

REGULAR MEETING, January 20, 2015

The Regular Session of the Deadwood City Commission convened on January 20, 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., Georgeann Silvernail, and Jim Van Den Eykel. Commissioner Gary Todd was absent. All motions passed unanimously unless otherwise stated.

APPROVAL OF MINUTES

Ruth moved, Silvernail seconded to approve the minutes of January 5, 2015. Roll Call: Aye-All. Motion carried.

APPROVAL OF DISBURSEMENTS

Silvernail moved, Ruth seconded to approve the January 20, 2015 disbursements plus additional bill. Roll Call: Aye-All. Motion carried.

ABC BUSINESS	SUPPLIES	3,109.40
ACE STEEL	SUPPLIES	299.39
ADAMS MUSEUM	OPERATING	114,000.00
AINSWORTH-BENNING	PROJECT	7,992.39
ALBERTSON ENGINEERING	PROJECT	1,320.00
ALSCO	SUPPLIES	71.57
AMAZON	SERVICE	229.24
AMERICAN LEGAL	ORDINANCES	60.65
AMERICAN PUBLIC WORKS	DUES	300.00
AMICK SOUND	SUPPLIES	346.54
ATCO	SUPPLIES	83.00
BAILLEY ELECTRIC	PROJECT	899.50
BH CHEMICAL	SUPPLIES	575.00
BH PIONEER	ADS	950.35
BH POWER	POWER	30,271.83
BH URGENT CARE	TESTING	60.00
BH WINDOW	CLEANING	960.00
BUTLER MACHINERY	SUPPLIES	3,113.50
CENTURY BUSINESS	CONTRACT	312.22
COCA COLA	SUPPLIES	121.40
CULLIGAN	SUPPLIES	110.25
DAKOTA BUSINESS	CONTRACT	151.47
DAKOTA FLUID POWER	SUPPLIES	4.36
DALES TIRE	TIRES	612.70
DAYS OF '76 MUSEUM	OPERATING	40,000.00
DEADWOOD CHAMBER	BILL LIST	253,312.00
DEADWOOD GAMING	ALLOCATION	50,000.00
DEMCO	DATER	34.47
DUNCAN PARKING	SOFTWARE	350.00
EDDIE'S SALES	FILTER	54.54
FAMILY DOLLAR	SUPPLIES	22.00
FARMER BROTHERS	SUPPLIES	75.95
FASSBENDER COLLECTION	OPERATIONS	15,000.00
FASTENAL COMPANY	SUPPLIES	231.63
FIRST NATIONAL BANK	SERVICE	416,605.00
FREEMAN'S ELECTRIC	REPAIR	102.04
GALLS	GLOVES	36.94
GEO'S	CAKES	59.97
GODFREY BRAKE	SERVICE	119.44
GOLDEN WEST	PAGERS	787.40
GUNDERSON, PALMER, NELSON	SERVICE	3,574.44
KDSJ	SPONSOR	160.00
KONE	MAINTENANCE	258.40
KRUZEL, TOM	REIMBURSEMENT	789.18
LAWRENCE CO. TREASURER	LICENSES	725.00
LEAD DEADWOOD ARTS	MATTING	20.00
LEAD-DEADWOOD SANITARY	USAGE	23,413.64
LYNN'S	SUPPLIES	46.90
M&M SANITATION	RENTAL	205.00
MARIAH PRESS	PROJECT	80.00
MENARD'S	SUPPLIES	135.76
MERTENS, KENNETH	REIMBURSEMENT	293.72
MIDCONTINENT	SERVICE	65.00
MIDWEST TAPE	DVD'S	64.97
MITZI'S	BOOKS	39.93
MS MAIL	CARDS	35.00
NEVE'S	UNIFORMS	641.95
NFPA	SUBSCRIPTION	1,255.50
PASSPORT PARKING	METERS	6.25
QUILL	SUPPLIES	113.97
RAPID DELIVERY	SHIPPING	11.40
REGIONAL HEALTH PHYSICIANS	TESTING	25.00
RENNER, DONOVAN	REIMBURSEMENT	233.05
SCHMIDT, WILLIAM	REPAIR	1,486.00
SD COMMISSION ON GAMING	PYMT	18,852.27
SD DEPT. OF CORRECTIONS	FIRE WISE	4,540.48
SD DEPT. OF HEALTH	SHOTS	50.00
SD DEPT. OF REVENUE	TAX	2,657.08
SD DEPT. OF TOURISM	CONFERENCE	700.00
SD LIBRARY NETWORK	SERVICE	1,119.75
SD ONE CALL	FEE'S	8.88
SD WATER & WASTEWATER	REGISTRATION	180.00
SDN COMMUNICATIONS	SERVICE	571.20
SERVALL	SUPPLIES	1,858.34
SHAMA, LARRY	CLAIM	1,967.56

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SILVERNAIL, GEORGEANN	REIMBURSEMENT	26.39
SOUTHSIDE OIL	DIESEL	10,732.75
SOUTHSIDE SERVICE	TIRES	702.90
SPECIALTY VEHICLES	SWITCH	293.69
STURDEVANT'S	SUPPLIES	1,202.78
TACTICAL TECHNOLOGIES	SURVEILLANCE	8,927.00
TRIPLE K	REPAIRS	3,088.36
TROPHY AWARDS	PLAQUES	296.00
TSP	PARKING	1,353.75
TWILIGHT	SUPPLIES	363.45
TYLER TECHNOLOGIES	PROGRAM	6,600.00
VICTIMS OF VIOLENCE	ALLOCATION	1,000.00
WASTE CONNECTIONS	SERVICE	7,540.77
WOW	SERVICE	1,386.62
	TOTAL	\$1,052,446.22

Thank you

Ted Thompson and other members of Days of '76 Committee informed the Commission that Days of '76 Rodeo was the recipient of the Medium Outdoor Rodeo of the Year for the 15th consecutive year. Thompson thanked the City and staff for partnership and assistance. Mayor and Commissioners congratulated and thanked the Days Committee for their work and dedication.

Request

Jeanna Dewey, representing Deadwood Chamber, asked the Commission to approve free trolley rides periodically throughout the summer for Deadwood Deal promotion. Dewey stated this program is similar to Deadwood Passport with the Chamber trying to attract motor coach traffic to Deadwood. Dewey added that a card will be designed and brought back to Commission for approval. This card will be used to gain trolley access. Ruth moved, Van Den Eykel seconded to allow free trolley periodically throughout summer months for Deadwood Deal promotion. Roll Call: Aye-All. Motion carried.

Approval

Faith Goehring with Black Hills Wedding Chapel asked the Commission for a Horse and Carriage Permit for weddings. Commissioner Ruth questioned liability limits and after brief discussion, Commissioners agreed that coverage provided was sufficient. Silvernail moved, Ruth seconded to allow a Horse and Carriage permit for Goehring. Roll Call: Aye-All. Motion carried.

CONSENT

Silvernail moved, Van Den Eykel seconded to approve the following consent items with exception of review of department head committees, which was moved to new business by Commissioner Silvernail.. Roll Call: Aye-All. Motion carried.

- A. Permission to sign amended Intergovernmental Contract between City of Deadwood and South Dakota Public Assurance Alliance to delete references to Hagan Benefits as administrator.
- B. Permission to purchase set of window curtains for Trolley 151 from Molly Corporation at a cost of \$2,700.00
- C. Permission to pay South Dakota Department of Public Safety for first half of annual cost of teletype service in Police Department. Total annual cost \$4,680.00, budgeted item.
- D. Designate Black Hills Pioneer as official newspaper per SDCL 9-12-6.
- E. Approve the following official depositories for the City of Deadwood: Pioneer Bank and Trust, Spearfish, SD; Great Western Bank, Spearfish SD; Wells Fargo Bank, Deadwood, SD; First National Bank, Lead, SD; First Interstate Bank, Deadwood, SD; BankWest, Pierre, SD per SDCL 9-22-6.
- F. Acknowledge purchase of 5501 gallons of blended fuel from Southside at cost of \$2.05 per gallon. Total expenditure is \$11,277.05.
- G. Permission to renew GIS license and pay ESRI \$12,000.00 with costs to be shared among various departments.
- H. Permission to purchase line locator from Ferguson Waterworks in the amount of \$4,195.66 from Water Department budget, budgeted item.
- I. Permission for Mayor to sign agreement with Tallgrass Landscape Architecture LLC for Deadwood entrance sign landscaping plan approved on January 5, 2015.
- J. Permission for Finance Office to pay Grant Thornton \$4,000.00 for final arbitrage calculation on 2009 bond series, to be paid from Historic Preservation professional service.
- K. Permission to purchase sound system at a cost of \$3,116.00 from AthleticSound for baseball field from Historic Preservation Capital Assets line item.

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- L. Approve purchase of five tasers at cost of \$6,521.70 for Police Department, budgeted item.

BID ITEMS

Van Den Eykel moved, Ruth seconded to advertise for Restroom and Concession project at the Days of '76 Rodeo grounds and set bid opening at 2:00 p.m. on February 17, 2015 with results to City Commission at regularly scheduled meeting. Roll Call: Aye-All. Motion carried.

PUBLIC HEARINGS

Two scheduled public hearings for Days of '76 Roping events were canceled at the request of Days of '76 Committee.

Public Hearing was opened at 5:11 p.m. by Mayor Turbiville. Event coordinator Tim Buckstead was present to answer questions. Hearing closed. Silvernail moved, Ruth seconded to allow open container for Iron Horse event on August 8, 2015. Roll Call: Aye-All. Motion carried.

NEW BUSINESS

Review

Silvernail moved, Van Den Eykel seconded to continue review of department head committees until February 2, 2015 to allow time to visit with department heads. Roll Call: Aye-All. Motion carried.

Grant

Silvernail moved, Ruth seconded to approve Mayor's signature on letter authorizing up to \$125,000.00 for 50% city match if BLM Wildfire/Firewise grant is awarded. Roll Call: Aye-All. Motion carried.

First Reading

Silvernail moved, Van Den Eykel seconded to approve first reading of Supplemental Budget Appropriation #1 in the amount of \$267,000.00 for BID 7 expenditures approved on January 5, 2015. Roll Call: Aye-All. Motion carried.

Contract

Ruth moved, Silvernail seconded to renew contract with Albertson Engineering for retaining wall design in an amount not to exceed \$45,000.00. Commissioner Silvernail requested that engineering contract covers errors and omissions to protect city. Historic Preservation Officer Kuchenbecker stated a clause for such is part of the contract. Roll Call: Aye-All. Motion carried.

Change Order

Ruth moved, Silvernail seconded to approve Change order #1 with Mac Construction for Rec Center window project in the amount of \$5,316.00, bringing total contract amount to \$147,066.00. Roll Call: Aye-All. Motion carried.

Payments

Van Den Eykel moved, Ruth seconded to approve the following budgeted payments from Bed and Booze fund for 2015: \$20,000.00 to Dakota State University for Summer 2015 CETUP, \$48,000.00 to Deadwood-Lead Economic Development, \$2,000.00 to Northern Hills Alliance for Children and \$4,000.00 to Northern Hills Area CASA, budgeted items. Roll Call: Aye-All. Motion carried.

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Resolution 2015-02

Silvernail moved, Ruth seconded to approve Resolution 2015-02 to Establish Cash Designations as of December 31, 2014. Roll Call: Aye-All. Motion carried.

Resolution 2015-02

A RESOLUTION TO ESTABLISH CASH DESIGNATIONS

Be it resolved by the Deadwood City Commission that the City of Deadwood approved the establishment of cash reserves in the following funds for capital outlay purposes per SDCL 9-21-14.1 as of December 31, 2014:

Business Improvement District 1-6 Designated for Parking:	\$ 185,885.00
General Fund Designated for Fire Truck:	\$ 427,510.00
Business Improvement District #7 Designated for Convention Center:	\$ 311,112.00
Parking and Transportation Designation for Trolley Replacement:	\$ 275,000.00

Dated this 20th day of January, 2015

ATTEST:

/s/ Mary Jo Nelson, Finance Officer

CITY OF DEADWOOD

/s/ Charles Turbiville, Mayor

Resolution 2015-03

Silvernail moved, Ruth seconded to approve Resolution 2015-03 to Approve Cash Transfers Between Funds. Roll Call: Aye-All. Motion carried.

RESOLUTION 2015-03

A RESOLUTION TO MAKE THE FOLLOWING INTERFUND CASH TRANSFERS FOR THE YEAR 2014

Be it resolved by the Deadwood City Commission that the following interfund cash transfers be approved for the year 2014.

From Historic Preservation (Fund 0215) to Trolley Department (Fund 0610) \$25,000.00 for trolley reserve and \$92,000.00 for support of trolley operational expenses. From Historic Preservation (Fund 0215) to General Fund (Fund 0101) for impact funds \$1,322,356.00. From Historic Preservation (Fund 0215) to Water Fund (Fund 0602) for impact funds \$160,814.00. From Historic Preservation Fund (0215) to St. Ambrose Capital Projects Fund (Fund 0544) for construction project \$355,470.39.

From General Fund (0101) to Rubble Site Fund (0701) \$5,000.00 for Deadwood's share of operational expenses at the site per agreement.

From General Fund (Fund 0101) to Library Fund (Fund 0206) \$35,500.00 in support of operational expenses.

From Bed and Booze Fund (Fund 0209) to General Fund (Fund 0101) \$35,000.00 for partial payment of utility costs.

From BID 1-6 (Fund 0213) to Parking Ramp Fund (0611) \$184,528.00 to meet bond coverage requirements.

From General Fund (0101) to Parking Ramp Fund (Fund 0611) \$20,167.50 for prior year posting adjustments.

Dated this 20th day of January, 2015

ATTEST:

/s/ Mary Jo Nelson, Finance Officer

CITY OF DEADWOOD

/s/ Charles Turbiville, Mayor

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Correction

Silvernail moved, Ruth seconded to approve correction and first reading on Ordinance 1205 Amending Chapter 17.04 entitled permits. Code of Ordinances, Chapter 15.06.060 should read 15.01.060. Roll Call: Aye-All. Motion carried.

INFORMATIONAL ITEMS AND ITEMS FROM CITIZENS

Turbiville stated there will be a Legislative Cracker Barrel scheduled at 9:00 a.m. on Saturday, February 21 at Deadwood City Hall.

Sarah Carlson, Homestake Opera House updated Commission on Opera House and invited all to attend upcoming activities.

Police Chief Fuller reminded citizens to lock their vehicles due to recent thefts in Deadwood, especially in area from Miller Street to Presidential neighborhood.

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

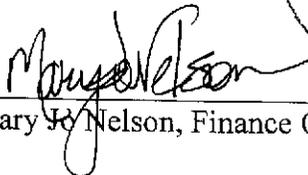
Ruth moved, Silvernail seconded to adjourn the regular session at 5:26 p.m. and convene into Executive Session for legal matters per SDCL 1-25-2(3) and personnel per SDCL 1-25-2 (1) with possible action. The next regular meeting will be on Monday February 2, 2015.

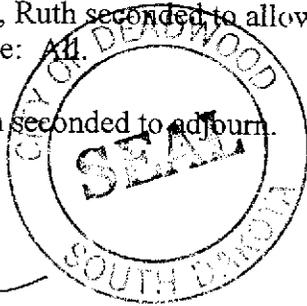
After coming out of executive session at 5:50 p.m., Van Den Eykel moved, Ruth seconded to increase wage of Misty Trewhella by \$2.00 per hour and allow \$50.00 cell phone allowance effective immediately for additional duties assumed at Broadway Parking Structure. Aye: All.

Van Den Eykel moved, Ruth seconded to allow \$50.00 cell phone allowance for Trent Mohr, Building Inspector. Aye: All.

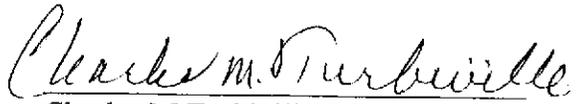
Silvernail moved, Ruth seconded to adjourn.

ATTEST:


Mary Jo Nelson, Finance Officer



DATE: Feb. 2, 2015

BY: 
Charles M Turbiville, Mayor

Published once at the total approximate cost of _____