

## REGULAR MEETING, April 9, 2012

The Regular Session of the Deadwood City Commission convened on April 9, 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, Jim Van Den Eykel and Gary Todd. All motions passed unanimously unless otherwise stated.

### APPROVAL OF MINUTES

Mayor asked the Finance Office to correct the attendance of Gary Todd for the Minutes of April 2, 2012.

### APPROVAL OF DISBURSEMENTS

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

|                            |                        |            |
|----------------------------|------------------------|------------|
| A & B WELDING              | PROPYLENE 63/CITY SHOP | 27.84      |
| BH PIONEER                 | AD                     | 10.00      |
| BH POWER                   | ELECTRICITY            | 41.86      |
| CAMPBELL SUPPLY            | SPREADER               | 219.00     |
| CAMPBELL, JASON            | REIMBURSEMENT          | 238.88     |
| CLEARWATER SECURITY        | INSTALLATION           | 1,930.00   |
| COMPUTER SUPPORT SERVICES  | SERVICE                | 187.48     |
| DAKOTA GRAPHICS            | BUILDING PERMIT        | 37.50      |
| DEADWOOD ELECTRIC          | SUPPLIES               | 2,341.71   |
| DEMCO                      | DESIGN                 | 39.79      |
| EMERY-PRATT                | BOOKS                  | 435.40     |
| ENVIRONMENTAL PRODUCTS     | SUPPLIES               | 780.00     |
| FASTENAL                   | SUPPLIES               | 194.72     |
| FIREHOUSE MAGAZINE         | SUBSCRIPTION           | 44.95      |
| FIRST WESTERN INSURANCE    | RENEWAL                | 1,542.00   |
| FPD                        | SUPPLIES               | 905.00     |
| GALLS                      | SUPPLIES               | 228.95     |
| GENES LOCK SHOP            | CHAMBER                | 123.98     |
| GOLDEN WEST                | SERVICE                | 131.15     |
| HILLSIDE DISPOSAL          | DUMPSTER               | 1,428.00   |
| LEAD-DEADWOOD SANITARY     | USAGE                  | 25,871.08  |
| M & T FIRE AND SAFETY      | SUPPLIES               | 62.04      |
| MIDWEST TAPE               | DVD                    | 178.41     |
| MDU                        | GAS                    | 6,639.64   |
| NAPA                       | RIVETER                | 2,037.92   |
| NATIONAL GEOGRAPHIC        | SUBSCRIPTION           | 34.00      |
| NEBRASKA SALT & GRAIN      | SALT                   | 2,534.60   |
| OCCUPATIONAL HEALTH        | TESTING                | 60.00      |
| OSBORN, JANET              | REIMBURSEMENT          | 34.90      |
| OTIS ELEVATOR              | CONTRACT               | 110.01     |
| POWERPLAN                  | KITS                   | 1,065.71   |
| RAPID DELIVERY             | SERVICE                | 44.40      |
| RCS                        | GRANT                  | 100,401.00 |
| SCHAEFFER MANUFACTURING    | SUPPLIES               | 2,467.14   |
| SD DEPT. OF CORRECTIONS    | FIREWISE PROJECT       | 3,469.38   |
| SD DEPT. OF MOTOR VEHICLES | TITLE                  | 14.00      |
| SD MUNICIPAL LEAGUE        | REGISTRATION           | 100.00     |
| SD POLICE CHIEFS' ASSOCIA  | REGISTRATION           | 65.00      |
| SD STATE ARCHIVES          | MICROFILM              | 28.80      |
| SD STATE TREASURER         | TAX                    | 2,939.68   |
| SERVALL                    | SUPPLIES               | 2,094.15   |
| STRETCH'S                  | COVER                  | 379.70     |
| THIS WEEK FROM INDIAN COUN | SUBSCRIPTION           | 19.97      |
| TRIDLE, JOHN               | REIMBURSEMENT          | 190.87     |
| USPO                       | PERMIT                 | 190.00     |
| WASTE CONNECTIONS          | DUMPSTER               | 7,299.33   |
| WELLS PLUMBING & FARM      | SUPPLIES               | 103.60     |
| WESTERN COMMUNICATIONS     | REPAIR                 | 528.00     |

**TOTAL**

**\$ 169,851.54**

### ITEMS FROM CITIZENS ON AGENDA

#### Cadillac Jack's

Silvernail moved, Van Den Eykel seconded to approve the floor plan for Cadillac Jack's for Room Eight and forward to South Dakota Commission on Gaming. Roll Call: Aye - All. Motion carried

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PUBLIC HEARINGS/BID OPENINGS

Public Hearing

Todd moved, Silvernail seconded to set public hearing at 5:07 p.m. on April 23, 2012 for special Liquor License at Days of 76 Museum on May 17. Roll Call: Aye – All. Motion carried

Bid Opening

Silvernail moved, Todd seconded to accept Board of Appraisers Report of \$750.00 and set bid opening on April 30, 2012 at 5:05 p.m. for water valve exerciser. Roll Call: Aye – All. Motion carried

FINANCE

Permission to Pay

Peterson moved, Van Den Eykel seconded to allow Finance Officer to pay Friends of Twin Cities Animal Shelter 2012 allocations of \$3,000.00 for spay/neuter funds from Animal Control Budget. Roll Call: Aye – All. Motion carried

HISTORIC PRESERVATION/PLANNING AND ZONING/PUBLIC BUILDINGS/SAFETY

Rescind Bid

Silvernail moved, Peterson seconded to rescind the bid awarded to Forgey Construction on August 22, 2011 for 91 Forest Avenue retaining wall and return bid bond due to property owner's concern with the removal of the back of the house and additional expenses. Roll Call: Aye – All. Motion carried.

Grant

Silvernail moved, Van Den Eykel seconded to apply for Recreational Trail Project Grant for \$45,000.00 and allow Mayor to sign application. Roll Call: Aye-All. Motion carried.

Rescind Action

Van Den Eykel moved, Silvernail seconded to rescind Board of Adjustment's action on March 7, 2012 granting move of Conditional Use Permit from 376 Main to 134 Sherman Street. The permit holder was not able to secure a lease at new location. Roll Call: Aye-All. Motion carried.

STREETS/WATER/LIBRARY

Wage

Van Den Eykel moved, Todd seconded to increase wage of Water Dept. employee Scott Reef, from \$17.08 to \$17.98 effective April 5, 2012 after completing two years in the Water Dept. (100% of prevailing wage). Roll Call: Aye-All. Motion carried.

PARKS/RECREATION/TROLLEY-COMMISSIONER TODD

Wage

Todd moved, Silvernail seconded to increase wage of Lifeguard Kayla Rommen, from \$8.28 to \$8.79 effective April 12, 2012 for third season as Lifeguard. Roll Call: Aye-All. Motion carried.

Request

Todd moved, Silvernail seconded to award additional youth six month pass for Bookmark Contest at request of the Library Board. Roll Call: Aye – All. Motion carried

LEGAL

Warranty Deed

Silvernail moved, Todd seconded to allow Mayor to sign Oakridge Cemetery Certificate of Purchase and Warranty Deed for Gerald and Patricia Blair. Roll Call: Aye-All. Motion carried.

Contracts

Todd moved, Van Den Eykel seconded to allow the Mayor to sign contract with Deadwood Granite and Marble Works for sundial replacement in Gordon Park. Roll Call: Aye – All. Motion carried

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Contract

Silvernail moved, Peterson seconded to allow Mayor to sign contract with Clearwater Consulting for parking ramp camera repair. Roll Call: Aye – All. Motion carried.

Contract

Silvernail moved, Todd seconded to allow Mayor to sign contract with Schmidt Construction for sidewalk repair near Iron Horse Inn. Roll Call: Aye-All. Motion carried.

Contract

Silvernail moved, Todd seconded to allow Mayor to sign contract with Flat Earth Sign Company for Mickelson Trailhead signage. Roll Call: Aye-All. Motion carried.

Pay Retainer

Todd moved, Silvernail seconded to pay retainer of \$1,500.00 to Crary, Huff, Ringgenberg, Hartnett and Storm, P.C. to formalize legal agreement to obtain judgment against Bill and Tom Woehlers, partial Hickok's Property owners. Roll Call: Aye – Van Den Eykel, Silvernail, Todd. Abstain – Peterson. All. Motion carried.

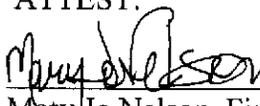
ITEMS FROM CITIZENS NOT ON AGENDA

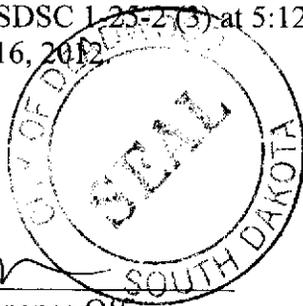
Deadwood Resident inquired about the placement of gateway sign on Sherman Street Parking Lot. Mayor stated it was an action by the City Commission because the sign was in highway right-of-way on the corner of Sherman Street and Charles Street.

ADJOURNMENT

Silvernail moved, Van Den Eykel seconded to adjourn to Executive Session for legal matters with no action per SDSC 1-25-2(3) at 5:12 p.m. The next regular meeting will be at 5:00 p.m. on Monday, April 16, 2012.

ATTEST:

  
Mary Jo Nelson, Finance Officer



DATE: 4-16-12

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

Published once at the total approximate cost of \_\_\_\_\_.