

REGULAR MEETING, SEPTEMBER 17, 2018

Special Session of the Deadwood City Commission convened at 4:00 p.m. on September 17, 2018, 102 Sherman Street, Deadwood, South Dakota. After the meeting was called to order, Mayor Turbiville adjourned to Executive Session with the following members present: Finance Officer Nelson, Asst. Finance Officer Morrison, Commissioners David Ruth Jr., Charlie Struble, Gary Todd, and Sharon Martinisko via conference call. After coming out of executive session at 4:35, Ruth moved, Struble seconded to direct Finance Office to set up interviews for Finance Officer position on October 8, 2018.

The Regular Session of the Deadwood City Commission convened on Monday, September 17, 2018 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 L. Riggins, and Commissioners David Ruth Jr., Charlie Struble, Gary Todd and Sharon Martinisko via conference call. All motions passed unanimously unless otherwise stated.

APPROVAL OF MINUTES

Todd moved, Struble seconded to approve the minutes of September 4, 2018. Roll Call: Aye-All. Motion carried.

APPROVAL OF DISBURSEMENTS

Struble moved, Ruth seconded to approve the September 17, 2018 disbursements. Roll Call: Aye-All. Motion carried.

A & B BUSINESS	MAINTENANCE	5,556.00
A & B WELDING	SERVICE	176.25
A & I DISTRIBUTORS	SUPPLIES	525.90
ACE HARDWARE	SUPPLIES	27.56
ACE INDUSTRIAL	SUPPLIES	2,723.90
ALBERTSON ENGINEERING	PROJECT	2,216.37
ALLIED CONSTRUCTION	REFUND	240.00
AMANO MCGANN	KIOSK	16,172.98
AMAZON	SERVICE	786.76
ARMSTRONG EXTINGUISHER	MAINTENANCE	225.36
ARROWHEAD FORENSICS	SUPPLIES	394.21
ATCO INTERNATIONAL	SUPPLIES	339.00
AVENET	SERVICE	50.00
BARCO PRODUCTS	BENCH	1,006.71
BESSO, MIKE	GRANT	731.90
BH CHEMICAL	SUPPLIES	1,505.92
BH ENERGY	SERVICE	31,449.54
BH PIONEER	ADS	674.98
BH SECURITY	REPAIR	342.09
BOMGAARS	SUPPLIES	192.48
CAMPBELL SUPPLY	SUPPLIES	35.91
CENTURY BUSINESS	CONTRACT	604.62
COCA COLA	SUPPLIES	320.00
COMPETITIVE MASONRY	PROJECT	6,759.00
CONOVER, MICHAEL	PROJECT	14,030.64
CULLIGAN	SUPPLIES	93.00
DEADWOOD ALIVE	SEPTEMBER	20,000.00
DEADWOOD CHAMBER	BILL LIST	69,933.79
DEADWOOD HISTORY	AD	300.00
ECOLAB	SERVICE	90.00
EMERY-PRATT	BOOKS	16.79
EPCO ENVIRONMENTAL	SUPPLIES	611.03
FASTENAL COMPANY	SUPPLIES	571.42
GALLS	SUPPLIES	131.24
GOLDEN WEST	SERVICE	3,362.75
GUNDERSON, PALMER, NELSON	SERVICE	4,309.13
INTERSTATE ENGINEERING	PROJECT	787.60
JACOBS WELDING	SERVICE	215.10
JOHNSON, MICHAEL	GRANT	10,364.35
KAMINSKY, SULLENBERGER	SEMINAR	250.00
KDSJ	ADS	160.00
KONE	MAINTENANCE	455.40
LAWRENCE CO. REGISTER	RECORD	120.00
LEAD-DEADWOOD SANITARY	USAGE	33,562.81
LIGHTING PLASTICS	SUPPLIES	1,004.20
LOWE ROOFING	PROJECT	2,075.00
LYNN'S	SUPPLIES	39.90
M&M SANITATION	RENTAL	455.00
MARCO	CONTRACT	471.37
MEHLBERG CONSTRUCTION	PROJECT	2,489.80
MICHAEL TODD	SUPPLIES	56.37
MIDWEST TAPE	DVDS	136.32
MOLLY CORPORATION	SUPPLIES	76.16
MDU	SERVICE	2,283.93
MS MAIL	SERVICE	115.00
NEIGHBORHOOD HOUSING	SERVICE	7,452.86
NELSON, MARY JO	REIMBURSEMENT	99.99
NETWORK SERVICES	SUPPLIES	296.38
NEWKIRK CONSTRUCTION	GRANT	2,521.48
NORTHERN HILLS TECHNOLOGY	SERVICE	32.50
NUGGET SALOON	GRANT	4,472.83
OPHEIM, JOSEPH AND JULIE	GRANT	3,486.22
PAPOUSEK, SONYA	REIMBURSEMENT	30.01

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PETE LIEN & SONS	PROJECT	251.88
PETTY CASH	PLANNING/ZONING	74.70
PITNEY BOWES	LEASE	250.05
PL CARPENTRY	PROJECT	12,086.97
POWERPLAN	SHIPPING	5,091.32
QUIK SIGNS	SIGNS	629.53
QUILL	SUPPLIES	86.37
RAKOW, JASON	MEETINGS	250.00
RAPID CITY JOURNAL	ADS	927.00
RAPID DELIVERY	DELIVERY	25.88
RAPID EXTERIORS	PROJECT	25,100.83
RASMUSSEN MECHANICAL	REPAIR	945.60
RCS CONSTRUCTION	PROJECT	29,405.81
REUSAW, RALPH	GRANT	10,000.00
REGIONAL HEALTH	TESTING	145.00
RUSHMORE OFFICE	BOOK	23.95
SD BUREAU OF INFO	DVDS	135.00
SD COMMISSION ON GAMING	CITY SLOTS	29,829.55
SD SECRETARY OF STATE	NOTARY	30.00
SIMON MATERIALS	SUPPLIES	292.75
SJOMELING, ROBERT	GRANT	1,200.00
SOUTHSIDE SERVICE	REPAIR	170.00
STRETCH'S	SERVICE	1,414.83
STURDEVANT'S	SUPPLIES	714.22
SUMMIT SIGNS	SIGNS	390.00
TEMPERATURE TECHNOLOGY	REPAIR	3,470.93
TOMS, DON	PROJECT	500.00
TRUGREEN	SERVICE	249.69
TWIN CITY HARDWARE	SUPPLIES	1,358.13
TWIN CITY HARDWARE	GRANTS	5,968.33
UMENTHUM, KEITH	GRANT	6,762.99
VANWAY TROPHY	AWARDS	24.40
VERIZON NETWORKFLEET	SERVICE	103.75
VIEHAUSER ENTERPRISES	SUPPLIES	23.96
VIGILANT BUSINESS	INVESTIGATION	111.00
WARNE CHEMICAL	SERVICE	5,300.00
WASTE CONNECTIONS	SERVICE	7,619.95
WEST RIVER MASONRY	PROJECT	1,367.35
WHEELER LUMBER	PROJECT	2,572.80

TOTAL \$414,922.33

ITEMS FROM CITIZENS ON AGENDA

Proclamation

The Mayor read a proclamation declaring October 1, 2018 as World Habitat Day in Deadwood.

Transfer

Chief Fuller explained the process for transfer to take place, and recommended transfer. Ruth moved, Struble seconded to allow Brad Meehan, owner of Dakota Taxi LLC, to transfer business license to Crystal Adams, contingent upon filing new business license application, paying all applicable fees, licensing, providing insurance and vehicle inspection. Roll Call: Aye-All. Motion carried.

CONSENT

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

- A. Approve Special Alcohol License and allow Deadwood History Inc. to serve liquor at Days of '76 Museum October 16 from 5:30 p.m. to 8:00 p.m. for party
- B. Permission to hire Pete Morris and Edmond Ryan as Rec Center front desk receptionists at \$9.20 per hr. effective September 20, 2018 pending pre-employment drug screening, and transfer Jerilyn Rich from Mt. Moriah booth attendant to Rec Center front desk receptionist at \$9.20 per hr. effective September 18, 2018
- C. Permission to remove the following seasonal and inactive employees from payroll: Kathleen Winckler, Jacob Schlinkert, Jerrad Mattson, Susan Stalder, Donna Randolph, Colt Bradley, Kaycee Cameron, Hunter Lysne, Caleb Percy, Christian Casias, Kadden Dillman, Kole Frisinger, Zak Mau, Tyler Rohn and Paige Barthel.
- D. Permission to increase wage of part-time Trolley Driver Dale Marlow from \$12.73 per hr. to \$13.40 per hr. effective September 20, 2018 after two years of service.
- E. Approve Resolution 2018-22 and Rename Fund 0216, Revolving Loan Fund to Revolving Loan and Grant Fund

RESOLUTION 2018-22, A RESOLUTION TO RENAME CERTAIN ACCOUNTING FUNDS IN THE CITY OF DEADWOOD

Be it resolved by the Deadwood City Commission that on September 17, 2018, the City of Deadwood has approved the following accounting transaction:

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- Fund 0216 currently named Revolving Loan Fund shall be renamed as Revolving Loan **and Grant Fund**.

Dated this 17th day of September, 2018

ATTEST:

/s/ Mary Jo Nelson, Finance Officer

CITY OF DEADWOOD

/s/ Charles Turbiville, Mayor

- F. Approve Resolution 2018-23 To Surplus City owned Real Estate, Lots MK3 through MK6 of Mickelson Trail, allow Mayor to sign Quit Claim Deed to Deadwood-Lead Economic Development Corporation and Certificate of Real Estate Value

RESOLUTION 2018 -23

RESOLUTION TO SURPLUS CITY OWNED REAL ESTATE

WHEREAS, the Deadwood City Commission desires to designate certain City owned real property as surplus land and transfer said real property to Deadwood-Lead Economic Development Corporation, pursuant to SDCL § 6-5-3 and 6-5-4,

AND WHEREAS, the public interest will be better served by transferring the following described real property to the Deadwood-Lead Economic Development Corporation;

Lots MK3 Thru MK6 of the Mickelson Trail; Being Portions of M.S. 207, Probate Lots 417 and 420, School Lot 19, Charles Street, Part of the Former Railroad Right of Way and part of Lots 3 thru 23 of Block 79 of Original Town of Deadwood, Lawrence County, South Dakota.

AND WHEREAS, the land to be designated as surplus and then transferred encourages the development of said property.

NOW THEREFORE IT IS HEREBY RESOLVED, pursuant to SDCL 6-5-4, the public interest will be better served by the proposed designation of surplus property and transfer of land to the Deadwood-Lead Economic Development Corporation.

IT IS FURTHER RESOLVED, that the Deadwood City Commission shall further follow all mandates of SDCL 6-5-4, as statutorily provided.

Dated this 17th day of September, 2018

ATTEST:

/s/ Mary Jo Nelson, Finance Officer

CITY OF DEADWOOD

/s/ Charles Turbiville, Mayor

- G. Terminate Dustin Nelson from Public Buildings Maintenance position effective September 7, 2018
- H. Allow Finance Office to pay NAJA Shriners 2018 Bed and Booze allocation in the amount of \$3,500.00 (budgeted)
- I. Permission for Mayor to sign Oakridge Cemetery Certificate of Purchase and Warranty Deed for Bruce and Kristina Jordan
- J. Permission to hire Visionary Landscaping in the amount of \$4,854.45 to prepare ground, install sod, and monitor at Gordon Park, to be paid from Parks budget
- K. Approve payment to PL Carpentry in the amount of \$6,603.84 for grandstand stair repair, to be paid from HP Capital Assets

PUBLIC HEARINGS

Homecoming

Public hearing was opened at 5:05 p.m. by Mayor Turbiville. No one spoke in favor or against, hearing closed. Todd moved, Ruth seconded to approve street closure on Main Street from Tin Lizzie Gaming Resort to Masonic Temple on September 28 from 2:00 p.m. until parade ends for Lead-Deadwood High School Homecoming Parade. Roll Call: Aye-All. Motion carried.

Jubilee

Mayor stated at the request of applicant, hearing will be rescheduled for October 1. Ruth moved, Struble seconded to reschedule public hearing for October 1 and direct Finance Officer to publish Notice of Hearing. Roll Call: Aye-All. Motion carried.

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OLD BUSINESS

Agreement

Commissioner Ruth recused himself. Attorney Riggins stated as well as the revisions mentioned, the full cost of demolition of pavilion will be added to the agreement. Struble moved, Martinisko seconded to approve the following revisions to City of Deadwood and Super G Investment Corporation Land Exchange Agreement: City to provide title insurance policy, adjust 5C to show value of motor lodge is more than value of pavilion property, and allow Super G 30 days after closing to remove personal property but use parking lot following closing since Super G will have paid for demolition at Pavilion site. Roll Call: Aye-All. Motion carried.

Update

Commissioner Ruth stated Historic Preservation Commission questioned the status of 20 Washington Street. Ruth stated city staff is waiting on an inspection from the building inspector. Historic Preservation Officer Kuchenbecker stated once the inspection is received, the staff will determine what further action will be taken, either demolition by neglect or minimum maintenance.

NEW BUSINESS

Ordinance

Ruth moved, Struble seconded to approve second reading of 2019 Budget Appropriation Ordinance #1279. Roll Call: Aye-All. Motion carried.

Amendment

Ken Hawki, Deadwood Fire Department, stated amendment will provide a checklist for Pyrotechnics display. Commissioner Martinisko thanked Hawki for his time. Ruth moved, Struble seconded to allow staff to prepare first reading of Ordinance 8.08.010. Roll Call: Aye-All. Motion carried.

Contracts

Ruth moved, Struble seconded to allow Mayor to sign contract with Lowe Roofing to repair Adams Museum roof at cost of \$59,955.00. Roll Call: Aye-All. Motion carried.

Struble moved, Ruth seconded to allow Mayor to sign contract with Lowe Roofing to repair Deadwood Welcome Center roof at cost of \$33,535.00. Roll Call: Aye-All. Motion carried.

Ruth moved, Struble seconded to enter into contract with Winter and Company in an amount not to exceed \$55,000.00 to complete Phase 1 of Main Street Master Plan. Historic Preservation Officer explained Phase 1. Roll Call: Aye-All. Motion carried.

INFORMATIONAL ITEMS AND ITEMS FROM CITIZENS

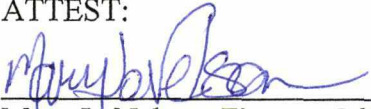
Attorney Riggins requested Executive Session for legal matters per SDCL 1-25-2 (3) with possible action, and union negotiations per SDCL 1-25-2 (4) with no action.

ADJOURNMENT

Struble moved, Ruth seconded to adjourn the regular session at 5:16 p.m. convene into Executive Session for legal matters per SDCL 1-25-2 (3) with possible action, and union negotiations per SDCL 1-25-2 (4) with no action. The next regular meeting will be on Monday, October 1, 2018.

After coming out of executive session at 5:50 p.m., Ruth moved, Struble seconded to adjourn.

ATTEST:


Mary Jo Nelson, Finance Officer

DATE: Oct. 2, 2018

BY: Charles M. Turbiville
Charles M Turbiville, Mayor

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