

REGULAR MEETING, April 6, 2020

The Regular Session of the Deadwood City Commission convened on Monday, April 6, 2020 at 1:00 p.m. in the Deadwood City Commission Chambers, 102 Sherman Street, Deadwood, South Dakota. Mayor David Ruth Jr. called the meeting to order with the following members present: Department Heads, City Attorney Quentin L. Riggins, and Commissioners Michael Johnson, Sharon Martinisko, and Charlie Struble, and Gary Todd via zoom. All motions passed unanimously unless otherwise stated.

Due to the need for social distancing, this commission meeting was conducted via teleconference.

APPROVAL OF MINUTES

Martinisko moved, Johnson seconded to approve the minutes of March 16 March 25, March 30 and Board of Equalization minutes of March 16, 2020. Roll Call: Aye-All. Motion carried.

MARCH, 2020 PAYROLL: COMMISSION, \$2,730.76; FINANCE, \$19,318.99; PUBLIC BUILDINGS, \$10,818.30; POLICE, \$69,290.46; FIRE, \$5,616.90; BUILDING INSPECTION, \$4,870.56; STREETS, \$33,760.27; PARKS, \$22,493.67; PLANNING & ZONING, \$4,418.08; LIBRARY, \$695.06; RECREATION CENTER, \$16,510.83; HISTORIC PRESERVATION, \$18,298.15; WATER, \$21,250.15; PARKING METER, \$10,884.45; TROLLEY, \$18,935.03; PARKING RAMP, \$844.00. **PAYROLL TOTAL: \$260,735.66.**

MARCH, 2020 PAYROLL PAYMENTS:

Internal Revenue Service, \$62,162.01; S.D. Retirement System, \$29,953.24; Delta Dental, \$4,455.76.

APPROVAL OF DISBURSEMENTS

Struble moved, Martinisko seconded to approve the April 6, 2020 disbursements. Roll Call: Aye-All. Motion carried.

A & B BUSINESS SOLUTIONS	CONTRACT	342.87
A-1 CONSTRUCTION	PROJECT	41,611.12
ACE HARDWARE	SUPPLIES	485.92
ACE INDUSTRIAL SUPPLY	SUPPLIES	313.30
AFFORDABLY CREATIVE	PROJECT	4,583.00
ALBERTSON ENGINEERING	SERVICE	67.50
ALL ASPECTS	SUPPLIES	1,004.87
ALSCO	SUPPLIES	560.93
ARCADIA PUBLISHING	SERVICE	18.43
ATCO INTERNATIONAL	SUPPLIES	480.00
BALCO UNIFORM	UNIFORMS	177.05
BH CHEMICAL	SUPPLIES	1,475.83
BH ENERGY	SERVICE	28,684.58
BH PIONEER	SUBSCRIPTION	130.99
BH SECURITY	SERVICE	2,883.89
BH TENT	SERVICE	1,696.52
BLACKSTRAP	SAND	7,528.75
BOMGAARS	SUPPLIES	134.98
BUCKMASTER, CATHY	REFUND	35.00
BUTLER MACHINERY	SUPPLIES	1,278.20
BUTTE COUNTY EQUIPMENT	SERVICE	10,950.00
CERTIFIED LABORATORIES	SUPPLIES	161.00
CHAINSAW CENTER	SUPPLIES	617.44
CMI SOFTWARE CORP	SERVICE	7,150.00
DEADWOOD CHAMBER	BILL LIST	11,393.87
DEADWOOD CHAMBER	OUTLAW SQUARE	13,000.00
DEADWOOD GAMING	BID#8	10,000.00
DEADWOOD HISTORY	SERVICE	425.00
EAGLE ENTERPRISES	SUPPLIES	1,958.80
ECOLAB PEST ELIMINATION	SERVICE	360.85
EMERY-PRATT	BOOKS	11.04
FASTENAL	SUPPLIES	49.02
FERBER ENGINEERING	PROJECT	6,066.00
FIB CREDIT CARDS	SUPPLIES	59.42
FIRST INTERSTATE BANK	TIF#8	712.98
GALLS	SUPPLIES	252.64
GENERAL TRAFFIC CONTROLS,	SUPPLIES	420.00
GOLDEN WEST	SERVICE	5,258.26
GRIMM'S PUMP	SUPPLIES	94.43
GUNDERSON, PALMER, NELSON	SERVICE	12,022.00
HAWKINS	SUPPLIES	1,624.31
HENRIS, DIANA	REFUND	35.00
HERMOSA ARTS	GRANT	2,760.00
HI-VIZ SAFETY WEAR	SUPPLIES	85.72
HILLYARD	SUPPLIES	323.85
HOMETOWN TROLLEY	SUPPLIES	164.74
JACOBS WELDING	SERVICE	51.80
JANKE AND SONS TRUCKING	SERVICE	3,700.00
JOHNSTON, DEBRA	REFUND	35.00
KETZER, JESSE	REFUND	30.00
KNECHT	SUPPLIES	966.52
KUBOTA LEASING	SERVICE	1,504.00
LAWRENCE CO. REGISTER	FEE	210.00
LAWSON PRODUCTS	SUPPLIES	431.60
LEAD-DEADWOOD SANITARY	CONSUMPTION	26,133.52
LOUDEN, BRYAN	PROJECT	2,437.78
LOWE ROOFING	PROJECT	2,502.00

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LYNN'S	SUPPLIES	7.83
MCGRATH, RHONDA	REIMBURSEMENT	477.00
MDU	SERVICE	10,388.61
MS MAIL	SERVICE	2,244.59
MUNCE, TRACY	REFUND	35.00
MUTUAL OF OMAHA	INSURANCE	266.58
NETWORK SERVICES	SUPPLIES	775.87
NORTHWEST PIPE FITTINGS	SUPPLIES	2,315.00
OFFICE DEPOT	SUPPLIES	1,483.11
OTIS ELEVATOR	SERVICE	151.70
PASSPORT LABS	METERS	57.00
PENNINGTON CONSERVATION	SUPPLIES	720.00
PETTY CASH	FINANCE	129.84
PINNACLE CARPET CLEANING	SERVICE	794.23
POWERPLAN OIB	SUPPLIES	289.42
PRO-STEAM CARPET	SERVICE	164.25
QUIK SIGNS	SIGNS	377.75
QUILL	SUPPLIES	393.92
RAKOW, JASON	MEETINGS	150.00
RASMUSSEN MECHANICAL	SERVICE	112.75
RECREATION SUPPLY	SUPPLIES	128.36
RITZ, JODY	PROJECT	616.07
ROCK RIDGE TRUCKING	SERVICE	3,135.00
RUNGE, MIKE	REIMBURSEMENT	64.05
RUSHMORE COMMUNICATIONS	RADIOS	6,482.40
RYSELL, ERIN	REFUND	35.00
S AND C CLEANERS	SERVICE	5,828.00
SANDER SANITATION	SERVICE	11,220.03
SANTOCHI, TREVOR	PROJECT	932.50
SCHLEPP, CONNIE	REFUND	35.00
SCOTT PETERSON MOTORS	PICKUP	28,899.00
SD DEPT. OF CORRECTIONS	FIREWISE	313.65
SD PUBLIC HEALTH LAB	TESTING	30.00
SERVALL	SUPPLIES	1,343.52
SEW IT GOES	SERVICE	670.11
SHOCKEY, TROY	REFUND	35.00
SIMON CONTRACTORS	PROJECT	30,132.33
SOUTHSIDE OIL	SERVICE	2,815.00
SOUTHSIDE SERVICE	SERVICE	25.00
STANLEY STEEMER	SERVICE	8,453.00
STARTZ & STARTZ LANDSCAPING	SERVICE	640.00
SUMMIT COMPANIES	INSPECTION	179.99
TCF EQUIPMENT FINANCE	TROLLEYS	9,400.86
TIDWELL, JULIE	REFUND	35.00
TOMS, DON	PROJECT	600.00
TRAFFIC SAFETY WAREHOUSE	SIGNS	1,500.00
TRIPLE K	SERVICE	21.00
TWILIGHT	SUPPLIES	294.31
TWIN CITY CLOTHING CENTER	ALLOCATION	2,500.00
TWIN CITY HARDWARE	SUPPLIES	9,659.44
TWIN CITY HARDWARE	GRANT	41.89
VAST	SERVICE	3,320.81
VERIZON WIRELESS	SERVICE	186.64
VICTOR STANLEY	BENCHES	7,921.00
VIEHAUSER ENTERPRISES	SERVICE	1,982.78
WELLMARK	INSURANCE	53,960.73
WERLINGERS	REPAIRS	9,519.85

Total \$ 441,744.09

CONSENT

Todd questioned some expenditures and given the circumstances, thought some could be delayed. Mayor Ruth Jr. stated department heads have been given the task to delay certain projects. Todd moved, Martinisko seconded to approve the following consent items. Roll Call: Aye-All. Motion carried.

- A. Permission for Mayor to sign Oakridge Cemetery Certificates of Purchase and Warranty Deeds for Rick Whitelock and Julia A. Laurenti.
- B. Permission to increase wages for the following part-time employees to \$12.50 per hour retroactive to March 8, 2020 per new part-time wage scale. Rec Center: Anna Campbell, Hannah Campbell, Brittney Case, Sage Forsting, Rebecca Groeger, Rachel Janssen, Kaitlyn Meade, Valerie Meiners, Adriane Melcher, Bradley Morgan, Aaron Olinger, Brandon Russell, Edmund Ryan, Hailey Trewhella and Jennifer Widener. Historic Preservation: Barbara Fosheim. Library: Jenna Fowls and Lili Sjomeling. Fire: Sandra Glover. Parking Ramp: Andrew Goodwin.
- C. Permission for Mayor to sign contract with GTI Companies for City Hall Parking Lot Project.
- D. Acknowledge the Library Board hiring Patricia Brown as Library Director at \$50,000.00 year effective April 1, 2020.
- E. Accept resignation from Parks Department employee Riley Lundquist effective April 7, 2020.

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- F. Accept resignation from Rec Center employee Valerie Meiners effective March 26, 2020.
- G. Accept resignation from Rec Center employee Conor Aldridge effective April 7, 2020.
- H. Permission to add Public Works Seasonal Technician Position to part-time/seasonal wage scale with a starting wage of \$14.50 per hour.
- I. Permission to advertise for Public Works Seasonal Technician Position.
- J. Permission to promote Andrew Larvie back to certified police officer position effective 4/4/2020 at the pay rate of \$24.68 per hour.
- K. Permission to advertise for Community Service Officer position in-house for 5 days and then in official newspaper.
- L. Permission to hire Jeffery Rodriguez, II as a certified police officer at \$24.31 per hour effective April 21, 2020, pending pre-employment screening.
- M. Permission to purchase 6500 gallons of gas at \$1.12 per gallon from Southside Oil.
- N. Permission to enter into contract with Albertson Engineering for Professional Services in the amount not to exceed \$70,000.00 for retaining wall projects and other engineering needs as budgeted in HP Professional Services.
- O. Permission to enter into contract with BDT Architects & Design for Deadwood Event Complex Wayfinding project in an amount of \$3,800.00 for HP Public Education line item.
- P. Permission to enter into contract with Jaci Conrad Pearson for Oral History Project in amount of \$6,750.00 as budgeted in HP Archives line item.
- Q. Permission to enter into contract with Tree Wise Men for tree trimming in Mt. Moriah Cemetery in the amount not to exceed \$16,450.00 as budgeted in the Historic Cemeteries Enterprise Fund.
- R. Permission to make 2020 Budget Allocation to Teen Court in the amount of \$8500.00. (To be paid from Bed & Booze -\$4500- and Police -\$4000)
- S. Resolution 2020-13 Declare Surplus Property

**RESOLUTION NO. 2020-13
TO DECLARE THE FOLLOWING SURPLUS PROPERTY**

BE IT RESOLVED by the Deadwood City Commission that the City of Deadwood approve the following be declared surplus, accept sealed bids until 2:00 p.m. on April 28, 2020. Bids will be publicly opened at 2:00 p.m. on stairs of City Hall located at 102 Sherman Street, Deadwood, SD with results presented to the City Commission on May 4, 2020 at 5:00 p.m.

2007	John Deere	X748 Tractor	Serial # 030094
1989	Freightliner	FLD120	Vin # 1FU YDCYB4KP345114
2000	Kawasaki	KAF950A1 MULE	Vin # JK1AFDA19YB501920
2002	Genie	GS2032 Lift	Serial # 83156

BE IT RESOLVED by the Deadwood City Commission that the City of Deadwood approved the following be declared surplus and sold or donated to Deadwood Chamber of Commerce, allowable under SDCL 6-5-2:

2005	Yamaha	JR6-138206	Vin # 5Y4JW52Y95A000123
2005	Yamaha	JR6-142515	Vin # 5Y4JW52Y25A000481

BE IT RESOLVED by the Deadwood City Commission that the City of Deadwood approve the following to be declared surplus and destroyed:

HP Compaq 6005 Pro Microtower – Serial #2UA102AW3R	
HP ProDesk 600 G1 SFF – Serial #2UA42809Q3	
HP ProDesk 600 G1 SFF – Serial #MXL3502BWO	
HP Pro 3500 Series MT – Serial #MXL41204BK	
Compaq – Serial #USH436001S	Scanner – Serial #12130B1829
Card Reader	Printer – Model SP700
TV – Serial# 11001948NA	

Dated this 6th day of April, 2020

ATTEST:

/s/ Jessica McKeown, Finance Officer

CITY OF DEADWOOD

/s/ David Ruth Jr., Mayor

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T. Resolution 2020-14 Establish Cash Designations for 2019

Resolution 2020-14

A RESOLUTION TO ESTABLISH CASH DESIGNATIONS

Be it resolved by the Deadwood City Commission that the City of Deadwood approved the establishment of cash reserves in the following funds for future capital expenditure purposes per SDCL 9-21-14.1 as of December 31, 2019:

General Fund Designated for Equipment Replacement-

Streets Department \$ 60,000.00

Parks Department \$ 12,000.00

General Fund Designated for Fire Truck: \$ 393,509.00

Business Improvement District #7 Designated for Convention Center: \$ 341,720.70

Parking and Transportation Designation for Trolley Replacement: \$ 181,168.00

Dated this 6th day of April, 2020

ATTEST:

/s/ Jessica McKeown, Finance Officer

CITY OF DEADWOOD

/s/ David Ruth Jr., Mayor

- U. Permission to write off 2018 uncollectable accounts receivable bill in the amount of \$868.50, for damage done to City property.
- V. Permission to hire Northern Hills Homes to do body repairs on Trolley #4 in the amount of \$6,995.00. (To be paid from Trolley Repairs budget, insurance funds received in 2019.)
- W. Permission to Pay Donarski Lawncare and Landscaping \$3,732.50 for Miller Street Tree and Debris Clean-up. (To be paid from Parks Professional Services.)
- X. Approve Resolution 2020-12 To Surplus Police Asset

RESOLUTION NO. 2020-12

TO DECLARE THE FOLLOWING SURPLUS PROPERTY

BE IT RESOLVED by the Deadwood City Commission that the City of Deadwood approved the following be declared surplus and donated to retiree.

Sig Sauer P226 Elite Pistol – 47A190687

Dated this 6th day of April, 2020

ATTEST:

/s/ Jessica McKeown, Finance Officer

CITY OF DEADWOOD

/s/ David Ruth Jr., Mayor

- Y. Permission to hire Rasmussen Mechanical to replace roof top unit at Fire Hall in the amount of \$18,736.00 (to be paid from Public Buildings)
- Z. Allow use of Sherman Street lot from 8:00 a.m. to 12:00 p.m. on May 28 2020 for Lead-Deadwood School District 4th and 5th Grade Triathlon. (pending CDC guidelines on all public gatherings)
- AA. Allow use of public property at the Event Complex on Saturday, September 10, 2020 for Black Hills Veterans March and Marathon. Deposit has been received.
- BB. Allow use of public property at the Event Complex on September 17 through September 20 for Black Hills Jeep Jamboree
- CC. Allow use of Sherman Street lot on Saturday June 20, 2020 for the Big Mick

BID ITEMS

Results

Mayor Ruth Jr. stated one bid was opened for Installation of the Infrastructure related to TIF #12 affordable Housing Stage Run. Bid bond and acknowledge of Addendum #1 were received.

A&L Contractors – Base Bid \$419,202.60

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Public Works Director Nelson Jr. requested Commission reject bid due to over budget and rebid the project. Martinisko moved, Johnson seconded to reject bid from A& L Contractors. Roll Call: Aye-All. Motion carried.

PUBLIC HEARINGS

License

Public hearing was opened at 5:05 p.m. by Mayor Ruth Jr. No one spoke in favor or against, hearing closed.

Johnson moved, Struble seconded to approve the Retail (on sale) Liquor – Restaurant License for Scott Jacobs Brewery at Jacobs Brewhouse at 79 Sherman Street. Roll Call: Aye-All. Motion carried.

License

Public hearing was opened at 5:06 p.m. by Mayor Ruth Jr. No one spoke in favor or against, hearing closed.

Todd moved, Martinisko seconded to approve the Retail (on sale) Liquor – Restaurant License for Mustang Sally's at 634 Main Street. Roll Call: Aye-All. Motion carried.

Set

Todd moved, Struble seconded to set public hearing on April 20 for Wednesday Night Summer Concert Series at Outlaw Square. Roll Call: Aye-All. Motion carried.

Martinisko moved, Johnson seconded to set public hearing on April 20 for Wild Bill Days Event. Roll Call: Aye-All. Motion carried.

Todd moved, Struble seconded to set public hearing on April 20 for Legends Ride. Roll Call: Aye-All. Motion carried.

Martinisko moved, Struble seconded to set public hearing on April 20 for Bike Parking. Roll Call: Aye-All. Motion carried.

Martinisko moved, Johnson seconded to set public hearing on April 20 for Days of '76 Event. Roll Call: Aye-All. Motion carried.

NEW BUSINESS

Contract

Public Works Director Nelson Jr. stated this contract is for design services to oversee the project. Martinisko moved, Johnson seconded to enter into contract with Affordable Creative Engineering Services for Civil Engineering and Construction Administration Services for the City Hall Parking Lot Project in the amount of \$15,080.00, to be paid from P&T budget. Roll Call: Aye-All. Motion carried.

Contract

Martinisko moved, Struble seconded to enter into contract with American Engineering Testing Inc. for construction materials testing services for the City Hall Parking Lot Project in the amount of \$5,718.00, to be paid from Streets budget. Roll Call: Aye-All. Motion carried.

Amendment

Public Works Director Nelson Jr. Stated the amendment includes the current rental rate. Todd moved, Martinisko seconded to approve amended First Amendment to Land Lease Agreement from December 7, 2009 between City of Deadwood, a South Dakota municipal corporation ("Landlord") and CommNet Cellular Inc. d/b/a Verizon Wireless ("Tenant"), Cell Tower Site located above the Mt. Moriah Cemetery. Roll Call: Aye-All. Motion carried.

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Final Plat

Zoning Administrator Russell explained the plat and property lines. Martinisko moved, Struble seconded to act as Board of Adjustments and approve Final Plat of Stewart/Terrace Neighborhood legally described as: Lots 1A, 1B, 1C, and dedicated public Right-of-Way of Highland Addition to the City of Deadwood, Lawrence County, South Dakota formerly a Portion of Tracts 1 and 2 of Highland Addition, Portions of Probate Lots 8, 168, 298 and Vacated Terrace Street located in the NW1/4 of Section 26, T5N, R3E, B.H.M. Planning and Zoning Commission approved on April 1, 2020. Roll Call: Aye-All. Motion carried.

Approval

Historic Preservation Officer Kuchenbecker explained the project. Martinisko moved, Johnson seconded to approve Black Hills Doors to install two LA400 operators and one KOW250 wireless keypad for the gate at Mt. Moriah Cemetery in the amount of \$6,514.00. (To be paid from Historic Cemeteries Enterprise Fund, budgeted.) Roll Call: Aye-All. Motion carried.

Brochures

Johnson moved, Struble seconded to allow Historic Preservation office to have 100,000 Mt. Moriah Cemetery brochures printed for the 2020 tourist season with MS Mail in the amount of \$14,355.00. (To be paid from Historic Cemeteries Enterprise Fund, budgeted.) Roll Call: Aye-All. Motion carried.

Advertise

Martinisko moved, Struble seconded to advertise for the Installation of the Infrastructure related to TIF #12 Affordable Housing Stage Run and set bid opening for Thursday, April 30 at 2:00 p.m., with results presented to Commission on Monday, May 4, 2020. Roll Call: Aye-All. Motion carried.

INFORMATIONAL ITEMS AND ITEMS FROM CITIZENS


Attorney Riggins requested Executive Session for legal matters per SDCL 1-25-2(3) and personnel matters per SDCL 1-25-2 (1) with possible action.

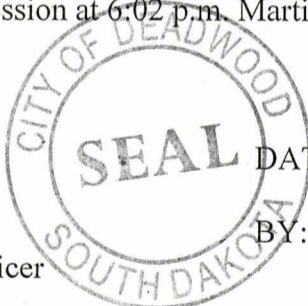
ADJOURNMENT

Johnson moved, Struble seconded to adjourn the regular session at 5:30 p.m. and convene into Executive Session for legal matters per SDCL 1-25-2(3) and personnel matters per SDCL 1-25-2 (1) with possible action. The next regular meeting will be on Monday, April 6, 2020.

After coming out of executive session at 6:02 p.m. Martinisko moved, Struble seconded to adjourn.

ATTEST


Jessica McKeown, Finance Officer



DATE: 4/20/20

BY: 

David Ruth Jr., Mayor

Published once at the total approximate cost of _____