

REGULAR MEETING, December 15, 2014

The Regular Session of the Deadwood City Commission convened on December 15, 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

Silvernail moved, Ruth seconded to approve the minutes of December 1, 2014. Roll Call: Aye-All. Motion carried.

APPROVAL OF DISBURSEMENTS

Silvernail moved, Todd seconded to approve the December 15, 2014 disbursements plus additional bill. Roll Call: Aye-All. Motion carried.

ABC BUSINESS	BALLAST	543.83
ADAMS	SHELVING	1,321.98
ADAMS MUSEUM	EDUCATION	4,658.01
AINSWORTH-BENNING	PROJECT	23,875.20
ALBERTSON ENGINEERING	PROJECT	2,864.28
ALCO	SUPPLIES	54.90
ALL AMERICAN ROOFING	PROJECT	720.00
ALL AROUND AUTO	SUPPLIES	654.41
ALSCO	SUPPLIES	86.57
AMAZON WEB	SERVICE	222.06
ARMSTRONG EXTINGUISHER	SERVICE	2,641.00
ATCO INTERNATIONAL	PELLETS	627.00
BARNEY SIGNS	PROJECT	8,100.00
BERBERICH DESIGNS	PROJECT	5,638.27
BETTER HOMES	SUBSCRIPTION	20.00
BH CHEMICAL	SUPPLIES	1,008.65
BH PIONEER	ADS	985.03
BH SECURITY	SERVICE	566.32
BH URGENT CARE	TESTING	443.76
BH WINDOW CLEANING	CLEANING	96.00
BOB'S AUTO	REPAIR	1,732.46
BUTLER MACHINERY	REPAIR	145.70
CAI CONSTRUCTION	PROJECT	32,833.08
CAMPBELL SUPPLY	SUPPLIES	29.46
CHRIS SUPPLY	BATTERY	190.86
COCA COLA	SUPPLIES	196.75
COMPANION LIFE	INSURANCE	221.50
CORBITT, SHELLEY	PROJECT	4,857.62
CULLIGAN	SUPPLIES	62.50
DATA FLOW	CHECKS	207.90
DEADWOOD CHAMBER	MARKETING	18,900.00
DEADWOOD DEVELOPMENT	POSTAGE	13.37
DEADWOOD ELECTRIC	SERVICE	335.72
DEADWOOD GRANITE	SERVICE	1,100.00
DHARMA TREE CARE	PROJECT	1,600.00
DUNCAN PARKING	MAINTENANCE	950.00
EDDIE'S TRUCK	REPAIR	2,207.45
ELEVATE DESIGN	PROJECT	275.40
EMERY-PRATT	BOOKS	133.35
FALL RIVER COUNTY	FUND	880.00
FARMER BROTHERS	SUPPLIES	39.20
FASTENAL	SUPPLIES	171.86
FIRST INTERSTATE BANK	LUNCHEON	30.00
FIRST NATIONAL BANK	FEES	9,629.25
GENE'S LOCK	KEY	9.50
GLOVER, WILLIAM	MEETINGS	250.00
GOLDEN WEST	SERVICE	1,040.28
GUNDERSON, PALMER, NELSON	SERVICE	5,046.07
HAWKI, KEN	REIMBURSEMENT	456.34
HELMIN, MATT	REIMBURSEMENT	24.00
KADRMAS LEE & JACKSON	PROJECT	1,739.32
KDSJ	AD	160.00
KRUZEL, TOM	REIMBURSEMENT	73.77
LAWRENCE CO. REGISTER	EASEMENTS	136.00
LAWRENCE TITLE	SERVICE	494.40
LEAD-DEADWOOD SANITARY	USAGE	23,984.00
LESTER, ROB	REIMBURSEMENT	1,197.00
LITTLE, ERIN	PROJECT	12,443.00
M & T FIRE	SERVICE	2,938.97
M&M SANITATION	RENTAL	333.92
MARIAH PRESS	PROJECT	590.00
MASONIC CENTER ASSOCIATION	GRANT	4,765.00
MENARD'S	LADDERS	1,106.14
MERCHANTS CAPITAL	PAYMENT	129,670.00
MIDCONTINENT	SERVICE	65.00
MIDWEST TAPE	DVD'S	401.82
MDU	GAS	349.04
MS MAIL	NEWSLETTER	598.75
NATIONAL GEOGRAPHIC	SUBSCRIPTION	12.00
NEIGHBORHOOD LENDING	SERVICE	70.00
NEVE'S	UNIFORMS	1,274.51
NORTHERN HILLS TECHNOLOGY	SERVICE	33.00
NORTHWEST PIPE FITTINGS	REPAIR	314.07
OSBORN, JANET	REIMBURSEMENT	116.11
PETTY CASH	PRESERVATION	185.21

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PL CARPENTRY	SERVICE	1,887.50
PLAYPOWER LT FARMINGTON	PROJECT	2,091.00
QUICK TROPHY	PLATE	25.06
RAKOW, JASON	REIMBURSEMENT	24.00
RAPID DELIVERY	BUTLER	97.80
RASMUSSEN MECHANICAL	REPAIR	127.58
REGIONAL HEALTH PHYSICIANS	TESTING	50.00
RENNER, DONOVAN	REIMBURSEMENT	229.95
RUNGE, MIKE	REIMBURSEMENT	396.19
SD ASSN. OF CODE ENFORCEME	MEMBERSHIP	40.00
SD BUILDING OFFICIALS	MEMBERSHIP	55.00
SD COMMISSION ON GAMING	CITY SLOTS	18,852.27
SD DEPT. OF CORRECTIONS	FIREWISE	10,342.30
SD DEPT. OF ENVIRONMENT	DISTRIBUTION	36.00
SD DEPT. OF HEALTH	SHOTS	1,050.00
SD DEPT. OF LEGISLATIVE	AUDIT	12,604.10
SD DEPT. OF REVENUE	LICENSE	150.00
SD DEPT. OF REVENUE	TAX	2,264.60
SD FIRE CHIEF'S	MEMBERSHIP	100.00
SD MUNIC. STREET	MEMBERSHIP	35.00
SD ONE CALL	SERVICE	15.54
SD POLICE CHIEFS	TESTING	105.00
SD SECRETARY OF STATE	FILING	30.00
SD WATER & WASTEWATER	DUES	30.00
SDN COMMUNICATIONS	SERVICE	571.20
SDSM&T	SERVICE	1,285.00
SERVALL	SUPPLIES	1,750.66
SOUTHSIDE SERVICE	SERVICE	84.59
STRETCH'S	PLEXIGLASS	518.17
STURDEVANT'S	SEPERATOR	1,449.67
SUMMIT SIGNS	PARKING	59.50
TALLGRASS	ANALYSIS	1,500.00
TOM'S T'S	SHIRTS	43.11
TRI AIR TESTING	TESTING	355.00
TRIPLE K	REPAIR	1,106.77
TUMC YOUTH GROUP	PROJECT	1,618.00
TWILIGHT	SUPPLIES	324.40
TWIN CITY HARDWARE	PROJECT	3,168.92
WASTE CONNECTIONS	SERVICE	7,860.77
WELLARD, KEITH	PROJECT	1,300.00
WHITE'S QUEEN CITY	MIRROR	155.25
WOW	SERVICE	2,014.60
	TOTAL	\$397,552.42

ITEMS FROM CITIZENS ON AGENDA

Director

Lori Frederick, Deadwood-Lead Economic Development Director introduced herself to the Commission and invited them to visit her with any questions or comments they may have.

Agenda

Mike Rodman, Deadwood Gaming Association, updated the Commission on proposed 2015 legislation. He outlined the status of gaming nationwide, and discussed two legislative bills that affect gaming in Deadwood. According to Rodman, these bills are being introduced by South Dakota Department of Revenue with input from South Dakota Commission on Gaming. Deputy Secretary Craig Sparrow was also present to answer questions regarding both pieces of legislation.

Rodman added that a bill to extend hours for alcohol beverage service in Deadwood is currently under discussion and he will bring forward at a later date. Commissioner Todd stated that the citizens of Deadwood should have input on that particular bill. Mayor Turbiville thanked Rodman for the information.

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CONSENT

Ruth moved, Van Den Eykel seconded to approve the following consent items. Roll Call: Aye-All. Motion carried.

- A. Approve part time wage scale effective January 1, 2015.

PART-TIME WAGE SCALE - EFFECTIVE 1-1-2015						
Department	Starting Wage	After 1 Year of Service	After 2 Years of Service	After 3 Years of Service	After 4 Years of Service	Top Wage for Position
Janitorial	\$ 8.50	\$ 8.96	\$ 9.49	\$10.20	\$ -	\$10.20
Seasonal Parks	\$ 8.50	\$ 8.75	\$ 8.97	\$ 9.50	\$10.03	\$10.20
Parking Ramp	\$ 8.97	\$ 9.50	\$10.03	\$10.73	\$ -	\$10.73
WASP Site	\$10.20	\$10.71	\$11.22	\$11.73	\$12.24	\$12.24
Lifeguards/Front Desk/Summer Camp Assts. Rec Center	\$ 8.50	\$ 8.75	\$ 8.97	\$ 9.50	\$ 9.63	\$ 9.63
Mgrs. Summer Camp Supv.	\$ 9.50	\$10.03	\$10.56	\$11.33	\$ -	\$11.33
Swim Instructor						\$10.56
Spec. Proj. Coord						\$10.16
Mt. Moriah	\$ 8.50	\$ 8.75	\$ 8.97	\$ 9.50	\$10.03	\$10.20
Office Assistants	\$ 8.50	\$ 8.75	\$ 8.97	\$ 9.50	\$10.20	\$10.20
Library	\$ 8.50	\$ 8.75	\$ 8.97	\$ 9.50	\$10.20	\$10.20
Police Reserves	\$ 11.60	\$ -	\$12.14	\$12.66	\$13.53	\$13.53
Trolley	\$ 9.50	\$10.55	\$ 11.60	\$ 12.38	-	\$12.38

- B. Approve 2% cost of living increase with longevity pay of .25% for each year of service up to twenty years, not exceed 5% for longevity for full time non-union employees effective January 1, 2015.
- C. Permission for Mike Runge to apply for Firewise Bureau of Land Management grant. Current grant expires February 2015.
- D. Deadwood History Inc. request approval to serve liquor at Days of '76 Museum January 17, 2015 from 5:00 p.m. to 11:00 p.m. for party.
- E. Permission for Mayor to sign renewal agreement with Barefoot Resorts for billboard lease from January 1, 2015 to December 31, 2015 at rate of \$55.00 per month.
- F. Include 2015 Alcohol, Wine and Package Liquor license information to be published with minutes dated December 15, 2014. Motion to renew was approved on November 17, 2014.

CONVENTION CENTER LICENSES

- Blue Sky Gaming, Tin Lizzie Gaming Resort (CL-505)
BY Development Inc., Cadillac Jacks (RL-504)
Deadwood Hospitality Resort LLC, Deadwood Gulch Resort (CL-15404)
Deadwood Resort LLC, The Lodge at Deadwood, (CL-509)
First Gold, Inc., First Gold Hotel, (CL-502)
Gold Dust Lodging Group LLC, Holiday Inn Express Hotel & Suites (CL-503)
GR Deadwood LLC, Mineral Palace Hotel & Gaming (CL-507)
Gulches LLC, Deadwood Comfort Inn/Gulches of Fun (CL-501)
Historic Deadwood Convention Facility, LLC, Wooden Nickel, Iron Horse Inn, Martin Mason Hotel, (CL-511)
Hotel Franklin Inc., Historic Franklin Hotel (CL-506)
NMD Venture, NMD Venture -Hickok's (CL-508)
Tentexkota, Deadwood Mountain Grand Hotel & Casino (CL-510)

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PACKAGE (OFF-SALE) LIQUOR

Black Diamond Capital LLC, Gold Dust (PL-4520)
Blue Sky Gaming, Tin Lizzie Gaming Resort, (PL-4521)
Deadwood Hospitality Resort, LLC., Deadwood Gulch Resort, (PL-4522)
GR Deadwood LLC, Mineral Palace Hotel & Gaming, (PL-4524)
Packhorse Liquor & Convenience Inc., Pack Horse Liquor & Convenience (PL-4523)

RETAIL LIQUOR LICENSES

Black Diamond Capital LLC, Gold Dust (RL-5792)
B.P.O Elks Lodge #508 (RL-5540)
Bullock Hospitality, Bullock Hotel (RL-5542)
First Interstate Bank, First Interstate Bank (RL-5536)
Midnight Star Enterprises, Midnight Star I & II (RL-5995)
Midwest Motels of Deadwood, Buffalo Bodega (RL-5535)
Old Style Saloon No. 10 Inc., Saloon No. 10 (RL-5537)
Pink Blossom, The Old Gringo (RL-5534)
Super G Investments Inc., Silverado Gaming Establishment (RL-5538)
VFW Post 5969, VFW (RL-5541)

RETAIL (ON-OFF SALE) WINE

Adams Museum & House Inc., Adams Museum & House, (RW-19327)
Angels Attic LLC, Angels Attic (RW-20691)
Blue Sky Gaming, Tin Lizzie Gaming Resort, (RW-6415)
Blue Sky Gaming, Inc., Tin Lizzie, (RW-6491)
BRI, Inc., Best Western Hickok House, (RW-6466)
B Y Development, Inc., Cadillac Jacks, (RW-6537)
Days of 76 Museum Inc., Days of 76 Museum Inc. (RW-20401)
Deadwood Hospitality Resort LLC, Deadwood Gulch Resort, (RW-6401)
Deadwood Inc. & Gamblers Gulch, Inc., Deadwood Gulch Saloon, (RW-6646)
Deadwood Resort LLC, The Lodge at Deadwood, (RW-19226)
Fairmont Hotel Corp., Fairmont Hotel, (RW-6461)
Geo's Eats & Drinks, (RW-21340)
GR Deadwood LLC, Mineral Palace Hotel & Gaming, (RW-6480)
Hotel Franklin Inc., Historic Franklin Hotel, (RW-6643)
Jackson Winery & Vineyard LLC, Belle Joli Winery, (RW-7568)
Mary Larson, Deadwood Dicks Saloon, RW-20965
Mustang Sally's Inc., Mustang Sallys, (RW-6499)
Princeton, Inc., Deadwood Super 8/Lucky 8 Gaming, (RW-6447)
Rolling Hills Farm Investments LLC, Celebrity Hotel, (RW-6542)
Old Style Saloon NO. 10 Inc., Saloon No. 10, (RW-19210)
Super G Investments, Inc., Silverado Gaming, (RW-6436)
Tentexkota, Deadwood Mountain Grand Hotel (RW-21330)
Vaughn & Mary Boyd, Deadwood Tobacco Company, (RW-6648)
Willy's Wild West, Deadwood Station, (RW-20626)

- G. Permission for Mayor to sign Oakridge Cemetery Certificate of Purchase and Warranty Deed for Christopher Pratt.
- H. Permission for Mayor to sign corrective warranty deed for property transferred to Timothy D. Davis in order to correct legal description in deed recorded as Document #2014-04831.
- I. Pay Armstrong Extinguisher Services \$2,641.00 for fire extinguisher inspection in city buildings.
- J. Permission to hire Erika Neumann as a Rec Center receptionist effective December 17, 2014 at \$8.00 an hour pending pre-employment drug screening.
- K. Permission for Mayor to sign 2015 contract with police union reflecting recent negotiations.
- L. Permission to purchase lockers for Rec Center from Salsbury Industries at cost of \$3,272.54.
- M. Permission to purchase blinds for Rec Center from The Blind Guy at cost of \$3,274.54.

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BID ITEMS

Results

Three bids were received for the Library Window Restoration Project at 2:00 p.m. as advertised. Present at the bid opening were Mary Jo Nelson, Kevin Kuchenbecker, Tom Kruzel and RCS representative. Bid bonds were included in the following bid submittals.

Berendse and Sons

Bid - \$95,240.00
Alt. 1 - \$15,580.00
Total - \$110,820.00

Rangel Construction

Bid - \$135,000.00
Alt. 1 - \$31,000.00
Total - \$166,000.00

RCS Construction

Bid - \$108,900.00
Alt. 1 - \$17,900.00
Total - \$126,800.00

Kuchenbecker requested Commission accept the low bid from Berendse and Sons. Silvernail moved, Van Den Eykel seconded request. Roll Call: Aye-All. Motion carried.

Todd moved, Silvernail seconded to set bid opening for St. Ambrose Phase V. on February 2, 2015 at 2:00 p.m., with results to Commission at regular meeting. Roll Call: Aye-All. Motion carried.

PUBLIC HEARINGS AND BID OPENINGS

Bid 1-6

Public hearing was opened at 5:07 p.m. by Mayor Turbiville. No one spoke in favor or against, hearing closed. Silvernail moved, Ruth seconded to establish the Levy of Business Occupation Tax for Districts 1 through 6 per SDCL 9-55-13. Resolution 2014-19 passed on September 2, 2014. Roll Call: Aye-All. Motion carried.

Bid 7

Public hearing was opened at 5:08 p.m. by Mayor Turbiville. No one spoke in favor or against, hearing closed. Ruth moved, Silvernail seconded to establish the Levy of Business Occupation Tax for District 7 per SDCL 9-55-13. Resolution 2014-22 passed on September 15, 2014. Roll Call: Aye-All. Motion carried.

Ball Drop

Public hearing was opened at 5:09 p.m. by Mayor Turbiville. No one spoke in favor or against, hearing closed. Silvernail moved, Todd seconded to approve street closure on Main Street from Pine Street to Deadwood Street from 11:50 p.m. on December 31, 2014 to 12:10 a.m. on January 1, 2015 for the New Year's Eve Ball Drop at the Franklin Hotel. Roll Call: Aye-Silvernail, Todd Van Den Eykel, Turbiville. Abstain-Ruth. Motion carried.

Stagecoach Days

Public hearing was opened at 5:10 p.m. by Mayor Turbiville. Caroline Weber, Deadwood History Inc., was available to answer any questions, hearing closed.

Silvernail moved, Ruth seconded to approve the use of rodeo grounds, waiver of banner and vending fees on Friday July 10 and Saturday July 11, 2015. Roll Call: Aye-All. Motion carried.

Silvernail moved, Todd seconded to approve the street closure on Seventy-Six Drive, Crescent, Dunlap and Sampson from 8:00 a.m. to 6:00 p.m. to prevent access to Rodeo Grounds. Roll Call: Aye-All. Motion carried.

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Days of 76

Public hearing was opened at 5:12 p.m. by Mayor Turbiville. No one spoke in favor or against, hearing closed.

Silvernail moved, Ruth seconded to allow the relaxation of the open container ordinance at the Rodeo Grounds on July 21, 2015. Roll Call: Aye-All. Motion carried.

Silvernail moved, Ruth seconded to allow the relaxation of the open container ordinance at the Rodeo Grounds on July 22, 2015. Roll Call: Aye-All. Motion carried.

Silvernail moved, Ruth seconded to allow the relaxation of the open container ordinance at the Rodeo Grounds on July 23, 2015. Roll Call: Aye-All. Motion carried.

Silvernail moved, Ruth seconded to allow the relaxation of the open container ordinance at the Rodeo Grounds on July 24, 2015. Roll Call: Aye-All. Motion carried.

Silvernail moved, Ruth seconded to allow the relaxation of the open container ordinance at the Rodeo Grounds on July 25, 2015. Roll Call: Aye-All. Motion carried.

Silvernail moved, Ruth seconded to approve the use of the rodeo grounds July 17 through July 27, 2015, 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 24, 2015 and from 9:30 a.m. until parade ends on July 25, 2015, waiver of banner fee, vending fee, and special liquor license on July 21 through July 25, 2015. Roll Call: Aye-All. Motion carried.

Mardi Gras

Public hearing was opened at 5:15 p.m. by Mayor Turbiville. Lee Harstad, Deadwood Chamber of Commerce was available to answer any questions, hearing closed.

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 February 6, 2015 from 5:00 p.m. to 10:00 p.m. Roll Call: Aye-All. Motion carried.

Todd moved, Silvernail seconded to allow the relaxation of the open container ordinance for same area as approved on Friday February 28 for Saturday February 7, 2015 from 2:00 p.m. to 10:00 p.m. Roll Call: Aye-All. Motion carried.

Silvernail moved, Van Den Eykel seconded to approve waiver of banner fees and the street closure on Main Street from Four Aces to the Masonic Temple from 6:45 p.m. to 8:00 p.m. or until parade ends on Saturday February 7, 2015. Roll Call: Aye-All. Motion carried.

Snocross/Tailgate

Public hearing was opened at 5:17 p.m. by Mayor Turbiville. Lee Harstad, Deadwood Chamber of Commerce was available to answer any questions, hearing closed.

Silvernail moved, Van Den Eykel seconded to allow the relaxation of the open container ordinance at the Rodeo Grounds from 10:00 a.m. to 10:00 p.m. and 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. on Friday January 30, 2015. Roll Call: Aye-All. Motion carried.

Silvernail moved, Van Den Eykel seconded to allow the relaxation of the open container ordinance for same area as approved on Friday January 30, 2015 for Saturday January 31, 2015 from noon to 10:00 p.m. Roll Call: Aye-All. Motion carried.

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Silvernail moved, Van Den Eykel seconded to allow the relaxation of the open container 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 noon to 10:00 p.m. on Sunday February 1, 2015. Roll Call: Aye-All. Motion carried.

Ruth moved, Silvernail seconded to waive user fees at the Rodeo Grounds, Football Field, Parks Department Parking Lot, Concession Stands, Crow's Nest and all of the track area on Monday waiver of banner fees on Monday January 26 through Monday February 2, 2015, waiver of vending fees on January 30 through February 1, 2015, street closure on Main Street from wall to Deadwood Street from 4:00 p.m. on Friday January 30 to 10:00 p.m. on Sunday February 1, 2015, and permission for fireworks display at 6:00 p.m. on Friday January 30 and Saturday January 31, 2015. Roll Call: Aye-All. Motion carried.

Silvernail moved, Todd seconded to allow additional accumulations of snow on Main Street to accommodate activities on Main Street. Harstad stated Wall Street to Lee Street will have additional accumulation as well. Roll Call: Aye-All. Motion carried.

Public hearing was opened at 5:20 p.m. by Mayor Turbiville. There being no public comment, hearing closed. Silvernail moved, Van Den Eykel seconded to approve the Retail (on- off sale) malt Beverage and Retail (on-off sale) Wine Licenses for Dakota's Best Wine and Gifts at 250 Hwy 14A. Roll Call: Aye-All. Motion carried.

NEW BUSINESS

Approval

Ron Russo, Chairman of Revitalization Committee, requested approval of the RFP for Main Street Square Master Plan. He thanked the City for allowing Planning and Zoning Administrator Nelson Jr. to help with the RFP. He also stated funding is secured through Bid 7 and positive discussion continues with Century Link. Ruth moved, Van Den Eykel seconded to approve the RFP for Main Street Square Master Plan in conjunction with Deadwood Revitalization Committee. Commissioner Ruth thanked Nelson Jr. and the Revitalization Committee for their time spent on this project. Roll Call: Aye-All. Motion carried.

Committee

Van Den Eykel moved, Silvernail seconded to appoint Brett Runge, Francis Toscana and Chuck Williams as the appraisal committee for property designated as surplus per Resolution 2014-17 passed December 1, 2014. Roll Call: Aye-All. Motion carried.

Discussion

Mayor Turbiville stated the Municipal League will ask the Legislation to pass a bill for additional penny of sales tax for infrastructure projects. He stated if this bill were to pass the City would specify a project, dollar amount needed, and the years the penny of sales tax would begin and end, then the citizens of Deadwood would vote and once the dollar amount is reached, that tax goes off and cannot be renewed without another vote from the citizens. Turbiville also stated this bill allows the City to work with the citizens to determine what project, and what revenue source can be used. Commissioner Todd questioned support without knowing how the citizens felt. Turbiville explained that would be done if and when an election occurs. After further discussion Silvernail moved, Ruth seconded to adopt the following statement of support: "The City of Deadwood supports a local option additional penny of municipal sales tax, with the approval of our voters, for specific infrastructure projects." Roll Call: Aye-Ruth, Silvernail, Turbiville. Nay-Todd, Van Den Eykel. Motion carried.

Variance

Ruth moved, Silvernail seconded to approve a variance from Chapter 15.36.130.B.1,2 and 3 of the Deadwood Floodplain Ordinance at 310 Cliff Street. Roll Call: Aye-All. Motion carried.

Abatement

Todd moved, Van Den Eykel seconded to approve abatement of three months property taxes for parcels included in land swap with Tim Davis to City: #30075-00014-000-00, 30075-00012-000-00, and 30725-00000-110-00 recorded on Document #2014-04830. Roll Call: Aye-All. Motion carried.

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Permission

Silvernail moved, Van Den Eykel seconded to purchase rock breaker for backhoe from Butler Equipment at cost of \$13,942.00, cost to be shared between Streets and Water Fund. Roll Call: Aye-All. Motion carried

Ruth moved, Silvernail seconded to approve installation of wall art at Days of '76 Museum exterior. Historic Preservation Officer Kuchenbecker informed Commission that the use agreement with Deadwood History Inc. requires Commission approval to exterior changes. Roll Call: Aye-All. Motion carried.

Ruth moved, Silvernail seconded to fund Deadwood History Inc. \$9,655.00 for creation and installation of panels by Flat Earth Art Company. Rose Speirs, representing Deadwood History Inc. thanked the Commission for their support. Roll Call: Aye-All. Motion carried.

Silvernail moved, Ruth seconded to allow Fire Department to purchase four sets of bunker gear from M&T Fire Safety at cost of \$9,384.00. Roll Call: Aye-All. Motion carried.

INFORMATIONAL ITEMS AND ITEMS FROM CITIZENS

Turbiville stated Black Hills Shootist Association will be selling raffle tickets until October 2, 2015 with drawing October 3, 2015 at annual banquet. No action approves.

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

ADJOURNMENT

Silvernail moved, Todd 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) with possible action. The next regular meeting will be on Monday January 5, 2015.

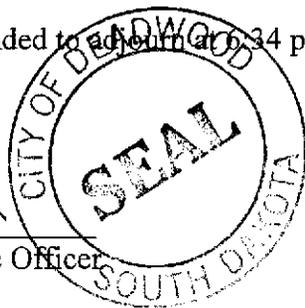
After coming out of executive session at 6:31 p.m., Todd moved, Ruth second to reimburse Larry Shama, owner of property at 670-672 Main Street for 50% of amount requested by Shama at May 5, 2014 City Commission meeting, pending signed Settlement and Release statement from Mr. Shama. Roll Call: Aye-Ruth, Todd, Van Den Eykel. Nay-Silvernail, Turbiville. Motion carried.

Silvernail moved, Ruth second to schedule disciplinary hearing at request of department head in executive session on January 5, 2015.

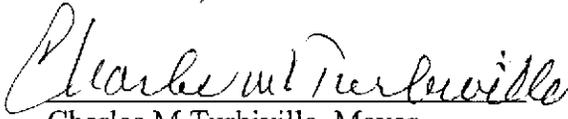
Ruth moved, Todd seconded to adjourn at 6:34 p.m.

ATTEST:


Mary Jo Nelson, Finance Officer



DATE: Jan. 5, 2015

BY: 
Charles M Turbiville, Mayor

Published once at the total approximate cost of _____