

## REGULAR MEETING, JANUARY 7, 2019

The Regular Session of the Deadwood City Commission convened on Monday, January 7, 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 Katelyn Cook, and Commissioners Sharon Martinisko, Charlie Struble and Gary Todd. All motions passed unanimously unless otherwise stated.

### APPROVAL OF MINUTES

Martinisko moved, Struble seconded to approve the minutes of December 17, 2018, and January 2, 2019. Roll Call: Aye-All. Motion carried.

DECEMBER, 2018 PAYROLL: COMMISSION, \$2,230.76; FINANCE, \$18,538.04; PUBLIC BUILDINGS, \$6,627.02; POLICE, \$60,622.08; FIRE, \$5,217.20; BUILDING INSPECTION, \$4,159.51; STREETS, \$29,822.99; PARKS, \$20,653.49; PLANNING & ZONING, \$5,059.44; LIBRARY, \$6,512.76; RECREATION CENTER, \$14,437.58; HISTORIC PRESERVATION, \$16,451.20; WATER, \$12,115.36; PARKING METER, \$8,908.58; TROLLEY, \$16,988.04; PARKING RAMP, \$116.10. **PAYROLL TOTAL: \$228,460.15.**

### DECEMBER, 2018 PAYROLL PAYMENTS:

Internal Revenue Service, \$53,337.43; S.D. Retirement System, \$26,233.98; Delta Dental, \$4,313.54.

### APPROVAL OF DISBURSEMENTS

Struble moved, Todd seconded to approve the January 7, 2019 disbursements. Roll Call: Aye-All. Motion carried.

A & B BUSINESS	CONTRACT	420.11
ACE INDUSTRIAL	SUPPLIES	5,902.80
ALERE ESCREEN	TESTING	100.00
ALSCO	SUPPLIES	338.76
ARGUS LEADER	SUBSCRIPTION	495.09
ATCO INTERNATIONAL	SUPPLIES	132.00
BARCO PRODUCTS	BENCH	964.78
BDTAID	PROJECT	760.00
BERG, DALE	MEETING	200.00
BIESIOT, TONY	MEETINGS	125.00
BH ENERGY	SERVICE	31,226.24
BH SPECIAL SERVICE	CLEANING	1,330.00
BH TITLE	REPORT	300.00
BH TITLE	CLOSING	494.50
BLAIR, THOMAS	MEETINGS	225.00
BLOOMBERG BUSINESSWEEK	SUBSCRIPTION	69.23
BODY CAMS BY RETIRED COPS	SYSTEMS	10,229.00
BOMGAARS	SUPPLIES	234.95
BRANDON INDUSTRIES	SIGNS	1,038.00
BUTLER MACHINERY	SUPPLIES	1,524.42
CARMODY, ROBIN	MEETINGS	275.00
CHAINSAW CENTER	SUPPLIES	356.88
CHOPS	CATERING	2,450.00
CITY OF FORT PIERRE	GRANT	12,675.00
CONOVER, MICHAEL	GRANT	8,724.50
CONSUMER REPORTS	SUBSCRIPTION	44.00
CULLIGAN	SUPPLIES	64.00
DALES TIRE	SUPPLIES	2,500.12
DEADWOOD CHAMBER	BILL LIST	57,449.64
DEADWOOD ELECTRIC	SERVICE	2,043.02
DEADWOOD HISTORY	PROGRAMS	15,000.00
DIVERSIFIED INSPECTIONS	INSPECTION	230.32
DOCUTEK	MICROFILMING	1,942.70
EAGLE ENTERPRISES	SUPPLIES	1,520.00
EB COMMUNICATIONS	SERVICE	1,442.00
EMERY-PRATT	BOOK	12.95
EPCO ENVIRONMENTAL	SERVICE	862.26
FENTON, KRIS & MELANIE	GRANT	1,919.50
FIDLER, KENDRICK	REFUND	192.00
FIRST NATIONAL CREDIT CARD	SUPPLIES	1,674.92
FLOYD, LAURA	GRANT	1,000.00
GALLS	SUPPLIES	602.16
GAYLORD BROS	SUPPLIES	626.88
GLOBAL EQUIPMENT	SUPPLIES	1,492.91
GLOVER, SANDY	REIMBURSEMENT	277.80
GOLDEN WEST	MONITOR	255.25
GRIMM'S PUMP	SUPPLIES	1,745.59
HAWKINS	SUPPLIES	1,011.05
HILLYARD	SUPPLIES	155.10
HOMETOWN TROLLEY	SEAT	1,241.73
IDENTISYS	CARDS	600.00
IRONWOOD RAINWORKS	PROJECT	399.38
JACOBS WELDING	SERVICE	42.80
JOHNSON, MICHAEL	MEETINGS	300.00
KNECHT HOME CENTER	SUPPLIES	218.40
KNECHT HOME CENTER	SUPPLIES	6,649.21
LAWRENCE COUNTY REGISTER	FEE	30.00
LAWSON PRODUCTS	SUPPLIES	286.86
LIBERTY NATIONAL BANK	PAYMENT	173.71

## REGULAR MEETING, JANUARY 7, 2019

LOWE ROOFING	PROJECT	16,136.00
MARTINISKO, JOHN	MEETINGS	100.00
MAYNARD, MARLIN	REIMBURSEMENT	197.36
MED-TECH RESOURCE	SUPPLIES	230.21
MENARD'S	SUPPLIES	29.99
MID-AMERICA BUSINESS SYSTE	DOORS	4,242.92
MIDWEST TAPE	DVDS	247.12
MDU	SERVICE	9,422.71
MS MAIL	SERVICE	2,812.86
MUTUAL OF OMAHA	INSURANCE	245.65
NETWORK SERVICES	SUPPLIES	314.21
NORTHERN HILLS HOMES	REPAIR	6,805.20
OCHSE, ANN	MEETINGS	300.00
OTIS ELEVATOR	CONTRACT	137.91
PARTSMASTER	SUPPLIES	236.36
PASTPERFECT SOFTWARE	SERVICE	432.00
PEAK BUILDING	GRANT	14,994.50
PEARSON, JACI	PROJECT	3,375.00
PETE LIEN & SONS	CEMENT	1,081.69
PETTY CASH	PZ & HP	125.71
PINE GIRL ARTS	LAYOUT	825.00
PITNEY BOWES	POSTAGE	500.00
PL CARPENTRY	SUPPLIES	16,988.12
PLASTIC WORKS	SUPPLIES	735.00
POSEY, BEVERLY	MEETINGS	300.00
QUIK SIGNS	SIGN	575.48
QUILL	SUPPLIES	547.54
RAKOW, JASON	MEETINGS	200.00
RASMUSSEN MECHANICAL	PROJECT	10,033.72
REAUSAW, CAROL	REFUND	10.00
RECREATION SUPPLY	SUPPLIES	88.67
RICH, BILL	MEETINGS	175.00
ROCKINGTREE LANDSCAPES	TREE	94.22
ROCKMOUNT RESEARCH	SUPPLIES	706.96
RUNGE, BRETT	MEETINGS	125.00
SD DEPT. OF GAME	REPAIR	4,240.00
SD FIREFIGHTERS	DUES	600.00
SD ONE CALL	SERVICE	20.16
SD PUBLIC HEALTH LAB	TESTING	30.00
SERVALL	SUPPLIES	1,133.06
SHEDD, JIM	MEETINGS	175.00
SIOUXLAND HERITAGE MUSEUMS	PANELS	5,000.00
SPEIRS, MARK	PROJECT	1,188.49
STEEL, CINDY	REIMBURSEMENT	38.70
TCF	TROLLEY	9,400.86
TDG COMMUNICATIONS	GUIDES	550.00
TEMPERATURE TECHNOLOGY	PROJECT	1,237.40
THIS OLD HOUSE	SUBSCRIPTION	15.96
TOEWS, LYMAN	MEETINGS	300.00
TRIPLE K	REPAIR	487.49
TWILIGHT	SUPPLIES	360.02
TWIN CITY HARDWARE	SUPPLIES	6,642.05
TWIN CITY HARDWARE	GRANT	7,444.34
TYLER TECHNOLOGIES	SCAN	138.00
UMENTHUM, KEITH	INSPECTIONS	350.00
UNIVERSITY OF WISCONSIN	COURSE	180.00
USA BLUEBOOK	TESTS	50.34
VAST	SERVICE	3,385.81
VERIZON WIRELESS	SERVICE	133.52
WELLMARK	INSURANCE	44,943.71
WINTER & COMPANY	PROJECT	23,815.25

TOTAL \$389,829.79

## ITEMS FROM CITIZENS ON AGENDA

### Presentation

Lawrence County Republicans, Margaret Sager, Margaret Sager, Penny Doering, Judy Jelbert and Terry Weisenberg, presented a sculpture in honor of former Mayor Charles Turbiville for his 10 years of service with District 31 and his loyalty to the citizens of Lawrence County. The sculpture will be on display at the Welcome Center. Commission thanked them for their time.

### CONSENT

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

#### A. Resolution 2019-01 to Establish Wages for 2019

### RESOLUTION NO: 2019-01

#### CITY OF DEADWOOD EMPLOYEE WAGES FOR THE YEAR 2019

BE IT RESOLVED by the Deadwood City Commission that the City of Deadwood hereby approves the following wages for City of Deadwood employees for the year 2019 and shall be paid bi-weekly: Conor Aldridge, \$10.88 per hour; Kenneth Allen, \$21.79 per hour; Bonny Anfinson, \$20.92 per hour; Phillip Arellano, \$13.80 & \$15.80 per hour; Ethan Barkdull,



## REGULAR MEETING, JANUARY 7, 2019

\$10.59 per hour; Ken Batka, \$21.35 per hour; William Binder, \$19.88 per hour; Anthony Bradley, \$26.28 per hour; Daniel Bridenstine, \$22.20 per hour; William Burleson, \$26.02 per hour; Anna Campbell, \$10.31 per hour; Hannah Campbell, \$10.31 per hour; Kasey Campbell, \$21.40 per hour; Deam Carollo, \$15.08 per hour; Marie Carr, \$13.80 per hour; Brittney Case, \$10.31 per hour; Jeanette Chaney-Moodie, \$53,442.74 per year; Kevin Donnelly, \$12.42 per hour; Karla Dower, \$13.80 per hour; Kenneth Elliott, \$11.96 per hour; Rodney Fischer, \$13.80 per hour; Sage Forsting, \$10.31 per hour; Kelly Fuller, \$81,949.14 per year; Sandra Glover, \$9.99 per hour; Andrew Goodwin, \$11.96 per hour; Ron Green, \$85,778.94 per year; Curtis Haugen, \$11.19 per hour; Kenneth Hawki, \$28.84 per hour; Mark Heltzel, \$21.35 per hour; Steven Hogan, \$13.80 per hour; Michael Holbert, \$13.80 per hour; Jason Huber, \$23.72 per hour; Erik Jandt, \$23.72 per hour; Michael Kitzmiller, \$13.80 per hour; Tom Kruzel, \$57,288.66 per year; Donald Kryger, \$25.88 per hour; Kevin Kuchenbecker, \$77,328.42 per year; Andrew Larive \$24.08 per hour; Frank Lawton, \$13.80 per hour; James Lee, \$22.40 per hour; Robert Lester, \$25.76 per hour; Philip Lovell, \$13.11 per hour; Don Luckie, \$12.42 per hr.; Riley Lundquist, \$17.66 per hr.; Justin Lux, \$24.08 per hour; Alexandra Madsen, \$11.15 per hour; Doug Magnuson, \$13.80 per hr.; Dale Marlow, \$13.80 per hour; Sharon Martinisko, \$6,500.00 per year; Kip Mau, \$24.80 per hour; Rhonda McGrath, \$19.81 per hour; Braxton McKeon, \$23.72 per hour; Jessica McKeown, \$77,250.00 per year; Valerie Meiners, \$9.48 per hour; Adriane Melcher, \$9.76 per hour; Kenneth Mertens, \$27.07 per hour; Trent Mohr, \$25.45 per hour; Bradley Morgan, \$9.76 per hour; Peter Morris, \$9.48 per hour; Ronda Morrison, \$26.14 per hour; Casey Nelson, \$19.52 and \$15.08 per hour; Greg Nelson, \$21.35 per hour; Robert Nelson, Jr., \$67,591.42 per year; Debra Oban, \$13.80 per hour; James Olson, \$24.80 per hour; David Osborn, \$13.80 per hour; Janet Osborn, \$11.36 per hour; Sonya Papousek, \$23.72 per hour; Janice Peppmeier, \$20.20 per hour; Cory Percy, \$19.52 per hour; Randy Pfarr, \$25.77 per hour; James Phillips, \$11.42 per hour; Charles Quenzer, \$24.11 per hour; Jerold Rachetto, \$20.54 per hour; Robert Radensleben, \$22.30 per hour; Kenneth Rehberg, \$18.65 per hour; Jeanne Reif, \$10.59 per hour; Scott Reif, \$20.06 per hour; Jerilyn Rich, \$9.48 per hour; Thomas Riley, \$13.80 & \$15.80 per hour; Michael Runge, \$22.53 per hour; David Ruth, \$6,500.00 per year; Jeramy Russell, \$19.81 per hour; Edmund Ryan, \$9.48 per hour; Lance Sandidge, \$21.69 and \$13.80 per hour; David Semingson, \$13.80 per hour; Cory Shafer, \$23.72 per hour; Lili Sjomeling, \$11.36 per hour; Elizabeth Smith, \$16.34 per hour; Sally Sprigler, \$21.35 per hour; James Sternhagen, \$13.80 per hour and \$15.80 per hour; Alea Struble, \$6,500.00 per year; Matthew Symonds, \$21.35 per hour; Katie Tieman, \$10.31 per hour; Gary Todd, \$6,500.00 per year; Teresa Tomford, \$17.83 per hour; Hailey Trehwella, \$10.88 per hour; Misty Trehwella, \$22.45 per hour; John Tridle, \$25.65 per hour; Trevor Tridle, \$19.63 per hour; Hannah Valentine, \$10.31 per hour; Marie Vansickel, \$17.83 per hour; Wylie Walno, \$13.52 per hour; Meghan Wittmis, \$18.82 per hour.

Dated this 7th day of January, 2019

ATTEST:

/s/ Jessica McKeown, Finance Officer

CITY OF DEADWOOD

/s/ David Ruth Jr., Mayor

B. Set Election Day; Tuesday, April 9, 2019

C. Resolution 2019-02 Extending Workers Compensation to Specific Individuals

### **RESOLUTION 2019-02**

#### **A RESOLUTION EXTENDING WORKERS' COMPENSATION COVERAGE TO SPECIFIC INDIVIDUALS FOR THE YEAR 2019**

**BE IT RESOLVED** by the Deadwood City Commission that the City of Deadwood extend the South Dakota Municipal League Workers' Compensation benefit for coverage on the following individuals who are not automatically covered because they are appointed or elected to their positions:

**City Commission:** David Ruth Jr., Sharon Martinisko, Charlie Struble, and Gary Todd;

**Historic Preservation Commission:** Dale Berg, Tom Blair, Robin Carmody, Michael Johnson, Ann Ochse, Beverly Posey, and Lyman Toews;

**Historic Preservation Volunteers:** Judy Farris and Susan Zepkin;

**Library Board:** Dawn Burns, Vicki Buss, Linda Fredrick, Raul Ponce De Leon, and Charlene Miller;

**Planning & Zoning Commission:** Tony Biesiot, John Martinisko, Bill Rich, Brett Runge, and Jim Shedd;

## REGULAR MEETING, JANUARY 7, 2019

**Police Department Reserve Officers:** Kenneth Batka, Deam Carollo, Mark Heltzel, Casey Nelson, Matthew Symonds, and Wylie Walno;

**Deadwood Volunteer Fire Department:** Randy Addington, Phil Arellano, Pat Eastman, Toby Edstrom, Sandy Glover, Bill Glover, Larry Groll, Alex Hamann, Ken Hawki, Mathew Helmin, Francis Iverson, Mike Klamm, Jerity Krambeck, Jeff Millard, Trent Mohr, Dustin Nelson, Jerry Pontius, Cody Rakow, Courtne Rakow, Jason Rakow, Rylan Rakow, Paul Robitaille, Melissa Rodgers, Mike Runge, Richard Stanger, Paul Thomson, Anne Wieringa, and Lei'Ani Wieringa.

The Finance Office will be notified of any personnel changes to the above-mentioned committees and commissioners.

Dated this 7th day of January, 2019

ATTEST:

/s/ Jessica McKeown, Finance Officer

CITY OF DEADWOOD

/s/ David Ruth Jr., Mayor

- D. Permission to increase the cell phone allowance from \$23.08 to \$25.00 per pay period for the following employees: Kevin Kuchenbecker, Ken Mertens, Rob Lester, Kelly Fuller, John Tridle, Don Kryger, Randy Pfarr, Bill Burleson, Tony Bradley, Misty Trehwella, Tom Kruzel, Lance Sandidge, Ron Green and Trent Mohr. Note: This also includes Police Officers covered in the Union Contract for 2019.
- E. Remove seasonal employee Jared Quaschnick from payroll effective November 15, 2018
- F. Permission to allow a RFP to be drafted for IT support and services
- G. Permission to purchase 2019 Chevrolet ¾ ton Silverado Pickup from White's Queen City Motors (budgeted items meets State bid quote) for the Parks Dept.
- H. Permission to purchase 2019 Chevrolet ¾ ton Silverado Pickup from White's Queen City Motors (budgeted item meets State bid quote) for the Streets Dept.
- I. Permission to increase payment to Planning & Zoning Commission and Historical Preservation Commission members from \$25.00 per meeting to \$35.00 per meeting effective January 1, 2019. (Approved in 2019 budget)
- J. Amend Section 24.01 of Union Contract to correct non-certified officers pay to \$21.35, which includes 3% salary increase given to certified officers.
- K. Permission to send Trent Mohr to an International Code Council Training March 4<sup>th</sup> – 8<sup>th</sup> in Denver Colorado with use of City vehicle and total cost not to exceed \$1,500.00
- L. Permission for Mayor to sign agreement with NeighborWorks Dakota Home Resources for Administration of Deadwood Historical Preservation Revolving Loan and Grant Funds. (Funds budgeted with no changes from previous year)
- M. Allow use of public property at the Event Complex on September 8 for Austin-Healy Conclave. Fees and deposit have been received.
- N. Permission to expend up to \$4,500.00 for repairs to snow loader.
- O. Permission to purchase 12 Samsung tablets for Commission meetings at a cost not to exceed \$5,000.00

## PUBLIC HEARINGS

Set

Todd moved, Martinisko seconded to public hearing on January 22 for St. Patrick's Day Events. Roll Call: Aye-All. Motion carried.

## OLD BUSINESS

Job Description

Martinisko moved, Struble seconded to create a new job description for a part-time Custodian for the Rec Center and advertise in-house for five days at \$12.27 an hour. Public Works Director Green stated this position will help the facility. Roll Call: Aye-All. Motion carried.



## REGULAR MEETING, JANUARY 7, 2019

### NEW BUSINESS

#### Ordinances

Police Chief Fuller gave an overview of Ordinance 1284, Amending Chapter 5.40 Tourist Conveyances. Ron Pray, Boot Hill Tours, asked the Commission to consider two adjustments. The first adjustment is 30-minute restriction in Mt. Moriah. Mr. Pray would like the ordinance state "30-minute restriction unless there is congestion dealing with other buses". The second adjustment is scheduling with Charter Group Tours. He would like the ordinance state "Bus Tours be restricted to scheduling Charter Tours on other bus companies regular scheduled time, unless Charter Bus has no flexibility in itinerary." Discussion was held concerning scheduling and charter group tours. Mr. Pray stated, he would never complain to anyone about any issue related to his bus tour, and he thanked Commission. Dave Church, Original Deadwood Tours, stated there has never been a problem with having to pass a bus in Mt. Moriah that he knows of. Chief Fuller stated Ordinance created to help tour buses, not hinder, also allows a process for complaints and to open-up communication. Martinisko moved, Todd seconded to approve second reading of Ordinance #1284 Amending Chapter 5.40 Tourist Conveyances, with no changes. Roll Call: Aye-All. Motion carried.

Todd moved, Martinisko seconded to approve second reading of Ordinance #1285 Amending Chapter 15.32 Signs. Roll Call: Aye-All. Motion carried.

Martinisko moved, Struble seconded to approve second reading of Ordinance #1286 Amending Chapter 15.01 International Building Code. Roll Call: Aye-All. Motion carried.

Martinisko moved, Struble seconded to approve second reading of Ordinance #1287 Amending Chapter 5.12 Contractors. Roll Call: Aye-All. Motion carried.

Todd moved, Struble seconded to approve second reading of Ordinance #1288 Amending Chapter 15.12 Electrical Code. Roll Call: Aye-All. Motion carried.

Martinisko moved, Todd seconded to approve second reading of Ordinance #1289 Amending Chapter 17 Zoning. Roll Call: Aye-All. Motion carried.

#### Hire

Todd moved, Martinisko seconded to hire Albertson Engineers for design and geotechnical services for event complex parking in the amount of \$6,980.00 to be paid from \$50,000.00 donation from BY Development. Planning and Zoning Administrator Nelson Jr. stated these services will provide soil testing and plans for grading and retaining wall around the track. Roll Call: Aye-All. Motion carried.

#### Easement

Martinisko moved, Struble seconded to allow Mayor to sign Permanent Access Easement for Buffalo Thunder Lodge for parking and access. Legal Description: Lot A1 in a portion of Lot H2 and the 66 foot right-of-way to US Highway 85 in Tract 1 of the Jim Lode Mineral Survey 1636; the 66 foot right of way of US Highway 85 in Lot 7 and Placer Claim 57 in Section 27, Township 5 North, Range 3 East of the B.H.M., and a portion of Lot H2 and the 66 foot right-of-way of US Highway 85 in M.S. 107 Section 27, Township 5 North, Range 3 East of the B.H.M., all located in the City of Deadwood, Lawrence County, South Dakota. Roll Call: Aye-All. Motion carried.

#### K9 Keg Pull

Martinisko moved, Struble seconded to move location of K9 Keg Pull event (January 26<sup>th</sup>) from original location (Main Street from Deadwood to Pine) to Upper Main Street in front of School. Roll Call: Aye-All. Motion carried.

Martinisko moved, Struble seconded to allow city services with snow preparation for K9 Keg Pull. Discussion was held concerning preparation. Roll Call: Aye-All. Motion carried.

## REGULAR MEETING, JANUARY 7, 2019

### Amendment

Todd moved, Struble seconded to allow Mayor to sign Amendment to the existing CMAR Contract with Scull Construction Service, Inc. for Phase 1 of the Outlaw Square resulting from the Special Meeting held on January 2, 2019. Total cost of construct for Phase 1 services set at \$645,352.00 to be paid from State of South Dakota grant proceeds. Commissioner Martinisko thanked Scott Edwards, contractors, and community members for attending. Roll Call: Aye-All. Motion carried.

### INFORMATIONAL ITEMS AND ITEMS FROM CITIZENS

- Next City Commission meeting will be held on Tuesday, January 16, due to observance of Martin Luther King Day

Building Inspector Mohr updated Commission on building permits. He stated in 2017, there were 149 permits, 2018, there were 430 permits, 318 were for roofs. Mohr thanked Commissioners for hiring Keith Umernthum for assistance, Public Works Director Green, and Historic Preservation Officer Kuchenbecker.

Trolley and Facilities Director Kruzel thanked Ken Rehberg for his assistance with another successful year with over 204,000 people using trolley and the number of trolleys being ran.

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

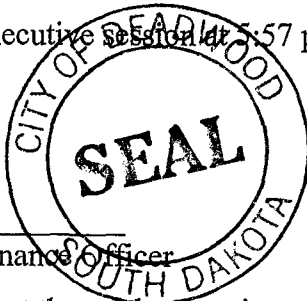
### ADJOURNMENT

Martinisko moved, Todd seconded to adjourn the regular session at 5:52 p.m. and convene into Executive Session for legal matters per SDCL 1-25-2(3) with possible action. The next regular meeting will be on Tuesday, January 22, 2019.

After coming out of executive session at 5:57 p.m. Struble moved, Martinisko seconded to adjourn.

ATTEST:

Jessica McKeown, Finance Officer



DATE: 1-22-19

BY:

David Ruth Jr., Mayor

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