

EXECUTIVE SESSION/REGULAR MEETING, March 5, 2007

The Regular Session of the Deadwood City Commission convened on March 5, 2007, at 5:00 p.m. in the Deadwood City Commission Chambers, 102 Sherman Street, Deadwood, South Dakota. Commissioner Silvernail called the meeting to order with the following members present: Department Heads and Commissioners Nyla Griffith, Mike Klamm and Mark Speirs. Mayor Toscana was absent. All motions passed unanimously unless otherwise stated.

APPROVAL OF MINUTES

Griffith moved, Klamm seconded, to approve the minutes of February 26, 2007. Roll Call: Aye-All. Motion carried.

APPROVAL OF DISBURSEMENTS

Griffith moved, Speirs seconded, to approve the March 5, 2007 disbursements. Roll Call: Aye-All. Motion carried.

FEBRUARY 2007, PAYROLL: COMMISSION, \$2,730.76; FINANCE, \$12,260.06; PUBLIC BUILDINGS, \$1,614.00; POLICE, \$34,814.11; STREETS, \$21,470.33; PARKS, \$13,953.15; FIRE, \$3,731.34; PLANNING & ZONING, \$6,895.94; LIBRARY, \$4,417.76; RECREATION CENTER, \$6,161.01; WATER, \$10,999.54; PARKING & TRANSPORTATION, \$19,413.60; HISTORIC PRESERVATION, \$13,409.18; PARKING RAMP, \$4,826.50; RUBBLE SITE, \$918.00 PAYROLL TOTAL: \$157,615.28.

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|-----------------------------|--------------------------------|-----------|
| ADAMS MUSEUM | PUBLIC ED- WORKSHOPS | 4,996.75 |
| ALLTEL | ALLTEL | 428.24 |
| BLACK HILLS WEEKLY | CLASSIFIED ORDINANCE OFFICER | 71.50 |
| BUTLER | CUTTING EDGE-BOLT-NUT | 832.92 |
| CHELSIE HART | REIMBURSEMENT CERTIFICATE FEES | 50.00 |
| COMPASS FACILITY | ARCHITECT EXPENSES | 1,882.96 |
| CULLIGAN | BOTTLED WATER-SALT | 50.00 |
| CUSTOM CAGE | CAGE FOR DURANGO | 550.00 |
| CUSTOM MICRO, INC. | JUSTICE RMS ANNUAL LICENSE | 2,835.00 |
| DAKOTA SUPPLY GROUP | 2006-MODEL 170 METER | 236.80 |
| DEADWOOD CHAMBER | BILL LIST FOR FEB | 61,728.11 |
| DEADWOOD ECONOMIC | C. TURBIVILLE SALARY | 5,357.63 |
| DEADWOOD HOME CENTER | EXCHANGE SAW BLADES | 316.91 |
| ELAN FINANCIAL SERVICES | FOUR ACES MAYOR'S LUNCHEON | 173.12 |
| FASTENAL COMPANY | CAUTION TAPE-CABLETIES-FUSE | 232.13 |
| FOX, TERESA | NEWSPAPER INDEXING | 1,500.00 |
| GARY GOULD | DEDUCTIBLE REIMBURSEMENT 07 | 750.00 |
| GOLDEN WEST | CITRIX - 2/8/07 | 53,433.00 |
| GRIMM'S | PIPE, CUT 3, THREAD 3 2/16/07 | 52.96 |
| HCW, INC. | CARRIAGE COLLECTION | 3,423.81 |
| HILLSIDE DISPOSAL | RESIDENTIAL GARBAGE FEBRUARY | 5,071.00 |
| HOMESTAKE OPERA HOUSE | HOMESTAKE OPERA HOUSE GRANT | 3,198.59 |
| INTERNATIONAL CODE | CODE DUES | 100.00 |
| J.P. TOWING | SNOW REMOVAL IMPOUND, DOLLIES | 100.00 |
| JIM LEHTO | FUEL REIMBURSEMENT | 31.00 |
| KBS, INC | MAINTENACE CONTRACT 2/26-3/26 | 36.93 |
| KEVIN KUCHENBECKER | REIMBURSTMENT FOR FUEL -DEVNER | 52.01 |
| KOALA ELECTRIC INC | 25 DENVER-FELICE MARKS | 6,102.57 |
| LANG PLUMBING & HEATING | 25 DENVER-FELICE MARKS | 9,452.31 |
| LAWSON PRODUCTS, INC. | CABINET-DRAWER-LEGS-ELEC. CLNR | 165.79 |
| LEAD DEADWOOD SANITARY | EQR; 9,110,100 GALLONS | 20,746.98 |
| LEAD-DEADWOOD POST PROM | POST PROM FUNDRAISER DONAT | 100.00 |
| MASONIC | TEMPLE GRANT | 18,661.09 |
| MATTSON, JON | FACILITATOR FEES-DECEMBER, 06 | 1,168.35 |
| MICHAEL CONOVER | LOAN DISB. 39 VANBUREN-B. HILD | 2,700.00 |
| MOBILE ELECTRONIC SERVICE | CD 409 BOARD, RING COVER 2/6 | 323.17 |
| MONTANA DAKOTA UTILITIES | NATURAL GAS/GAYVILLE | 8,564.63 |
| MOUNTAIN PLAINS HEALTH | REGISTRATION FEE | 70.00 |
| MUNICIPAL EMERGENCY SERVICE | 4X6 S&T AMBER W/ARROW | 348.17 |
| NEVE'S UNIFORMS, INC. | ULTRA STINGER BULBS 2/27/07 | 16.76 |
| NORTHERN TOOL & EQUIPMENT | HOTLINE- 2 YEARS | 621.02 |
| OUTDOOR MOTOR SPORTS | SUN TOPS/YAMAHA | 345.98 |
| PITNEY BOWES | POSTAGE INK CARTRIDGE | 88.48 |
| POWERPLAN | LENS-INSERT-HOUSING | 219.07 |
| PRAIRIE WAVE | MONTHLY PHONE CHARGES | 357.63 |
| RAYSOR, JAMES | MEAL REIMB./COLORADO HP CONF. | 58.00 |
| SD DEPARTMENT OF MOTOR | TITLE & PLATES FOR 2007 DURANG | 13.00 |
| SD DEPARTMENT OF REVENUE | RETAIL MALT BEV LIC TRANSFER | 229.00 |
| SD PUBLIC HEALTH LAB | COLIFORM TESTING/WATER DEPT. | 84.00 |
| SEANNA LINAPELLTER | LABOR & PARTS CAR REPAIR | 311.57 |
| SIOUX PIPE & EQUIPMENT | FALANGES-REDUCER | 659.66 |
| SOLANO, SARAH | REIMBURSEMENT CLOTHING ALLOWAN | 31.80 |
| SOUTH DAKOTA COMMISSION | MARCH CITY NICKELS | 8,454.11 |
| SOUTH SIDE SERVICE | UNLEADED GASOLINE/ALL DEPTS. | 10,717.44 |
| SUMMIT SIGNS | PARKING SIGNS 2/1/07 | 62.00 |
| TELLINGHUISEN & GORDON, | GOLD DUST REFUND-TRANSPORT LIC | 150.00 |
| TEMPERATURE TECHNOLOGY, | SCREENS-ORFICES-PADS-SENSORS | 351.55 |
| TIM CONRAD ELECTRIC | FL. LIGHTS-REWIRE OFF./LIBRAR | 367.25 |
| TJ'S SERVICES | LOAN DISB. 39 VANBUREN-B. HILD | 79.48 |
| TOMS, DON | TRANS OF LAWRENCE CO LEDGERS | 1,152.00 |
| TRIPLE K TIRE & REPAIR | RECAPS-LABOR-DISPOSAL/F-LINER | 1,514.94 |
| TWIN CITY HARDWARE | RETURN-VALVE BALL-NIPPLE | 1,219.80 |
| WATER GEAR, INC. | SWIM GOGGLES-STOP WATCH | 109.79 |
| WEGNER AUTO CO., INC | 2007 DODGE DURANGO | 21,548.00 |

GRAND TOTAL

\$264,811.52

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PUBLIC HEARINGS/BID OPENINGS

Postpone Public Hearing – Liquor/Malt Beverage License Transfer

Speirs moved, Griffith seconded, to postpone the public hearing for two (2) retail (on-sale) liquor, two (2) retail (on-off sale) malt beverage and one (1) package (off-sale) liquor license transfers from Full House, Inc. to Gold Dust Gaming, Inc. located at 661, 663, 665 and 668 Main Street until 5:25 pm on March 12, 2007. Roll Call: Aye – All. Motion carried.

Public Hearing – Chinese New Year Event

Klamm moved, Speirs seconded, to hold a public hearing for the street closure on Main Street from Lee Street to Wall Street for the Chinese New Year/Lion Dancers event on March 10, 2007 from noon to 3:30 pm. Roll Call: Aye - All. Motion carried. Commissioner Griffith added she would like to see the City continue to support the Chinese New Year event, as this is the only event that celebrates our Chinese heritage.

Results of Bid Opening – Symposium Poster

The following bids were received on February 28, 2007, for the creation of an advertisement poster and postcard to promote the Wild Bill Hickok Collection for the Historic Preservation Symposium on April 27-29, 2007. TDG Communications, Inc., Photography - \$650, Digital Format - \$175, Design and Computer Production - \$400, Printing (500) Posters - \$679, Printing (5,000) Postcards - \$865, totaling \$2,769. Image Up also bid on the project however, that bid was incomplete. Speirs moved, Klamm seconded, to accept low bid from TDG Communications. Roll Call: Aye: Speirs, Silvernail, Klamm. Abstain: Griffith. Motion carried.

Set Public Hearing – Historic Preservation Symposium

Speirs moved, Klamm seconded, to set a public hearing on March 19, 2007 at 5:20 p.m. to waive temporary vendor fees for Historic Preservation Symposium from April 27 – 29, 2007 at the Masonic Temple. Roll Call: Aye - All. Motion carried.

FINANCE/HISTORIC PRESERVATION/LIBRARY

Mayor to Sign Contract – Don Toms

Speirs moved, Griffith seconded, to approve the hiring of Don Toms for Lawrence County Ledger Indexing project at a total cost of \$9,300, a budgeted item and allow the Mayor to sign contract. Roll Call: Aye - All. Motion carried.

Resolution 2007-05

Speirs moved, Griffith seconded, to approve Resolution 2007-05 Extending Workers Compensation Coverage to Specific Individuals for 2007. Roll Call: Aye - All. Motion carried.

**RESOLUTION NO. 2007-05
A RESOLUTION EXTENDING WORKERS' COMPENSATION COVERAGE TO
SPECIFIC INDIVIDUALS FOR THE YEAR 2007**

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, Nyla Griffith, Mike Klamm, Georgeann Silvernail and Mark Speirs;

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

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

Library Board: Shirley Bergen, Deb Figueora, Natasha Fuller, Mike Runge and Sylvia Trentz;

Parks & Recreation Board: Terri Adler, Shirley Black, Tom Blair, Nyla Griffith, Joyce Pfarr, and Brad Steinlicht;

Police Department Reserve Officers: Kenneth Batka, Verla Little, Jeffrey Rutz, Kristy Schumacher, Colin Thompson and Chris Tomford;

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Deadwood Volunteer Fire Department: Randy Addington, Ken Allen, Nate Allen, Danny Arnold, John Bigney, John Boykin, Travis Conrad, Pat Eastman, Verne Edstrom, Sandy Glover, Bill Glover, Francis Iverson, Andrew Kiefer, Mike Klamm, Jeff Millard, Trent Mohr, Theordure Pilatos, Jerry Pontius, Evan Reif, William Sandidge, Richard Stanger, Allen Sternhagen, Ian Sternhagen, Kathy Toscana, Greg Wagner, Ben Weiss, Keith Wellard and Anne 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 5th day of March, 2007.

ATTEST:
/s/ Mary Jo Nelson, Finance Officer

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

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Grant Request – “Outside of Deadwood”

Kevin Kuchenbecker informed the Commission that eighteen (18) grant applications were submitted to Historic Preservation for the “Outside of Deadwood” grants project. According to Kuchenbecker, the Historic Preservation Commission approved six (6) grants and one (1) project to be paid from the Advocacy fund. The approved grants are: Black Hills Mining Museum – Archives, \$23,500, City of Nisland - Butte-Lawrence County Fairgrounds, \$14,500, South Dakota Heritage Fund – Digital Image Database, \$25,000, Lead Masonic Temple – Cemetery Restoration, \$18,460, Little Spearfish Preservation Association – Log House Project, \$12,500, City of Lead – South Lead Cemetery Restoration, \$16,500, Jedediah Smith Corral of Westerners – Wood’s Stage Station, \$1,275 (use of advocacy funds). Mr. Kuchenbecker added the remainder of the grants would be reviewed in June, 2007. Griffith moved, Speirs seconded, to accept the recommendations for the “Outside of Deadwood” grant allocations for a total of \$110,460 for the first half of 2007. Roll Call: Aye – All. Motion carried.

Payment Request – Society of Black Hills Pioneers Publication

Kevin Kuchenbecker said the Historic Preservation Commission approved the request of \$2,000 to the Society of Black Hills Pioneers to assist in the printing and publication of their annual publication on family histories. Griffith moved, Klamm seconded, to approve the allocation for the Society of Black Hills Pioneers publication, to be paid from the public education line item. Roll Call: Aye – All. Motion carried.

POLICE/FIRE

Purchase request – Police Department

Silvernail moved, Griffith seconded, to approve the purchase of a radar unit from Dacatur Electronics for \$1,154 (80% reimbursed by grant). Roll Call: Aye – All. Motion carried.

PARKS/RECREATION

Advertise and Hire Request – Mt. Moriah

Griffith moved, Speirs seconded, to allow the advertising and hiring of staff for Mt. Moriah for the summer. Roll Call: Aye – All. Motion carried.

Advertise and Hire Request – Parks Department

Griffith moved, Speirs seconded, to allow the advertising and hiring of summer staff for the Parks Department. Roll Call: Aye – All. Motion carried.

LEGAL BUSINESS

Sign Purchase Agreement – Ken Kellar

Speirs moved, Griffith seconded, to continue this item to the March 12, 2007 meeting. City Attorney John Frederickson had questions regarding this agreement. Roll Call: Aye – All. Motion carried.

Executive Session

City Attorney John Frederickson requested a brief Executive Session for legal matters with no action following the regular meeting.

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ITEMS FROM MAYOR, COMMISSIONERS, DEPARTMENT HEADS NOT ON AGENDA

Proclamation – “Change Your Clock, Change Your Battery Day”

Commissioner Silvernail read a proclamation declaring March 11, 2007, as “Change Your Clock, Change Your Smoke Detector Battery Day” in Deadwood.

Tri City Rubble Site Schedule

Jim Raysor provided for the Commission and media the following schedule for the Rubble Site: Free Dump Weekends are March 29-31, 2007, September 7-9, 2007, and January 4-6, 2008. Spring Clean-up week is May 14-19, 2007; Winter Hours (through April 28, 2007) Thursday, Friday, Saturday, 8:00 a.m. to 4:00 p.m.; Summer Hours (beginning May 1, 2007) Tuesday through Saturday, 8:00 a.m. to 4:00 p.m.

Thank you to Gaming Industry

Commissioner Silvernail thanked the gaming industry for the additional monies that were distributed amongst the local towns outside of Deadwood. According to Silvernail, the law stipulates that when Deadwood’s gaming tax revenues exceed the \$6.8 million; revenue is redistributed to other municipalities, schools, and the State.

ADJOURNMENT

Silvernail moved, Speirs seconded, to adjourn the regular session at 5:20 p.m. The next regular meeting will be at 5:00 p.m. on Monday, March 12, 2007.

ATTEST:

DATE: _____

Mary Jo Nelson, Finance Officer

BY: _____

Francis A. Toscana, Mayor