



City Commission Regular Meeting Agenda

Monday, February 05, 2024 at 5:00 PM

City Hall, 102 Sherman Street, Deadwood, SD 57732

Public comments are welcomed, but no action can be taken by the Commission on comments received at this meeting. Anyone wishing to have the Commission vote on an item should call the Finance Office at 578-2600 by 5:00 p.m. on the Wednesday preceding the next scheduled meeting to be placed on the agenda.

1. **Call to Order and Pledge of Allegiance**
2. **Roll Call**
3. **Approve Minutes**
 - a. Approval of January 16, 2024 City Commission minutes

4. **Approve Bills**
 - a. Approval of Bill List for February 5, 2024

5. **Items from Citizens on Agenda**

6. **Consent Agenda**

Matters appearing on Consent Agenda are expected to be non-controversial and will be acted upon by the Commission at one time, without discussion, unless a member of the Commission requests an opportunity to address any given item. Items removed from the Consent Agenda will be discussed at the beginning of New Business.

- a. Rescind hiring of Atlas Maverick patrol officer from January 16, 2024 minutes.
- b. Permission to approve updated job description for Library Assistant I.
- c. Permission to increase hours for Jessica Tolar, Library Assistant I, from 19 hours to part-time 25 hours per week (with 1/2 time benefits per employee handbook) at \$15.00 per hour, effective February 4, 2024.
- d. Permission to promote Michael Olsen to part-time (29 hours per week with 1/2 time benefits per employee handbook) Rec Center front desk receptionist at \$16.00 per hour, effective February 4, 2024.
- e. Permission to accept resignation of patrol officer Edward Allen effective January 30, 2024.
- f. Permission to advertise in-house for 5 days and with outside sources for two full time patrol officer positions. (certified \$26.79 per hour and non-certified \$24.22 per hour)
- g. Permission to adopt new job description for Safety Coordinator.

- h. Permission to notify in-house salaried employees defined in Chapter 2.08.010 of Safety Coordinator position at annual stipend of \$3,000.00. (Position open until filled)
- i. Permission to approve the FY2024 aluminum can recycling proceeds to be allocated to Feeding Deadwood.
- j. Permission to make 2024 budget allocation to Lobbyist Craig Matson in the amount of \$20,040.00. (To be paid by Bed and Booze line item)
- k. Permission to approve 2023 abatement request for parcels 30075-00049-000-00, 30075-00036-000-10, 30075-00035-000-00. (School Lots 33 through 36 and 42 through 49, Fuller Brothers LLP)
- l. Acknowledge payment of \$6,500.00 and submittal of a Conditional Letter of Map Revision (CLOMR) for FEMA project clarifying the affects of the hydrologic and hydraulic characteristics of Whitewood Creek in Phase I of the proposed restoration efforts with the determination of Base Flood Elevations.
- m. Acknowledge City of Deadwood's transition of engineering services from KLJ Engineering to DGR Engineering for Burnham Avenue extension to maintain the engineer of record for the project being Dana Foreman, PE.
- n. Permission for the Mayor to sign agreement between Deadwood Historic Preservation Commission and Deadwood Alive for reenactments, performances of The Trial of Jack McCall and operation of the Deadwood Stage Coach for the seasons 2024 through 2028.
- o. Permission for the Mayor to sign lease agreement 600 square feet of city property near the PRV building at the Deadwood Event Complex to CommNet Cellular Inc. for location of a small cell tower.
- p. Permission for Mayor to sign addendum to water use agreement dated September 22, 2006 agreement with Oak Mountain Country Estates Owners Association adjusting utility surcharge and water rates.
- q. Permission to purchase 10ft snow pusher from Signature Auto Sales in an amount not to exceed \$3,200.00. (To be paid from Parks Equipment budget.)
- r. Permission for the Mayor to sign contract with Complete Concrete in the amount of \$211,285.00 for the 2024 Mt. Moriah Cemetery Project to include base bid and alternated #1 through #6.
- s. Recommendation from Parking and Transportation - approval of Tourist Conveyance Licenses for Ride Deadwood dba Boot Hill Tours, Alkali Ike Tours and Original Deadwood Tours for the 2024 season, contingent upon vehicle inspections and insurance information.
- t. Recommendation from Parking and Transportation - approve request from Alkali Ike Tour Conveyance License to move staging from present location to the Welcome Center for the 2024 season per Chapter 5.40.010 section C.
- u. Permission for Mayor to sign 3-year agreement with Station Automation dba PSTrax for software for the Fire Department.

- v. Permission for Mayor to sign renewal of Marketing and Promotion Agreement between City of Deadwood, Business Improvement District No. BID 7 and ZCN, LLC to expire December 31, 2034
- w. Permission to allow Finance Officer to sign contract with Fitter and Faster for 2024 swim camp to be held on April 13 and 14. Registration fees and lifeguard wages will be collected in lieu of rental fee for the pool which is being waived.
- x. Permission to purchase 60 tons of Black Magic salt at \$172.00 per ton. (To be paid by Streets Supply budget.)
- y. Permission for Deadwood Volunteer Fire Firefighters John Beck and Jeff Millard to use city vehicle to travel to Belle Fourche on February 6, 2024 for emergency pipeline response training.
- z. Permission for Deadwood Volunteer Fire Fighters John Beck, Jeremy Van Tassel, Sarah Van Tassel and Melanie Bonds to use city vehicle to travel to Box Elder on February 17 and 18, 2024 for Rushmore Fire Conference. Cost is \$75.00 per person to be paid from Fire Dept training budget.

7. Bid Items

- a. Results of bid opening for a 2002 or newer 95-100' Platform or Aerial Platform Ladder Truck held on February 1, 2024. Orange County Emergency Services District 3 - \$135,000.00 and Zimmerman Farm Services, Inc. - \$230,000.00.
- b. Permission for the Deadwood Historic Preservation Office to advertise for bids and set bidding opening for 2:00 p.m. on February 29, 2024 for the retaining wall project at 10 Denver Avenue with results to the City Commission on March 4, 2024.
- c. Permission for the Deadwood Historic Preservation Office to advertise for bids and set bidding opening for 2:00 p.m. on February 29, 2024, for the retaining wall project at 74 Van Buren Avenue with results to the City Commission on March 4, 2024.

8. Public Hearings

- a. Hold public hearing for Convention Center (on-sale) Liquor License (CL-501) and Retail (on-off sale) Malt Beverage & SD Farm Wine License (RB-3536) transfers from Deadwood Gaming BHCI LLC to Deadwood Hospitality BHCI LLC dba Deadwood Comfort Inn at 225 Cliff Street.
- b. Hold public hearing for Retail (on-off sale) Malt Beverage and SD Farm Wine License for Main Street Espresso at 652 Main Street.
- c. Set public hearing on February 20 for Retail (on-off sale) Wine and Cider License and transfer of Retail (on-off sale) Malt Beverage and SD Farm Wine License (RB-29580) from Black Hills Provisions to Deadwood Main, LLC dba The Vault Lounge at 696 Main Street.
- d. Set public hearing on February 20 for Retail (on-off sale) Malt Beverage and SD Farm Wine License for Deadwood Outfitters & Topsy Buffalo Bar at 653 Main Street.
- e. Set public hearing on February 20 for Summer Kick Off Concert: open container in zone 1 and 2 from 5:00 p.m. until 10:00 p.m. on Friday, May 24, and noon to 10:00

p.m. on Saturday, May 25; street closure on Deadwood Street from Main Street to Pioneer Way from 9:00 a.m. on Friday, May 24 to 1:00 a.m. on Sunday, May 26, 2024. and closure of Siever Street (If needed) from 7:00 a.m. to midnight on Saturday, May 25, 2024.

- f. Set public hearing on February 20 for Wednesday Night Concert Series at Outlaw Square: street closure on Deadwood Street from Main Street to Pioneer Way from 6:15 p.m. to 10:00 p.m. on the following Wednesdays: May 29, June 5, June 12, June 19, June 26, July 3, July 10, July 17, July 24, July 31, August 14 and August 28 and open container in zone 1 and 2 from 5:00 p.m. to 10:00 p.m. on the above mentioned Wednesdays with the addition of August 21, 2024.
- g. Set public hearing on February 20 for Wild Bill Days Event: street closure on Main Street, Deadwood to Pine at 4:00 a.m. on Thursday, June 13 through 10:00 p.m. on Saturday, June 15; street closure on Main Street, Wall to Deadwood from 2:15 p.m. on Thursday, June 13 through 2:00 a.m. on Sunday, June 16; open container in zones 1 and 2 Thursday, June 13, Friday, June 15 and Saturday, June 15 from noon to 10:00 p.m. daily, use of public property Friday, June 14 for Midnight Cowboy 5K, waiver of banner and vending fees Thursday, June 13 through Saturday, June 15 for the following non-profits: Deadwood Chamber and Northern Hills Alliance for Children.
- h. Set public hearing on February 20 for Sturgis Motorcycle Parking: parking on Main Street 10:00 a.m. to 2:00 a.m. daily Sunday, July 28 through Monday, August 12; parking in Interpretive Lot 10:00 a.m. to 2:00 a.m. daily Thursday, August 1 through Sunday, August 11, 2024.
- i. Set public hearing on February 20 for Kool Deadwood Nites Event: street closure on Main Street from Wall to Deadwood at 6:00 p.m. to 9:00 p.m. on Tuesday, August 20, street closure on Main Street from Wall to Deadwood at 2:15 p.m. Wednesday, August 21 to 3:00 a.m. Sunday, August 25; street closure on Siever Street on Thursday, August 22 from 5:00 p.m. to 10:00 p.m.; street closure on Main Street from Deadwood to Pine street on Thursday, August 22 from 4:00 p.m. to 10:00 p.m.; street closure on Main Street from Deadwood to Pine Street on Friday, August 23 and Saturday, August 24 from 4:00 p.m. to 10:00 p.m. daily; street closure on Main Street from Lower Main Street at Pioneer Way to Pine Street from 8:00 a.m. to 3:00 p.m. for parade and Show and Shine on Sunday, August 25; open container in Zones 1 and 2 on Wednesday, August 21 from 5:00 p.m. to 10:00 p.m. and Thursday, August 22, Friday, August 23, Saturday, August 24 and Sunday, August 25 from noon to 10:00 p.m. daily; waiver of banner fees Sunday, August 18 through Sunday, August 25; waiver of vending fees for the following non-profits: Deadwood Chamber and American Legion Tuesday, August 20 through Sunday, August 25; waiver of vending fees for Napa (or alternative sponsor) at Welcome Center Lot Thursday, August 22 through Saturday, August 25; use of Interpretive Lot at 2:00 a.m. on Thursday, August 22 through 2:00 p.m. on Sunday, August 25; use of Interpretive Lot (7 parking spaces near Deadwood Street) Sunday, August 18 through Sunday, August 25 for tent and merchandise; use of Welcome Center Lot at 6:00 a.m. on Tuesday, August 20 through 10:00 p.m. on Saturday, August 24; use of Event Complex, Friday, August 23 through Sunday August 25; and Main

Street parking from Wild Bill Bar to Nugget Saloon and in front of Mineral Palace on Thursday, August 22 to Saturday, August 24, 2024 from 10:00 a.m. to 10:00 p.m. daily.

9. **Old Business**

10. **New Business**

- a. First Reading Ordinance #1393 Amending Chapter 10.12.047 Parking Meter Rate regarding language under subsection C(3).
- b. First Reading Ordinance #1394 Budget Supplement 1 for 2024
- c. Resolution 2024-05 Authorizing submittal of Drinking Water Facilities Funding Application for City of Deadwood.
- d. Permission to allow Mayor to sign software maintenance renewal with ESRI in an amount of \$19,180.00. (To be split between the departments using software.)
- e. Permission to accept and sign renewed proposal from Rasmussen Mechanical Services to provide annual preventative maintenance on HVAC systems, including filters, for all city buildings in 2024 at a cost not to exceed \$79,524.00 (To be paid from Public Buildings professional services.)
- f. Permission to accept low quote from Hurco Technologies, Inc. in the amount of \$53,285.00 for the purchase of 2024 Hurco VAC300G-FI Valve Exerciser truck. (To be paid by Water Dept. Equipment budget.)
- g. Permission to purchase Verkada cameras for the Deadwood Public Library from Technology Inc. for a cost not to exceed \$10,581.33, including installation and 10 year warranty. (To be paid from HP Capital Assets.)
- h. Permission to purchase a 30' stainless steel radiant heater with installation from Rasmussen Mechanical at a price not to exceed \$11,657.00. (To be paid by Public Buildings Improvements budget.)
- i. Permission for Mayor to sign three-year agreement with Prairie Hills Transit in the amount of \$3,500.00 per year for Para-Transit services for City of Deadwood residents. (To be paid by P & T Professional Services.)
- j. Accept Construction Change Order #3 in the amount of \$34,412.50 for the Whitewood Creek Restoration (FEMA) project bringing new contract total to \$7,650,613.17.
- k. Permission to allow Mayor to sign agreement with Donald Toms, Independent Contractor, for the 2024 City of Deadwood Ledger Indexing Project at a cost not to exceed \$8,000.00 to be paid from HP Archives line item.
- l. Permission to allow Mayor to sign agreement with Jaci Pearson, Independent Contractor, for the 2024 City of Deadwood Oral History Project at a cost not to exceed \$6,750.00 to be paid from HP Archives line item.
- m. Permission to contract with Renee Boen for professional services related to archaeological collections at a cost not to exceed \$5,000.00 to be paid from HP Archaeology line item.

- n. Act as the Board of Adjustments and approve/deny formal request to surrender and remove Conditional Use Permit for the development of condominiums in the C – Commercial District at 51, 53, 55 Sherman Street previously approved by the Deadwood Planning and Zoning Commission on Wednesday, September 21, 2022 and the Deadwood Board of Adjustment on October 3, 2022.

11. **Informational Items and Items from Citizens**

12. **Executive Session**

- a. Executive Session for Personnel Matters per SDCL1-25-2 (1) w/ possible action
Executive Session for Legal Matters per SDCL1-25-2 (3) w/ possible action

13. **Adjournment**

This will be a public Meeting conducted through Zoom. To participate, join Zoom Meeting

URL: <https://us02web.zoom.us/j/6055782082?pwd=Z1QrRXhXaXp4eStPSjg2YjVTNUtZQT09>

Meeting ID: 605 578 2082

Password: 1876

One tap mobile: 669-900-9128

Please be considerate of others and if you no longer have business activities during the meeting, do not feel obligated to remain.