

REGULAR MEETING, March 4, 2013

The Regular Session of the Deadwood City Commission convened on March 4, 2013 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, and Commissioners Joe Peterson, Georgeann Silvernail, and Gary Todd. City Attorney Terri Williams via conference call. Commissioner Jim Van Den Eykel was absent. All motions passed unanimously unless otherwise stated.

APPROVAL OF MINUTES

Silvernail moved, Todd seconded to approve the minutes of February 25, 2013. Roll Call: Aye-All. Motion carried.

FEBRUARY, 2013 PAYROLL: COMMISSION, \$2,730.76; FINANCE, \$13,992.34; PUBLIC BUILDINGS, \$1,831.34; POLICE, \$44,855.78; FIRE, \$4,252.80; BUILDING INSPECTION, \$3,522.96; STREETS, \$26,013.99; PARKS, \$16,040.21; PLANNING & ZONING, \$3,890.68; LIBRARY, \$5,578.57; RECREATION CENTER, \$10,806.12; HISTORIC PRESERVATION, \$14,548.06; WATER, \$13,751.20; PARKING METER, \$8,090.26; TROLLEY, \$14,988.23; PARKING RAMP, \$5,769.61; RUBBLE SITE, \$1,308.00. **PAYROLL TOTAL: \$191,970.91.**

FEBRUARY 2013 PAYROLL PAYMENTS:

Internal Revenue Service, \$47,330.89; S.D. Retirement System, \$20,965.14; Delta Dental, \$3,743.94

APPROVAL OF DISBURSEMENTS

Silvernail moved, Peterson seconded to approve the March 4, 2013 disbursements plus additional bill. Roll Call: Aye-All. Motion carried.

ABC BUSINESS	SUPPLIES	291.79
ADAMS MUSEUM	OPERATING	57,000.00
AINSWORTH-BENNING	PROJECT	431.12
ALCO	SUPPLIES	49.00
AMERICAN LEGION POST	SERVICE	75.00
BH OCCUPATIONAL	TESTING	993.76
BH PIONEER	SUBSCRIPTION	103.77
BH POWER	ELECTRICITY	25,931.79
CENTRAL AMERICA	PROJECT	22,795.00
COMPANION LIFE	INSURANCE	215.79
CULLIGAN	SUPPLIES	6.50
DAYS INN	TRAINING	123.90
DAYS OF '76	FUNDING	30,000.00
DUSTIN SCHUMACHER	REIMBURSEMENT	352.00
EDDIE'S TRUCK SALES	SUPPLIES	101.21
FASTENAL	BATTERIES	67.06
FLASHBAY	DRIVES	577.00
GALLS	SUPPLIES	407.96
GOLDEN WEST	CONFERENCING	1,502.53
HAWKI, KEN	REIMBURSEMENT	152.85
JACOBS WELDING	SERVICE	846.13
KADRMAS LEE & JACKSON	PROJECT	234.60
KNOLGY	SERVICE	1,934.72
LAWRENCE CO. REGISTER	DEEDS	90.00
LIGHT AND SIREN	SUPPLIES	275.60
MDU	GAS	8,134.10
NELSON, GREG	REIMBURSEMENT	575.94
NEVE'S	SUPPLIES	846.46
NORTHERN TRUCK	SERVICE	2,309.00
PUMPHOUSE COFFEE	LUNCHEON	668.50
RAYSOR, JAMES	REIMBURSEMENT	23.67
SD DEPT. OF TRANSPORTATION	INSPECTION	507.42
STRETCH'S	SERVICE	247.47
TEMPERATURE TECHNOLOGY	SERVICE	193.98
TWIN CITY HARDWARE	SUPPLIES	1,597.77
US POST OFFICE	POSTAGE	230.34
ZOGICS	SUPPLIES	80.50
	TOTAL	\$159,974.23

ITEMS FROM CITIZENS ON AGENDA

Discharge Firearms

Patrick Flanigan appeared before the Commission to ask permission to allow him to discharge firearms in the city limits by the slag pile for the Living Legends Show. Flanigan stated the show would run June 13, 2013 to the middle of September, Thursday through Sunday with two one-hour performances, times to be announced at a later date. Mayor Toscana asked Bob Nelson Jr. if Flanigan needs other approvals for the site, and Nelson replied not at this time. Nelson also added that this business is being operated on a trial basis, but if they return in 2014, the surface should be paved and a Conditional Use Permit would need to be obtained. Toscana also asked Chief Fuller if he had any concerns and Fuller stated given the location and backdrop, he has no safety concerns. Todd moved, Peterson seconded such request. Roll Call: Aye-All. Motion carried.

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PUBLIC HEARINGS/BID OPENINGS

St. Patrick's Leprechaun Games

Public hearing was opened at 5:05 p.m. Sarah Anderson, Deadwood Chamber of Commerce requested approval for the following:

Open Container

Friday March 15, 2013

Silvernail moved, Todd 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 from 5:00 p.m. to 10:00 p.m. Roll Call: Aye-All. Motion carried.

FINANCE

Report

Peterson moved, Silvernail seconded to accept the 2012 Annual Financial Report and Depository Disclosure and allow the Finance Office to file the Financial Report with the Department of Legislative Audit per SDCL 9-22-21. Mayor Toscana and Commissioner Silvernail thanked the Finance Officer, Mary Jo Nelson, for all the work she has done for the City. Roll Call: Aye-All. Motion carried.

HISTORIC PRESERVATION/PLANNING AND ZONING/PUBLIC BUILDINGS/SAFETY

Wage Increase

Toscana moved, Silvernail seconded to increase the wage of Custodian, Mildred Morrison, from \$8.79 to \$9.31 an hour effective March 1, 2013 after two years of service. Roll Call: Aye-All. Motion carried.

Contract

Silvernail moved, Peterson seconded to enter into a contract with Chamberlain Architects for construction documents for Chinese Burner in the amount of \$4,000.00 from Historic Preservation, a budgeted item. Roll Call: Aye-All. Motion carried.

POLICE/FIRE

Parking Application

Silvernail moved, Peterson seconded to accept the recommendation from Parking and Transportation Committee, to approve the residential parking application for Heather Anderson, resident at 8 Lincoln Avenue. Roll Call: Aye-All. Motion carried.

Letter

Silvernail moved, Peterson seconded to accept the retirement letter with regret from Detective Greg Nelson effective April 13, 2013. Roll Call: Aye-All. Motion carried.

Advertise

Silvernail moved, Todd seconded to advertise for patrol officer, in house for five days. Roll Call: Aye-All. Motion carried.

PARKS/RECREATION/TROLLEY

Wage Increase

Todd moved, Silvernail seconded to increase the wage of Rec Center Receptionist, Norma Cooper, from \$8.00 to \$8.28 an hour effective February 28, 2013 after one year of service. Roll Call: Aye-All. Motion carried.

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Tourism Loop

Commissioner Todd continued discussion about the trolley tourism loop from Memorial Day through Labor Day, staged at the Interpretive Center. Mary Kopco, Deadwood History Inc., and George Milos, Deadwood Chamber, spoke in support as long as there are no trips to Mt. Moriah. Todd believes the loop would enhance the City-owned attractions and other businesses. Commissioner Silvernail is concerned about starting a precedent by stopping at some private businesses. Todd said this is a trial run, but our intent is to help the tourist business and city-owned attractions. Todd moved, Peterson seconded to allow the trolley tourism loop with no stops at Mt. Moriah. Details will be forthcoming from Trolley Manager, Bob Nelson Sr. Roll Call: Aye-All. Motion carried.

LEGAL BUSINESS

Contract

Peterson moved, Silvernail seconded to allow the Mayor to sign the contract with Rasmussen for HVAC system maintenance. Roll Call: Aye-All. Motion carried.

Contract

Silvernail moved, Todd seconded to allow the Mayor to sign the contract with South Dakota Historical Society for digitization of ledgers. Roll Call: Aye-All. Motion carried.

MAYORS BUSINESS

Appoint

Silvernail moved, Peterson seconded to appoint Donna Watson to the Library Board until March 2016, seat was vacated by Shirley Bergen. Roll Call: Aye-All. Motion carried.

Information

Mayor Toscana announced that the Lead-Deadwood High School 2013 Government Day will be held on March 13, 2013.

Executive Session

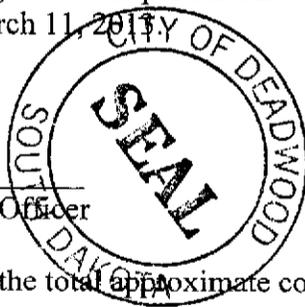
Mayor Toscana requested executive session for Legal Matters per SDCL 1-25-2 (3) with possible action.

ADJOURNMENT

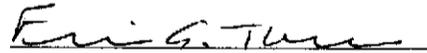
Silvernail moved, Peterson seconded to adjourn the regular session at 5:26 p.m. and convene into Executive Session for Legal Matters per SDCL 1-25-2 (3). The next regular meeting will be at 5:00 p.m. on Monday March 11, 2013.

ATTEST:


Mary Jo Nelson, Finance Officer



DATE: 3-11-13

BY: 
Francis A. Toscana, Mayor

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