

REGULAR MEETING, May 10, 2010

The Regular Session of the Deadwood City Commission convened on May 10, 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, Mike Klamm, 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 May 3, 2010. Roll Call: Aye-All. Motion carried.

APPROVAL OF DISBURSEMENTS

Schroeder moved, Klamm seconded, to approve the May 10, 2010 disbursements. Roll Call: Aye-All. Motion carried.

ABC	SUPPLIES	410.95
BH CHEMICAL	SUPPLIES	646.66
BH PIONEER	PUBLICATIONS	1,187.10
BH POWER	UTILITIES	807.92
CULLIGAN	RENTAL	56.50
DAKOTA FENCE	CONTROLLER	385.00
DEADWOOD GRANITE	REPAIRS	2,000.00
ECOLAB	PROF SERV	306.00
EMERY-PRATT	BOOKS	754.16
FASTENAL	SUPPLIES	69.03
FITNESS	SUBSCRIPTION	16.97
FOX, TERESA	DIGITIZE	4,340.00
GENES LOCK SHOP	KEYS	155.82
GOLDEN WEST	PAGERS	177.65
GOLDRUSH BROADCASTING	ADS	150.00
HD SUPPLY WATERWORKS	REPAIRS	137.92
HILLS MATERIALS	BASE	42.61
HILLSIDE DISPOSAL	DUMPSTERS	1,020.00
INDIAN COUNTRY TODAY	SUBSCRIPTION	52.00
KNOLOGY	SERVICE	273.09
LEAD-DWD SANITARY	USAGE	22,695.25
LEE, JAMES	REIMBURSE	47.49
LIGHT AND SIREN	REPAIRS	325.67
M&M SANITATION	RENTAL	348.12
MIDWEST TAPE	DVD'S	267.15
MDU	UTILITIES	3,574.47
NAPA	SUPPLIES	1,148.99
NELSON, MARY JO	MILEAGE	57.72
NHS OF THE BH	SPONSORSHIP	4,000.00
NH TECHNOLOGY	COMPONENTS	54.00
NORTHWEST PIPE	PARTS	48.15
OCCUPATIONAL HEALTH	TESTING	90.00
PETTY CASH- LIBRARY	REIMBURSE	165.55
PETTY CASH- PD	REIMBURSE	48.75
PETTY CASH-MT. MORIAH	CASH-2010	250.00
PETTY CASH/HP	SYMPOSIUM	200.00
PONTIUS, JERRY	REIMBURSE	7.18
RAPID DELIVERY	DELIVERY	8.80
SDN COMMUNICATIONS	LINE	346.80
SERVALL	SUPPLIES	1,384.57
SEW IT GOES	REPAIRS	25.00
SD STATE HISTORY	MEMBERSHIP	35.00
SD D.A.R.E OFFICE	DUES	30.00
SD GOVERNMENTAL	REGISTRATION	50.00
SD GOVERNMENTAL	REGISTRATION	150.00
TRIDLE, JOHN	REIMBURSE	105.95
TRIPLE K	REPAIRS	35.00
TRUGREEN	SUPPLIES	1,078.00
TWILIGHT	SUPPLIES	215.90
TC ANIMAL SHELTER	PROCEEDS	102.80
US POST OFFICE	POSTAGE	44.00
UTILITY SERVICES	MOBILIZATION	2,363.00
W.S. DARLEY	PARTS	242.75
WARNE CHEMICAL	SUPPLIES	185.00
WASTE CONNECTIONS	DUMPSTERS	7,207.71
WESTERN COMMUNICATIONS	FEES	310.00
WHITCHER, ERIC	CLAIM	312.04
	TOTAL	\$ 63,417.73

ITEMS FROM CITIZENS ON AGENDA

Sanford Lab Update

John Scheetz, Environmental Manager, appeared before the Commission to give an update on the lab. The de-watering process continues to be a slow process due to the installation of the deep well pumping system which is in place and added that the process will take three years to de-water the mine to the 8000 level. Scheetz said they are focusing on the importance of safety and making certain that the lab complies with all Occupational Safety & Health Administration (OSHA) regulations and standards. On-going projects such as the stabilization of the Ross Shaft and the new pipeline project

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(located on the Kirk Road for water treatment purposes) are progressing. They are working on Emergency Response Plans as well as the Preliminary Design report to meet required deadlines.

PUBLIC HEARINGS/BID OPENINGS

Bid Opening

Finance Officer Mary Jo Nelson opened and read the following bids for the surplus vehicles. One bid received for 1994 Mazda, MPV-JM3LV5236RO613313, Chad Adams - \$113.00. Silvernail moved, Klamm seconded, to accept the sole bid for Chad Adams for \$113.00. Three bids received for 1995 Mercury Mystique-1MELM65L8SK637523, Chad Adams - \$113.00, Rick Sargent - \$200.00, and Kevin Hammond - \$130.00. Silvernail moved, Klamm seconded, to accept the highest bid for Rick Sargent for \$200.00. Six bids received for 1999 Dodge Intrepid-2B3HD46R1XH798228, Chad Adams - \$113.00, Rick Sargent - \$105.00, Kevin Hammond - \$255.00, John Flueckinger - \$160.00, Tanner Loeffen - \$222.99, Shari Porter - \$100.00. Silvernail moved, Peterson seconded, to accept the highest bid for Kevin Hammond for \$255.00. One bid received for 1990 Dodge W250-B7KM26Z7LS694175, Chad Adams - \$113.00. Silvernail moved, Schroeder seconded, to accept the sole bid for Chad Adams for \$113.00. Roll Call: Aye-All. Motion carried. Silvernail moved, Peterson seconded, to allow the remaining six vehicles to be crushed and disposed. Roll Call: Aye-All. Motion carried.

Set Bid Opening

Silvernail moved, Peterson seconded, to set a bid opening for the Days of 76 Museum on June 14, 2010 at 2:00 p.m. with the results to City Commission at regular meeting. Roll Call: Aye-All. Motion carried.

FINANCE

Payment Request

Silvernail moved, Schroeder seconded, to approve the payment of \$5,000 to the City of Lead for the Gold Camp Jubilee Celebration, to be paid from Bed and Booze Fund, a budgeted item. Roll Call: Aye-All. Motion carried.

Payment Request

Peterson moved, Silvernail seconded, to approve the First National Bank interest payment to the bondholders from all Historic Preservation Certificates of Participation totaling \$535,173.78. Roll Call: Aye-All. Motion carried.

HISTORIC PRESERVATION/PLANNING & ZONING/PUBLIC BUILDINGS/SAFETY

Conditional Use Permit - 9 Sampson

Planning and Zoning Commission recommended approval with no conditions for the Conditional Use Permit for a Dwelling Unit - Modular for Robert and Barbara Schallenkamp at 9 Sampson Street, Lot Two (2) in Block (1) of Zoeckler and Sasse Addition to Deadwood (Also known as the Spruce Gulch Addition to Deadwood), as set out in Plat Book in Lawrence County Register of Deeds according to Plat of Richard G. Anderson, US Deputy Mineral Surveyor, as Subdivision of M.S. 681, said City of Deadwood. Lots 3, 4, 5, 6, 7, and 8 in Block 1, of Spruce Gulch Addition to the City of Deadwood, together with all improvements thereon and appurtenances thereto belonging. Klamm moved, Silvernail seconded, to grant the conditional use permit for Robert and Barbara Schallenkamp at 9 Sampson Street as recommended by Planning and Zoning Commission. Roll Call: Aye-All. Motion carried.

Conditional Use Permit - 1 Railroad

Planning and Zoning Commission recommended approval with no conditions for the Conditional Use Permit for a Dwelling - Single Family for John Bolan at 1 Railroad Avenue, Lot 1-A of Finks Flats, City of Deadwood, Lawrence County, South Dakota. Silvernail moved, Klamm seconded, to grant the conditional use permit for John Bolan at 1 Railroad Avenue as recommended by Planning and Zoning Commission. Roll Call: Aye-All. Motion carried.

Findings of Fact - 15 Washington

Silvernail moved, Schroeder seconded, based on these findings, the Deadwood Planning and Zoning Commission recommended approval of the findings of fact and the Deadwood Board of Adjustment grants the revocation of the Conditional Use Permit for the Bed and Breakfast at 15 Washington for Brent and Mary Ellen Biskup and David Whitney, Lots 17 and 18 and the westerly 1/2 of Lots 15 and

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16 Block 50, City of Deadwood, Lawrence County, South Dakota (#30025-05000-180-00.) Roll Call: Aye-All. Motion carried.

Findings of Fact - 817 1/2 Main

Silvernail moved, Schroeder seconded, based on these findings, the Deadwood Planning and Zoning Commission recommend approval of the findings of fact and the Deadwood Board of Adjustment grants the request for a Conditional Use Permit for a Dwelling Unit - Multi Family for Michael and Diane Hall at 817 1/2 Main Street, Tract B-1 of Lot 13 Block A, Sunnyside Subdivision, Deadwood, Lawrence County, South Dakota (#30800-00100-130-20.) Roll Call: Aye-All. Motion carried.

Contract - Davis, Tim

Silvernail moved, Schroeder seconded, to allow the Mayor to sign an agreement for Use of Property between the City of Deadwood and Tim Davis to allow the Archeology Camp access to Davis property located on Lot 1 of Probate Lot 149B, Deadwood, Lawrence County, South Dakota from June 1 through August 1, 2010. Roll Call: Aye-All. Motion carried.

POLICE/FIRE

Amendment - SD DOT Contract

Schroeder moved, Klamm seconded, to allow the Mayor to sign the amendment #1 for the Maintenance Agreement for Project NH 1014(00)40-PCN 00U2 for the construction and improvement of streets State project located on US14A, intersection of Wall Street and US14A (pedestrian crossing improvements.) Roll Call: Aye-All. Motion carried.

Purchase Request

Klamm moved, Schroeder seconded, to approve the purchase of furniture from ABC Business Supply at a cost of \$5,390.00, budgeted item. Roll Call: Aye-All. Motion carried.

PARKS/RECREATION/TROLLEY

Use of Trolley

Silvernail moved, Peterson seconded, to allow the trolley to transport Lead Pre-School students to the YMCA on May 20-21, 2010 and to waive the trolley group fees. Roll Call: Aye-All. Motion carried.

Use of Trolley

Silvernail moved, Klamm seconded, to allow the trolley to transport Deadwood Chamber participants in the 2010 Fam Tour on June 3-4, 2010 and to waive the trolley group fees. Roll Call: Aye-All. Motion carried.

Hire Request

Silvernail moved, Peterson seconded, to approve the hiring of the following staff at Mt. Moriah effective May 15, 2010: Juanita James at \$9.67 per hour, Ardeth Waisanen at \$9.67 per hour, Peggy MacDonald at \$9.00 per hour, Amanda Laliberte at \$7.50 per hour, Doris Shenk at \$7.50 per hour, Dian DeRosier at \$7.50 per hour, Kelsey Dvorak at \$7.50 per hour, and Lori Dvorak at \$7.50 per hour. All hires pending pre-employment drug screening. Roll Call: Aye-All. Motion carried.

LEGAL BUSINESS

Contract - R.C.S. Construction

Klamm moved, Schroeder seconded, to allow the Mayor to sign the contract between the City of Deadwood and R.C.S. Construction, Inc. for the repairs to Lower Williams Street for \$41,101.45. Roll Call: Aye-All. Motion carried.

MAYORS BUSINESS

Proclamation

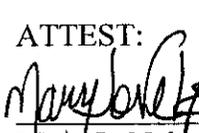
Mayor Toscana read a proclamation proclaiming the month of May 2010 as Archaeology and Historic Preservation Month in the City of Deadwood.

ADJOURNMENT

Silvernail moved, Peterson seconded, to adjourn the regular session at 5:35 p.m. The next regular meeting will be at 5:00 p.m. on Monday, May 17, 2010.

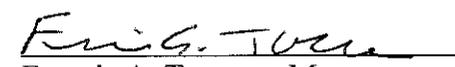
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ATTEST:



Mary Jo Nelson, Finance Officer

DATE: 5-17-10

BY: 

Francis A. Toscana, Mayor

For any public notice that is published one time:

Published once, at the total approximate cost of _____.

