

## REGULAR MEETING, September 18, 2017, 2017

The Regular Session of the Deadwood City Commission convened on September 18, 2017 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., Mark Speirs, Charlie Struble. Commissioner Gary Todd was absent. All motions passed unanimously unless otherwise stated.

### APPROVAL OF MINUTES

Speirs moved, Struble seconded to approve the minutes of September 5, 2017. Roll Call: Aye-All. Motion carried.

### APPROVAL OF DISBURSEMENTS

Ruth moved, Speirs seconded to approve the September 18, 2017 disbursements. Roll Call: Aye-All. Motion carried.

A & I DISTRIBUTORS	SUPPLIES	102.51
ABSOLUTE LOG HOMES	SUPPLIES	208.93
ADAMS SALVAGE	TIRES	11.48
AFFORDABLY CREATIVE	PROJECT	7,994.00
ALBERTSON ENGINEERING	PROJECT	3,639.93
ALL ANGELS EPISCOPAL	GRANT	5,510.00
AMAZON	SERVICE	179.23
ATCO INTERNATIONAL	SUPPLIES	966.00
BH CHEMICAL	SUPPLIES	701.29
BH HEATING	PROJECT	14,183.06
BH PIONEER	ADS	976.17
BH SECURITY	REPAIR	336.74
CAI CONSTRUCTION	PROJECT	27,506.36
CAMPBELL SUPPLY	SUPPLIES	131.76
CENTURY BUSINESS	CONTRACT	185.78
COCA COLA	SUPPLIES	136.00
COMPLETE CONCRETE	PROJECT	18,886.50
CONOVER, MICHAEL	PROJECT	5,141.89
CULLIGAN	SUPPLIES	277.00
DAKOTA WINDS CONSTRUCTION	PROJECT	20,408.20
DAYS OF '76	REFUND	1,100.00
DEADWOOD ALIVE	SERVICE	15,000.00
DEADWOOD CHAMBER	MARKETING	10,187.48
EAGLE ENTERPRISES	SUPPLIES	3,108.86
EB COMMUNICATIONS	SERVICE	72.00
EMERY-PRATT	BOOKS	107.84
FRESH AIR LANDSCAPING	PROJECT	2,443.00
GOLDEN WEST	SERVICE	2,734.90
GUNDERSON, PALMER, NELSON	SERVICE	3,599.51
HILLYARD	SUPPLIES	159.42
JACOBS WELDING	REPAIR	1,037.49
JULIUS, TOM AND DOREEN	PROGRAM	3,864.68
KNECHT	PROJECT	10,797.86
KONE	MAINTENANCE	290.08
LAWRENCE CO. REGISTER	FEE	60.00
LAYMON, BRUCE	TESTING	95.85
LEAD-DEADWOOD SANITARY	USAGE	36,081.53
LYNN'S	SUPPLIES	46.24
M&M SANITATION	RENTAL	340.00
MACROVISION	SERVICE	2,300.00
MARCO	USAGE	468.14
MCNARY, TOM	PROGRAM	233.27
MID DAKOTA EQUIPMENT	BILL READER	682.05
MIDCONTINENT	SERVICE	65.00
MIDWEST TAPE	DVD	145.18
MIKLA, JAMES & CHRISTINE	PROGRAM	712.20
MILOS, GEORGE	PROGRAM	600.00
MS MAIL	SERVICE	984.54
NATIONAL ALLIANCE	RENEWAL	50.00
NEIGHBORHOOD HOUSING	SERVICE	4,562.50
NELSON, GREG	PROJECT	2,100.00
NORTHERN HILLS TECHNOLOGY	SERVICE	15.00
NORTHWEST PIPE FITTINGS	SUPPLIES	25.41
ODD JOB CONSTRUCTION	PROJECT	1,425.96
OLSON, JAMES	REIMBURSEMENT	41.43
OWENS INTERSTATE SALES	SUPPLIES	102.11
OWENS, SCOTT	REFUND	600.00
PANNIER	SERVICE	521.00
PATRIOT PLUMBING	PROJECT	3,111.43
PHIL'S ELECTRIC	PROJECT	816.75
PITNEY BOWES	LEASE	250.05
PITNEY BOWES	SUPPLIES	216.71
PONTIUS, JERRY	REIMBURSEMENT	96.61
POSEY, BEVERLY	PROGRAM	300.00
QUIK SIGNS	SIGNS	210.43
RAPID DELIVERY	DELIVERY	13.80
RASMUSSEN MECHANICAL	REPAIR	1,642.21
REGIONAL HEALTH	TESTING	360.00
RENATUS WOODWORKS	FRAME	150.00
RUSHMORE COMMUNICATIONS	RADIOS	19,520.50
RUSHMORE NEWS	BOOKS	329.85
S AND C CLEANERS	SERVICE	1,912.50
SCHMIDT, WILLIAM	PROJECT	164.00
SD COMMISSION ON GAMING	CITY SLOTS	27,443.18
SD DEPT. OF CORRECTIONS	FIREWISE	6,627.08

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SD DEPT. OF REVENUE	TAX	5,627.08
SOUTHSIDE SERVICE	SERVICE	190.49
ST. JOHN'S EPISCOPAL	GRANT	514.69
STURDEVANT'S	SUPPLIES	838.46
THE LORD'S CUPBOARD	RECYCLING	52.85
THIS OLD HOUSE	RENEWAL	20.00
TIME EQUIPMENT RENTAL	SUPPLIES	4,368.00
TOMS, DON	PROJECT	780.00
TRIPLE K	SERVICE	959.47
TRUGREEN	SERVICE	1,608.95
TWIN CITY HARDWARE	SUPPLIES	2,557.68
VISIONS HOME IMPROVEMENTS	PROJECT	7,438.60
WARREN WINDOW	PROJECT	11,272.70
WASTE CONNECTIONS	DUMPSTER	7,593.59
WEST RIVER MASONRY	PROJECT	1,105.10
WESTERN STAR	SUPPLIES	209.44
WHEELER LUMBER	FENCING	2,236.80
WHITE'S CANYON MOTORS	SERVICE	550.00
		TOTAL \$325,586.36

ITEMS FROM CITIZENS ON AGENDA

Gordon Park

Donna Watson and Dianne Verba appeared before the Commission to express concerns about the water shut off in Gordon Park. Ms. Verba has volunteered to plant, water and take care of the flowers but has been hauling jugs of water since after rally. After discussion, Public Works Director Green stated he would look into the matter. Commission thanked them for their time.

CONSENT

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

- A. Permission for Mayor to sign contract with Lead-Deadwood Regional Hospital for use of swimming pool from November 1, 2017 to October 31, 2018. (no changers from previous year)
- B. Permission to extend 160 hours of vacation for Kelly Fuller to November 30, 2017 and 55.50 hours of vacation time for Jim Olson to October 15, 2017.
- C. Approve purchase of three (3) surplus message boards from SD Department of Transportation at cost of \$4,500.00.
- D. Permission for Mayor to sign Oakridge Cemetery Certificates of Purchase and Warranty Deeds for Darla Hadrick
- E. Permission to increase wage of Trolley Driver Dale Marlow from \$11.71 hr. to \$12.36 hr. effective September 20, 2017 after one year of service
- F. Hire Rasmussen Mechanical to replace boiler pump assembly at City Hall for cost of \$3,134.89, to be paid from Public Buildings.
- G. Permission to hire Gavin Haefs as high school intern in Police Department at rate of \$8.93 per hour, pending pre-employment screening.
- H. Allow payment of \$5,177.88 to Amano McGann for flex cards and tickets
- I. Hire Mehlberg Construction for additional sidewalk in front of Parks Shop in an amount of \$4,596.30 (low quote)
- J. Permission for the Fire Department to purchase a hose tester not to exceed \$2,500.00. (This is a budgeted item and will replace a 30-year old tester)

BID ITEMS

Bids

Mayor Turbiville stated three bids were opened for lease of three (3) trolleys for 48 months at 2:00 p.m. on September 13 as advertised.

Molly Corp. - \$11,220.86  
Specialty Vehicles - \$10,848.91  
Hometown Trolley - \$9,400.86

Trolley Manager Kruzal recommended approval from Hometown Trolley. Speirs moved, Struble seconded to approve low bid from Hometown Trolley in amount of \$9,400.86. Roll Call: Aye-All. Motion carried.

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PUBLIC HEARINGS

Resolution 2017-23

Public hearing was opened at 5:11 p.m. by Mayor Turbiville. There being no one present to speak in favor or against, hearing closed. Struble moved, Ruth seconded to pass Resolution 2017-23, Resolution of Intent to Lease with Terry Peak Ski Resort for rental of billboard.

Speirs moved, Ruth seconded to include price, which will be same amount as prior years. Roll Call: Aye-All. Motion carried.

**RESOLUTION NO. 2017-23  
RESOLUTION OF INTENT  
TO ENTER INTO A LEASE WITH TERRY PEAK SKI RESORT,  
FOR RENTAL OF BILLBOARD SPACE ON M.S. 774, UNCLE TOM LODGE**

**WHEREAS**, the City of Deadwood owns the ground space located on M.S. 774, Uncle Tom Lode, Lawrence County, South Dakota; and

**WHEREAS**, Mystic Miner proposes to rent space for billboard on the parcel owned by the City,

**WHEREAS**, pursuant to SDCL 9-12-5.2, a hearing was held before the City Commission of the City of Deadwood, South Dakota, on Monday the 18th day of September, 2017 at 5:00 p.m., in the Commission Chambers located at 102 Sherman Street, Deadwood, South Dakota, to consider the adoption of this Resolution of Intent; now therefore,

**BE IT RESOLVED** by the City of Deadwood that the City hereby declares its intent to enter into an Agreement with a private party for the purpose of leasing ground space for billboard on M.S. 774, Uncle Tom Lode, Lawrence County, South Dakota.

Dated this 18th day of September, 2017

ATTEST:

/s/ Mary Jo Nelson, Finance Officer

CITY OF DEADWOOD

/s/ Charles Turbiville, Mayor

Set

Speirs moved, Ruth seconded to waive 45-day requirement for Special Event Application and set public hearing on October 2 for homecoming parade. Roll Call: Aye-All. Motion carried.

NEW BUSINESS

Second Reading

Speirs moved, Struble seconded to approve second reading of 2018 Budget Appropriation Ordinance #1263. Roll Call: Aye-All. Motion carried.

Second Reading

Ruth moved, Speirs seconded to approve second reading of Ordinance #1264 to Amend Chapter 5.48.138 Vehicles for Hire. Roll Call: Aye-All. Motion carried.

Payment

Speirs moved, Struble seconded to allow payment of insurance coverage from September 27, 2017 through September 27, 2018 to South Dakota Public Assurance Alliance in the amount of \$222,810.79. Insurance will be paid from General Fund Commission line item, budgeted. Commissioner Speirs thanked the City of Deadwood employees for their safety efforts, which resulted in premium reduction. Roll Call: Aye-All. Motion carried.

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Final Plat

Ruth moved, Speirs seconded to Act as Board of Adjustment to approve the following final plat: Lot 4 of Block B and Lot 6 of Block C of The Weisflog Addition to the City of Deadwood; Formerly a Portion of Railroad Avenue, located in the N1/2 of Section 23, T5N, R3E, B.H.M., City of Deadwood, Lawrence County, South Dakota. Plat was approved by Planning and Zoning Commission on September 6, 2017. Roll Call: Aye-All. Motion carried.

Plat

Struble moved, Ruth seconded to Act as Board of Adjustment to approve the following final plat: Lot 10, Block 1 of The Subdivision of M.S. 308, formerly a portion of the Deadwood Amusement Park Tract in M.S. 308, All located in the N1/2 of Section 23, T5N, R3E, B.H.M., City of Deadwood, Lawrence County, South Dakota. Plat was approved by Planning and Zoning Commission on September 6, 2017. Roll Call: Aye-All. Motion carried.

Recommendation

Ruth moved, Speirs seconded to accept Board of Appraisers report of \$380.00 for .139 acres at Lot 107B of Block 71. Roll Call: Aye-All. Motion carried.

Amendment 1

Speirs moved, Ruth seconded to approve Amendment 1 in the amount of \$9,878.55 for consultant services in conjunction with Mickelson Trail Shared Use Path/Highway 85/385. Public Works Director Green stated this amendment is for contract observation and administration. Roll Call: Aye-All. Motion carried.

INFORMATIONAL ITEMS AND ITEMS FROM CITIZENS

Mayor Turbiville read the following informational items:

- Thank you to Deadwood Mountain Grand for hosting Kidweird on October 31 from 5:00 p.m. to 8:00 p.m. City provides \$750.00 for event.
- Acknowledge and thank Boxelder Job Corps for adopting a portion of Whitewood Creek, committing to clean ups twice a year, beginning on Thursday, September 28.

Public Buildings Manager Kruzal also stated Job Corps students have also been assisting public building department in various maintenance projects.

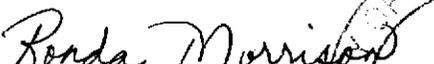
Attorney Riggins requested Executive Session for legal matters per SDCL 1-25-2(3) with possible action.

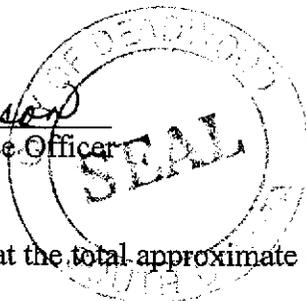
ADJOURNMENT

Struble moved, Ruth seconded to adjourn the regular session at 5:24 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 Monday October 2, 2017.

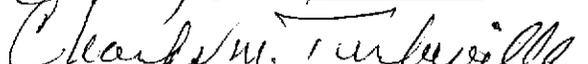
After coming out of executive session at 6:25 p.m., Speirs moved, Ruth seconded to adjourn.

ATTEST:

  
Mary Jo Nelson, Finance Officer



DATE: Oct 3, 2017

BY:   
Charles M Turbiville, Mayor

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