REGULAR MEETING, August 18, 2014

The Regular Session of the Deadwood City Commission convened on August 18, 2014 at 5:00 p.m. in the Deadwood City Commission Chambers, 102 Sherman Street, Deadwood, South Dakota. Mayor Turbiville called the meeting to order with the following members present: Department Heads, City Attorney Quentin L. Riggins and Commissioners David Ruth Jr., Georgeann Silvernail, Gary Todd and Jim Van Den Eykel. All motions passed unanimously unless otherwise stated.

APPROVAL OF MINUTES

Ruth moved, Silvernail seconded to approve the minutes of August 4, 2014. Roll Call: Aye-All. Motion carried.

APPROVAL OF DISBURSEMENTS

Silvernail moved, Ruth seconded to approve the August 18, 2014 disbursements plus additional bill. Roll Call: Aye-All. Motion carried.

2ND AMENDMENT	REPAIR	255.00
A & B WELDING	SUPPLIES	45.12
ABC BUSINESS	SUPPLIES	565.63
ADAMS MUSEUM	SERVICE	9,248.51
ADAMS, CRYSTAL	REFUND	20.00
ADT	SERVICE	116.47
ALBERTSON ENGINEERING	SERVICE	1,146.65
AMAZON	SERVICE	229.25
ARLETH LAND	SERVICE	200.00
ARTNEWS	SUBSCRIPTION	39.95
BARRON'S	SUBSCRIPTION	52.00
BAUDVILLE	FOLLDERS	69.50
BH CHEMICAL	SUPPLIES	2,090.09
BH DISPOSAL	SERVICE	2,660.00
BH NAILWORKS	SERVICE	510.00
BH PIONEER	ADS	792.00
BH SECURITY	SERVICE	1,320.31
BH URGENT CARE	TESTING	150.00
BUTLER MACHINERY	COUPLING	56.87
CAI CONSTRUCTION	PROJECT	169,418.95
CAMPBELL SUPPLY	SUPPLIES	213.29
CENTURY LINK	SERVICE	261.16
CENTURY MFR.	SUPPLIES	887.05
CHAINSAW CENTER	MUFFLER	25.00
CRARY HUFF	SERVICE	798.00
CULLIGAN	SUPPLIES	174.00
CUSTOM DECOR	PROJECT	1,937.25
DAKOTA SUPPLY	SUPPLIES	265.10
DEADWOOD ALIVE	SERVICE	30,000.00
DEADWOOD CHAMBER	BILLING	14,054.41
DEADWOOD GRANITE	SUPPLIES	1,100.00
DIAMOND YARDS	BRICK	48.00
E.T. SPORTS	REPAIR	1,454.73
ECOLAB	SERVICE	353.46
EDDIE'S	CLUTCH	109.94
ELEVATE DESIGN	PROJECT	1,613.84
EMERY-PRATT	BOOKS	207.90
F & G ENTERPRISES	SERVICE	310.00
FED EX	TRANSPORTATION	11.47
FORGEY CONSTRUCTION	REPAIR	24,940.00
FOURFRONT DESIGN	PROJECT	611.00
GAYLORD BROS.	SUPPLIES	223.78
GOLDEN WEST	SERVICE	1,947.46
GRIMM'S PUMP	SERVICE	662.50
HESS, GWEN	REFUND	30.00
HILLS MATERIALS	SERVICE	2,465.87
INTERSTATE BATTERY	SUPPLIES	317.50
JACOBS WELDING	SERVICE	217.22
KADRMAS LEE & JACKSON	PROJECT	4,907.01
KDSJ	SPONSOR	160.00
KEEHN, GARY	PROJECT	4,555.65
LAWRENCE CO. REGISTER	EASEMENTS	300.00
LAWRENCE TITLE COMPANY	SEARCH	127.20
LAWSON PRODUCTS	PROJECT	299.79
LEAD-DEADWOOD REGIONAL	COVERAGE	450.00
LEAD-DEADWOOD SANITARY	USAGE	32,496.64
LYNN'S	SUPPLIES	119.79
MAC CONSTRUCTION	PROJECT	19,174.50
MARIAH PRESS	SERVICE	160.00
MED-TECH RESOURCE	VEST	340.31
MERTENS, KENNETH	REIMBURSEMENT	293.72
METERING & TECHNOLOGY	SERVICE	1,098.01
MICHAEL TODD	SUPPLIES	316.92
MIDCONTINENT	SERVICE	65.00
MIDWEST TAPE	DVDS	252.89
MITZI'S BOOKS	BOOKS	60.62
MDU	SERVICE	11.55
NETWORK SERVICES	SUPPLIES	267.04
NEVE'S	UNIFORMS	222.16
NHS OF THE BH	SERVICE	21,725.00
NH TECHNOLOGY	SERVICE	39.00
NORTHWEST PIPE FITTINGS	SUPPLIES	368.68
OSBORN, JANET	SUPPLIES	472.25
PANNIER	PANELS	2,931.00
PASSPORT PARKING	METERS	55.25

PETTY CASH	FINANCE	194.95
PITNEY BOWES	POSTAGE	500.00
PRESSURE SERVICES	REPAIR	261.67
QUILL	CARTRIDGE	82.99
RCS CONSTRUCTION	PROJECT	181,912.50
RENNER, DONOVAN	REIMBURSEMENT	229.95
ROGER BROOKS	SERVICE	31,000.00
RUTH JR., DAVID	REIMBURSEMENT	139.12
SCHMIDT, WILLIAM	REPAIR	250.00
SD DEPT. OF CORRECTIONS	FIRE WISE	4,083.92
SD DEPT. OF REVENUE	TAXES	4,305.69
SD STATE ARCHIVES	SERVICE	193.40
SD STATE HISTORICAL	SERVICE	1,034.88
SDN COMMUNICATIONS	SERVICE	571.20
SECO CONSTRUCTION	PROJECT	6,812.10
SERVALL	SUPPLIES	132.71
SILVERNAIL, GEORGEANN	REIMBURSEMENT	21.50
SOLANO, SARAH	REIMBURSEMENT	555.39
SPALDING FLY PREDATORS	SUPPLIES	242.56
SPEARFISH SUPPLY	SUPPLIES	102.97
SPECIALTY VEHICLES	SUPPLIES	150.93
SUMMIT SIGNS	SERVICE	152.50
TDG COMMUNICATIONS	SERVICE	250.00
THE EMBLEM AUTHORITY	SUPPLIES	50.00
THE LORD'S CUPBOARD	RECYCLING	498.82
TOMS, DON	PROJECT	630.00
TRIDLE, JOHN	REIMBURSEMENT	104.22
TRUGREEN CHEM-LAWN	SERVICE	86.50
TSP	PROJECT	4,896.16
TYLER TECHNOLOGIES	MAINTENANCE	12,049.90
UNIVERSITY OF MARY	SCOLARSHIP	1,000.00
UNIVERSITY OF NEBRASKA	SCHOLARSHIP	1,000.00
VERENDRYE MUSEUM	GRANT	20,000.00
WASTE CONNECTIONS	SERVICE	9,751.76
WATER GEAR	SUPPLIES	185.53
WEST RIVER HISTORY	CONFERENCE	500.00
WESTERN STATES FIRE	INSPECTION	180.00
WOW	SERVICE	496.62
	TOTAL	$650,106.65

ITEMS FROM CITIZENS ON AGENDA

Service Awards

Mayor Turbiville presented certificates to the following employees: Dan Bridenstine and Albert Kryger for 15 years of service, Ken Hawki for 30 years of service and thanked each of them for their time.

Permission

Rose Speirs, on behalf of Deadwood History Inc. asked the Commission for permission to serve beer and wine during the annual Big Thank You Event at Adams Museum on September 26 from 5:00 p.m. to 7:00 p.m. Silvernail moved, Van Den Eykel seconded said request. Roll Call: Aye-All. Motion carried.

Ruth moved, Silvernail seconded to allow Tri-State Old Iron Tractor Association to park thirty tractors on Main Street from approximately 3:00 p.m. to 5:00 p.m. on September 9, 2014. Roll Call: Aye-All. Motion carried.

CONSENT

Silvernail moved, Todd seconded to approve the following consent items. Roll Call: Aye-All. Motion carried.

Resignations

Accept resignations from seasonal employees Hunter Bradley and Broc Hanson effective August 15, 2014.

Hire

Permission to hire Gardner Construction in the amount of $10,000.00 for tree removal and clean up to be paid from parks budget and allow Mayor to sign agreement.

Wage

Permission to increase wage of lifeguard Sabrina Brossart from $8.79 an hour to $9.31 an hour effective August 17, 2014 after three years of service.

Public Hearings

Set public hearing for Retail (on-off sale) Malt Beverage and Retail (on-off sale) Wine License for George Milos dba Geo's Eats and Drinks on September 2, 2014 at 5:00 p.m.
Set public hearing for Retail (on-off sale) Malt Beverage and Retail (on-off sale) Wine License for Tentexkota dba Deadwood Mountain Grand Hotel and Casino on September 2, 2104 at 5:00 p.m.

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CONSENT Cont.

Easement

Permission for Mayor to sign Permanent Parking easement with Clayton Renner at 22 Water Street.

PUBLIC HEARINGS

Days of 76 Steer Roping

Public hearing was opened at 5:07 p.m. by Mayor Turbiville. There being no public comment, hearing closed. Silvernail moved, Van Den Eykel seconded to approve the special liquor license, waiver of banner, vending fees and the use of the rodeo grounds on Saturday August 30, 2014. Roll Call: Aye-All. Motion carried.

Stagecoach Days

Public hearing was opened at 5:08 p.m. by Mayor Turbiville. Karen Turbiville, Days of '76 Museum requested approval for the following:

Use of Rodeo Grounds, Waiver of Banner and Vending fees, Special Alcohol License

Silvernail moved, Todd seconded to approve the special alcohol license on September 5, 2014 from 3:00 p.m. to 11:00 p.m., use of rodeo grounds, waiver of banner and vending fees on September 5 and 6, 2014. Roll Call: Aye-All. Motion carried.

Deadweird Events

Public hearing was opened at 5:10 p.m. by Mayor Turbiville. Sarah Anderson, Deadwood Chamber of Commerce, requested approval for the following:

Open Container

Friday, October 31, 2014

Silvernail moved, Todd 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 from 5:00 p.m. to 10:00 p.m. No one spoke in opposition. Roll Call: Aye-All. Motion carried.

Saturday November 1, 2014

Silvernail moved, Todd seconded to allow the relaxation of the open container ordinance for same area as approved on October 31, 2014 from 2:00 p.m. to 10:00 p.m. No one spoke in opposition. Roll Call: Aye-All. Motion carried.

Wild West Songwriters Events

Public hearing was opened at 5:12 p.m. by Mayor Turbiville. Sarah Anderson, Deadwood Chamber of Commerce, requested approval for the following:

Open Container

Friday, October 10, 2014

Ruth 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 from 2:00 p.m. to 10:00 p.m. No one spoke in opposition. Roll Call: Aye-All. Motion carried.

Saturday October 11, 2014

Silvernail moved, Ruth seconded to allow the relaxation of the open container ordinance for same area as approved on October 10, 2014 from 2:00 p.m. to 10:00 p.m. No one spoke in opposition. Roll Call: Aye-All. Motion carried.

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Oktoberfest Events
Public hearing was opened at 5:13 p.m. by Mayor Turbiville. Sarah Anderson, Deadwood Chamber of Commerce, requested approval for the following:

Open Container
Friday, October 3, 2014
Todd moved, Van Den Eykel 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 from 5:00 p.m. to 10:00 p.m. Roll Call: Aye-All. Motion carried.

Saturday October 4, 2014
Silvernail moved, Van Den Eykel seconded to allow the relaxation of the open container ordinance for same area as approved on October 4, 2013 from 12:00 p.m. to 6:00 p.m. Roll Call: Aye-All. Motion carried.

Street Closure, Waiver of Banner and Vending Fees
Ruth moved, Todd seconded to approve street closure on Main Street from Wall Street to Deadwood Street, including some adjacent side streets from 9:00 a.m. to 6:00 p.m., waiver of vending fees from 11:00 a.m. to 6:00 p.m. and waiver of banner fees on Saturday October 4, 2014. Roll Call: Aye-All. Motion carried.

Deadwood Jam Events
Public hearing was opened at 5:15 p.m. Sarah Anderson, Deadwood Chamber of Commerce, requested approval for the following:

Street Closures, Special Alcohol License, Waiver of Vending and Banner Fees, Use of Interpretive Lot
Silvernail moved, Todd seconded to approve street closures on Siever Street at noon on Thursday September 11, 2014 through Sunday September 14, 2014 at 2:00 a.m. and Deadwood Street from 12:00 p.m. Thursday September 11, 2014 through Saturday September 13, 2014 at 2:00 a.m.
Allow Deadwood Jam Committee to sell beer for the Deadwood Jam on Friday, September 12, 2014 from 4:00 p.m. to 10:00 p.m. and Saturday September 13, 2014 from noon to 10:00 p.m., waiver of banner and vending fees, and use of Interpretive Lot. Commissioner Van Den Eykel requested Lower Main Lot Visitor Center be open during Deadwood Jam. Roll Call: Aye-All. Motion carried.

Open Container
Friday September 12, 2014
Silvernail moved, Todd seconded to waive the open container ordinance in Zone 2 only: 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 from 4:00 p.m. to 10:00 p.m. Roll Call: Aye-All. Motion carried.

Saturday September 13,2 014
Silvernail moved, Ruth seconded to allow the same as approved above for Friday September 12, 2014 from noon to 10:00 p.m. Roll Call: Aye-All. Motion carried.

OLD BUSINESS

Ordinance #1215
Ruth moved, Todd seconded to approve second reading of Ordinance #1215 to hire department heads. Roll Call: Aye-Ruth, Silvernail, Todd, Turbiville. Nay-Van Den Eykel. Motion carried.

Ordinance #1216
Todd moved, Van Den Eykel seconded to approve second reading of Ordinance #1216 to amend parking garage rate structure. Roll Call: Aye-All. Motion carried.

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Ordinance #1217
Silvernail moved, Ruth seconded to approve first reading of Ordinance #1217 to Supplement 2014 Budget. Roll Call: Aye-All. Motion carried.

NEW BUSINESS

Permission
Silvernail moved, Ruth seconded to allow the Finance Officer to write off loans to James and Donna Fletcher for property at 350 Williams Street: Principle $388,117.47 and interest of $69.85. The Commission believes the retaining wall program needs to be revisited and would like to visit with Historic Preservation Officer, Kuchenbecker and Neighbor Works Director, McCracken so another situation such as this doesn't occur again. Roll Call: Aye-All. Motion carried.

Hire
Silvernail moved, Ruth seconded to hire Forcoli and Sons to paint 38 light poles and fixtures at cost of $7,755.12 from Historic Preservation Capital Assets budget and allow the Mayor to sign contract. Roll Call: Aye-All. Motion carried.

Contracts
Silvernail moved, Todd seconded to allow the Mayor to sign AIA contract with TSP for services in connection with Pluma water main extension at cost of $6,900.00 plus reimbursables to be paid from Water Fund. Roll Call: Aye-All. Motion carried.

Silvernail moved, Ruth seconded to accept proposal and allow the Mayor to sign contract with TSP for hydronic or electric ice melt in city steps at cost of $3,800.00 plus reimbursables. Roll Call: Aye-All. Motion carried.

Van Den Eykel moved, Silvernail seconded to allow Mayor to sign contract with TSP for CA/CO services for utility extension work on Highway 85 utility improvements – phase 1 only, at cost of $26,450.00 for labor and $5,190.00 for reimbursable expenses. Roll Call: Aye-All. Motion carried.

Van Den Eykel moved, Todd seconded to allow Mayor to sign contract with Freeman's Electric to perform services related to Highway 85 utility improvements at cost of $9.800.00. Roll Call: Aye-All. Motion carried.

INFORMATIONAL ITEMS AND ITEMS FROM CITIZENS

On behalf of the Commission, Mayor Turbiville extended condolences to the family of Volunteer Fire Fighter and Assistant Trolley Manager Greg Wagner.

Commissioner Todd thanked the Finance Office for budget information.

Attorney Riggins requested Executive Session for legal matters per SDCL 1-25-2(3) and personnel per SDCL1-25-2 (1) with possible action.

ADJOURMENT
Silvernail moved, Van Den Eykel 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) and personnel per SDCL 1-25-2 (1). The next regular meeting will be on Monday September 2, 2014.

After coming out of executive session at 5:38 p.m. Silvernail moved, Ruth seconded to adjourn.

SPECIAL MEETINGS:
Budget meetings were held at 8:00 a.m. on August 11 and August 12. Projected revenues and budgetary requests from department heads were discussed, as well as non-profit requests. Finance Officer presented Commission with 2015 proposed budget summary on August 18, 2014 at 5:38 p.m. After discussion, meeting was adjourned at 6:17 p.m.

REGULAR MEETING, August 18, 2014

A Special Session of the Deadwood City Commission convened on August 22, 2014 at 2:00 p.m. in the Deadwood City Commission Chambers, 102 Sherman Street, Deadwood, South Dakota. Mayor Turbiville called the meeting to order with the following members present: Department Heads Kevin Kuchenbecker, Mary Jo Nelson and Commissioners David Ruth Jr., Georgeann Silvernail, and Jim Van Den Eykel. Commissioner Todd was absent.

Silvernail moved, Ruth seconded to approve change order #1 with RCS Construction for retaining wall project at 91 Forest in the amount of $12,500.00, for total contract amount of $402,000.00. It was mentioned that all members of commission have been at the site to view status of wall prior to meeting. Kuchenbecker explained that in opening up the project near the vaulted garage wall contractors found deteriorated and crumbling concrete, which leaves the wall unsupported and exposed. VandenEykel questioned if this should be the contractor's responsibility. Kuchenbecker stated this was an unforeseen circumstance. Roll Call: Aye-Silvernail, Ruth, Turbiville. Nay-VandenEykel. Motion carried.

VanDenEykel moved Silvernail seconded to adjourn at 2:10 p.m.

ATTEST: DATE: 09-02-2014

Mary Jo Nelson, Finance Officer

BY: Charles M Turbiville
Charles M Turbiville, Mayor

CITY OF DEADWOOD SEAL SOUTH DAKOTA

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