



# City Commission Regular Meeting Agenda

Monday, May 03, 2021 at 5:00 PM

City Hall, 102 Sherman Street, Deadwood, SD 57732

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## **Masks are required to be worn while in City Hall. No exceptions!**

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**

- a. Swear In and taking Oath of Office  
Commissioners - Sharon Martinisko and Gary Todd  
City Attorney - Quentin Riggins

### **2. Roll Call**

- a. Commission Departmental Appointments  
David Ruth Jr. – Finance Commissioner and Chamber of Commerce Representative.  
Sharon Martinisko – Public Works, Parks & Recreation, Safety Commissioner and Council of Local Governments Representative  
Gary Todd – Commission President and Police and Fire Commissioner  
Charlie Struble – Planning and Zoning, Historic Preservation Commissioner, Event Committee Member and Deadwood History Inc. Board Member  
Michael Johnson - Library Representative, Public Buildings and Trolley Commissioner

### **3. Approve Minutes**

- a. Approval of April 19, 2021 City Commission minutes

### **4. Approve Bills**

- a. Approval of Bill List for May 3, 2021

### **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. Resolution 2021-10 In Support of Application to Occupy SD Department of Transportation Highway Right of Way for Days of '76 Parade July 30 and 31, 2021

- b. Permission to pay Sacrison Paving \$3,500.00 for asphalt repairs as a result of water main break on 2/28/21 on Cliff Street. To be paid from Public Works Water Division Professional Services.
- c. Permission to pay G&H Distributing in the amount of \$19,300.00 for down payment on mezzanine structure approved on April 19th commission meeting. (To be paid from HP capital assets budget.)
- d. Acknowledge deed transfer of School Lot 8 from City of Deadwood to Deadwood Historic Preservation Commission.
- e. Appoint Historic Preservation Commissioner Trevor Santochi and Planning & Zoning Commissioner John Martinisko as members of the City of Deadwood's Capital Improvement Committee.
- f. Permission to pay Municode in the amount of \$5,850.00 for annual hosting and 2nd (and final) installment payment for new website. (To be paid from IT budget line item.)
- g. Permission to purchase 5,500 gallons of fuel from Southside Oil, at a price of \$2.47 per gallon.
- h. Permission to hire Tom Riley as a Community Service Officer at \$18.83 per hour effective May 5, 2021 pending pre-employment screening.
- i. Permission to hire Tyler Williams for Parks seasonal position at a rate of pay of \$12.88 per hour effective June 1, 2021 pending pre-employment screening.
- j. Accept letter of retirement from Officer Kip Mau effective June 12, 21. Permission to advertise for police officer position in-house for 5 days and then in official newspaper, if needed.
- k. Request free parking at all meter areas except the Broadway Parking Garage for registered cars from noon Wednesday, August 25 through 2:00 p.m. Sunday, August 29, 2021 for Kool Deadwood Nites.
- l. Permission for Mayor to sign Oakridge Cemetery Certificate of Purchase and Warranty Deed for Penny Paddock.
- m. Allow use of public property at the Event Complex April 5 through July 18, 2021 for Lead Deadwood Youth Baseball.
- n. Allow use of public property at Sherman Street Parking Lot Sunday, July 4, 2021 from 7:00 a.m. to 11:00 a.m. for Firecracker 5K.
- o. Allow use of public property at northern end of Welcome Center parking lot from 4:00 p.m. to 8:00 p.m. on Wednesday, July 21, 2021 for National Impala Event.
- p. Allow use of public property at the Event Complex on Thursday, September 23 through Saturday, September 25, 2021 for Black Hills Jeep Jamboree.
- q. Permission to waive banner fees and allow free parking for participants in Interpretive Lot 6:00 a.m. to 3:00 p.m. on Saturday, October 16, 2021 for Polar Plunge Event.

- r. Permission to engage Quik Signs to fabricate and install utility wraps at a cost not to exceed \$2,535.53 to be paid from the HP Public Education line item.
- s. Permission for the Mayor to sign loan agreements with Hot Springs Public Library for the display of Theodore Roosevelt/Seth Bullock exhibit and Watertown Public Library for the Baseball of the Mining Camps exhibit.
- t. Renew grant software subscription with Foundant Technologies for 2021-2022 in the amount of \$10,000.00. Permission to pay first of two installment payments of \$5,000.00. (To be paid from Historic Preservation Revolving Loan Fund Professional Services budget.)
- u. Permission to pay Eagle Enterprises, LLC in the amount \$7,785.00 for lighting enhancements in the Days of 76 Rodeo Grounds as part of the previously approved \$65,000.00 improvement budget.
- v. Resolution 2021-12 Interfund Cash Transfers, as budgeted, for 2021

## 7. **Bid Items**

- a. Results and staff recommendation of 40 Jefferson Retaining Wall project opened on April 29, 2021 at 2:00 p.m. Bid tab in packet.
- b. Results and staff recommendation of City Retaining Wall on Denver Street opened on April 29, 2021 at 2:00 p.m. Bid tab in packet.
- c. Set City slot machine auction date at 10:00 a.m. on June 16, 2021 for lease of forty (40) city slot machines, to be auctioned in eight blocks of five.

## 8. **Public Hearings**

- a. Hold public hearing for PBR Events: open container from noon to 10:00 p.m. on Friday, June 11 and Saturday, June 12, 2021 at Event Complex. (continued from April 19, 2021)
- b. Hold public hearing for Kool Deadwood Nites events: Street closures: Main Street from Wall to Deadwood 2:15 p.m. Wednesday, August 25 through 2:00 a.m. Sunday, August 29. Main Street from Deadwood to Pine 3:00 p.m. to 10:00 p.m. Thursday, August 26, Friday, August 27 and Saturday, August 28. Main Street from Wall to Pine 10:00 a.m. to 3:00 p.m. Sunday, August 29. Main Street from Lower Main at Pioneer Way to Pine 9:00 a.m. to 10:00 a.m. Sunday, August 29 for parade. Siever street 5:00 p.m. to 10:00 p.m. Thursday, August 26.; Open container: Zones 1 and 2 5:00 p.m. to 10:00 p.m. Wednesday, August 25, noon to 10:00 p.m. Thursday, August 26 through Sunday, August 29.; Waiver of banner fees: Wednesday, August 25 through Sunday August 29 for Event Sponsors, Chamber, and Kool Deadwood Nites directional banners; waiver of vending fees for the following non-profits, Deadwood Chamber and American Legion Thursday. August 26 to Sunday. August 29, waiver of vending fees, Thursday. August 26 through Saturday, August 28 for Napa Auto Parts at Lower Main lot; use of Interpretive lot 2:00 a.m. Thursday, August 26 through 2:00 p.m. Sunday, August 29, use of Lower Main Lot 8:00 a.m. Thursday, August 26 through 10:00 p.m. Saturday, August 28, use of Event Complex 7:00 a.m. through 2:00 p.m. Friday August 27, 5:00 a.m. through 2:00 p.m. Saturday. August 28 and 5:00 a.m. to 10:00 a.m. Sunday August

29 for parade line up. Main street Parking from Wild Bill Bar to Nugget Saloon and Celebrity to Mineral Palace 10:00 a.m. to 10:00 p.m. Thursday, August 27 through Saturday, August 29.

- c. Hold public hearing for Days of '76 Events: waiver of user fees Wednesday, July 21 through Wednesday, August 4, open container Saturday, July 24 through Saturday, July 31 from 7:00 a.m. to 2:00 a.m., special liquor license for Days of '76 Committee Tuesday July 27 through Saturday, July 31 from 2:00 p.m. to 10:00 p.m. at event complex, and street closure on Main Street for parades, Friday, July 30 and Saturday, July 31, 2021.
- d. Hold public hearing for Steer Roping Event: waiver of user fees Friday, August 20 through Tuesday, August 24, open container 10:00 a.m. to 2:00 a.m. Friday, August 20 through Monday, August 23, and special liquor license to Days of '76 Committee from Saturday, August 21 through Monday, August 23, 2021 from 10:00 a.m. to 6:00 p.m. at Event Complex.
- e. Hold public hearing for the closure of Siever Street during the concert events for the Deadwood Live Series at Outlaw Square. Dates are: Saturday, May 29, Sunday, May 30, Sunday, June 13, Friday, July 2, Saturday, July 3, Sunday, July 11, Sunday, July 25, Sunday, August 1, and Saturday, September 4, 2021.
- f. Hold public hearing for street closure on Gold Street between Main Street and Broadway Alley, Monday, May 17 to Monday, September 20, 2021. Broadway Alley will be one way from Wall Street to Shine Street.
- g. Set public hearing on May 17 for Moonshine Festival Events: street closure on Deadwood Street from Main Street to Pioneer Way from noon Friday, June 25 through 11:00 p.m. Saturday, June 26; open container in zone 3 - Outlaw Square including Deadwood Street from 1:00 p.m. to 10:00 p.m. Friday, June 25 and noon to 10:00 p.m. Saturday, June 26, 2021.
- h. Set public hearing on May 17 for July 4th Parade: street closure: Main Street from Lower Main at Pioneer Way to Pine from 4:15 p.m. till parade ends Sunday, July 4, 2021; sidewalk sales from 10:00 a.m. to 4:00 p.m. Saturday, July 3 and Sunday, July 4, 2021.
- i. Set public hearing on May 17 for Deadwood Live Event: street closure on Deadwood Street from Main Street to Pioneer Way from 8:00 a.m. to 11:00 p.m., open container in Zone 3 - Outlaw Square including Deadwood Street from 6:00 p.m. to 10:00 p.m. Sunday, July 11, 2021.
- j. Set public hearing on May 17 for What Women Want Event: street closure, Deadwood Street from Main Street to Pioneer Way from noon Friday, July 16, to 9:00 p.m. Saturday, July 17; open container in Zone 3 Outlaw Square including Deadwood Street from 3:00 p.m. to 8:00 p.m. Friday, July 16 and 11:00 a.m. to 7:00 p.m. on Saturday, July 17, 2021.
- k. Set public hearing on May 17 for Family concert event: street closure, Deadwood Street from Main Street to Pioneer Way noon to 11:00 p.m. Friday, July 23, 2021.
- l. Set public hearing on May 17 for Deadwood Live Event: street closure, Deadwood Street from Main Street to Pioneer Way from 8:00 a.m. to 11:00 p.m. and open

container in Zone 3 Outlaw Square including Deadwood Street from 5:00 p.m. to 10:00 p.m. on Sunday, July 25, 2021.

- m. Set public hearing on May 17 for Mustang Rally Event: street closure, Main Street from Wall to Deadwood Street, and parking on Main Street from Wild Bill Bar to Nugget Saloon, northwest side only 10:00 a.m. to 2:00 p.m. on Thursday, September 2, 2021.
- n. Set public hearing on May 17 for Deadwood Jam Event: street closure, Deadwood Street from 8:00 a.m. Friday, September 17 through midnight Saturday, September 18; open container in zones 1 and 2 Friday September 17 from 5:00 p.m. to 10:00 p.m., Saturday, September 18 from noon to 10:00 p.m., waiver of banner fees for event and sponsor banners Friday, September 17 and Saturday, September 18, 2021.

9. **Old Business**

10. **New Business**

- a. Acknowledge and recognize Historic Preservation Commission's acceptance of voluntary conservation easement of Tract B, McGovern Hill addition from ZCN, LLC (aka Deadwood Mountain Grand.)
- b. Permission to expend up to \$12,500.00 with Lights & Siren to equip new police vehicle. (2021 Police budgeted item.)
- c. Permission to purchase and pay Rapid Spa for a new sauna (to be placed on pool deck) for the Recreation Center in the amount of \$5,999.00. (To be paid from Rec center improvement 2021 budget.)
- d. Permission to approve change order #4 for Lower Main Improvement Project PCN X04P - deduction from contract in the amount of \$56,099.43
- e. Permission to enter into contract with Black Hills Asphalt to perform asphalt maintenance on Miller Street Parking lot in the amount of \$9,951.04. Two quotes were received with the second being from L and N Asphalt and Striping in the amount of \$14,808.48. Contract shall not include any painting of the parking enforcement lines. (To be paid from P & T Improvement budget.)
- f. Permission to enter into contract with Black Hills Asphalt for asphalt maintenance on the History and Information Center Parking Lot in the amount of \$7,797.46. Two quotes were obtained with the second from L and N Asphalt and Striping in the amount of \$10,155.29. Contract shall not include parking enforcement painting or striping. (To be paid from from P & T Improvement budget.)
- g. Permission to purchase five (5) outdoor interpretive panels from Pannier Graphics at a cost not to exceed \$3,600.00 from the 2021 HP Archives budgeted line item.
- h. Permission to enter into contract with Ferber Engineering for Phase II of the City Archives Online Search Engine in the amount not to exceed \$8,500.00 as budgeted in the 2021 HP Archives budget.

- i. First Reading of Ordinance #1324 Amending Chapter 9.12.040 Conduct prohibited in public.

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

- a. Raffle permit received from Black Hills Shootist Assoc. LTD. Drawing will be held September 11, 2021. No actions approves.
- b. Tri-City Spring Clean Up with be held Monday, May 17th thru Saturday May 22nd.

**12. Executive Session**

- a. Executive Session for Personnel Matters per SDCL 1-25-2 (1) with possible action.  
Executive Session for Legal Matters per SDCL 1-25-2(3) with 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 practice the CDC's social distancing recommendations.  
Please be considerate of others and if you no longer have business activities during the meeting, do not feel obligated to remain.*