

REGULAR MEETING, November 28, 2011

The Regular Session of the Deadwood City Commission convened on November 28, 2011 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 and Commissioners, Gary Todd, Georgeann Silvernail, and Jim Van Den Eykel. Commissioner Peterson was absent. All motions passed unanimously unless otherwise stated.

APPROVAL OF MINUTES

Todd moved, Van Den Eykel seconded, to approve the minutes of November 21, 2011. Roll Call: Aye-All. Motion carried.

APPROVAL OF DISBURSEMENTS

Silvernail moved, Van Den Eykel seconded, to approve the November 28, 2011 disbursements. Roll Call: Aye-All. Motion carried.

A & B BUSINESS	MAINTENANCE	697.37
ABC BUSINESS	SUPPLIES	582.14
ADT SECURITY	SERVICE	496.21
ALBERTSON ENGINEERING	SERVICE R WALL	1,907.86
ALCO	SUPPLIES	2.97
AMERICAN TECHNICAL	R WALL	500.00
BENNETT BRANCH BUSTERS	SERVICE/MT. MORIAH	370.00
BH MINING MUSEUM	GRANT	4,983.53
BH POWER	UTILITIES	2,505.49
BURLESON, BILL	REIMBURSE	18.00
CALIFORNIA CONTRACTORS	TOOLS	149.00
CULLIGAN	SUPPLIES	66.50
DAKOTACARE	PREMIUMS	44,831.46
FALL RIVER CO HISTORICAL	SPONSORSHIP	250.00
FARMER BROTHERS	SUPPLIES	262.99
FIRST NATIONAL BANK	TRUSTEE FEES-SERIES 2004	11,251.25
FRONTIER PRECISION	SUPPLIES	224.60
GAYLORD BROS.	SUPPLIES	469.69
GENERAL SERVICE GARAGE	REPAIRS	283.05
GERVING CONSTRUCTION	LOAN DISB	8,805.73
GREAT PLAINS CHEMICAL WEST	BOILER	180.00
HAWKI, KEN	REIMBURSE	195.01
HD SUPPLY WATERWORKS	PARTS	200.03
JACOBS PRECISION WELDING	BUSHINGS	35.00
KLJ ENGINEERS, INC.	ST. AMROSE PRE-DESIGN	1,503.28
KNOLGY	SERVICE	1,112.33
KUCHENBECKER, KEVIN	REIMBURSE	80.00
LANPHEAR, JANET	REIMBURSE	18.00
LC REGISTER DEEDS	CLOSING	12.00
MASONIC CENTER ASSOCIATION	NOT PROFIT GRNT	10,443.22
MCDIRT EXCAVATION	CHNG ORDER-PECK/RYAN	5,160.00
MENARD'S	LOAN DISB	1,154.12
MIDWEST ART CONSERVATION	DUES	50.00
MORRISON, RONDA	REIMBURSE	18.00
NELSON, ROBERT SR.	REIMBURSE	18.00
NH RAILWAY SOCIETY	EDUCATION	1,000.00
OLSEN, MIKE	REIMBURSE	75.50
PURCHASE CONSTRUCTION	LOAN DISB	12,242.67
RENNER, DONOVAN	REIMBURSE	18.00
SCHMIDT, WILLIAM	CHNG ORDER	335.00
SD ASSN. CODE ENFORCEMENT	DUES	40.00
SD ASSN. RURAL WATER	DUES	445.00
SD BUILDING OFFICIALS	DUES	50.00
ST. JOHN'S EPISCOPAL CHURCH	NOT PROFIT GRNT	2,000.00
STANDARD & POOR'S	SERVICES	13,000.00
STURDEVANT'S	SEAL	72.72
TRIPLE K	REPAIRS	96.94
TWILIGHT	SUPPLIES	249.65
WOLFF'S PLUMBING	REPAIRS	398.22
WORKAMPER NEWS	AD	189.00
	TOTAL	\$ 129,049.53

ITEMS FROM CITIZENS ON AGENDA

Lord's Cupboard

Karen Auchampach representing the Lord's Cupboard informed the Commission of their shortfall they are experiencing due to the increased need in our community. The Lord's Cupboard provides food for 200 families at a monthly cost of \$4,500.00. Auchampach said they would appreciate any assistance they can give. Mayor Toscana thanked Karen Auchampach and Barb Mattson for their hard work and dedication to these families and our community. Toscana suggested they come before the Commission during budget meetings to request future assistance. However, Toscana said he would meet with the Finance Officer to review funding sources this year and requested that this item be placed on the December 5, 2011 agenda.

Permit Fees -- Tim Conrad (Continued from 11/21/2011)

Mayor Toscana said this item was continued due to the need for more information from the City Building Inspector regarding a building permit fee and investigation fee for Tim Conrad.

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Umenthum provided the Commission with a detailed memo and copy of City Ordinance #1092, Chapter 17.04 Violation of title-Penalty regarding permit and violation fees. According to Umenthum, on October 20, 2011 he first learned Tim Conrad placed a prefabricated structure at 58 Dunlap to house a skid steer loader, due to the size (12' x 24' or 288 square feet) and value (\$6,000.00) of the prefabricated structure a building permit was required. Conrad applied for a building permit on November 15, 2011, and received copy of Ordinance #1092. In this case, the permit fee based on the valuation given of \$6,000.00 is \$82.00. The investigation fee is four times the building permit fee or \$328.00, totaling \$410.00. The floor of the structure is required to slope toward the door and be made of approved material such concrete or asphalt, Conrad's structure is placed on gravel. After much discussion, no action was taken and fees were not waived.

PUBLIC HEARINGS/BID OPENINGS

Bid Opening

Jim Raysor opened the two bids received for the leasing of the Mt Moriah Concessions Facility from January 2012 through December 31, 2014 and the bids are as follows:

Mt. Moriah Concessions Bid Opening
(January 1, 2012 through December 31, 2014)
November 28, 2011 @ 5:05 p.m.

Bidder	Amount
Wayne Morris	2012 - \$6,150.00
	2013 - \$6,550.00
	2014 - \$7,150.00
	Total Bid Amount - \$19,850.00
Mel and Debra Maynard	2012 - \$9,250.00
	2013 - \$9,250.00
	2014 - \$9,250.00
	Total Bid Amount - \$27,750.00

Raysor recommended that the bid be awarded to the high bidder. Todd moved, Silvernail seconded, to accept the high bid of \$27,750.00 from Mel and Debra Maynard and direct City Attorney to prepare a three-year contract. Roll Call: Aye-All. Motion carried.

Set Public Hearing

Silvernail moved, Van Den Eykel seconded, to set a public hearing at 5:10 p.m. on December 12, 2011 for 2012 Mardi Gras Event. Roll Call: Aye-All. Motion carried.

FINANCE

Ordinance #1167 – Second Reading

Silvernail moved, Todd seconded, to approve second reading of Supplemental Budget Appropriation Ordinance #1167 for 2011. Roll Call: Aye-All. Motion carried.

STREETS/WATER/LIBRARY

Purchase Request

Van Den Eykel moved, Todd seconded, to approve the purchase of 5,500 gallons of unleaded regular at \$3.18 per gallon from Southside Oil. Roll Call: Aye-All. Motion carried.

Advertise/Set Bid Opening

Van Den Eykel moved, Silvernail seconded, to approve the advertising and set bid opening on December 19 at 5:10 p.m. for Cold Storage Facility project. Roll Call: Aye-All. Motion carried.

POLICE/FIRE

Payment Request

Silvernail moved, Todd seconded, to approve payment to M & T Fire and Safety to inspect and test SCBA and rescue equipment at a cost not to exceed \$2,550.00, a budgeted item. Roll Call: Aye-All. Motion carried.

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Purchase Request

Silvernail moved, Van Den Eykel seconded, to approve the purchase of a post-mounted radar sign not to exceed \$5,000.00 from Information Display Company. Roll Call: Aye-All. Motion carried.

PARKS/RECREATION/TROLLEY

Hire Request

Todd moved, Van Den Eykel seconded, to approve the hiring of Luke Gainey as a lifeguard at the Deadwood Rec Center at \$7.61 per hour effective November 29, 2011 pending pre-employment screening. Roll Call: Aye-All. Motion carried.

LEGAL BUSINESS

Parking Lease

Silvernail moved, Van Den Eykel seconded, to allow the Mayor to sign the Broadway Parking Lease between the City of Deadwood and NMD Venture LLC from December 1, 2011 to May 31, 2012, for ten spaces at \$100.00 per space plus tax. Roll Call: Aye-All. Motion carried.

Contract

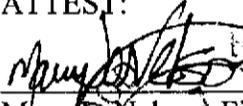
Silvernail moved, Van Den Eykel seconded, to allow the Mayor to sign contract between the City of Deadwood and Paul Larson for repairing/replacing door at Mt. Moriah. Roll Call: Aye-All. Motion carried.

ADJOURNMENT

Silvernail moved, Van Den Eykel seconded, to adjourn the regular session at 5:30 p.m. The next regular meeting will be at 5:00 p.m. on Monday, December 5, 2011.

ATTEST:

DATE: 12/5/2011



Mary Jo Nelson, Finance Officer

BY: Francis A. Toscana

Francis A. Toscana, Mayor

For any public notice, that is published one time:
Published once at the total approximate cost of _____.

