

REGULAR MEETING, December 7, 2015

The Regular Session of the Deadwood City Commission convened on December 7, 2015 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., Mark Speirs, Gary Todd and Jim Van Den Eykel. All motions passed unanimously unless otherwise stated.

APPROVAL OF MINUTES

Ruth moved, Speirs seconded to approve the minutes of November 16, 2015. Roll Call: Aye-All. Motion carried.

NOVEMBER, 2015 PAYROLL: COMMISSION, \$2,730.76; FINANCE, \$16,162.31; PUBLIC BUILDINGS, \$5,264.04; POLICE, \$53,802.98; FIRE, \$4,820.92; BUILDING INSPECTION, \$3,345.71; STREETS, \$27,493.90; PARKS, \$17,171.13; PLANNING & ZONING, \$4,676.36; LIBRARY, \$6,472.34; RECREATION CENTER, \$9,941.96; HISTORIC PRESERVATION, \$16,111.86; WATER, \$13,282.82; PARKING METER, \$8,462.12; TROLLEY, \$15,388.22; PARKING RAMP, \$4,670.33; RUBBLE SITE, \$3,017.16.
PAYROLL TOTAL: \$212,814.92

NOVEMBER, 2015 PAYROLL PAYMENTS:

Internal Revenue Service, \$52,607.18; S.D. Retirement System, \$23,616.28; Delta Dental, \$3,759.20

APPROVAL OF DISBURSEMENTS

Todd moved, Van Den Eykel seconded to approve the December 7, 2015 disbursements plus additional bill. Roll Call: Aye-All. Motion carried.

A & B BUSINESS	LEASE	335.07
A & B WELDING	SERVICE	17.78
ABC BUSINESS	SUPPLIES	350.99
ADAMS	CYLINDER	655.68
ADAMS, CHAD	CONTRACT	10,485.00
ALBERTSON ENGINEERING	PROJECT	3,757.88
ALSCO	SUPPLIES	172.18
ARLETH LAND SURVEYING	SERVICE	1,985.00
B&H PHOTO	SERVICE	67.50
BICKLE TRUCK	SERVICE	878.38
BH CHEMICAL	SUPPLIES	1,833.44
BH PIONEER	ADS	1,336.53
BH POWER	ELECTRICITY	25,055.90
BH SECURITY	SERVICE	89.85
BH SPECIAL SERVICES	CLEANING	1,426.00
BH URGENT CARE	TESTING	120.00
BLACKSTRAP	SALT	4,214.80
CAI CONSTRUCTION	PROJECT	75,667.50
CEDAR SHORE RESORT	LODGING	509.75
CENTURY BUSINESS	LEASE	470.73
CENTURY LINK	SERVICE	181.99
CHANEY-MOODIE, JEANETTE	REIMBURSEMENT	142.56
COCA COLA	SUPPLIES	240.25
CREATIVE PRODUCT	T-SHIRTS	399.27
CRESCENT ELECTRIC	SUPPLIES	148.70
CULLIGAN	SUPPLIES	106.00
DAKOTA BUSINESS CENTER	MAINTENANCE	155.88
DAKOTA PRAIRIE LANDSCAPES	PROJECT	24,867.13
DAKOTA SEALANTS	PROJECT	600.00
DAKOTA SECURITY	SERVICE	499.25
DATA FLOW	SUPPLIES	98.00
DEADWOOD CHAMBER	SERVICE	1,060.00
DVFD	REIMBURSEMENT	60.00
DIVERSIFIED INSPECTIONS	TESTING	1,842.93
DOWER, KARLA	REIMBURSEMENT	39.06
DUNCAN PARKING	MAINTENANCE	950.04
ECOLAB	SERVICE	893.46
EMERY-PRATT	BOOKS	78.24
FARMER BROTHERS	SUPPLIES	248.85
FASTENAL	SUPPLIES	454.51
FIRST INTERSTATE BANK	TIF PYMT	19,580.30
FULLER, KELLY	REIMBURSEMENT	426.62
GALLS	SUPPLIES	737.16
GENERAL TRAFFIC	SUPPLIES	395.32
GENPRO	PROJECT	60,726.53
GOLDEN WEST	SERVICE	2,227.35
GREAT WESTERN TIRE	SERVICE	119.50
HILLS MATERIALS	SUPPLIES	296.70
INTERSTATE BATTERY	BATTERIES	250.50
JULIN, SUZANNE	PROJECT	1,300.00
KDSJ	SERVICE	180.00
KIMBALL MIDWEST	SUPPLIES	317.73
KRUZEL, TOM	REIMBURSEMENT	279.99
LAWRENCE CO. REGISTER	FEES	150.00
LAWSON PRODUCTS	SUPPLIES	246.53
LEAD-DEADWOOD SANITARY	USAGE	24,326.91
LIBERTY NATIONAL BANK	TIF PAYMENT	66,687.32

REGULAR MEETING, December 7, 2015

M.R. GUSTAFSON	TIF PAYMENT 2	44,460.43
MARIAH PRESS	SUBSCRIPTION	150.00
MENARD'S	SUPPLIES	20.24
MERTENS, KENNETH	REIMBURSEMENT	293.72
MID DAKOTA VEGETATION	PROJECT	1,353.51
MIDWEST TAPE	DVD	234.88
MOHR, TRENT	REIMBURSEMENT	28.00
MDU	GAS	6,034.48
MS MAIL	SUPPLIES	250.00
MUTUAL OF OMAHA	INSURANCE	234.26
NATIONAL FIRE CODES	SERVICE	208.85
NEIGHBORHOOD LENDING	SERVICE	36.80
NELSON, ROBERT JR.	REIMBURSEMENT	28.00
NETWORK SERVICES	SUPPLIES	278.91
NEVE'S	UNIFORMS	62.50
NEWMAN TRAFFIC	SIGNS	122.54
PARTSMASTER	SUPPLIES	248.23
PEPPMEIER, JANICE	REIMBURSEMENT	543.15
QUIK SIGNS	SIGNS	240.93
QUILL	SUPPLIES	44.16
RAPID DELIVERY	SERVICE	24.16
RENNER, DONOVAN	REIMBURSEMENT	252.01
S&C CLEANERS	CLEANING	700.00
SD DEPT. OF CORRECTIONS	FIREWISE	5,727.02
SD DEPT. OF HEALTH	SHOTS	1,000.00
SD DEPT. OF MOTOR VEHICLES	PLATES	14.00
SD DEPT OF REVENUE	TAX	3,752.74
SD PUBLIC ASSURANCE	INSURANCE	222.00
SD PUBLIC HEALTH LAB	TESTING	45.00
SD STATE ARCHIVES	MICROFILM	28.80
SECOND CENTURY	GRANT	1,449.79
SERVALL	SUPPLIES	2,561.96
SOUTH DAKOTA HISTORICAL	GRANT	20,000.00
SOUTHSIDE OIL	SERVICE	11,887.68
STREICHER'S	GRAPHICS	34.99
TOMS, DON	PROJECT	1,260.00
TRIDDLE, JOHN	REIMBURSEMENT	28.00
TRINITY UNITED METHODIST	WREATHS	1,618.00
TRIPLE K	SERVICE	792.45
TSP	PROJECT	2,855.23
TWILIGHT	SUPPLIES	194.31
TWIN CITY HARDWARE	SUPPLIES	3,105.94
TWO WHEELER DEALER	STRAPS	11.97
USA BLUEBOOK	SUPPLIES	102.11
VAST	SERVICE	2,396.61
VERIZON WIRELESS	METERS	40.01
WEAPON CONCEPTS	QUALIFICATION	1,500.00
WHITE'S CANYON MOTORS	SUPPLIES	198.98
WILD BILL TRADING	CATERING	250.00
ZUERCHER TECHNOLOGIES	MAINTENANCE	135.00
	TOTAL	\$ 457,806.89

ITEMS FROM CITIZENS ON AGENDA

Years of Service

Mayor Turbiville presented certificates to the following employees: Alex Hamann, Carol Hauck, Sarah Solano and Chuck Quenzer for 25 years of service; Donovan Renner, Robert Lester and Kelly Fuller for 20 years of service; and William Binder for 5 years of service. Commission thanked each of them for their time.

Requests

Rose Speirs representing Deadwood History Inc., requested permission to use a special trolley and waiver of group fee on December 18, 2015 for Festive Friday caroling. Todd moved, Van Den Eykel seconded request. Roll Call: Aye-All. Motion carried.

Todd moved, Van Den Eykel seconded to allow Neighborworks use of special trolleys and waiver of group fee on December 16 and December 23, 2015 for Tour of Lights. Roll Call: Aye-All. Motion carried.

Creation

Tom Blair asked the Commission to consider an additional Business Improvement District. He stated several projects in Revitalization and additional projects are going to approach 15 to 20 million dollars, and stated funds from City, Chamber or Historic Preservation are not available. Blair suggested an additional Business Improvement District, or creation of a Historic Preservation fee. Commissioner thanked Blair for his time.

REGULAR MEETING, December 7, 2015

CONSENT

Ruth moved, Speirs seconded to approve the following consent items with exception of (E) order 40 globes, (F) Change Order #1 with Rosenbaum, (N) revised agreement with Ace Signs and (P) agreement with Deadwood Chamber, which were moved to new business at request of Commissioner Van Den Eykel. Roll Call: Aye-All. Motion carried.

- A. Permission for Mayor to sign SD Department of Transportation Permit to occupy Right of Way for wayfinding project.
- B. Permission to remove the following seasonal employees from payroll: Trolley Driver Linda Kottke effective October 24, 2015 and parks Laborer Trevor Tridle effective November 6, 2015.
- C. Allow Finance Office to pay monthly Wellmark health insurance premium by ACH and present amount to Commission on bill list at next regular meeting.
- D. Acknowledge payment of \$8,816.25 to First National Bank for trustee fees related to Historic Preservation COPS.
- E. Make annual parking lease payment to First Baptist Church at cost of \$3,600.00.
- F. Permission for Mayor to sign the 2015 Combined Voting Agreement between Central City, City of Lead, City of Whitewood, Lead-Deadwood Sanitary District and the Lead Fire Protection District.
- G. Permission to pay \$13,652.50 to South Dakota Department of Legislative Audit for 2014 (budgeted in Finance)
- H. Accept resignation of Dean Schallenkamp from Parks Department effective November 30, 2015.
- I. Hire Alexandra Madsen at Deadwood Rec Center for lifeguard position effective December 9, 2015 at \$10.00 per hour pending pre-employment screening.
- J. Pass Resolution 2015-23 to Declare lockers located at Deadwood Pavilion as Surplus and donate to Boys and Girls Club of Lead-Deadwood.

RESOLUTION 2015-23 TO DECLARE THE FOLLOWING SURPLUS PROPERTY

BE IT RESOLVED by the Deadwood City Commission that the City of Deadwood has determined the following property is no longer necessary, useful or suitable for the purpose for which it was acquired, and approves the following be declared surplus and donated to the Boys and Girls Club of Lead-Deadwood, a registered non-profit corporation.

60 personal lockers (2 sets/blocks of 6 lockers, 6 sets/blocks of 8 lockers), located at Deadwood Pavilion building

Dated this 7th day of December, 2015

ATTEST:

/s/ Mary Jo Nelson, Finance Officer

CITY OF DEADWOOD

/s/ Charles Turbiville, Mayor

- K. Permission for Mayor to sign Oakridge Cemetery Certificate of Purchase and Warranty Deed for Christina M. Torres.
- L. Adopt the following: Event Center Guidelines and Information Packet and Event Complex Rental/Use Agreement.
- M. Purchase two sets of tip and roll bleachers from Dakota Fence for Rec Center at cost of \$2,490.00. Rec Center budget, ½ of cost to be reimbursed by swim team.

BID ITEMS

Results

Two bids were opened for five parking spaces at intersection of Deadwood and Main at 2:00 p.m. on November 19, 2015 as advertised.

Hotel Franklin Corp. - \$205.00 per space
Deadwood Winery - \$185.00 per space

Todd moved, Speirs seconded to accept high bid from Hotel Franklin Corp and direct City Attorney prepare three-year lease with Silverado Gaming. Roll Call: Aye-Speirs, Todd, Van Den Eykel, Turbiville. Abstain-Ruth. Motion carried.

REGULAR MEETING, December 7, 2015

Results

Chief Fuller stated five bids were opened for the Deadwood Welcome Center Project at 2:00 p.m. on December 2, 2015 as advertised. Bid bonds were included in the following bid submittals:

Ainsworth Benning Construction – Base Bid-\$6,180,000.00, Unit Pricing: Overexcavation-\$15,050.00, Geogrid-\$19,500.00, 12' Stabilization Rock-\$88,400.00, Waste Materials Removal-\$4,500.00, Total Unit Pricing-\$127,450.00; Informational Unit Pricing: Thin Stone Veneer wall-\$52.00, Wood Railing-\$51.00, Autumn Blaze Slate Mulch-\$3.00

RCS Construction – Base Bid-\$6,300,000.00, Unit Pricing: Overexcavation-\$19,350.00, Geogrid-\$17,875.00, 12' Stabilization Rock-\$98,800.00, Waste Materials Removal-\$4,500.00, Total Unit Pricing-\$140,525.00; Informational Unit Pricing: Thin Stone Veneer wall-\$34.00, Wood Railing-\$32.00, Autumn Blaze Slate Mulch-\$2.60

Heavy Constructors -Base Bid-\$6,591,000.00, Unit Pricing: Overexcavation-\$32,250.00, Geogrid-\$13,975.00, 12' Stabilization Rock-\$65,000.00, Waste Materials Removal-\$25,000.00, Total Unit Pricing-\$136,225.00; Informational Unit Pricing: Thin Stone Veneer wall-\$35.50, Wood Railing-\$130.00, Autumn Blaze Slate Mulch-\$2.50

Dean Kurtz Construction – Base Bid-\$6,655,000.00, Unit Pricing: Overexcavation-\$13,975.00, Geogrid-\$18,200.00, 12' Stabilization Rock-\$85,800.00, Waste Materials Removal-\$4,400.00, Total Unit Pricing-\$122,375.00; Informational Unit Pricing: Thin Stone Veneer wall-\$36.00, Wood Railing-\$34.50, Autumn Blaze Slate Mulch-\$2.54

Scull Construction Service – Base Bid-\$6,800,000.00, Unit Pricing: Overexcavation-\$10,750.00, Geogrid-\$22,750.00, 12' Stabilization Rock-\$72,800.00, Waste Materials Removal-\$16,500.00, Total Unit Pricing-\$122,800.00; Informational Unit Pricing: Thin Stone Veneer wall-\$37.00, Wood Railing-\$87.50, Autumn Blaze Slate Mulch-\$2.50

Fuller requested Commission award the low bid to Ainsworth Benning. Van Den Eykel moved, Ruth seconded request. Georgeann Silvernail spoke in favor of the project. Roll Call: Aye-All. Motion carried.

PUBLIC HEARINGS

Bid 1-6

Public hearing was opened at 5:16 p.m. by Mayor Turbiville. No one spoke in favor or against, hearing closed. Ruth moved, Van Den Eykel seconded to establish the Levy of Business Occupation Tax for Districts 1 through 6 per SDCL 9-55-13. Resolution 2015-13 passed on September 21, 2015. Roll Call: Aye-All. Motion carried.

Bid 7

Public hearing was opened at 5:17 p.m. by Mayor Turbiville. No one spoke in favor or against, hearing closed. Todd moved, Ruth seconded to establish the Levy of Business Occupation Tax for District 7 per SDCL 9-55-13. Resolution 2015-14 passed on September 21, 2015. Roll Call: Aye-All. Motion carried.

Resolution 2015-25

Public hearing was opened at 5:18 p.m. by Mayor Turbiville. No one spoke in favor or against, hearing closed. Todd moved, Speirs seconded to adopt Resolution of Intent to enter into a lease with private party for nine spaces to parking motor vehicles and allow Mayor to sign contract with Silverado Gaming for three-year lease. Roll Call: Aye-Speirs, Todd, Van Den Eykel, Turbiville. Abstain-Ruth. Motion carried.

RESOLUTION NO. 2015-25

**RESOLUTION OF INTENT TO
LEASE PROPERTY**

WHEREAS, the City of Deadwood intends to adopt a Resolution to lease real property described located at Block A, Lot 20 of the Original Townsite of the City of Deadwood, South Dakota for the purpose of leasing nine (9) spaces for parking motor vehicles at the above-described location; now therefore

BE IT RESOLVED by the City of Deadwood that the City hereby declares its intent to lease real property for the purpose of leasing nine (9) spaces located at Block A, Lot 20, Deadwood, South Dakota, for the mutually agreed upon conditions for the period beginning January 1, 2016 and ending December 31, 2018; and

BE IT FURTHER RESOLVED that a notice of hearing was published on November 19, 2015, stating City Commission intent to hold hearing on Monday, the 7th day of December, 2015 at 5:00 p.m. or soon thereafter as the matter may be heard at the City Commission Chambers located at 102 Sherman Street, in the City of Deadwood, to consider the lease of real property.

The city finance officer shall give public notice of this hearing at least ten (10) days prior to the public hearing.

Dated this 7th day of December, 2015

ATTEST:

/s/ Mary Jo Nelson, Finance Officer

CITY OF DEADWOOD

/s/ Charles Turbiville, Mayor

Set

Speirs moved, Van Den Eykel seconded to set public hearing on December 21 for street closure for Fire in the Sky – New Year's Eve Ball Drop on December 31, 2015. Roll Call: Aye-Speirs, Todd, Van Den Eykel, Turbiville. Abstain-Ruth. Motion carried.

Ruth moved, Speirs seconded to set public hearing on December 21 for open container in zones 1 and 2, use of Interpretive Lot on February 7, 2016 for Tailgate Party events. Roll Call: Aye-All. Motion carried.

Todd moved, Speirs seconded to set public hearing on resolution of intent to lease to private party for event complex concessionaire on December 21, 2015. Proposals were received on November 24, 2015 as advertised and recommendation will be announced to Commission on December 21, 2015. Roll Call: Aye-All. Motion carried.

RESOLUTION NO. 2015-24

**RESOLUTION OF INTENT TO
LEASE PROPERTY**

WHEREAS, the City of Deadwood intends to adopt a Resolution to lease real property described at 15 Seventy-Six Drive, Deadwood, South Dakota for the purpose of operation of the concession facilities at the above-described location; now therefore

BE IT RESOLVED by the City of Deadwood that the City hereby declares its intent to lease real property for the purpose of operating the concession facilities at 15 Seventy-Six Drive, Deadwood, South Dakota, for the mutually agreed upon conditions of the Request for Proposals for Concessionaire for the period beginning January 1, 2016 and ending December 31, 2018; and

BE IT FURTHER RESOLVED that a hearing shall be held before the Deadwood City Commission on Monday, the 21st day of December, 2015 at 5:00 p.m. or soon thereafter as the matter may be heard at the City Commission Chambers located at 102 Sherman Street, in the City of Deadwood, to consider the lease of real property.

The city finance officer shall give public notice of this hearing at least ten (10) days prior to the public hearing.

Dated this 7th day of December, 2015

ATTEST:

/s/ Mary Jo Nelson, Finance Officer

CITY OF DEADWOOD

/s/ Charles Turbiville, Mayor

Todd moved, Speirs seconded to set public hearing on December 21 for open container, special liquor license, waiver of vending fees and fireworks display on January 22 and 23, use of rodeo grounds January 18 through January 26 for Snowcross Events. Roll Call: Aye-All. Motion carried.

OLD BUSINESS

Update

Public Works Director Green stated he received information concerning cost for additional historic lighting past Comfort Inn in conjunction with the Highway 85 Project, which is \$439,000.00, plus additional costs and recommended the Commission continue until December 21 for review. Ruth moved, Speirs seconded to continue discussion until December 21. Roll Call: Aye-All. Motion carried.

NEW BUSINESS

Order

Van Den Eykel moved, Speirs seconded to reject the request to order of 40 holiday globes for Charles Street at cost not to exceed \$5,000.00. Discussion was held on time frame of receiving the globes and next year's budget. Roll Call: Aye-All. Motion carried.

REGULAR MEETING, December 7, 2015

Change Order

Commissioner Van Den Eykel asked for clarification on contract. Van Den Eykel moved to approve the Change Order #1 with Rosenbaum Signs and if not completed by January 29, pull the bid bond and have project rebid. Motion failed for lack of second. Ruth moved, Speirs seconded to approve Change Order #1 with Rosenbaum Signs regarding wayfinding project. Change Order extends completion date to January 29, 2016 at zero cost to city. Roll Call: Aye-Ruth, Speirs, Todd, Turbiville. Nay-Van Den Eykel. Motion carried.

Agreements

Historic Preservation Officer stated Ace Signs of Arkansas has not turned in a contract and requested revision in contract, one including contract termination with 30 days' notice. Van Den Eykel moved, Todd seconded to allow Mayor to sign revised agreement with Ace Signs of Arkansas to install archway over lower Main Street. Roll Call: Aye-All. Motion carried.

Regarding agreement with Deadwood Chamber to manage events at rodeo grounds, Commissioner Van Den Eykel stated the contract does not include termination clause if parties are not satisfied. After discussion concerning this clause, Van Den Eykel moved, Speirs seconded to continue agreement with Deadwood Chamber to manage events at rodeo grounds till December 21, 2015 when amended contract will be presented. Roll Call: Aye-All. Motion carried.

Resolution 2015-21

Van Den Eykel moved, Speirs seconded to approve Resolution 2015-21 to Adopt Citywide Fees effective January 1, 2016 as presented for discussion of individual fees. Roll Call: Aye-All. Motion carried.

Mike Rodman, Tracy Island, Ron Russo, Mike Trucano, Caleb Arcenault, and Lee Harstad requested trolley rates remain the same with no reduction in service. Suggestion was made that cost should be reduced to encourage ridership. Chamber President Jeanna Dewey asked that drivers sell and encourage use of all day passes at \$3.00. Resident Georgeann Silvernail stated the cost should not be passed onto residents, who rarely use the trolley. After input from audience, Todd stated that at request of business community, more shuttle buses were allowed, taxi service was expanded, and trolley revenue has been hurt as result. Mayor Turbiville reminded everyone this is not a solution, and later in the meeting Commission must determine which fund has to write a check to the Parking Fund.

After lengthy discussion between Commission and concerned individuals about trolley schedule, revenue, funding and Bid 1-6 recommendation to leave fees as is, with exception to lower cost of all-day pass to \$3.00, Todd moved, Speirs seconded to amend rates on trolley as \$1.00 - Fare, \$5.00 all-day pass, \$10.00 punch card for 12 rides, no free rides for employees and leave group rate as stated in resolution. Roll Call: Aye-Ruth, Speirs, Todd, Van Den Eykel. Nay-Turbiville. Motion carried.

After discussion between Commission and concerned individuals about adopting Bid 1-6 recommendation including free parking for first hour, Van Den Eykel moved, Ruth seconded to amend rates at Broadway Parking Ramp as \$2.00 per hour, \$4.00 second hour, maximum of \$5.00 per day. Roll Call: Aye-Van Den Eykel, Turbiville. Nay-Ruth, Speirs, Todd. Motion failed.

Todd moved, Turbiville seconded to amend rates at Broadway Parking Ramp as \$2.00 first hour, \$4.00 second hour, \$6.00 third hour to 24 hours. Roll Call: Aye-Todd, Turbiville. Nay-Ruth, Speirs, Van Den Eykel. Motion failed.

Ruth moved, Speirs seconded to amend rates at Broadway Parking Ramp as free first hour, \$2.00 second hour, \$4.00 third hour, \$6.00 fourth hour to 24 hours with understanding of revisiting for adjustment if needed. Roll Call: Aye-Ruth, Speirs, Todd. Nay-Van Den Eykel, Turbiville. Motion carried.

Ruth moved, Van Den Eykel seconded to amend rates at Broadway Parking Ramp as annual contract lease one hundred dollars (\$100.00) per month for one (1) to twenty-five (25) spaces, eighty-five dollars (\$85.00) per month for twenty-six (26) to fifty (50) spaces, seventy-five dollars (\$75.00) per month for fifty (50) to one hundred nineteen (119) spaces, and sixty dollars (\$60.00) per month for one hundred twenty (120) or more spaces. Roll Call: Aye-All. Motion carried.

REGULAR MEETING, December 7, 2015

**CITY OF DEADWOOD
RESOLUTION 2015-21
A RESOLUTION SETTING FORTH A SCHEDULE OF RATES FOR USE BY THE
CITY OF DEADWOOD**

WHEREAS, City Ordinances require certain license fees, charges for services, and other designations to be established by resolution;

NOW THEREFORE BE IT RESOLVED THAT the City of Deadwood hereby establishes the following fees and other designations effective for the 2016 year:

Accident Report.....	\$2.00
Animal License:	
Dog or cat, spayed or neutered.....	\$5.00
Dog or cat, unsprayed or neutered.....	\$10.00
Banner Fee.....	\$100.00
Burial Fees-Oakridge:	
Space, excluding recording fee.....	\$125.00
For perpetual care(mandatory).....	\$75.00
City Hall Office:	
NSF charges.....	maximum allowed by SDCL 57A-3-421
Contractors License-new.....	\$75.00
Contractors License-renewal.....	\$50.00
Horse Drawn Vehicles-limited to two.....	\$75.00
Inspection Fee.....	two times building permit
Mt. Moriah	
Admission over 12.....	\$2.00
12 and under.....	free
Mt. Moriah Tour Bus Licensing-limited to three.....	\$750.00
Nuisance/Labor Charge	
Weed Removal.....	\$71.50/hour
Snow Removal.....	\$71.50/hour
Repair for damage to city property.....	\$71.50/hour
Parking:	
Broadway hourly:	
First hour.....	Free
Second hour.....	\$2.00
Third hour.....	\$4.00
Four to twenty-four hours.....	\$6.00
Broadway leases:	
Employee lease.....	\$50.00/month
Annual lease:	
1-25 spaces.....	\$100.00/month
26-50 spaces.....	\$85.00/month
50-119 spaces.....	\$75.00/month
120+ spaces.....	\$60.00/month
Meters-Lower Main Street and Pioneer Way/Armory.....	\$1.00/hour
All other meters.....	.50/hour
Parking meter violation.....	\$10.00

REGULAR MEETING, December 7, 2015

Other offenses:

Within 72 hrs.	After 72 hrs.	
Blocking driveway	\$ 25.00	\$ 34.00
No parking area	25.00	34.00
Yellow marked area	25.00	34.00
Dead storage over 24 hrs.	25.00	34.00
Snow removal area	25.00	34.00
Parking in unloading zone	35.00	44.00
Too near fire hydrant	25.00	34.00
Parked against traffic	25.00	34.00
Handicapped parking only	100.00	109.00
Red marked area	75.00	84.00
Unauthorized residential parking	25.00	34.00

Tow and Storage Fee for Abandoned Vehicles.....\$125.00/+\$25.00/day

Pawn Broker.....\$100.00/annual

Recreation Center

Family Pass (parents and legal guardians and all children grade twelve (12) and under).

- Daily - \$7.00
- One (1) month - \$30.00
- Three (3) month - \$82.00
- Six (6) month - \$150.00

Single Adult (19-54).

- Daily - \$4.00
- One (1) month - \$23.00
- Three (3) month - \$55.00
- Six (6) month - \$85.00

Child/Senior (0-12 and 55+).

- Daily - \$2.00
- One (1) month - \$12.00
- Three (3) month - \$30.00
- Six (6) month - \$50.00

High School Student (13-18).

- Daily - \$2.00
- One (1) month - \$15.00
- Three (3) month - \$32.00
- Six (6) month - \$55.00

Corporate Family

- One (1) month (family) - \$25.00
- Three (3) month (family) - \$70.00
- Six (6) month (family) - \$140.00

Corporate Single.

- One (1) month - \$17.00
- Three (3) month - \$44.00
- Six (6) month - \$70.00

Key Cards.

- Key - \$3.00
- Locker Rental. Monthly - \$5.00 half locker; \$10.00 full locker.

Special Alcohol License.....\$50.00/day

Staging fee-construction:

Parking Space.....\$125.00/month
Use of City Property.....\$500.00/month

Taxi License, Limit five, maximum twenty vehicles.....\$75.00 first/\$25.00 each additional (annual)

REGULAR MEETING, December 7, 2015

Trolley:

Fare.....	\$1.00/ride
All day pass.....	\$5.00/pass
Punch card pass for 12 rides.....	\$10.00/pass
Group Rate	
0 - 25 members.....	\$50.00
26 - 50 members.....	\$100.00
51 - 75 members.....	\$150.00
76 - 100 members.....	\$200.00
Each 25 additional.....	\$50.00

By showing a name tag of the registered group, rides would be unlimited, providing the event does not last longer than two (2) consecutive days.

Utilities:

Water:

Residential minimum demand charge.....\$21.50 Monthly
for all accounts, whether on or off, regardless of water usage; water usage charged as follows:

Water Usage	Water Rate
0 - 4,999 gallons	\$1.73/1,000 gallons
5,000 - 9,999 gallons	\$2.10/1,000 gallons
10,000 - 19,999 gallons	\$2.62/1,000 gallons
20,000 - 49,999 gallons	\$3.15/1,000 gallons
50,000 and over gallons	\$4.20/1,000 gallons

Commercial accounts: Monthly minimum (demand) charge for all accounts, whether on or off, based upon meter size, per meter, as follows:

Meter Size	Cost
1 inch or less	\$ 31.50
1.5 inch	\$ 42.00
2 inch	\$ 63.00
3 inch	\$ 94.50
4 inch	\$126.00
6 inch	\$189.00

with commercial water usage rates as follows:

Water Usage	Water Rate
0 - 9,999 gallons	\$3.15/1,000 gallons
10,000 - 49,999 gallons	\$3.68/1,000 gallons
50,000 and over gallons	\$4.20/1,000 gallons

REGULAR MEETING, December 7, 2015

Waste water:

- Residential \$2.00 per month
- Commercial one (1) inch or less meter\$5.00 per month
- Commercial meter greater than on (1) inch.....\$10.00 per month

Garbage:

Garbage:

Residential and small commercial accounts (defined as in-home apartments on the same site as the primary residential account): will be charged at the current contract rate that the city must pay to a private contractor, which includes service and applicable tax, per month for all accounts, whether on or off.

Commercial accounts: Responsible for own garbage removal.

Vending (temporary) 60 day notice required

- Outside..... \$750/14 days
- Inside.....\$250/14 days
- Convention Center \$1500/January-December

Zoning Fees:

- Change of Zoning.....\$150.00
- Conditional Use Permit..... \$150.00
- Selling unrecorded plat..... \$100.00
- Subdivision approval first lot, then thereafter..... \$100.00/\$30.00
- Variance..... \$150.00

Dated this 7th day of December, 2015

ATTEST:
/s/ Mary Jo Nelson, Finance Officer

CITY OF DEADWOOD
/s/ Charles Turbiville, Mayor

Payment

Speirs moved, Van Den Eykel seconded to approve estimate and allow payment to Eddie's Truck to repair turbo and diesel trolley and perform diagnostics in an amount not to exceed \$9,000.00. Roll Call: Aye-All. Motion carried.

Second Readings

After discussion regarding statement that no fees be waived, Ruth moved, Todd seconded to approve second reading of Ordinance #1238 to amend Chapter 12,28, Deadwood Rodeo Grounds, with change to allow Commission to waive fees at their discretion. Roll Call: Aye-All. Motion carried.

First Reading

Ruth moved, Van Den Eykel seconded to approve first reading of 3rd 2015 Supplemental Budget Ordinance #1239. Roll Call: Aye-All. Motion carried.

Transfer

Ruth moved, Speirs seconded to allow Finance Officer to transfer cash from Bed & Booze fund to cover cash shortfall in Parking and Transportation Fund at year end. Discussion was held concerning possible funding sources, including General Fund, Bed and Booze Fund, Bid 1-6, and Bid 7 Fund. Roll Call: Aye-All. Motion carried.

Offices

Speirs moved, Todd seconded to close city offices at noon on December 24, 2015. Employees will take annual leave for time not worked. Roll Call: Aye-All. Motion carried.

Hire

Ruth moved, Speirs seconded to hire Western Hills Painting at a cost of \$4,896.00 for labor and materials to patch and repaint various areas of walls and ceiling in Adams Museum after walk through on November 17, paid from Historic Preservation Capital Asset line item. Commissioner Todd asked about bid. Public Works Director stated quotes were received and past performance was also considered. Roll Call: Aye-All. Motion carried.

REGULAR MEETING, December 7, 2015

Resolution 2015-22

Todd moved, Speirs seconded to approve Resolution 2015-22 Special Events for the purpose of displaying banners. Lee Harstad, Deadwood Chamber, stated an additional four events are requested for directional and visitor information. Roll Call: Aye-All. Motion carried.

RESOLUTION 2015-22

A RESOLUTION DESIGNATING SPECIAL EVENTS RECOGNIZED BY THE CITY OF DEADWOOD FOR PURPOSES OF ORDINANCES 15.32.100 AND 15.32.140

BE IT RESOLVED by the Deadwood City Commission that the following events, with their respective months of occurrence, are hereby recognized for the year 2016 as "special or civic event(s)" for purposes of Ordinances 15.32.100 and 15.32.140:

<u>Special or Civic Event:</u>	<u>Date(s) of Event:</u>
1. ISOC Deadwood Snocross Shootout	January 22-23, 2016
2. Mardi Gras	January 29-30, 2016
3. St. Patrick's Day	March 18-19, 2016
4. Wild Bill Hickok Days	June 17-19, 2016
5. 3 Wheeler Rally	July 12-17, 2016
6. Days of '76	July 26-30, 2016
7. Sturgis Bike Rally	August 8-12, 2016
8. Kool Deadwood Nites	August 25-28, 2016
9. Oktoberfest	September 30- October 1, 2016
10. Wild West Songwriter's Festival	October 28-29, 2016

Dated this 7th day of December, 2015

ATTEST:

/s/ Mary Jo Nelson, Finance Officer

CITY OF DEADWOOD

/s/ Charles Turbiville, Mayor

First Reading

Ruth moved, Speirs seconded to approve first reading of ordinance #1240 Amending Chapter 12.20.030 and 12.20.040 Regarding Snow Removal policy. Roll Call: Aye-All. Motion carried.

Ruth moved, Speirs seconded to approve additional policy regarding snow removal. Private business Roll Call: Aye-All. Motion carried.

Purchase

Speirs moved, Ruth seconded to allow Police Department to purchase Ford Interceptor SUV from Lamb Motors, state Contract #16870 at cost of \$31,610.00. Vehicle will not be invoiced or delivered until 2016, budgeted item. Roll Call: Aye-All. Motion carried.

Advertise

Todd moved, Speirs seconded to advertise in house, with subsequent publication in local newspaper for Parks Department position. Starting wage effective January 2016 is \$16.16 per hour. Roll Call: Aye-All. Motion carried.

Change Orders

Speirs moved, Ruth seconded to approve Change Order #4 with Oftedal Construction to abandon water line in the amount of \$2,303.82 in conjunction with Highway 85/385 Utility Relocation. Roll Call: Aye-All. Motion carried.

Speirs moved, Ruth seconded to approve Change Order #5 in the amount of \$13,877.47 for lowering sewer service in conjunction with Highway 85/385 Utility Relocation. Roll Call: Aye-All. Motion carried.

REGULAR MEETING, December 7, 2015

Letter

Van Den Eykel moved to continue the letter to Century Link. He voiced concerns about lack of discussion prior to placement on agenda and potential cost to taxpayer. Motion failed for lack of second. Discussion was held concerning letter to Century Link such as date of letter, cost to run square, and extent of city commitment if letter is sent. Ruth moved, Todd seconded to allow Mayor to sign letter as amended to Century Link, requesting donation of building at 644 Main Street to City of Deadwood for revitalization efforts. Roll Call: Aye-Ruth, Speirs, Todd, Turbiville. Nay-Van Den Eykel. Motion carried.

Purchase

Speirs moved, Ruth seconded to purchase tires for loaders and truck at cost of \$10,440.00 from Dales Tires, streets budget. Roll Call: Aye-All. Motion carried.

First Reading

Van Den Eykel moved, Todd seconded to approve first reading of Ordinance #1241, Amending Chapter 5.28, Vending in City Limits of Deadwood. Zoning Administrator stated changes include eliminating merchandise displayed outside any structure, disallowing outdoor vending during rally for those entities with convention center vending license, and outline of vendor permit costs for the event complex. Roll Call: Aye-All. Motion carried.

Purchase

Todd moved, Ruth seconded to continue the purchase of fencing materials for city fencing projects at Gordon park and Rodeo grounds beer garden from Wheeler Lumber from Parks budget at cost of \$7,496.70. Public Works Director Green stated he was unsure about the funds in budget and asked to continue. Roll Call: Aye-All. Motion carried.

Speirs moved, Ruth seconded to allow Fire Department to purchase four sets of bunker gear at \$10,432.00 and six additional helmets at \$9,624.00 from M and T Fire and Safety, budgeted item. Roll Call: Aye-All. Motion carried.

INFORMATIONAL ITEMS AND ITEMS FROM CITIZENS

Mayor Turbiville stated Trolley service ends at 4:00 p.m. on Christmas Eve.

Mayor Turbiville stated recycle bins have been moved to Sherman Street.

Chief Fuller thanked those involved in the planning and design of the Lower Main Welcome Center.

Attorney Riggins requested Executive Session for legal matters per SDCL 1-25-2 (3).

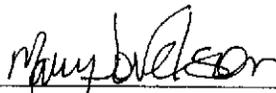
Commissioner Ruth thanked Tom Blair for the option to increase revenue and believes it's important to look at additional ways to bring in more revenue to City.

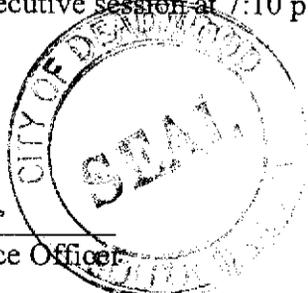
ADJOURNMENT

Todd moved, Ruth seconded to adjourn the regular session at 7:08 p.m. and convene into Executive Session for legal matters per SDCL 1-25-2(3) with possible action. The next regular meeting will be on Monday December 21, 2015.

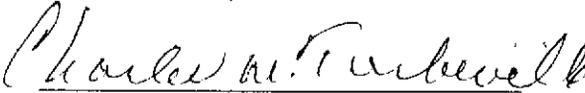
After coming out of executive session at 7:10 p.m., Speirs moved, Todd seconded to adjourn.

ATTEST:


Mary Jo Nelson, Finance Officer



DATE: Dec. 22, 2015

BY: 
Charles M Turbiville, Mayor

12-7-15
107

SNOW REMOVAL POLICY FOR THE CITY OF DEADWOOD

Safety is the number one concern when considering snow removal in the City of Deadwood. In addition to Chapter 12.20 SNOW REMOVAL of the City of Deadwood Municipal Code. The following information supplements the ordinance and may be amended by the Public Works Director, as circumstances, efficiencies and safety concerns dictate.

Snow Plowing

The City of Deadwood considers all city streets to be part of the snow route and as standard practice will plow and sand all streets to facilitate the safe passage of emergency vehicles. The major thoroughfares and steeper hills have priority, with the goal being to have all streets plowed and sanded as soon as possible.

Snow Removal

Municipal parking lots, Main St., Charles St. and Sherman St. are scheduled first for snow removal followed by residential areas. Areas for snow removal will be posted 24 hours in advance indicating all vehicles are to be removed from the street to be cleaned or they will be towed at the owner's expense. Once the city crews have removed the snow from the streets, any individual or business that places snow on the streets or in the Right of Way will be subject to penalties as described in Chapter 12.20 SNOW REMOVAL section 12.20.040. If for safety reasons or for efficiency, the City determines that under normal operating conditions, it is necessary to operate City equipment on private property, it will be the responsibility of the property owner to name the City as additionally insured on their insurance policy and provide proof of such insurance.