REGULAR MEETING, May 14, 2012

The Regular Session of the Deadwood City Commission convened on May 14, 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 May 7, 2012. Roll Call: Aye-All. Motion carried.

APPROVAL OF DISBURSEMENTS

Silvernail moved, Todd seconded to approve the May 14, 2012 disbursements. Roll Call: Aye-All. Motion carried.

A & J SUPPLY	METAL	171.88
ABC BUSINESS	CREDIT	350.90
ADAMS MUSEUM	OPERATING	90,906.39
ALBERTSON ENGINEERING	RETAINING WALL	1,140.00
ALCO	PROGRAM	5.49
AMANO MCGANN	READER	2,321.19
ARMSTRONG EXTINGUISHER	FIRE SUPPRESION	158.16
AVENET	SERVICE	450.00
BH CHEMICAL	SUPPLIES	1,114.07
BH MINING MUSEUM	GRANT	7,000.00
BH PHYSICAL THERAPY	PRESENTATION	125.00
BH PIONEER	ADS	1,322.80
BH POWER	ELECTRICITY	46.77
BH WINDOW CLEANING	CLEANING	678.00
CAMPBELL SUPPLY	SUPPLIES	417.20
CHAINSAW CENTER	SUPPLIES	336.85
CONRADS	SUPPLIES	81.63
CULLIGAN	SUPPLIES	255.00
DAKOTA GRAPHICS	BROCHURES	500.00
DAKOTA SUPPLY	SUPPLIES	133.56
DEADWOOD CHAMBER	BID LIST	123,253.05
DEMCO	PROJECT	749.12
ECOLAB	PROGRAM	331.34
EDDIE'S TRUCK	SERVICE	461.76
EMEDCO	SUPPLIES	44.03
FARMER BROTHERS	COFFEE	209.00
FASTENAL	DISCS	124.80
FERBER ENGINEERING	UPDATES	8,303.74
FLACK TRUCKING	SUPPLIES	375.00
FOOTHILLS SEED	SUPPLIES	31.90
FREEMAN'S	REPAIR	76.53
GOLDEN WEST	STORAGE	369.75
HAMANN, ALEX	REIMBURSEMENT	340.00
HAWKINS	CHEMICALS	989.40
HILLSIDE DISPOSAL	DUMP	680.00
JACOBS WELDING	PROJECT	127.60
JULIN, SUZANNE	PROJECT	2,400.00
KADRMAS LEE & JACKSON	PROJECT	3,079.20
KNOLOGY	SERVICE	151.81
KONE	MAINTANENCE	205.00
KT CONNECTIONS	EQUIPMENT	1,875.00
LAWRENCE CO. REGISTER OF	GRANT	835.00
LEAD-DEADWOOD SCHOOL	NOTICES	30.59
MACROVISION	MINUTES	765.00
NATIONAL FIRE PROTECTION	MEMBERSHIP	300.00
NEIGHBORHOOD LENDING	REPORT	75.00
OCCUPATIONAL HEALTH	TESTING	60.00
ROCKINGTREE LANDSCAPES	SPRUCE	269.00
SABO CONSTRUCTION	RETAINING WALL	9,270.00
SD GOV. FINANCE OFFICERS	REGISTRATION	150.00
SD GOV. HUMAN RESOURCE	REGISTRATION	50.00
SD ONE CALL	MESSAGE	33.36
SD STATE HISTORICAL SOCIET	MEMBERSHIP	45.00
SDN COMMUNICATIONS	COMMUNICATION	571.20
SOCIETY OF BLACK HILLS	PUBLICATION	2,000.00
SOUTH SIDE	SERVICE	222.80
SPEIRS, MARK	SERVICE	969.00
STRETCH'S	REFUND	466.02
SUMMIT SIGNS	SIGNS	336.50
THE NATIONAL ARBOR DAY	SUPPLIES	496.99
TOMS, DON	SERVICE	630.00
TRIPLE K	SERVICE	13.00
TRU-FORM CONSTRUCTION	PAY APP	38,392.86
TWILIGHT	SUPPLIES	136.55
TWIN CITY HARDWARE	PROJECT	42.15
ULTRAMAX	AMMUNITION	558.00
WELLS FARGO BANK	FEE	500.00
WOOD STOCK SUPPLY	SUPPLIES	90.01
	TOTAL	**$ 309,000.95**

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ITEMS FROM CITIZENS ON AGENDA

Silvernail moved, Todd seconded to allow The Deadwood Chamber to use the football field during Wild Bill Days on June 16, 2012 for Patrick Flanagan to discharge firearms from 3 p.m. to 6 p.m. Roll Call: Aye-All. Motion carried.

PUBLIC HEARINGS/BID OPENINGS

Public Hearings
Silvernail moved, Todd seconded to set public hearing at 5:07 p.m. on May 29, 2012 for Days of 76 Events. Roll Call: Aye-All. Motion carried.

Van Den Eykel moved, Todd seconded to set public hearing at 5:10 p.m. on May 29, 2012 for Bear Butte District Day Camp. Roll Call: Aye-All. Motion carried.

FINANCE

Permission to Pay
Peterson moved, Silvernail seconded to pay $1,719.00 for 2012 assessment for Black Hills Council of Local Governments from Commission line item, a budgeted item. Roll Call: Aye-All. Motion carried.

Permission to Pay
Peterson moved, Van Den Eykel seconded to pay $6,420.00 to Golden West for citywide server, router maintenance and monitoring from Data Processing, a budgeted item. Roll Call: Aye-All. Motion carried.

Resolution 2012-09
Peterson moved, Silvernail seconded to pass Resolution 2012-09 to declare two vehicles surplus and set bid opening at 5:10 p.m. on June 18, 2012. Roll Call: Aye-All. Motion carried.

RESOLUTION NO. 2012-09
TO DECLARE THE FOLLOWING SURPLUS PROPERTY

BE IT RESOLVED by the Deadwood City Commission that the City of Deadwood approve the following vehicles be declared surplus, accept sealed bids until 5:00 p.m. on June 18, 2012, and opened at 5:10 p.m. that same day:

2006 Dodge Charger- VIN#2B3KA43G06H398810
2003 Dodge Durango- VIN#ID4HS38N83F563381

Dated this 14th day of May 2012.

ATTEST:	CITY OF DEADWOOD
/s/ Mary Jo Nelson, Finance Officer	/s/ Francis A. Toscana, Mayor

HISTORIC PRESERVATION/PLANNING AND ZONING/PUBLIC BUILDINGS/SAFETY

Ferguson Field House
Van Den Eykel moved, Silvernail seconded to paint and seal Ferguson Field House and advertise for paint contractors. Set bid opening for 5:07 p.m. on June 18, 2012, to be paid from Public Buildings. Roll Call: Aye – All. Motion carried.

Change Order – Cold Storage
Silvernail moved, Peterson seconded to approve the Change Order with Tru-Form Construction for the Cold Storage Building adding $1,900.00 to contract for total of $160,849.00. Public Works Director Jim Raysor stated that while excavating for the concrete slab they encountered a few soft spots that required over excavation. Van Den Eykel commented that he dislikes getting change orders on city projects. Roll Call: Aye – Peterson, Silvernail, Todd and Toscana. Nay – Van Den Eykel. Motion carried.

REGULAR MEETING, May 14, 2012

Increase Wage
Silvernail moved, Peterson seconded to increase the wage of parking ramp attendant Karla Cameron from $8.79 to $9.31 an hour effective May 12, 2012 after completion of one year of service. Roll Call: Aye – All. Motion carried.

Permission
Silvernail moved, Peterson seconded to grant special permission to suspend dynamic engine braking within city limits for St. Ambrose project, not to occur before 7:00 a.m. Roll Call: Aye – All. Motion carried.

Approve
Van Den Eykel moved, Todd seconded to approve and direct City Attorney to prepare contract with Durable Slate Company to evaluate and devise plan for Interpretive Center slate roof at cost of $2,000.00 plus flight, lodging and other travel expenses not to exceed $3,500.00, to be paid from HP Capital Assets. Roll Call: Aye – All. Motion carried.

Provide Emergency Grant
Silvernail moved, Peterson seconded to provide emergency grant for $1,500.00 to Southeast Merton School No. 19 in Clark County from Outside of Deadwood grant line item. The school was struck by lightning and therefore damaged part of the chimney and roof. Roll Call: Aye – All. Motion carried.

STREETS AND WATER/LIBRARY

Conflict of Interest (continued from May 7,2012)
Van Den Eykel stated he has not had time to review the letter from City Attorney Campbell so had no comment at this time.

Replace Water Main
Van Den Eykel moved, Todd seconded to replace McGovern Hill Water main and set bid opening at 5:05 p.m. on June 18, 2012. Roll Call: Aye – All. Motion carried.

Renew Permit
Van Den Eykel moved, Todd seconded to renew Tri City Rubble Site Permit with South Dakota Department of Environment and Natural Resources and allow Mayor to sign application. Roll Call: Aye – All. Motion carried.

Certificates
Van Den Eykel moved, Todd seconded to allow Mayor to sign Right of Way Certificate and Utilities Certificate for Mickelson Trail/Bridge Grant Project. Roll Call: Aye – All. Motion carried.

POLICE/FIRE

Purchase
Silvernail moved, Todd seconded to purchase up to nine external vest carriers from Vestman Inc. at a cost not to exceed $2,700.00 from Police budget. Police Chief Fuller stated the Vestman Inc. makes custom external vest carriers for soft body armor. The advantage for wearing these vests is that it takes a lot of equipment off the duty belt by removing the weight from the hips and lower back, up to the shoulders for better support. Commissioner Todd asked if the vests were a custom fit and Chief Kelly said they are custom fit to their panels. Commissioner Van Den Eykel asked if there are other manufacturers that make the vest and Chief Fuller said yes, but they are more of a universal than custom vest. Silvernail stated that anything that helps and protects our officers is a good investment for the city. Roll Call: Aye – All. Motion carried.

PARKS/RECREATION/TROLLEY

Permission to Hire
Todd moved, Van Den Eykel seconded to hire Rodney Fischer as Trolley Driver at $9.31 an hour effective May 21, 2012, pending pre-employment drug screen. Roll Call: Aye-All. Motion carried.

REGULAR MEETING, May 14, 2012

MAYORS BUSINESS

Appoint
Toscana moved, Silvernail seconded to re-appoint Jim Shedd to a five year term on The Planning and Zoning Commission

ITEMS FROM CITIZENS NOT ON AGENDA

Greg Shedd asked where the proposal stands on removing parking meters. Mayor Toscana said that as far as he is concerned it is a non-issue at this point and Commissioner Todd explained the Chamber was going to meet and weigh in on the discussion. Mayor Toscana said since it is not on agenda nothing will happen tonight but if someone or the Commissioners want to put it on agenda for next week, they can do so.

ITEMS FROM MAYOR, COMMISSIONERS, DEPARTMENT HEADS NOT ON AGENDA

Mayor requested an Executive Session for legal matters per SDCL 1-25-2(3) with no action to be taken.

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) with no action to be taken. The next regular meeting will be at 5:00 p.m. on Monday, May 21, 2012.

ATTEST: _____
Mary Jo Nelson, Finance Officer

DATE: 5-21-12

BY: _____
Francis A. Toscana, Mayor

Published once at the total approximate cost of _____.