

REGULAR MEETING, April 16, 2012

The Regular Session of the Deadwood City Commission convened on April 16, 2012 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, City Attorney, and Commissioners Georgeann Silvernail and Gary Todd. Commissioners Joe Peterson and Jim Van Den Eykel were absent. All motions passed unanimously unless otherwise stated.

APPROVAL OF MINUTES

Silvernail moved, Todd seconded to approve the minutes of April 9, 2012. Roll Call: Aye-All. Motion carried.

APPROVAL OF DISBURSEMENTS

Todd moved, Silvernail seconded to approve the April 16, 2012 disbursements. Roll Call: Aye-All. Motion carried.

ADAMS MUSEUM & House	OPERATING	8,183.14
ALCO	PROGRAM	167.95
ALL NET	PROJECT	465.54
AMPAC	BAGS	296.73
ARLENE GUSTAFSON	ELECTION CLERK	153.00
AVENET	PACKAGE	1,225.00
BH PIONEER	AD	1,582.48
BH POWER	ELECTRICITY	10,585.69
CENTURY BUSINESS	MAINTENANCE	265.69
CENTURY LINK	CHARGES	156.31
CHAINSAW CENTER	SUPPLIES	97.65
COLLIGAN	WATER	246.00
DAKOTA GRAPHICS	SUPPLIES	112.50
DAKOTA SECURITY	ADAMS MUSEUM	10,417.40
DEADWOOD CHAMBER	BILL	6,732.92
DEADWOOD ELECTRIC	ADAMS MUSEUM	745.10
ELAINE ROBIDOU	ELECTION SUPERINTENDENT	178.00
FERBER ENGINEERING	UPDATES	2,141.37
FIRST NATIONAL BANK	DEBT SERVICE	98,893.75
FLETCHER, JAMES	LOAN	10,000.00
FREEMAN'S ELECTRIC	REPAIR	651.02
GOLDEN WEST	STORAGE	361.50
GOVERNMENT FINANCE OFFICER	RENEWAL	160.00
HAMANN, ALEX	REIMBS.	340.00
HAWKI, KEN	REIMBS.	149.20
HOMESTAKE ADAMS RESEARCH	GRANT	8,999.39
JACOBS PRECISION WELDING	PROJECT	185.87
JASON RAKOW CONSTRUCTION	LOAN	5,242.07
JOHNSTON, LORI	REFUND	40.00
KNOLGY	PHONE	209.57
KONE	MAINT.	205.00
LADY DIGGER BASKETBALL	DONATION	200.00
LANPHEAR, JANET	REIMBS.	83.97
LAWRENCE CO.	GRANT	755.00
LYNN'S	SUPPLIES	67.28
M&M SANITATION	RENTAL	205.00
MILLARD, JEFF	COMMISSION MTGS.	325.00
NACHA	RULES	55.75
NAMMINGA, LYNN	PROJECT	198.54
NATIONAL FIRE PROTECTION	SUBSCRIPTION	300.00
OLD FORT MEADE MUSEUM	GRANT	4,917.39
PETTY CASH-FINANCE OFFICE	REIMBURSE	108.87
RECREATION SUPPLY	SIGNS	25.00
RESTORATION BLASTING	PROJECT	40.00
SABO CONSTRUCTION	LOAN	8,360.00
SANDIDGE, VERNA	ELECTION CLERK	153.00
SD OFFICE OF HOMELAND SECUR	REGISTRATION	150.00
SD ONE CALL	MESSAGE FEES	18.87
SD STATE HISTORICAL SOCIETY	GRANT	31,403.50
SDN COMMUNICATIONS	LINE	571.20
SHARKEY PLUMBING	SERVICE	8,571.36
STRETCH'S	ADAMS HOUSE	928.45
STURDEVANT'S	BATTERY	351.96
SUMMIT SIGNS	SIGNS	282.50
TRIPLE K	REPAIR	216.69
TRUGREEN	FERTILIZER	1,183.50
TWIN CITY ANIMAL SHELTER	FUNDS	3,087.30
USA BLUEBOOK	SUPPLIES	193.03
YELLOWSTONE INTERNATIONAL	AD	999.00

TOTAL

\$ 232,942.00

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ITEMS FROM CITIZENS ON AGENDA

Arbor Day

Joann Eastman requested the signing of the Proclamation for Arbor Day on May 4, 2012 and invited everyone to the tree planting at the Deadwood Rec Center at 9 a.m. that same day. Silvernail moved, Todd seconded. Roll Call: Aye-All. Motion carried

Exercise Option

Silvernail moved, Todd seconded for Silverado Franklin to extend City Slot machine Lease and Operating Agreement for an additional three years. Roll Call: Aye-All. Motion carried

Exercise Option

Todd moved, Silvernail seconded for B.Y. Development Inc. dba Cadillac Jacks and Tin Lizzie to extend City Slot Machine Lease and Operating Agreement for an additional three years. Roll Call: Aye-All. Motion carried

PUBLIC HEARINGS/BID OPENINGS

Bid Opening Stairway Rehabilitation

Mary Jo Nelson, Finance Officer, opened (2) two bids for the Pedestrian Stairway Rehabilitation and Replacement Project. Bids are as followed:

Bidder:

Central America:	Site 1: \$54,000.00	Site 2: \$8,500.00	Site 3: \$37,000.00
Bid Bond: X	Site 4: \$53,000.00	Site 5: \$21,500.00	Total Bid: \$174,000.00

RCS Construction:	Site 1: \$51,484.25	Site 2: \$7,880.52	Site 3: \$41,158.54
Bid Bond: X	Site 4: \$58,575.96	Site 5: \$23,715.73	Total Bid: \$182,815.00

Mary Jo requested to continue the bid opening for Jim Raysor to review and forward to DOT. Silvernail moved, Todd seconded to continue. Roll Call: Aye-All. Motion carried

Public Hearing – Cinco de Mayo Events

Todd moved, Silvernail seconded to approve the street closure on Gold Street and on Main Street from Wall Street to Deadwood Street on Saturday May 5, 2012, from 12:00 p.m. to 5:00 p.m. Roll Call: Aye-All. Motion carried

Todd moved, Silvernail seconded to waive the vending fee and allow vending on Main Street and Sherman Street for the Sidewalk Sale with all proceeds donated to Non Profit Organizations on Saturday May 5, 2012 for Cinco de Mayo events. Roll Call: Aye-All. Motion carried.

Todd moved, Silvernail seconded, to grant exception to the barricade fee ordinance and waive fees per City Code 12.24.150. Roll Call: Aye-All Motion carried.

Silvernail moved, Todd seconded with serious reservations to allow the relaxation of the open container ordinance on Main Street from the Four Aces to Masonic Temple, Broadway Street from Wall to Shine, Sherman Street from Pioneer Way to the south side of Pine Street, Deadwood Street from Pioneer Way to Sherman Street, Siever Street from Main Street to Sherman Street, and Lee Street from Pioneer Way to Sherman Street on Saturday, May 5, 2012 from 4:00 p.m. to 10:00 p.m. Commissioner Todd read a memo from Safety Committee Chairman indicating that security is a responsibility of sponsoring organization. After much discussion, Mayor Toscana stated the city would help as they have done in the past. Roll Call: Aye-All. Motion carried.

Public Hearing – Wild Bill Day's

Silvernail moved, Todd seconded to approve the street closure on Main Street from Pine to Deadwood Street on Thursday June 14, 2012 from 10:00 a.m. and will remain closed until 2 a.m. Sunday June 17, 2012. Roll Call: Aye-All. Motion carried.

Silvernail moved, Todd seconded to approve the street closure on Main Street from Wall to Deadwood Street on Thursday June 14, 2012 from 10:00 a.m. and will remain closed until 2 a.m. Sunday June 17, 2012. Traffic will be allowed on Lee Street up Main Street only until concerts begin each day. Roll Call: Aye-All. Motion carried.

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Todd moved, Silvernail seconded to allow the relaxation of the open container ordinance on Main Street from the Four Aces to Masonic Temple, Broadway Street from Wall to Shine, Sherman Street from Pioneer Way to the south side of Pine Street, Deadwood Street from Pioneer Way to Sherman Street, Siever Street, Pine Street from Main Street to Sherman Street and Lee Street from Pioneer Way to Sherman Street on Friday June 15, 2012 from noon to 10:00 p.m. Roll Call: Aye-All. Motion carried.

Todd moved, Silvernail seconded to allow the relaxation of the open container ordinance on Main Street from the Four Aces to Masonic Temple, Broadway Street from Wall to Shine, Sherman Street from Pioneer Way to the south side of Pine Street, Deadwood Street from Pioneer Way to Sherman Street, Siever Street, Pine Street from Main Street to Sherman Street and Lee Street from Pioneer Way to Sherman Street on Saturday June 16, 2012 from noon to 10:00 p.m. Roll Call: Aye-All. Motion carried.

Silvernail moved, Todd seconded to waive the vending fee and allow vending on Main Street for Deadwood Chamber Merchandise on Friday June 15 and Saturday June 16, 2012. Roll Call: Aye-All. Motion carried.

Silvernail moved, Todd seconded to grant exception to the barricade fee ordinance and waive fees per City Code 12.24.150. Roll Call: Aye-All. Motion carried.

Silvernail moved, Todd seconded to approve the waiver of the banner fee for the Dock Dogs event to be held on Friday & Saturday June 15 & 16, 2012 on Main Street during Wild Bill Days. Roll Call: Aye-All. Motion carried.

Public Hearing – 15th Annual Mickelson Trail Trek

Todd moved, Silvernail seconded to approve the use of the Sherman Street Parking Lot and use of a trolley for the 15th Annual Mickelson Trail Trek on Sunday September 16, 2012. This event consists of the use of (1) one trolley making (4) four stops per hour. Roll Call: Aye-All. Motion carried.

Todd moved, Silvernail seconded, to waive the vending fee and allow vending at the Deadwood Pavilion on Sunday September 16, 2012 from 7:30 a.m. to 5:00 p.m. Roll Call: Aye-All. Motion carried.

Public Hearing – Lead-Deadwood High School Homecoming Parade

Silvernail moved, Todd seconded to approve the street closure on Main Street for the Lead-Deadwood High School Homecoming Parade from 2:00 p.m. until parade ends on September 28, 2012. Roll Call: Aye-All. Motion carried.

FINANCE

Approve Results

Silvernail moved, Todd seconded to approve the official canvass results from the April 10, 2012 municipal election for (2) three-year Commission seats as follows:

Two (2) Three-Year Term for Commission	# of votes
Gary Todd	240
Georgeann Silvernail	142
Wayne Morris	138
Sharon Martinisko	78

Roll Call: Aye – All. Motion carried

Permission to Pay

Todd moved, Silvernail seconded to allow Finance Officer to pay \$4,949.50 to South Dakota Publish Assurance Alliance for Days of 76 Museum property coverage to September 2012. Roll Call: Aye – All. Motion carried

HISTORIC PRESERVATION/PLANNING AND ZONING/PUBLIC BUILDINGS/SAFETY

Wage

Todd moved, Silvernail seconded to increase wage of Parking Ramp employee Judy Fidler, from \$9.83 to \$10.52 per hr. effective April 15, 2012 after completing three years of service. Roll Call: Aye – All. Motion carried.

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Approve Expenditure

Silvernail moved, Todd seconded to approve expenditure for USS Maine Monument and direct City Attorney to prepare contract with RCS Construction. Expenditure not to exceed \$14,000.00 from HP Public Education line item. Roll Call: Aye-All. Motion carried.

Approve Signage

Silvernail moved, Todd seconded to approve interpretive signage for Deadwood Boy Scouts along Lower Main Street. Cost not to exceed \$1,000.00 from HP Public Education line item. Roll Call: Aye-All. Motion carried.

Approve Funding

Silvernail moved, Todd seconded to approve funding for 2012 Archeology Camp. Cost not to exceed \$3,000.00 from HP Public Education line item. Roll Call: Aye-All. Motion carried.

Cost Share

Silvernail moved, Todd seconded to participate in associated cost for Pictometry Aerial Imagery software and maintenance with Lawrence County and other Lawrence County Communities in an amount of \$2,000.00 from GIS line item. Roll Call: Aye-All. Motion carried.

STREETS/WATER/LIBRARY

Permission

Silvernail moved, Todd seconded to purchase water pump for street sweeper at cost of \$1,007.00 from Sanitation Products. Roll Call: Aye-All. Motion carried.

POLICE/FIRE-COMMISSIONER SILVERNAIL

Permission

Silvernail moved, Todd seconded to send four firefighters to Homeland Security Conference in Sioux Falls May 15 – 16, 2012 at cost of \$208.00 plus use of city vehicle. Roll Call: Aye-All. Motion carried.

Approve Vehicle for Hire License

Silvernail moved, Todd seconded to approve taxi business application Brad and Kym Reis dba Black Hills Grab a Cab contingent upon proof of insurance and vehicle information. The existing (4) four taxi companies and drivers were present to voice their concerns regarding number of licenses, the congestion and other items of interest. Roll Call: Aye – All. Motion carried

Renew Licenses

Silvernail moved, Todd seconded to renew the following vehicles for hire licenses: Dakota Taxi, Canyon Cab Company and Deadwood Cab Company for calendar year 2012. Roll Call: Aye – All. Motion carried

PARKS/RECREATION/TROLLEY-COMMISSIONER TODD

Hire

Todd moved, Silvernail seconded for permission to hire Lawrence Lesmeister as a seasonal parks employee at \$9.31 per hr. effective April 17, 2012 pending pre-employment drug screen. Roll Call: Aye – All. Motion carried

Wage Increase

Todd moved, Silvernail seconded to increase wage of parks employee Bill Binder from \$15.46 to \$16.27 per hr. effective April 13, 2012 after two years of service (100% of prevailing wage). Roll Call: Aye – All. Motion carried

LEGAL

Renew Lease

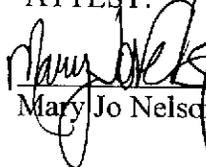
Silvernail moved, Todd seconded to allow Four Aces to renew parking lease for 20 spots at \$125.00 per spot at Lower Main Lot from June 1, 2012 to September 30, 2012. Roll Call: Aye-All. Motion carried.

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ADJOURNMENT

Silvernail moved, Todd seconded to adjourn the regular session at 5:49 p.m. The next regular meeting will be at 5:00 p.m. on Monday, April 23, 2012.

ATTEST:


Mary Jo Nelson, Finance Officer



DATE: 4-23-12

BY: 
Francis A. Toscana, Mayor

Published once at the total approximate cost of _____.