

## REGULAR MEETING, November 12, 2012

The Regular Session of the Deadwood City Commission convened on November 12, 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 Terri Williams and Commissioners Joe Peterson and Georgeann Silvernail. Commissioners Gary Todd and Jim Van Den Eykel were absent. All motions passed unanimously unless otherwise stated.

### APPROVAL OF MINUTES

Silvernail moved, Peterson seconded to approve the minutes of November 5, 2012. Roll Call: Aye-All. Motion carried.

### APPROVAL OF DISBURSEMENTS

Silvernail moved, Peterson seconded to approve the November 12, 2012 disbursements. Roll Call: Aye-All. Motion carried.

AMBIENT	DETECTOR	373.67
BH DISPOSAL	DUMPSTERS	1,400.00
BH POWER	ELECTRICITY	28.20
BLUE TARP FINANCIAL	REEM - 1 YR SUB	194.97
CLEARWATER SECURITY	SERVICE	300.00
COMPANION LIFE	INSURANCE	210.64
CULLIGAN	CREDIT	131.25
DAKOTA GRAPHICS	CARDS	15.00
GOLDEN WEST	SERVICE	367.40
HILLS MATERIALS	SERVICE	102.10
KNECHT HOME CENTER	SHED	20.42
KRYGER, DONALD	REIMBURSEMENT	200.00
M&M SANITATION	RENTAL	358.28
MERTENS, KENNETH	REIMBURSEMENT	261.40
NAPA	SUPPLIES	2,023.82
NORTHWEST PIPE FITTINGS	EXTENSION	29.80
NOVUS	REPAIR	55.00
PETTY CASH - REC CENTER	TILL	50.00
RAPID DELIVERY	DELIVERY	25.20
RASMUSSEN MECHANICAL	MAINTENANCE	3,031.50
RECREATION SUPPLY	MOTOR	106.00
SD BUILDING OFFICIALS	MEMBERSHIP	50.00
SD DEPT. OF LEGISLATIVE	2011 AUDIT	14,007.60
SD DEPT. OF REVENUE	TRANSFER	75.00
SD GOV. FINANCE OFFICERS	DUES	130.00
SD GOV. HUMAN RESOURCE	DUES	50.00
SD MUNICIPAL LEAGUE	DUES	1,203.16
SD ONE CALL	FEES	17.76
SD STATE TREASURER	TAX	3,106.49
SDML WORKERS' COMP FUND	PREMIUM	61,545.00
SDN COMMUNICATIONS	SERVICE	571.20
SERVALL	SUPPLIES	1,774.20
SOUTHSIDE OIL	SUPPLIES	23.70
SOUTHSIDE SERVICE	TIRES	670.00
STURDEVANT'S	BAATTERY	91.32
WASTE CONNECTIONS	SERVICE	7,529.33
	<b>TOTAL</b>	<b>\$100,129.51</b>

### ITEMS FROM CITIZENS ON AGENDA

#### Years of Service

Fire Chief Jeff Millard presented Sandy Glover and John Bigney certificates for 10 years of service as volunteer firefighters. Chief Millard also mentioned Larry Groll for 5 years of service, Anna Wieringa and Rich Stanger for 10 years of service and Gary Gould for 15 years of service as volunteer firefighters. Mayor Toscana thanked them for their years of service.

#### Capital Improvement Update

Sue Konstant with Pace Strategic Development gave the Commission an update on the Capital Improvement Plan. She presented materials for the CIP Values, CIP Key Assumptions and the CIP S.M.A.R.T. Goals and Action Plans for three of the six Critical Goal Categories: Public Buildings, Infrastructure and Parks and Recreation. Silvernail moved, Peterson seconded to approve the Capital Improvement Plan as presented. Roll Call: Aye-All. Motion carried.

#### Use of Trolley

Chelsie Bauer requested permission for the use of the trolley and to waive fee for Christmas Caroling on Friday December 14, 2012 from 6:30 p.m. to 7:45 p.m. Silvernail moved, Peterson seconded said request. Roll Call: Aye-All. Motion carried.

**REGULAR MEETING, November 12, 2012**

Use of Trolley

Mary Kopco with Deadwood History Inc. requested permission to work with Trolley Manager Bob Nelson Sr. for the use of the trolley to transport guests from Sherman Street Parking Lot to the Pavilion for Cowboy Christmas on Saturday December 15<sup>th</sup> and to waive trolley fee. Peterson moved, Silvernail seconded said request. Roll Call: Aye-All. Motion carried.

**PUBLIC HEARINGS/BID OPENINGS**

Bid Opening – Retaining Wall

Historic Preservation Officer, Kevin Kuchenbecker opened four bids for the retaining wall at 15 Madison. Bid bonds were included in all bid submittals. Bids are as follows:

15 Madison: Ainsworth Benning Construction - \$111,480.00, Central America Inc. - \$65,000.00, R.C.S Construction - \$85,000.00 and Sabo Construction - \$60,720.00.

Kevin requested to continue the bid opening for review until Monday November 19, 2012. Silvernail moved, Peterson seconded to continue. Roll Call: Aye-All. Motion carried. Roll Call: Aye-All. Motion carried.

Public Hearing – License Transfer

Public hearing was opened at 5:10 p.m. by Mayor Toscana, there being no public comment in opposition, Silvernail moved, Peterson seconded to approve the Retail (on-off sale) Malt Beverage License (RB-2453) from 76 Motel and Restaurant to Willy's Wild West Inc. at 68 Main Street. Roll Call: Aye-All. Motion carried.

Set Public Hearing

Silvernail moved, Peterson seconded to set a public hearing at 5:10 p.m. on December 3, 2012 for Resolution 2012-27, Notice of Intent to Lease to Private Party regarding lease of ground space to Terry Peak Ski Resort for billboard rental. Roll Call: Aye-All. Motion carried.

Set Public Hearing

Silvernail moved, Peterson seconded to set a public hearing at 5:05 p.m. on November 26, 2012 for special liquor license at Days of '76 Museum on December 8, 2012. Roll Call: Aye-All. Motion carried.

Set Public Hearing

Silvernail moved, Peterson seconded to set a public hearing at 5:07 p.m. on November 26, 2012 for Cowboy Christmas event on December 15, 2012. Roll Call: Aye-All. Motion carried.

Low Bid/Contract

Silvernail moved, Peterson seconded to accept the low bid for retaining walls at 25 and 29 Terrace and allow the Mayor to sign the contract with Central America Inc. and homeowner George Mitchell in the amount of \$72,000.00. Roll Call: Aye-All. Motion carried.

Low Bid/Contract

Silvernail moved, Peterson seconded to accept the low bid for retaining wall at 95 Stewart and allow the Mayor to sign the contract with Central America Inc. and homeowner Randy Johnson in the amount of \$51,400.00. Roll Call: Aye-All. Motion carried.

**FINANCE**

Second Reading

There being no further discussion or questions since first reading, Peterson moved, Silvernail seconded to approve the second reading of Ordinance #1180, Continuing Bid District 1-6 for 2013 and set public hearing on December 17, 2012 thirty days after publication of assessment levy. Roll Call: Aye-All. Motion carried.

Second Reading

There being no further discussion or questions since first reading, Peterson moved, Silvernail seconded to approve the second reading of Ordinance #1181, Continuing Bid District 7 for 2013 and set public hearing on December 17, 2012 thirty days after publication of assessment levy. Roll Call: Aye-All. Motion carried.

REGULAR MEETING, November 12, 2012

Second Reading

There being no further discussion or questions since first reading, Peterson moved, Silvernail seconded to approve the second reading of Supplemental Budget Ordinance #1184. Roll Call: Aye-All. Motion carried.

Raffle Request

Black Hills Shootist Association will be selling raffle tickets for items at their annual banquet on September 29, 2013.

LEGAL BUSINESS

Cemetery Certificate

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

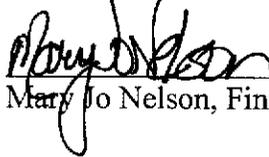
MAYORS BUISNESS

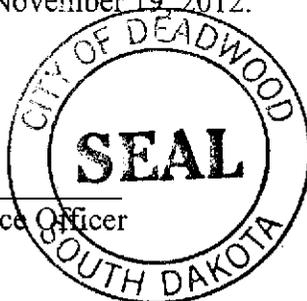
Mayor requested Executive Session for Legal Matter per SDCL 1-25-2 (3).

ADJOURNMENT

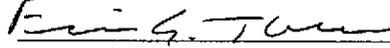
Silvernail moved, Peterson seconded to adjourn the regular session at 5:23 p.m. and convene into Executive Session for Legal Matters per SDCL 1-25-2 (3). The next regular meeting will be at 5:00 p.m. on Monday November 19, 2012.

ATTEST:

  
Mary Jo Nelson, Finance Officer



DATE: 11-19-12

BY:   
Francis A. Toscana, Mayor

Published once at the total approximate cost of \_\_\_\_\_.