

REGULAR MEETING, November 15, 2010

The Regular Session of the Deadwood City Commission convened on November 15, 2010 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 passed unanimously unless otherwise stated.

APPROVAL OF MINUTES

Silvernail moved, Schroeder seconded, to approve the minutes of November 8, 2010. Roll Call: Aye-All. Motion carried.

APPROVAL OF DISBURSEMENTS

Schroeder moved, Silvernail seconded, to approve the November 15, 2010 disbursements. Roll Call: Aye-All. Motion carried.

| | | |
|---------------------------|-----------------------|----------------------|
| 3M | CROSSWLK TAPE | 2,187.00 |
| ABC | SUPPLIES | 37.83 |
| AINSWORTH-BENNING | RW DISB | 44,461.35 |
| ALCO | SUPPLIES | 9.97 |
| ARMSTRONG EXTINGUISHER | MAINT | 2,459.00 |
| BH CHEMICAL | GLOVES | 16.70 |
| BH POWER | UTILITIES | 1,827.24 |
| BLUE DOG FRAMERS | FRAMING | 551.95 |
| CHADWICK, JIM | LOAN DISB | 2,600.00 |
| CULLIGAN | WATER | 19.50 |
| DAKOTA GRAPHICS | PRINTING | 185.00 |
| DAKOTA SUPPLY | FAN | 240.00 |
| DEADWOOD CHAMBER | BILL LIST | 40,000.00 |
| DEADWOOD DEVELOPMENT | SHIPPING | 165.65 |
| DEADWOOD ELECTRIC | SERVICE | 1,111.67 |
| DEADWOOD HOME | SERVICE | 149.23 |
| FASTENAL | BITS | 90.55 |
| FIRST NATIONAL BANK | TRUSTEE FEE | 11,955.50 |
| FORGEY CONSTRUCTION | LOAN DISB | 9,000.00 |
| GOLDEN WEST | PHONE SYSTEM-COMPUTER | 5,528.98 |
| HAWKI, KEN | REIMBURSE | 127.88 |
| HCW, INC. | REPAIRS | 273.64 |
| HICKOK'S | OVERPYMT LICENSE | 200.00 |
| HILLSIDE DISPOSAL | DUMPSTERS | 1,020.00 |
| J. SCULL CONSTRUCTION | DAYS76 PRJ | 186,156.00 |
| JULIN, SUZANNE | HIST PROJECT | 1,150.00 |
| LAKER CHEMICAL | FERTILIZER | 609.00 |
| LAWSON PRODUCTS | SUPPLIES | 41.62 |
| LYNN'S DAKOTA MART | SUPPLIES | 51.67 |
| M&M SANITATION | RENTAL | 307.50 |
| M&S CONSTRUCTION | OVERPMNT | 109.46 |
| MARIAH PRESS | GRANT | 7,381.36 |
| MDU | UTILITIES | 104.56 |
| NATIONAL TRUST | MEMBERSHIP | 250.00 |
| NELSON, MARY JO | REIMBURSE | 34.94 |
| NH TECHNOLOGY | LAPTOP | 1,539.00 |
| NORTHWEST PIPE | VALVE | 69.48 |
| OFFICE DEPOT | SUPPLIES | 46.98 |
| RADIO ENGINEERING | COMP PARTS | 248.20 |
| SABO CONSTRUCTION | LOAN DISB | 12,637.50 |
| SD COMM GAMING | CITY SLOTS | 17,693.18 |
| SD DEPT HEALTH | SHOTS | 140.00 |
| SD DEPT LEGISLATIVE AUDIT | 09 AUDIT | 15,279.00 |
| SD MUNICIPAL LEAGUE | SUPPLIES | 125.00 |
| SELECT FIRE SYSTEMS | INSPECTION | 107.10 |
| STANLEY PLUMBING | LOAN DISB | 632.44 |
| STRETCH'S GLASS | WINDOW | 269.75 |
| TENTEXKOTA, LLC. | BID 7 MARKETING | 250,000.00 |
| TRIPLE K | REPAIRS | 19.50 |
| TTG ENTERPRISES | SCADA PANEL | 6,140.00 |
| TWILIGHT FIRST AID | SUPPLIES | 326.05 |
| TC ANIMAL SHELTER | R&N PROCEEDS | 139.00 |
| TC HARDWARE | SUPPLIES | 25.70 |
| WEST PAYMENT CENTER | PYMNT | 183.72 |
| | TOTAL | \$ 626,036.35 |

ITEMS FROM CITIZENS ON AGENDA

Deadwood Rec Center Request

Deadwood resident Kip Mau appeared before the Commission to discuss and request an amendment to the Rec Center policy pertaining to the age limit for the weight and cardio rooms. Mau said the age limit for both rooms is 14 years of age and would like it changed to 8 years of age with supervision. After discussing the various age limits for area community and recreation centers the consensus was that they all require the age limit to be 14 years of age or 12 years of age with supervision and a required orientation class. Rec Center Manager John Tridle and Public Works Director Jim Raysor discussed the current policy, owner's manual and age requirements and they feel the age limit should remain at 14 years of age. Lorna Squyer Rec Center employee added that the Rec provides an orientation class for 14 to 17 year olds on the weight and cardio equipment. Also discussed were the liability issues and the additional supervision that would be required with this request. Commissioner

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Silvernail added she hates to see the policy change if it increases the City's liability. Oberlander moved, Silvernail seconded, to continue until the November 22, 2010 meeting. Roll Call: Aye-All. Motion carried.

Deadwood Rec Center Memberships

Rec Center Manager John Tridle gave a detailed report on the various exercise programs offered they are: Water Exercise/Aerobics, Mostly Dumbbells, Pilates (beginners/advanced), Circuit Strength, Ski Legs, Zumba, Hatha Yoga, Ashtanga Yoga and weight and cardio orientation class (14-17 years of age) that the Rec Center offers. Tridle said the attendance from July through October was 8,245 customers; of that amount there are 492 memberships, which the memberships have doubled since this time last year. Tridle said the new program being offered is the new spinning bicycles program. A total of 168 bricks have been sold. Total revenue for the first four months is \$31,057.08.

PUBLIC HEARINGS/BID OPENINGS

Set Public Hearing

Silvernail moved, Schroeder seconded, to set a public hearing at 5:05 p.m. on November 29, 2010 for the 2011 Liquor and Wine License Renewals. Roll Call: Aye-All. Motion carried.

Public Hearing

Silvernail moved, Schroeder seconded, to approve the street closures for Main Street from Lee to Pine Street from 11:45 p.m. on December 31, 2010, to 12:15 a.m. on January 1, 2011 for the New Year's Eve Ball Drop at the Franklin Hotel. Roll Call: Aye-All. Motion carried.

FINANCE

Ordinance #1135 - Second Reading

Peterson moved, Silvernail seconded, to approve second reading of Ordinance #1135 to Continue Business Improvement Districts 1-6 and Establish Assessments for 2011. Roll Call: Aye-All. Motion carried.

Set Public Hearing

Peterson moved, Silvernail seconded, to set a public hearing on December 20, 2010 at 5:05 p.m. regarding the amount of the levy published for Business Improvement Districts (BID) 1-6 for 2011. Roll Call: Aye-All. Motion carried.

Ordinance #1136 - Second Reading

Peterson moved, Silvernail seconded, to approve second reading of Ordinance #1136 to Continue Business Improvement District #7 for 2011. Roll Call: Aye-All. Motion carried.

Set Public Hearing

Peterson moved, Silvernail seconded, to set a public hearing on December 20, 2010 at 5:08 p.m. regarding the amount of the levy published for Business Improvement District (BID) #7 for 2011. Roll Call: Aye-All. Motion carried.

Payment Request

Peterson moved, Schroeder seconded, to approve the payment for \$72,633.00 (experience modifier increased by 1.17%) to the South Dakota Municipal League Workers Compensation Fund for the 2011 workers compensation premium. Roll Call: Aye - Peterson, Schroeder, Silvernail, Oberlander. Abstain - Toscana. Motion carried.

Payment Acknowledgement

Peterson moved, Silvernail seconded, to acknowledge the payment to the bondholders for \$2,090,577.50 for Historic Preservation Certificates of Participation. Roll Call: Aye-All. Motion carried.

Employee Resignation

Peterson moved, Silvernail seconded, to accept the resignation of Darlene Hulm, Parking Ramp attendant, effective November 9, 2010. Roll Call: Aye-All. Motion carried.

Purchase Request

Peterson moved, Silvernail seconded, to allow the Finance Office to purchase a scanner from Active Data Systems at a cost of \$2,243.00, a budgeted item. Roll Call: Aye-All. Motion carried.

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LEGAL BUSINESS

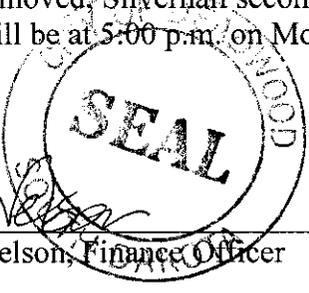
Contract Amendment

Schroeder moved, Silvernail seconded, to allow the Mayor to sign the amended contract between the City of Deadwood and Oak Mountain Subdivision for the purchase of Oakridge Cemetery well water at a cost of \$20.50/household and \$1.15/1,000 per contract. Roll Call: Aye-All. Motion carried.

ADJOURNMENT

Schroeder moved, Silvernail seconded, to adjourn the regular session at 5:30 p.m. The next regular meeting will be at 5:00 p.m. on Monday, November 22, 2010.

ATTEST:

The seal of the City of Deadwood is circular with the words "CITY OF DEADWOOD" around the perimeter and "SEAL" in the center. A signature is written over the seal.

Mary Jo Nelson, Finance Officer

DATE: 11-22-10

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

For any public notice, that is published one time:

Published once at the total approximate cost of _____.

