



City Commission Regular Meeting Agenda

Tuesday, January 03, 2023 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**

a. 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

3. **Approve Minutes**

a. Approval of December 20, 2022 City Commission minutes

4. **Approve Bills**

a. Approval of Bill List for January 3, 2023

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. Set Election Day; April 11, 2023

b. Permission for Mayor to appoint Ken Owens to the vacant Planning and Zoning Commission position effective January 4th, 2023. Term expires December 31, 2025.

- c. Resolution 2023-01 to Establish Wages for 2023
- d. Resolution 2023-02 Designating Special Events Recognized by the City of Deadwood for purposes of Ordinances Section 15.32.100 and 15.32.140 for 2023
- e. Resolution 2023-03 Extending Workers Compensation to Specific Individuals
- 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.

7. **Bid Items**

8. **Public Hearings**

- a. Hold public hearing for 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.
- b. Set public hearing on January 17 for Retail (on-off sale) Malt Beverage License for West River Whiskey Company LLC at 644 Main Street
- c. 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.
- d. 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.

- e. Set public hearing on January 17 for Forks Corks Kegs Event: open container in zones 1 and 2 on Friday, April 14 from 5:00 p.m. to 10:00 p.m. and Saturday, April 15, 2022 from 11:00 a.m. to 10:00 p.m.
- f. Set public hearing on January 17 for Legends Ride and Motorcycle Parking: parking on Main Street 10:00 a.m. to 2:00 a.m. daily Sunday, July 30 through Sunday, August 13; parking in Interpretive Lot 10:00 a.m. to 2:00 a.m. daily Thursday, August 3 through Sunday, August 13; use of Welcome Center 8:00 a.m. to 9:00 p.m. daily Thursday, August 3 through Saturday, August 12; street closure on Main Street from Pine to Deadwood from 8:00 a.m. to 3:30 p.m., and waiver of banner fees on Monday, August 7, 2023.

9. Old Business

10. New Business

- a. Second Reading of Ordinance #1363 An Ordinance Amending Title 17 - Zoning
- b. 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.
- c. Act as Board of Adjustment and consider 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.)
- d. Act as Board of Adjustment and consider final plat - 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.)
- e. Act as Board of Adjustment and consider final plat corrective 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.)

- f. Permission 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).
- g. Permission 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.)

11. 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.

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 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.*