

REGULAR MEETING, JANUARY 3, 2023

The Regular Session of the Deadwood City Commission convened on Tuesday, January 3, 2023 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.

COMMISSION DEPARTMENTAL APPOINTMENTS

David Ruth Jr. – Commissioner of Finance & Revenue and Chamber of Commerce Representative
Sharon Martinisko – Commissioner of Public Works & Utilities, Council of Local Governments Representative
Gary Todd – Commissioner of Public Safety (Police & Fire) and Commission President
Charlie Struble – Commissioner of Parks, Recreation & Events & Historic Preservation and Deadwood History Board Member
Michael Johnson - Commissioner of Planning & Zoning, Parking & Transportation, Library Representative

APPROVAL OF MINUTES

Struble moved, Todd seconded to approve the minutes of December 20, 2022. Roll Call: Aye-All. Motion carried.

DECEMBER, 2022 PAYROLL: COMMISSION, \$4,096.14; FINANCE, \$33,987.13; PUBLIC BUILDINGS, \$15,098.81; POLICE, \$131,574.33; FIRE, \$7,617.78; BUILDING INSPECTION, \$7,946.43; STREETS, \$50,315.91; PARKS, \$36,681.39; PLANNING & ZONING, \$16,270.06; LIBRARY, \$9,725.95; RECREATION CENTER, \$29,472.53; HISTORIC PRESERVATION, \$33,289.77; WATER, \$38,297.15; PARKING METER, \$18,885.12; TROLLEY, \$20,344.50; PARKING RAMP, \$2,395.24. **PAYROLL TOTAL: \$455,998.24.**

DECEMBER, 2022 PAYROLL PAYMENTS:

Internal Revenue Service, \$112,996.67; S.D. Retirement System, \$53,726.80; Delta Dental, \$3,855.64.

APPROVAL OF DISBURSEMENTS

Finance Officer McKeown explained the addition to the bill list. Martinisko moved, Johnson seconded to approve the January 3, 2023 disbursements as amended. Roll Call: Aye-All. Motion carried.

A & B BUSINESS SOLUTIONS	CONTRACT	547.05
A - Z SHREDDING	SERVICE	20.40
ALL METAL MANUFACTURING	PROJECT	5,918.38
ALSCO	SUPPLIES	1,521.21
AMAZON CAPITAL	SUPPLIES	1,146.24
BARRY'S ELECTRIC	REPAIRS	9
BH CHEMICAL	SUPPLIES	787.08
BH ENERGY	SERVICE	27,989.26
BH MINING MUSEUM	GRANT	2,678.52
BLUEPEAK	SERVICE	4,154.92
BOZELL, JOHN	CONSULTING	2,400.00
BROWN, PATRICIA	REIMBURSEMENT	42.84
BRUCE, DAVID	MEETINGS	245.00
CARA MIA	PROJECT	600.00
CARMODY, ROBIN	MEETINGS	280.00
CHRIST CHURCH EPISCOPAL	GRANT	5,739.00
COCA COLA	SUPPLIES	87.04
COMPUTER SUPPORT	SERVICE	245.99
CURTIS BLUE LINE	SUPPLIES	39.75
DAKOTA TITLE	SERVICE	240.00
DAR, VICKI	MEETINGS	385.00
DEADWOOD MOUNTAIN GRAND	LODGING	440.00
DEADWOOD SOCIAL CLUB	PARTY	240.00
DIEDE, LEO	MEETINGS	385.00
DOCUTEK	PROJECT	2,029.30
EAGLE ENTERPRISES	SUPPLIES	410.00
EAGLESON, CHARLES	MEETINGS	350.00
FASTENAL	SUPPLIES	141.29
FIRST INTERSTATE BANK	TIF #8	689.28
FIRST NET	SUPPLIES	240.24
GALLS	UNIFORMS	305.92
GRAPHIC ENTERPRISES	SUPPLIES	85.28
HAWKINS	SUPPLIES	1,103.05
IDENTISYS	SUPPLIES	653.40
ISAAK, JOHN	REIMBURSEMENT	469.20
JOHNSTONE SUPPLY	GRANT	2,299.73

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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: David Ruth Jr., Michael Johnson, Sharon Martinisko, Charlie Struble, and Gary Todd;

Historic Preservation Commission: Robin Carmody, Vicky Dar, Leo Diede, Beverly Posey, Trevor Santochi, Jill Weber and Tony Williams;

Historic Preservation Volunteers: David Trentz and Trevor Santochi;

Library Board: Tessa Allen, Teri Bruce, Sue DeGooyer, Emily Kutil, and Krystal Stulken;

Planning & Zoning Commission: David Bruce, Charles Eagleson, Josh Keehn, John Martinisko and Ken Owens;

Police Department Reserve Officers: Deam Carollo, Kay Luther, Brandon Snyder, Danny Stacy, Brian Swets, Matthew Symonds, and Wylie Walno;

Deadwood Volunteer Fire Department: Randy Addington, Melanie Bond, Karla Dower, Joel Ellis, Charles Fetter, Don Gifford, JT Gifford, Sandy Glover, Bill Glover, Alex Hamann, Ken Hawki, Francis Iverson, Jackson Grangaard, Mike Klamm, Anita Knippers, Cassidy LeMons, Jeff Millard, Trent Mohr, Nicole Olson, Michelle Peil, Steve Peil, Jerry Pontius, Cody Rakow, Jason Rakow, Rylan Rakow, Paul Robitaille, Jade Rodiack, Mike Runge, Richard Stanger, Paul Thomson, Brandon Wallin, and Anne Wieringa.

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

Dated this 3rd day of January, 2023

ATTEST:

/s/ Jessica McKeown, Finance Officer

CITY OF DEADWOOD

/s/ David Ruth Jr., Mayor

- F. Renew agreement with NeighborWorks - Dakota Home Services for the administration of Historic Preservation revolving loan programs for 2023 in the amount not to exceed \$60,000.00. (Budgeted under HP Revolving Loan fund.)
- G. Deadwood History Inc. requests approval to serve beer and wine Homestake Adams Research and Cultural Center on Friday, February 24, 2023 from 6:00 p.m. to 9:00 p.m. for Calamity's Shindig.
- H. Remove Trolley Driver Russell Seidel from payroll effective December 1, 2022.
- I. Permission to accept letter of retirement from Community Service Officer Marie Vansickel effective January 11, 2023.
- J. Permission to advertise in-house for 5 days and then in official newspaper, if needed, for Community Service Officer position at \$19.00 per hour. (D9 rank)
- K. Permission to promote Erik Jandt from Sergeant II to Sergeant I at \$30.24 per hour effective January 8, 2023.
- L. Permission to promote Sally Sprigler to Sergeant II at \$29.16 per hour effective January 8, 2023.
- M. Permission to adopt corrected job description for Police Chief position.
- N. Approve consulting services from Jeramy Russell at \$40.00 per hour, as needed. (To be paid from P & Z or P & T Professional Services.)
- O. Permission to increase wage for Public Buildings Technician Coltan Radensleben from \$21.89 to \$22.96 per hour effective January 4, 2023 after two years of service, which is 100% of prevailing wage.
- P. Permission to pay Southside Service for 5,500 gallons of gasoline at cost not to exceed \$3.30 per gallon.

PUBLIC HEARINGS

License Transfer

Public hearing was opened at 5:03 p.m. by Mayor Ruth Jr. No one spoke in favor or against, hearing closed.

Todd moved, Struble seconded to approve Retail (on-off sale) Malt Beverage and Retail (on-off sale) Wine License Transfers from Deadwood Tobacco at 628 Main Street to Deadwood Tobacco at 715 Main Street. Roll Call: Aye-All. Motion carried.

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Set

Struble moved, Todd seconded to set public hearing on January 17 for Retail (on-off sale) Malt Beverage License for West River Whiskey Company LLC at 644 Main Street. Roll Call: Aye-All. Motion carried.

Johnson moved, Martinisko seconded to set public hearing on January 17 for Retail (on-off sale) Malt Beverage (RB-25948) and Retail (on-off sale) Wine (RW-25947) license transfers from Jacobs Family International to Jacobs Gallery dba Jacobs Gallery at 670 Main Street. Roll Call: Aye-All. Motion carried.

Todd moved, Struble seconded to set public hearing on January 17 for Retail (on-off sale) Malt Beverage (RB-26826,) Retail (on-off sale) Wine (RW-26825) and Retail (on sale) Liquor - Restaurant (RR-26948) License transfers from Jacobs Family International to Jacobs Restaurant, Inc. at 79 Sherman Street. Roll Call: Aye-All. Motion carried.

Todd moved, Struble seconded to set public hearing on January 17 for Forks Corks Kegs Event. Roll Call: Aye-All. Motion carried.

Struble moved, Martinisko seconded to set public hearing on January 17 for Legends Ride and Motorcycle Parking. Roll Call: Aye-All. Motion carried.

NEW BUSINESS

Second Reading

Planning, Zoning and HP Officer Kuchenbecker stated no changes between first and second reading other than the exhibit. Martinisko moved, Struble seconded to approve second reading of Ordinance #1363 Amending Title 17-Zoning. Roll Call: Aye-All. Motion carried.

Second Reading

Kuchenbecker stated no changes between first and second reading. Martinisko moved, Struble seconded to approve second reading of Ordinance#1364, to Extend Ordinance #1355 for an additional 180 days - Temporary Moratorium for Additional Short-Term Rentals in the following zoning districts: Residential (R1), Residential Multi-Family (R2), Planned Unit Development (P.U.D.), Public Use, Park Forest. Roll Call: Aye-All. Motion carried.

Final Plat

Kuchenbecker spoke about the plat. Martinisko moved, Johnson seconded to act as Board of Adjustment and approve final plat for final plat for Merle & Dawn Carpenter - Deadwood Stage Run Addition - legally described as: Lot 25A and Lot 25B, Block 2 of Palisades Tract of Deadwood Stage Run Addition to The City of Deadwood Formerly Lot 25 Revised, Block 2 of Palisades Tract of Deadwood Stage Run Addition all Located in the SW1/4 of Section 14, the SE1/4 of Section 15, the NE1/4 NE1/4 of Section 22 and the N1/2NW1/4 of Section 23, T5N, R3E, B.H.M., City of Deadwood, Lawrence County, South Dakota. (Approved by the Planning & Zoning Commission on December 21, 2022.) Roll Call: Aye-All. Motion carried.

Final Plat

Kuchenbecker spoke about the plat. Struble moved, Martinisko seconded to act as Board of Adjustment and approve final corrective plat for Revision/Adjusting Lot Lines - for The Summit at Deadwood Stage Run, LLC - Deadwood Stage Run Addition - legally described as: Lots 8A Revised, 10 Revised, 18A Revised, 29 Revised, 30 Revised And 31A Revised Block 1 of Palisades Tract of Deadwood Stage Run Addition to the City Of Deadwood Formerly Lots 8A, 10, 18A, 20, 29, 30 and 31A, Block 1 all Located in the SW1/4 of Section 14, The SE1/4 of Section 15, The NE1/4NE1/4 of Section 22 and the N1/2NW1/4 of Section 23, T5N, R3E, B.H.M., City of Deadwood, Lawrence County, South Dakota. (Approved by the Planning & Zoning Commission on December 21, 2022.) Roll Call: Aye-All. Motion carried.

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Final Plat

Kuchenbecker spoke about the plat. Johnson moved, Struble seconded to act as Board of Adjustment and approve final plat for the City of Deadwood located near Railroad Avenue and McKinley Street - legally described as: Corrective Plat of Park Lot and Spring Street Lots 1 and 2 Of Weisflog’s 2nd Addition; Consisting of Lot C of Block 1, Lots 2 Thru 6, and Lots A and B of Block 2 of Weisflog’s 2nd Addition, Lot 2 of Railroad Avenue Block, and an Unnamed Lot, and Unnamed Right Of Way Located In M.S. 283; All Located in of M.S. 283, in the City Of Deadwood, Lawrence County, South Dakota. (Approved by the Planning & Zoning Commission on December 21, 2022.) Roll Call: Aye-All. Motion carried.

Hire

Parks, Recreation and Events Director Adler spoke about the install. Martinisko moved, Johnson seconded to hire Overhead Door Company to install new overhead door at parks shop in the amount not to exceed \$5,610.00. (To be paid from 2023 Parks department repair budget.) Roll Call: Aye-All. Motion carried.

Permission

Finance Officer McKeown spoke about the pay-per-call project. Todd moved, Struble seconded to expend \$26,544.70 to the Deadwood Volunteer Fire Department for pay-per-call project. (to be paid from 2022 Fire Department Recruitment/Retention line item.) Roll Call: Aye-All. Motion carried.

INFORMATIONAL ITEMS AND ITEMS FROM CITIZENS

- A. Holiday Parking Donations - Letters to request funding must be received by the finance officer no later than noon on January 25, 2023.
- B. Next meeting will be held on Tuesday, January 17, 2023 due to observance of Martin Luther King Day.

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

Struble moved, Todd seconded to adjourn the regular session at 5:21 p.m. and convene into Executive Session for legal matters per SDCL 1-25-2(3) and personnel matters per SDCL 1-25-2(1) with possible action. The next regular meeting will be on Tuesday, January 17, 2023 at 5:00 p.m.

After coming out of executive session at 5:49 p.m., Struble moved, Todd seconded to adjourn.

ATTEST:

DATE: _____

Jessica McKeown, Finance Officer

BY: _____
David Ruth Jr., Mayor

Published once at the total approximate cost of _____