

REGULAR MEETING, December 7, 2020

The Regular Session of the Deadwood City Commission convened on Monday, December 7, 2020 at 5:00 p.m. in the Deadwood City Commission Chambers, 102 Sherman Street, Deadwood, South Dakota. Mayor David Ruth Jr. called the meeting to order with the following members present: Department Heads, City Attorney Quentin L. Riggins, and Commissioners Michael Johnson, Sharon Martinisko, Charlie Struble and Gary Todd. All motions passed unanimously unless otherwise stated.

APPROVAL OF MINUTES

Struble moved, Todd seconded to approve the minutes of November 16, 2020. Roll Call: Aye-All. Motion carried.

NOVEMBER, 2020 PAYROLL: COMMISSION, \$2,730.76; FINANCE, \$19,114.19; PUBLIC BUILDINGS, \$9,355.80; POLICE, \$73,788.64; FIRE, \$5,679.60; BUILDING INSPECTION, \$4,363.72; STREETS, \$31,785.12; PARKS, \$24,948.27; PLANNING & ZONING, \$4,418.08; LIBRARY, \$5,415.74; RECREATION CENTER, \$19,394.76; HISTORIC PRESERVATION, \$17,747.12; WATER, \$17,205.21; PARKING METER, \$9,546.16; TROLLEY, \$19,474.44; PARKING RAMP, \$1,237.50. **PAYROLL TOTAL: \$266,205.11.**

NOVEMBER, 2020 PAYROLL PAYMENTS:

Internal Revenue Service, \$62,726.41; S.D. Retirement System, \$30,142.66; Delta Dental, \$4,401.50.

APPROVAL OF DISBURSEMENTS

Martinisko moved, Johnson seconded to approve the December 7, 2020 disbursements. Roll Call: Aye-All. Motion carried.

A & B BUSINESS SOLUTIONS	CONTRACT	352.10
A & I DISTRIBUTORS	SUPPLIES	76.20
A & J SUPPLY	SUPPLIES	30.00
ACE HARDWARE	SUPPLIES	139.23
ADAMS MUSEUM & HOUSE	OPERATING	95,000.00
ALSCO	SUPPLIES	419.22
AMAZON CAPITAL SERVICES	SUPPLIES	142.95
BALCO UNIFORM	UNIFORMS	99.08
BEE ELECTRONICS	SUPPLIES	20.33
BERG, DALE	PROJECT	574.55
BH ASPHALT	PROJECT	5,225.77
BH CHEMICAL	SUPPLIES	767.83
BH ENERGY	SERVICE	28,986.48
BH PIONEER	SERVICE	67.50
BH SECURITY	SERVICE	255.10
BH SPECIAL SERVICES	CLEANING	4,750.00
BOMGAARS	SUPPLIES	1,469.97
BOOKLIST	SUBSCRIPTION	75.00
BORDER STATES ELECTRIC	SUPPLIES	1,092.08
BUTTE COUNTY EQUIPMENT	SUPPLIES	49.45
C. EAGLE CONSTRUCTION	PROJECT	51,889.00
CDW GOVERNMENT	COMPUTERS	2,329.88
CENTURION TECHNOLOGIES	LICENSES	53.32
CENTURY BUSINESS PRODUCTS	CONTRACT	286.37
CHAINSaw CENTER	SERVICE	611.55
CULLIGAN	SUPPLIES	111.00
DAKOTA LUMBER	PROJECT	8,993.24
DAVID HERDT	PROJECT	16,039.95
DEADWOOD ALIVE	NOVEMBER	4,000.00
DEADWOOD CHAMBER - SQUARE	BID#9	45,000.00
DVFD	REIMBURSEMENT	8.45
DEADWOOD GAMING	BID #8	10,000.00
DEMCO	SUPPLIES	121.02
DIVERSIFIED INSPECTIONS	SERVICE	1,902.83
DONARSKI LAWCARE	PROJECT	1,093.75
DUO-SAFETY LADDER	SUPPLIES	59.95
EAGLE ENTERPRISES	SUPPLIES	2,385.00
ECOLAB	SERVICE	253.23
FALL RIVER COUNTY HISTORIC	CONFERENCE	250.00
FED EX	SHIPPING	13.59
FIRST INTERSTATE BANK	TIF #6	242,571.08
GLOVER, SANDY	REIMBURSEMENT	301.96
GOLDEN WEST	SERVICE	3,955.29
GRIMM'S PUMP	SUPPLIES	377.59
GTI COMPANIES	PROJECT	6,509.75
HAAKON COUNTY AUDITOR'S	GRANT	10,000.00
HAWKI, KEN	REIMBURSEMENT	5.45
HAWKINS	SUPPLIES	281.54
HI-VIZ SAFETY WEAR	SUPPLIES	441.58
HILLYARD	SUPPLIES	577.25
INTERSTATE BATTERY	SUPPLIES	340.20
IPS GROUP	SUPPLIES	17.57
JACOBS WELDING	PROJECT	9,277.06
KNECHT	SUPPLIES	134.91
KNECHT	GRANTS	12,519.54
KONE	MAINTENANCE	486.80
LAWRENCE CO. REGISTER	SERVICE	150.00
LAWSON PRODUCTS	SUPPLIES	457.43
LIBERTY NATIONAL BANK	TIF #9	374.73
LYNN'S	SUPPLIES	40.14
MIDWEST TAPE	DVDS	67.47

REGULAR MEETING, December 7, 2020

MODERN OFFICE	CABINET	1,299.00
MDU	SERVICE	6,845.85
MORSE, MARCIA E.	MORTGAGE	193.04
MS MAIL	SERVICE	225.00
MUTUAL OF OMAHA	INSURANCE	248.47
NORTHWEST PIPE FITTINGS	SUPPLIES	398.60
OFFICE DEPOT	SUPPLIES	91.95
OTIS ELEVATOR	MAINTENANCE	748.86
PASSPORT LABS	METERS	93.50
PIONEER RESEARCH	SUPPLIES	234.10
QUIK SIGNS	SERVICE	270.66
QUILL	SUPPLIES	642.96
RASMUSSEN MECHANICAL	SERVICE	14,208.42
REGIONAL HEALTH	TESTING	105.00
ROBITAILLE, PAUL	REIMBURSEMENT	104.29
ROTHENHOEFER, GREG & CARI	INSTALLATION	7,000.00
S AND C CLEANERS	CLEANING	8,393.00
SANDER SANITATION	SERVICE	11,220.03
SCHMIDT, WILLIAM	PROJECT	1,385.00
SD DEPT. OF REVENUE	LICENSE	75.00
SD PUBLIC HEALTH LAB	TESTING	30.00
SD STATE POETRY SOCIETY	MEMBERSHIP	35.00
SERVALL	SUPPLIES	2,210.86
SOUTH DAKOTA 811	SERVICE	44.80
SPEARFISH LUMBER	PROJECT	673.56
SPEIRS, MARK	PROJECT	606.06
SUNSHINE TOWING	TOWING	75.00
TCF EEQUIPMENT FINANCE	TROLLEYS	9,400.86
THE LIBRARY STORE	DROP BOX	4,879.32
THE LORD'S CUPBOARD	RECYCLING	54.60
TOMS, DON	PROJECT	600.00
TREE WISE MEN	SERVICE	5,800.00
TTG ENTERPRISES	SERVICE	20,200.00
TURBIVILLE INDUSTRIAL	SUPPLIES	960.40
TUSHA, DEONNE	REIMBURSEMENT	618.40
TWILIGHT	SUPPLIES	39.87
TWIN CITY HARDWARE	SUPPLIES	10,315.30
TWIN CITY HARDWARE	GRANT	57.27
TWIN CITY HARDWARE	GRANT	516.87
VAST BROADBAND	SERVICE	3,380.09
VERIZON CONNECT	SERVICE	95.95
VERIZON WIRELESS	SERVICE	291.92
VIEHAUSER ENTERPRISES	SERVICE	329.98
WESTERN FIRST AID	SUPPLIES	198.46
WHEELER LUMBER OPERATIONS	SUPPLIES	2,084.00
WHITEWOOD HISTORIC	GRANT	4,881.58
ZOGICS	SUPPLIES	559.80

Total \$696,604.99

ITEMS FROM CITIZENS ON AGENDA

Engagement

Al Schaefer, Department of Legislative Audit, appeared to request permission for the Mayor and Finance Officer to sign the engagement letter for the 2019 audit. Schaefer invited the Commissioners to visit with Legislative Audit regarding any concerns. Martinisko moved, Struble seconded said to allow Mayor to sign engagement letter. Roll Call: Aye-All. Motion carried.

Thank you

Ted Thompson, on behalf of the Days of '76 Committee, thanked the Commission and City of Deadwood for their support with the Days of '76 Events. He spoke about the award Days of '76 Rodeo received for Large Outdoor Rodeo of the Year. Greg Nelson, Days of '76 Committee, thanked the Commission, Department Heads and Volunteers for their support as well. Commission expressed appreciation to the Days Committee.

CONSENT

Todd moved, Martinisko seconded to omit Item I for separate consideration and approve the following consent items. Roll Call: Aye-All. Motion carried.

- Permission to pay Adams Salvage in the amount of \$3,874.38 for Deadwood's portion of salvage yard annual insurance premium per contract.
- Permission for Mayor to sign Oakridge Cemetery Certificates of Purchase and Warranty Deeds for Halstead LLLP.
- Permission for Mayor to sign Quit Claim Deed and Certificate of Real Estate Value for the purpose of transferring property to Tim Grenstiner
- Allow Mayor to sign Application for Abatement from Lawrence County Treasurer after action taken for process of tax deed for correction of Grenstiner property

REGULAR MEETING, December 7, 2020

- E. Permission to increase the wage of Parks Superintendent Randy Adler from \$22.98 per hour to \$24.25 per hour effective December 17, 2020 after 1 year as superintendent, which is 95% of prevailing wage.
- F. Make 2020 budgeted allocation to The Lord's Cupboard in the amount of \$2,500.00 from Bed and Booze Fund.
- G. Acknowledge payment from Lead Deadwood School District in the total amount of \$1,156.50, which was paid out to the two school resource officers.
- H. Permission to allow Ken Hawki (Fire Dept.) to sign the US Dept. of Agriculture Forest Service Special Use Permit.
- I. Removed for separate consideration in New Business

PUBLIC HEARINGS

License

Public hearing was opened at 5:11 p.m. by Mayor Ruth. No one spoke in favor or against, hearing closed.

Martinisko moved, Struble seconded to approve Retail (on-off sale) Malt Beverage and SD Farm Wine License for Salon 14-A at 250 US HWY 14A. Roll Call: Aye-All. Motion carried.

Set

Struble moved, Todd seconded to set public hearing on December 21 for Road Grub Throw Down. Roll Call: Aye-All. Motion carried.

Todd moved, Struble seconded to set public hearing on December 21 for Franklin Hotel New Year's Eve Ball Drop Event. Roll Call: Aye-All. Motion carried.

Todd moved, Struble seconded to set public hearing on December 21 for Retail (on-off sale) Malt Beverage (RB-2445) and Retail (on sale) Liquor (RL-5542) License transfers from Bullock Hospitality LLC to SRK Development, LLC dba Bullock Hotel at 633 Main Street. Roll Call: Aye-All. Motion carried.

Martinisko moved, Todd seconded to set public hearing on December 21 for Retail (on-off sale) Malt Beverage (RB-21688) and Convention Center (on sale) Liquor (CL-0508) License transfers from NMD Venture LLC to SRK Development dba Hickok's Hotel and Casino at 685 Main Street. Roll Call: Aye-All. Motion carried.

NEW BUSINESS

Item I (agreement)

Finance Officer McKeown explained the pay of rate for the clerks and superintendents were updated. Martinisko moved, Johnson seconded to allow the Mayor to sign Combined Voting Agreement with 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 with as amended. Roll Call: Aye-All. Motion carried.

Use Permit

Planning and Zoning Administrator Russel spoke about the permit. Martinisko moved, Johnson seconded to act as Board of Adjustments and approve the request for a Conditional Use Permit for a Multi-Dwelling at 311 Cliff Street – Thunder Cove Hotel. (Approved by P&Z Commission on November 18) Roll Call: Aye-All. Motion carried.

Change Order

Transportation and Facilities Director Kruzel spoke about the issues in the change order. Johnson moved, Struble seconded to approve change order with Armour Roofing and Construction for re-roofing project at the Welcome Center due to hail damage from the 2018 hail storm in the amount of \$7,247.54. (To be paid from public buildings.) Roll Call: Aye-All. Motion carried.

Permission

Struble moved, Johnson seconded to pay AWE Acquisition, Inc. in the amount of \$3,388.00 for All-In-One Computer for the Public Library. (To be paid from SDHC CARES Grant proceeds and Children's Programming budget.) Roll Call: Aye-All. Motion carried.

REGULAR MEETING, December 7, 2020

First Readings

McKeown spoke about the changes to the Business Improvement District #9. Martinisko moved, Johnson seconded to approve first reading of Ordinance #1317, Amending BID #9. Roll Call: Aye-All. Motion carried.

McKeown spoke about the changes to the Business Improvement District #8. Struble moved, Todd seconded to approve first reading of Ordinance #1318, Amending BID #8. Roll Call: Aye-All. Motion carried.

McKeown explained the funds of the Ordinance, which are: General, Library, Bed and Booze Funds, BID 9, FEMA, Water Fund, Sewer, Parking and Transportation Fund, TIF #6, TIF #8, and TIF #9. Martinisko moved, Johnson seconded to approve Ordinance #1319, Supplemental Budget #1 for 2020. Mayor thanked the staff for adapting and their hard work. Roll Call: Aye-All. Motion carried.

Historic Preservation Officer Kuchenbecker gave a summary of the changes, and additions to the ordinance. Martinisko moved, Johnson seconded to approve Ordinance #1320, Amending Chapter 5.40 Tourist Conveyances. Commissioner Todd asked about inspections of vehicles. Tom spoke about the inspections. Roll Call: Aye-All. Motion carried.

INFORMATIONAL ITEMS AND ITEMS FROM CITIZENS

- A. The Deadwood Public Library is seeking applicants to serve on the Library Board of Trustees. If interested, please contact Patty at patricia@cityofdeadwood.com or 578-2821.
- B. City of Deadwood Planning and Zoning is seeking applicants to serve on the Commission. If interested please contact, Jeramy Russell at jeramyr@cityofdeadwood.com or 578-2082. Applications deadline is 5:00 p.m. on Dec. 28, 2020.
- C. City of Deadwood Buildings will be close at noon on Dec. 24th and all day on Dec. 25th.

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

ADJOURNMENT

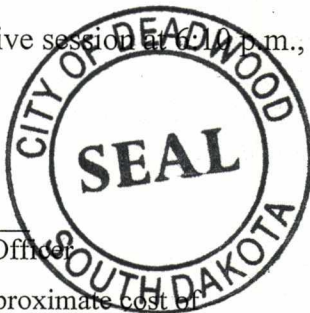
Struble moved, Todd seconded to adjourn the regular session at 5:39 p.m. and convene into Executive Session for legal matters per SDCL 1-25-2(3) with possible action. The next regular meeting will be on Monday, December 21, 2020.

After coming out of executive session at 6:00 p.m., Martinisko moved, Johnson seconded to adjourn.

ATTEST:

Jessica McKeown, Finance Officer

Published once at the total approximate cost of _____



DATE: 12/21/20

BY:

David Ruth Jr., Mayor