

REGULAR MEETING, April 30, 2012

The Regular Session of the Deadwood City Commission convened on April 30, 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, Joe Peterson, Georgeann Silvernail, Gary Todd and Jim Van Den Eykel. All motions passed unanimously unless otherwise stated.

APPROVAL OF MINUTES

Todd moved, Van Den Eykel seconded to approve the minutes of April 23, 2012. Roll Call: Aye-All. Motion carried.

APPROVAL OF DISBURSEMENTS

Silvernail moved, Peterson seconded to approve the April 30, 2012 disbursements. Roll Call: Aye-All. Motion carried.

A & B BUSINESS	MAINTENANCE	129.40
ABC BUSINESS	SUPPLIES	203.99
ALL NET CONNECTIONS	PROJECT	122.50
BIG D OIL COMPANY	REIMBURSEMENT	100.00
BH CHEMICAL	PEROXY	828.40
BH COMMUNITY ECON	MEMBERSHIP	750.00
BH POWER	ELECTRICTY	4,422.73
CLAIMS ASSOCIATES	REIMBURSEMENT	2,261.94
DAKOTA BUSINESS	MAINTENANCE	106.12
GALLS, AN ARAMARK COMPANY	BAGS	46.97
GAYLORD BROS.	SUPPLIES	128.90
GOLDEN WEST	COMPUTER ISSUES	596.25
J. SCULL CONSTRUCTION	DAYS OF 76	34,561.04
KADRMAS LEE & JACKSON	PROJECT	8,200.80
KARL'S	KNOB	24.50
KNOLOGY	PHONE SERVICE	1,680.78
KUCHENBECKER, KEVIN	REIMBURSEMENT	168.01
LAWRENCE CO. EQUALIZATION	PROJECT	2,000.00
MARKETING & TECHNICAL MATE	SUPPLIES	862.65
MILLARD, JEFF	REIMBURSEMENT	74.20
NORTHWEST PIPE FITTINGS	FIRE HYDRANT	603.90
RAMADA	ROOM CHG	104.86
SABO CONSTRUCTION	RW GRANT	3,090.00
SD PUBLIC ASSURANCE ALLIAN	COVERAGE	5,990.51
SD STATE ARCHIVES	SUPPLIES	10.00
SD STATE HISTORIC PRESERVA	CONFERENCE	750.00
SUMMIT SIGNS	SIGNS	96.50
TRIDLE, JOHN	REIMBURSEMENT	643.08

TOTAL

\$ 68,558.03

ITEMS FROM CITIZENS ON AGENDA

Free Parking Proposal

Mike Trucano presented a proposal to institute free parking in the City. A couple months ago, he came with a proposal that would eliminate all the metered parking in the City. Due to a number of objections to the original proposal, this new proposal attempts to address those concerns. According to Trucano, one objection to the original proposal was potential loss of overall city revenue that total elimination of parking meters might produce. The revised proposal enhances overall City revenue by eliminating the parking meters only from the Lower Main, Qwest Lot and Railroad Parking Lots as well as 15 meters in the Interpretive Lot, which would be changed to 30 minute parking only. He also suggested reduction in number of Ordinance Enforcement Officers from 2.5 to one. Mayor Toscana asked why they suggest eliminating meters in the Interpretive Lot and Trucano stated that additional 30 minutes spaces are needed for visitor parking. Silvernail commented the current Commission has compromised with parking in Sherman Street, additional spots in Blondies Lot and Miller Lot and believes those compromises are sufficient. Mayor Toscana stated that the City gives up parking the month of December and the Interpretive Center numerous times for special events. He also stated the reason the city has a parking need is because the private sector hasn't solved their own issue. He added that people on Main Street can't generate enough parking to satisfy their customers so they are depending upon the City. He also said they want the city to provide parking but do not want the City to have the tools to pay and maintain those lots. Commissioner Van Den Eykel recused himself to conflict of interest at the advice of the City Attorney since he is a member of the Deadwood Business Club, and will respect that advice. City Attorney Campbell handed out a memo with parking meter revenue/expense history from 2007-2012 and wanted to point out that while he does not care how the Commission votes, wants them to have all the numbers in front of them. Campbell said that figures indicate without parking meter revenue, this fund will not sustain itself and at some point cash from the General Fund will be used and the taxpayer who lives in Deadwood will be responsible and he wants the public to know that. He stated the Parking and Transportation

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program lost approximately \$180,000.00 last year due to retaining wall improvement and asphalt repair in several lots, but in previous years the fund is working as it should with greater revenue than expenses as indicated in the fund cash balance. Campbell also stated that the police department is not running effectively with one ordinance officer when certified officers assist in money collection. Campbell added that the ordinance officers do many other things like snow removal, weed removal, animal issues and other duties. The seasonal ordinance position was designed for customer service on Main Street to help traffic flow. Blake Haverberg spoke in favor of the revised proposal from the Deadwood Business Club and requested limited charge during special events including allowing charities to receive parking revenue, splitting with the city. Lisa Jorgenson, business owner, also spoke in favor and believes the city will benefit from increased sales tax revenue. Commissioner Todd stated we need another week to discuss what it does cost us to maintain our parking lots, look over figures, and talk with Chief Fuller about Ordinance Officers. Commissioner Peterson requested that Mr. Trucano visit with the Business Improvement District about the matter. Mayor Toscana indicated this subject should be discussed at budget time rather than the middle of the fiscal year and advised Mr. Trucano to get on agenda for the following meeting if they would like to discuss further.

PUBLIC HEARINGS/BID OPENINGS

Accept Bid - Rogers Construction

Silvernail moved, Van Den Eykel seconded to accept the low and responsible bid from Rogers Construction for Phase 1 of the St. Ambrose Cemetery Restoration Project for the base bid and all five alternates for a total of \$275,292.25, to be paid from HP bonded funds and direct City Attorney to prepare contract. Bids were opened on April 23, 2012. Roll Call: Aye-All. Motion carried.

Bid Opening – Water Valve Exerciser

Jim Raysor stated there were no bids received for the Water Valve Exerciser. Mayor stated since no bids were accepted the City could sell to an interested party.

Public Hearing

Silvernail moved, Todd seconded to approve the Wine, Liquor, and Malt Beverage License Transfers for Platinum Ventures, LLC dba Four Aces Hotel and Casino. Roll Call: Aye-All. Motion carried.

Public Hearing

Silvernail moved, Todd seconded to approve the Liquor and Malt Beverage License Transfers for High Noon Investments, LLC dba Gold Dust Gaming. Roll Call: Aye-All. Motion carried.

FINANCE

Information

Commissioner Peterson acknowledged that the Recount Board declared April 10, 2012 election results unchanged.

HISTORIC PRESERVATION/PLANNING AND ZONING/PUBLIC BUILDINGS/SAFETY

Purchase

Silvernail moved, Van Den Eykel seconded to purchase materials for the History Visitor Center Restrooms from Twin City Hardware for \$6,035.26, to be paid from HP Capital Assets. Roll Call: Aye – All. Motion carried.

Enter into Contract

Van Den Eykel moved, Silvernail seconded to enter into contract with Flat Earth Sign Company for signage at the Visitor Center and Rec Center for \$1,575.00, to be paid from HP Capital Assets and direct City Attorney to prepare contract. Roll Call: Aye – All. Motion carried.

Enter into Contract

Van Den Eykel moved, Todd seconded to enter into contract with Deadwood Electric to furnish and wire lights for the sign at the Deadwood Trailhead in the Sherman St. Parking Lot at a cost of \$1,118.00 to be paid from HP Capital Assets. Roll Call: Aye – All. Motion carried.

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Accept Recommendation

Todd moved, Silvernail seconded to accept the recommendation from HP Commission to fund the annual publication of the Society of Black Hills Pioneers for \$2,000.00 to be paid from HP Public Education/Advocacy. Roll Call: Aye-All. Motion carried.

STREETS AND WATER/LIBRARY

Present Award

Commissioner Van Den Eykel presented an award to the Water Department for Secretary's Award for Drinking Water Excellence. This is the 11th year in a row that the City has received this award. Each employee within the department also received recognition.

Discussion of Bids Step Grant Project

Van Den Eykel moved, Silvernail seconded to reject bids opened on April 16, 2012 and rebid the Step Project. Roll Call: Aye – All. Motion carried.

POLICE/FIRE

Permission to Hire (continued from April 23, 2012)

Silvernail moved, Peterson seconded to hire Teresa Tomford as seasonal Ordinance Officer at \$14.77 per hour effective May 1, 2012 pending pre-employment drug screening. Peterson asked about rate for this position. Assistant Finance Officer Morrison indicated the rate is 90% of prevailing wage. Roll Call: Aye-All. Motion carried.

PARKS/RECREATION/TROLLEY

Permission to Hire

Todd moved, Van Den Eykel seconded the hiring of Mt. Moriah seasonal workers effective May 7, 2012 as follows: Juanita James, Peggy McDonald, Ardath Waisanen and Constance Olsen at \$10.00 per hour, Doris Schenk at \$8.79 per hour and Earla Karels at \$8.28 per hour. Roll Call: Aye – All. Motion carried.

Permission to Hire

Todd moved, Silvernail seconded the hiring of summer parks employees as follows: Zach Steinlicht at \$8.79 per hour, Seth Reynolds and Gerald Langlois at \$7.76 an hour effective May 1, 2012, Hunter Bradley at \$8.28 an hour effective May 2, 2012, Russell Prince at \$9.31 per hour effective May 10, 2012, Trevor Tridle at \$10.00 per hour effective May 14, 2012 and Andrew Pisciotta at \$7.76 per hour effective May 24, 2012. Roll Call: Aye – All. Motion carried.

Resignation

Todd moved, Van Den Eykel seconded the resignations from Rec Center Staff as follows: Luke Gainey effective April 28, 2012, Nicole Diedrich effective May 20, 2012 and Mike Olson effective May 26, 2012. Roll Call: Aye – All. Motion carried.

Permission to Hire

Todd moved, Silvernail seconded to hire the following Rec Center Staff: Kilania Newton as Lifeguard at \$7.76 per hour effective May 1, 2012, Alexander Madsen and Cydnee Middlemas as Lifeguard at \$7.76 per hour effective May 22, 2012 and move Cherise Feser from Lifeguard to Swim Instructor at \$9.96 per hour effective May 29, 2012. Roll Call: Aye – All. Motion carried.

Permission to Hire

Todd moved, Silvernail seconded to hire the following Summer Camp Staff: Kaitlin Middlemas as Summer Camp Director at \$10.35 per hour effective May 14, 2012 and Kenzie Caldwell as Camp Assistant at \$7.76 per hour effective May 22, 2012. Roll Call: Aye – All. Motion carried.

LEGAL

Agreement

Todd moved, Van Den Eykel seconded for Mayor to sign agreement with PL Carpentry & Associates for the History Visitor Center Restroom Rehabilitation. Roll Call: Aye-All. Motion carried.

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Agreement

Van Den Eykel moved, Todd seconded for Mayor to sign agreement with Jorgensen Log Homes, Inc. for the fencing project at the History Visitor Center. Roll Call: Aye – All. Motion carried.

Contract

Silvernail moved, Todd seconded to continue the proposed contract with TSP, Inc. until May 7, 2012. Roll Call: Aye – All. Motion carried.

Executive Session

City Attorney Jason Campbell requested an Executive Session for legal matters per SDCL 1-25-2(3) with no action to be taken.

MAYORS BUSINESS

Thank You Letter

Mayor expressed thanks on behalf of the City of Deadwood to Brenda McGruder and Bruce Outka for assisting our staff in the recount on April 24, 2012.

Water Week Proclamation

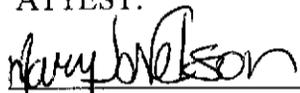
Mayor read and signed the Proclamation for Drinking Water Week May 6 – 12, 2012.

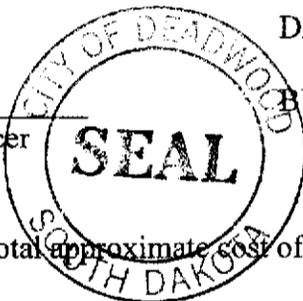
ITEMS FROM MAYOR, COMMISSIONERS, DEPARTMENT HEADS NOT ON AGENDA

ADJOURNMENT

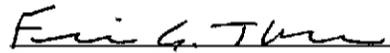
Silvernail moved, Van Den Eykel seconded to adjourn the regular session at 5:42 p.m. and convene into Executive Session for Legal Matters per SDCL 1-25-2 (3) with no action to be taken. The next regular meeting will be at 5:00 p.m. on Monday, May 7, 2012.

ATTEST:


Mary Jo Nelson, Finance Officer



DATE: 5-7-12

BY: 
Francis A. Toscana, Mayor

Published once at the total approximate cost of _____.