

## REGULAR MEETING, January 5, 2015

The Regular Session of the Deadwood City Commission convened on January 5, 2015 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., Georgeann Silvernail, Gary Todd and Jim Van Den Eykel. All motions passed unanimously unless otherwise stated.

### APPROVAL OF MINUTES

Ruth moved, Silvernail seconded to approve the minutes of December 15 and 29, 2014. Roll Call: Aye-All. Motion carried.

DECEMBER, 2014 PAYROLL: COMMISSION, 2,730.76; FINANCE, \$15,244.79; PUBLIC BUILDINGS, \$4,689.48; POLICE, \$44,879.73; FIRE, \$4,564.32; BUILDING INSPECTION, \$3,660.53; STREETS, \$25,262.10; PARKS, \$15,413.27; PLANNING & ZONING, \$4,391.66; LIBRARY, \$5,909.55; RECREATION CENTER, \$12,020.03; HISTORIC PRESERVATION, \$15,786.65; WATER, \$13,482.63; PARKING METER, \$8,568.08; TROLLEY, \$14,245.17; PARKING RAMP, \$5,054.08; RUBBLE SITE, \$1,370.00. **PAYROLL TOTAL: \$197,272.83**

### DECEMBER, 2014 PAYROLL PAYMENTS:

Internal Revenue Service, \$47,719.55; S.D. Retirement System, \$21,601.72; Delta Dental, \$3,802.08

### APPROVAL OF DISBURSEMENTS

Silvernail moved, Van Den Eykel seconded to approve the January 5, 2015 disbursements. Roll Call: Aye-All. Motion carried.

A & B BUSINESS	MAINTENANCE	270.50
A & B WELDING	CYLINDER	9.60
ABC BUSINESS	SUPPLIES	125.43
ADAMS MUSEUM	EDUCATION	2,571.88
ADVANCED ENGINEERING	PROJECT	2,396.20
ALL AROUND AUTO	SUPPLIES	712.98
ALLEN, MEL	MEETINGS	200.00
ALSCO	MATS	71.57
ARGUS LEADER	SUBSCRIPTION	326.32
ARLETH LAND	SURVEYING	470.00
B&H ASPHALT PAVING	PROJECT	2,807.71
BARCO PRODUCTS	SUPPLIES	649.56
BERG, DALE	MEETINGS	75.00
BH CHEMICAL	SUPPLIES	365.20
BH MINING MUSEUM	GRANT	7,500.00
BH POWER	SERVICE	26,339.09
BH SPECIAL SERVICES	CLEANING	1,173.00
BLAIR, THOMAS	MEETINGS	300.00
BUTLER MACHINERY	CUTTER	189.45
CAI CONSTRUCTION	PROJECT	28,228.55
CENTURY BUSINESS	CONTRACT	272.54
CENTURY LINK	SERVICE	253.50
CHAMBERLIN ARCHITECTS	PROJECT	2,220.00
COCA COLA	SUPPLIES	96.00
COMPANION LIFE	INSURANCE	229.17
CULLIGAN	SUPPLIES	85.50
DAKOTA BUSINESS	MAINTENANCE	151.47
DAKOTACARE	INSURANCE	44,488.73
DAVE STAFFORD	REPAIRS	20,789.54
DEADWOOD ELECTRIC	REPAIR	805.91
DEADWOOD FIRE DEPARTMENT	REIMBURSEMENT	100.00
DEMCO	SUPPLIES	492.12
DEROSIER, DARIN	MEETINGS	100.00
EDDIE'S TRUCK	SERVICE	332.60
EMERY-PRATT	ALMANAC	13.99
FAMILY DOLLAR	SUPPLIES	10.50
FARMER BROTHERS	SUPPLIES	47.40
FARRIER, MARIE	MEETINGS	200.00
FASTENAL COMPANY	HANDROLL	10.47
FEDERAL EXPRESS	SHIPPING	46.43
FIREHOUSE SOFTWARE	RENEWAL	675.00
FIRST BAPTIST CHURCH	LEASE	3,600.00
FLOYD, DUSTIN	PROJECT	1,400.00
FLOYD, LAURA	MEETINGS	275.00
FULLER, KELLY	REIMBURSEMENT	409.96
GAYLORD BROS.	CASE	860.34
GLOBAL CAULKING	PROJECT	6,948.00
GOLDEN WEST	SERVICE	975.76
GREEN, SHEREE	MEETINGS	175.00
HAWKI, KEN	REIMBURSEMENT	215.00
HEIMAN FIRE	SUPPLIES	1,179.15
HOLLINGER METAL	SUPPLIES	528.30
HOMESTAKE OPERA HOUSE	GRANT	10,098.49
IMAGE UP CREATIVE	PROJECT	100.00
JACOBS WELDING	TUBING	22.11
JOHNSON, MICHAEL	MEETINGS	300.00
JULIN, SUZANNE	PROJECT	2,890.08
KONE	SERVICE	258.40
KT CONNECTIONS	REPAIR	47.50

## REGULAR MEETING, January 5, 2015

LAWRENCE CO. REGISTER	EASEMENTS	210.00
LAWRENCE TITLE	FEES	120.00
LAWSON PRODUCTS	SUPPLIES	100.42
M & T FIRE	SUPPLIES	9,210.26
MACROVISION	PROJECT	1,800.00
MENARD'S	SUPPLIES	135.68
MICHAEL TODD	SUPPLIES	827.89
MIDWEST ART CONSERVATION	MEMBERSHIP	50.00
MIDWEST TAPE	DVD'S	69.97
MITZI'S BOOKS	BOOKS	45.57
MDU	SERVICE	12,720.77
MS MAIL	PRINTING	1,299.38
NAMMINGA, LYNN	MEETINGS	275.00
NATIONAL TRUST	MEMBERSHIP	250.00
NETWORK SERVICES	SUPPLIES	732.78
NEVE'S	UNIFORMS	498.68
NORTHWEST PIPE FITTINGS	COUPLER	80.62
OSBORN, JANET	REIMBURSEMENT	66.66
OTIS ELEVATOR	LEASE	120.81
PASSPORT PARKING	METERS	62.00
PASTPERFECT	RENEWAL	432.00
PEPPMEIER, JANICE	REIMBURSEMENT	535.75
PERFORMANCE AUTOMATICS	REPAIR	877.96
PETTY CASH	FINANCE	130.79
PIONEER PRODUCTS	SUPPLIES	298.92
PITNEY BOWES	LEASE	237.93
PITNEY BOWES	POSTAGE	500.00
PRESERVATION ACTION	MEMBERSHIP	100.00
QUILL CORPORATION	SUPPLIES	144.20
RAPID DELIVERY	FEE	11.40
RUNGE, MIKE	REIMBURSEMENT	60.00
SECO CONSTRUCTION	PROJECT	33,893.50
SERVALL	SUPPLIES	105.27
SHEDD, JIM	MEETINGS	225.00
SPEIRS, MARK	MEETINGS	200.00
SUMMIT SIGNS	SIGN	185.60
TDG	DISPLAY	225.00
TEMPERATURE TECHNOLOGY	MAINTENANCE	4,950.00
TOEWS, LYMAN	MEETINGS	275.00
TRIPLE K	REPAIR	1,225.26
TSP	SERVICE	3,027.85
TURBIVILLE, CHARLES	REIMBURSEMENT	182.04
TWIN CITY HARDWARE	SUPPLIES	2,763.54
ULTRAMAX	AMMUNITION	1,380.00
UNIVERSITY OF NORTH TEXAS	SERVICES	3,000.00
VERIZON WIRELESS	SERVICE	40.01
WEIGH RITE TECHNOLOGY	CHAINS	1,040.19
WILLIAMS, CHUCK	MEETINGS	250.00
WOW	SERVICE	1,242.15
TOTAL		\$262,701.85

### CONSENT

Todd moved, Van Den Eykel seconded to approve the following consent items with exception of Umenthum hire, which was moved to new business by Commissioner Silvernail. Roll Call: Aye-All. Motion carried.

- A. Permission for mayor to sign contract with Berendse and Sons for Library window replacement. Bids accepted on December 15, 2014.
- B. Accept resignation of Historic Preservation intern Kajal Urwan effective December 16, 2014.
- C. Accept resignation of Rec Center receptionist Elizabeth Belmontes effective December 2, 2014.
- D. Set 2015 Election Day on April 14, 2015 for two (2) three-year terms for Commission.
- E. Permission for Mayor to sign 2015 Combined Voting Agreement between Lead-Deadwood School District, City of Central City, City of Deadwood, City of Lead, City of Whitewood, Lead-Deadwood Sanitary District and Lead Fire Protection District.
- F. Set public hearing on January 20 to waive vendor fees, open container, special temporary liquor license and use of Rodeo Grounds for Days of '76 Steer Roping Event on June 19 and 20, 2015.
- G. Set public hearing on January 20 to waive vendor fees, open container, special temporary liquor license and use of Rodeo Grounds for Days of '76 Steer Roping Event on September 5, 2015.
- H. Set public hearing on January 20 for open container and use of Rodeo Grounds for Iron Horse Event on August 8, 2015.

**REGULAR MEETING, January 5, 2015**

**I. Approve Wage Resolution #2015-01.**

**CITY OF DEADWOOD EMPLOYEE WAGES FOR THE YEAR 2015**

BE IT RESOLVED by the Deadwood City Commission that the City of Deadwood hereby approves the following wages for City of Deadwood employees for the year 2015: Kenneth Allen, \$18.58 per hour; Linda Allen, \$10.73 per hour; Phillip Arellano, \$9.50 per hour; Ken Batka, \$19.15 per hour; Sonya Bertalot, \$16.96 and \$12.66 per hour; Brooke Bialas, \$8.75 per hour; William Binder, \$17.82 per hour; Anthony Bradley, \$23.58 per hour; Daniel Bridenstine, \$19.91 per hour; Richard Brooks, \$12.38 per hour; Cody Brotsky, \$10.56 per hour; William Burleson, \$23.33 per hour; Karla Cameron, \$10.73 per hour; Kasey Campbell, \$17.28 per hour (as of 1/6/15 after one year of service Kasey Campbell goes to \$18.24 per hour, which is 95% of prevailing wage); Brian Carmichael, \$8.97 per hour (as of 1/9/15 after one year of service Brian Carmichael goes to \$9.50 per hour per part-time wage scale); Deam Carollo, \$11.60 per hour; Marie Carr, \$9.49 per hour; Jeanette Chaney-Moodie, \$47,948.68 per year; Randi Coddington, \$12.38 & \$14.38 per hour; Norma Cooper, \$8.97 per hour; Henry Cordes, \$12.38 per hour; Debra Dauer, \$12.38 per hour; Nathaniel DeMarcus, \$8.50 per hour; Dian DeRosier, \$9.63 per hour; Pwey Doh, \$8.50 per hour; Karla Dower, \$10.20 per hour; Christine Elliott, \$10.73 per hour; Kenneth Elliott, \$10.73 per hour; Richard Elliott, \$12.38 per hour; Jeanne Emmert, \$11.33 per hour; Caitlyn Jo Engebretson, \$16.93 per hour; Rodney Fischer, \$11.60 per hour; Bonny Fitch, \$16.03 per hour; Karol Flueckinger, \$8.97 per hour; Kelly Fuller, \$73,524.62 per year; Courtney Gould, \$8.50 per hour; Ron Green, \$70,041.40 per year; Alex Hamann, \$22.33 per hour; Terry Hansen, \$12.38 per hour; Matt Hardin, \$11.60 per hour; Carol Hauck, \$16.79 per hour; Kenneth Hawki, \$25.87 per hour; Mark Heltzel, \$19.15 per hour; Steven Hogan, \$12.38 per hour; Michael Holbert, \$12.38 per hour; Roanne Hudson, \$10.73 per hour; Barbara Hughes, \$12.38 per hour; Arlys Janke, \$10.73 per hour; Michael Kitzmiller, \$12.38 per hour; Linda Kottke, \$12.38 per hour; Tom Kruzel, \$17.56 per hour (as of 1/7/15 after one year of service Tom Kruzel goes to \$18.53 per hour, which is 95% of prevailing wage); Donald Kryger, \$23.22 per hour; Kevin Kuchenbecker, \$69,378.66 per year; Andrew Larive, \$21.44 per hour; Frank Lawton, \$12.38 per hour; James Lee, \$20.09 per hour; Robert Lester, \$23.11 per hour; Tavis Little, \$19.15 per hour; Justin Lux, \$21.55 per hour; Alexandra Madsen, \$8.97 per hour; John Marshall, \$21.70 per hour; James Mattson, \$12.24 per hour; Kip Mau, \$22.23 per hour; Tera Mau, \$10.73 per hour; Braxton McKeon, \$19.15; Kenneth Mertens, \$24.28 per hour; Douglas Miller, \$12.38 per hour; Trent Mohr, \$20.55 per hour; Ronda Morrison, \$23.44 per hour; Casey Nelson, \$17.90 and \$12.14 per hour; Greg Nelson, \$19.15 per hour; Mary Jo Nelson, \$76,458.46 per year; Robert Nelson Sr., \$58,654.96 per year; Robert Nelson, Jr., \$60,642.66 per year; Ericka Neumann, \$8.50 per hour; Michael Olsen, \$10.16 per hour; James Olson, \$21.76 per hour; David Osborn, \$12.38 per hour; Janet Osborn, \$9.50 per hour (as of 1/11/15 after four years of service Janet Osborn goes to \$10.20 per hour per part-time wage scale); Janice Peppmeier, \$18.13 per hour; Randy Pfarr, \$20.27 per hour; Edward Pierce, \$10.73 per hour; Lynette Quaschnick, \$8.75 per hour; Charles Quenzer, \$21.65 per hour; Jerold Rachetto, \$18.43 per hour; Robert Radensleben, \$20.00 per hour; Arthur Reato, \$12.38 per hour; Kenneth Rehberg, \$12.38 per hour and \$14.38 per hour; Scott Reif, \$17.99 per hour; Donovan Renner, \$23.44 per hour; Michael Runge, \$20.21 per hour; David Ruth, \$6,500.00 per year; Lance Sandidge, \$9.50 per hour; Dean Schallenkamp, \$17.99 per hour; Georgeann Silvernail, \$6,500.00 per year; Toni Schavone, \$8.50 per hour; David Semingson, \$9.50 per hour; Kathryn Shattuck, \$8.50 per hour; Lili Sjomeling, \$8.75 per hour; Sarah Solano, \$18.23 per hour; Sally Sprigler, \$11.60 per hour; Susan Stalder, \$8.97 per hour; James Sternhagen, \$12.38 per hour and \$14.38 per hour; Kathryn Storhaug, \$16.96 per hour; David Swaney, \$10.03 per hour; Matthew Symonds, \$19.16 per hour; Gary Todd, \$6,500.00 per year; Richard Tisdall, \$10.20 per hour; Teresa Tomford, \$15.99 per hour; Denise Trehwella, \$10.20 per hour; Misty Trehwella, \$18.29 per hour; John Tridle, \$23.01 per hour; Charles Turbiville, \$9,500.00 per year; Keith Umenthum, \$23.95 per hour; Jim Van Den Eykel, \$6,500.00 per year; Gregory Vecchi, \$19.15 per hour; Ritchey Walk, \$21.28 per hour; Thomas Wolf, \$9.63 per hour; Charles Wuitschick, \$12.38 per hour; David Zurey, \$8.50 per hour.

Dated this 5th day of January, 2015

ATTEST:

/s/ Mary Jo Nelson, Finance Officer

CITY OF DEADWOOD

/s/ Charles Turbiville, Mayor

**REGULAR MEETING, January 5, 2015**

- J. Permission for Mayor to sign Oakridge Cemetery Certificate of purchase and Warranty Deed for Bobbie Isaak.
- K. Permission for Mayor to sign work order for consultant services in concurrence with South Dakota Department of Transportation for construction administration in conjunction with Gateway Parking project.
- L. Approve Resolution 2015-04 Extending Workers Compensation to Specific Individuals.

**A RESOLUTION EXTENDING WORKERS' COMPENSATION COVERAGE TO SPECIFIC INDIVIDUALS FOR THE YEAR 2015**

**BE IT RESOLVED** by the Deadwood City Commission that the City of Deadwood extend the South Dakota Municipal League Workers' Compensation benefit for coverage on the following individuals who are not automatically covered because they are appointed or elected to their positions:

**City Commission:** Charles M. Turbiville, David Ruth Jr., Georgeann Silvernail, Gary Todd, and Jim Van Den Eykel;

**Historic Preservation Commission:** Dale Berg, Tom Blair, Laura Floyd, Mike Johnson, Lynn Namminga, Lyman Toews, and Chuck Williams;

**Historic Preservation Volunteers:** Judy Farris and Susan Zepkin;

**Library Board:** Dawn Burns, Ashley Durham, Linda Fredrick, Charlene Miller, and Donna Watson;

**Parks & Recreation Board:** Shirley Black, Tom Blair, Henry Cordes, and Brad Steinlicht;

**Planning & Zoning Commission:** Mel Allen, Marie Farrier, Sheree Green, Jim Shedd and Mark Speirs;

**Police Department Reserve Officers:** Kenneth Batka, Deam Carollo, Sonya Bertalot, Matt Hardin, Mark Heltzel, Tavis Little, Casey Nelson, Greg Nelson, Sally Sprigler, and Matthew Symonds;

**Deadwood Volunteer Fire Department:** Randy Addington, Ken Allen, Phil Arellano, Anthony Biesoit, John Bigney, Shelley Corbitt, Pat Eastman, Verne Edstrom, Sandy Glover, Bill Glover, Gary Gould, Larry Groll, Alex Hamann, Lee Harstad, Ken Hawki, Mathew Helmin, Francis Iverson, Mike Klammm, Jeff Millard, Trent Mohr, Robert Nelson Sr., Jerry Pontius, Courtne Rakow, Jason Rakow, Rylan Rakow, Mike Runge, Richard Stanger, Allen Sternhagen, Paul Thomson, Kathy Toscana, Ben Weiss, Keith Wellard, Anne Wieringa, and Lei'Ani Wieringa.

The Finance Office will be notified of any personnel changes to the above-mentioned committees and commissioners.

Dated this 5th day of January, 2015

ATTEST:

/s/ Mary Jo Nelson, Finance Officer

CITY OF DEADWOOD

/s/ Charles Turbiville, Mayor

**BID ITEMS**

Silvernail moved, Todd seconded to set bid opening for fire truck and equipment at 5:00 p.m. on February 2, 2015. Roll Call: Aye-All. Motion carried.

## REGULAR MEETING, January 5, 2015

### NEW BUSINESS

#### Hire

Silvernail moved, Ruth seconded to hire Keith Umenthum as a part-time temporary employee in Building Inspection department at hourly rate of \$23.95 per hour, 19 hours per week for no more than three weeks beginning January 12, 2015. Roll Call: Aye-All. Motion carried.

#### Requests

Ruth moved, Van Den Eykel seconded to allow expenditure of \$117,000.00 to Deadwood Chamber of Commerce from Business Improvement District 7. Roll Call: Aye-All. Motion carried.

Todd moved, Ruth seconded to allow expenditure of \$50,000.00 to Deadwood Gaming Association from Business Improvement District 7. Roll Call: Aye-All. Motion carried.

Van Den Eykel moved, Ruth seconded to allow expenditure of \$100,000.00 for revitalization efforts from Business Improvement District 7. Mike Rodman, member of the Revitalization Committee explained that expenditures would be approved by Revitalization board, submitted to Chamber board through their approval process with report to City. Rodman added that Revitalization board was a sub committee of the Deadwood Chamber. Roll Call: Aye-All. Motion carried.

#### Permission

Todd moved, Silvernail seconded to change status of employee Ken Rehberg from part-time to full-time effective January 1, 2015 at additional cost of \$15,366.00 to be paid from Trolley, Public Buildings and Parks Department. Trolley Manager Nelson stated Rehberg will not work holidays, will have no overtime and has a CDL to help other departments when needed. Roll Call: Aye-All. Motion carried.

#### Purchase

Silvernail moved, Todd seconded to allow Deadwood Police Department to purchase 2015 Yamaha tracked all-terrain vehicle from Sturgis Yamaha at cost of \$24,175.00. Roll Call: Aye-All. Motion carried.

#### Request

Ruth moved, Silvernail seconded to approve the variance at 152 Charles Street from City of Deadwood Floodplain Ordinance Chapter 15.36.I30 A.1 and 2 due to foundation work on historic structure. Roll Call: Aye-All. Motion carried.

#### Contract

Ruth moved, Van Den Eykel seconded to contract with Tallgrass Landscape Architecture, LLC to provide site analysis for Gateway sign site improvements at cost of \$13,972.50 from Historic Preservation professional service line item. Historic Preservation office Kuchenbecker stated the signs will be prioritized and phased with possible expenditures to be taken from 2015 or 2016 budget. Roll Call: Aye-All. Motion carried.

#### Request

Silvernail moved, Ruth seconded to approve Deadwood Chamber of Commerce request of \$6,873.25 to be paid from Advocacy line item in 2015. Roll Call: Aye-All. Motion carried.

#### Quote

Silvernail moved, Todd seconded to accept low quote from Northern Truck Equipment Corp. to purchase and install V-plow from Streets Dept. budget in the amount of \$5,900.00. Roll Call: Aye-All. Motion carried.

#### Discussion

Commissioner van Den Eykel stated that he would like to continue discussion on status of the Deadwood Pavilion in light of upcoming Visitor Center project at Lower Main. After much discussion concerning the cost to maintain the building, cost to taxpayer, cost of possible additional appraisal and disruption to Chamber staff if sale took place before construction was complete on new facility. Mayor Turbiville appointed Commissioners Ruth and Van Den Eykel to meet with the Chamber for continued discussion on the Pavilion.

**REGULAR MEETING, January 5, 2015**

**INFORMATIONAL ITEMS AND ITEMS FROM CITIZENS**

Turbiville stated the next City Commission meeting is Tuesday, January 20 due to observance of Martin Luther King Day.

Turbiville acknowledged and thanked Bill and Benita Simmons for \$200.00 donation to Mt. Moriah Cemetery.

Turbiville stated 2015 Super Bowl lottery tickets will be sold until February 1 with proceeds to benefit Lead-Deadwood Baseball Association. No action approves per SDCL 22-25-24.

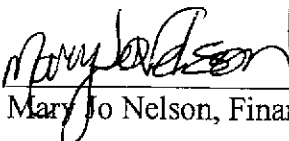
Attorney Riggins requested Executive Session for legal matters per SDCL 1-25-2 (3) and personnel per SDCL 1-25-2 (1) with possible action.

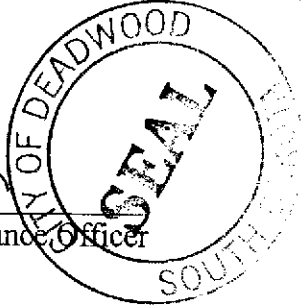
**ADJOURNMENT**

Silvernail moved, Ruth seconded to adjourn the regular session at 5:42 p.m. and convene into Executive Session for legal matters per SDCL 1-25-2(3) and personnel per SDCL 1-25-2 (1) with possible action. The next regular meeting will be on Tuesday January 20, 2015.

After coming out of executive session for personnel at 5:47 p.m., Silvernail moved, Todd seconded to adopt Chief Kelly Fuller's recommendation for discipline effective January 6, 2015. Aye: All. VanDenEykel moved, Ruth seconded to go into executive session for legal matters. After coming out of executive session for legal matters at 6:35 p.m. Silvernail moved and Todd seconded to adjourn.


ATTEST:

  
Mary Jo Nelson, Finance Officer



DATE: 1-20-15

BY:

  
Charles M Turbiville, Mayor

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