

## REGULAR MEETING, March 7, 2022

The Regular Session of the Deadwood City Commission convened on Monday, March 7, 2022 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 February 22, 2022. Roll Call: Aye-All. Motion carried.

**FEBRUARY, 2022 PAYROLL:** COMMISSION, \$2,730.76; FINANCE, \$20,254.59; PUBLIC BUILDINGS, \$14,654.54; POLICE, \$73,381.73; FIRE, \$6,026.12; BUILDING INSPECTION, \$4,498.80; STREETS, \$32,620.53; PARKS, \$23,022.20; PLANNING & ZONING, \$5,850.78; LIBRARY, \$7,141.31; RECREATION CENTER, \$18,289.61; HISTORIC PRESERVATION, \$18,994.68; WATER, \$16,360.46; PARKING METER, \$10,351.16; TROLLEY, \$13,524.39; PARKING RAMP, \$1,190.99. **PAYROLL TOTAL: \$268,892.65.**

### FEBRUARY, 2022 PAYROLL PAYMENTS:

Internal Revenue Service, \$64,828.70; S.D. Retirement System, \$31,572.92; Delta Dental, \$4,487.50.

### APPROVAL OF DISBURSEMENTS

Martinisko moved, Johnson seconded to approve the March 7, 2022 disbursements. Roll Call: Aye-All. Motion carried.

A & B BUSINESS SOLUTIONS	SERVICE	659.19
ALL ASPECTS	PROJECT	3,641.25
ALPINE IMPRESSIONS	SERVICE	90.00
ALSCO	SUPPLIES	1,830.30
AMAZON CAPITAL	SUPPLIES	979.49
AMERICAN ENGINEERING	TESTING	797.75
AMERICAN RED CROSS	LIFEGUARDING REVIEW/REC CENTER	82.00
ARROWHEAD FORENSICS	SUPPLIES	160.98
AUCA WESTERN FIRST AID	SUPPLIES	170.46
BIERSCHBACH EQUIPMENT	SUPPLIES	3,075.00
BH AUXILIARY 5969	PARKING DONATION	1,000.00
BH CHEMICAL	SUPPLIES	2,252.40
BH PIONEER	SERVICE	12.50
BLACKSTRAP	SUPPLIES	4,942.95
BOMGAARS	SUPPLIES	179.99
BOYS & GIRLS CLUB	PARKING DONATION	1,000.00
BRANDING IRON BISTRO	CONFERENCE	2,976.00
BUTLER MACHINERY	SUPPLIES	613.73
CENTURY BUSINESS	SERVICE	390.26
CHAMBERLIN ARCHITECTS	PROJECT	4,840.00
CHAPTER Y - PEO	2021 PARKING DONATION	500.00
CHIPCO	SUPPLIES	4,809.80
CLOTHE-A-KID	PARKING DONATION	1,000.00
CONRADS SIGNS	SERVICE	195.00
CULLIGAN	SUPPLIES	48.25
DALES TIRE	SERVICE	400.00
DAMAGE RECOVERY	SERVICE	1,471.03
DEADWOOD CHAMBER	BID #8	64,518.90
DEADWOOD ELECTRIC	SERVICE	1,016.60
DEADWOOD GAMING	BID #8	20,000.00
DEADWOOD HISTORY	PARKING DONATION	1,018.63
DWD LEAD 76ERS SWIM TEAM	PARKING DONATION	1,000.00
DEADWOOD LEAD ARTS COUNCIL	PARKING DONATION	500.00
DEADWOOD-LEAD OPTIMIST CLUB	PARKING DONATION	1,000.00
FIRST BAPTIST CHURCH	LEASE	3,600.00
FIRST NET	SERVICE	160.16
GALLS	UNIFORMS	145.35
GENPRO ENERGY SOLUTIONS	SERVICE	372.70
GOLDEN GANG	PARKING DONATION	500.00
GOLDEN WEST	SERVICE	1,704.02
GOVERNOR'S INN	LEG. SESSION	231.00
GRACE LUTHERAN CHURCH	PARKING DONATION	1,000.00
HAWKINS	SUPPLIES	1,284.04
HOMESTAKE OPERA HOUSE	PARKING DONATION	1,000.00
HOMETOWN MANUFACTURING	SUPPLIES	295.47
IDENTISYS	SUPPLIES	645.00
INTERSTATE BATTERY	SUPPLIES	92.20
IPS GROUP	SERVICE	1,425.69
JASMAN, TROY	REIMBURSEMENT	192.00
KARL'S	SUPPLIES	1,039.99
KNECHT	SUPPLIES	2,114.95
KONE CHICAGO	MAINTENANCE	519.25
LAWRENCE CO. REGISTER	SERVICE	150.00
LAWRENCE CO. TREASURER	SERVICE	212.16
LEAD DEADWOOD ARTS CENTER	SERVICE	137.48

## REGULAR MEETING, March 7, 2022

LEAD-DEADWOOD AAU WRESTLING	PARKING DONATION	500.00
LEAD-DEADWOOD CLASS OF 2024	PARKING DONATION	100.00
LEAD-DEADWOOD LIONS CLUB	PARKING DONATION	1,000.00
LEAD-DEADWOOD MINISTERIAL	PARKING DONATION	2,500.00
LEAD-DEADWOOD POST PROM	PARKING DONATION	400.00
LEAD-DEADWOOD SCHOOL DISTR	PARKING DONATION	2,750.00
LEAD-DEADWOOD YOUTH FOOTBALL	PARKING DONATION	500.00
LIGHTING PLASTICS OF MN	SUPPLIES	3,183.45
LYNN'S	SUPPLIES	674.33
M&M SANITATION	RENTAL	140.00
MENARD'S	SUPPLIES	1,523.01
MERTENS, KENNETH	REIMBURSEMENT	55.90
MIDWEST TAPE	SUPPLIES	67.47
MIKE'S PAINT & BODY	SERVICE	1,691.23
MILE UP MARKETING SOLUTION	BID #8	1,105.63
MDU	SERVICE	13,984.39
MUTUAL OF OMAHA	INSURANCE	246.62
NORTHERN HILLS TECHNOLOGY	SERVICE	32.50
OFFICE DEPOT	SUPPLIES	90.92
ONSOLVE	SERVICE	1,500.00
OTIS ELEVATOR	MAINTENANCE	814.59
PITNEY BOWES	LEASE	250.05
PLATINUM CHEMICALS	SUPPLIES	1,687.00
PRO-STEAM CARPET	SERVICE	613.75
QUIK SIGNS	SERVICE	1,929.31
RAPID DELIVERY	DELIVERY	29.90
RASMUSSEN MECHANICAL	BOILER	18,000.00
RENNER ASSOCIATES	SERVICE	1,597.50
S AND C CLEANERS	CLEANING	10,873.00
SALSBURY INDUSTRIES	SUPPLIES	194.51
SCHUMACHER, DEVON	REIMBURSEMENT	401.78
SCOTT PETERSON MOTORS	SUPPLIES	346.60
SD NARCOTICS OFFICERS	CONFERENCE	50.00
SD PUBLIC HEALTH LAB	TESTING	60.00
SECO CONSTRUCTION	PROJECT	16,843.50
STONE LAND SERVICES	SERVICE	2,252.66
THE LORD'S CUPBOARD	RECYCLING	93.08
TOWEY DESIGN GROUP	SERVICE	1,784.00
TRANSOURCE TRUCK	SUPPLIES	234.02
TWIN CITY CLOTHING CENTER	PARKING DONATION	1,000.00
TWIN CITY HARDWARE	SUPPLIES	3,184.30
US POSTAL SERVICE	PERMIT	265.00
VAST	SERVICE	3,777.86
VERIZON CONNECT	SERVICE	171.60
VERIZON WIRELESS	SERVICE	731.55
VISIONARY LANDSCAPING	PROJECT	2,352.50
WELLMARK	INSURANCE	55,514.28
WEST RIVER TRAILER SALES	SERVICE	350.00
WEST, PAULINE	REIMBURSEMENT	41.69

Total \$301,483.40

## ITEMS FROM CITIZENS ON AGENDA

### Proclamation

The Mayor read a proclamation declaring Sunday, March 13, 2022 as Change Your Clock Change Your Battery Day in Deadwood.

### Award

Fire Training Officer Hawki stated several years ago the fire department put sprinklers in commercial structures within the City of Deadwood, which the owners are responsible for maintenance and inspections. He stated the sprinklers saved a structure fire in March of 2021. Fire Chief Hamann presented Toby Keehn, Gilmore Apartments, with the Golden Sprinkler Award. Commission thanked Keehn for his efforts that helped save life and property.

### Concerns

Rec Center patron, Jerry Christensen, addressed concerns with the sauna at the Rec Center. He stated the locker room saunas were turned off and a new sauna was purchased which is located in the pool area. The elements in the sauna burned and has not operated for a while. He suggested that a new sauna be purchased with a control dial for the steam and a steam unit in the mechanical room. Mayor Ruth Jr. stated the saunas in the locker rooms were turned off due to safety concerns. Public Works Director Nelson Jr. stated he is not opposed to seeing what it would take to run as a steam unit versus electric. Ruth Jr. asked rec center superintendent and Nelson Jr. to research information given and visit with Christensen. Commission thanked Christensen for his time.

## **REGULAR MEETING, March 7, 2022**

### **CONSENT**

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

- A. Permission to approve updated Water and Wastewater Superintendent job description.
- B. Permission to hire Shyne Addison from the Box Elder Job Corp for the spring archives internship at \$13.27 per hour to begin on March 8, 2022 and ending on June 8, 2022 pending pre-employment screening.
- C. Permission to advertise for 2022 seasonal employees for Mt. Moriah Cemetery Ticket Booth Attendants.
- D. Accept resignation from Rec Center employee Dane Burghduff effective March 2, 2022.
- E. Permission to hire Jenny Rea as full-time patrol officer position at \$25.79 (certified) per hour and Robert Domogalski at \$23.22 (non-certified) per hour pending pre-employment screening, effective March 16, 2022.
- F. Permission to hire Lane Bridges as a full-time patrol officer at \$23.22 (non-certified) per hour pending pre-employment screening, effective March 23, 2022.
- G. Permission to increase wage of Water/Wastewater Operator Steven Henderson from \$22.41 per hour to \$23.59 per hour effective March 3, 2022 after two years of service.
- H. Permission to hire Tracy Owens as Rec Center part-time front desk receptionist at \$13.27 per hour, pending pre-employment screening, effective March 10, 2022.
- I. Accept resignation from part-time Police Officer Mark Heltzel effective March 4, 2022.
- J. Permission to hire Erica Merchant at a cost of \$16,371.00 to restore the historic ghost murals on the rear and side of the Bullock Hotel at 633 Main Street as part of the 2022 budgeted Ghost Mural Program.
- K. Permission to purchase 5,500 gallons of fuel at \$3.30 per gallon from Southside Oil. (To be paid from Streets budget.)
- L. Permission for the Historic Preservation Office to purchase an oversized flat cabinet from National Business Furniture in the amount of \$9,430.50 to be paid out of the budgeted 2022 HP Archives line item.
- M. Permission to pay three invoices from Tobin Livestock Equipment in the total amount of \$6,183.27 to address impacts of the crows nest seating project. (To be paid from HP Capital Assets Rodeo Grounds line item.)
- N. Set Local Review Board meeting for Monday, March 21, 2022 at 8:30 a.m. and request permission to publish in official newspaper.
- O. Permission to pay Northern Hills Homes and RVs in the amount of \$2,704.00 for repairs to right rear side of trolley. (To be paid out of Trolley Repairs budget.)
- P. Permission to pay BlackStrap in the amount of \$2,596.00 and \$5,032.85 for deicer sand and gravel. (To be paid out of Streets Supplies budget.)
- Q. Permission for Mayor to appoint Trolley Superintendent Ken Rehberg to the Parking and Transportation Committee.
- R. Remove Phil Arellano and Dustin Nelson from the Volunteer Fire Department roster for workers compensation purposes effective March 1, 2022

### **BID ITEMS**

#### **Permission**

Zoning Administrator Russell spoke about the project. Martinisko moved, Struble seconded to allow Parking and Transportation Committee to release and advertise the Request for Proposal for design, engineering, and construction administration for the proposed Miller Street Parking Garage with the RFP due to City Hall on April 28, 2022 at 5:00 p.m. Roll Call: Aye-All. Motion carried.

### **PUBLIC HEARINGS**

#### **Set**

Todd moved, Martinisko seconded to set public hearing on March 21 for Mickelson Trail Post Race Party. Roll Call: Aye-All. Motion carried.

Struble moved, Todd seconded to set public hearing on March 21 for PBR Events. Roll Call: Aye-All. Motion carried.

Martinisko moved, Johnson seconded to set public hearing on March 21 for Wild Bill Days. Roll Call: Aye-All. Motion carried.

**REGULAR MEETING, March 7, 2022**

Set

Todd moved, Struble seconded to set public hearing on March 21 for CFDA Nationals/Cowboy Fastdraw. Roll Call: Aye-All. Motion carried.

Martinisko moved, Struble seconded to set public hearing on March 21 for 3-Wheeler Rally Event. Roll Call: Aye-All. Motion carried.

**NEW BUSINESS**

Resolution

Nelson Jr. spoke about the inspection program. Martinisko moved, Johnson seconded to approve Resolution 2022-06 to Participate in South Dakota Dept. of Transportation Bridge Inspection Program. Roll Call: Aye-All. Motion carried.

**RESOLUTION 2022-06  
BRIDGE REINSPECTION PROGRAM RESOLUTION  
FOR USE WITH SDDOT RETAINER CONTRACTS**

**WHEREAS**, 23 CFR 650, Subpart C, requires initial inspection of all bridges and reinspection at intervals not to exceed two years with the exception of reinforced concrete box culverts that meet specific criteria. These culverts are reinspected at intervals not to exceed four years.

**THEREFORE**, the City of Deadwood is desirous of participating in the Bridge Inspection Program using Bridge Replacement funds.

The City requests SDDOT to hire Interstate Engineering, Inc. (Consulting Engineers) for the inspection work. SDDOT will secure Federal approvals, make payments to the Consulting Engineer for inspection services rendered, and bill the City for 20% of the cost. The City will be responsible for the required 20% matching funds.

Dated this 7th day of March, 2022

ATTEST:

/s/ Jessica McKeown, Finance Officer

CITY OF DEADWOOD

/s/ David Ruth Jr., Mayor

Contract

Nelson Jr. spoke about the projects, which is about \$65,000 under budget. Struble moved, Johnson seconded to enter into contract with Black Hills Asphalt for maintenance work on the following four parking lots: Welcome Center Parking Lot - \$17,592.64, Railroad Parking Lot - \$7,089.54, Event Complex Parking Lots - \$30,845.51, and the Fire Street Parking Lot - \$2,898.65. Black Hills Asphalt submitted the low quote of two quotes on each of the parking lots. (To be paid from budgeted funds from Parking and Transportation which they recommended on February 24, 2022.) Roll Call: Aye-All. Motion carried.

Petition

Russell spoke about both petitions.

Martinisko moved, Johnson seconded to Accept petition of Annexation for property contiguous to Deadwood on Highway 85 near Preacher Smith and set public hearing on March 21, 2022. Legally described as follows: Lot A of Lot H2 & H3 of Government Lot 13 and Lot H4 of Government Lot 19 of Section 11, - AND - Lot B of Lot H2, H3 & H4 of Government Lot 3 & Lot H4, H5 and H6 of Government Lot 11 of Section 14. All Located in Sections 11 & 14, TSN, R3E, B.H.M., City of Deadwood, Lawrence County, South Dakota. Roll Call: Aye-All. Motion carried.

Martinisko moved, Johnson seconded to Accept petition of Annexation for property contiguous to Deadwood near Stage Run subdivision and set public hearing on March 21, 2022. Legally described as follows: Tract B of Lot No. 696 Palisades Stone Placer Lawrence County, South Dakota. Roll Call: Aye-All. Motion carried.

**REGULAR MEETING, March 7, 2022**

Contract

Russell spoke about the contract. Martinisko moved, Struble seconded to allow staff to sign contract for services with Ferber Engineering in the amount not to exceed \$25,000 for additional ArchGIS services to allow broader access of information for city staff and general public. (Budgeted between the HP GIS and Professional Services line items and Planning and Zoning GIS item.) Roll Call: Aye-All. Motion carried.

INFORMATIONAL ITEMS AND ITEMS FROM CITIZENS

- A. Tri-City Free Dump Weekend will be held Thursday, March 10 through Saturday, March 12, 2022
- B. Deadwood Volunteer Fire Department will host the Annual Pancake Feed Sunday, March 13, 2022 from 9:00 a.m. to 1:00 p.m. Free smoke detectors and/or batteries for those who need them.
- C. Local Review Board meeting for Monday, March 21, 2022 at 8:30 a.m.
- D. Commission Meeting on March 21, 2022 will be at 1:00 p.m. to accommodate Government Day Activities with the School District.
- E. Mayoral Forum will be held at City Hall on April 5, 2022 at 5:00 p.m.

Resident, Barry Decker, asked Commission about parking for residents of Deadwood. Mayor Ruth Jr. stated city is working on a program for residents and potentially employees of Deadwood. He also asked about trolley service to Lead. Mayor stated the trolley is funded with preservation money which is required to be spent in the city limits of Deadwood, but we do have a paratransit system which provides rides to certain places with 24-hour notice.

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

ADJOURNMENT

Martinisko moved, Struble seconded to adjourn the regular session at 5:37 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, March 21, 2022 at 1:00 p.m.

After coming out of executive session at 5:57 p.m., Martinisko moved, Johnson seconded to adjourn.

ATTEST:

DATE: \_\_\_\_\_

\_\_\_\_\_  
Jessica McKeown, Finance Officer

BY: \_\_\_\_\_  
David Ruth Jr., Mayor

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