

**REGULAR MEETING, April 8, 2013**

The Regular Session of the Deadwood City Commission convened on April 8, 2013 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 Joe Peterson, Georgeann Silvernail, and Jim Van Den Eykel. City Attorney Quentin L. Riggins was via phone. Commissioner Gary Todd was absent. All motions passed unanimously unless otherwise stated.

**APPROVAL OF MINUTES**

Silvernail moved, Van Den Eykel seconded to approve the minutes of April 1, 2013. Roll Call: Aye-All. Motion carried.

**APPROVAL OF DISBURSEMENTS**

Silvernail moved, Peterson seconded to approve the April 8, 2013 disbursements. Roll Call: Aye-All. Motion carried.

ACTION MECHANICAL	REPAIR	543.04
BH CHEMICAL	SUPPLIES	3,765.47
BH DISPOSAL	RUBBLE	740.00
BH PIONEER	ADS	695.90
BH POWER	ELECTRICITY	31,811.75
BH TRUCK	SERVICE	10,826.40
CHEMSEARCH	SUPPLIES	152.78
COMPANION LIFE	INSURANCE	220.74
CUSTOM CAGE	CAGE	580.00
DEADWOOD CHAMBER	BILL LIST	75,000.00
DEPT. OF PUBLIC HEALTH	TESTS	39.00
DRIVERS LICENSE GUIDE	GUIDES	99.75
EMERY-PRATT	BOOKS	147.65
FARMER BROTHERS	SUPPLIES	203.15
FULLER, KELLY	REIMBURSEMENT	400.28
GQ PROFESSIONAL	SUBSCRIPTION	39.00
KNECHT	CERTIFOAM	30.44
LAWSON PRODUCTS	SUPPLIES	78.82
LEAD-DEADWOOD SANITARY DIST	USAGE	25,355.10
MED-TECH RESOURCE	SUPPLIES	228.77
MIDWEST TAPE	DVDS	694.86
NAPA	SUPPLIES	4,118.97
NATIONAL GEOGRAPHIC	SUBSCRIPTION	39.00
OTIS ELEVATOR	SERVICE	113.31
OVERDRIVE	MAINTENANCE	1,250.00
PETTY CASH	CASH	136.53
PIONEER DESIGNS	SUPPLIES	123.98
PONTIUS, JERRY	REIMBURSEMENT	30.68
SD DEPT. OF MOTOR VEHICLES	TITLE	14.00
SERVALL	SUPPLIES	1,906.82
SD TRUCKING	BID	30.00
SOUTHSIDE OIL	GAS	18,305.31
SUMMIT SIGNS & SUPPLY	SIGNS	104.00
TRIDLE, JOHN	REIMBURSEMENT	189.76
TRIPLE K	SERVICE	1,199.64
VANWAY TROPHY	ENGRAVING	6.00
VICTIMS OF VIOLENCE	DONATION	1,000.00
WASTE CONNECTIONS	WASTE	7,241.43
	<b>TOTAL</b>	<b>\$187,462.33</b>

**ITEMS FROM CITIZENS ON AGENDA**

**Oakridge Cemetery**

Carlton Spindler spoke to the Commission about the six plots in the Oakridge Cemetery the family purchased in 1962. On a recent visit to the Cemetery, he realized another individual was buried in Lot 6. Toscana stated that according to the records, lots 5 and 6 have been sold to another individual and Carlton requested that the individual be moved to another area in the cemetery. Raysor will contact the family and State of South Dakota to exhume. Carlton also expressed displeasure with previous dealings with the City, including annexation and a Historic Preservation issue regarding siding on a storage facility.

**PUBLIC HEARINGS/BID OPENINGS**

**Public Hearing-Wolfpack Working Dogs**

Public hearing was opened at 5:05 p.m. by Mayor Toscana. No one spoke in favor or against. Silvernail moved, Peterson seconded to allow the exception to User Fee Ordinance at the Ferguson Field on July 6 and 7, 2013 for the Wolfpack Working Dogs Trial Event. Roll Call: Aye-All. Motion carried.

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### Public Hearing-Days of '76

Public hearing was opened at 5:10 p.m. by Mayor Toscana. No one spoke in favor or against.

Silvernail moved, Van Den Eykel seconded to allow the relaxation of the open container ordinance and special full temporary liquor license at the Rodeo Grounds on July 23, 2012. Peterson Abstained. Roll Call: Aye-All. Motion carried.

Silvernail moved, Van Den Eykel seconded to allow the relaxation of the open container ordinance and special full temporary liquor license at the Rodeo Grounds on July 24, 2012. Peterson Abstained. Roll Call: Aye-All. Motion carried.

Silvernail moved, Van Den Eykel seconded to allow the relaxation of the open container ordinance and special full temporary liquor license at the Rodeo Grounds on July 25, 2012. Peterson Abstained. Roll Call: Aye-All. Motion carried.

Silvernail moved, Van Den Eykel seconded to allow the relaxation of the open container ordinance and special full temporary liquor license at the Rodeo Grounds on July 26, 2012. Peterson Abstained. Roll Call: Aye-All. Motion carried.

Silvernail moved, Van Den Eykel seconded to allow the relaxation of the open container ordinance and special full temporary liquor license at the Rodeo Grounds on July 27, 2012. Peterson Abstained. Roll Call: Aye-All. Motion carried.

Silvernail moved, Van Den Eykel seconded to approve the street closure on Main Street from Masonic Temple to Four Aces and a portion of 14A from Four Aces to Rodeo Grounds from 1:00 p.m. until parade ends on July 26, 2012 and from 9:30 a.m. until parade ends on July 27, 2012. Peterson Abstained. Roll Call: Aye-All. Motion carried.

Silvernail moved, Van Den Eykel seconded to waive the vending fee and allow vending for Days of 76 Events on July 23 – July 27, 2012. Van Den Eykel requested that vendor permits be forwarded to the Zoning Administrator for the event. Peterson Abstained. Roll Call: Aye-All. Motion carried.

### Bid Opening

Silvernail moved, Peterson seconded to set a bid opening at 5:00 p.m. on June 3, 2013 for sealed bids on the 1993 416B Backhoe, offered to municipalities as advertised in SDML Magazine. Roll Call: Aye-All. Motion carried.

### Public Hearing

Silvernail moved, Van Den Eykel seconded to set a public hearing at 5:05 p.m. on April 22, 2013 for street closure on July 25, 2013 for the Northern Hills Community Band during the Days of '76. Roll Call: Aye-All. Motion carried.

## FINANCE

### Raffle

Deadwood Business Club will be selling raffle tickets until May 4, 2013, and Deadwood History Inc. will be selling raffle tickets until July 27, 2013.

## STREETS AND WATER/LIBRARY

### Transfer

Van Den Eykel moved, Silvernail seconded to transfer Scott Reif from the Water Department to the Parks Department at \$16.76 an hour effective April 15, 2013. Roll Call: Aye-All. Motion carried.

### Advertise

Van Den Eykel moved, Silvernail seconded to advertise in house for vacant Water Department position and outside if not filled in house. Roll Call: Aye-All. Motion carried.

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POLICE/FIRE

Parking

Silvernail moved, Peterson seconded to accept the recommendation from Parking and Transportation Committee, to approve the residential parking application for Martin Gaspers, resident at 374 Williams Street. Roll Call: Aye-All. Motion carried.

LEGAL BUSINESS

Ordinance #1187

Silvernail moved, Van Den Eykel seconded to approve the second reading of Ordinance #1187, Adopting 2012 Building Code Chapter 15, Enforcement Agency, Board of Appeals and Incorporate Fee Schedules. Roll Call: Aye-All. Motion carried.

MAYORS BUSINESS

Proclamation – “Greg Nelson Day”

The Mayor read a proclamation declaring April 12, 2013, as “Greg Nelson Day” in Deadwood.

Executive Session

Mayor Toscana requested executive session for Legal Matters per SDCL 1-25-2 (3).

ADJOURNMENT

Silvernail moved, Peterson seconded to adjourn the regular session at 5:31 p.m. and convene into Executive Session for Legal Matters per SDCL 1-25-2 (3). The next regular meeting will be at 5:00 p.m. on Monday April 15, 2013.

ATTEST:

Ronda Morrison  
Mary Jo Nelson, Finance Officer

DATE: 4-15-13

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

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