

REGULAR MEETING, May 13, 2013

The Regular Session of the Deadwood City Commission convened on May 13, 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 Quentin L. Riggins and Commissioners Joe Peterson, Georgeann Silvermail, and Jim Van Den Eykel. Commissioner Gary Todd was absent. All motions passed unanimously unless otherwise stated.

APPROVAL OF MINUTES

Silvermail moved, Van Den Eykel seconded to approve the minutes of May 6, 2013. Roll Call: Aye-All. Motion carried.

APPROVAL OF DISBURSEMENTS

Silvermail moved, Peterson seconded to approve the May 13, 2013 disbursements. Roll Call: Aye-All. Motion carried.

ABC BUSINESS	SUPPLIES	824.48
ADAMS MUSEUM	OPERATING	33,750.00
ALCO	SUPPLIES	68.71
AMAZON WEB	GIS	275.74
BERG, DALE	REFUND	60.00
BIERSCHBACH EQUIPMENT	SERVICE	28.50
BH CHEMICAL	SUPPLIES	672.09
BH DISPOSAL	RUBBLE	740.00
BH PIONEER	ADS	1,683.61
BUTLER MACHINERY	SUPPLIES	314.10
CREATIVE SERVICES	SCANS	308.00
CULLIGAN	SUPPLIES	142.00
DAKOTA GRAPHICS	PRINTING	3,701.00
DEADWOOD ALIVE	FUNDING	20,000.00
DEADWOOD DEVELOPMENT	SHIPPING	16.06
ECOLAB	SERVICE	341.50
EQUINE	ADS	400.00
FASTENAL	SUPPLIES	74.05
FIRST INTERSTATE	TIF	210,744.13
FIRST PHOTO	PROJECT	42.00
FIRST WESTERN	BOND	1,542.00
FULLER, KELLY	REIMBURSEMENT	400.28
GAYLORD BROS.	SUPPLIES	135.06
GOLDEN WEST	SERVICE	56,649.62
GOLDSTAR PRODUCTS	SERVICE	699.93
GRIMM'S PUMP	INSTALLATION	384.23
HD SUPPLY	REPAIR	155.88
HEARTLAND PAPER	SUPPLIES	105.28
HILLS MATERIALS	SERVICE	262.83
INLAND TRUCK	SHIFTER	124.04
INTERSTATE ENGINEERING	PROJECT	642.71
JACOBS WELDING	SERVICE	289.83
KADRMAS LEE & JACKSON	PROJECT	710.62
L.L. BEAN	SUPPLIES	91.85
M&M SANITATION	RENTAL	525.34
M.R. GUSTAFSON	TIF	42,383.58
MARIAH PRESS	PROJECT	680.00
MIDCONTINENT	SERVICE	65.00
PETE LIEN	PROJECT	319.32
PRESERVATION ACTION	MEMBERSHIP	100.00
RASMUSSEN	REPAIR	819.00
RHS	RENTAL	350.00
SABO CONSTRUCTION	PROJECT	29,898.00
SD ONE CALL	FEES	11.10
SD PUBLIC HEALTH LAB	TESTING	13.00
SD STATE HISTORICAL	MEMBERSHIP	45.00
SD STATE TREASURER	TAX	2,498.84
SDN COMMUNICATIONS	SERVICE	571.20
SERVALL	SUPPLIES	1,813.53
SIG SAUER	WEAPONS	1,041.00
SOCIETY FOR HUMAN RESOURCE	MEMBERSHIP	180.00
THE NATIONAL ARBOR DAY	FUNDING	339.55
TOMS, DON	PROJECT	630.00
TRUGREEN CHEM	SERVICE	168.00
TWILIGHT	SUPPLIES	123.50
TWIN CITY HARDWARE	SUPPLIES	1,131.61
WASTE CONNECTIONS	DUMPSTER	7,341.43
WEST RIVER HISTORY	SPONSORSHIP	500.00
	TOTAL	\$427,928.13

ITEMS FROM CITIZENS ON AGENDA

Service Awards

Mayor Turbiville presented certificates to the following employees: Mary Jo Nelson and Randy Pfarr for 15 years of service and thanked each of them for their time.

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Department of Legislative Audit

Al Schaefer, Auditor, appeared to request permission for the Mayor and Finance Officer to sign the engagement letter for the 2012 audit. Schaefer invited the Commissioners to visit with Legislative Audit regarding any concerns. Silvernail moved, Van Den Eykel seconded said request. Roll Call: Aye-All. Motion carried.

Emergency Management Update

Paul Thompson with Lawrence County Emergency Management gave the Commission an update on the Disaster Declaration Process and Emergency Planning, and urged Commissioners to institute a Continuity of Government Plan in case of a disaster. Roll Call: Aye-All. Motion carried.

PUBLIC HEARINGS/BID OPENINGS

Public Hearing-Deadwood Station

Public hearing was opened at 5:05 p.m. by Mayor Turbiville. No one spoke in favor or against. Silvernail moved, Van Den Eykel seconded to approve the application of retail (on-off sale) Wine License for Willy's Wild West dba Deadwood Station at 68 Main Street. Roll Call: Aye-All. Motion carried.

Public Hearing-NAJA Shriners

Public hearing was opened at 5:05 p.m. by Mayor Toscana. No one spoke in favor or against. Silvernail moved, Peterson seconded to approve the street closure on Main Street from Four Aces to Masonic Temple on Friday June 7, 2013, from 11:00 a.m. to 11:450 a.m. or until the parade ends. Roll Call: Aye-All. Motion carried.

Bid Opening

Silvernail moved, Van Den Eykel seconded to set a bid opening at 5:15 p.m. on June 10, 2013 for Mickelson Trailhead construction. Roll Call: Aye-All. Motion carried.

Low Bid

Silvernail moved, Van Den Eykel seconded to accept the low bid from Sanitation Products at a cost of \$117,549.00 plus alternate VFX Folding Vee Plow at \$20,000.00. Jim Raysor, Public Works Director stated that the streets superintendent and mechanic have reviewed. The bid specs allowed for variation, and Sanitation Products provided documentation. Roll Call: Aye-All. Motion carried.

FINANCE

Acknowledge

Peterson moved, Silvernail seconded to acknowledge the interest payment to bondholders by First National Bank, bond trustee, in the amount of \$375,993.75. Roll Call: Aye-All. Motion carried.

HISTORIC PRESERVATION/PLANNING AND ZONING

Permission

Van Den Eykel moved, Silvernail seconded to extend 36 hours of vacation time for Kevin Kuchenbecker to June 15, 2013. Roll Call: Aye-All. Motion carried.

Permission

Van Den Eykel moved, Silvernail seconded to allow Western Printing to print 50,000 brochures for Mt. Moriah Cemetery at a cost not to exceed \$4,000.00, paid from Public Education line item. Roll Call: Aye-All. Motion carried.

Agreement

Van Den Eykel moved, Silvernail seconded to allow the Mayor to sign the Memorandum of Agreement between Federal Highway Administration and Historic Preservation Officer, regarding the US 85/385 project to Cemetery Street. Historic Preservation Officer, Kevin Kuchenbecker stated this is the revised agreement, which addresses concerns regarding the cut from 12 feet to 8 feet by Thunder Cove, trolley stops and retaining walls among other items. Roll Call: Aye-All. Motion carried.

REGULAR MEETING, May 13, 2013

Contract

Van Den Eykel moved, Silvernail seconded to approve the expenditure and allow the Mayor to sign the contract with Ainsworth Benning for \$23,125.00 to develop and construct Chinese Burner at Mt. Moriah. Roll Call: Aye-All. Motion carried.

Contract

Van Den Eykel moved, Silvernail seconded to accept the low quote from Sabo Construction in the amount of \$5,898.00 to install a sidewalk on Pleasant Street in St. Ambrose Cemetery and allow the Mayor to sign the contract. Roll Call: Aye-All. Motion carried.

STREETS AND WATER/PARKS AND REC/PUBLIC BUILDINGS

Hire

Turbiville moved, Silvernail seconded to hire Megan Seieroe as a seasonal Parks employee at \$8.00 an hour pending pre-employment screening. Roll Call: Aye-All. Motion carried.

Wage Increase

Silvernail moved, Van Den Eykel seconded to increase the wage of parking ramp attendant, Karla Cameron from \$9.31 an hour to \$9.83 an hour effective May 12, 2013 after two years of service. Roll Call: Aye-All. Motion carried.

Purchase

Van Den Eykel moved, Silvernail seconded to amend the purchase of truck body to repair at Neumiller's Body Shop at a cost of \$2,900.00. According to Raysor, the used truck body approved on May 6, 2013 has been sold and this is the next best option. Roll Call: Aye-All. Motion carried.

Permission

Turbiville moved, Silvernail seconded to allow Public Works Director to explore the pine beetle spraying at Mt. Moriah and St. Ambrose at a cost not to exceed \$25,000.00. Roll Call: Aye-All. Motion carried.

Permission

Silvernail moved, Van Den Eykel seconded to sell surplus backhoe to Wall at a cost of \$15,000.00, previously advertised for municipalities only, with bid opening deadline of June 3, 2013. Roll Call: Aye-All. Motion carried.

TROLLEY/SAFETY

Wage Increase

Silvernail moved, Van Den Eykel seconded to increase the wage of trolley driver, Debra Dauer from \$10.35 an hour to \$11.38 an hour effective May 7, 2013 after three years of service. Roll Call: Aye-All. Motion carried.

Request

Silvernail moved, Van Den Eykel seconded to waive the group fee and allow the Deadwood Chamber the use of two trolleys on May 29 and May 30, 2013 for eight hours each day for FAM tours. Trolley Manager, Bob Nelson Sr. requested two days advance notice if second trolley cancels. Roll Call: Aye-All. Motion carried.

LEGAL BUSINESS

Agreements

Silvernail moved, Van Den Eykel seconded to allow the Mayor to sign the agreements with Broken Boot Gold Mine, Schade Winery, and Tatanka for the Trolley Loop. Roll Call: Aye-All. Motion carried.

Contract

Silvernail moved, Van Den Eykel seconded to allow the Mayor to sign the contract with Tessier's for the City Hall HVAC project. Roll Call: Aye-All. Motion carried.

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MAYORS BUSINESS

Appoint

Silvernail moved, Van Den Eykel seconded to appoint Mary Ann Oberlander to the Fassbender Photographic Collection Board for a three-year term, which expires May 31, 2016. Roll Call: Aye-All. Motion carried.

Information

Mayor informed the public there is free firewood available on Railroad Street. Raysor informed him that the firewood is gone but will be more throughout the summer at different locations.

Executive Session

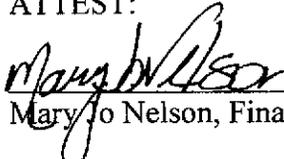
Mayor Turbiville requested executive session for Legal Matters per SDCL 1-25-2 (3).

ADJOURNMENT

Silvernail moved, Van Den Eykel seconded to adjourn the regular session at 5:32 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 May 20, 2013.

Peterson moved, Silvernail seconded to come out of Executive Session. Peterson moved, Van Den Eykel seconded to adjourn with no action taken.

ATTEST:


Mary Jo Nelson, Finance Officer



DATE: May 20, 2013
BY: Charles M Turbiville
Charles M Turbiville, Mayor

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