

## REGULAR MEETING, November 25, 2013

The Regular Session of the Deadwood City Commission convened on November 25, 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 Silvernail and 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 November 18, 2013. Roll Call: Aye-All. Motion carried.

### APPROVAL OF DISBURSEMENTS

Silvernail moved, Todd seconded to approve the November 25, 2013 disbursements. Roll Call: Aye-All. Motion carried.

ASSOCIATED SUPPLY	REPAIR	2,256.63
ATCO	SHINY	262.00
BH SPECIAL SERVICE	CLEANING	1,382.00
BH WINDOW CLEANING	CLEANING	412.00
BLACKSTRAP	SUPPLIES	2,116.60
CENTURY LINK	SERVICE	321.97
CONRADS BIG SIGNS	SERVICE	1,090.88
DAKOTACARE	INSURANCE	39,341.04
DWD LOADING DOCK	SERVICE	256.00
FARMER BROTHERS	SUPPLIES	55.25
FIRST NATIONAL BANK	FEE	9,730.25
FULLER, KELLY	REIMBURSEMENT	400.28
JACOBS WELDING	REPAIR	93.43
LEWIN, RODNEY LEE	REFUND	100.00
MED-TECH RESOURCE	SUPPLIES	68.08
NORTHWEST PIPE FITTINGS	SERVICE	252.64
RAIN DROP PRODUCTS	SUPPLIES	84.00
RAKOW, JASON	REIMBURSEMENT	139.44
RAPID DELIVERY	SERVICE	95.40
RAYSOR, JAMES	REIMBURSEMENT	25.06
SD COMMISSION ON GAMING	SLOTS	18,852.27
SD DEPT. OF MOTOR VEHICLES	TITLE	14.00
STRETCH'S GLASS	SERVICE	324.58
SUBWAY	SERVICE	77.68
SUMMIT SIGNS	SIGNS	36.00
TESSIERS	PROJECT	61,760.00
VERMEER HIGH PLAINS	CHIPPER	24,000.00
WEIGH RITE TECHNOLOGY	CHAINS	26,756.70
WHITE'S CANYON	SERVICE	314.40
WILD BILL RESTAURANT	SERVICE	67.50
	<b>TOTAL</b>	<b>\$190,686.08</b>

### ITEMS FROM CITIZENS ON AGENDA

#### Permission

Silvernail moved, Todd seconded to allow Deadwood History Inc. to sell liquor and beer at Days of '76 Museum on December 13, 2013 from 4:00 p.m. to 10:00 p.m. for a special event. Roll Call: Aye-All. Motion carried.

### PUBLIC HEARING/BID OPENINGS

#### Accept

Van Den Eykel moved, Todd seconded to accept CAI Construction as apparent low bidder for phase 4 of St. Ambrose Cemetery restoration in the amount of \$349,948.00 which includes all alternates 1-7. Roll Call: Aye-All. Abstain-Peterson, Silvernail. Motion carried.

### FINANCE

#### Raffle

Black Hills Shootist Association, LTD will be selling raffle tickets until September 27, 2014.

#### Approval

Peterson moved, Van Den Eykel seconded the approval of the retail liquor and wine renewals for 2014 pending payment of property taxes and BID taxes. Roll Call: Aye-All. Motion carried.

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**APPROVAL OF APPLICATIONS**

**FOR INTOXICATING LIQUOR LICENSE RENEWALS FOR 2014**

**RETAIL & SUNDAY ON-SALE LICENSES**

Black Diamond Capital LLC, Gold Dust (RL-5792)  
B.P.O Elks Lodge #508 (RL-5540)  
Bullock Hospitality, Bullock Hotel (RL-5542)  
BY Development Inc., Cadillac Jacks (RL-504)  
Deadwood Hospitality Resort LLC, Deadwood Gulch Resort (CL-15404)  
Deadwood Resort LLC, The Lodge at Deadwood, (CL-509)  
DFC Hickok's Inc., Hickok's Frontier Club (CL-508)  
First Gold, Inc., First Gold Hotel, (CL-502)  
Four Aces Lodging Group LLC, Four Aces Hotel & Casino (CL-505)  
Gold Dust Lodging Group LLC, Holiday Inn Express Hotel & Suites (CL-503)  
GR Deadwood LLC, Mineral Palace Hotel & Gaming (CL-507)  
Gulches LLC, Deadwood Comfort Inn/Gulches of Fun (CL-501)  
Hotel Franklin Inc., Historic Franklin Hotel (CL-506)  
KLK Venture LLC, KLK Venture LLC (RL-5536)  
Miss Kitty's Enterprises LLC, Miss Kitty's Gaming (RL-5534)  
Midnight Star Enterprises, Midnight Star I & II (RL-5995)  
Midwest Motels of Deadwood, Buffalo Bodega (RL-5535)  
Old Style Saloon No. 10 Inc., Saloon No. 10 (RL-5535)  
Super G Investments Inc., Silverado Gaming Establishment (RL-5538)  
Tentekota, Deadwood Mountain Grand Hotel & Casino (CL-510)  
VFW Post 5969, VFW (RL-5541)

**PACKAGE (OFF-SALE) LIQUOR**

Black Diamond Capital LLC, Gold Dust (PL-4520)  
Deadwood Hospitality Resort, LLC., Deadwood Gulch Resort, (PL-4522)  
GR Deadwood LLC, Mineral Palace Hotel & Gaming, (PL-4524)  
Packhorse Liquor & Convenience Inc., Pack Horse Liquor & Convenience (PL-4523)  
Platinum Ventures, Four Aces Hotel & Casino, (PL-4521)

**RETAIL (ON-OFF SALE) WINE**

Adams Museum & House Inc., Adams Museum & House, (RW-19327)  
Angels Attic LLC, Angels Attic (RW-20691)  
Blue Sky Gaming, Inc., Tin Lizzie, (RW-6491)  
BRI, Inc., Best Western Hickok House, (RW-6466)  
B Y Development, Inc., Cadillac Jacks, (RW-6537)  
Days of 76 Museum Inc., Days of 76 Museum Inc. (RW-20401)  
Deadwood Hospitality Resort LLC, Deadwood Gulch Resort, (RW-6401)  
Deadwood Inc. & Gamblers Gulch, Inc., Deadwood Gulch Saloon, (RW-6646)  
Deadwood Resort LLC, The Lodge at Deadwood, (RW-19226)  
DFC Hickok's Inc., DFC Hickok's Inc. (RW-6428)  
Fairmont Hotel Corp., Fairmont Hotel, (RW-6461)  
GR Deadwood LLC, Mineral Palace Hotel & Gaming, (RW-6480)  
Historic Deadwood Convention Facility, LLC, Wooden Nickel, Iron Horse Inn, Martin  
Mason Hotel, (RW-7581)  
Hotel Franklin Inc., Historic Franklin Hotel, (RW-6643)  
Jackson Winery & Vineyard LLC, Belle Joli Winery, (RW-7568)  
Mustang Sally's Inc., Mustang Sallys, (RW-6499)  
Platinum Ventures, Four Aces Hotel & Casino, (RW-6415)  
Princeton, Inc., Deadwood Super 8/Lucky 8 Gaming, (RW-6447)  
Rolling Hills Farm Investments LLC, Celebrity Hotel, (RW-6542)  
Old Style Saloon NO. 10 Inc., Saloon No. 10, (RW-19210)  
Schade Vineyard Inc., Schade Winery, (RW-18951)  
Super G Investments, Inc., Silverado Gaming, (RW-6436)  
Vaughn & Mary Boyd, Deadwood Tobacco Company, (RW-6648)

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### STREETS AND WATER/PARKS AND REC/PUBLIC BUILDINGS

#### Change Order #1

Silvernail moved, Peterson seconded to approve Change Order #1 to add concrete to Broadway Alley project, adding \$7,604.62 to contract, bringing total to \$147,403.64. Roll Call: Aye-All. Motion carried.

#### Pay

Peterson moved, Todd seconded to pay GS Construction \$3,979.60 for work done to date and relieve them of contractual obligations at Deadwood Pavilion. Public Works Director Raysor told the Commission that he has contacted a couple other companies for quotes to complete the project. Commissioner Van Den Eykel added that GS Construction should have followed through on their contract and was not in favor of doing so. Roll Call: Aye-Peterson, Silvernail, Todd, Turbiville. Nay-Van Den Eykel. Motion carried.

### LEGAL BUSINESS

#### First Reading

Silvernail moved, Todd seconded to approve first reading of Ordinance #1198 to Amend Section 2.24.030, to record employee domicile map at Register of Deeds in Lawrence County. Mayor Turbiville said this ordinance extends the five-mile radius to correspond with the new annexation. Commissioner Van Den Eykel stated department heads should live within the city limits to be available in case of emergency. Turbiville added that many employees have already purchased homes outside city limits. Roll Call: Aye-All. Motion carried.

#### Executive Session

Attorney Riggins requested Executive Session for legal matters per SDCL 1-25-2 (3).

### MAYORS BUSINESS

#### First Reading

Van Den Eykel moved, Silvernail seconded to approve first reading of Ordinance #1199 to Amend Section 2.04.020, regular meeting of City Commission. Mayor Turbiville said this ordinance would take affect on January 1, 2014. Roll Call: Aye-All. Motion carried.

#### Second Reading

Silvernail moved, Van Den Eykel seconded to approve second reading of Ordinance #1200, to reformat street names and building numbers. Roll Call: Aye-All. Motion carried.

#### Revitalization

Mayor Turbiville discussed Deadwood Revitalization issues and said he is pleased with the groups that have come together. He stated surveys were sent out and one of the items was to show more interest in the community, making a friendlier first impression of Deadwood. Having reviewed the results of the surveys, Turbiville stated it is time for the City to show the Revitalization Committee that they want to be partners and work together. Therefore, Turbiville recommended the Commission vote to remove the parking meters from Lower Main Lot. Silvernail moved, Peterson seconded to remove the parking meters in Lower Main Lot. Roll Call: Aye-All. Motion carried.

### ITEMS FROM MAYOR, COMMISSIONERS, DEPARTMENT HEADS NOT ON AGENDA

Public Works Director, Raysor told the Commission that curbside pickup for tree branches will end Monday December 2, 2013. Leaves and branches can still be dropped off at Parks Department.

### ADJOURNMENT

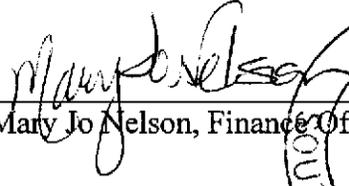
Silvernail moved, Van Den Eykel seconded to adjourn the regular session at 5:24 p.m. and convene into Executive Session for legal matters per SDCL 1-25-2 (3) The next regular meeting will be at 5:00 p.m. on Monday December 2, 2013.

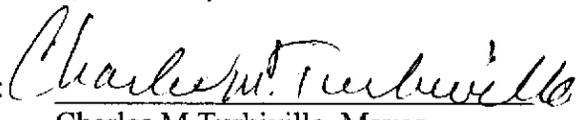
After coming out of executive session at 5:35 p.m., Silvernail moved, Van Den Eykel seconded to adjourn.

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ATTEST:

DATE: DEC 2, 2013

  
Mary Jo Nelson, Finance Officer

BY:   
Charles M Turbiville, Mayor

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