REGULAR MEETING, July 23, 2012

The Regular Session of the Deadwood City Commission convened on July 23, 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, Gary Todd and Jim Van Den Eykel. All motions passed unanimously unless otherwise stated.

APPROVAL OF MINUTES

Silvernail moved, Van Den Eykel seconded to approve the minutes of July 16, 2012. Roll Call: Aye-All. Motion carried.

APPROVAL OF DISBURSEMENTS

Silvernail moved, Todd seconded to approve the July 23, 2012 disbursements. Roll Call: Aye-All. Motion carried.

A & B WELDING	CYLINDER	90.00
BARKER, DUSTY	REIMBURSEMENT	24.91
BH POWER	ELECTRICITY	6,543.02
BH SPECIAL SERVICE	CLEANING	1,533.00
CENTURY LINK	SERVICE	217.69
DAKOTA BUSINESS	MAINTENANCE	143.90
DAKOTA SUPPLY	METERS	343.43
DAKOTACARE	INSURANCE	48,204.69
DEADWOOD ECONOMIC	CONTRACT	1,580.02
JACOBS WELDING	GRATE	95.00
KNOLOGY	SERVICE	38.24
LYNN'S	SUPPLIES	125.94
M&M SANITATION	RENTAL	433.79
MICHAEL TODD	SUPPLIES	549.10
QUILL	SUPPLIES	268.38
QUINN'S PAINTING	PAINTING	6,439.22
RASMUSSEN	REPAIRS	2,431.04
SHARKEY PLUMBING	PUMP	581.39
SOUTHSIDE OIL	DIESEL	15,734.52
STRETCH'S	REPAIRS	205.91
STURDEVANT'S	BATTERIES	411.96
THE VEST MAN	CARRIERS	1,785.00
TRIPLE K	SERVICE	2,459.63
TSP THREE	CONSULTING	1,482.84
VFW BLACK HILLS POST 5969	FLAGS	86.00
WEST PAYMENT	LAWS	177.50
WHISTLER GULCH CAMPGROUND	WORKCAMPER SITES	3,000.00
ZEP SALES	CLEANER	193.99
	TOTAL	**$ 95,180.11**

ITEMS FROM CITIZENS ON AGENDA

Use of Sherman Street

Silvernail moved, Todd seconded to allow the Rec Center to use Sherman Street Parking Lot on September 8, 2012 for the Mountain Lion Challenge Triathlon. Roll Call: Aye-All. Motion carried.

Information

Les Karas, Veteran of the Year Volunteer will be handing out American Flags in support of the Disabled American Veteran's during rally week. No action taken.

Contractors

Mark Speirs addressed his concern of unlicensed and unqualified contractors working in the City of Deadwood on weekends. He asked who would be at fault if contractors are uninsured and an accident should happen on the property. City Attorney stated the city has no liability in that situation. Mayor Toscana recommended calling the building inspector, a Commissioner, or the police and they will look into the situation further if Mr. Speirs believes contractors are working without a license on weekends.

FINANCE

Approve Change

Peterson moved, Silvernail seconded to approve the change to Policy Manual section 9.16, funeral leave pay to clarify immediate family. Roll Call: Aye-All. Motion carried.

REGULAR MEETING, July 23, 2012

Raffle Request
Yellow Jacket Foundation will be selling tickets for a 2012 Jeep Wrangler through November 10, 2012 for a scholarship fundraiser.

HISTORIC PRESERVATION/PLANNING AND ZONING/PUBLIC BUILDINGS/SAFETY

Resignation
Silvernail moved, Van Den Eykel seconded to accept resignation of Archives intern Tyler Myers effective July 26, 2012. Roll Call: Aye-All. Motion carried.

Agreements
Silvernail moved, Peterson seconded to allow Mayor to sign Loan Agreements with Adams Museum and House Inc. for the Potato Creek Johnny's Hat, Ft. Meade Museum for the Poker Alice's Hat and Days of '76 Museum Inc. for the 1876 Winchester. Roll Call: Aye-All. Motion carried.

STREETS AND WATER/LIBRARY

Hire
Van Den Eykel moved, Todd seconded to hire Michael McLeod as a part time Rubble Site employee at $10.00 an hour pending pre-employment screening effective July 24, 2012. Roll Call: Aye-All. Motion carried.

Wage Increase
Van Den Eykel moved, Silvernail seconded to increase the wage of Rubble Site employee Jim Mattson to $12.00 an hour effective July 24, 2012. Roll Call: Aye-All. Motion carried.

POLICE/FIRE

Agreement
Silvernail moved, Peterson seconded to allow Mayor to sign Equitable Sharing Agreement and Certification with U.S. Department of Justice and direct Finance Officer to open additional fund to account for revenue and expenditures. Chief Fuller stated this agreement allows the Police Department to receive a portion of seized assets that result from joint investigations to be used for law enforcement purposes. Roll Call: Aye-All. Motion carried.

PARKS/RECREATION/TROLLEY

Resignation
Todd moved, Van Den Eykel seconded to accept the resignation of Kenzie Caldwell effective July 16, 2012. Roll Call: Aye-All. Motion carried.

LEGAL BUSINESS

Oakridge Cemetery Certificates
Silvernail moved, Todd seconded to allow Mayor to sign Oakridge Cemetery Certificates of Purchase and Warranty Deeds for Christophe C. Riemann and Jo Anne R. Riemann. Roll Call: Aye-All. Motion carried.

Agreement
Todd moved, Peterson seconded to allow Mayor to sign Agreement with Michael Conover for cold storage insulation. Roll Call: Aye-All. Motion carried.

Contract
Silvernail moved, Van Den Eykel seconded to allow Mayor to sign Contract with Vic Utech for St. Ambrose Cemetery Preservation Phase 2. Roll Call: Aye-All. Motion carried.

Contract
Silvernail moved, Todd seconded to allow Mayor to sign Contract with Ainsworth-Benning for McGovern Hill Watermain Improvements. Roll Call: Aye-All. Motion carried.

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

REGULAR MEETING, July 23, 2012

MAYORS BUSINESS

Discussion Staging area for Contractors
Toscana stated that an issue had come up recently in which Parking and Transportation gave permission to a contractor to utilize city property for staging. Toscana said the city only has a responsibility to provide staging on city projects. He also said if the city is going to enter into agreements to allow people to utilize city property for staging that it should be done at City Commission level after recommendation by the Parking and Transportation committee.

Discussion Traffic Signal
Toscana stated that about three weeks ago the Commission voted to utilize the traffic signals on Sherman Street and Pine Street. Since then he has received many negative comments. Mayor Toscana entertained a motion to go back to a flashing red light effective immediately. Silvernail moved, Todd seconded such request. Van Den Eykel suggested the use of stop signs instead of flashing red lights Roll Call: Aye-All. Motion carried.

ITEMS FROM MAYOR, COMMISSIONERS, DEPARTMENT HEADS NOT ON AGENDA

Issues regarding the pickup and transfer of refuge were discussed and Public Works Director Jim Raysor will contact Hillside Disposal and Waste Connections regarding those issues.

ADJOURNMENT
Silvernail moved, Van Den Eykel seconded to adjourn the regular session at 5:30 p.m. and convene into Executive Session for Legal Matters per 1-25-2 (3). The next regular meeting will be at 5:00 p.m. on Monday July 30, 2012.

ATTEST:

Mary Jo Nelson, Finance Officer

DATE: 7-30-12

BY: Francis A. Toscana, Mayor

Published once at the total approximate cost of _____.

CITY OF DEADWOOD SEAL SOUTH DAKOTA