Frame - structural repairs/signage-\$7,000, Booth Society, Inc.-Historic Hatchery Building - building restoration/repairs-\$10,000, Custer County Historical Society-1881 Courthouse Museum Repairs - roof/gutter/windows-\$20,000, City of Lead-Lead City Hall - restoration of front entrance-\$10,500, Salem United Church-Salem Church - roofing/exterior repairs-\$15,000, Fassbender Photographic Collection, Inc.-Fassbender Collection - proper storage/organization/preservation of collection-\$21,000, Yankton County Historical Society-Mead Building - roof repairs-\$25,000, Trinity United Methodist Church-Exhibit Cases - construction of wall mounted exhibit display cases-\$2,000. Silvernail moved, Oberlander seconded, to accept the recommendations for the "Outside of Deadwood" grant allocations for a total of \$125,000 for the first half of 2011. Roll Call: Aye-All. Motion carried.

#### Contract - Julin

Silvernail moved, Oberlander seconded, to allow the Mayor to sign the contract between the City of Deadwood and Dr. Suzanna Julin to collect and transcribe ten (10) oral history projects for 2011, costs not to exceed \$5,750.00 and to be paid from the Archives budget. Roll Call: Aye-All. Motion carried.

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### Contract - Toms

Silvernail moved, Oberlander seconded, to allow the Mayor to sign a contract between the City of Deadwood and Don Toms to index and transcribe six (6) Lawrence County Judgment Books and Lawrence County Civil Court records, not to exceed \$8,000.00, to be paid from Archives line item. Roll Call: Aye-All. Motion carried.

## STREETS/WATER/LIBRARY

### Street Closures - SD DOT Projects

Jim Raysor, Public Works Director, provided a list for the Commission of street closures for the SD Department of Transportation epoxy seal projects, which were discussed at the January 31, 2011 meeting. No dates are included at this time due to the State bidding process. Schroder moved, Silvernail seconded, to approve the street closures with the specific dates to be determined later. Roll Call: Aye-All. Motion carried.

### Advertise Position

Schroeder moved, Silvernail seconded, to allow the Public Works Department to advertise for a part time janitor starting at \$8.00 per hour. Roll Call: Aye-All. Motion carried.

### Purchase Request

Schroeder moved, Silvernail seconded, to approve the purchase of a 1992 Ford F800 dump truck from Northstar Sales (St. Cloud, MN) for \$19,600.00, delivery included. Roll Call: Aye-All. Motion carried.

## POLICE/FIRE

### Four Aces/Hampton Inn - Parking Lease

Oberlander moved, Silvernail seconded, to accept the recommendation by the Parking and Transportation Committee to give Four Aces/Hampton Inn a thirty-(30) day notice to terminate their Lower Main Parking Lease. Roll Call: Aye-All. Motion carried.

### Four Aces/Hampton Inn - Parking Lease

Oberlander moved, Schroeder seconded, to lease twenty (20) parking spaces to the Four Aces/Hampton Inn from June 1 to September 30, 2011 at \$125.00 per space and direct City Attorney to prepare contract. Roll Call: Aye-All. Motion carried.

### Cold Storage - Timm Lane

Commissioner Oberlander informed everyone of the cold storage committee meeting on Friday, February 4, 2011 at 9:00 a.m.

### Hire Request

Oberlander moved, Schroeder seconded, to approve the hiring of Dusty Barker, for the Ordinance Officer position effective February 1, 2011, at starting wage of \$14.49 per hour, 90% of prevailing wage. Roll Call: Aye-All. Motion carried.

## PARKS/RECREATION/TROLLEY

### Travel Request

Silvernail moved, Peterson seconded, to allow Jim Raysor and John Tridle to travel to Colorado State University to pick up donated equipment for the Rec Center, requesting use of City vehicle with trailer, meals, fuel, and one night lodging. Roll Call: Aye-All. Motion carried.

### Ordinance #1140 - Second Reading

Silvernail moved, Peterson seconded, to approve second reading of Ordinance #1140 Amending Title 12 and Adopting Chapter 12.44 Recreation Center. Roll Call: Aye-All. Motion carried.

### Tour Bus License Renewals

Silvernail moved, Peterson seconded, to approve the Mt. Moriah Tour Bus Licenses for Alkali Ike, Boot Hill, and Original Deadwood Tours for the 2011 season. Roll Call: Aye-All. Motion carried.

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LEGAL BUSINESS

Parking Easement - Trucano Novelty

Silvernail moved, Schroeder seconded, to allow the Mayor to sign the parking easement between the City of Deadwood and Trucano Novelty for two parking spaces in the Miller Street Parking Lot. Roll Call: Aye-All. Motion carried.

Settlement Agreement - Release of Claims

Silvernail moved, Schroeder seconded, to allow the Mayor to sign the settlement agreement and release of claims between the Estate of Kenneth Kellar and the City of Deadwood for two parking spaces in the Miller Street Parking Lot. Roll Call: Aye-All. Motion carried.

MAYORS BUSINESS

Library Appointment

Toscana moved, Oberlander seconded, to approve the appointment of Karn Woods to the Library Board. Roll Call: Aye-All. Motion carried.

ADJOURNMENT

Silvernail moved, Schroeder seconded, to adjourn the regular session at 5:40 p.m. The next regular meeting will be at 5:00 p.m. on Monday, February 7, 2011.

ATTEST:

  
Mary Jo Nelson, Finance Officer

DATE: 2-7-11

BY:   
Francis A. Toscana, Mayor

For any public notice, that is published one time:  
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