

REGULAR MEETING, JUNE 15, 2020

The Regular Session of the Deadwood City Commission convened on Monday, June 15, 2020 at 5:00 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. All motions passed unanimously unless otherwise stated.

APPROVAL OF MINUTES

Struble moved, Todd seconded to approve the minutes of June 1, 2020. Roll Call: Aye-All. Motion carried.

APPROVAL OF DISBURSEMENTS

Todd moved, Martinisko seconded to approve the June 15, 2020 disbursements. Roll Call: Aye-All. Motion carried.

A & B BUSINESS SOLUTIONS	CONTRACT	53.05
A & J SUPPLY	SUPPLIES	313.40
A-1 CONSTRUCTION	PROJECT	28,615.01
ACE HARDWARE	SUPPLIES	274.57
ADAMS SALVAGE	TIRES	25.00
ALBERTSON ENGINEERING	PROJECT	43,282.07
ALL ASPECTS	SERVICE	175.00
AMAZON	SERVICES	403.94
AMERICAN ENGINEERING	PROJECT	372.80
ATKINS, KIMBERLY	REFUND	35.00
ATLANTA POST CAPS	SUPPLIES	1,328.25
BIERSCHBACH EQUIPMENT	SUPPLIES	387.40
BH CHEMICAL	SUPPLIES	3,644.11
BH ENERGY	SERVICE	23,884.57
BH LAND ANALYSIS	FIREWISE	5,040.00
BH PIONEER	SERVICE	769.68
BH SPECIAL SERVICES	CLEANING	665.00
BH WINDOW CLEANING	CLEANING	789.00
BLOOMERS FLOWERS	SUPPLIES	158.00
BURR, RENEE	PROJECT	2,265.27
BUTLER MACHINERY	SERVICE	308.00
CHAINSAW CENTER	SERVICE	1,775.49
COLLABORATIVE SUMMER LIBRARY	SERVICE	44.90
CONVERGINT TECHNOLOGIES	SUPPLIES	33.16
CULLIGAN	SUPPLIES	196.50
DAKOTA ELECTRIC	PROJECT	841.57
DAKOTA KUSTOM COATINGS	SUPPLIES	1,381.50
DAKOTA RESEARCH SERVICES	SERVICE	1,087.50
DEADWOOD ALIVE	JUNE 2020	20,000.00
DEADWOOD CHAMBER	BID BILL	21,040.88
DEADWOOD CHAMBER	OUTLAW SQUARE	30,000.00
DEADWOOD GRANITE	SERVICE	2,400.00
DIAZ, GREG	REFUND	35.00
DONARSKI LAWN CARE	SERVICE	40,904.00
FIB CREDIT CARDS	SUPPLIES	1,318.59
FIBRENEW	SUPPLIES	1,200.00
GARDNER CONSTRUCTION	SERVICE	667.25
GLOBAL EQUIPMENT	SUPPLIES	208.69
GOLDEN WEST	SERVICE	10,346.00
GOVOFFICE	SERVICE	660.00
GUNDERSON, PALMER, NELSON	SERVICE	5,917.25
HAWKINS	SUPPLIES	469.55
JACOBS WELDING	SERVICE	300.00
KNECHT	SUPPLIES	23.96
KONE	MAINTENANCE	486.80
LACAL EQUIPMENT	SUPPLIES	587.18
LAWRENCE CO. REGISTER	SERVICE	30.00
LAWSON PRODUCTS	SUPPLIES	280.38
LEAD-DEADWOOD SANITARY	SERVICE	49,760.03
LIBERTY MUTUAL INSURANCE	INSURANCE	750.00
LIGHTING PLASTICS OF MN	SUPPLIES	1,215.70
LOWE ROOFING	PROJECT	56,130.00
MANUFACTURING SYSTEMS	SUPPLIES	141.48
MARCO	CONTRACT	459.82
MC GRUDER, BRENDA	REFUND	35.00
MENARD'S	SUPPLIES	703.90
MID-AMERICAN RESEARCH CHEM	SUPPLIES	600.38
MS MAIL	SERVICE	935.86
NETWORK SERVICES	SUPPLIES	10.68
NHS OF THE BLACK HILLS	CONTRACT	3,456.25
NORTHERN HILLS TECHNOLOGY	SERVICE	32.50
OFFICE DEPOT	SUPPLIES	189.51
PAT EASTMAN	PROJECT	18,089.54
PETE LIEN & SONS	SUPPLIES	832.00
PETERSON MFG	SUPPLIES	11,735.00
PETTY CASH	MT.MORIAH	250.00
PITNEY BOWES	LEASE	250.05
POWERPLAN OIB	SUPPLIES	30.86
QUICK TROPHY	SUPPLIES	77.46
QUIK SIGNS	SIGNS	319.47
RAPID DELIVERY	DELIVERY	14.66
RCS CONSTRUCTION	PROJECT	118,491.39

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REGIONAL HEALTH	TESTING	35.00
RODIAK, JOHN	PROJECT	15,000.00
RUNGE, MIKE	PROJECT	14,000.00
RUNNING SUPPLY	SUPPLIES	130.00
SANDER SANITATION	SERVICE	11,220.03
SCOTT PETERSON MOTORS	SERVICE	300.00
SD COMMISSION ON GAMING	CITY SLOTS	29,829.55
SD DEPT. OF CORRECTIONS	FIREWISE	481.95
SD DEPT. OF REVENUE	TAX	2,890.97
SD STATE HISTORICAL SOCIET	MEMBERSHIP	440.00
SOUTHSIDE SERVICE	SERVICE	864.71
SPEARFISH HUSKY	SUPPLIES	244.00
STEFFEN, PEGGY	REFUND	17.50
STRAIGHT LINE STRIPING	SERVICE	5,766.22
STRETCH'S	SERVICE	3,067.00
STURDEVANT'S	SUPPLIES	1,030.43
TALLGRASS LANDSCAPE	PROJECT	8,920.00
THE UPS STORE #5137	SHIPPING	20.05
TRIPLE K	SERVICE	47.99
TRITECH SOFTWARE SYSTEMS	PERIPH.HDWR-MUGSHOT CAM,EVIDNC	2,439.00
TRUCANO, JIM	PROJECT	2,856.05
TRUGREEN	SERVICE	2,790.30
TWILIGHT	SUPPLIES	716.96
VERBA, DIANNE	SUPPLIES	395.23
VERIZON CONNECT	SERVICE	97.25
VIEHAUSER ENTERPRISES	SUPPLIES	993.30
WALDNER, RON	SERVICE	730.00
WWHA	MEMBERSHIP	75.00

Total \$624,935.30

CONSENT

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

- A. Remove Annie Groves and Justin Vought effective June 1, 2020 from the Volunteer Fire Department roster for worker's compensation purposes.
- B. Permission for Mayor to sign Quit Claim Deed. Legal Description: Tracts 1 and 2; being a subdivision of the Detroit Lode, M.S. 771, the Terminus Lode, M.S. 772, the Depot Lode, M.S. 773 and the Uncle Tom Lode, M.S. 774; Excepting therefrom highway right-of-way; located in the NE1/4, SE1/4 and NW ¼ of Section 5, T4N, R3W, B.H.M.; Lawrence County, South Dakota, as shown in Plat 2019-5020.
- C. Permission to increase wage of Trolley Driver Don Luckie from \$13.44 per hr. to \$14.15 per hr. effective June 12, 2020 after two years of service.
- D. Permission to remove trolley driver Michael Holbert from payroll effective June 5, 2020.
- E. Permission to advertise for a seasonal Finance Office Assistant at \$12.50 per hour.
- F. Permission to rehire seasonal Trolley Drivers Herb Cowart, Linda Kottke and Richard Brooks at \$14.15 per hour effective June 29, 2020, pending pre-employment screening.
- G. Permission to rehire seasonal Mt Moriah booth attendants Ruth Durst, Georgeann Silvernail and Carl Larson at \$12.50 per hour effective June 29, 2020, pending pre-employment screening.
- H. Permission to hire Devon Schumacher as Community Service Officer at \$18.28 per hour plus phone allowance effective July 1, 2020, pending pre-employment screening.
- I. Permission to advertise for two part-time (19 hours) library assistants at \$12.50 per hour.
- J. Permission for Mayor to sign Oakridge Cemetery Certificate of Purchase and Warranty Deed for Patrick J. Milos.

PUBLIC HEARINGS

Wedding

Public hearing was opened at 5:03 p.m. by Mayor Ruth Jr. No one spoke in favor or against, hearing closed.

Johnson moved, Martinisko seconded to allow open container in zone 3 excluding Deadwood Street on June 26 from 2:00 p.m. to 7:00 p.m. Keehn Moore Wedding at Outlaw Square. Roll Call: Aye-All. Motion carried.

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Concert

Public hearing was opened at 5:04 p.m. by Mayor Ruth Jr. No one spoke in favor or against, hearing closed.

Martinisko moved, Struble seconded to approve street closure on Deadwood Street from Main Street to Pioneer Way from 3:00 p.m. to 9:00 p.m. on Saturday, July 4th concert at Outlaw Square. Roll Call: Aye-All. Motion carried.

Parade

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

Todd moved, Struble seconded to approve street closure on Main Street from Tin Lizzie Gaming Resort to the Masonic Temple from 3:00 p.m. till parade ends on Saturday, July 4th. Roll Call: Aye-All. Motion carried.

Kool Deadwood Nites

Public hearing was opened at 5:06 p.m. by Mayor Ruth. Lee Harstad, Deadwood Chamber of Commerce, was present to answer questions.

Martinisko moved, Johnson seconded to allow the relaxation of the open container ordinance on Main Street from the Tin Lizzies Gaming Resort to Masonic Temple, Broadway Street from Wall to Shine, Sherman Street from Pioneer Way to the south side of Pine Street, Deadwood Street from Pioneer Way to Sherman Street, Siever Street, Pine Street from Main Street to Sherman Street and Lee Street from Pioneer Way to 83 Sherman Street from 12:00 p.m. to 10:00 p.m. on Thursday, August 27, 2020. Roll Call: Aye-All. Motion carried.

Martinisko moved, Johnson seconded to allow the relaxation of the open container ordinance for same area as approved on August 27, from 12:00 p.m. to 10:00 p.m. on Friday, August 28, 2020. Roll Call: Aye-All. Motion carried.

Martinisko moved, Johnson seconded to allow the relaxation of the open container ordinance for same area as approved on August 27, from 12:00 p.m. to 10:00 p.m. on Saturday, August 29, 2020. Roll Call: Aye-All. Motion carried.

Martinisko moved, Johnson seconded to allow the relaxation of the open container ordinance for same area as approved on August 27, from 12:00 p.m. to 6:00 p.m. on Sunday, August 30, 2020. Roll Call: Aye-All. Motion carried.

Martinisko moved, Johnson seconded to approve waiver of vendor fees for Deadwood Chamber merchandise on Main Street, and Interpretive Lot on Thursday, August 27 through Saturday, August 29; waiver of vending fee for non-profit (American Legion) at Interpretive Lot on Thursday, August 27 through Sunday, August 30; waiver of vending fee for Napa at Lower Main Lot on Thursday, August 27 through Saturday, August 29; use of Interpretive Lot Thursday August 27 at 2:00 a.m. to 2:00 p.m. Sunday, August 30; use of Lower Main Lot for registration and registered cars only Thursday, August 27 at 8:00 a.m. through 10:00 p.m. Saturday, August 29; use of Event Complex on Saturday, August 29 from 5:00 a.m. to 2:00 p.m. for car judging and Sunday, August 30 at 5:00 a.m. for parade lineup; waiver of banner fees Thursday, August 27 through Sunday, August 30; street closure on Main Street from Wall to Deadwood Street on Wednesday, August 26 from 2:15 p.m. to 2:00 a.m. on Sunday, August 30; Siever Street on Thursday August 27 from 5:00 p.m. to 10:00 p.m.; Main Street from Deadwood Street to Pine Street on Thursday, August 27, from 3:00 p.m. to 10:00 p.m.; Main Street from Deadwood Street to Pine Street on Friday, August 28, and Saturday August 29 from 3:00 p.m. to 10:00 p.m.; and Main Street from Tin Lizzies Gaming Resort to Pine Street on Sunday, August 30, 2020 from 8:00 a.m. to 3:00 p.m. Roll Call: Aye-All. Motion carried.

Set

Todd moved, Struble seconded to set public hearing on July 6 for PBR Events. Roll Call: Aye-All. Motion carried.

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Set

Struble moved, Todd seconded to set public hearing on July 6 for creation of Zone 4 for Open Container for Outlaw Square located at 703 Main Street. (Zone 4 to include Outlaw Square only, between Main Street, Deadwood Street, and Pioneer Way) Roll Call: Aye-All. Motion carried.

Set

Todd moved, Martinisko seconded to set public hearing on July 6 for SDN Communications to occupy 60 sf of public space in City Hall mechanical room. Roll Call: Aye-All. Motion carried.

NEW BUSINESS

Insurance

Finance Officer McKeown stated this is the annual renewal. Struble moved, Johnson seconded to renew Wellmark health insurance for employees from August 1, 2020 through July 31, 2021 at a 2.95% premium increase and allow Mayor to sign all associated documents. Roll Call: Aye-All. Motion carried.

Bus Tour

Transportation and Facilities Director Kruzel stated Nugget Trading Post owner expressed his concern about allowing Original Deadwood Tours to park in front of business and also has shown interest in purchasing the bus. Discussion was held concerning location. Police Chief Mertens recommended continuing and allowing Parking and Transportation to review. Martinisko moved, Johnson seconded to continue for review from Parking and Transportation. Roll Call: Aye-All. Motion carried.

Easement

Zoning Administrator Russell explained the easement and project at 56 Taylor. Martinisko moved, Johnson seconded to allow Mayor to sign Permanent Easement and Temporary Construction Easement for construction and maintenance of the City owned retaining wall located at 56 Taylor Avenue. Roll Call: Aye-All. Motion carried.

Purchase

Public Works Director Nelson Jr. explained the purchase and trade in. Struble moved, Martinisko seconded to purchase Scag Liberty 48: Z-Turn mower (SZL48-21FR) from Dakota Equipment Rental in the amount of \$3,350.00, including trade allowance of 15-year old Husky Z-Turn mower. Roll Call: Aye-All. Motion carried.

Proposal

Nelson Jr. explained the project which involves city doing removal of asphalt and sequencing to maintain access. He stated two other quotes were received. Martinisko moved, Struble seconded to accept proposal from Schmidt Construction for Broadway Street Project in the amount of \$19,500.00. Roll Call: Aye-All. Motion carried.

Purchase

Nelson Jr. explained the purchase and repairs on equipment. Nelson Jr. stated four proposals from 4 companies. Martinisko moved, Johnson seconded to allow Public Work's department to prepare and sign contract with Butler Machinery, for the lease of two 2019 Caterpillar CAT 938M Wheel loaders, trading in two units both 2010 Caterpillar 938H. No funds expended in 2020 with lease payments to be budgeted in 2021, with annual appropriation. Roll Call: Aye-All. Motion carried.

Purchase

Fire Chief Rakow explained the purchase. Johnson moved, Struble seconded allow Fire Department to purchase 3 sets of personal protective equipment in the amount not to exceed \$10,000.00 from Heiman Fire Equipment. (To be paid from budgeted Fire Equipment line item.) Roll Call: Aye-All. Motion carried.

Purchase

Rakow explained purchase would be radios, fire shelters and helmets. Johnson moved, Todd seconded to allow Fire Department to purchase equipment allotted with the VFA Grant in the amount of \$9,631.10. (To be paid from Fire Equipment line item with 50% reimbursed thru approved grant from State Wildland Division.) Roll Call: Aye-All. Motion carried. Martinisko thanked Chief for keeping department up to date on equipment.

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Purchase

Kruzel explained the project and safety concern to the seats. Struble moved, Todd seconded to purchase materials needed for VIP seat bases at Event Complex, amount not to exceed \$11,000.00. City staff will install. (To be paid from HP Capital Assets.) Roll Call: Aye-All. Motion carried.

INFORMATIONAL ITEMS AND ITEMS FROM CITIZENS

- A. Discuss outside seating options during COVID 19. Harley Kirwan asked to allow seating outside businesses to help with social distancing. Mayor Ruth Jr. stated a public hearing will be needed to allow street closure and opportunity to voice concerns. Ruth Jr. recommended task force meet again and come forward with a plan. He thanked the task force for their efforts and continue discussion and allow opinions from everyone who will be impacted. Commissioner Todd questioned tables on sidewalks. Nir Giist stated tables would allow customers to sit outside and eat. Russell stated goal of the task force is to find creative ways to work together, and allow pedestrians to access sidewalk safely. Ruth Jr. would like the places identified where seating would be available on Main Street.
- B. Deadwood Library and Recreation Center opening June 15th and Trolley starting up June 29th from 8:00 am to midnight, all with restrictions due to COVID-19.

ADJOURNMENT

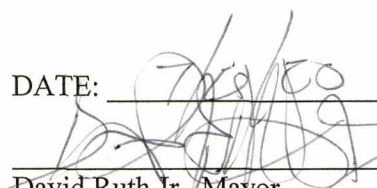
Martinisko moved, Johnson seconded to adjourn the regular session at 5:46 p.m. The next regular meeting will be on Monday, July 6, 2020.

ATTEST:


Jessica McKeown, Finance Officer

DATE: 

BY:


David Ruth Jr., Mayor

Published once at the total approximate cost of _____

