



City Commission Regular Meeting Agenda

Monday, May 20, 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 May 6, 2024 City Commission minutes

4. **Approve Bills**

- a. Approval of Bill List for May 20, 2024 and additional bills

5. **Items from Citizens on Agenda**

- a. Update on the Lead-Deadwood Youth Group Task Force - Commissioner Martinisko
- b. Years of Service Employee Recognition for 2024
Kasey Campbell- 10 years (Jan. 6, 2014)
Sally Sprigler- 5 years (Jan. 2, 2019)
Randy Adler- 5 years (May 6, 2019)

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. Permission to accept resignation of Police Officer Andrew Nelson effective May 10, 2024.
- b. Permission to advertise in-house for 5 days and then in official newspaper for one full-time police officer position. (\$26.79 per hour for Certified and \$24.22 for Non-Certified)
- c. Permission to hire Landen Mattson for seasonal Parks position at \$16.00 per hour effective May 28, 2024 pending pre-employment screening.
- d. Permission to hire Gage Mau as full-time (non-certified) police officer at \$24.22 per hour effective May 26, 2024 pending pre-employment screening.

- e. Permission for Finance Officer to complete Project Work Experience Agreement with SDDRS and allow program to fund JT Gifford as a summer intern at the Deadwood Fire Department.
- f. Renew 2024-2025 Malt Beverage Licenses to PonyHills LLC, The Venue at Deadwood at 250 US Hwy 14A pending payment of property tax.
- g. Permission to renew Form E to Deadwood Growhouse dba Trails Head Cannabis Co for medical cannabis dispensary license at 32 Charles Street.
- h. Permission for Mayor to sign Temporary Construction and Permanent Easement with Jobman Living Trust for work associated with the FEMA Whitewood Creek Restoration project.
- i. Permission for Mayor to sign 60 month Order for Services with SDN Communications for internet fiber services for the following City owned buildings: City Hall, Recreation & Aquatic Center, Library, Fire Hall, Trolley Barn and Street shop.
- j. Permission to correct date of termination of lease for on-street parking with Iron Horse Inn to be take effect May 31, 2024.
- k. Acknowledge the de-accession of four track index books from the City of Deadwood Archives to the Meade County Register of Deeds. (Approved by HPC 05-08-2024)
- l. Permission to purchase of two (2) HP Pro Books laptops for HP Coordinator and Zoning Coordinator from Golden West in the amount of \$3,738.00. (Budgeted in HP and P&Z Equipment line item)
- m. Permission to pay Axon Enterprise for 6 in-car cameras and 17 body worn cameras in an amount of \$35,74.91. (To be paid by Police Equipment line item.)
- n. Proclamation declaring May 13th through May 18th as Law Enforcement Torch Run for Special Olympics South Dakota week in the City of Deadwood.
- o. Permission to waive fee and allow MSI Promotions Committee and Saloon #10 to sell and host wine tasting at Gordon Park during the Farmers Market on Fridays between 3:00 p.m. to 7:00 p.m. from June 21 through September 20, 2024. All proceeds go to charity. No public hearing necessary since on public property.
- p. Permission for Mayor to sign Recreational Non-Motorized Easement Agreement with TNF Properties, LLP (Natasha Fuller) for creek access across from Twin City Hardware.
- q. Permission to purchase conduit for Timm Lane Bridge from Border States in amount not to exceed \$3,390.52. (To be paid by Streets Improvements with possible reimbursement from State grant funding.)
- r. Resolution No. 2024-14 Declare Surplus of Property
- s. Permission to allow Charles Fetter and Mike Klamm to travel in city vehicle on June 13-15, 2024 to Watertown for SD Fire School. Expenditures not to exceed \$620.00 and paid by Fire Dept travel line item.

7. **Bid Items**

- a. Results for bid opening May 14, 2024 at 2:00 p.m. for Welcome Center Trail (aka Boardwalk.) Ainsworth Benning - \$794,604.00; Complete Concrete - \$751,857.00; RCI Construction - \$698,500.00; RCS Construction - \$920,000.00; Seco Construction - \$1,140,000.00.

8. **Public Hearings**

- a. Hold public hearing for Bev's Poker Run: Main Street Parking from Wall to Lee Street (southwest side only) from 5:00 p.m. to 10:00 p.m. on Sunday, June 23, 2024.
- b. Set public hearing on June 3 for Retail (on-off sale) Wine and Cider License for Deadwood Outfitters & Tippy Buffalo Bar at 653 Main Street.
- c. Set public hearing on June 3, 2024 for street closure on Gold Street between Main Street and Broadway Alley, from June 4 to October 12, 2024. Broadway Alley will be one way from Wall Street to Shine Street.

9. **Old Business**

10. **New Business**

- a. Act as Board of Adjustment and approve/deny Conditional Use Permit Application for Vacation Home Establishment – 140 Timm Lane – Glen Morovits legally described as Lot 6 of the Arnio Subdivision of M.S. 107, according to the S.C. Berry Plat recorded in Plat Book 2 Page 88D, City of Deadwood, Lawrence County, South Dakota. (Approved with conditions by Planning and Zoning Commission on May 1, 2024).
- b. Act as Board of Adjustment and approve/deny Conditional Use Permit Application for Vacation Home Establishment – 29 Lee Street – Budi Kusser legally described as Lot B in Block 18 of the City of Deadwood, Lawrence County, South Dakota, also known as 29 Lee Street, according to P.L. Rogers Map. (Approved with conditions by Planning and Zoning Commission on May 1, 2024).
- c. Act as Board of Adjustment and approve/deny Conditional Use Permit Application for Specialty Resort – 21 Lincoln Ave – Aaron Sternhagen legally described as Lots 1, 2, 3, and adjoining vacated alley and the southeasterly 10 feet of Lots 12, 13 and 14, In Block 42, according to P.L. Rogers Map of the City of Deadwood, Lawrence County, South Dakota. (Approved with conditions by Planning and Zoning Commission on May 1, 2024).
- d. Act as Board of Adjustments and approve/deny Conditional Use Permit Application for Bed and Breakfast Establishment – 25 Lincoln Ave – Aaron Sternhagen legally described as Lots 12, 13 and 14, Block 42 in the City of Deadwood, Lawrence County, South Dakota, except the southeasterly 10 feet of Lots 12, 13 and 14 and one-half of the vacated alley, Block 42, previously conveyed to Dennis L. McKay and Linda M. McKay. Also so that portion of Lots E, F, AND G, Block 35 of Probate Lot 226 and sometimes referred to as Child's Addition to the City of Deadwood, Quit Claimed by Francis Caneva to Lawrence C. McKay, all according to the P.L. Rogers Map of the City of Deadwood, Lawrence County, South Dakota. (Approved with conditions by Planning & Zoning Commission on May 1, 2024).

- e. Act as the Board of Adjustment and accept the Planning and Zoning Commission annual C.U.P. review conducted on May 15, 2026 for 29 Van Buren - Victorian on Van Buren - Bed and Breakfast establishment; 768 Main Street - The Jordans - Bed and Breakfast Establishment with conditions as presented.
- f. Second Reading of Ordinance #1397 to Amend Chapter 17.53 - Transient Commercial Use of Property.
- g. Second Reading Ordinance # 1398 Budget Supplement 3 for 2024
- h. First Reading of Ordinance #1398 Amending Chapter 5.04 Alcohol Beverages
- i. Permission to purchase and install 8 Verkada cameras from Technologies, Inc for Recreation Center at a cost not to exceed \$12,619.85. (To be paid by Rec Center Improvements (\$4,000.00) and Public Buildings Improvements (\$8,619.95) budgets.)
- j. Review 2023 unaudited Annual Report for the City of Deadwood
- k. Permission to hire Tree Wise Men for cleanup of Whitewood Creek from Walnut Street to Cemetery Street in an amount not to exceed \$18,500.00 (To be paid by Whitewood Creek cleanup line item.)
- l. Permission for Fire Department to purchase new skid unit for Brush 6 truck from Heiman Fire in an amount not to exceed \$19,000.00. (To be paid by Fire equipment line item with offset of \$7,000.00 from Wildland Fire Grant.)
- m. Permission to pay Huntington Bank for two trolley annual leases: trolley 4 - \$39,227.97 and trolley 5 - \$33,681.45.

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

*If you no longer have business activities during the meeting,
do not feel obligated to remain.*