

REGULAR MEETING, MARCH 20, 2017

The Regular Session of the Deadwood City Commission convened on March 20, 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, Gary Todd, and Jim Van Den Eykel. All motions passed unanimously unless otherwise stated.

APPROVAL OF MINUTES

Van Den Eykel moved, Ruth seconded to approve the minutes of March 6, 2017. Roll Call: Aye-All. Motion carried.

APPROVAL OF DISBURSEMENTS

Todd moved, Van Den Eykel seconded to approve the March 20, 2017 disbursements. Roll Call: Aye-All. Motion carried.

A & B BUSINESS	CONTRACT	42.34
A & B WELDING	SUPPLIES	190.50
ADVANCED TECHNOLOGY	COURSE	590.00
AINSWORTH-BENNING	PROJECT	10,225.98
ALBERTSON ENGINEERING	PROJECT	1,035.36
AMAZON	SERVICE	173.14
ARLETH LAND SURVEYING	PLAT	7,428.75
ARMSTRONG EXTINGUISHER	MAINTENANCE	164.29
ASSOCIATED BAG	SERVICE	129.40
BERBERICH DESIGNS	PROJECT	2,569.32
BH CHEMICAL	SUPPLIES	3,451.17
BH PIONEER	ADS	698.48
BH SECURITY	SERVICE	104.85
BH STATE	PROJECT	490.00
BH URGENT CARE	TESTING	30.00
BUTLER MACHINERY	SUPPLIES	136.42
CAMPBELL SUPPLY	SUPPLIES	209.00
CENTURY LINK	SERVICE	155.48
CHAMBERLIN ARCHITECTS	PROJECT	6,099.25
CITY OF MOBRIDGE	GRANT	22,582.80
COCA COLA	SUPPLIES	60.00
CONRAD'S SIGNS	PROJECT	4,418.77
CULLIGAN	SUPPLIES	67.00
CUSTOM MICRO	SERVICE	3,150.00
DAK GENERATOR	SUPPLIES	593.06
DAKOTA BUSINESS	CONTRACT	160.90
DEADWOOD ELECTRIC	SERVICE	807.68
DVFD	REIMBURSEMENT	321.43
DEMCO	SUPPLIES	1,088.53
EAGLE ENTERPRISES	SUPPLIES	623.00
EMERY-PRATT	BOOKS	43.45
FALL RIVER COUNTY	GRANT	6,606.00
FASTENAL COMPANY	SUPPLIES	83.42
FOUR WINDS INTERACTIVE	MAINTENANCE	1,504.81
FOURFRONT DESIGN	PROJECT	2,200.00
GALLS	SUPPLIES	78.50
GENERAL TRAFFIC CONTROLS	SUPPLIES	95.42
GLOBAL EQUIPMENT	BARRICADES	441.85
GOOD HOUSEKEEPING	SUBSCRIPTION	20.00
GUNDERSON, PALMER, NELSON	SERVICE	4,540.34
JACOBS WELDING	TUBES	186.43
KAHLER, DEBRA	WINDOWS	1,295.27
KDSJ	ADS	280.00
KNECHT HOME CENTER	SUPPLIES	47.72
KONE	INSPECTIONS	290.08
LAWRENCE CO. EQUALIZATION	MAP	18.75
LEAD-DEADWOOD SANITARY	USAGE	26,179.06
LOWE ROOFING	REPAIR	370.00
LYNN'S	SUPPLIES	32.89
M&M SANITATION	RENTAL	220.00
MACK'S AUTO BODY	REPAIR	5,935.04
MAYNARD, DESTINY AND BRADY	WINDOWS	4,700.00
MENARD'S	SUPPLIES	152.27
MIDCONTINENT	SERVICE	65.00
MIDCONTINENT TESTING	TESTING	20.25
MIDWEST TAPE	DVDS	301.95
MOHR, TRENT	REIMBURSEMENT	190.00
MOTOROLA	RADIO	3,662.00
MS MAIL	SERVICE	915.28
NEIGHBORHOOD LENDING	SERVICE	7,463.75
NEVE'S UNIFORMS	UNIFORMS	380.21
NORTHERN HILLS TECHNOLOGY	SERVICE	235.00
OWENS INTERSTATE SALES	SUPPLIES	112.69
PASSPORT PARKING	METERS	51.00
PITNEY BOWES	LEASE	237.93
PONTIUS, JERRY	REIMBURSEMENT	14.99
PUBLIC SAFETY	CONSOLE	419.00
QUALITY SERVICES	PROJECT	10,498.34
QUILL	SUPPLIES	39.97
RAKOW, JASON	REIMBURSEMENT	17.00
RANGEL CONSTRUCTION	PROJECT	77,881.47
RAPID DELIVERY	DELIVERY	12.65
RDO EQUIPMENT	SWITCH/PARKS	34.76
REGIONAL HEALTH	TESTING	75.00
SANDIDGE, LANCE	REIMBURSEMENT	10.00

REGULAR MEETING, MARCH 20, 2017

SCHMIDT, WILLIAM	PROJECT	1,566.00
SD ASSN. OF CODE	CONFERENCE	50.00
SD BUILDING OFFICIALS	MEMBERSHIP	50.00
SD COMMISSION ON GAMING	CITY SLOTS	27,443.18
SD DEPT. OF CORRECTIONS	FIREWISE	433.50
SD DEPT. OF MOTOR VEHICLES	TITLE	21.20
SD DEPT. OF REVENUE	TAX	3,211.27
SD ONE CALL	SERVICE	14.56
SOUTHSIDE SERVICE	SERVICE	94.65
SPLIT ROCK STUDIOS	PROJECT	20,216.00
STURDEVANT'S	SUPPLIES	743.34
TALLGRASS	PROJECT	1,000.00
TEAM LABORATORY	SERVICE	1,760.00
TOMS, DON	PROJECT	780.00
TWILIGHT	SUPPLIES	52.85
VARIDESK	MAT	60.00
WASTE CONNECTIONS	DUMPSTER	929.54
WELLS PLUMBING	PUMP	409.01
WESTERN COMMUNICATIONS	ANTENNAS	120.00
WOODLAND CONSTRUCTION	PROJECT	2,282.25
ZEP	SUPPLIES	563.97
TOTAL		\$287,557.76

ITEMS FROM CITIZENS ON AGENDA

Request

Jeff Barthel and representatives from Northern Hills Recreation Association gave a presentation on existing and proposed events as well as plans for proposed funding. Commissioner Speirs suggested that profit and loss statements and financials be prepared before requesting further funding. After discussion, Van Den Eykel moved, Turbiville seconded to deny 2016 allocation. Roll Call: Aye-Speirs, Van Den Eykel, Turbiville. Nay-Ruth, Todd. Motion carried.

CONSENT

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

- A. Permission for Mayor to sign and renew parking lease with SD Commission on Gaming for five parking spots at Miller Lot at total of \$250.00 per month plus tax
- B. Permission for Mayor to sign parking lease with NMD Ventures for twelve (12) spaces at Broadway parking Structure in the amount of \$1,200.00 per month plus tax
- C. Permission for Mayor to sign parking lease with Gold Dust Lodging for one hundred and twenty (120) spaces at Broadway Parking Structure in the amount of \$7,200.00 per month plus tax
- D. Permission to advertise for seasonal employees at Mt. Moriah and Parks Department
- E. Permission for Mayor to sign Addendum to State Fire Agreement
- F. Permission to increase wages of lifeguard Hailey Trewhella from \$9.72 hr. to \$9.98 hr. effective March 13, 2017 after one year of service, and receptionist Linsey Sandidge from \$9.20 hr. to \$9.42 hr. effective March 18, 2017 after two years of service
- G. Approve the following changes for the April 11, 2017 Election Board: Ardath Waisanen as superintendent at \$168.00, Marilyn Harrison and Lila Sorenson as clerks at \$143.00, with additional \$10.00 each for attending election school
- H. Permission for Mayor to sign performance contract with Black Hills Council of Local Governments for comprehensive plan update (approved March 6, 2017)
- I. Permission to hire Jillian Shupe as lifeguard at \$9.72 hr. effective March 22, 2017 pending pre-employment drug screening
- J. Permission for Mayor to sign agreement with Identifinders International in identifying the remains of the young male found in the former Ingleside Cemetery at an amount not to exceed \$950.00
- K. Permission for Mayor to sign loan agreement with Dakota Sunset Museum for the traveling six-panel baseball exhibit

REGULAR MEETING, MARCH 20, 2017

BID OPENINGS

Mayor Turbiville stated two bids were opened for Whitewood Creek Cleanup and Restoration at 2:00 p.m. on March 15 as advertised. Bid bonds were included and addendum acknowledged in the following bid submittals:

RCS Construction - \$101,000.00
Rogers Construction - \$116,633.88

Planning/Zoning Administrator Nelson Jr. recommended Commission continue until April 3 for review. Van Den Eykel moved, Speirs seconded to continue. Roll Call: Aye-All. Motion carried.

PUBLIC HEARINGS

Elks

Public hearing was opened at 5:16 p.m. by Mayor Turbiville. No one spoke in favor or against, hearing closed. Speirs moved, Ruth seconded to approve Special Alcohol License request from Deadwood Elks Lodge for event at Masonic Temple on March 25, 2017. Roll Call: Aye-All. Motion carried.

Cinco De Mayo

Public hearing was opened at 5:17 p.m. by Mayor Turbiville. No one spoke in favor or against, hearing closed.

Speirs moved, Todd seconded to approve the street closure on Main Street from Wall Street to Deadwood Street, and waiver of the banner fee on Saturday, May 6, 2017, from 11:00 a.m. to 6:00 p.m. Roll Call: Aye-All. Motion carried.

Wild Bill Days

Public hearing was opened at 5:18 p.m. by Mayor Turbiville. Sarah Anderson, Deadwood Chamber, was available to answer questions.

Speirs moved, Ruth seconded to approve the street closure on Main Street from Pine to Deadwood Street on Thursday, June 15, 2017 at 9:00 a.m. and remain closed until 10:00 p.m. Saturday, June 17, 2017; Main Street from Wall to Deadwood Street on Thursday, June 15, 2017 at 2:00 p.m. and remain closed until 2:00 a.m. Sunday, June 18, 2017; waive the vending fee and allow vending on Main Street on Friday and Saturday, June 16 and 17, 2017 for Chamber merchandise and Northern Hills Alliance for Children, waiver of banner fees Friday & Saturday, June 16 & 17, 2016 and allow the use of public property for Deadwood's Midnight Cowboy 5K Run on Saturday, June 17, 2017. Roll Call: Aye-All. Motion carried.

Todd moved, Speirs seconded to allow the relaxation of the open container ordinance on Main Street from the Tin Lizzie 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 noon to 10:00 p.m. on Friday, June 16, 2017. Roll Call: Aye-All. Motion carried.

Speirs moved, Ruth seconded to allow the relaxation of the open container ordinance for same area as approved on June 16, 2017 from noon to 10:00 p.m. on Saturday, June 17, 2017. Roll Call: Aye-All. Motion carried.

McLaughlin Reunion

Public hearing was opened at 5:20 p.m. by Mayor Turbiville. Sarah Anderson, Deadwood Chamber, was available to answer questions.

Todd moved, Van Den Eykel seconded to allow the relaxation of the open container at the Event Complex on June 24, 2017. Roll Call: Aye-All. Motion carried.

REGULAR MEETING, MARCH 20, 2017

Craft Beer Fest

Public hearing was opened at 5:21 p.m. by Mayor Turbiville. Sarah Anderson, Deadwood Chamber, was available to answer questions.

Speirs moved, Ruth seconded to approve the street closure on Main Street from Wall to Deadwood Street on Saturday, April 22, 2017 from 11:00 a.m. to 6:00 p.m. Roll Call: Aye-All. Motion carried.

Speirs moved, Ruth seconded to allow the relaxation of the open container ordinance on Main Street from the Tin Lizzie 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 5:00 p.m. to 10:00 p.m. on Friday, April 21, 2017. Roll Call: Aye-All. Motion carried.

Speirs moved, Ruth seconded to allow the relaxation of the open container ordinance for same area as approved on April 21, 2017 from noon to 10:00 p.m. on Saturday, April 22, 2017. Roll Call: Aye-All. Motion carried.

Sarah Anderson thanked the City staff for assistance with St. Patrick's Day Events.

3 Wheeler Motorcycle Rally

Public hearing was opened at 5:22 p.m. by Mayor Turbiville. First Gold representative Teresa Schanzenbach gave a summary of the event and requested waiver of vending fee of \$5,000.00 for over ten vendors, and \$3,000.00 for under ten vendors with the understanding that a report be presented to City Commission after event. Schanzenbach added once event has grown, they would entertain payment of vendor fee to city and added that other Event Center fees have been paid. Hearing closed.

Speirs moved, Todd seconded to approve the street closures on Main Street on Friday, July 14, 2017 from Tin Lizzies Gaming Resort to the Masonic Temple from 9:00 p.m. until parade ends, Main Street on Saturday, July 15, 2017 from Wall Street to Deadwood Street from 11:30 a.m. to 2:00 p.m. for Show 'n Shine, and waiver of vending fees at the Event Complex on Tuesday, July 11 through Saturday, July 15, 2017. Roll Call: Aye-All. Motion carried.

Speirs moved, Todd seconded to allow the relaxation of the open container at the Event Complex on Wednesday, July 12, 2017. Roll Call: Aye-All. Motion carried.

Speirs moved, Ruth seconded to allow the relaxation of the open container at the Event Complex on Thursday, July 13, 2017. Roll Call: Aye-All. Motion carried.

Days of 76

Public hearing was opened at 5:37 p.m. by Mayor Turbiville. Pat Roberts was present to answer any questions. Hearing closed.

Speirs moved, Ruth seconded to allow the relaxation of the open container at the Event Complex on Saturday, July 22, 2017. Roll Call: Aye-All. Motion carried.

Speirs moved, Ruth seconded to allow the relaxation of the open container at the Event Complex on Sunday, July 23, 2017. Roll Call: Aye-All. Motion carried.

Speirs moved, Todd seconded to allow the relaxation of the open container at the Event Complex on Monday, July 24, 2017. Roll Call: Aye-All. Motion carried.

Speirs moved, Ruth seconded to allow the relaxation of the open container at the Event Complex on Tuesday, July 25, 2017. Roll Call: Aye-All. Motion carried.

Speirs moved, Van Den Eykel seconded to allow the relaxation of the open container at the Event Complex on Wednesday, July 26, 2017. Roll Call: Aye-All. Motion carried.

Speirs moved, Ruth seconded to allow the relaxation of the open container at the Event Complex on Thursday, July 27, 2017. Roll Call: Aye-All. Motion carried.

REGULAR MEETING, MARCH 20, 2017

Speirs moved, Todd seconded to allow the relaxation of the open container at the Event Complex on Friday, July 28, 2017. Roll Call: Aye-All. Motion carried.

Speirs moved, Todd seconded to allow the relaxation of the open container at the Event Complex on Saturday, July 29, 2017. Roll Call: Aye-All. Motion carried.

Ruth moved, Speirs seconded to approve Special full Temporary Liquor License Tuesday, July 25 through Saturday July 29, 2017. Roll Call: Aye-All. Motion carried.

Van Den Eykel moved, Speirs seconded to approve the use of the Event Complex Wednesday, July 19 through Wednesday, August 2, street closure on Main Street from Masonic Temple to Tin Lizzies Gaming Resort and a portion of 14A from Tin Lizzies Gaming Resort to Event Complex from 1:00 p.m. until parade ends on Friday July 28, and from 9:30 a.m. until parade ends on Saturday, July 29, and waiver of vending fee on Tuesday, July 25 through Saturday July 29, 2017. Roll Call: Aye-All. Motion carried.

Mickelson Trail Marathon

Public hearing was opened at 5:40 p.m. by Mayor Turbiville. Emily Wheeler was available to answer questions:

Van Den Eykel moved, Speirs seconded to approve the use of the Sherman Street Parking Lot on Saturday, June 3 and Sunday, June 4, use of Lower Main Parking Lot if needed on June 4, and use of the Event Complex parking area from 5:00 a.m. to 3:00 p.m. on June 4, 2017, and waiver of vending fee for Leone's Creamery. Roll Call: Aye-All. Motion carried.

Set

Ruth moved, Speirs seconded to set public hearing on April 3 for Northern Hills Community Band street closure and use of public space. Roll Call: Aye-All. Motion carried.

NEW BUSINESS

Change Order

Van Den Eykel moved, Speirs seconded to approve Change Order #9 for Lower Main Welcome Center and add \$6,695.00 to project, bringing total to \$6,497,004.99. Roll Call: Aye-All. Motion carried.

INFORMATIONAL ITEMS AND ITEMS FROM CITIZENS

Mayor Turbiville reminded parties to submit written letters of interest to serve on the Comprehensive Plan committee. Commissioner Van Den Eykel requested committee members be registered voters of Deadwood.

Resident Georgeann Silvernail commended Streets Department for a quick garbage pickup after St. Patrick's Day Events, but was disappointed to see businesses pushing garbage back into street after city staff had cleaned.

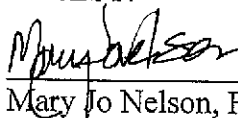
Attorney Riggins requested Executive Session for legal matters per SDCL 1-25-2(3) with possible action.

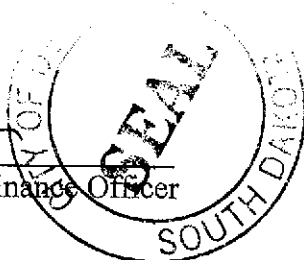
ADJOURNMENT

Speirs moved, Ruth seconded to adjourn the regular session at 5:53 p.m. and convene into Executive Session legal matters per SDCL 1-25-2(3) with possible action. The next regular meeting will be on Monday April 3, 2017.

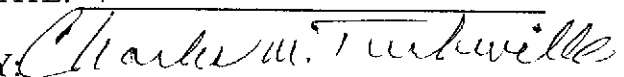
After coming out of executive session at 6:32 p.m., Todd moved, Speirs seconded to adjourn.

ATTEST:


Mary Jo Nelson, Finance Officer



DATE: 4-4-17

BY: 
Charles M Turbiville, Mayor