

REGULAR MEETING, MAY 19, 2025

The Regular Session of the Deadwood City Commission convened on Monday, May 5, 2025 at 5:00 p.m. in the Deadwood City Commission Chambers, 102 Sherman Street, Deadwood, South Dakota. Dakota. Mayor Charlie Struble-Mook called the meeting to order with the following members present: Department Heads, City Attorney Quentin Riggins, and Commissioners Michael Johnson, Blake Joseph and Sharon Martinisko. All motions passed unanimously unless otherwise stated.

APPROVAL OF MINUTES

Joseph moved, Martinisko seconded to approve the minutes of April 21, 2025. Roll Call: Aye-All. Motion carried.

APROVAL OF DISBURSEMENTS

Martinisko moved, Johnson seconded to approve the May 19, 2025 disbursements as amended. Roll Call: Aye-All. Motion carried.

A & B WELDING	SERVICE	293.31
ALBERTSON ENGINEERING	PROJECT	6,421.25
AMAZON CAPITAL	SUPPLIES	785.06
AMERICAN LEGION EMBLEM	SUPPLIES	150.92
AMERICAN SEAMLESS GUTTER	PROJECT	13,780.45
AMERICAN TENT	SUPPLIES	1,748.99
AVID4 ENGINEERING	SERVICE	3,532.50
AXON ENTERPRISE	SUPPLIES	16.52
BARRY'S ELECTRIC	SERVICE	1,204.59
BERBERICH DESIGN	PROJECT	614.32
BH CHEMICAL	SUPPLIES	1,991.83
BH PIONEER	SERVICE	1,596.98
BH SPECIAL SERVICES	SERVICE	2,250.00
CARL'S TRAILER SALES	SERVICE	8,000.00
CED SPEARFISH	SUPPLIES	714.68
CENTURY BUSINESS PRODUCTS	SERVICE	726.33
CHAINSAW CENTER	SUPPLIES	104.97
CLEMENT COMMUNICATIONS	SUPPLIES	271.50
CONVERGINT TECHNOLOGIES	UPGRADE	6,926.05
CULLIGAN	SUPPLIES	171.50
DARK CANYON COFFEE	SUPPLIES	65.90
DEADWOOD CHAMBER	BILL LIST	128,293.25
DEADWOOD CHAMBER OUTLAW	BID #9	50,000.00
DVFD	REIMBURSEMENT	97.81
DEADWOOD HISTORY	ALLOCATION	110,000.00
DOCUTEK	SERVICE	71.95
ECOLAB	SERVICE	411.65
FAIRFIELD INN	LODGING	1,680.00
FASTENAL	SUPPLIES	776.12
FIB CREDIT CARDS	SUPPLIES	5,198.52
GALLS	UNIFORM	170.49
GAME TIME	PLAYGROUND	40,397.57
GOKCE, FATIH	REIMBURSMET	54.00
GOLDEN WEST	SERVICE	3,726.48
GREAT WESTERN TIRE	SERVICE	292.29
HOMETOWN MANUFACTURING	SUPPLIES	158.39
INLAND TRUCK PARTS	SUPPLIES	50.16
IPS GROUP	SERVICE	8,868.46
KEISER CORP	SPIN BIKES	15,216.36
KETEL THORSTENSON	SERVICE	13,198.39
KLAMM, MIKE	REIMBURSEMENT	60.00
KNECHT	SUPPLIES	32.97
KONE CHICAGO	SERVICE	592.24
LAWRENCE CO. REGISTER	SERVICE	30.00
LAWSON PRODUCTS	SUPPLIES	152.50
LEAD-DEADWOOD SANITARY	SERVICE	20,925.07
LEAD-DEADWOOD SCHOOL	ELECTION	144.75
LYNN'S	SUPPLIES	17.97
MED-TECH RESOURCE	SUPPLIES	172.22
MENARD'S	SUPPLIES	231.86
MID-AMERICAN RESEARCH	SUPPLIES	1,492.93
MIDWEST TAPE	SUPPLIES	191.92
MOHR, TRENT	REIMBURSEMENT	88.12
MONTANA HISTORICAL SOCIETY	RENEWAL	40.00
MORRISON, RONDA	SERVICE	1,950.00
NASH, PAM	REIMBURSEMENT	166.20
NATIONAL MAIN STREET CENTE	RENEWAL	295.00
NELSON, ROBERT	EASEMENT	25,224.72
NHS OF THE BLACK HILLS	SERVICE	3,500.00
NORTHWEST PIPE FITTINGS	SUPPLIES	839.84
OLD HOUSE JOURNAL	RENEWAL	28.00
ONE WAY SERVICE PROS	PROJECT	10,000.00
ONSITE FIRST AID	SUPPLIES	694.94
PLANS IN ACTION	SERVICE	1,120.00
QUADIENT FINANCE	POSTAGE	500.00
QUICKTROPHY	SUPPLIES	56.16
RAPID DELIVERY	SERVICE	18.20
RASMUSSEN MECHANICAL	SERVICE	1,279.54
REDWATER TACTICAL	AMMUNITION	320.00
SANDER SANITATION	SERVICE	13,307.76
SD COMMISSION ON GAMING	CITY SLOTS	32,386.36
SD GOV. FINANCE OFFICERS	DUES	280.00

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SD GOV. HUMAN RESOURCE	DUES	150.00
SD HISTORICAL SOCIETY	RENEWAL	275.00
SD MUNIC. STREET MAINTENANCE	MEMBERSHIP	35.00
SD PUBLIC ASSURANCE ALLIANCE	SERVICE	144.32
SDN COMMUNICATIONS	SERVICE	2,646.00
SERVALL	SUPPLIES	1,831.00
SOUTHSIDE SERVICE	SERVICE	35.00
STANLEY STEEMER	SERVICE	1,480.00
SUNKEN FOUNDATION SOLUTION	PROJECT	17,340.00
TALLGRASS LANDSCAPE	PROJECT	1,372.30
THE ABS	SERVICE	2,499.00
THE ARCHAEOLOGICAL CONSERV	RENEWAL	30.00
TOMS, DON	PROJECT	600.00
TREE WISE MEN	SERVICE	2,600.00
USA BLUEBOOK	SUPPLIES	92.37
VAN DIEST SUPPLY	SUPPLIES	1,059.00
VANWAY TROPHY	SUPPLIES	490.64
VERIZON CONNECT	SERVICE	179.50
VIGILANT BUSINESS SOLUTION	SERVICE	951.75
WATERS HARDWARE	GRANTS	926.84
WEST RIVER HISTORY	SPONSORSHIP	500.00
WINZER	SUPPLIES	221.85
ZEP SALES	SUPPLIES	126.34
ZOOM COMMUNICATIONS	SERVICE	658.90
		Total \$635,467.78

ITEMS FROM CITIZENS ON AGENDA

Appointment

Martinisko moved, Joseph seconded to accept Mayor’s appointment of Charles Eagleson to the City Commission effective May 19, 2025 for a one-year term. Roll Call: Aye-All. Motion carried.

City Attorney Riggins administered the Oath of Office to newly elected Commissioner Charles Eagleson.

Acknowledge Mayor’s appointment of Jim Williams to the Planning and Zoning Commission effective May 21, 2025 to fill the unexpired seat of Charles Eagleson. Term will expire December 31, 2027.

Commission Department Appointments

Charlie Struble-Mook - Commissioner of Finance & Revenue and Public Safety (Police & Fire)
Sharon Martinisko - Commission President, Commissioner of Parks, Recreation & Events, Chamber of Commerce Representative and Council of Local Governments Representative
Michael Johnson - Commissioner of Parking & Transportation, Library Representative and Deadwood History Board Member
Blake Joseph - Commissioner of Historic Preservation and Planning & Zoning
Charles Eagleson - Commissioner of Public Works & Utilities

CONSENT

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

- A. Permission to remove Billy Fritze, Mt Moriah ticket booth attendant from payroll effective May 6, 2025.
- B. Permission to accept retirement letter from Streets Superintendent, James Lee, effective May 23, 2025. (34 years of service to the City of Deadwood)
- C. Permission to hire Addison Long and Caleb Vrem as seasonal lifeguards at \$16.50 per hour effective May 22, 2025 pending pre-employment screening.
- D. Permission to Hire John Backlund as seasonal trolley driver at \$17.15 per hour effective May 27, 2025 pending pre-employment screening.
- E. Permission to hire August Rodiack for Seasonal Library Assistant I (up to 40 hours per week) at \$16.00 per hour effective May 21, 2025 pending pre-employment screening.
- F. Permission to hire Landen Mattson and Finn Cain as Seasonal Parks Technician at \$17.00 per hour effective May 22,2025 pending pre-employment screening.
- G. Resolution 2025-13 In Support of Application to Occupy SD Department of Transportation Highway Right of Way for Days of '76 Parade July 25 and 26, 2025.

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RESOLUTION 2025-13

**RESOLUTION IN SUPPORT OF APPLICATION TO OCCUPY
S.D. DEPARTMENT OF TRANSPORTATION HIGHWAY RIGHT-OF-WAY
WITHIN DEADWOOD CORPORATE LIMITS**

WHEREAS, the City of Deadwood (CITY) will be home to the 103rd Annual Days of '76 Celebration on July 25th through July 26th, 2025; and,

WHEREAS, the Days of '76 Parade is a time honored tradition during the Celebration; and,

WHEREAS, the size and popularity of the parade is such that CITY deems it necessary to block traffic along the parade route; and,

WHEREAS, State of South Dakota Highways 14A and 85 are located within the corporate limits of CITY and are affected by said closure; and,

WHEREAS, CITY herewith is submitting an application to the South Dakota Department of Transportation (SDDOT) for permit to occupy right-of-way for those portions of S.D. Highways 14A and 85 within the corporate limits of CITY on July 25, 2025, beginning at 1:15 p.m. until the end of the parade, and on July 26, 2025, beginning at 1:15 p.m. until the end of the parade; and,

WHEREAS, by submission of the application for permit to occupy right-of-way, CITY agrees to provide protection to highway traffic during occupancy by use of proper signs, barricades, flag persons, and lights as prescribed in the "Manual of Uniform Traffic Control Devices"; and,

WHEREAS, CITY further agrees to indemnify, hold and save harmless the State of South Dakota, its Department of Transportation, its Officers and Employees, from any and all suits, actions or claims of any kind or nature brought because of any injuries or damage received or sustained by any person or property on account of the use or occupancy of right-of-way designated in this Resolution;

NOW, THEREFORE, BE IT RESOLVED, that the City of Deadwood hereby supports the submission of the South Dakota Department of Transportation Application for Permit to Occupy Right-of-Way for the purpose described herein.

Dated this 19th day of May, 2025

ATTEST:

/s/ Jessica McKeown, Finance Officer

CITY OF DEADWOOD

/s/ Charlie Struble-Mook, Mayor

- H. Permission for Mayor to sign Oakridge Cemetery Certificate of Purchase and Warranty Deeds for Darrick Schumacher.
- I. Permission for Mayor to sign Permanent Utility Easement with Northern Hills Transport to maintain underground utilities along the Welcome Center Boardwalk legally described as Portions of P.L. Rogers Map Lots including portions of School Lot No. 4, School Lot No. 3, Probate Lot 204, Probate Lot 227, Probate Lot 302, and Probate Lot 91, all located in Section 23, Township 5 North, Range 3 East of the Black Hills Meridian, City of Deadwood, Lawrence County, South Dakota.
- J. Permission to accept property transfer from Southside Service, Inc. legally described as Tract 2 and Dedicated Public Right of Way of Mollman Subdivision, City of Deadwood, Lawrence County, South Dakota, located in the NE 1/4 of Section 27, T5N, R3E, BHM according to Plat Document #2025-1600.
- K. Permission for Mayor to sign Warranty Deed for Mollman Subdivision property transfer legally described as Tract 1, City of Deadwood, Lawrence County, South Dakota, located in the NE 1/4 of Section 27, T5N, R3E, BHM according to Plat Document #2025-1600.
- L. Permission for the Mayor to sign temporary construction and permanent utility easements associated with the Highway 85 water redundancy project with the following land owners: DBUH,LLC; Kanti Patel; Gary Nelson, Trustee; Twin City Fruit LLC.
- M. Removed for separate consideration in New Business.
- N. Permission for Mayor to sign contract with Western Construction, Inc. for construction of the Deadwood Hill Trailhead Parking Lot at a cost of \$1,006,911.00. (Project awarded on April 21, 2025. To be paid by Parking & Transportation Improvements line item.)
- O. Permission for Mayor to sign agreement with Catering by Dave for Event Center Concessionaire and rental of professional kitchen on a year-round basis through December 31, 2029.

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- P. Permission for Mayor to sign contract with Stone Land Services in the amount of up to \$15,000.00 for the ongoing creation of a database of title research for ownership early Deadwood properties within the core district of the National Historic Landmark. (To be paid by HP Public Ed line item.)
- Q. Permission to approve grant application from Broken Boot Gold Mine for a Not-for-Profit Grant in the amount of \$25,463.64 for repairs to exit tunnel to mine. (Approved by HPC on 05-14-2025)
- R. Permission to approve Not-for-Profit Grant application from Days of '76 Inc. for log staining, repairs and replacement in the amount of \$16,710.00. (Approved by HPC 05-14-2025)
- S. Permission to allow Mike Klamm, Sarah Van Tassel, John Beck and Steven Schramm to travel in city vehicle on June 12-14, 2025 to Watertown for SD Fire School. Expenditures not to exceed \$785.00. (To be paid by Fire Dept travel line item.)
- T. Permission to pay Wareing Ford for trolley spark plugs, coil assemblies and ignition wires in the amount not to exceed \$3,121.36. (To be paid by Trolley Repairs line item.)
- U. Permission pay Jerry Greer's Engineering Auto for six new tires for Engine 2 in amount not to exceed \$4,271.68. (To be paid by Fire Dept repair line item.)
- V. Permission to pay Sontech for an in-car patrol computer to include mounting hardware and install in the amount not to exceed \$5,309.65. (To be paid by Police equipment line item.)
- W. Permission to pay Premier Surfaces to replace the granite surface railing at Outlaw Square in an amount not to exceed \$6,113.06. (To be paid by Public Buildings repair line item.)
- X. Permission to hire Schmidt Construction to pour 25'x14' concrete pad under main Days of '76 grandstands in amount not to exceed \$4,920.00. (To be paid by HP Capital assets line item.)

PUBLIC HEARINGS

Red Knights Visit

Public hearing was opened at 5:06 p.m. by Mayor Struble-Mook. Charles Fetter, DVFD, was available to answer questions, hearing closed.

Joseph moved, Martinisko seconded to approve use of Quest Lot from 4:00 p.m. to 9:00 p.m. on Friday, June 27, 2025. Roll Call: Aye-All. Motion carried.

Days of '76

Public hearing was opened at 5:07 p.m. by Mayor Struble-Mook. Jesse Allen, Deadwood Chamber, was available to answer questions, hearing closed. Johnson moved, Martinisko seconded to approve street closure on Main Street from Lower Main Street at Pioneer Way to Pine Street and a portion of 14A from Lower Main Street to Event Complex from 1:00 p.m. until parade ends on Friday, July 25 and Saturday, July 26; open container Thursday, July 17 through Monday July 28 from 10:00 a.m. to 2:00 a.m. daily at Event Complex; special full temporary liquor license on Sunday, July 20 through Saturday, July 26 from 10:00 a.m. to 11:00 p.m. daily and waiver of user fees Wednesday, July 16 through Monday, July 28 at the Event Complex. Roll Call: Aye-All. Motion carried.

Harley Davidson Demo Rides

Public hearing was opened at 5:08 p.m. by Mayor Struble-Mook. Bobby Rock, Outlaw Square, was available to answer questions, hearing closed. Martinisko moved, Johnson seconded to approve use of Welcome Center Lot on Tuesday, July 29 at 9:00 a.m. through 10:00 p.m. on Friday, August 8, 2025, will be set up on Pioneer Way side of lot. Roll Call: Aye-Eagleson, Johnson, Martinisko, Struble-Mook. Nay-Joseph. Motion carried.

Harley Davidson Activation

Public hearing was opened at 5:09 p.m. by Mayor Struble-Mook. Bobby Rock, Outlaw Square, was available to answer questions, hearing closed. Martinisko moved, Johnson seconded to approve open container in Zone 4, Outlaw Square only from 10:00 a.m. to 7:00 p.m. on the following days: Saturday, August 2, Sunday, August 3, Tuesday, August 5, Wednesday, August 6, Thursday, August 7 and Saturday, August 9; open container in Zone 4, Outlaw Square only from 3:00 p.m. to 7:00 p.m. on Monday, August 4 and open container in Zone 3 from 10:00 a.m. to 7:00 p.m. on Friday, August 8, 2025. Roll Call: Aye-Eagleson, Johnson, Martinisko, Struble-Mook. Nay-Joseph. Motion carried.

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Medicine Wheel Riders

Public hearing was opened at 5:10 p.m. by Mayor Struble-Mook. Bobby Rock, Outlaw Square, was available to answer questions, hearing closed. Martinisko moved, Johnson seconded to approve Use of Interpretive Lot from 8:00 a.m. to 6:00 p.m. on Sunday, August 3, 2025. Roll Call: Aye-All. Motion carried.

The Drifters Concert

Public hearing was opened at 5:11 p.m. by Mayor Struble-Mook. Bobby Rock, Outlaw Square, was available to answer questions, hearing closed. Johnson moved, Joseph seconded to approve open container in zone 1 and 2 from 5:00 p.m. to 10:00 p.m. and street closure on Deadwood Street from Main Street to Pioneer Way from 5:00 p.m. to 11:00 p.m. on Tuesday, August 19, 2025. Roll Call: Aye-All. Motion carried.

Deadwood Jam

Public hearing was opened at 5:12 p.m. by Mayor Struble-Mook. Jesse Allen, Deadwood Chamber, was available to answer questions, hearing closed. Joseph moved, Martinisko seconded to approve open container in zone 1 and 2 from 5:00 p.m. to 10:00 p.m. and street closure on Deadwood Street from Main Street to Pioneer Way from 5:00 p.m. to 11:00 p.m. on Tuesday, August 19, 2025. Roll Call: Aye-All. Motion carried.

Set

Martinisko moved, Johnson seconded to set public hearing on June 2 for Convention Center (on-sale) Liquor (CL-15404), Package (off-sale) Liquor (PL-4522), Retail (on-off sale) Malt Beverage & SD Farm Wine (RB-2609) and Retail (on-off sale) Wine and Cider (RW-6401) License transfers from Earnest Hospitality LLC to Hospitality Management, LLC dba Deadwood Gulch Resort. Roll Call: Aye-All. Motion carried.

OLD BUSINESS

Agreement

Planning, Zoning and Historic Preservation Officer Kuchenbecker spoke about the agreement. Martinisko moved, Johnson seconded to allow Mayor to sign lease agreement with Deadwood Gulch Lodge, LLC for overflow parking from May 15 to October 15, 2025 on the Slag Pile. (Lease of \$30,000.00 to be paid by BID 8.) (Continued from May 5, 2025.) Roll Call: Aye-All. Motion carried.

Agreement

Public Works Director Stalder spoke about the agreement. Martinisko moved, Joseph seconded to allow Mayor to sign agreement with Alpha 6 Inc. for Automated Teller Machines throughout City properties. (Continued from May 5, 2025.) Roll Call: Aye-All. Motion carried.

NEW BUSINESS

Contract (Item M)

Martinisko moved, Johnson seconded to allow Mayor to sign notice of award and contract with condition contractor completes performance and payment bond for Underground Construction LLC for Highway 85 Drinking Water Redundancy Project at a cost of \$1,684,993.00. (Project awarded May 5, 2025.) Roll Call: Aye-All. Motion carried.

Annual Review

Kuchenbecker spoke about the review. Commissioner Joseph abstained from discussion and vote. Martinisko moved, Johnson seconded to Act as Board of Adjustment and approve the continued use - Annual Review - Conditional Use Permit for Bed and Breakfast Establishment – 771 Main Street – Tucker Inn with the following conditions: The conditional use permit runs with the applicant and not the land, proof of state sales tax number, Deadwood Building Inspector has inspected the building, City water and sewer rates have changed from residential to commercial, proper paperwork has been filed with the City of Deadwood Finance Office for BID taxes, City of Deadwood Business and Short-Term Rental licenses are in good standing, lodging license from the South Dakota Dept. of Health is in good standing and all parking shall be off street. Legally described as Lots 7 and 8, Block 24, Original Town, City of Deadwood, Lawrence County, South Dakota. (Approved by the Planning & Zoning Commission on May 7, 2025.) Roll Call: Aye-All. Motion carried.

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Annual Review

Kuchenbecker spoke about the review. Commissioner Joseph abstained from discussion and vote. Martinisko moved, Johnson seconded to Act as Board of Adjustment and Approve/Deny continued use - Annual Review - Conditional Use Permit for Bed and Breakfast Establishment – 768 Main Street – The Jordans with the following conditions: The conditional use permit runs with the applicant and not the land, proof of state sales tax number, Deadwood Building Inspector has inspected the building, City water and sewer rates have changed from residential to commercial, proper paperwork has been filed with the City of Deadwood Finance Office for BID taxes, City of Deadwood Business and Short-Term Rental licenses are active, lodging license from the South Dakota Dept. of Health is active and all parking shall be off street. Legally described as Part of Lots 46 & 47, Block 23, Original Townsite, City of Deadwood, Lawrence County, South Dakota. (Approved by Planning & Zoning Commission May 7, 2025.) Roll Call: Aye-All. Motion carried.

Annual Review

Kuchenbecker spoke about the review. Joseph moved, Johnson seconded to Act as Board of Adjustment and Approve/Deny continued use Annual Review - Conditional Use Permit for Bed and Breakfast Establishment – 29 Van Buren Avenue – Victorian on Van Buren with the following conditions: The conditional use permit runs with the applicant and not the land, proof of state sales tax number, Deadwood Building Inspector has inspected the building, City water and sewer rates are to remain at commercial rates, proper paperwork has been filed with the City of Deadwood Finance Office for BID taxes, City of Deadwood Business has been maintained, lodging license from the South Dakota Dept. of Health has been maintained and all parking shall be off street. Legally described as The southerly 57 feet of Lots 21, 22, 23 and 24, Block 50, Original Townsite, City of Deadwood, Lawrence County, South Dakota. (Approved by Planning & Zoning Commission May 7, 2025.) Roll Call: Aye-All. Motion carried.

Annual Report

Finance Officer McKeown spoke about the 2024 annual report and financials for the City.

Hire

Parking and Transportation Director Lux spoke about the project. Johnson moved, Joseph seconded to hire Sacrison Paving to mill, overlay and striping of Int. Lot at an amount not to exceed \$57,396.60 (To be paid by P&T repair line item.) Roll Call: Aye-All. Motion carried.

Pay

Stalder spoke about the project. Joseph moved, Martinisko seconded to pay Black Hills Asphalt for crack seal on selected streets in the amount not to exceed \$9,734.71. (To be paid by Street repair line item.) Roll Call: Aye-All. Motion carried.

Lease

Stalder spoke about the lease. Martinisko moved, Johnson seconded to allow Mayor to sign five-year lease for a 2025 Caterpillar 938 Wheel Loader from Butler Machinery at a total cost of \$199,658.81 including trade-in of 2019 Caterpillar 938M. (To be paid by Streets equipment line item.) Roll Call: Aye-All. Motion carried.

INFORMATIONAL ITEMS AND ITEMS FROM CITIZENS

- A. Raffle permit received from Red Knights International Motorcycle Club. Drawing will be held June 28, 2025.
- B. Public Notice to cut noxious weeds and tallgrass regulations. Lux spoke about the Ordinance.

Commission and Dept. Heads welcomed Eagleson to the Commission. Eagleson thanked everyone.

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.

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ADJOURNMENT

Martinisko moved, Joseph seconded to adjourn the regular session at 5:32 p.m. and convene into Executive Session for personnel matters per SDCL 1-25-2(1) with possible action. The next regular meeting will be on Monday, June 2, 2025 at 5:00 p.m.

After coming out of executive session at 7:06 p.m., Martinisko moved, Johnson seconded to adjourn.

ATTEST:

DATE: _____

Jessica McKeown, Finance Officer

BY: _____
Charlie Struble-Mook, Mayor

Published once at the total approximate cost of _____