

REGULAR MEETING, August 7, 2017

The Regular Session of the Deadwood City Commission convened on August 7, 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 Katelyn Cook, and Commissioners David Ruth Jr., Mark Speirs, Charlie Struble and Gary Todd. All motions passed unanimously unless otherwise stated.

APPROVAL OF MINUTES

Todd moved, Struble seconded to approve the minutes of July 17, 2017. Roll Call: Aye-All. Motion carried.

Ruth moved, Speirs seconded to approve the budget minutes of July 20, 2017. Roll Call: Aye-All. Motion carried.

JULY, 2017 PAYROLL: COMMISSION, \$2,730.76; FINANCE, \$19,245.82; PUBLIC BUILDINGS, \$4,554.62; POLICE, \$59,185.72; FIRE, \$5,027.48; BUILDING INSPECTION, \$3,884.56; STREETS, \$30,037.21; PARKS, \$31,555.66; PLANNING & ZONING, \$4,912.40; LIBRARY, \$6,525.74; RECREATION CENTER, \$16,398.35; HISTORIC PRESERVATION, \$16,019.12; WATER, \$14,701.46; MT. MORIAH, \$4,791.85; PARKING METER, \$10,252.55; TROLLEY, \$19,249.75; PARKING RAMP, \$4,935.42 **PAYROLL TOTAL: \$254,008.47**

JULY, 2017 PAYROLL PAYMENTS:

Internal Revenue Service, \$63,605.53; S.D. Retirement System, \$25,286.56; Delta Dental, \$4,081.65.

APPROVAL OF DISBURSEMENTS

Struble moved, Todd seconded to approve the July 19, 2017 disbursements. Roll Call: Aye-All. Motion carried.

A & B BUSINESS	CONTRACT	382.30
A & I DISTRIBUTORS	SUPPLIES	573.20
ADVANCED ENGINEERING	INSPECTION	496.25
AFFORDABLY CREATIVE	PROJECT	7,994.00
AINSWORTH-BENNING	PROJECT	16,169.02
ALSCO	SUPPLIES	396.00
AMANO MCGANN	SAFE	623.98
AMICK SOUND	REPAIR	1,273.53
ATCO INTERNATIONAL	SUPPLIES	224.00
AXON ENTERPRISE	HOLSTERS	127.04
BH CHEMICAL	SUPPLIES	5,710.62
BH ENERGY	SERVICE	31,129.95
BH PEST CONTROL	SERVICE	250.00
BH PIONEER	SUBSCRIPTION	103.77
BH SECURITY	SERVICE	1,169.30
BH TITLE	REPORT	150.00
BRANDON INDUSTRIES	SIGNS	144.00
BROKEN BOOT GOLD MINE	GRANT	6,258.00
CAI CONSTRUCTION	PROJECT	33,605.67
CENTURY BUSINESS	COPIER	552.03
CHAMBERLIN ARCHITECTS	PROJECT	1,420.91
CHRIS SUPPLY	SUPPLIES	40.40
CITY OF WHITEWOOD	GRANT	655.00
COMPLETE CONCRETE	PROJECT	62,613.50
CONRAD'S SIGNS	PROJECT	1,964.63
CULLIGAN	SUPPLIES	355.00
DATA FLOW	CHECKS	223.57
DAYS OF '76	PROJECT	4,000.00
DEADWOOD CHAMBER	SERVICE	453,181.06
DEADWOOD ELECTRIC	SERVICE	2,264.10
DVPD	TESTING	911.80
DIAMOND VOGEL PAINT	MACHINE	8,193.72
EAGLE ENTERPRISES	SUPPLIES	1,547.67
ECOLAB	SERVICE	474.25
EMERY-PRATT	BOOKS	122.27
FASTENAL	SUPPLIES	74.66
FELD FIRE	COMPRESSOR	35,560.00
FIRST GOLD HOTEL	REFUND	1,100.00
FIRST NATIONAL CREDIT	SUPPLIES	1,436.13
FREEMAN'S ELECTRIC	SERVICE	250.00
GARDNER CONSTRUCTION	PROJECT	150.00
GILBERTSON PHOTOGRAPHY	PROJECT	432.00
GLOBAL EQUIPMENT	SIGNS	224.44
GOLDEN WEST	SERVICE	4,172.63
GREAT WESTERN TIRE	REPAIR	119.50
GUNDERSON, PALMER, NELSON	SERVICE	5,640.80
HAMANN, ALEX	REIMBURSEMENT	11.87
HAWKINS	SUPPLIES	1,047.68
HILLS PRODUCTS	GUARDRAIL	810.50
HILLYARD	SUPPLIES	65.24
HUNTER, GENE	WINDOWS	5,000.00
HURCO TECHNOLOGIES	SHIPPING	105.00
IDENTIFIERS	SEARCH	950.00
JACOBS WELDING	SERVICE	2,115.23

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KARL'S	SUPPLIES	429.84
KETCH-ALL	POLE	124.50
KIMBALL MIDWEST	SUPPLIES	55.20
LAWRENCE CO. EQUALIZATION	MAP	50.00
LAWSON PRODUCTS	SUPPLIES	546.26
LEAD-DEADWOOD GIRLS	REFUND	500.00
LEAD-DEADWOOD REGIONAL	COVERAGE	620.00
LIGHT AND SIREN	SUPPLIES	297.64
LITTLE, ERIN	OVERPAYMENT	196.93
LYNN'S	SUPPLIES	103.90
M & T FIRE	SUPPLIES	99.00
M&M SANITATION	INSPECTION	400.00
MALON INSULATION	PROJECT	2,733.60
MIDWEST TAPE	DVDS	422.74
MIKLA, JAMES & CHRISTINE	PROJECT	10,719.52
MOHR, TRENT	REIMBURSEMENT	28.00
MDU	SERVICE	2,006.55
MS MAIL	BROCHURES	4,400.00
MUTUAL OF OMAHA	INSURANCE	230.80
MYSTIC PRESERVATION	GRANT	3,020.20
NAJA SHRINERS	REFUND	600.00
NATIONAL SIGNAL	MESSAGE BOARD	11,695.00
NEVE'S	UNIFORMS	321.57
OCHSE, ANN	WINDOWS	95.69
OLD WEST HEATING	PROJECT	395.95
OWENS INTERSTATE	SUPPLIES	92.00
PARTSMASTER	SUPPLIES	602.72
PHELPS AD SPECIALTIES	TOKENS	4,039.24
PHIL'S ELECTRIC	PROJECT	2,040.00
QUICK TROPHY	PLAQUE	207.63
QUIK SIGNS	SIGNS	610.15
RASMUSSEN MECHANICAL	REPAIR	468.46
REGIONAL HEALTH	TESTING	319.00
ROBLEY, GREG	PROJECT	2,500.00
ROCKMOUNT RESEARCH	SUPPLIES	267.08
ROGERS CONSTRUCTION	PROJECT	8,418.64
RUSSELL, JERAMY	REIMBURSEMENT	74.49
S AND C CLEANERS	CLEANING	4,765.00
SANITATION PRODUCTS	SUPPLIES	515.98
SCOTT PETERSON MOTORS	REPAIR	444.47
SD DEPT. OF CORRECTIONS	FIREWISE	1,114.35
SD DEPT. OF PUBLIC SAFETY	SERVICE	2,340.00
SD DEPT. OF REVENUE	LICENSE	162.50
SD DEPT. OF REVENUE	TAX	7,048.11
SD DEPT. OF TRANSPORTATION	PROJECT	213,502.07
SD MAGAZINE	RENEWAL	50.00
SD ONE CALL	SERVICE	41.44
SD PUBLIC HEALTH LAB	TESTING	30.00
SERVALL	TOWELS	2,336.03
SOUTHSIDE SERVICE	SERVICE	236.10
STRETCH'S GLASS	SUPPLIES	1,027.98
STRUBLE, ALEA	TRAINING	158.76
SUMMIT SIGNS	SUPPLIES	680.50
THE EMBLEM AUTHORITY	PATCHES	1,220.00
THE LORD'S CUPBOARD	RECYCLING	36.30
THOMSON REUTERS	SERVICE	200.00
TRIPLE K	REPAIR	1,362.92
TRUGREEN	SERVICE	2,909.00
TSP	REPAIR	1,104.00
TURBIVILLE, CHARLES	REIMBURSEMENT	230.66
TWIN CITY HARDWARE	SUPPLIES	7,890.15
UMENTHUM, KEITH	CASTERS	745.00
VAST	SERVICE	3,121.83
VERIZON WIRELESS	METERS	40.01
VIEHAUSER ENTERPRISES	SERVICE	527.98
VOGT, AMBER	REFUND	80.00
WALTERS, STORMY	REFUND	150.00
WATER GEAR	SUPPLIES	253.92
WELLMARK	INSURANCE	42,631.82
WESTBROOK, LESTER & LITA	WINDOWS	1,434.73
WL CONSTRUCTION	SUPPLIES	534.95
ZEP SALES	SUPPLIES	717.78

TOTAL \$1,063,942.86

ITEMS FROM CITIZENS ON AGENDA

Thank you

Pat Roberts, on behalf of the Days of '76 Committee, thanked the Commission and City of Deadwood for their support with the Days of '76. Commission expressed appreciation to Days Committee.

Proclamation

The Mayor read a proclamation declaring July 31 through August 4, 2017 as Responsible Gaming Education Week in Deadwood.

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Passes

Amber Diers, Holiday Inn Express, asked the Commission for 20 additional cards at no additional cost to accommodate motorcycles through September or October. After discussion, Todd moved, Struble seconded to allow an additional 20 passes for August 8 through September 30, 2017. Roll Call: Aye-Ruth, Struble, Todd, Turbiville. Nay-Speirs. Motion carried.

Closure

Amber Diers, Holiday Inn Express, asked the Commission for street closure on Lee Street between Holiday Inn Express and Hotel by Gold Dust for emergency management barbecue on September 13, 2017 from 10:00 a.m. to 2:00 p.m. Speirs moved, Ruth seconded to approve street closure on September 13. Roll Call: Aye-All. Motion carried.

CONSENT

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

- A. Add Mason Sherrard to the Volunteer Fire Department roster for workers compensation purposes effective July 18, 2017
- B. Accept grant award of \$20,000.00 from South Dakota Attorney General's Office Drug Control Fund. Funds are to be used for expenditures related to drug apprehension purposes
- C. Approve Police Department expenditures of \$20,527.78 for ten portable radios and a firearm. Funds expended from Attorney General's Office awards in 2016 and 2017
- D. Permission for Mayor to sign Oakridge Cemetery Certificates of Purchase and Warranty Deeds for Dean J. Keller and Kathleen Shama
- E. Permission to add Lee Harstad as a voting member of the Safety Committee effective immediately
- F. Accept recommendation of Parking and Transportation Committee to allow Reserved Residential Parking Permit to Michael Griffith, 22 Denver
- G. Renew and pay Tyler Technologies \$13,811.21 for annual financial software maintenance from Finance budget
- H. Permission for Mayor to sign Agreement between Teamsters Local Union #120 and City to voluntarily recognize Local 120 as the bargaining representative for employees at the Police Department
- I. Accept low quote from Schmidt Construction to replace sidewalk panels at southeast corner of Deadwood Street and Pioneer Way in the amount of \$3,927.00, to be paid from Streets budget
- J. Accept Doug Miller's donation of rec center equipment valued at \$3,000.00
- K. Allow Jeannette Moodie to attend South Dakota Library Conference in Chamberlain, SD from September 27-30
- L. Permission to purchase wall mates at Rec Center in an amount not to exceed \$2,600.00 from HP Capital Asset line item
- M. Permission to hire the following for trolley driver positions at \$11.71 per hour effective August 8, 2017: Leland Hollis, Donald L. Doyen, and Bruce Martin Laymon. Employment contingent upon pre-employment testing
- N. Permission to purchase 1 single-sided eight-foot bench and 1 eight-foot log type bench from Amish Furniture and Gift in an amount not to exceed \$5,500.00. Benches will be placed inside Lower Main Welcome Center in trolley area, and paid from Welcome Center Capital Projects Fund.
- O. Rescind Agreement between City of Deadwood and Chamber of Commerce for Use of Deadwood Pavilion effective immediately
- P. Accept resignation from Police Reserve, Patrick Lalla-Kraemer effective July 31, 2017

BID ITEMS

Mayor Turbiville stated two bids were opened for retaining wall at 53 Lincoln at 9:30 a.m. on August 4 as advertised. Bid bonds were included in the following bid submittals:

RCS Construction - \$110,062.84, \$1,000.00 for alternate 1
CAI Construction - \$124,500.00, \$2,500.00 for alternate 1

Historic Preservation Officer Kuchenbecker recommended Commission award bid to low bidder. Ruth moved, Speirs seconded to award to RCS Construction in the amount of \$110,062.84, plus alternate 1 in the amount of \$1,000.00. Roll Call: Aye-All. Motion carried.

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Set

Ruth moved, Speirs seconded to set bid opening to lease three trolleys on September 13 at 2:00 p.m. with results to City Commission meeting on September 18, 2017. Roll Call: Aye-All. Motion carried.

PUBLIC HEARINGS

License Transfer

Per owner's request, public hearing for Retail (on-off sale) Malt Beverage License (RB-23170) transfer from The Midway, LLC to Stormy Walters, dba The Midway at 3 US Hwy 385 was canceled.

License

Public hearing was opened at 5:13 p.m. by Mayor Turbiville. No one spoke in favor or against, hearing closed. Ruth moved Speirs seconded to approve Retail (on-off sale) Malt Beverage License for Jessica Ranek dba Chip Shot Golf at 8 Lee Street. Roll Call: Aye-All. Motion carried.

NEW BUSINESS

Ordinances

Todd moved, Struble seconded to approve second reading of Ordinance #1261 to Eliminate Portions of Chapter 12.44 Regarding Rec Center Policies. Roll Call: Aye-All. Motion carried.

Ruth moved, Speirs seconded to approve second reading of Ordinance #1262 Supplemental Budget #1. Roll Call: Aye-All. Motion carried.

Revision #1

Blaise Emerson, on behalf of TRU Hotel, spoke to the Commission about the details to project plan revision, work on main retaining wall and pedestrian path on Crescent Street. After discussion regarding debt reserve limit, Speirs moved, Ruth seconded to act as Board of Adjustment and approve Planning and Zoning Commission recommendation to approve Project Plan Revision #1 to Tax Incremental District 10, TRU Hotel. Roll Call: Aye-All. Motion carried.

Resolution 2017-14

Ruth moved, Speirs seconded to act as Board of Adjustment and approve Planning and Zoning Commission recommendation to approve Resolution 2017-14 to approve Amendment #1 for Tax Incremental District 10, TRU Hotel. Roll Call: Aye-All. Motion carried.

RESOLUTION #2017-14

RESOLUTION APPROVING AMENDMENT #1 FOR PROJECT PLAN FOR TAX INCREMENT DISTRICT NUMBER TEN AS SUBMITTED BY THE DEADWOOD PLANNING COMMISSION

WHEREAS the Deadwood City Commission has determined that it is in the best interest of the City to implement plans which promote economic development and growth in the City; and

WHEREAS the Commission embraces the concept of Tax Increment Financing as a tool to encourage this desirable growth and redevelopment; and

WHEREAS SDCL 11-9-6 provides for the overlapping of one or more tax incremental districts; and

WHEREAS there has been established Tax Incremental District Number Ten, which will overlay Tax Incremental District Number Nine, along with additional areas; and

WHEREAS there has been established Tax Increment District Number Ten; and

WHEREAS the Commission deems desirable to promote economic development and create jobs in the corporate limits of the City of Deadwood; and

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WHEREAS Amendment #1 to Project Plan submitted helps make this development feasible by assisting in the development of public and private improvements to serve Springhill Suites development; and

WHEREAS Amendment #1 to Project Plan submitted will assist with the costs of street improvements, site improvements, utility improvements, streetscaping/ landscaping, and transportation improvements; and

WHEREAS the use of Tax Increment Funding to promote this development is in keeping within the statutes adopted by the South Dakota State Legislature; and

WHEREAS there has been developed an Amendment #1 to Project Plan for this Tax Increment District which proposes these improvements; and

WHEREAS the Commission has considered Amendment #1 to Project Plan submitted by the Planning Commission and determined that the Project Plan for Tax Increment District Nine is economically feasible; and

WHEREAS the Council has further determined that this Amendment #1 to Project Plan is in conformity with the adopted Comprehensive Plan.

WHEREAS Amendment #1 to Project Plan will replace the original Project Plan.

NOW, THEREFORE, BE IT RESOLVED by the City of Deadwood that the Amendment #1 to Tax Increment District Project Plan for Tax Increment District Number Ten and is hereby, approved as submitted by the Deadwood Planning Commission.

Dated this 7th day of August, 2017

ATTEST:

/s/ Mary Jo Nelson, Finance Officer

CITY OF DEADWOOD

/s/ Charles Turbiville, Mayor

Contract

Speirs moved, Ruth seconded to act as Board of Adjustment and approve Planning and Zoning Commission recommendation to approve Contract for Private Development Amendment #1 to Tax Incremental District 10, TRU Hotel. Roll Call: Aye-All. Motion carried.

Resolution 2017-15

Speirs moved, Struble seconded to approve Resolution 2017-15 Establishing Records Retention Policy. Roll Call: Aye-All. Motion carried.

RESOLUTION 2017-15

A RESOLUTION APPROVING THE USE OF THE RECORDS RETENTION AND DESTRUCTION SCHEDULE MANUAL FOR SOUTH DAKOTA

WHEREAS, SDCL 1-27-18 requires local governing bodies to "promote and implement the principles of efficient records management for local records"; and

WHEREAS, the City Commission desires to provide a plan that provides for the efficient retention and management of the City's records.

THEREFORE BE IT RESOLVED by the City Commission of Deadwood, South Dakota, that the "Records Retention and Destruction Schedule Manual" as developed by the State of South Dakota Bureau of Administration Records Management Program has been reviewed and is approved for use by the City of Deadwood.

Dated this 7th day of August, 2017

ATTEST:

/s/ Mary Jo Nelson, Finance Officer

CITY OF DEADWOOD

/s/ Charles Turbiville, Mayor

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Contract

Speirs moved, Todd seconded to allow the Mayor to sign contract with Forgey Construction to replace concrete street panels on Stewart St. near intersection with Harrison St. for \$20,690.54, to be paid from Streets budget. Roll Call: Aye-All. Motion carried.

Addendum

Speirs moved, Ruth seconded to allow the Mayor to sign First Addendum to Agreement with Black Hills Asphalt in the amount of \$3,091.84, making total cost \$38,906.19. Public Works Director stated addendum increases mill and overlay by 600 square feet. Roll Call: Aye-All. Motion carried.

Quote

Ruth moved, Speirs seconded to approve building and installation quote from Conrad's Bid C Signs to supply and install trestle signs, not to exceed \$20,000.00. Historic Preservation Officer Kuchenbecker stated this is a cost share project with the City of Lead. Roll Call: Aye-All. Motion carried.

Purchase

Speirs moved, Struble seconded to purchase 2017 F350 for Public Buildings department from White's Canyon Lake Motors in the amount of \$30,757.00, and purchase utility box topper from Time Equipment in the amount of \$6,243.00. Vendor will match price listed on state of South Dakota Contract #16997. Roll Call: Aye-All. Motion carried.

INFORMATIONAL ITEMS AND ITEMS FROM CITIZENS

Mayor Turbiville read the following informational items:

- stated time for 2018 budget session will be August 14 at 8:00 a.m.

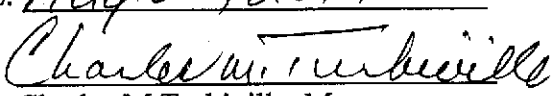
ADJOURNMENT

Speirs moved, Ruth seconded to adjourn the regular session at 5:35 p.m. The next regular meeting will be on Monday August 21, 2017.

ATTEST:


Mary Jo Nelson, Finance Officer

DATE: Aug. 22, 2017

BY: 
Charles M Turbiville, Mayor

Published once at the total approximate cost of _____