

## REGULAR MEETING, MARCH 5, 2018

The Regular Session of the Deadwood City Commission convened on Tuesday, February 20, 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, and Commissioners David Ruth Jr., Charlie Struble, and Gary Todd. City Attorney Quentin L. Riggins and Commissioner Mark Speirs were absent. All motions passed unanimously unless otherwise stated.

### APPROVAL OF MINUTES

Todd moved, Ruth seconded to approve the minutes of February 20, 2018. Roll Call: Aye-All. Motion carried.

FEBRUARY, 2018 PAYROLL: COMMISSION, \$2,730.76; FINANCE, \$18,865.74; PUBLIC BUILDINGS, \$6,614.02; POLICE, \$63,318.13; FIRE, \$5,620.48; BUILDING INSPECTION, \$3,999.76; STREETS, \$32,023.51; PARKS, \$20,934.42; PLANNING & ZONING, \$5,059.44; LIBRARY, \$6,730.59; RECREATION CENTER, \$13,864.75; HISTORIC PRESERVATION, \$16,534.00; WATER, \$16,149.87; PARKING METER, \$8,972.92; TROLLEY, \$15,781.92; PARKING RAMP, \$3,624.18. **PAYROLL TOTAL: \$240,824.49**

### FEBRUARY, 2018 PAYROLL PAYMENTS:

Internal Revenue Service, \$57,168.78; S.D. Retirement System, \$27,395.94; Delta Dental, \$4,112.40.

### APPROVAL OF DISBURSEMENTS

Struble moved Ruth seconded to approve the March 5, 2018 disbursements. Roll Call: Aye-All. Motion carried.

|                             |               |            |
|-----------------------------|---------------|------------|
| A & B BUSINESS SOLUTIONS    | SERVICE       | 360.30     |
| A & B WELDING               | SUPPLIES      | 39.00      |
| ACE HARDWARE                | SUPPLIES      | 42.48      |
| ADORAMA                     | SUPPLIES      | 420.80     |
| ARBOR DAY FOUNDATION        | RENEWAL       | 15.00      |
| AVI SYSTEMS                 | REPAIR        | 130.93     |
| BH CHEMICAL                 | SUPPLIES      | 1,313.21   |
| BH ENERGY                   | SERVICE       | 34,447.54  |
| BH PIONEER                  | SUBSCRIPTION  | 108.45     |
| BH SKI TEAM                 | REFUND        | 600.00     |
| BH SPECIAL SERVICES         | CLEANING      | 1,365.00   |
| BH TITLE COMPANY            | REPORT        | 150.00     |
| CENTRAL PARTS WAREHOUSE     | SUPPLIES      | 138.87     |
| CHEMSEARCH                  | SUPPLIES      | 178.19     |
| CONVERGINT TECHNOLOGIES     | REPAIR        | 734.69     |
| DB MARKETING                | GUN BOX       | 94.44      |
| DEADWOOD CHAMBER            | BILL LIST     | 231,521.57 |
| DEADWOOD ELECTRIC           | SERVICE       | 2,884.60   |
| EAGLE ENTERPRISES           | SUPPLIES      | 299.76     |
| EMERY-PRATT                 | BOOKS         | 130.78     |
| FASTENAL                    | SUPPLIES      | 95.76      |
| FELD FIRE                   | WESTCODYNE    | 39.00      |
| FIRST INTERSTATE BANK       | TIF PAYMENT   | 6,484.60   |
| FIRST NATIONAL CREDIT CARD  | SUPPLIES      | 2,966.23   |
| FREEMAN'S ELECTRIC          | SERVICE       | 102.04     |
| FULL RESTORATION            | SERVICE       | 4,000.01   |
| GENERAL TRAFFIC CONTROLS    | SERVICE       | 1,690.00   |
| GLAMOUR                     | SUBSCRIPTION  | 30.00      |
| GOLDEN WEST                 | TABLET        | 533.29     |
| GRACE LUTHERAN CHURCH       | GRANT         | 3,966.26   |
| GREAT WESTERN TIRE          | SERVICE       | 90.00      |
| HAWKINS                     | SUPPLIES      | 1,019.15   |
| IDVILLE                     | REELS         | 75.89      |
| INTERSTATE ENGINEERING      | PROJECT       | 7,479.77   |
| J. PATTERSON PARK           | ITEMS         | 347.00     |
| JACOBS WELDING              | SERVICE       | 36.00      |
| KNIGHT SECURITY             | REPAIR        | 350.00     |
| KONE                        | MAINTENANCE   | 306.65     |
| KUCHENBECKER, KEVIN         | REIMBURSEMENT | 397.10     |
| MASONIC CENTER ASSOCIATION  | GRANT         | 25,493.87  |
| METERING & TECHNOLOGY       | SUPPLIES      | 98.25      |
| MIDWEST TAPE                | DVDS          | 232.90     |
| MINING HISTORY ASSOCIATION  | SUPPORT       | 1,500.00   |
| MDU                         | SERVICE       | 13,165.62  |
| MUTUAL OF OMAHA             | INSURANCE     | 240.70     |
| NATIONAL BUSINESS FURNITURE | WORKSTATIONS  | 8,907.54   |
| NETWORK SERVICES            | SUPPLIES      | 523.71     |
| OLSON, JAMES RICHARD        | REIMBURSEMENT | 32.15      |
| OWENS INTERSTATE SALES      | SWITCH        | 23.94      |
| PAPOUSEK, SONYA             | REIMBURSEMENT | 262.33     |
| PASSPORT PARKING            | METERS        | 60.25      |
| PETTY CASH                  | FINANCE       | 113.14     |
| PETTY CASH                  | HP            | 96.43      |
| QUICK TROPHY                | PLATE         | 55.83      |
| QUIK SIGNS                  | SIGNAGE       | 130.61     |
| R.S. HUGHES                 | SUPPLIES      | 411.42     |
| RUSSELL, JERAMY             | REIMBURSEMENT | 12.25      |
| S AND C CLEANERS            | CLEANING      | 1,740.00   |
| SCHMITZ, JOE                | REIMBURSEMENT | 309.00     |



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SD ASSN. OF CODE ENFORCEME  
SD BUILDING OFFICIALS  
SD DEPT. OF MOTOR VEHICLES  
SD POLICE CHIEFS' ASSOCIA  
SD PUBLIC HEALTH LAB  
SD STATE HISTORICAL  
SERVALL  
SOUTHSIDE OIL  
STREICHER'S  
STRETCH'S  
STURGIS AUTO PARTS  
SUMMIT SIGNS  
TEEN COURT  
THE LORD'S CUPBOARD  
TITAN MACHINERY  
TOMS, DON  
TWILIGHT  
TWIN CITY HARDWARE  
TYLER TECHNOLOGIES  
UMENTHUM, KEITH  
US POSTAL SERVICE  
VAN MAANEN, NATHAN  
VAST  
VERIZON  
WARREN WINDOW  
WELLMARK  
WL CONSTRUCTION SUPPLY  
ZEP SALES

|              |           |
|--------------|-----------|
| SEMINAR      | 50.00     |
| SEMINAR      | 75.00     |
| TITLE        | 62.40     |
| REGISTRATION | 170.00    |
| TESTING      | 60.00     |
| SPONSORSHIP  | 1,000.00  |
| SUPPLIES     | 1,202.11  |
| GAS          | 25,139.30 |
| GRAPHICS     | 376.96    |
| SERVICE      | 754.34    |
| SWITCHES     | 109.32    |
| SIGNAGE      | 175.00    |
| ALLOCATION   | 8,500.00  |
| RECYCLING    | 74.20     |
| SERVICE      | 6,647.56  |
| PROJECT      | 500.00    |
| SUPPLIES     | 498.91    |
| SUPPLIES     | 5,883.81  |
| SERVICE      | 796.45    |
| WINDOWS      | 600.00    |
| SERVICE      | 225.00    |
| REFUND       | 30.00     |
| SERVICE      | 3,265.26  |
| SERVICE      | 224.09    |
| PROJECT      | 17,006.58 |
| INSURANCE    | 45,079.74 |
| SUPPLIES     | 289.97    |
| SUPPLIES     | 169.81    |

TOTAL \$477,360.11

## ITEMS FROM CITIZENS ON AGENDA

### Mt. Moriah

Mike Kitzmiller and Ron Pray asked the Commissioner to rescind previous motion made on February 1, 2016 to increase Mt. Moriah tour bus fee from \$1.00 to \$2.00 effective in 2018 and leave rates unchanged. After discussion, Struble moved, Todd seconded to increase to \$1.50 instead of \$2.00. Roll Call: Aye-Struble, Todd. Nay-Ruth, Turbiville. Motion died for lack of majority.

### CONSENT

Ruth moved, Struble seconded to remove item R for separate consideration and approve the following consent items: Roll Call: Aye-All. Motion carried.

- A. Approve Resolution 2018-11 to Add Bike Rally to 2018 City Special Events

### **RESOLUTION 2018-11**

**A RESOLUTION ADDING DESIGNATED SPECIAL EVENT RECOGNIZED BY THE CITY OF DEADWOOD FOR PURPOSES OF ORDINANCES 15.32.100 AND 15.32.140**  
**BE IT RESOLVED** by the Deadwood City Commission that the following event is hereby recognized for the year 2018 as "special or civic event" for purposes of Ordinances 15.32.100 and 15.32.140:

- |                                |                          |
|--------------------------------|--------------------------|
| <u>Special or Civic Event:</u> | <u>Date(s) of Event:</u> |
| 1. Sturgis Bike Rally          | August 6-11, 2018        |

Dated this 5th day of March, 2018

ATTEST:

/s/ Mary Jo Nelson, Finance Officer

CITY OF DEADWOOD

/s/ Charles Turbiville, Mayor

- B. Approve Resolution 2018-12 to Participate in South Dakota Department of Transportation Bridge Inspection Program

### **RESOLUTION 2018-12**

**BRIDGE REINSPECTION PROGRAM RESOLUTION FOR USE WITH SOUTH DAKOTA DEPARTMENT OF TRANSPORTATION RETAINER CONTRACTS**

**WHEREAS**, Title 23, Section 151, United States Code and Title 23, Part 650, Subpart C, Code of Federal Regulations, requires initial inspection of all bridges and reinspection at intervals not to exceed two years with the exception of reinforced concrete box culverts that meet specific criteria. These culverts are reinspected at intervals not to exceed four years.



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**THEREFORE**, the *City of Deadwood* is desirous of participating in the Bridge Inspection Program using Bridge Replacement funds.

The City requests SDDOT to hire *Interstate Engineering, Inc.* (Consulting Engineers) for the inspection work. SDDOT will secure Federal approvals, make payments to the Consulting Engineer for inspection services rendered, and bill the City for 20% of the cost. The City will be responsible for the required 20% matching funds.

Dated this 5th day of March, 2018

ATTEST:

/s/ Mary Jo Nelson, Finance Officer

CITY OF DEADWOOD

/s/ Charles Turbiville, Mayor

- C. Approve revised Parking Agreement with Lead-Deadwood School District which allows school to utilize 50 spaces
- D. Permission to purchase the following: 5500 gallons of diesel fuel at \$2.45 per gallon and 5500 gallons of gas at \$2.15 per gallon from Southside Oil
- E. Approve Resolution 2018-13 to Surplus Asset

### **RESOLUTION NO. 2018-13 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 Pistol – 47A190712**

Dated this 5th day of March, 2018

ATTEST:

/s/ Mary Jo Nelson, Finance Officer

CITY OF DEADWOOD

/s/ Charles Turbiville, Mayor

- F. Set Local Review Board Meeting for March 19, 2018 at 9:00 a.m. and request permission to publish notice in official newspaper
- G. Permission to increase wage of Lifeguard Hailey Trehwella from \$10.28 hr. to \$10.56 hr. effective March 13, 2018 after two years of service
- H. Allow payment of \$3,150.00 to CMI for Justice annual license and maintenance from March 2018 to February 2019 from Police Department (budgeted item)
- I. Allow emergency payment to be made to Titan Machinery for snow loader repair part at cost of \$4,741.08
- J. Allow use of public property at the Event Complex on September 20 through September 23 for Black Hills Jeep Jamboree. Fees and deposit have been received.
- K. Permission for John Tridle to organize Annual Easter Egg Hunt at Deadwood Rec Center on March 31. \$500.00 will be spend from Bed and Booze Fund, with \$500.00 matching contribution from the Deadwood Elks Lodge
- L. Approve proposal and allow expenditure of \$4,250.00 from Historic Preservation and Building Inspection budgets for IWorkQ, and annual maintenance of \$2,500.00 annually. Software will replace Tyler Technology Building Inspection module currently in use.
- M. Permission to spend up to \$8,500.00 for Rec Center repairs and maintenance to be done the week of March 19<sup>th</sup>. To include paint and plaster repair; caulking of pool deck, slide and locker rooms; and pool plaster repair. To be paid from Public Buildings and HP Capital Assets. These are budgeted items.
- N. Permission for Mayor to renew and sign Adaptive Swim Class Contract with Lead-Deadwood School District for Rec Center pool use at fee of \$2,340.00 for 117 hours at \$20.00 per hour from March 5, 2018 to March 22, 2019.
- O. Permission for Mayor to renew and sign Contract with Lead-Deadwood School District for use of Rec Center swimming pool for elementary school at cost of \$1,500.00 from April 3, 2018 to May 18, 2018.
- P. Permission to hire Anna Campbell as a lifeguard at \$10.01 per hr. effective March 6, 2018 pending pre-employment drug screening.
- Q. Permission for Mayor to sign agreement with Deadwood History Inc. for use of city owned property
- R. Removed for separate consideration in new business
- S. Permission for Mayor to sign agreement with Berberich Design to provide professional design and consulting services for Pine Street Archway Project (approved February 20, 2018)



## REGULAR MEETING, MARCH 5, 2018

### BID ITEMS

Struble moved, Todd seconded to set bid opening at 9:00 a.m. on March 27 for Pavilion Structure Demolition and Parking Lot Construction, with results to City Commission on April 2, 2018. Roll Call: Aye-All. Motion carried.

### PUBLIC HEARINGS

Ruth moved, Struble seconded to set public hearing on March 19 for Deadwood Mickelson Trail Marathon. Roll Call: Aye-All. Motion carried.

Todd moved, Ruth seconded to set public hearing on March 19 for Craft Beerfest. Roll Call: Aye-All. Motion carried.

Struble moved, Todd seconded to set public hearing on March 19 for Kool Deadwood Nites. Roll Call: Aye-All. Motion carried.

### NEW BUSINESS

#### Approval

Historic Preservation Officer Kuchenbecker explained Historic Preservation Commission denied the request to clear a 16-foot wide path behind First Gold building and remove approximately 10,400 cubic yards of material from the hillside. He also stated the Commission suggested First Gold bring in a third party engineer to do a means and methods for alternative solutions. Commissioner Todd questioned why the city is responsible for half the cost. After discussion, Ruth moved, Struble seconded to approve paying half of the engineering fees to perform a means and methods solution for the First Gold hillside excavation project not to exceed \$3,500.00 contingent upon First Gold's participation, to be paid from Historic preservation professional service line item. Roll Call: Aye-Ruth, Struble, Turbiville. Nay-Todd. Motion carried.

#### Donation

Todd moved, Ruth seconded to accept and thank B.Y. Development, dba Cadillac Jack's for the \$50,000.00 donation for Event Center parking improvements and direct Finance Officer to designate cash for the purpose. Roll Call: Aye-All. Motion carried.

### INFORMATIONAL ITEMS AND ITEMS FROM CITIZENS

- No action approves Raffle Permit received from South Dakota Motocross Association. Ticket sales will be from March-October, 2018. Price value is \$9,000.00.
- Rec Center will be close for cleaning from March 18 – March 23, 2018.

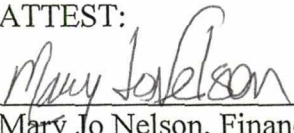
Mayor Turbiville requested Executive Session for personnel matters per SDCL 1-25-2(1) with possible action.

### ADJOURNMENT

Struble moved, Ruth seconded to adjourn the regular session at 5:33 p.m. and convene into Executive Session for personnel matters per SDCL 1-25-2(1) with possible action. The next regular meeting will be on Monday, March 19, 2018.

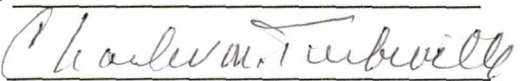
After coming out of executive session at 5:45 p.m., Todd moved, Struble seconded to adjourn.

ATTEST:

  
Mary Jo Nelson, Finance Officer

DATE: 3-20-18

BY:

  
Charles M Turbiville, Mayor

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