

REGULAR MEETING, MAY 19, 2014

The City Commission met in Executive Session at 3:00 p.m. to 5:00 p.m. per SDCL 1-25-2 (1) for purposes of interviewing candidates for Public Works Director. No Action was taken. The Regular Session of the Deadwood City Commission convened on May 19, 2014 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 David Ruth Jr., Georgeann Silvernail, Gary Todd and Jim Van Den Eykel. All motions passed unanimously unless otherwise stated.

APPROVAL OF MINUTES

Ruth moved, Silvernail seconded to approve the minutes of May 5, 2014 and special meeting on May 12, 2014. Roll Call: Aye-All. Motion carried.

APPROVAL OF DISBURSEMENTS

Silvernail moved, Van Den Eykel seconded to approve the May 19, 2014 disbursements plus additional bill for sales tax. Roll Call: Aye-All. Motion carried.

A TO Z SHREDDING	SERVICE	58.20
ABC BUSINESS	SUPPLIES	3,513.93
AMAZON WEB	SERVICE	222.09
ARLETH LAND SURVEYING	PROJECT	1,316.25
ARMSTRONG EXTINGUISHER	MAINTENANCE	161.22
AVENET	SERVICE	450.00
BERBERICH DESIGNS	WAYFINDING	4,609.36
BH PIONEER	ADS	813.36
BH POWER	SERVICE	25,827.80
BH URGENT CARE	TESTING	165.00
BUTLER MACHINERY	MANIFOLD	159.00
CADILLAC JACK'S	MEETING	294.00
CAI CONSTRUCTION	PROJECT	114,090.30
CENTURY BUSINESS	SUPPLIES	361.22
CENTURY LINK	SERVICE	252.45
CENTURY MFR	SERVICE	133.93
CHAINSAW CENTER	REPAIRS	780.97
COCA COLA	SUPPLIES	157.00
CULLIGAN	SUPPLIES	100.50
CUSTOM CAGE	SERVICE	580.00
DAKOTA BUSINESS	MAINTENANCE	147.49
DAKOTA SECURITY	SERVICE	20,541.02
DAKOTA SPRAY	SUPPLIES	1,420.95
DAKOTACARE	INSURANCE	40,886.45
DEADWOOD ALIVE	PROJECT	20,000.00
DEADWOOD CHAMBER	SERVICE	7,412.00
ECOLAB	SERVICE	224.08
ELEVATE DESIGN	PROJECT	18,796.09
FARMER BROTHERS	SUPPLIES	170.25
FASTENAL	SUPPLIES	326.28
FEDERAL EXPRESS	SERVICE	200.67
FIRST INTERSTATE BANK	TIF	231,054.17
FLAT EARTH SIGN	PROJECT	2,545.00
FULLER, KELLY	REIMBURSEMENT	409.96
GALLS	UNIFORMS	193.98
GAYLORD BROS.	MICROFILM	73.00
GENPRO POWER	SERVICE	1,459.19
GOLDEN WEST	SERVICE	412.40
GRIMM'S PUMP	TESTING	347.07
HAWKINS	SUPPLIES	989.78
HILLS MATERIALS	SERVICE	850.46
INTERSTATE FLOORING	SERVICE	1,002.27
JACOBS WELDING	OXYGEN	1,442.38
KADRMAS LEE & JACKSON	PROJECT	1,987.78
KONE	MAINTENANCE	258.40
KRUZEL, TOM	REIMBURSEMENT	247.69
KT CONNECTIONS	SERVICE	5,441.50
LARIVE, ANDREW	REIMBURSEMENT	60.16
LAWRENCE CO. EQUALIZATION	PICTOMETRY	6,072.95
LAWSON PRODUCTS	SUPPLIES	309.11
LEAD COUNTRY CLUB	GRANT	391.90
LEAD-DEADWOOD SANITARY	USAGE	25,475.63
LEATHERMAN DATA	SERVICE	2,000.00
LIBERTY NATIONAL BANK	TIF	15,201.75
LIGHTING PLASTICS	GLOBES	273.75
M&M SANITATION	SERVICE	456.17
M.R. GUSTAFSON	TIF	44,415.05
MACROVISION	SERVICE	1,500.00
MARLAH PRESS	SERVICE	240.00
MERTENS, KENNETH	REIMBURSEMENT	277.08
MIDCONTINENT	SERVICE	65.00
MS MAIL	SERVICE	1,066.39
NETWORK SERVICES	SUPPLIES	468.78
NEVE'S	UNIFORMS	111.79
NHS OF THE BH	CONTRACT	21,725.00
NORTHERN HILLS TECHNOLOGY	SERVICE	29.00
NORTHERN TOOL	SCALE	128.59
NORTHWEST PIPE FITTINGS	SUPPLIES	158.40
PACK HORSE	ICE	7.25
PITNEY BOWES	POSTAGE	500.00
PUSH-PEDAL-PULL	SERVICE	678.04
RAKOW, COURTNE	REIMBURSEMENT	296.00

REGULAR MEETING, MAY 19, 2014

RAPID CITY JOURNAL	RENEWAL	960.60
RAPID DELIVERY	SERVICE	22.80
RCS CONSTRUCTION	REPAIRS	45,935.21
RENNER, DONOVAN	REIMBURSEMENT	229.95
RON RUSSO	REIMBURSEMENT	2,850.00
SABO CONSTRUCTION	PROJECT	7,363.00
SD COMMISSION ON GAMING	CITY SLOTS	18,852.27
SD DEPT. OF CORRECTIONS	FIRE WISE	4,816.42
SD DEPT. OF HEALTH	SHOTS	50.00
SD DEPT. OF REVENUE	TAX	2,259.78
SD ONE CALL	SERVICE	49.95
SD PUBLIC HEALTH LAB	TESTING	13.00
SD STATE HISTORICAL	MEMBERSHIP	45.00
SDN COMMUNICATIONS	SERVICE	571.20
SERVALL	SUPPLIES	219.32
SIRCHIE	SUPPLIES	150.90
SKILLPATH SEMINARS	SEMINAR	180.90
SOCIETY FOR HUMAN RESOURCE	MEMBERSHIP	185.00
SOUTHSIDE OIL	SUPPLIES	1,787.50
SOUTHSIDE SERVICE	REPAIR	25.00
SPECIALTY VEHICLES	PANEL	258.68
STREICHER'S	SUPPLIES	114.98
STRETCH'S	SERVICE	29.99
STURDEVANT'S	SUPPLIES	1,767.36
SUMMIT SIGNS	SIGNS	122.00
TOMS, DON	PROJECT	630.00
TRIPLE K	SERVICE	2,491.05
TRUGREEN	SERVICE	1,132.25
TURNBULL & SONS	PROJECT	580.00
TWILIGHT	SUPPLIES	323.41
WASTE CONNECTIONS	SERVICE	7,628.22
WEIGH RITE	SUPPLIES	2,372.60
ZEP SALES	SUPPLIES	558.49

TOTAL \$739,371.51

ITEMS FROM CITIZENS ON AGENDA

Recognition

Kip and Tera Mau recognized Rec Center Employee, Susan Stalder and other city employees for quick response involving the medical emergency with their son. The Mau's told the Commission they are thankful to live in a city such as Deadwood.

Award

Mayor Turbiville and Fire Chief Bill Glover presented Courtne Rakow a firefighter certificate. Mayor Turbiville thanked Cournte for her service.

Gold Panning

Sarah Anderson, representing Deadwood Chamber asked the Commission for permission to gold pan during Wild Bill Days, August 21 through August 24, 2014 from Four Aces to rodeo grounds. Planning and Zoning Administrator Nelson Jr. stated Game, Fish and Parks gave permission, and there are no mineral rights involved. Commissioner Todd asked about supervision. Nelson Jr. stated the Rec Board will be supervising. Silvernail moved, Ruth seconded request. Roll Call: Aye-All. Motion carried.

Permission

Todd moved, Van Den Eykel seconded to allow Deadwood History Inc. to obtain two special liquor licenses on the following dates: July 19, 2014 from 4:00 p.m. to 11:00 p.m., and June 27, 2014 from 5:00 p.m. to 9:00 p.m. Roll Call: Aye-All. Motion carried.

Public Hearing

Mayor Turbiville opened public hearing, which was continued from May 12, 2014 regarding issuance of Horse Drawn Carriage Permit and possible lease of city property. Commissioner Ruth stated Van Den Eykel and himself met with Dick Hermann and Jon Mattson to discuss questions raised at the last meeting. He stated in regards to the stagecoach, the decision was made to use the carriage owned by Rick Conrad as opposed to the city-owned stagecoach. He also said Deadwood Stage Tours will not operate during special events that require closure of Main Street, will have training session at the rodeo grounds with Deadwood Alive involving gunshots, and the horses will be checked by veterinarian prior to being used and periodically thereafter. After further discussion Van Den Eykel moved, Ruth seconded to approve the application for Horse-Drawn Permit with a \$2 million insurance requirement, and allow a ticket booth outside Eagle Bar. Shari Kosel asked what ordinance, if any, the City has in place to care for the horses. Mayor stated he does not believe so but has confidence these men will take care of the animals to the best of their ability. Roll Call: Aye-All. Motion carried.

REGULAR MEETING, MAY 19, 2014

Permission

Ted Thompson asked the Commission to waive the 45-day requirement for special event permit for Steer Roping Event, June 7 through June 8, 2014. Silvernail moved, Van Den Eykel seconded request. Roll Call: Aye-All. Motion carried.

Request

Emily Wheeler from Mickelson Trail Marathon and Deadwood Business Club representative Ken Gienger asked the Commission to approve free trolley rides for Deadwood Mickelson Marathon participants on Saturday May 31, 2104 from 3:00 p.m. to 9:00 p.m. and Sunday June 1, 2014 from 10:00 a.m. to 4:00 p.m. Trolley Manager Nelson Sr. asked to receive a copy of the pass to provide to the trolley drivers. Van Den Eykel moved, Todd seconded request. Roll Call: Aye-All. Motion carried.

Request

Deadwood Revitalization members Ken Gienger and Wayne Morris asked the Commission to obtain cost estimates to either remove steps and retaining wall or obtain easements and install cement path to parking lot behind Rec Center in order to connect Mickelson and Whitewood trails. Commissioner Van Den Eykel asked if easements are in place from the landowners. Nelson Jr. suggested an alternative path down Water and Center Streets due to Highway 85 construction. After further discussion Ruth moved, Silvernail seconded to continue until such easements and other information is received. Roll Call: Aye-All. Motion carried.

PUBLIC HEARING/BID OPENINGS

Public Hearing-BH Veterans March

Public hearing was opened at 5:31 p.m. by Mayor Turbiville. No one spoke in favor or against. Silvernail moved, Ruth seconded to allow the use of rodeo grounds. Roll Call: Aye-All. Motion carried.

Silvernail moved, Todd seconded to allow open container on September 20, 2014 for Black Hills Veterans March. Roll Call: Aye-All. Motion carried.

Public Hearing-Sturgis Mustang Rally

Public hearing was opened at 5:33 p.m. by Mayor Turbiville. Sarah Anderson, Deadwood Chamber, requested the street closure on Main Street from Wall Street to Pine Street from 2:00 p.m. to 6:00 p.m. for Mustang Rally event. Silvernail moved, Todd seconded request. Roll Call: Aye-All. Motion carried.

Public Hearing-Legends Ride

Public hearing was opened at 5:35 p.m. by Mayor Turbiville. Commissioner Ruth recused himself and left the room. 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 4, 2014. Silvernail moved, Todd seconded request. Roll Call: Aye-All. Motion carried.

Public Hearing-Motorcycle Parking

Public Hearing was opened at 5:37 p.m. by Mayor Turbiville. Sarah Anderson, Deadwood Chamber of Commerce, requested the use of the Interpretive Lot for Motorcycle Parking from 10:00 a.m. to 2:00 a.m. daily from Thursday, July 31, 2014 through Saturday, August 9, 2014, and 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 Sunday July 27, 2014 through Saturday August 9, 2014. Ruth moved, Todd seconded request. Roll Call: Aye-All. Motion carried.

Public Hearing-Kool Deadwood Nites

Public hearing was opened at 5:39 p.m. by Mayor Turbiville. Sarah Anderson, Deadwood Chamber of Commerce requested the following:

REGULAR MEETING, MAY 19, 2014

Thursday August 21, 2014

Silvernail moved, Ruth 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 4:00 p.m. to 10:00 p.m. Roll Call: Aye-All. Motion carried.

Friday, August 22, 2014

Silvernail moved, Ruth seconded to allow the relaxation of the open container ordinance for same area as approved on August 21, 2014 from 12:00 p.m. to 10:00 p.m. Roll Call: Aye-All. Motion carried.

Saturday August 23, 2014

Silvernail moved, Ruth seconded to allow the relaxation of the open container ordinance for same area as approved on August 21, 2014 from 12:00 p.m. to 10:00 p.m. Roll Call: Aye-All. Motion carried.

Street Closures

Main Street from Wall to Deadwood Street on Wednesday August 20, 2014 from 2:00 p.m. to 2:00 a.m. on Sunday August 24, 2014; Siever Street on Thursday August 21, 2014 from 6:00 p.m. to 10:00 p.m.; Main Street from Deadwood Street to Pine Street on Thursday August 21, 2014 from 4:00 p.m. to 10:00 p.m.; Main Street from Deadwood to Pine on Friday August 22, and Saturday August 23, 2014 from 4:00 p.m. to 10:00 p.m., and Main Street from Pine to Four Aces on Sunday August 24, 2014 from 8:00 a.m. to 3:00 p.m. Silvernail moved, Todd seconded such request. Roll Call: Aye-All. Motion carried.

Silvernail moved, Todd seconded to waive the Vending and Banner Fee on Main Street and at the Interpretive Lot and Rodeo Grounds on August 21, 2014 through August 24, 2014; the use of the Interpretive Lot, Thursday August 21, through Sunday August 24, 2014; the use of the Rodeo Grounds on Saturday August 23, 2014 from 6:00 a.m. to 3:00 p.m. and Sunday August 24, 2014 at 7:00 a.m. Roll Call: Aye-All. Motion carried.

Commissioner Todd asked about the policy is for tire burnouts. He stated it is a safety issue and needs to be addressed. Chief Fuller stated there is simply not enough staff to monitor. Sarah said the participants are well informed and information prohibiting burnouts is in the packets.

Bid Opening

Van Den Eykel moved, Todd seconded to cancel bid opening scheduled for 2:00 p.m. on May 19, 2014 for Adams Museum Exterior Upgrades Project, and reschedule bid opening at 2:00 p.m. on June 2, 2014 with results to City Commission. Roll Call: Aye-All. Motion carried.

Bids

Silvernail moved, Ruth seconded to reject all bids opened on May 5, 2014 at 2:00 p.m. for retaining wall at 67 Terrace Street. Roll Call: Aye-All. Motion carried.

FINANCE

Hire

Van Den Eykel moved, Todd seconded to hire Jim Doolittle to act as police union negotiator. Roll Call: Aye-All. Motion carried.

Van Den Eykel moved, Ruth seconded to hire Karol Flueckinger as a parking ramp attendant at \$8.79 an hour effective May 27, 2014. Roll Call: Aye-All. Motion carried.

Wage Increase

Van Den Eykel moved, Ruth seconded to increase wage of parking ramp attendant Karla Cameron from \$9.83 an hour to \$10.52 an hour effective May 12, 2014 after three years of service. Roll Call: Aye-All. Motion carried.

Information

Commissioner Van Den Eykel stated Mary Jo Nelson and Ronda Morrison will be attending SDML Human Resource Training and Finance Officer Training June 10 through June 12.

REGULAR MEETING, MAY 19, 2014

HISTORIC PRESERVATION/PLANNING AND ZONING

Purchase

Ruth moved, Todd seconded to purchase four interpretive panels for the 2014 Deadwood baseball Interpretive Signs from Pannier Graphics at cost not to exceed \$3,000.00 from Historic Preservation Public Education. Roll Call: Aye-All. Motion carried.

Agreement

Ruth moved, Silvernail seconded to enter into twelve-month maintenance agreement with Macro Vision LLC at cost not to exceed \$3,000.00 to maintain and update Historic Preservation Facebook page from Historic Preservation Public Education. Roll Call: Aye-All. Motion carried.

Permission

Ruth moved, Turbiville seconded for discussion purposes to create a Nutall's and Mann Saloon #10 exhibit and James Butler Hickok interpretive display and diorama in the original location of the Saloon #10 at cost not to exceed \$60,000.00 from Historic Preservation Public Education. Historic Preservation Officer Kuchenbecker stated the owners of the Eagle Bar agree to display the exhibit, and promote Deadwood's history. Commissioner Van Den Eykel questioned use of public funds in a private location. After further discussion Ruth moved, Van Den Eykel seconded to amend first motion and to continue to allow Commissioners Todd and Ruth to meet with the interested parties and return with recommendation. Roll Call: Aye-All. Motion carried.

STREETS AND WATER/PARKS AND REC/PUBLIC BUILDINGS

Wage Increases

Silvernail moved, Todd seconded to increase wage of lifeguard Tracy Sigdestad from \$8.00 an hour to \$8.28 an hour effective May 14, 2014 after one year of service. Roll Call: Aye-All. Motion carried.

Silvernail moved, Ruth seconded to increase wage of Rec Center receptionist Dian DeRosier from \$9.31 an hour to \$9.44 an hour effective May 18, 2014 after four years of service. Roll Call: Aye-All. Motion carried.

Silvernail moved, Ruth seconded to increase wage of lifeguard Alexandra Madsen from \$8.28 an hour to \$8.79 an hour effective May 22, 2014 after two years of service. Roll Call: Aye-All. Motion carried.

Contracts

Silvernail moved, Van Den Eykel seconded to enter into contract with EB Communications in the amount of \$67,175.00 for citywide phone system upgrade to be paid from Public Buildings. Roll Call: Aye-All. Motion carried.

Silvernail moved, Ruth seconded to enter into contract with Forgey Construction to replace manhole in Ferguson Filed at cost of \$4,150.00 from Water Fund. Roll Call: Aye-All. Motion carried.

Purchase

Silvernail moved, Todd seconded to purchase 5500 gallons of diesel at \$3.38 per gallon and 5500 gallons of gasoline at \$3.35 per gallon from Southside. Roll Call: Aye-All. Motion carried.

Contract

Silvernail moved, Ruth seconded to enter into contract with RCS Construction in the amount of \$22,600.00 to insulate 80 plus feet of water line, install flushing hydrant and repair asphalt street on Forest Avenue, to be paid from Water Fund. Roll Call: Aye-All. Motion carried.

Information

Commissioner Silvernail stated the cleanup effort for Whitewood Creek with Job Corp students was a success. Mayor Turbiville stated the students did a wonderful job and afterwards enjoyed use of the Rec Center. Turbiville thanked Jim Raysor and Job Corp.

REGULAR MEETING, MAY 19, 2014

Contract

Silvernail moved, Ruth seconded to enter into contract with Forgey Construction in the amount of \$24,940.00 to repair section of Selby Street by placing interlocking gabion baskets and covering with filter blanket in affected area from Historic Preservation Assets – Retaining Wall. Roll Call: Aye-All. Motion carried.

Permission

Silvernail moved, Todd seconded to replace concrete panels across from library at Denver and Williams Street and remove steps that round corner to Centennial and set bid opening at 5:05 p.m. on July 7, 2014. Roll Call: Aye-All. Motion carried.

POLICE/FIRE/LIBRARY

Terminate

Silvernail moved, Ruth seconded to terminate employment of reserve officer Eric Orris effective May 8, 2014. Roll Call: Aye-All. Motion carried.

Hire

Ruth moved, Silvernail seconded to hire up to ten rally officers at a cost of \$15.45 an hour. Roll Call: Aye-All. Motion carried.

TROLLEY/SAFETY

Wage Increase

Todd moved, Van Den Eykel seconded to increase wage of trolley driver Frank Lawton from \$10.15 an hour to \$11.38 an hour effective May 18, 2014 after three years of service. Roll Call: Aye-All. Motion carried.

Request

Todd moved, Ruth seconded to waive group trolley fees on May 28 through May 29, 2014 and July 9 through July 10, 2014 for FAM Tours from 7:00 a.m. to 5:00 p.m. Roll Call: Aye-All. Motion carried.

Hire

Todd moved, Van Den Eykel seconded to hire trolley drivers Linda Kottke at \$12.14 an hour effective May 26, 2014 and Doug Magnusson at \$10.35 an hour effective May 19, 2014. Roll Call: Aye-All. Motion carried.

LEGAL BUSINESS

Cemetery Certificates

Silvernail moved, Ruth seconded to allow the Mayor to sign Oakridge Cemetery Certificate of Purchase and Warranty Deed for Steve Westbrook. Roll Call: Aye-All. Motion carried.

Agreements

Silvernail moved, Ruth seconded to allow the Mayor to sign agreement with Global Caulking for repair work at Broadway Parking Structure. Roll Call: Aye-All. Motion carried.

Silvernail moved, Van Den Eykel seconded to allow the Mayor to sign Indemnification agreements with Alkali Ike Tours and Original Deadwood Tours. Roll Call: Aye-All. Motion carried.

Ruth moved, Silvernail seconded to allow the Mayor to sign agreement with Hickok's for Broadway Parking Ramp, changing parking spaces from 26 to 22 during the summer months. Roll Call: Aye-All. Motion carried.

Attorney Riggins requested Executive Session for legal matters per SDCL 1-25-2(3), and personnel per SDCL 1-25-2 (1) with possible action.

REGULAR MEETING, MAY 19, 2014

MAYORS BUISINESS

COMMISSION DEPARTMENTAL APPOINTMENTS

Mayor Turbiville announced the following Commission appointments:
Georgeann Silvernail -Commission President, and Black Hills Council of Local Governments Representative;
Charles Turbiville - Chamber of Commerce Representative.

Resolution 2014-10

Van Den Eykel moved, Ruth seconded to allow the Mayor to sign Resolution 2014-10, Endorsing the Rushmore Region Marketing Code of Conduct. Roll Call: Aye-All. Motion carried.

RESOLUTION NO. 2014-10

RESOLUTION ENDORSING THE RUSHMORE REGION MARKETING CODE OF CONDUCT

WHEREAS, economic development is essential to the prosperity and growth of the Black Hills and surrounding area; and

WHEREAS, promoting the region to businesses and industries is an identified priority; and

WHEREAS, a key component of the regional marketing plan is the cooperation between the region's many communities; and

NOW, THEREFORE, BE IT RESOLVED by the City of Deadwood that the attached Rushmore Region Code of Conduct be adopted.

Dated this 19th day of May, 2014

ATTEST:

/s/ Mary Jo Nelson, Finance Officer

CITY OF DEADWOOD

/s/ Charles Turbiville, Mayor

Resolution 2014-11

Van Den Eykel moved, Silvernail seconded to allow the Mayor to sign Resolution 2014-11 in Support of Continued Cooperation between Cities of Lead and Deadwood for Purposes of Economic Development. Roll Call: Aye-All. Motion carried.

RESOLUTION # 2014-11

RESOLUTION TO SUPPORT CONTINUED COOPERATION BETWEEN THE CITIES OF LEAD AND DEADWOOD FOR PURPOSES OF ECONOMIC DEVELOPMENT

WHEREAS, Lead-Deadwood Economic Development has combined the resources of both communities with the purpose of prosperity and growth for both communities; and

WHEREAS, combining resources for purposes of economic development that promotes both communities is in our best interest and

WHEREAS, a key component of attracting new business is the cooperation between the two communities;

NOW, THEREFORE, BE IT RESOLVED, that economic development efforts continue to be jointly shared by both communities for the betterment of citizens in Lead and Deadwood, and

BE IT FURTHER RESOLVED, that these shared economic development efforts include the support of employing an economic development director that would serve both communities.

Dated this 19th day of May, 2014

ATTEST:

/s/ Mary Jo Nelson, Finance Officer

CITY OF DEADWOOD

/s/ Charles Turbiville, Mayor

REGULAR MEETING, MAY 19, 2014

Permission

Van Den Eykel moved, Ruth seconded to pay Donovan Lawncare Services LLC for 2013 Christmas lighting on city buildings in the amount of \$11,586.09, organized by Deadwood Chamber. Mayor Turbiville stated any business or group interested in decorating city buildings or other decorations need to come to the City Commission for approval prior to taking any action. Roll Call: Aye-All. Motion carried.

Appraisal

Mayor Turbiville explained that Tim Davis petitioned the City regarding a land exchange some time ago and per statute, an appraisal committee was formed and committee determined the land owned by the City and the land of Tim Davis were of equal value and recommended the land exchange. Van Den Eykel moved, Ruth seconded to proceed with the land exchange. Planning and Zoning Administrator stated the City will enter into an agreement with Davis to set terms of all legal and platting expenses. Attorney Riggins recommended scheduling a meeting with Davis, Commissioners Van Den Eykel, Todd and Nelson Jr. to discuss parameters of agreement prior to preparing. Commissioner Van Den Eykel amended his motion to include the meeting with Davis. Roll Call: Aye-All. Motion carried.

ITEMS FROM CITIZENS NOT ON AGENDA

Resident Glen Gross is concerned about the retaining wall along the creek behind his house on Charles Street. He stated the wall is falling into the creek. Nelson Jr. stated Bill Burleson meet with Forgey Construction this morning concerning the matter and plans on starting work in the morning. Commissioner Silvermail asked Nelson Jr. and Burleson to look at retaining wall.

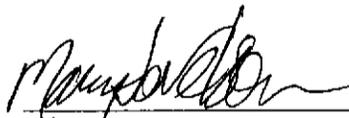
ADJOURNMENT

Todd moved, Van Den Eykel seconded to adjourn the regular session at 6:22 p.m. and convene into Executive Session for legal matters per SDCL 1-25-2(3) with possible action, personnel per SDCL 1-25-2 (1), and union matters per SDCL 1-25-2 (4). The next regular meeting will be on Monday May 19, 2014.

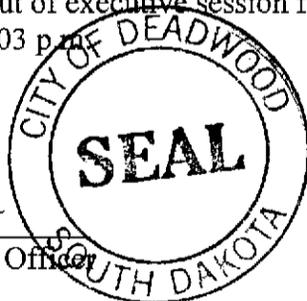
After coming out of executive session for legal per SDCL 1-25-2 (3) at 6:45 p.m. Todd moved, Ruth seconded to approve amended lease agreement with option to purchase, and second amended settlement agreement with Blake D. Haverberg and Melanie D. Haverberg; Martin Mason Restoration, LLC, a South Dakota limited liability company; Haverberg Family Limited Partnership, a Michigan limited partnership; Gallows, LLC, a South Dakota limited liability company; and Deadwood Development Co., Inc. for Martin Mason property with option to purchase on or before 12-31-2019 using 20 year amortization at 4%.

Ruth moved, Van Den Eykel seconded to go into executive session for personnel per SDCL 1-25-2 (1). After coming out of executive session for personnel, Ruth moved, Van Den Eykel seconded to adjourn at 7:03 p.m.

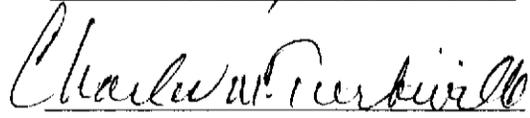
ATTEST:



Mary Jo Nelson, Finance Officer



DATE: June 2, 2014

BY: 

Charles M Turbiville, Mayor

Published once at the total approximate cost of _____