

REGULAR MEETING, September 30, 2013

The Regular Session of the Deadwood City Commission convened on September 30, 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 Riggins and Commissioners Joe Peterson, Georgeann Silvernail, Gary Todd, and Jim Van Den Eykel. All motions passed unanimously unless otherwise stated.

APPROVAL OF MINUTES

Silvernail moved, Todd seconded to approve the minutes of September 23, 2013. Roll Call: Aye-All. Motion carried.

APPROVAL OF DISBURSEMENTS

Van Den Eykel moved, Todd seconded to approve the September 30, 2013 disbursements plus additional bill. Roll Call: Aye-All. Motion carried.

ABC BUSINESS	SUPPLIES	134.07
ALSCO	SUPPLIES	92.08
ARLETH LAND SURVEYING	PROJECT	850.00
ASSOCIATED SUPPLY	SUPPLIES	196.88
BH SPECIAL SERVICES	CLEANING	1,344.00
CHAMBERLIN ARCHITECTS	DESIGN	400.00
COCA COLA	SUPPLIES	96.00
COMPANION LIFE	INSURANCE	212.58
COMPETITIVE MASONRY	PROJECT	2,346.00
CONRADS SIGNS	PROJECT	1,020.41
CRAMER-KENYON	GRANT	2,985.00
CRARY HUFF LAW	SERVICES	576.00
CREATIVE PRODUCT	SUPPLIES	440.64
CULLIGAN	SUPPLIES	19.50
CUSTOM DECOR MASONRY	TUCKPOINTING	14,941.20
DAKOTA SEALANTS	PROJECT	2,448.98
DAVE STAFFORD ARCHITECTURE	PROJECT	9,940.62
DEADWOOD ELECTRIC	SERVICE	991.46
DRAGOO CABINETS	PROJECT	2,624.46
FASTENAL COMPANY	SUPPLIES	431.65
FORCOLI & SONS	PROJECT	2,499.99
GAYLORD BROS.	SUPPLIES	26.08
GOLDEN WEST	SERVICE	1,393.88
ISLAND IN THE PLAINS	CONFERENCE	25.00
JACOBS WELDING	SUPPLIES	346.25
KADRMAS LEE & JACKSON	PROJECT	663.85
KELLY SERVICES	SERVICE	772.40
KOLBE, ROBERT	PROJECT	2,000.00
LAWRENCE CO. AUDITOR	PROJECT	100,000.00
MED-TECH RESOURCE	SUPPLIES	84.59
MS MAIL & MARKETING	SERVICE	260.00
NATIONAL CRIME PREVENTION	SUPPLIES	626.25
NEVE'S	UNIFORMS	109.15
PACE STRATEGIC DEVELOPMENT	INSTALLMENT	300.00
PITNEY BOWES	LEASE	237.93
RASMUSSEN MECHANICAL	PROJECT	965.45
SABO CONSTRUCTION	PROJECT	15,108.00
SD DEPT. OF HEALTH	SHOTS	110.00
SD PUBLIC HEALTH LAB	TESTING	39.00
SOUTHSIDE OIL	SERVICE	19,844.13
THOMPSON MEDIA	HANDBOOK	536.99
TRIDLE, JOHN	REIMBURSEMENT	44.68
VILANDRE, ROBERT	CLAIM	527.88
WEST RIVER HISTORY	CONFERENCE	40.00
	TOTAL	\$188,653.03

PUBLIC HEARINGS/BID OPENINGS

Public Hearing

Silvernail moved, Peterson seconded to set a public hearing at 5:05 p.m. on October 15, 2013 for relaxation of open container for Deadweird events on October 25 and 26, 2013. Roll Call: Aye-All. Motion carried.

Public Hearing

Silvernail moved, Van Den Eykel seconded to set a public hearing at 5:07 p.m. on October 15, 2013 for street closures for Veterans and Military Appreciation on November 9, 2013.

HISTORIC PRESERVATION/PLANNING AND ZONING

Change Order

Van Den Eykel moved, Todd seconded to approve Change Order #1 with CAI Construction at 25 and 29 Terrace Street retaining wall at a cost of \$2,280.00. Roll Call: Aye-All. Peterson abstained. Motion carried.

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Expenditure

Van Den Eykel moved, Silvernail seconded to approve expenditure for Conrad Signs to restore Tootsie sign in the amount of \$5,190.00 and direct city attorney to prepare contract. Roll Call: Aye-All.

Proposal

Van Den Eykel moved, Todd seconded to accept proposal from Dr. Diane France for forensic identification and cranial casting in the amount of \$3,825.00 from Historic Preservation Archeology line item, and direct city attorney to prepare contract. Roll Call: Aye-All.

STREETS AND WATER/PARKS AND REC/PUBLIC BUILDINGS

Resignation

Silvernail moved, Peterson seconded to accept the resignation from lifeguard MaKayla McGinnis effective September 20, 2013. Roll Call: Aye-All. Motion carried.

Change Order

Silvernail moved, Todd seconded to accept Change Order #1 with GS Construction at Deadwood Pavilion to paint interior of plexiglas windows at zero cost. Roll Call: Aye-All. Motion carried.

Information

Public Works Direct Raysor presented a video to the Commission concerning infrastructure problems at Stage Run Development. Raysor believes the pipes were installed incorrectly and have pulled apart as a result. He called Siteworks, who installed the pipe, mailed a copy of video to them, and will visit after contractor has a chance to review the video. Commissioner Silvernail asked how long the pipes have been installed and how long should they have lasted. Raysor replied the pipes have been in for three years and should have lasted fifty plus years. Public Works is digging up the area where storm sewer is broken and replacing curb and sidewalk, as well as evaluating other areas for possible holes in pipe. Mayor Turbiville asked if City has any recourse and Raysor said the City signed off on the project about two years ago. Turbiville asked Raysor to keep the Commission informed.

Resignation

Silvernail moved, Todd seconded to accept the resignation from Mt. Moriah employee Earla Karels effective September 8, 2013. Roll Call: Aye-All. Motion carried.

Information

Turbiville informed the Commission the Rec Center pool will be closed all week for cleaning and building will be closed Thursday October 3 through Sunday October 6, 2013.

LEGAL BUSINESS

Contract

Todd moved, Silvernail seconded to allow the Mayor to sign the contract with Forgey Construction for retaining wall on McGovern Hill. Roll Call: Aye-All. Motion carried.

Easement

Silvernail moved, Van Den Eykel seconded to allow the Mayor to sign the Partial Release of Right of Way for drainage and utility easement at Blondie's property. Roll Call: Aye-All. Motion carried.

Contract

Silvernail moved, Todd seconded to allow the Mayor to sign the contract with CAI Construction for dry stacked stonewall project on Terrace Street. Roll Call: Aye-All. Peterson abstained. Motion carried.

Contract

Silvernail moved, Peterson seconded to allow the Mayor to sign the contract with Sacrison Paving for Miller Street Lot paving. Roll Call: Aye-All. Motion carried.

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MAYORS BUSINESS

Parking

Mayor Turbiville said the 90-day free parking in Lower Main Parking Lot ends September 30. Silvernail moved to put meters back in at Lower Main and request that \$17,000.00 be paid back to city. Mayor stated before the Commission determines whether anything is to be reimbursed from the Deadwood Business Club, information needs to be gathered such as trolley, sales tax and parking ramp revenue. Mayor suggested that anything regarding repayment be deferred for a week but that meters go back up. Silvernail agreed and amended her motion. Turbiville seconded for discussion. Peterson stated he would like get numbers before doing anything on the subject. Turbiville stated that the motion was to defer action on the \$17,000.00 until numbers were compiled, but meters should be put up. VandenEykel added that it would be premature to put meters back up until information was gathered. Turbiville referred Commission to May 28 meeting whereby Commission agreed to a 90 day trial with no guarantee of continued free parking, which has expired. Therefore, the only decision left for the Commission was to determine whether 90 day trial period did increase revenue and repayment was not necessary. Turbiville read Todd's motion from May 28, 2013 which stated "Todd moved, VandenEykel seconded to allow 90 day trial period at Lower Main Lot from July 1 to September 30 . . . with no guarantee of continued free parking." Todd said he did make the motion and a deal is a deal, but a trial was to determine if it was advantageous to allow free parking on Lower Main Lot. Todd would like to see numbers before making the determination, and if the trial did not pencil out, cost the city money and didn't generate additional revenue downtown, he agrees that a deal is a deal, but would like to see numbers before we spend time and effort to put meters back up. Turbiville asked Todd if he must be anticipating that there will be free parking after the 90 day period. Gary hoped it would prove to be advantageous for our businesses downtown. Turbiville stated that the City should be collecting revenue from the lot and it is a misuse of public funds to stop collecting revenue while we determine, since agreement was that there was no guarantee of continued free parking and reminded Commissioners of all the items funded by Parking and Transportation Fund. Discussion continued among commissioners about cost of putting meters back up, and if not, does this mean Commission is anticipating free parking to continue. Upon question from VandenEykel regarding employee cost to put meters up and how much revenue was derived for a week, Fuller estimated around \$800, which is one-two days of employee time. Weekly parking revenue figures at Lower Main for one week was not readily available. VandenEykel did not think extending discussion for one week would break the bank, and Turbiville agreed it would not, but an agreement was made by public officials for 90 days only, and should be honored. Roll Call: Aye-Peterson, Silvernail, Todd, Turbiville. Nay-Van Den Eykel. Motion carried.

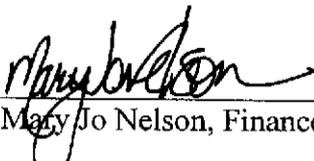
ITEMS FROM MAYOR, COMMISSIONERS, DEPARTMENT HEADS NOT ON AGENDA

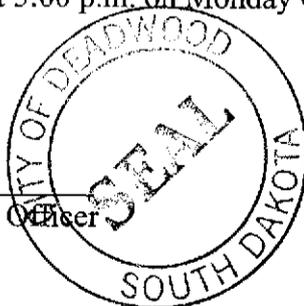
Commissioner Van Den Eykel asked Raysor if he received the cost for storm sewers and to bury cable lines on the Broadway Alley project. Raysor replied the cost is \$21,582.00 plus mobilization. Turbiville added there would be no room for transformers if cables were to be buried.

ADJOURNMENT

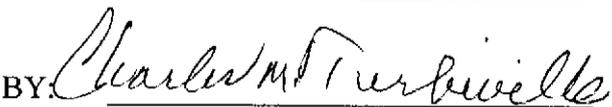
Silvernail moved, Van Den Eykel seconded to adjourn the regular session at 5:32 p.m. The next regular meeting will be at 5:00 p.m. on Monday October 7, 2013.

ATTEST:


Mary Jo Nelson, Finance Officer



DATE: Oct. 15, 2013

BY: 
Charles M Turbiville, Mayor

Published once at the total approximate cost of _____