

REGULAR MEETING, June 24, 2013

The Regular Session of the Deadwood City Commission convened on June 24, 2013 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 Terri Williams and Commissioners Joe Peterson, Georgeann Silvernail, and Jim Van Den Eykel. Commissioner Gary Todd was absent. All motions passed unanimously unless otherwise stated.

APPROVAL OF MINUTES

Silvernail moved, Van Den Eykel seconded to approve the minutes of June 17, 2013. Roll Call: Aye-All. Motion carried.

APPROVAL OF DISBURSEMENTS

Silvernail moved, Peterson seconded to approve the June 24, 2013 disbursements. Roll Call: Aye-All. Motion carried.

ACE STEEL	SUPPLIES	186.54
AMERICAN LEGAL	ORDINANCES	372.42
BAILEY ELECTRIC	PROJECT	84.18
BEST WESTERN	SCHOOL	527.94
BH VISION	ALLOCATION	10,000.00
CAMPBELL SUPPLY	SUPPLIES	367.48
CONRADS SIGNS	PROJECT	55.61
CRARY HUFF FIRM	SERVICE	57.00
DAKOTA BUSINESS	MAINTENANCE	143.90
DAKOTACARE	INSURANCE	38,493.40
DEADWOOD CHAMBER	BILL LIST	50,000.00
FOOTHILLS SEED	SUPPLIES	190.00
FOURFRONT DESIGN	PROJECT	5,438.98
GALLS	KIT	459.00
GENE'S LOCK	KEYS	28.00
HAWKINS	SUPPLIES	362.08
LAWRENCE CO. AUDITOR	ELECTION	128.97
LYNN'S	SUPPLIES	74.69
MIDDLEMAS, KAITLAN	REIMBURSEMENT	27.94
MORRISON, RONDA	REIMBURSEMENT	168.75
NELSON, MARY JO	REIMBURSEMENT	53.30
NORTHERN HILLS SOD	BLUEGRASS	309.00
PACE	SERVICE	300.00
PITNEY BOWES	LEASE	237.93
PITNEY BOWES	SUPPLIES	214.15
RASMUSSEN	MAINTENANCE	501.95
S & S WORLDWIDE	SUPPLIES	129.98
SCHMIDT, WILLIAM	REPAIR	1,184.00
SCHUMACHER, DUSTIN	REIMBURSEMENT	352.00
SD COMMISSION ON GAMING	PAYMENT	18,852.27
SOUTHSIDE	SERVICE	16,894.06
SOUTHSIDE	SUPPLIES	297.15
SPIRO'S RESTORATION	PROJECT	2,448.00
TASER INTERNATIONAL	SUPPLIES	1,228.84
TENTEXKOTA	PAYMENT	441,806.04
TREWHELLA, MISTY	REIMBURSEMENT	9.00
TRUGREEN	SERVICE	168.00
TYCO INTEGRATED SECURITY	SERVICE	744.57
ZEP SALES	SUPPLIES	70.13
	TOTAL	\$ 592,967.25

ITEMS FROM CITIZENS ON AGENDA

Update

Sue Konstant with Pace Strategic Development gave the Commission a three-month review and progress report on the Capital Improvement Plan. She presented the objectives of the three-month review, which included evaluating the CIP Key Assumptions, assessing the Action Steps viability, identifying the current CIP Committee challenges, developing solutions, and examining CIP mechanisms. Mayor Turbiville thanked Sue for her time.

Floor Plan

Silvernail moved, Van Den Eykel seconded to approve the Retail Floor Plan for Black Diamond Capital, LLC dba Gold Dust Casino at 688 Main Street. Roll Call: Aye-All. Motion carried.

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PUBLIC HEARINGS/BID OPENINGS

Public Hearing – Legends Ride

Public hearing was opened at 5:05 p.m. by Mayor Turbiville. Sarah Anderson, Deadwood Chamber of Commerce requested the street closure on Main Street from Pine to Deadwood Street from 9:00 a.m. to 3:30 p.m. for Legends Ride, allow motorcycle parking on a portion of Main Street in front of Deadwood Tobacco Company from 9:00 a.m. to 3:30 p.m. and waive Banner Fees on Monday August 5, 2013. Silvernail moved, Van Den Eykel seconded. Roll Call: Aye-All. Motion carried.

Public Hearing – Motorcycle Parking

Public Hearing was opened at 5:07 p.m. by Mayor Turbiville. Sarah Anderson, Deadwood Chamber of Commerce requested approval for the following Motorcycle Parking:

Van Den Eykel moved, Silvernail seconded to allow the use of the Interpretive Lot for Motorcycle Parking from 10:00 a.m. to 2:00 a.m. daily from Thursday, August 1, 2013 through Saturday, August 10, 2013. Roll Call: Aye-All. Motion carried.

Silvernail moved, Peterson seconded to allow Motorcycle Parking on Main Street from the Franklin Hotel to Four Aces, northwest side only from 10:00 a.m. to 2:00 a.m. daily from Saturday August 3, 2013 through Saturday August 10, 2013. Roll Call: Aye-All. Motion carried.

Public Hearing - Deadwood Jam

Public hearing was opened at 5:10 p.m. Sarah Anderson, Deadwood Chamber of Commerce requested approval for the Deadwood Jam events:

Street Closures

Silvernail moved, Van Den Eykel seconded to close Siever Street at noon on Thursday September 12, 2013 through Sunday September 15, 2013 at 12:00 a.m. and Deadwood Street from 10:00 a.m. Thursday September 12, 2013 through Sunday September 15, 2013 at 12:00 a.m. Roll Call: Aye-All. Motion carried.

Special Malt Beverage License

Van Den Eykel moved, Silvernail seconded to allow Deadwood Jam Committee to sell beer for the Deadwood Jam on Friday, September 13, 2013 from 4:00 p.m. to 10:00 p.m. in the Interpretive Center Parking Lot. Roll Call: Aye-All. Motion carried.

Van Den Eykel moved, Silvernail seconded to allow the same as approved above for Saturday September 14, 2013 from noon to 10:00 p.m. Roll Call: Aye-All. Motion carried.

Open Container

Van Den Eykel moved, Silvernail seconded to waive the open container ordinance on Friday, September 13, 2013 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.

Van Den Eykel moved, Silvernail seconded to allow the same as approved above for Saturday September 14, 2013 from noon to 10:00 p.m. Roll Call: Aye-All. Motion carried.

Waive Temporary Vending Fee, Banner Fee

Silvernail moved, Van Den Eykel seconded to waive the vending fee, banner fee for Deadwood Jam in the Interpretive Lot on Friday September 13, 2013 and Saturday September 14, 2013. Roll Call: Aye-All. Motion carried.

Use of Interpretive Lot

Van Den Eykel moved, Silvernail seconded to allow the use of the Interpretive Lot from 2:00 am on Thursday September 12, 2013 to 10:00 a.m. on Sunday September 15, 2013. Roll Call: Aye-All. Motion carried.

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Bid Opening-Broadway Alley

Public Works Director Jim Raysor opened two bids for the Broadway Alley Repairs. Bid bonds were included in the following bid submittals:

Spearfish Excavating, Inc. - \$162,980.70 with Alternate - \$4,448.00
RCS Construction Inc. - \$133,089.00 with Alternate - \$6,710.00

Raysor requested Commission accept the bid from RCS Construction Inc. Silvernail moved, Van Den Eykel seconded approval. Roll Call: Aye-All. Motion carried.

Public Hearing - July 4th

Public hearing was opened at 5:15 p.m. by Mayor Turbiville. There being no public comment, Silvernail moved, Peterson seconded to approve the street closure request for the July 4th parade on Main Street from Four Aces to the Masonic Temple from 3:00 p.m. until the parade ends on Thursday July 4, 2013. Roll Call: Aye-All. Motion carried.

Bid

Silvernail moved, Van Den Eykel seconded to accept the low bid from of \$41,475.00 with additional \$3,140.00 for roof capping from Lowe's Roofing for Pavilion Roof and direct City Attorney to prepare contract. Roll Call: Aye-All. Motion carried.

Bid

Silvernail moved, Van Den Eykel seconded to set a bid opening to resurface Water and Williams Street on August 5, 2013 at 5:05 p.m. Roll Call: Aye-All. Motion carried.

FINANCE

Acknowledge

Peterson moved, Van Den Eykel seconded to acknowledge the annual payment to TexKota, LLC for \$441,806.04, which is 95% of BID 7 revenue less legal and administrative expenses per agreement. Roll Call: Aye-All. Motion carried.

HISTORIC PRESERVATION/PLANNING AND ZONING

Payment

Van Den Eykel moved, Silvernail seconded to approve the payment of \$2,995.00 to Rasmussen to replace the air conditioning unit at the Adams House, from Historic Preservation Capital Assets. Roll Call: Aye-All. Motion carried.

STREETS AND WATER/PARKS AND REC/PUBLIC BUILDINGS

Change Order #2

Silvernail moved, Van Den Eykel seconded to approve the Change Order #2 for Mickelson Trail Pedestrian Bridge Project, adding \$12,754.00 to contract for wood floor beam quantity adjustment, asphalt quantity adjustment and new ties that were missing on bridge. Total contract amount increased to \$218,374.51. Commissioner Van Den Eykel asked if we could get the change order prior to completion of the project and JR replied yes, except they wanted to get the bridge completed for the Mickelson Marathon. Roll Call: Aye-All. Motion carried.

Upgrade

Silvernail moved, Van Den Eykel seconded to upgrade SCADA computer system for Water Department at a cost of \$5,650.00, including hardware and software. Roll Call: Aye-All. Motion carried.

Purchase

Silvernail moved, Peterson seconded to approve the purchase of 7,500 gallons of blended gasoline at a cost of \$3.65 per gallon from Southside. Roll Call: Aye-All. Motion carried.

Approve

Silvernail moved, Peterson seconded to approve the costs incurred to clean and dry the Library after the hailstorm damage: Service Master-\$5,626.01 and Pro-Steam-\$22,981.20, bills will be submitted to the insurance carrier. Roll Call: Aye-All. Motion carried.

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LEGAL BUSINESS

Certificate

Silvernail moved, Peterson seconded to allow the Mayor to sign the Oakridge Cemetery Certificate of Purchase and Warranty Deed for Keith and Marilyn Harrison. Roll Call: Aye-All. Motion carried.

Executive Session

Attorney Williams requested executive session for Legal Matters per SDCL 1-25-2 (3).

MAYORS BUSINESS

Contract

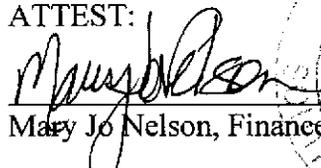
Silvernail moved, Van Den Eykel seconded to allow the Mayor to sign AIA contract between Ainsworth Benning and City of Deadwood for \$122,085.88 for the Mickelson Trailhead Project. Roll Call: Aye-All. Motion carried.

ADJOURNMENT

Silvernail moved, Van Den Eykel seconded to adjourn the regular session at 5:25 p.m. and convene into executive session for Legal Matters per SDCL 1-25-2 (3). The next regular meeting will be at 5:00 p.m. on Monday July 1, 2013.

Silvernail moved, Van Den Eykel seconded to come out of executive session. Silvernail moved, Van Den Eykel seconded to adjourn at 5:35 p.m.

ATTEST:


Mary Jo Nelson, Finance Officer



DATE: July 1, 2013

BY: 
Charles M Turbiville, Mayor

Published once at the total approximate cost of _____