

## REGULAR MEETING, DECEMBER 2, 2019

The Regular Session of the Deadwood City Commission convened on Monday, December 2, 2019 at 5:00 p.m. in the Deadwood City Commission Chambers, 102 Sherman Street, Deadwood, South Dakota. Mayor 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, Charlie Struble, and Gary Todd. All motions passed unanimously unless otherwise stated.

### APPROVAL OF MINUTES

Struble moved, Johnson seconded to approve the minutes of November 18, 2019. Roll Call: Aye-All. Motion carried.

NOVEMBER, 2019 PAYROLL: COMMISSION, \$2,730.76; FINANCE, \$18,434.66; PUBLIC BUILDINGS, \$7,933.53; POLICE, \$70,718.96; FIRE, \$5,536.45; BUILDING INSPECTION, \$4,142.00; STREETS, \$33,965.22; PARKS, \$24,453.58; PLANNING & ZONING, \$4,312.30; LIBRARY, \$6,514.87; RECREATION CENTER, \$14,816.65; HISTORIC PRESERVATION, \$16,744.27; WATER, \$16,428.99; PARKING METER, \$9,474.16; TROLLEY, \$19,303.64; PARKING RAMP, \$908.96. **PAYROLL TOTAL: \$256,419.00.**

### NOVEMBER, 2019 PAYROLL PAYMENTS:

Internal Revenue Service, \$59,693.50; S.D. Retirement System, \$28,469.42; Delta Dental, \$4,541.66.

### APPROVAL OF DISBURSEMENTS

Todd moved, Martinisko seconded to approve the December 2, 2019 disbursements. Roll Call: Aye-All. Motion carried.

|                             |               |            |
|-----------------------------|---------------|------------|
| A & B BUSINESS SOLUTIONS    | CONTRACT      | 334.10     |
| A & I DISTRIBUTORS          | SUPPLIES      | 72.35      |
| ACE HARDWARE                | SUPPLIES      | 349.14     |
| ALSCO                       | SUPPLIES      | 260.82     |
| AMANO MCGANN                | READER        | 3,060.14   |
| ANFINSON, JOHN MARK         | DIORAMA       | 45,000.00  |
| BIG TEX TRAILER             | SERVICE       | 8,095.00   |
| BH CHEMICAL                 | SUPPLIES      | 308.48     |
| BH SPECIAL SERVICES         | CLEANING      | 1,610.00   |
| BUTTE COUNTY EQUIPMENT      | RENTAL        | 500.00     |
| CAI CONSTRUCTION            | PROJECT       | 35,405.02  |
| CENTURY BUSINESS PRODUCTS   | CONTRACT      | 352.36     |
| CHANAY-MOODIE, JEANETTE     | REIMBURSEMENT | 54.60      |
| COLGROVE, TODD              | PROJECT       | 201.50     |
| CREATIVE PRODUCT SOURCING   | DARE SUPPLIES | 1,378.79   |
| CULLIGAN                    | SUPPLIES      | 21.50      |
| DAKOTA LUMBER               | PROJECT       | 18,153.00  |
| DEADWOOD ALIVE              | BID #8        | 10,242.00  |
| DEADWOOD CHAMBER            | BILL LIST     | 15,471.00  |
| DEADWOOD CHAMBER            | OUTLAW SQUARE | 31,841.31  |
| DVFD                        | REIMBURSEMENT | 446.97     |
| DIVERSIFIED INSPECTIONS     | INSPECTIONS   | 1,330.08   |
| DOOLITTLE, JAMES            | SERVICE       | 800.00     |
| ECKERT'S GREENHOUSE         | SUPPLIES      | 733.08     |
| ECOLAB                      | SERVICE       | 254.73     |
| EMERY-PRATT                 | BOOKS         | 109.70     |
| ESO FIREHOUSE SOFTWARE      | SERVICE       | 675.00     |
| FAST BREAK SCREEN PRINTING  | SERVICE       | 60.00      |
| FASTENAL                    | SUPPLIES      | 109.00     |
| FIRST INTERSTATE BANK       | TIF PAYMENT   | 250,373.21 |
| GALLS                       | UNIFORMS      | 136.65     |
| GLOBAL EQUIPMENT            | SUPPLIES      | 5,158.59   |
| GOLDEN WEST                 | SERVICE       | 53.13      |
| GUNDERSON, PALMER, NELSON   | SERVICE       | 4,513.21   |
| HILLYARD                    | SUPPLIES      | 18.60      |
| HISTORIC HOMESTAKE OPERA    | TREE          | 140.00     |
| HOLIDAY INN MITCHELL        | SERVICE       | 354.54     |
| HOMETOWN TROLLEY            | SUPPLIES      | 120.03     |
| INTEGRATED PARKING SOLUTION | MAINTENANCE   | 3,456.00   |
| IVERSON, FRANCIS            | PROJECT       | 3,500.82   |
| JANKE AND SONS TRUCKING     | SERVICE       | 3,326.39   |
| KNECHT                      | PROJECT       | 802.52     |
| LEAD-DEADWOOD REGIONAL      | FLU SHOTS     | 460.00     |
| LIBERTY NATIONAL BANK       | TIF PAYMENT   | 112.28     |
| LUX, JUSTIN                 | REIMBURSEMENT | 34.64      |
| MADER, JOHN                 | PROJECT       | 3,772.90   |
| MARKERTEK VIDEO SUPPLY      | SUPPLIES      | 106.56     |
| MENARD'S                    | SUPPLIES      | 987.00     |
| MIDWEST TAPE                | DVDS          | 216.40     |
| MIGHTY MOUNTS               | SUPPLIES      | 30.10      |
| MDU                         | SERVICE       | 8,396.82   |
| MS MAIL                     | SERVICE       | 145.69     |
| MUTUAL OF OMAHA             | INSURANCE     | 255.55     |
| NAMMINGA, LYNN              | PROJECT       | 34.54      |
| NEIGHBORHOOD HOUSING        | CONTRACT      | 3,003.75   |
| NETWORK SERVICES            | SUPPLIES      | 96.90      |
| NORTHERN HILLS RECREATION   | BID #8        | 11,300.29  |
| NORTHWEST PIPE FITTINGS     | SUPPLIES      | 238.78     |
| NORTHWESTERN POWER          | SUPPLIES      | 476.00     |
| NUSTEP                      | RECUMBENT     | 6,085.00   |
| OTIS ELEVATOR               | MAINTENANCE   | 730.32     |

**REGULAR MEETING, DECEMBER 2, 2019**

|                            |               |              |
|----------------------------|---------------|--------------|
| PASSPORT LABS              | METERS        | 75.00        |
| PETTY CASH                 | HP/ZONING     | 177.69       |
| PITNEY BOWES               | POSTAGE       | 500.00       |
| PL CARPENTRY               | PROJECT       | 4,059.00     |
| QUICK TROPHY               | TAG           | 19.17        |
| QUIK SIGNS                 | SERVICE       | 31.42        |
| RAPID SPA                  | SUPPLIES      | 135.94       |
| RCS CONSTRUCTION           | PROJECT       | 64,032.50    |
| RODGERS, BARRY             | REIMBURSEMENT | 168.23       |
| RUNGE, MIKE                | REIMBURSEMENT | 237.08       |
| S AND C CLEANERS           | CLEANING      | 7,328.00     |
| SD ASSN. OF CODE ENFORCEME | MEMBERSHIP    | 40.00        |
| SD BUILDING OFFICIALS      | MEMBERSHIP    | 50.00        |
| SD DEPT. OF HEALTH         | TESTING       | 30.00        |
| SD DEPT. OF PUBLIC SAFETY  | INSPECTION    | 60.00        |
| SD MUNIC. STREET MAINTENAN | MEMBERSHIP    | 35.00        |
| SD POLICE CHIEFS'          | MEMBERSHIP    | 386.78       |
| SD WATER & WASTEWATER      | MEMBERSHIP    | 50.00        |
| SERVALL                    | SUPPLIES      | 1,303.75     |
| SIOUX CITY FOUNDRY         | SUPPLIES      | 525.32       |
| SIOUXLAND HERITAGE MUSEUMS | SUPPLIES      | 124.36       |
| SMITH, ELIZABETH           | REIMBURSEMENT | 291.76       |
| SD OVERHEAD DOOR           | SERVICE       | 230.00       |
| SOUTHSIDE OIL              | DIESEL        | 14,803.07    |
| TCF EQUIPMENT FINANCE      | TROLLEYS      | 9,400.86     |
| TALLGRASS LANDSCAPE ARCHIT | PROJECT       | 4,000.00     |
| THE LORD'S CUPBOARD        | RECYCLING     | 35.67        |
| TOMS, DON                  | PROJECT       | 600.00       |
| TRIPLE K                   | SERVICE       | 407.99       |
| TWILIGHT                   | SUPPLIES      | 182.17       |
| TWIN CITY HARDWARE         | SUPPLEIS      | 5,484.42     |
| TWIN CITY HARDWARE         | GRANT         | 217.14       |
| UMENTHUM, KEITH            | PROJECT       | 436.56       |
| USA BLUEBOOK               | SUPPLIES      | 44.53        |
| VAST                       | SERVICE       | 3,311.35     |
| VERIZON                    | SERVICE       | 187.18       |
| VICTOR STANLEY             | SUPPLIES      | 26,138.00    |
| WELLMARK                   | INSURANCE     | 54,988.47    |
| WHEELER LUMBER             | SUPPLIES      | 705.60       |
| WINTER CONSTRUCTION        | PROJECT       | 9,078.00     |
| TOTAL                      |               | \$695,578.89 |

**Years of Service**

Fire Chief Rakow presented certificate to Paul Thomson for 10 years of service as a volunteer firefighter. Commission thanked him for his years of service.

**CONSENT**

Johnson moved, Martinisko seconded to approve the following consent items. Roll Call: Aye-All. Motion carried.

- A. Approve Mt. Moriah Tour Bus Renewals for 2020 per Ordinance Section 5.40.010.
- B. Permission to close City Hall at 3 p.m. on Friday, December 6<sup>th</sup>, 2019 for staff to assist with Grand Opening of the Outlaw Square.
- C. Permission for City Offices to close at noon on December 24<sup>th</sup>, 2019, with City staff using their leave time.
- D. Permission for Mayor to sign agreement with Greg and Cari Rothenhoefer for extension of utilities to properties located on Spring Street.
- E. Permission to approve updated job description for Water/Wastewater Operator. Permission to advertise in-house for five days and then in official newspaper until filled.
- F. Permission to approve updated job description for Public Buildings Maintenance Technician. Permission to advertise in-house for five days and then in official newspaper until filled.
- G. Permission to engage services with All Aspects, Inc. for plot marking and surveying at Oak Ridge Cemetery.
- H. Approve Resolution 2019-35 to Surplus City Property.

**RESOLUTION NO. 2019-35  
TO DECLARE THE FOLLOWING SURPLUS PROPERTY**

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

|                            |                       |
|----------------------------|-----------------------|
| HP Windows XP Professional | Serial No: USH436001S |
| HP Compaq 8710W            | Serial No: CND8301R2C |
| Gateway 1PA25005355        | Serial No: 0035422873 |



## REGULAR MEETING, DECEMBER 2, 2019

Dated this 18th day of November, 2019

ATTEST:

/s/ Jessica McKeown, Finance Officer

CITY OF DEADWOOD

/s/ David Ruth Jr., Mayor

- I. Remove seasonal employees from payroll: Greg Nelson, Troy Jassman, Coltan Radensleben and Jared Quaschnick effective December 1, 2019.
- J. Permission to hire Brandon Russell as a lifeguard effective December 3, 2019 at \$10.31 per hour pending pre-employment screening.
- K. Approve HPC recommendation to provide an Emergency Not-For-Profit grant to the First Baptist Church in the amount of \$20,000 for foundation repairs to the stucco veneer from Not-For-Profit budget line item.
- L. Grant permission to enter into an agreement for professional services for the Trail System Wayfinding Signage in the amount of \$11,520.00 with BDT Architects and Designers to be paid out of 2020 HP budget Professional Services line item.
- M. Grant permission to enter into a contact with South Dakota Archaeological Research Center (SD-ARC) to catalog and compile a final report on the artifacts recovered during 2004 Sherman Street archaeological trenching project in the amount of \$21,823.20. Funding for this project will come from the 2020 HP budget Archaeology line item.

### PUBLIC HEARINGS

#### Set

Martinisko moved, Struble seconded to set public hearing on December 16 for creation of Zone 3 for Open Container, for Outlaw Square located at 703 Main Street. (Zone to include Deadwood Street between Main Street and Pioneer Way and Adjacent sidewalk located along 685 Main Street.) Roll Call: Aye-All. Motion carried.

### NEW BUSINESS

#### Change Order

Historic Preservation Officer Kuchenbecker explained reasoning for the change order. Commissioner Todd questioned why this change was not in the original bid. Kuchenbecker explained the City adopted a new building code after the plans were finished. Martinisko moved, Johnson seconded to approve change order #3 with CAI2 in the amount of \$13,509.00 for retaining wall at 336 Williams Street, bringing total contract to \$155,170.96, including owner's share. Roll Call: Aye-All. Motion carried.

#### First Reading

Finance Officer McKeown explained the funds of the Ordinance, which are: group insurance, DARE funds being moved to another fund, DOT project, hail damage for vehicle, heated sidewalk approved as life safety, BID funds, grants, and TIF. Struble moved, Todd seconded to approve first reading of Ordinance #1303 Supplemental Budget #2 for 2019. Roll Call: Aye-All. Motion carried.

#### Contract

Martinisko moved, Johnson seconded to allow Mayor to sign joint-contract with City of Lead, Central City and Adams Salvage Recycling & Recovery, LLC for 2020 operation of the Tri-City Rubble Site. Roll Call: Aye-All. Motion carried.

#### Agreement

Martinisko moved, Johnson seconded to sign municipal equipment lease agreement with Kubota for a 2020 Skid Steer SSV65. (No funds expended in 2019, to be paid from Parks annual appropriation budget.) Commission thanked Public Works Director Nelson Jr. for updating the equipment. Roll Call: Aye-All. Motion carried.

### INFORMATIONAL ITEMS AND ITEMS FROM CITIZENS

- Festival of Trees – Lead Opera House – December 4<sup>th</sup> and 5<sup>th</sup>
- Outlaw Square Open House – December 6<sup>th</sup> at 5:00 p.m.

Bobby Rock, Outlaw Square Director, thanked city employees for shoveling and helping with the placement of the Glice.

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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

Martinisko moved, Struble seconded to adjourn the regular session at 5:17 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, December 16, 2019.

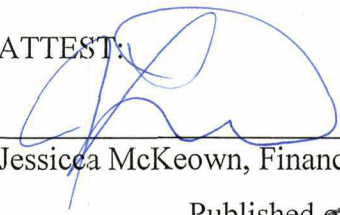
After coming out of executive session at 7:43 p.m.

Martinisko moved, Johnson seconded to reinstate Scott Reif, effective 12/3/19, as Parks Laborer with pay to be at the rate prior to his promotion to Superintendent position. Reif will be subjected to one year of random drug testing at his own expense. Roll call: Aye- All. Motion carried.

Martinisko moved, Johnson seconded to advertise the Parks Superintendent position in-house for five days and then in official newspaper until filled. Roll call: Aye- All. Motion carried.

Martinisko moved, Johnson seconded to adjourn meeting at 7:45 p.m.

ATTEST:

  
\_\_\_\_\_  
Jessica McKeown, Finance Officer

DATE: 12/16/19

BY: 

\_\_\_\_\_  
David Ruth Jr., Mayor

Published ~~once~~ at the total approximate cost of \_\_\_\_\_

