

REGULAR MEETING, September 19, 2011

The Regular Session of the Deadwood City Commission convened on September 19, 2011 at 5:00 p.m. in the Deadwood City Commission Chambers, 102 Sherman Street, Deadwood, South Dakota. Commissioner Silvernail called the meeting to order with the following members present: Department Heads and Commissioners, Joe Peterson, and Gary Todd. Mayor Toscana and Jim Van Den Eykel were absent. All motions passed unanimously unless otherwise stated.

APPROVAL OF MINUTES

Peterson moved, Todd seconded, to approve the minutes of September 12, 2011. Roll Call: Aye-All. Motion carried.

APPROVAL OF DISBURSEMENTS

Todd moved, Peterson seconded, to approve the September 19, 2011 disbursements. Roll Call: Aye-All. Motion carried.

A & B BUSINESS	LEASE	110.30
A & J SUPPLY	LUMBER	84.60
ABC BUSINESS	SUPPLIES	662.08
AIRSPLAT.COM	SUPPLIES	412.65
ALL NET CONNECTIONS	REPAIRS	196.00
AMSTERDAM PRINTING	PENS	151.03
ATCO INTERNATIONAL	CLEANER	112.00
BH NAILWORKS	FOUNTAIN STORAGE	110.00
BH POWER	UTILITIES	19,847.02
BH SPECIAL SERVICES	CLEANING	1,449.00
CENTURY LINK	SERVICE	440.59
CULLIGAN	SUPPLIES	77.50
DAKOTA GRAPHICS	PRINTING	336.87
DATA FLOW	FORMS	165.28
DEADWOOD ALIVE	PAYMENT	10,000.00
DEADWOOD CHAMBER	BILLS	50,350.00
DEADWOOD ELECTRIC	SERVICE	1,110.72
DEADWOOD MOUNTAIN GRAND	CHRISTMAS	200,000.00
ENVIRONMENTAL EQUIPMENT	CYLINDER	335.26
FASTENAL	SUPPLIES	311.48
GOLDEN WEST	SERVICE	474.75
HILLS MATERIALS	SAND	102.50
INTEGRATED PARKING	MAINTENANCE	3,456.00
INTERSTATE ENGINEERING	SERVICE WATER IMP	7,500.00
JACOBS PRECISION WELDING	CANON WORK	2,455.00
KNOLOGY	SERVICE	46.34
LC REGISTER DEEDS	GRANT	755.00
M&M SANITATION	RENTAL	307.50
MARKETING & TECHNICAL MATE	SUPPLIES	246.33
MATTSON, JON	FEES-BID#7	665.00
MAU, KIP	REIMBURSE	210.38
MOHR, TRENT	REIMBURSE	299.60
NELSON, MARY JO	REIMBURSE	36.39
NEVE'S	UNIFORMS	149.86
NH RAILWAY SOC	PUB ED	1,750.00
NORTHERN TRUCK EQUIPMENT	PARTS	172.90
OCCUPATIONAL HEALTH NETWORK	TESTING	60.00
ONSET COMPUTER CORP	SUPPLIES	437.00
PETE LIEN	CONCRETE	262.44
PIONEER DESIGNS	TRIATHLON	291.84
QUICK TROPHY, LLC	PLATE	24.40
RAPID CITY PUBLIC LIBRARY	GRANT	1,460.78
RAPID DELIVERY	KLJ PLANS	10.93
SABO CONSTRUCTION, INC.	LOAN DISB	28,840.00
SD DEPT. CORRECTIONS	FIREWISE	4,517.89
SD ONE CALL	FEES	35.52
SD STATE ARCHIVES	GIS	25.00
SOCIETY OF BH PIONEER	PUB ED	1,725.00
SOUTHSIDE SERVICE	SERVICE	215.60
SOUTHSIDE OIL	DIESEL	17,489.78
TCMS, DON	LC BOOK PRJ	630.00
TWILIGHT FIRST AID	SUPPLIES	309.55
TC HARDWARE	GRANT	2,622.18
TYLER TECHNOLOGIES	SOFTWARE MAINT	10,528.42
WESTERN COMMUNICATIONS	CHARGERS	215.50
WIERINGA, ANNE	SUPPLIES	183.50
ZIEGLER BUILDING	LUMBER	24.44
	TOTAL	\$ 374,799.70

PUBLIC HEARINGS/BID OPENINGS

Public Hearing – Oktoberfest 2011

Peterson moved, Todd seconded, to approve street closure on Main Street from Four Aces to Pine Street from 6:45 to 7:45 p.m. on Friday, September 30, 2011 for the Wiener Dog Parade. Roll Call: Aye-All. Motion carried.

Todd moved, Peterson seconded, to approve street closure on Main Street from Wall to Deadwood Street from 10:00 a.m. to 6:00 p.m. on October 1, 2011 for the Barrel Games and Dog Races. Roll Call: Aye-All. Motion carried.

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Peterson moved, Todd seconded, to waive the open container ordinance on Main Street from Four Aces to the Masonic Temple from noon to 6:00 p.m. on October 1, 2011. Roll Call: Aye-All. Motion carried.

Todd moved, Peterson seconded, to grant exception to vending ordinance pursuant to City Code 5.28.060 to allow vending on sidewalk right of way by property owner in front of business and City Code 5.28.030 to waive the restriction for vending on public property on October 1, 2011 from 10:00 a.m. to 6:00 p.m., without obtaining a permit. Roll Call: Aye-All. Motion carried.

FINANCE

Resolution 2011-15

Peterson moved, Todd seconded, to approve Resolution 2011-15 to Appoint Board Members of Business Improvement Districts (BID) #7 from August 1, 2011 to July 31, 2012. Roll Call: Aye-All. Motion carried.

**RESOLUTION 2011-15
DESIGNATING BUSINESS IMPROVEMENT DISTRICT NO. 7 BOUNDARIES AND
APPOINTING BUSINESS IMPROVEMENT DISTRICT NO. 7 BOARD MEMBERS**

WHEREAS, the City of Deadwood has by previous resolution, ordinances, and action established and designated the boundaries of Business Improvement District No. 7 for the City of Deadwood pursuant to SDCL 9-55-5; and

WHEREAS, SDCL 9-55-5 requires the appointment of a Business Improvement District's Board by the Mayor, with the approval of the governing body; and

WHEREAS, the Hotel/Motel Business Improvement District members have recommended the following individuals for appointment as board members for a term of one (1) year from August 1, 2011 through July 31, 2012;

BE IT FURTHER RESOLVED by the City of Deadwood, by its Mayor and with the approval of the City Commission, having first established the above boundaries, that the following members are appointed to the Business Improvement District Board District No. 7 for a term of one (1) year from August 1, 2011 through July 31, 2012:

Barry Lloyd-Mineral Palace
Gary Todd-Gold Country Inn
Pat Roberts-Best Western Hickok House
Richard Granberry-Penny's Motel
Joe Henning-BH Inn and Suites
Caleb Arcenault-Cadillac Jack's
Gordon Mack-Cedarwood Inn
Brad Hemmah-First Gold
Ken Gienger-Celebrity/The Mint/Branch House
Steve Olsen-Comfort Inn/Bullock Hotel
Dave Larson-Deadwood Dick's
Tracy Island-Deadwood Gulch Resort
Craig Murdock-Hickok Hotel
Donna Kellar-Iron Horse Inn
Ron Island-Super 8
Tony Sieber-Holiday Inn Express, Hampton Inn Four Aces
Steve Schaeffer-First Gold
Tom Rensch-Franklin Hotel
Paula Katon-Thundercove
Dexter Koehne-Butch Cassidy
Blake Haverberg-Martin Mason
Anthony Galbraith-Lodge at Deadwood
Tom Hill-Deadwood Express

Dated this 19th day of September, 2011.

ATTEST:
/s/ Mary Jo Nelson, Finance Officer

CITY OF DEADWOOD
/s/ Francis A. Toscana, Mayor
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Resolution 2011-16

Peterson moved, Todd seconded, to approve Resolution 2011-16 to Appoint Board Members of Business Improvement Districts (BID) #1-6 from August 1, 2011 to July 31, 2012. Roll Call: Aye-All. Motion carried.

**RESOLUTION 2011-16
APPOINTING BUSINESS IMPROVEMENT DISTRICTS #1-6
BOARD MEMBERS**

WHEREAS, the City of Deadwood has by previous resolution, ordinances and action established and designated the boundaries of Business Improvement Districts 1, 2, 3, 4, 5 and 6 for the City of Deadwood; and

WHEREAS, SDCL 9-55-5 requires the appointment of a Business Improvement Districts Board by the mayor, with the approval of the governing body; and

WHEREAS, the Business Improvement Districts members and taxpayers have

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decided to continue the establishment of the Business Improvement Districts 1, 2, 3, 4, 5 and 6 within the City of Deadwood for Business Improvement Districts purposes and activities and levying assessments for the 2012 calendar year; and

WHEREAS, the Business Improvement Districts members have recommended the following for appointment as board members for a term of one (1) year;

NOW THEREFORE, BE IT RESOLVED by the City of Deadwood that the following members are appointed to the Business Improvement Board for Districts 1, 2, 3, 4, 5 and 6 for the period from August 1, 2011, to July 31, 2012.

- | | |
|-----------------|-------------------|
| Ron Island | Tom Rensch |
| Pat Roberts | Tony Sieber |
| Brad Hemmah | Mary Dunne Larson |
| Steve Schaeffer | Mike Trucano |
| Donnie Patton | Barry Lloyd |
| Ken Gienger | Paul Bradsky |
| Craig Murdock | Steve Olsen |
| Ron Russo | |

Dated this 19th day of September, 2011.

ATTEST:
/s/ Mary Jo Nelson, Finance Officer

CITY OF DEADWOOD
/s/ Francis A. Toscana, Mayor

Resolution 2011-17 – Set Public Hearing

Peterson moved, Todd seconded, to approve Resolution 2011-17 Intent to Continue Business Improvement District (BID) #7 pursuant to SDCL-9-55. Peterson moved, Todd seconded, to set a public hearing at 5:07 p.m. on November 7, 2011 to consider levy on BID #7. Roll Call: Aye-All. Motion carried.

**RESOLUTION NO. 2011-17
RESOLUTION OF INTENT TO CONTINUE
BUSINESS IMPROVEMENT DISTRICT NO. 7**

WHEREAS, the City of Deadwood has received a recommendation by the Board of Business Improvement District No.7 pursuant to SDCL 9-55 as amended, requesting the City of Deadwood adopt a Resolution of Intent to continue a Business Improvement District and impose an occupational tax on the transient guests of hotels and motels within the City of Deadwood ; and

WHEREAS, it appearing to the City of Deadwood that the proposed district is being created to fund some of the following public projects and activities from January 1, 2012 through December 31, 2012:

Projected revenue of \$425,000.00 budgeted as follows:

- \$405,000.00 Marketing
- \$ 20,000.00 Legal/Administrative
- \$425,000.00 Total Budget

NOW THEREFORE, BE IT RESOLVED by the City of Deadwood that the City hereby declares its intent to continue Business Improvement District No. 7, with the boundaries of District No. 7 to be the city limits of Deadwood, and any annexations thereto, including but not limited to the following listed lodging establishments and any lodging establishments not listed but which are established in the future which shall automatically become a part of this district and be included within such boundaries, but excluding any bed and breakfast establishments:

- | | |
|----------------------------|--------------------|
| Deadwood Express | 68 Main Street |
| Best Western Hickok House | 137 Charles Street |
| Black Hills Inn & Suites | Hwy. 385 South |
| Branch House | 37 Street |
| Bullock I,II,III | 635 Main Street |
| Butch Cassidy Suites | 57 Sherman Street |
| Cadillac Jack's | 360 Main Street |
| Cedarwood Inn | 103 Charles Street |
| Celebrity Hotel | 625 Main Street |
| Comfort Inn/Gulches of Fun | 305 Cliff Street |
| Deadwood Dicks Suites | 51 Sherman Street |
| Hickok's Hotel | 685 Main Street |
| Hickok's Iron Horse Inn | 27 Deadwood Street |
| Deadwood Gulch Resort | 10 Timm Lane |
| First Gold | 270 Main Street |
| Four Aces/Hampton Inn | 531 Main Street |
| Franklin Hotel | 700 Main Street |
| Gold Country Inn | 801 Main Street |
| Holiday Inn Express | 22 Lee Street |
| Martin and Mason Hotel | 37 Sherman |
| Mineral Palace | 605 Main Street |
| Penny Motel | 818 Main Street |
| Super 8 | 196 Cliff Street |
| Terrace Motel | 250 Main Street |

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The Lodge at Deadwood
The Mint
Thunder Cove Inn

100 Pine Crest
638 Main Street
311-315 Cliff Street

BE IT FURTHER RESOLVED that the City of Deadwood declares its intent to continue an occupational tax levy to be imposed on transient guests renting rooms in the above-described hotels and motels or lodging establishments. The amount of the tax shall be Two Dollars (\$2.00) per occupied room per night, which shall not apply or be imposed on any transient guest who has been offered a room by a lodging establishment on a complimentary basis and no fee or rent was charged for such room. This method for raising revenue shall be fair and equitable.

The total estimated or proposed costs for the above projects and activities is projected to be Four Hundred and Twenty-Five Thousand Dollars (\$425,000.00) from the revenues from this occupancy tax upon rooms rented to transient guests by lodging establishments to fund some or all of the above projects and activities; and

BE IT FURTHER RESOLVED that a hearing shall be held before the Deadwood City Commission on Monday, the 7th day of November, 2011 at 5:07 p.m. at the City Commission Chambers located at 102 Sherman Street, in the City of Deadwood, to consider the continuation of Business Improvement District No. 7 and the imposition of a Two Dollar (\$2.00) per room rented occupancy tax on transient guests for rooms rented by the above lodging establishments.

The City Finance officer shall give notice of this hearing by mailing a complete copy of this Resolution of Intent to each owner and user of space in all lodging establishments or hotel or motel businesses located within the proposed Business Improvement District No. 7 at least thirty (30) days prior to the public hearing.

Dated this 19th day of September, 2011.

ATTEST:

/s/ Mary Jo Nelson, Finance Officer

CITY OF DEADWOOD

/s/ Francis Toscana, Mayor

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Resolution 2011-18

Peterson moved, Todd seconded, to approve Resolution 2011-18 Intent to Continue Business Improvement Districts 1-6 and Establish Rates for 2012 per 9-55-8. Peterson moved, Todd seconded, to set a public hearing at 5:05 p.m. on November 7, 2011 to consider levy on BID Districts 1-6. Roll Call: Aye-All. Motion carried.

**RESOLUTION NO. 2011- 18
RESOLUTION OF INTENT TO
CONTINUE BUSINESS IMPROVEMENT DISTRICTS, AND
ESTABLISH RATES FOR 2012 FOR BUSINESS IMPROVEMENT DISTRICTS**

WHEREAS, Business Improvement Districts Nos. 1-6 have been created and Business Improvement District Boards appointed since August of 1990 and re-appointed and continued through the current date; and

WHEREAS, such Business Improvement Districts Boards have recommended and the City Commission has accepted plans and occupation tax assessments for the calendar years 1991 through 2011; and

WHEREAS, the Business Improvement District Boards have recommended continuation of Business Improvement Districts Nos. 1, 2, 3, 4, 5, and 6 and have recommended the amount of the Business Occupation Tax Levy for 2012; and

NOW, THEREFORE, BE IT RESOLVED by the City of Deadwood that the City hereby declares its intent to continue Business Improvement Districts No. 1, 2, 3, 4, 5, and 6 with the boundaries of the Districts to be continued as follows:

Business Improvement District No. 1: All hotels, motels, lodging establishments and gaming establishments located on both sides of Main Street between and including 607 Main Street to 709 Main Street.

Business Improvement District No. 2: All other hotels, motels and lodging establishments located within the City of Deadwood in which gaming devices are located, and affiliated with or connected to or have common ownership with any gaming establishment or property and the following additional properties:

- | | | |
|--------------------|---|-----------------------|
| 555 Main Street | - | Tin Lizzie |
| 560 Main Street | - | Deadwood Gulch Saloon |
| 27 Deadwood Street | - | Deadwood Inn |
| 29 Lee Street | - | Bourbon Street II |

Business Improvement District No. 3: All hotels, motels, lodging establishments, and bed and breakfast establishments within the City of Deadwood, which do not have gaming devices.

Business Improvement District No. 4: All hotels, motels, lodging establishments, and gaming establishments located within the City of Deadwood applied to all gaming devices located in a business with common or unrestricted access within the business premises, excepting the first fifty (50) such gaming devices, including the following businesses existing as of the date of this ordinance, and any future similar businesses meeting the same criteria. This will include the following businesses:

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681 Main	-	Deadwood Frontier Club
635 Main	-	Buffalo/Bodega
635 Main	-	Bullock I and II
360 Main	-	Cadillac Jacks
625 Main	-	Celebrity Hotel
560 Main	-	Deadwood Gulch Saloon
250 Main	-	First Gold
531 Main	-	Four Aces/Hampton Inn
700 Main	-	Franklin
709 Main	-	Silverado
688 Main	-	Gold Dust
225 Cliff	-	Gulches of Fun Casino
685 Main	-	Hickok's
100 Pine Crest Lane	-	Lodge at Deadwood
677 Main	-	Midnight Star
605 Main	-	Mineral Palace
649 Main	-	Miss Kitty's
657 Main	-	Old Style/Saloon 10
196 Cliff	-	Super 8 Lodge
557 Main	-	Tin Lizzie
9 Lee	-	Wooden Nickel/Martin Mason
1906 Deadwood Mountain	-	Deadwood Mountain Grand

Business Improvement District No. 5:

10 Pine Street	-	VFW
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Business Improvement District No. 6: Each gaming establishment leasing a city slot machine:

607 Main Street	-	Franklin/Silverado
557 Main Street	-	Tin Lizzies
360 Main Street	-	Cadillac Jacks
688 Main Street	-	Gold Dust Gaming
531 Main Street	-	Four Aces

BE IT FURTHER RESOLVED that the City of Deadwood declares its intent to establish 2012 Occupation Tax Levies as follows:

1) The estimated monies to be raised by the Business Improvement Districts in 2012 is \$608,248.00; Additional unspent monies in 2011 will be budgeted in the amount of \$113,545.00; The estimated costs for the expenses, improvements, activities, and promotions within the Business Improvement Districts are as follows:

A. **Business Improvement Districts No. 1, 2, 3, 4, 5, and 6:**

Administrative and legal expenses	\$ 25,000.00
Deadwood Chamber of Commerce and Visitors Bureau - Marketing	\$ 621,793.00
Broadway Parking Ramp	\$ 25,000.00
Contingency	\$ 50,000.00
TOTAL	\$ 721,793.00

2) The imposition of the General Occupation Tax for the six Districts for 2012 shall be as follows:

A. **District No. 1:** Tax at the rate of \$110.00 per year or \$5.50 per year per square foot for 20 square feet for each gaming device, slot machine, 21 table or poker table, or video lottery machine, excepting municipal slot machines. Motels, hotels and bed and breakfast establishments shall pay \$65.00 per year per room or \$.2166 per square foot per motel, hotel, or bed and breakfast lodging units using 300 square feet for each room.

B. **District No. 2:** Tax at the rate of \$100.00 per year or \$5.00 per year per square foot for 20 square feet for each gaming device, slot machine, 21 table or poker table, or video lottery machine, excepting municipal slot machines. Motels, hotels, and bed and breakfast establishments shall pay \$50.00 per year per room or \$.1666 per square foot per motel, hotel, or bed and breakfast lodging units using 300 square feet for each room.

C. **District No. 3:** Motels, hotels, and bed and breakfast establishments shall pay \$35.00 per year per room or \$.117 per square foot per year per motel, hotel, or bed and breakfast lodging unit using 300 square feet for each room.

D. **District No. 4:** Tax at the rate of \$25.00 per year or \$1.25 per square foot on 20 square feet for each gaming device, slot machine, 21 table or poker table, or video lottery machine, excepting municipal slot machines which shall be applied to all gaming devices located in a business with common or unrestricted access within the business premises, excepting the first fifty (50) such gaming devices, including the following businesses existing as of the date of this ordinance, and any future similar businesses meeting the same criteria.

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E. District No. 5: A tax at the rate of \$50.00 per year or \$2.50 per square foot on 20 square feet for each gaming device, slot machine, 21 table or poker table, or video lottery machine, excepting municipal slot machines.

F. District No. 6: A tax at the rate of \$100.00 per year per square foot for 20 square feet for each city or municipal gaming device located at the following businesses:

Tin Lizzie's	-	557 Main Street
Cadillac Jacks	-	360 Main Street
Gold Dust	-	688 Main Street
First Gold	-	250 Main Street
A.G. Trucano	-	69 Sherman Street

3) That the levies shall be billed and collected monthly by the City Finance Officer with the annual levy to be paid in monthly installments due on the 10th day of each month beginning with the first installment due in the Finance Office on January 10, 2012 with a ten (10%) percent late charge to be added for all past due charges.

4) That the taxes as set forth in paragraph 2 above shall be determined by the number of games and video lottery machines licensed by the South Dakota Commission on Gaming and the South Dakota Lottery Commission as of the first day of January, 2012 for the first six months of 2012, and as of the first day of July, 2012, for the second six months of 2012, with adjustments to be made for the licenses added or deleted on the first day of the month following the addition or deletion.

BE IT FURTHER RESOLVED that amounts raised from the imposition of the occupation taxes set forth above are projected to be in the amount of Six Hundred Eight Thousand and Two Hundred Forty Eight Dollars for 2012 (\$608,248.00) and One Hundred Thirteen Thousand Five Hundred Forty Five Dollars (\$113,545.00) from a 2011 projected carryover, and that said amount will yield revenues in the amount of Seven Hundred Twenty One Thousand, Seven Hundred and Ninety Three Dollars (\$721,793.00): **BE IT FURTHER RESOLVED** that a hearing shall be held before the City Commission of the City of Deadwood, South Dakota, on the 7th day of November, 2011, at 5:05 p.m., at the City Commission Chambers, located at 102 Sherman Street in the City of Deadwood, South Dakota, to consider the business occupation tax levy for 2012. The City Finance Officer shall give notice of the hearing by mailing a complete copy of this Resolution of Intent to each occupant or user of space or property owner located in the proposed Districts at least thirty (30) days prior to the public hearing.

Dated this 19th day of September, 2011.

ATTEST:

/s/ Mary Jo Nelson, Finance Officer

CITY OF DEADWOOD

/s/ Francis Toscana, Mayor

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HISTORIC PRESERVATION/PLANNING & ZONING/PUBLIC BUILDINGS/SAFETY

Change Order #1 – 350 Williams

Kuchenbecker explained that this change order is to reconfigure the main front stairs from a straight flight to a recessed configuration with landings. Corr Construction Services, Inc. submitted a cost proposal for changes as requested by property owner. Cost of proposed changes is an additional \$5,275.00 to the current contract of \$321,200.00 of which the property owner is paying \$16,268.00. The additional cost of the proposed change would result in no increase to the property owner's share and owner has indicated an unwillingness to pay any additional costs associated with this project. Due to the astronomical cost of this project, the strain on this line item within the Historic Preservation's budget, and since the proposed change would not meet the standards in which the project was originally designed, approve and awarded, staff recommends denying Change Order #1 for 350 Williams due to additional costs with project and not meeting standards of the program. No motion made.

Purchase Request

Peterson moved, Todd seconded, to approve the purchase and installation of a security camera system from KT Connections for the Interpretive Lot Visitor's Center at 3 Siever Street at a cost of \$8,900.12. Roll Call: Aye-All. Motion carried.

Payment Request

Todd moved, Peterson seconded, to approve the payment of \$1,680.00 to Golden West for I-Witness charges for Historic Preservation server maintenance. Roll Call: Aye-All. Motion carried.

Repair Request

Kuchenbecker informed the Commission that the City retaining wall behind 308 Williams (wall supports Forest Avenue) is deteriorating and has the potential to fail. City staff contacted American Technical to observe soil conditions and file a report. Based on observations and report, City staff deemed it necessary to repair. Three quotes were received for repairs, and staff

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recommends accepting the low quote to Sabo Construction for \$5,812.00, to be paid from Historic Preservation Capital Asset retaining wall line item. Todd moved, Peterson seconded, to accept the low quote from Sabo Construction for repairs and direct City Attorney to prepare a contract. Roll Call: Aye-All. Motion carried.

Contract – Albertson Engineering

Kuchenbecker explained on February 28, 2011, HP requested the City Commission to consider entering into a contract with Albertson Engineering for necessary engineering services. The Commission approved request but a contract was never presented for official signature. Peterson moved, Todd seconded, to allow the Mayor to sign the contract between the City of Deadwood and Albertson Engineering for professional services for the retaining wall program upon concurrence and review from the City Attorney and amend the contract amount not to exceed \$45,000.00. Roll Call: Aye-All. Motion carried.

Change Order #5 – Days of 76 Museum

Kevin Kuchenbecker requested permission for the Commission to approve Change Order #5 for the Days of 76 Museum: 1) changes to wall between Artifact Storage & new building 2) Add three downspouts to roof plan 3) revise asphalt plan 4) construct built in display cases, sizes & locations 5) dura –wax on acid stained concrete floor 6) paint Unistrut in collections area in the amount of \$49,011.15. Peterson moved, Todd seconded, to approve said Change Order #5 for museum project. It was noted that an agreement was signed where by expenses over \$3,250,000 to be reimbursed by Days of 76 Museum Inc. Roll Call: Aye-All. Motion carried. Todd added he has a hard time with change orders and things missed in the original designs, and most often the Commission is approving change orders due to missed items and he does not like to see that happen.

POLICE/FIRE

Travel Request

Silvernail moved, Peterson seconded, to allow Alex Hamman to attend Computer Forensic Investigation training in Yankton, SD on October 4-6, 2011, requesting use of city vehicle and meals. Roll Call: Aye-All. Motion carried.

PARKS/RECREATION/TROLLEY

Discussion – Mt. Moriah Concessions

After much discussion regarding possible contract terms and prior bid specifications, Todd moved, Peterson seconded, to continue and direct City Attorney to research and prepare document for Commission review. Roll Call: Aye-All. Motion carried.

LEGAL BUSINESS

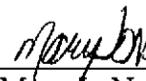
Permission to Sign

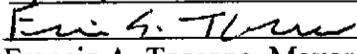
City Attorney Jason Campbell requested permission for the Mayor to sign Oakridge Cemetery Certificates of Purchase and Warranty Deeds for John Jordan, Charlotte Jordan, and Cheryl Salisbury. Peterson moved, Todd seconded, to allow the Mayor to sign said certificates and deeds. Roll Call: Aye-All. Motion carried.

ADJOURNMENT

Silvernail moved, Todd seconded, to adjourn the regular session at 5:40 p.m. The next regular meeting will be at 5:00 p.m. on Monday, September 26, 2011.

ATTEST:


Mary Jo Nelson, Finance Officer

DATE: 9-26-11
BY: 
Francis A. Toscana, Mayor

For any public notice, that is published one time:

Published once at the total approximate cost of _____.