



# City Commission Regular Meeting Agenda

Monday, June 21, 2021 at 5:00 PM

City Hall, 102 Sherman Street, Deadwood, SD 57732

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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 June 7, 2021 City Commission minutes

4. **Approve Bills**

[a.](#) Approval of Bill List for June 21, 2021

5. **Items from Citizens on Agenda**

a. David Herdt - City Noise Ordinance

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. Correct starting date for Patrol Officer Branden Hester from June 16, 2021 to June 23, 2021.

[b.](#) Permission to pay \$5,860.00 to Norton Mobile Welding, LLC for the manufacturing and installation of new arena gates as part of the budgeted and approved \$65,000.00 enhancement project to be paid by HP Capital Assets line item.

c. Permission to purchase 5500 gallons of fuel at \$2.69 per gallon from Southside Oil.

[d.](#) Permission for Mayor sign a Permanent Easement for drop inlet, Partial Release of Easement to eliminate vehicular traffic crossing the property line per plat, Partial Release of Easement to eliminate vehicular traffic crossing property line from the additional easement granted in 2014 and Temporary Construction Easement. All for the Construction of the City Hall Parking Lot.

[e.](#) Make 2021 budgeted allocation to SD Humanities Council (Festival of Books) in the amount of \$10,000 from Bed and Booze Fund.

- f. Make 2021 budgeted allocation to Boys & Girls Club of the Black Hills in the amount of \$3500 from Bed and Booze Fund.
- g. Make 2021 budgeted allocation to Teen Court in the amount of \$8,500. (\$4,500 from Bed and Booze Fund and \$4,000 from Police Fund.)
- h. Permission to purchase and pay Rasmussen Mechanical for HVAC circulation pump at Adams Museum in the amount of \$5,273.96. (To be paid from Public Buildings repair budget.)
- i. Permission to hire and pay Rasmussen for emergency HVAC repairs to include compressor and condenser replacement at Adams house, amount not to exceed \$4,000.00. (To be paid from Public Buildings repairs budget.)
- j. Accept letter from The Lodge requesting three year extension on city slot machine lease (10 devices) as allowed by contract. Letter received in Finance Office May 5, 2021.

7. **Bid Items**

- a. Results of City slot machine auction held on June 16, 2021 at 2:00 p.m. for lease of forty (40) city slot machines, eight blocks of five. Enter into three year lease (with one option to renew, per contract) with the following entities: Cadillac Jack's - 15 devices - \$130,000.00 annually; Silverado Franklin - 10 devices - \$92,500.00 annually; Tin Lizzie - 15 devices \$117,500.00.
- b. Results of bid opening for the Crows Nest Project at the Event Complex held on June 17, 2021 at 2:00 p.m. along with staff recommendation. (Bid Tab attached to packet)
- c. Results of bid opening for the Retaining Wall Project for 49 Centennial held on June 17, 2021 at 2:00 p.m. along with staff recommendation. (Bid Tab attached to packet)

8. **Public Hearings**

- a. Hold public hearing for Retail (on-off sale) Malt Beverage and Retail (on-sale) Wine Licenses for Deadwood DDG, LLC dba Deadwood KOA at 11484 US HWY 14A.
- b. Hold public hearing for Road Grub Thrown Down. Special liquor license for Deadwood Chamber, Friday, August 6 through Tuesday, August 10, 2021 from 9:00 a.m. to 9:00 p.m.
- c. Hold public hearing for Outlaw Square Harley Davidson event: open container in Zone 4, Outlaw Square only; Saturday, August 7 through Saturday, August 14, 2021 from 12 p.m. to 9 p.m..
- d. Hold public hearing to allow for sidewalk sales on Tuesday's in conjunction with the outlaw Square Farmer's Market from 3:00 p.m. to 7:00 p.m. beginning June 29 through October 26, 2021.

9. **Old Business**

10. **New Business**

- a. Act as Board of Adjustment and Approve/Deny the variance request of a reduced setback of 10' at 19 Centennial Avenue for Robb and Wendy Nelson. Variance was approved by the Planning and Zoning Commission on June 16, 2021.
- b. Memorandum of Understanding with TRD LLC for Preacher Smith Property AKA "The Ridge" development in regards to proposed Annual Appropriation Tax Increment Financing.
- c. Permission to approve and sign Pay applications #11 in the amount of \$41,571.72, Pay application #12 in the amount of \$126,090.54 and Certificate of Completion for the Lower Main Street Utility Improvement Project. One year warranty on the project begins 6/2/2021.
- d. Approve Resolution 2021-16 to Surplus City Owned Real Estate, Lot B of Probate Lot 227 - Parcel of land and associated structure surplus located at 227 Williams Street (Parcel ID 30050-00227-000-00)
- e. Allow Mayor to sign Quit Claim Deed to Deadwood-Lead Economic Development and Certificate of Real Estate Value.
- f. Permission to pay CapFirst Equipment finance in the amount of \$36,882.10 for annual lease payments for two CAT 938M loaders. (To be paid from Streets Equipment budget.)

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

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.*

**REGULAR MEETING, JUNE 7, 2021**

The Regular Session of the Deadwood City Commission convened on Monday, June 7, 2021 at 5:00 p.m. in the Deadwood City Commission Chambers, 102 Sherman Street, Deadwood, South Dakota. Mayor David Ruth Jr. called the meeting to order with the following members present: Department Heads, City Attorney Quentin L. Riggins, and Commissioners Michael Johnson, Sharon Martinisko, Charlie Struble and Gary Todd. All motions passed unanimously unless otherwise stated.

**APPROVAL OF MINUTES**

Struble moved, Todd seconded to approve the minutes of May 17, 2021. Roll Call: Aye-All. Motion carried.

**APPROVAL OF DISBURSEMENTS**

Struble moved, Todd seconded to approve the June 7, 2021 disbursements. Roll Call: Aye-All. Motion carried.

|                            |                     |            |
|----------------------------|---------------------|------------|
| 10-8 VIDEO                 | SUPPLIES            | 2,304.95   |
| A & B BUSINESS SOLUTIONS   | CONTRACT            | 533.49     |
| A & B WELDING              | SUPPLIES            | 199.14     |
| ACE HARDWARE               | SUPPLIES            | 393.72     |
| ACE INDUSTRIAL SUPPLY      | SUPPLIES            | 2,346.55   |
| ADAMS                      | SUPPLIES            | 3.66       |
| ALSCO                      | SUPPLIES            | 1,631.73   |
| AMAZON CAPITAL             | SUPPLIES            | 381.35     |
| ANTRIM, JAMES              | PROJECT             | 18,661.51  |
| AT&T MOBILITY              | SERVICE             | 160.16     |
| ATCO INTERNATIONAL         | SUPPLIES            | 281.80     |
| AUCA WESTERN FIRST AID     | SUPPLIES            | 214.76     |
| BALCO UNIFORM              | UNIFORMS            | 196.07     |
| BARCO PRODUCTS             | SUPPLIES            | 1,964.70   |
| BDAID                      | SPONSORSHIP         | 2,460.16   |
| BEE ELECTRONICS            | SUPPLIES            | 79.22      |
| BH ASPHALT                 | SERVICE             | 1,811.22   |
| BH CHEMICAL                | SUPPLIES            | 2,285.04   |
| BH PIONEER                 | RENEWAL             | 20,250.00  |
| BH SECURITY                | SERVICE             | 436.23     |
| BH SPECIAL SERVICES        | CLEANING            | 6,300.00   |
| BOOM CONCRETE              | SUPPLIES            | 270.00     |
| BRANDON INDUSTRIES         | SUPPLIES            | 3,048.00   |
| BUTLER MACHINERY           | SUPPLIES            | 109.99     |
| CAPFIRST EQUIPMENT FINANCE | LOADERS             | 36,882.10  |
| CENTURY BUSINESS PRODUCTS  | SUPPLIES            | 4,328.67   |
| CHAINSAW CENTER            | RENTAL              | 790.37     |
| CITY OF LEAD               | SHELTER             | 2,940.60   |
| CLAUSEN, LARRY             | REIMBURSEMENT       | 20.00      |
| COAST TO COAST SOLUTIONS   | BOOKS               | 100.00     |
| COCA COLA                  | SUPPLIES            | 895.00     |
| CULLIGAN                   | SUPPLIES            | 54.75      |
| CURTIS BLUE LINE           | SUPPLIES            | 387.12     |
| CUTTING EGDE TIMBER        | SUPPLIES            | 140.00     |
| DAKOTA TITLE               | SERVICE             | 120.00     |
| DB MARKETING TEAM          | SUPPLIES            | 105.44     |
| DEADWOOD ALIVE             | MAY                 | 20,000.00  |
| DEADWOOD CHAMBER           | LUNCHEON            | 32.00      |
| DEADWOOD GAMING            | BID #8 CONTRIBUTION | 10,000.00  |
| DEADWOOD GRANITE           | SERVICE             | 900.00     |
| DEADWOOD HISTORY           | SERVICE             | 423.00     |
| DEMCO                      | SUPPLIES            | 820.84     |
| DOG WASTE DEPOT            | SUPPLIES            | 351.69     |
| EPCO ENVIRONMENTAL         | SUPPLIES            | 1,330.91   |
| FASTENAL                   | SUPPLIES            | 54.66      |
| FERBER ENGINEERING         | SERVICE             | 607.50     |
| FIRST INTERSTATE BANK      | TIF #6              | 259,376.47 |
| G&H DISTRIBUTING           | PAYMENT             | 19,300.00  |
| GAGE'S GARDENS             | SUPPLIES            | 1,858.03   |
| GALLS,                     | UNIFORMS            | 421.41     |
| GARDNER CONSTRUCTION       | PROJECT             | 1,500.00   |
| GENPRO ENERGY SOLUTIONS    | PROJECT             | 2,574.00   |
| GLOBAL EQUIPMENT COMPANY   | SUPPLIES            | 572.64     |
| GRAND CANYON UNIVERSITY    | SCHOLARSHIP         | 1,000.00   |
| GRIMM'S PUMP               | SUPPLIES            | 48.96      |
| HAWKINS                    | SUPPLIES            | 1,666.19   |
| HAYES, STEPHEN             | PROJECT             | 17,272.95  |
| HENDERSON, STEVEN          | REIMBURSEMENT       | 198.24     |
| HENKE                      | SUPPLIES            | 8,916.05   |
| HILLYARD                   | SUPPLIES            | 625.34     |
| IDENTISYS                  | SUPPLIES            | 600.00     |
| INGRAM LIBRARY             | BOOKS               | 152.17     |
| IPS GROUP                  | SERVICE             | 1,168.67   |
| JACOBS WELDING             | SERVICE             | 358.17     |
| KIMBALL MIDWEST            | SUPPLIES            | 396.25     |
| KNECHT                     | SUPPLIES            | 8,117.59   |
| KNECHT                     | GRANTS              | 138.16     |
| KONE                       | REPAIR              | 1,098.44   |
| KUBOTA LEASING             | SERVICE             | 125.12     |
| LAWRENCE CO. REGISTER      | SERVICE             | 60.00      |
| LEAD-DEADWOOD SANITARY     | SERVICE             | 55,862.39  |
| LEAD-DEADWOOD SCHOOL       | ELECTION            | 9.62       |
| LIBBY PRODUCTIONS          | BID #8 SPONSORSHIP  | 25,000.00  |

**REGULAR MEETING, JUNE 7, 2021**

|                          |                    |           |
|--------------------------|--------------------|-----------|
| LIBERTY NATIONAL BANK    | TIF #9             | 268.30    |
| LIGHTING MAINTENANCE     | SUPPLIES           | 508.41    |
| LYNN'S                   | SUPPLIES           | 51.71     |
| MCLEODS                  | SUPPLIES           | 1,304.13  |
| MIDWEST ART CONSERVATION | RENEWAL            | 50.00     |
| MIDWEST TAPE             | DVDS               | 84.45     |
| MOHR, TRENT              | REIMBURSEMENT      | 52.13     |
| MDU                      | SERVICE            | 6,447.10  |
| MS MAIL                  | SERVICE            | 306.36    |
| MUTUAL OF OMAHA          | INSURANCE          | 258.37    |
| NORTHWEST PIPE FITTINGS  | SUPPLIES           | 4,090.69  |
| OTIS ELEVATOR            | MAINTENANCE        | 775.80    |
| PERCIFIELD, BOB          | REIMBURSEMENT      | 795.28    |
| PETTY CASH               | LIBRARY            | 48.26     |
| QUINNS LANDSCAPING       | PROJECT            | 74,685.00 |
| RC JOURNAL               | RENEWAL            | 124.39    |
| RASMUSSEN MECHANICAL     | SERVICE            | 24,261.48 |
| ROCHELLE CONSTRUCTION    | PROJECT            | 24,519.44 |
| ROCKINGTREE LANDSCAPES   | SUPPLIES           | 244.00    |
| RUSSELL, JERAMY          | REIMBURSEMENT      | 28.00     |
| S AND C CLEANERS         | CLEANING           | 9,413.00  |
| SACRISON PAVING          | SERVICE            | 3,500.00  |
| SCOTT PETERSON MOTORS    | DURANGO            | 34,675.00 |
| SCOTT PETERSON MOTORS    | SUPPLIES           | 67.20     |
| SD DEPT. OF CORRECTIONS  | FIREWISE           | 3,494.34  |
| SD PUBLIC HEALTH LAB     | TESTING            | 30.00     |
| SD SCHOOL OF MINES       | SCHOLARSHIP        | 1,000.00  |
| SIMON MATERIALS          | SUPPLIES           | 336.42    |
| SOUTHSIDE SERVICE        | SUPPLIES           | 107.00    |
| STRETCH'S                | SUPPLIES           | 529.96    |
| SYMBOLARTS               | BADGES             | 240.00    |
| TALLGRASS LANDSCAPE      | PROJECT            | 1,100.00  |
| TCF EQUIPMENT FINANCE    | TROLLEYS           | 9,400.86  |
| TDG COMMUNICATIONS       | PROJECT            | 135.00    |
| THE LORD'S CUPBOARD      | RECYCLING          | 89.68     |
| TRIPLE K                 | SERVICE            | 451.48    |
| TRUGREEN                 | SERVICE            | 2,094.18  |
| TWIN CITY HARDWARE       | SUPPLIES           | 3,594.60  |
| ULINE                    | SUPPLIES           | 116.19    |
| VAST                     | SERVICE            | 3,423.60  |
| VERIZON                  | SERVICE            | 685.06    |
| VIEHAUSER ENTERPRISES    | SERVICE            | 60.00     |
| WELLMARK                 | INSURANCE          | 57,753.40 |
| WEM                      | BID #8 SPONSORSHIP | 5,000.00  |
| WESTERN STATES FIRE      | INSPECTION         | 995.00    |
| WINTER & COMPANY         | PROJECT            | 14,005.00 |
| ZOGICS                   | SUPPLIES           | 599.80    |

Total \$847,825.03

**ITEMS FROM CITIZENS FROM AGENDA****Transfer**

Mayor Ruth thanked the motorcycle industry and Deadwood Custom Cycles for their donation of a 2007 Harley Davison FLHTPI. Ruth Jr. thanked Jason Mook for coming up with the idea embraced by the motorcycle industry to support the police force and City of Deadwood. Martinisko moved, Johnson seconded to allow finance office to sign necessary title documents for title transfer and licensing.

**CONSENT**

Struble moved, Todd seconded to approve the following consent items. Roll Call: Aye-All. Motion carried.

- A. Re-appoint Beverly Posey and Robin Carmody to the Historic Preservation Commission with the terms expiring May 31, 2024.
- B. Approve Resolution 2021-11 Declare Surplus Duty Weapon

**RESOLUTION NO. 2021-11  
TO DECLARE THE FOLLOWING SURPLUS PROPERTY**

**BE IT RESOLVED** by the Deadwood City Commission that the City of Deadwood approved the following be declared surplus and donated to retiree.

**Sig Sauer P226R Elite Pistol – 47A190710**

Dated this 7th day of June, 2021.

ATTEST:

/s/ Jessica McKeown, Finance Officer

CITY OF DEADWOOD

/s/ David Ruth Jr., Mayor

**REGULAR MEETING, JUNE 7, 2021**

- C. Approve Personnel Policy 6.4.1 Employee Recognition Program
- D. Permission to rescind motion on December 21, 2020 to approve the temporary liquor license on Friday, August 6 through Tuesday, August 10, 2021 for Road Grub Throwdown.
- E. Make 2021 budgeted allocation to Northern Hills Alliance for Children in the amount of \$3500 from Bed and Booze Fund.
- F. Rescind approval of 2021 abatement request for City of Deadwood on parcel 30820-00000-000-00 (School Lot 8) done on May 17th, 2021. (Abatement was actually for a different property but property address wasn't identified.)
- G. Approve 2021 abatement request for City of Deadwood parcel 30820-00000-000-00 School lot 8.
- H. Approve 2021 abatement request for Lawrence County parcel 30820-00000-000-00. Dunbar Tract A. Tatanka, SD.
- I. Deadwood History Inc. request approval to serve complimentary beer and wine for Big Thank You Event at Adams Museum from 5:00 p.m. to 7:00 p.m. Thursday, September 9, 2021
- J. Permission to hire Branden Hester as full-time Patrol Officer at \$22.54 per hour effective June 16th, 2021, pending pre-employment screening.
- K. Permission to purchase two sets of turn-out gear from Heiman Fire Equipment in an amount not to exceed \$7,000.00 plus shipping. (To be paid from Fire Dept Equipment budget.)
- L. Approve HPC recommendation to support the Deadwood Masonic Association in the amount of \$8,000.00 for the Not-for-Profit Grant Request, and allow Mayor to sign agreement.
- M. Approve HPC recommendation to fund Lawrence County \$50,000.00 under their Not-for-Profit Grant Request for the Courthouse Restoration, and allow Mayor to sign agreement.
- N. Permission to pay Rushmore Communications in the amount of \$2,648.80 for previously approved police equipment on new patrol vehicle.
- O. Approve the creation and installation of flag pole and plaza at Deadwood Elementary in recognition of the 50th anniversary of the combining of the Lead-Deadwood High Schools in the amount of \$10,000.00 to be paid from the HP Public Education line item.
- P. Enter into contract with Erica Merchant to restore Henry George Cigar ghost mural on side of Bodega at a cost of \$14,988.47 in exchange for conservation easement from property owner.
- Q. Permission to engage M.S. Mail to print 50,000 of the Deadwood Walking Tour brochures at a cost of \$11,900 from the HP Public Education line item.
- R. Permission to pay Lawrence County in the amount of \$10,030.13 for the second payment of three for the 2020 flight of Pictometry Aerial Imagery to be paid from Historic Preservation GIS line item.
- S. Permission to allow consumption of beer and wine at Gordon Park for Neighborhood Block Club from 4:00 p.m. to 6:00 p.m. on Sunday, July 18, 2021

**BID ITEMS****Set**

Martinisko moved, Johnson seconded to advertise and set bid opening for up to 5 Trolleys on July 29, 2021 with results to City Commission on August, 2, 2021. Roll Call: Aye-All. Motion carried.

**PUBLIC HEARINGS****License**

Public hearing was opened at 5:05 p.m. by Mayor Ruth Jr., no one spoke in favor or against, hearing closed.

Martinisko moved, Johnson seconded to approve Retail (on-off sale) Wine License for First Gold Inc. at 270 Main Street. Roll Call: Aye-All. Motion carried.

**REGULAR MEETING, JUNE 7, 2021**Set

Struble moved, Todd seconded to set public hearing on June 21 for Retail (on-off sale) Malt Beverage and Retail (on-off sale) wine licenses for Deadwood DDG, LLC dba Deadwood KOA at 11484 US Hwy 14A. Roll Call: Aye-All. Motion carried.

Set

Martinisko moved, Johnson seconded to set public hearing on June 21 for Road Grub Thrown Down. Roll Call: Aye-All. Motion carried.

Set

Martinisko moved, Johnson seconded to set public hearing on June 21 for Outlaw Square Harley Davidson event. Roll Call: Aye-All. Motion carried.

Set

Martinisko moved, Struble seconded to set public hearing on June 21 to allow for sidewalk sales on Tuesday's in conjunction with the Outlaw Square Farmer's Market from 3:00 p.m. to 7:00 p.m. beginning June 29 through October 26, 2021. Roll Call: Aye-All. Motion carried.

Set

Commissioner Martinisko removed setting public hearing for City owned property from the agenda.

**NEW BUSINESS**Ordinance

Finance Officer McKeown stated no changes since first reading. Martinisko moved, Struble seconded to approve second reading of Ordinance #1325 Amending Business Improvement District #7. Roll Call: Aye-All. Motion carried.

Ordinance

McKeown stated no changes since first reading. Martinisko moved, Struble seconded to approve second reading of Ordinance #1326 Supplemental Budget #1 for 2021. Roll Call: Aye-All. Motion carried.

Ordinance

McKeown stated no changes since first reading. Todd moved, Martinisko seconded to approve second reading of Ordinance #1327 Temporary Ordinance Issuance of Local Medical Cannabis Establishment Permits and/or Licenses. Roll Call: Aye-All. Motion carried.

Findings of Fact

Zoning Administrator Russell spoke about the conditional use permit with the following conditions: Permit runs with the applicant and not the land, must be owner occupied, proof of stated sales tax, proof that Building Inspector has inspected building, proper paperwork filed for BID taxes, proof of Deadwood business license, lodging license and all parking shall be off street. Johnson moved, Martinisko seconded to act as Board of Adjustment and approve the Findings of Fact for a Conditional Use permit for a Bed & Breakfast at 768 Main Street for Rick and Chris Jordan. Discussion was held concerning state statues and meals served. Approved by Planning and Zoning Commission and Board of Adjustment on May 19, 2021.

Resolution

McKeown spoke about the fees for the Rec Center. Martinisko moved, Struble seconded to approve Resolution 2021-14 Fees for Recreation & Aquatic Center. Roll Call: Aye-All. Motion carried.

**CITY OF DEADWOOD  
RESOLUTION 2021-14  
A RESOLUTION SETTING FORTH A SCHEDULE OF RATES FOR USE BY THE  
CITY OF DEADWOOD**

WHEREAS, City Ordinances require certain use fees, charges for services and other designations to be established by resolution;

**REGULAR MEETING, JUNE 7, 2021**

NOW THEREFORE BE IT RESOLVED THAT the City of Deadwood hereby establishes the following fees and other designations effective July 1, 2021:

**RECREATION & AQUATIC CENTER**

| Membership Rates:*   | Daily   | Monthly | Quarterly | Six month | Annual   |
|----------------------|---------|---------|-----------|-----------|----------|
| Family Pass          | \$14.00 | \$30.00 | \$82.00   | \$150.00  | \$270.00 |
| Single Adult (19-54) | \$8.00  | \$23.00 | \$55.00   | \$85.00   | \$147.00 |
| Child (0-12)         | \$4.00  | \$12.00 | \$30.00   | \$50.00   | \$88.00  |
| Senior (55+)         | \$4.00  | \$12.00 | \$30.00   | \$50.00   | \$95.00  |
| Corporate Family     | n/a     | \$25.00 | \$70.00   | \$140.00  | \$260.00 |
| Corporate Single     | n/a     | \$17.00 | \$44.00   | \$70.00   | \$123.00 |

Dated this 7th day of June, 2021

ATTEST:

/s/ Jessica McKeown, Finance Officer

CITY OF DEADWOOD

/s/ David Ruth Jr., Mayor

**Resolution 2021-15**

McKeown spoke about the repeal. Struble moved, Todd seconded to approve Resolution 2021-15 to repeal Resolution 2021-13 Face Coverings. Roll Call: Aye-All. Motion carried.

**Resolution 2021-15**

**A RESOLUTION REPEALING RESOLUTION 2021-13 REQUIRING THE WEARING OF FACE COVERINGS IN PUBLIC SPACES TO SLOW THE COMMUNITY SPREAD OF THE NOVEL CORONAVIRUS (COVID-19).**

**WHEREAS**, the City of Deadwood has the authority pursuant to SDCL 9-32-13 and resolution 2021-13 to repeal resolution 2021-13 enacted for the purpose of promoting the health, safety, morals, and general welfare, of the community; and

**WHEREAS**, the City of Deadwood deems it in the best interest of the City and its Citizens to repeal resolution 2021-13;

**NOW THEREFORE, BE IT RESOLVED**, by the City Commission of the City of Deadwood that:

**I. PRIVATE BUSINESSES**

Private businesses shall have the ability to mandate and enforce mask requirements as they deem fit. Patrons not abiding by posted requirements, as established by the business, can be asked to vacate the premises. Failure to vacate may result in a criminal prosecution under SDCL 22-35-6, Entering and Remaining After Notice.

**II. DEADWOOD CITY HALL, DEADWOOD PUBLIC LIBRARY & PUBLIC TRANSPORTATION OWNED BY CITY OF DEADWOOD**

Within the City of Deadwood, all persons are encouraged but not required to wear a face mask/face covering when social distancing cannot be achieved. A "face covering" or "mask" should be worn to cover the nose and mouth completely, and can include a paper or disposable face mask, a cloth mask, a scarf, a bandanna, or neck gaiter. The restrictions set forth in the above paragraph shall not apply to an individual:

- a) Under the age of five (5) years old;
- b) With a medical condition, mental health condition, or disability that makes it unreasonable for the individual to maintain a face covering;
- c) Public safety workers actively engaged in a public safety role. including but not limited to law enforcement personnel, fire fighters, or emergency medical personnel, in situations where wearing a face covering would seriously interfere in the performance of the individual's public safety responsibilities.

**III. EFFECTIVE DATES**

This resolution shall become effective immediately.

Dated this 7th day of June, 2021.

ATTEST:

/s/ Jessica McKeown, Finance Officer

CITY OF DEADWOOD

/s/ David Ruth Jr., Mayor



**REGULAR MEETING, JUNE 7, 2021**

Pay

Martinisko moved, Johnson seconded to pay Scott Peterson Motors in the amount of \$34,675.00 for the purchase of 2021 Dodge Durango Pursuit for police department. (2021 budgeted item)  
Roll Call: Aye-All. Motion carried.

Hire

Martinisko moved, Johnson seconded to hire All Metal Manufacturing Inc. at a cost of \$5,800.00 to install approximately 63’ of metal railings at Outlaw Square to become compliant with safety concerns from City insurance carrier. (Funding to be split between Public Buildings Maintenance budget – Outlaw Square and Bed and Booze.) Roll Call: Aye-All. Motion carried.

INFORMATIONAL ITEMS AND ITEMS FROM CITIZENS

- A. City slot machine auction is Wednesday, June 16, 2021 at 2:00 p.m. 40 city slot machines, to be auctioned in eight blocks of five.

Rebecca Joseph, Boot Hill Tours, asked Commission to update ticket booth. Mayor Ruth Jr. stated there is a process to go through and must consider foot traffic, which Parking and Transportation will consider before recommending approval or denial. Joseph spoke about the booth design to increase professionalism and safety. Commissioner Martinisko stated Parking and Transportation cannot approve until all requirements are met through Historic Preservation and Planning and Zoning. Discussion was held concerning structure, location, alternate locations, and leasing public space, which would involve a public hearing. Commission thanked them for attending.

Commissioner Martinisko commended Public Works Department for working as a team during all the special events.

Mayor Ruth Jr. met with Barrett family. They let him know how clean and beautiful City of Deadwood looks.

ADJOURNMENT

Martinisko moved, Struble seconded to adjourn the regular session at 5:44 p.m. The next regular meeting will be on Monday, June 21, 2021.

ATTEST:

DATE: \_\_\_\_\_

\_\_\_\_\_  
Jessica McKeown, Finance Officer

BY: \_\_\_\_\_  
David Ruth Jr., Mayor

Published once at the total approximate cost of \_\_\_\_\_

PACKET: 05412 COMBINED - 6/22/21  
 VENDOR SET: 01  
 FUND : 101 GENERAL FUND  
 DEPARTMENT: N/A NON-DEPARTMENTAL  
 BUDGET TO USE: CB-CURRENT BUDGET

Section 4 Item a.

BANK: FNBAP

| VENDOR  | NAME                    | ITEM #          | G/L ACCOUNT NAME | DESCRIPTION                           | CHECK#           | AMOUNT   |
|---------|-------------------------|-----------------|------------------|---------------------------------------|------------------|----------|
| 01-0585 | SD DEPT. OF REVENUE     |                 |                  |                                       |                  |          |
|         |                         | I-06182021      | 101-3000-202     | LIQUOR LICENS BEV LICENSE - KOA       | 000000           | 150.00   |
| 01-3309 | THE LORD'S CUPBOARD     |                 |                  |                                       |                  |          |
|         |                         | I-06072011      | 101-3000-699     | MISC REVENUE RECYCLING PROCEEDS       | 000000           | 61.20    |
|         |                         | I-06112021      | 101-3000-699     | MISC REVENUE RECYCLING PROCEEDS       | 000000           | 44.45    |
|         |                         |                 |                  | DEPARTMENT                            | NON-DEPARTMENTAL | TOTAL:   |
|         |                         |                 |                  |                                       |                  | 255.65   |
| 01-0418 | BLACK HILLS PIONEER     |                 |                  |                                       |                  |          |
|         |                         | I-502 - 2021    | 101-4111-423     | PUBLISHING NOTICE TO BID - CITY SLOTS | 000000           | 18.02    |
|         |                         | I-503 - 2021    | 101-4111-423     | PUBLISHING MINUTES - 4/19/21          | 000000           | 220.37   |
|         |                         | I-505 - 2021    | 101-4111-423     | PUBLISHING NOH - MOONSHINE FEST.      | 000000           | 16.17    |
|         |                         | I-506 - 2021    | 101-4111-423     | PUBLISHING NOH - JULY 4TH PARADE      | 000000           | 12.94    |
|         |                         | I-507 - 2021    | 101-4111-423     | PUBLISHING NOH - DEADWOOD LIVE        | 000000           | 13.40    |
|         |                         | I-508 - 2021    | 101-4111-423     | PUBLISHING NOH - WHAT WOMEN WANT      | 000000           | 15.71    |
|         |                         | I-523 - 2021    | 101-4111-423     | PUBLISHING NOH - FAMILY CONCERT       | 000000           | 11.09    |
|         |                         | I-524 - 2021    | 101-4111-423     | PUBLISHING NOH - DEADWOOD LIVE        | 000000           | 14.32    |
|         |                         | I-525 - 2021    | 101-4111-423     | PUBLISHING NOH - MUSTANG RALLY        | 000000           | 12.94    |
|         |                         | I-526 - 2021    | 101-4111-423     | PUBLISHING NOH - DEADWOOD JAM         | 000000           | 26.33    |
|         |                         | I-569 - 2021    | 101-4111-423     | PUBLISHING NOTICE TO BID - CITY SLOTS | 000000           | 32.43    |
|         |                         | I-590 - 2021    | 101-4111-423     | PUBLISHING MINUTES - 5/3/21           | 000000           | 259.18   |
|         |                         | I-591 - 2021    | 101-4111-423     | PUBLISHING NOH - WINE LIC/FIRST GOLD  | 000000           | 12.47    |
|         |                         | I-592 - 2021    | 101-4111-423     | PUBLISHING ORD.# 1324 -               | 000000           | 23.10    |
| 01-0545 | LYNN'S DAKOTA MART      |                 |                  |                                       |                  |          |
|         |                         | I-06/16/21 STMT | 101-4111-422-02  | SAFETY - COVI SANDWICH BAGS/COVID 19  | 000000           | 14.12    |
| 01-1652 | BLOOMERS FLOWERS & GIFT |                 |                  |                                       |                  |          |
|         |                         | I-0 - 6/9/21    | 101-4111-426     | SUPPLIES DEPT. HEAD WORK SESSION      | 000000           | 52.00    |
| 01-1705 | VANWAY TROPHY           |                 |                  |                                       |                  |          |
|         |                         | I-105470        | 101-4111-422-01  | PROF. SERV. S SERVICE AWARDS          | 000000           | 111.00   |
|         |                         |                 |                  | DEPARTMENT 111                        | COMMISSION       | TOTAL:   |
|         |                         |                 |                  |                                       |                  | 865.59   |
| 01-2394 | GUNDERSON, PALMER, NELS |                 |                  |                                       |                  |          |
|         |                         | I-108871        | 101-4141-422     | PROFESSIONAL LEGAL SERVICES           | 000000           | 3,038.96 |
|         |                         |                 |                  | DEPARTMENT 141                        | ATTORNEY         | TOTAL:   |
|         |                         |                 |                  |                                       |                  | 3,038.96 |
| 01-1424 | SOUTHSIDE SERVICE       |                 |                  |                                       |                  |          |
|         |                         | I-54035         | 101-4142-425     | REPAIRS MOUNT & BALANCE TIRES-FINANCE | 000000           | 96.00    |
| 01-1652 | BLOOMERS FLOWERS & GIFT |                 |                  |                                       |                  |          |
|         |                         | I-0 - 6/9/21    | 101-4142-426     | SUPPLIES FLOWERS FOR ADMIN.ASSIST.DAY | 000000           | 75.00    |

PACKET: 05412 COMBINED - 6/22/21

VENDOR SET: 01

Section 4 Item a.

FUND : 101 GENERAL FUND

DEPARTMENT: 142 FINANCE

BANK: FNBAP

BUDGET TO USE: CB-CURRENT BUDGET

| VENDOR                 | NAME                 | ITEM #   | G/L ACCOUNT NAME | DESCRIPTION                          | CHECK# | AMOUNT |
|------------------------|----------------------|----------|------------------|--------------------------------------|--------|--------|
| 01-1838                | RAMKOTA HOTEL        |          |                  |                                      |        |        |
|                        |                      | I-104650 | 101-4142-427     | TRAVEL RM 1114 -MCKEOWN/HR-FO SCHOOL | 000000 | 318.00 |
| 01-4410                | MCKEOWN, JESSICCA L. |          |                  |                                      |        |        |
|                        |                      | I-061421 | 101-4142-427     | TRAVEL TRAVEL REIMBS-HR & FO SCHOOL  | 000000 | 218.40 |
| DEPARTMENT 142 FINANCE |                      |          |                  |                                      | TOTAL: | 707.40 |

| VENDOR  | NAME               | ITEM #           | G/L ACCOUNT NAME | DESCRIPTION                              | CHECK# | AMOUNT   |
|---------|--------------------|------------------|------------------|--|--------|----------|
| 01-0429 | BLACK HILLS ENERGY |                  |                  |  |        |          |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES WELCOME SIGN UPPER MAIN        | 000000 | 17.99    |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES WELCOME SIGN BOULDER CANYON    | 000000 | 16.51    |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES WELCOME SIGN JCT HWY 385 & CLI | 000000 | 17.18    |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES 1 MILLER STREET                | 000000 | 15.00    |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES 17 RAYMOND ST LIGHTS           | 000000 | 18.34    |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES WELCOME SIGN DEADWOOD HILL     | 000000 | 16.28    |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES SAMPSON STREET PUMP            | 000000 | 21.88    |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES PRESSURE REG STATION           | 000000 | 202.68   |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES GAYVILLE PUMP                  | 000000 | 15.00    |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES 1 MCKINLEY ST TRAFFIC LIGHTS   | 000000 | 42.88    |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES WELL HOUSE OAKRIDGE CEMETERY   | 000000 | 150.45   |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES 565 MAIN STREET LIGHTS         | 000000 | 34.73    |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES 135 SHERMAN STREET LIGHTS      | 000000 | 70.18    |
|         |                    | I-POWER 05/27/21 | 101-4192-428-13  | UTILITIES - R 105 SHERMAN ST REC CENTER  | 000000 | 5,530.30 |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES 398 WILLIAMS STREET LIGHTS     | 000000 | 25.15    |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES 51 1/2 DUNLOP AVE LIGHTS       | 000000 | 19.05    |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES 610 BROADWAY STREET            | 000000 | 100.21   |
|         |                    | I-POWER 05/27/21 | 101-4192-428-07  | UTILITIES - F FIRE HALL                  | 000000 | 558.72   |
|         |                    | I-POWER 05/27/21 | 101-4192-428-07  | UTILITIES - F 737 MAIN STREET FIRE HALL  | 000000 | 9.97     |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES SHERMAN-PINE ST TRAFFIC SIGNAL | 000000 | 38.20    |
|         |                    | I-POWER 05/27/21 | 101-4192-428-19  | UTILITIES - G 418 CLIFF STREET GATEWAY   | 000000 | 78.79    |
|         |                    | I-POWER 05/27/21 | 101-4192-428-03  | UTILITIES - B BALLFIELD 15 CRESCENT ST   | 000000 | 203.85   |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES CORNER TRAFFIC SIGNAL LIGHTS   | 000000 | 107.14   |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES SPEED SIGN 101 CHARLES STREET  | 000000 | 18.45    |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES 8 DAKOTA ST LIGHTS             | 000000 | 21.01    |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES 2 BURNHAM AVE LIGHTS           | 000000 | 55.88    |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES PUMP 119 DENVER AVENUE         | 000000 | 767.26   |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES 49 SHERMAN ST LIGHTS           | 000000 | 107.01   |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES TRAFFIC LIGHTS 4 LANE          | 000000 | 57.21    |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES 509 WILLIAMS STREET LIGHTS     | 000000 | 22.04    |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES TIMMS LANE POLE BUILDING       | 000000 | 34.22    |
|         |                    | I-POWER 05/27/21 | 101-4192-428-10  | UTILITIES - L DEADWOOD LIBRARY           | 000000 | 324.13   |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES 105 1/2 SHERMAN ST TRAFFIC LTS | 000000 | 71.83    |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES 102 WATER TANK LANE            | 000000 | 15.00    |
|         |                    | I-POWER 05/27/21 | 101-4192-428-15  | UTILITIES - T TROLLEY BARN               | 000000 | 373.44   |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES 7 1/2 PECK STREET LIGHTS       | 000000 | 30.81    |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES WILD BILL STATUE LIGHT         | 000000 | 15.00    |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES 135 WILLIAMS STREET LIGHTS     | 000000 | 26.32    |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES 34 LINCOLN AVENUE LIGHTS       | 000000 | 43.05    |

PACKET: 05412 COMBINED - 6/22/21

VENDOR SET: 01

Section 4 Item a.

FUND : 101 GENERAL FUND

DEPARTMENT: 192 PUBLIC BUILDINGS

BANK: FNBAP

BUDGET TO USE: CB-CURRENT BUDGET

| VENDOR  | NAME               | ITEM #           | G/L ACCOUNT NAME | DESCRIPTION                                  | CHECK# | AMOUNT   |
|---------|--------------------|------------------|------------------|--|--------|----------|
| 01-0429 | BLACK HILLS ENERGY |                  | continued        |  |        |          |
|         |                    | I-POWER 05/27/21 | 101-4192-428-06  | UTILITIES - D RODEO GROUNDS ARENA            | 000000 | 15.00    |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES 368 WILLIAMS STREET LIGHTS         | 000000 | 23.20    |
|         |                    | I-POWER 05/27/21 | 101-4192-428-09  | UTILITIES - H THORPE BLDG 150 SHERMAN ST     | 000000 | 538.27   |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES 65 SHERMAN STREET                  | 000000 | 1,356.50 |
|         |                    | I-POWER 05/27/21 | 101-4192-428-01  | UTILITIES - A ADAMS HOUSE INFO CENTER        | 000000 | 90.11    |
|         |                    | I-POWER 05/27/21 | 101-4192-428-07  | UTILITIES - F FIRE DEPT SIREN MCGOVERN HILL  | 000000 | 17.89    |
|         |                    | I-POWER 05/27/21 | 101-4192-428-03  | UTILITIES - B CONSESSION STAND 16 CRESCENT   | 000000 | 281.43   |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES PRV 180 CLIFF STREET               | 000000 | 69.79    |
|         |                    | I-POWER 05/27/21 | 101-4192-428-17  | UTILITIES - D DAYS OF '76 MUSEUM 40 CRESCENT | 000000 | 3,200.19 |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES 20 WABASH STREET LIGHTS            | 000000 | 25.40    |
|         |                    | I-POWER 05/27/21 | 101-4192-428-04  | UTILITIES - C 108 SHERMAN STREET CITY HALL   | 000000 | 2,517.47 |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES 22 DUDLEY STREET LIGHTS            | 000000 | 26.66    |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES 9 CEMETERY STREET LIGHTS           | 000000 | 17.54    |
|         |                    | I-POWER 05/27/21 | 101-4192-428-02  | UTILITIES - A ADAMS MUSEUM                   | 000000 | 561.86   |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES METHODIST MEMORIAL PARK            | 000000 | 21.81    |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES CUTTING MINE DEADWOOD GULCH        | 000000 | 19.00    |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES 101 MICKELSON TRAIL                | 000000 | 449.89   |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES PUMPHOUSE 34 MT MORIAH DRIVE       | 000000 | 74.64    |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES 0 US HWY 14A TRAFFIC SIG           | 000000 | 33.73    |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES 17 PLEASANT ST LIGHTS              | 000000 | 26.54    |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES 703 MAIN ST                        | 000000 | 497.75   |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES TICKET BOOTH/BATHROOM              | 000000 | 140.13   |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES 301 CLIFF STREET                   | 000000 | 1,059.93 |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES PRV STATION 4 DAKOTA STREET        | 000000 | 243.74   |
|         |                    | I-POWER 05/27/21 | 101-4192-428-01  | UTILITIES - A ADAMS HOUSE                    | 000000 | 331.18   |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES 178 SHERMAN STREET LIGHTS          | 000000 | 88.42    |
|         |                    | I-POWER 05/27/21 | 101-4192-428-21  | UTILITIES - W 501 MAIN STREET WELCOME CENTER | 000000 | 959.79   |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES 46 FREMONT STREET LIGHTS           | 000000 | 37.50    |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES 22 WASHINGTON STREET LIGHTS        | 000000 | 53.31    |
|         |                    | I-POWER 05/27/21 | 101-4192-428-08  | UTILITIES - H INTERPRETIVE CENTER            | 000000 | 339.33   |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES 4 MT MORIAH ROAD LIGHTS            | 000000 | 28.85    |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES MT MORIAH VISITORS CENTER          | 000000 | 279.72   |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES 5 SIEVER STREET                    | 000000 | 526.86   |
|         |                    | I-POWER 05/27/21 | 101-4192-428-11  | UTILITIES - P PARK SHOP 15 CRESCENT STREET   | 000000 | 331.11   |
|         |                    | I-POWER 05/27/21 | 101-4192-428-06  | UTILITIES - D 15 CRESCENT STREET RODEO       | 000000 | 979.78   |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES 7 1/2 SAMPSON STREET LIGHTS        | 000000 | 35.33    |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES 62 FOREST AVENUE LIGHTS            | 000000 | 29.32    |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES REDWOOD TANK                       | 000000 | 0.00     |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES PUMP 50 PLEASANT STREET            | 000000 | 37.06    |
|         |                    | I-POWER 05/27/21 | 101-4192-428-12  | UTILITIES - P DEADWOOD PAVILION              | 000000 | 101.41   |
|         |                    | I-POWER 05/27/21 | 101-4192-428-12  | UTILITIES - P 767 MAIN STREET                | 000000 | 19.93    |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES TRAFFIC SIGNALS & PRK LOT BLDG     | 000000 | 67.40    |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES WATER HEAT TAPE                    | 000000 | 26.20    |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES PRESSURE REDUCTION STATION         | 000000 | 188.62   |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES FLAG 2 MOUNT MARIAH DRIVE          | 000000 | 36.01    |
|         |                    | I-POWER 05/27/21 | 101-4192-428-14  | UTILITIES - S CITY SHOP 62 DUNLOP AVENUE     | 000000 | 641.37   |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES 500 1/2 MAIN ST                    | 000000 | 51.48    |
|         |                    | I-POWER 05/27/21 | 101-4192-428     | UTILITIES SPEED SIGN 1 1/2 MCKINLEY ST       | 000000 | 15.00    |

PACKET: 05412 COMBINED - 6/22/21  
VENDOR SET: 01  
FUND : 101 GENERAL FUND  
DEPARTMENT: 192 PUBLIC BUILDINGS  
BUDGET TO USE: CB-CURRENT BUDGET

Section 4 Item a.

BANK: FNBAP

| VENDOR  | NAME                    | ITEM #               | G/L ACCOUNT NAME | DESCRIPTION                                  | CHECK#                          | AMOUNT           |
|---------|-------------------------|----------------------|------------------|--|---------------------------------|------------------|
| 01-0429 | BLACK HILLS ENERGY      | continued            |                  |  |                                 |                  |
|         |                         | I-POWER 05/27/21     | 101-4192-428     | UTILITIES ADJUSTMENT                         | 000000                          | 157.92-          |
| 01-0467 | CULLIGAN OF THE BLACK H |                      |                  |  |                                 |                  |
|         |                         | I-04/30/21 STMT      | 101-4192-426-07  | SUPPLIES - FI (5) 40 LB BAG SALT/FIRE HALL   | 000000                          | 44.25            |
| 01-0682 | PITNEY BOWES INC        |                      |                  |  |                                 |                  |
|         |                         | I-061521             | 101-4192-426     | SUPPLIES REFILL POSTAGE METER                | 000000                          | 500.00           |
| 01-1502 | BLACK HILLS CHEMICAL    |                      |                  |  |                                 |                  |
|         |                         | I-200796             | 101-4192-426     | SUPPLIES BLEACH-FOAMY-TP-TOWEL/PUB BLDG      | 000000                          | 461.31           |
|         |                         | I-201348             | 101-4192-426     | SUPPLIES GLVS-BLEACH-TP-TOWELS-CLNR/PB       | 000000                          | 821.95           |
| 01-1515 | RAPID DELIVERY          |                      |                  |  |                                 |                  |
|         |                         | I-STMT 06/01/21      | 101-4192-425-24  | REPAIRS - OUT ADASM ISC DELIVERY OSQ #439580 | 000000                          | 13.23            |
| 01-1653 | STURDEVANT'S AUTO PARTS |                      |                  |  |                                 |                  |
|         |                         | C-32-804973          | 101-4192-426     | SUPPLIES RETURN PF ORANGE NIT/PUB BLDGS      | 000000                          | 1,585.08-        |
|         |                         | I-32-807433          | 101-4192-425-24  | REPAIRS - OUT BLACK NYLON SHIELD/OUTLAW SQUA | 000000                          | 4.11             |
| 01-1798 | CHAINSAW CENTER/DAKOTA  |                      |                  |  |                                 |                  |
|         |                         | I-1084784            | 101-4192-425-02  | REPAIRS - ADA STRAIGHT BOOM-FUEL/ADAMS MUS   | 000000                          | 912.35           |
| 01-2177 | PITNEY BOWES            |                      |                  |  |                                 |                  |
|         |                         | I-3313564562         | 101-4192-422-04  | PROFESSIONAL QTRLY LEASE - APR-JUN           | 000000                          | 250.05           |
| 01-4625 | FIB CREDIT CARDS        |                      |                  |  |                                 |                  |
|         |                         | I-05/31/21 PUB BLDGS | 101-4192-425-04  | REPAIRS - CIT HUMIDIFIER LAMP/CITY HALL      | 000000                          | 133.59           |
|         |                         | I-05/31/21 PUB BLDGS | 101-4192-425-13  | REPAIRS - REC ZETTLER CONTROL RELAY COIL/REC | 000000                          | 13.45            |
|         |                         | I-05/31/21 PUB BLDGS | 101-4192-425-13  | REPAIRS - REC ZETTLER CONTROL 24 VAC/REC CEN | 000000                          | 19.00            |
| 01-4765 | AUCA WESTERN FIRST AID  |                      |                  |  |                                 |                  |
|         |                         | I-RAP2-00529         | 101-4192-426-04  | SUPPLIES - CI FIRST AID SUPPLIES - CITY HALL | 000000                          | 91.47            |
|         |                         |                      |                  |  | DEPARTMENT 192 PUBLIC BUILDINGS | TOTAL: 27,328.35 |
| -----   |                         |                      |                  |  |                                 |                  |
| 01-4625 | FIB CREDIT CARDS        |                      |                  |  |                                 |                  |
|         |                         | I-05/31/21 PUB BLDGS | 101-4193-426     | SUPPLIES UPS SHIPPING RETURN/IT              | 000000                          | 26.07            |
|         |                         |                      |                  |  | DEPARTMENT 193 COMPUTER SERVICE | TOTAL: 26.07     |
| -----   |                         |                      |                  |  |                                 |                  |
| 01-0418 | BLACK HILLS PIONEER     |                      |                  |  |                                 |                  |
|         |                         | I-67375              | 101-4210-423     | PUBLISHING AD FOR PATROL OFFICER - PD        | 000000                          | 276.50           |
| 01-0582 | SD DEPT. OF MOTOR VEHIC |                      |                  |  |                                 |                  |
|         |                         | I-06152021           | 101-4210-426     | SUPPLIES TITLE/PLATES-21 DURANGO,H-D/PD      | 000000                          | 42.40            |

PACKET: 05412 COMBINED - 6/22/21  
 VENDOR SET: 01  
 FUND : 101 GENERAL FUND  
 DEPARTMENT: 210 POLICE  
 BUDGET TO USE: CB-CURRENT BUDGET

Section 4 Item a.

BANK: FNBAP

| VENDOR                                   | NAME                    | ITEM #               | G/L ACCOUNT NAME | DESCRIPTION                                 | CHECK# | AMOUNT   |
|--|-------------------------|----------------------|------------------|---|--------|----------|
| 01-1424                                  | SOUTHSIDE SERVICE       | I-53988              | 101-4210-425     | REPAIRS SVC.ENGINE,OIL,FILTER,FLUID-PD      | 000000 | 110.10   |
| 01-1653                                  | STURDEVANT'S AUTO PARTS | I-32-807581          | 101-4210-425     | REPAIRS 9005B1 STNDRD CA - POLICE           | 000000 | 17.76    |
|  |                         | I-32-807610          | 101-4210-426     | SUPPLIES FUSE - POLICE                      | 000000 | 0.49     |
| 01-2285                                  | RUSHMORE COMMUNICATIONS | I-0015256-IN         | 101-4210-434     | MACHINERY/EQU POLICE EQUIPMT-NEW VEHICLE    | 000000 | 2,648.80 |
| 01-3650                                  | REDWOOD TOXICOLOGY LABO | I-12729520215        | 101-4210-426     | SUPPLIES LAB TESTING - POLICE               | 000000 | 53.05    |
| 01-4195                                  | MARCO                   | I-29476928           | 101-4210-434     | MACHINERY/EQU KONICA C250I COPIER - POLICE  | 000000 | 248.35   |
|  |                         | I-INV8790403         | 101-4210-424     | RENTALS COLOR COPIES PER CONTRACT/PD        | 000000 | 22.20    |
| 01-4299                                  | BALCO UNIFORM CO, INC   | I-62079-2            | 101-4210-426     | SUPPLIES UNIFORM SHIRT,EMBLEMS - POLICE     | 000000 | 61.96    |
| DEPARTMENT 210 POLICE                    |                         |                      |                  |   | TOTAL: | 3,481.61 |
| 01-0547                                  | M&M SANITATION          | I-I3588              | 101-4221-422     | PROFESSIONAL MAY TOILET RENTAL/FIREWISE     | 000000 | 120.00   |
| 01-1653                                  | STURDEVANT'S AUTO PARTS | I-32-805775          | 101-4221-425     | REPAIRS WINDOW HANDLE KNOB - FIRE DPT       | 000000 | 2.69     |
|  |                         | I-32-807051          | 101-4221-425     | REPAIRS WINTER ICE - TROLLEY                | 000000 | 34.50    |
|  |                         | I-32-808701          | 101-4221-426     | SUPPLIES ATC BLADE - FIRE DEPT              | 000000 | 4.99     |
| 01-2473                                  | SD DEPT. OF CORRECTIONS | I-C18D1142           | 101-4221-422     | PROFESSIONAL FIRE SUPPRESSION WORK/FIREWISE | 000000 | 4,831.27 |
| 01-4317                                  | VIGILANT BUSINESS SOLUT | I-210606             | 101-4221-422     | PROFESSIONAL LEVEL 11 PKG - FIRE DEPT       | 000000 | 117.00   |
| DEPARTMENT 221 FIRE DEPARTMENT ADMINISTR |                         |                      |                  |   | TOTAL: | 5,110.45 |
| 01-1899                                  | CODE WORKS              | I-2237               | 101-4232-422     | PROFESSIONAL PLAN REVIEW L-D ELEMENTARY REN | 000000 | 236.24   |
| 01-4625                                  | FIB CREDIT CARDS        | I-05/31/21 PUB WORKS | 101-4232-427     | TRAVEL CONFERENCE ROOMS/BI                  | 000000 | 196.00   |
| DEPARTMENT 232 BUILDING INSPECTION       |                         |                      |                  |   | TOTAL: | 432.24   |

01/18/2021 10:58 AM  
 PACKET: 05412 COMBINED - 6/22/21  
 VENDOR SET: 01  
 FUND : 101 GENERAL FUND  
 DEPARTMENT: 310 STREETS  
 BUDGET TO USE: CB-CURRENT BUDGET

Section 4 Item a.

BANK: FNBAP

| VENDOR  | NAME                    | ITEM #             | G/L ACCOUNT NAME | DESCRIPTION                               | CHECK# | AMOUNT    |
|---------|-------------------------|--------------------|------------------|---|--------|-----------|
| 01-0418 | BLACK HILLS PIONEER     |                    |                  |   |        |           |
|         |                         | I-INV5 66822/67055 | 101-4310-422     | PROFESSIONAL AD TRI CITY CLEAN UP/STREETS | 000000 | 273.00    |
| 01-0467 | CULLIGAN OF THE BLACK H |                    |                  |   |        |           |
|         |                         | I-0013638          | 101-4310-426     | SUPPLIES (2) 5 GAL WATER BOTTLE/STREETS   | 000000 | 13.50     |
| 01-0575 | SOUTHSIDE OIL           |                    |                  |   |        |           |
|         |                         | I-096077           | 101-4310-426     | SUPPLIES 5499 GALLONS FUEL/STREETS        | 000000 | 14,792.31 |
| 01-1357 | GREAT WESTERN TIRE-RC   |                    |                  |   |        |           |
|         |                         | I-1-580918         | 101-4310-426     | SUPPLIES POW KING-TRK RAD TUBE/STRTS      | 000000 | 266.90    |
| 01-1410 | WESTERN COMMUNICATIONS, |                    |                  |   |        |           |
|         |                         | I-13273            | 101-4310-426     | SUPPLIES MICROPHONE-PLUG KIT-PTT/STREET   | 000000 | 102.70    |
| 01-1515 | RAPID DELIVERY          |                    |                  |   |        |           |
|         |                         | I-STMT 06/01/21    | 101-4310-426     | SUPPLIES BUTLER DELIVERY #440440          | 000000 | 13.23     |
| 01-1543 | ZEP SALES & SERVICE     |                    |                  |   |        |           |
|         |                         | I-9006326099       | 101-4310-426     | SUPPLIES (2) DOZEN ZEP 40/STREETS         | 000000 | 164.25    |
| 01-1653 | STURDEVANT'S AUTO PARTS |                    |                  |   |        |           |
|         |                         | C-32-805221        | 101-4310-426     | SUPPLIES 12" TRICO CLASSIC RETURN/STRTS   | 000000 | 16.56-    |
|         |                         | I-32-805057        | 101-4310-426     | SUPPLIES UNIVERSAL APPLICAT-RETURN/STRT   | 000000 | 22.48     |
|         |                         | I-32-805183        | 101-4310-426     | SUPPLIES R134A FREON 12 OZ/STREETS        | 000000 | 83.07     |
|         |                         | I-32-805220        | 101-4310-426     | SUPPLIES 12" TRICO CLASSIC/ STRTS         | 000000 | 16.56     |
|         |                         | I-32-805301        | 101-4310-426     | SUPPLIES UNIVERSAL APPLICAT/STREETS       | 000000 | 37.76     |
|         |                         | I-32-805350        | 101-4310-426     | SUPPLIES HOSE FITTING-5000 PSI H/STRTS    | 000000 | 74.60     |
|         |                         | I-32-805521        | 101-4310-426     | SUPPLIES BATTERY CABLE-SOLDER PELL/STRT   | 000000 | 25.66     |
|         |                         | I-32-805827        | 101-4310-426     | SUPPLIES ROTCK4 5W40 GAL/STREETS          | 000000 | 203.94    |
|         |                         | I-32-805896        | 101-4310-426     | SUPPLIES (2) 2-WAY CONNECTORS/STREETS     | 000000 | 4.62      |
|         |                         | I-32-805993        | 101-4310-426     | SUPPLIES SPECIAL ORDER LUG COVERS/STRTS   | 000000 | 19.72     |
|         |                         | I-32-806038        | 101-4310-426     | SUPPLIES 22" TRICO ICE MINT/STREETS       | 000000 | 23.00     |
|         |                         | I-32-806102        | 101-4310-426     | SUPPLIES (3) WIX OIL FILTERS/STREETS      | 000000 | 18.03     |
|         |                         | I-32-806122        | 101-4310-426     | SUPPLIES 120 PC FUSE ASSOR/STREETS        | 000000 | 11.49     |
|         |                         | I-32-806186        | 101-4310-426     | SUPPLIES SUPER GLUE 2 G TUBE/STREETS      | 000000 | 1.43      |
|         |                         | I-32-806394        | 101-4310-426     | SUPPLIES #6 3/8 5000 PSI-HOSE SWIVEL/ST   | 000000 | 219.10    |
|         |                         | I-32-806663        | 101-4310-426     | SUPPLIES HEADLIGHT DIMMER-GOVERNOR/STRT   | 000000 | 28.72     |
|         |                         | I-32-807147        | 101-4310-426     | SUPPLIES 3357 NALLB2 LONGERL/STREETS      | 000000 | 4.59      |
|         |                         | I-32-807228        | 101-4310-426     | SUPPLIES (12) BULK PROPANE/STREETS        | 000000 | 9.60      |
|         |                         | I-32-807627        | 101-4310-426     | SUPPLIES FAST FIT MECH GLOVES/STREETS     | 000000 | 133.50    |
|         |                         | I-32-807807        | 101-4310-426     | SUPPLIES BLACK NYLON RETAIN/STREETS       | 000000 | 4.11      |
|         |                         | I-32-807873        | 101-4310-426     | SUPPLIES (2) 9006XSLLC1/STREETS           | 000000 | 12.68     |
|         |                         | I-32-808050        | 101-4310-426     | SUPPLIES SIMPLE GREE 1 GAL/STREETS        | 000000 | 14.99     |
|         |                         | I-32-808126        | 101-4310-426     | SUPPLIES (2) 20" TRICO EXACT FI/STREETS   | 000000 | 16.92     |
|         |                         | I-32-808158        | 101-4310-426     | SUPPLIES 3 PK BLACK ICE-PURE STEEL/STRE   | 000000 | 5.38      |
|         |                         | I-32-808255        | 101-4310-426     | SUPPLIES FLUX CORE MILD STE/STREETS       | 000000 | 85.95     |
|         |                         | I-32-808292        | 101-4310-426     | SUPPLIES SOLDER PELL-TBL RIN/STREETS      | 000000 | 24.71     |

PACKET: 05412 COMBINED - 6/22/21  
 VENDOR SET: 01  
 FUND : 101 GENERAL FUND  
 DEPARTMENT: 310 STREETS  
 BUDGET TO USE: CB-CURRENT BUDGET

Section 4 Item a.

BANK: FNBAP

| VENDOR  | NAME                    | ITEM #               | G/L ACCOUNT NAME | DESCRIPTION                                 | CHECK# | AMOUNT    |
|---------|-------------------------|----------------------|------------------|---|--------|-----------|
| 01-1813 | GENERAL TRAFFIC CONTROL |                      |                  |   |        |           |
|         |                         | I-21167              | 101-4310-426     | SUPPLIES 12" LED INSERT RED-YEL-GREEN/S     | 000000 | 274.56    |
|         |                         | I-21171              | 101-4310-426     | SUPPLIES 12" INSERT RED-YEL-GREEN/STRTS     | 000000 | 1,396.44  |
| 01-3060 | QUIK SIGNS              |                      |                  |   |        |           |
|         |                         | I-33162              | 101-4310-426     | SUPPLIES 9X42 REFLECT-2X13 CUTOUT/STRTS     | 000000 | 192.96    |
|         |                         | I-33505              | 101-4310-426     | SUPPLIES (2) 12X26 GRAPHIC CUTOUT/STRTS     | 000000 | 92.21     |
| 01-3722 | BLACK HILLS ASPHALT LLC |                      |                  |   |        |           |
|         |                         | I-1086               | 101-4310-422     | PROFESSIONAL SEALCOAT-CLEAN-FILL HARRISON/S | 000000 | 605.81    |
| 01-3977 | ACE HARDWARE OF LEAD    |                      |                  |   |        |           |
|         |                         | I-021228             | 101-4310-426     | SUPPLIES SIMPLE GREEN CLEANER/STREET        | 000000 | 32.37     |
|         |                         | I-021571             | 101-4310-426     | SUPPLIES 1" BLK 1-9, A-Z-NUMBERS-LTRS/S     | 000000 | 10.40     |
| 01-4517 | STRAIGHT LINE STRIPING  |                      |                  |   |        |           |
|         |                         | I-1761               | 101-4310-422     | PROFESSIONAL HANDICAP EMB-YEL STRIPE/GATEWA | 000000 | 135.60    |
| 01-4685 | BLACK HILLS HYDROSEEDIN |                      |                  |   |        |           |
|         |                         | I-1033               | 101-4310-425     | REPAIRS SEDDING BEHIND REC CENTER/STRT      | 000000 | 1,350.00  |
|         |                         |                      |                  | DEPARTMENT 310 STREETS                      | TOTAL: | 20,802.29 |
| 01-4630 | SANDER SANITATION SERVI |                      |                  |   |        |           |
|         |                         | I-05/31/21 RESIDENTS | 101-4320-422     | PROFESSIONAL MAY RESIDENTIAL GARBAGE PICKUP | 000000 | 11,601.60 |
|         |                         |                      |                  | DEPARTMENT 320 SANITATION                   | TOTAL: | 11,601.60 |
| 01-0213 | TRUGREEN CHEM-LAWN      |                      |                  |   |        |           |
|         |                         | I-140380338          | 101-4370-422     | PROFESSIONAL WEED CONTROL SRVC/OAKRIDGE     | 000000 | 892.50    |
| 01-0547 | M&M SANITATION          |                      |                  |   |        |           |
|         |                         | I-I3709              | 101-4370-422     | PROFESSIONAL MAY TOILET RENTAL/OAKRIDGE CEM | 000000 | 120.00    |
|         |                         |                      |                  | DEPARTMENT 370 OAKRIDGE CEMETERY            | TOTAL: | 1,012.50  |
| 01-0467 | CULLIGAN OF THE BLACK H |                      |                  |   |        |           |
|         |                         | I-0013684            | 101-4520-426     | SUPPLIES (5) BOTTLE WATER-JUNE RENT/PAR     | 000000 | 48.75     |
| 01-0677 | LAWSON PRODUCTS, INC.   |                      |                  |   |        |           |
|         |                         | I-9308489771         | 101-4520-426     | SUPPLIES 10 PK ELECTRICAL TAPE/PARKS        | 000000 | 10.47     |
| 01-0684 | NORTHWEST PIPE FITTINGS |                      |                  |   |        |           |
|         |                         | I-1349031            | 101-4520-425     | REPAIRS VALVE-NIPPLE-UNION-ROTOR/PARKS      | 000000 | 898.16    |
| 01-1502 | BLACK HILLS CHEMICAL    |                      |                  |   |        |           |



PACKET: 05412 COMBINED - 6/22/21

VENDOR SET: 01

FUND : 101 GENERAL FUND

DEPARTMENT: 520 PARKS

BUDGET TO USE: CB-CURRENT BUDGET

Section 4 Item a.

BANK: FNBAP

| VENDOR  | NAME                     | ITEM #              | G/L ACCOUNT NAME | DESCRIPTION                             | CHECK# | AMOUNT   |
|---------|--------------------------|---------------------|------------------|---|--------|----------|
| 01-1502 | BLACK HILLS CHEMICAL     |                     | continued        |   |        |          |
|         |                          | I-200796            | 101-4520-426     | SUPPLIES BLEACH-FOAMY-TP-TOWEL/PARKS    | 000000 | 461.31   |
|         |                          | I-200866            | 101-4520-426     | SUPPLIES PUMP-DEEP BLUE CONCENTRATE/PRK | 000000 | 169.69   |
| 01-1506 | DALES TIRE & RETREADING  |                     |                  |   |        |          |
|         |                          | I-2-99411           | 101-4520-425     | REPAIRS (4) CAMSO SKS 753 TIRES/PARKS   | 000000 | 714.80   |
| 01-1653 | STURDEVANT'S AUTO PARTS  |                     |                  |   |        |          |
|         |                          | I-32-806567         | 101-4520-426     | SUPPLIES 2A BATTERY CHARGER/PARKS       | 000000 | 50.98    |
|         |                          | I-32-806636         | 101-4520-426     | SUPPLIES ROTARY HAND PUMP/PARKS         | 000000 | 51.99    |
|         |                          | I-32-806951         | 101-4520-426     | SUPPLIES FUEL LINE HOSE-KNIPEX/PARKS    | 000000 | 45.85    |
|         |                          | I-32-807151         | 101-4520-426     | SUPPLIES (12) PRONTO SB 10W30/PARKS     | 000000 | 33.48    |
|         |                          | I-32-807594         | 101-4520-426     | SUPPLIES 1/2 FF COUPLER 12P/PARKS       | 000000 | 59.95    |
|         |                          | I-32-807983         | 101-4520-426     | SUPPLIES SNAP IN VALVE STEM-VALVE/PARKS | 000000 | 4.67     |
| 01-1798 | CHAINSAW CENTER/DAKOTA   |                     |                  |   |        |          |
|         |                          | I-1386069           | 101-4520-425     | REPAIRS PULLEY IDLER-TORO BELT/PARKS    | 000000 | 181.08   |
|         |                          | I-1386137           | 101-4520-425     | REPAIRS 55 CHAIN-SPRING EXTENSION/PRKS  | 000000 | 48.11    |
| 01-2069 | BARCO PRODUCTS           |                     |                  |   |        |          |
|         |                          | I-SORCO65257        | 101-4520-426     | SUPPLIES BENCH FOR JOHN DAVIS/PARKS     | 000000 | 1,050.88 |
| 01-3060 | QUIK SIGNS               |                     |                  |   |        |          |
|         |                          | I-33354             | 101-4520-426     | SUPPLIES 3X8 FT ORACAL LAMINATED/PARKS  | 000000 | 240.03   |
| 01-3346 | MONUMENT HEALTH          |                     |                  |   |        |          |
|         |                          | I-700000832062021   | 101-4520-422     | PROFESSIONAL TESTING                    | 000000 | 175.00   |
| 01-3563 | JANKE AND SONS TRUCKING  |                     |                  |   |        |          |
|         |                          | I-INV 5/5 - 5/10/21 | 101-4520-426     | SUPPLIES 125.19 TON TOP SOIL-HAULING/PR | 000000 | 2,876.24 |
| 01-3977 | ACE HARDWARE OF LEAD     |                     |                  |   |        |          |
|         |                          | I-021464            | 101-4520-426     | SUPPLIES (2) RED NATURESCAPE MULCH/PRKS | 000000 | 99.80    |
|         |                          | I-021514            | 101-4520-426     | SUPPLIES (25) RED NATURESCAPE MULCH/PRK | 000000 | 124.75   |
|         |                          | I-021520            | 101-4520-426     | SUPPLIES (2) RED NATURESCAPE MULCH/PRK  | 000000 | 99.80    |
| 01-4167 | VERBA, DIANNE            |                     |                  |   |        |          |
|         |                          | I-GORDON PARK 2021  | 101-4520-426     | SUPPLIES MISC PLANTS-FLOWERS/GORDON PAR | 000000 | 414.86   |
| 01-4487 | DONARSKI LAWN CARE & LAN |                     |                  |   |        |          |
|         |                          | I-15181             | 101-4520-422     | PROFESSIONAL MOWING @ 824 N. MAIN ST    | 000000 | 141.50   |
| 01-4528 | GAGE'S GARDENS           |                     |                  |   |        |          |
|         |                          | I-06/01/21 INVOICE  | 101-4520-426     | SUPPLIES ANNUALS-COMPOST/PARKS          | 000000 | 46.93    |
| 01-4592 | BUTTE COUNTY EQUIPMENT   |                     |                  |   |        |          |
|         |                          | I-WB02042           | 101-4520-425     | REPAIRS SKIDDSTEER PICKUP/PARKS         | 000000 | 210.00   |
| 01-4625 | FIB CREDIT CARDS         |                     |                  |   |        |          |

PACKET: 05412 COMBINED - 6/22/21

VENDOR SET: 01

Section 4 Item a.

FUND : 101 GENERAL FUND

DEPARTMENT: 520 PARKS

BANK: FNBAP

BUDGET TO USE: CB-CURRENT BUDGET

| VENDOR  | NAME                | ITEM #       | G/L ACCOUNT NAME       | DESCRIPTION    | CHECK#               | AMOUNT           |
|---------|---------------------|--------------|------------------------|----------------|----------------------|------------------|
| =====   |                     |              |                        |                |                      |                  |
| 01-4625 | FIB CREDIT CARDS    |              | continued              |                |                      |                  |
|         |                     | I-05/31/21   | PUB WORKS 101-4520-426 | SUPPLIES       | FLAGS/PARKS          | 000000 368.91    |
|         |                     |              |                        | DEPARTMENT 520 | PARKS                | TOTAL: 8,627.99  |
| -----   |                     |              |                        |                |                      |                  |
| 01-0418 | BLACK HILLS PIONEER |              |                        |                |                      |                  |
|         |                     | I-504 - 2021 | 101-4640-423           | PUBLISHING     | NOH - BRD OF ADJ/P&Z | 000000 21.25     |
|         |                     |              |                        | DEPARTMENT 640 | PLANNING AND ZONING  | TOTAL: 21.25     |
| -----   |                     |              |                        |                |                      |                  |
|         |                     |              |                        | FUND 101       | GENERAL FUND         | TOTAL: 83,311.95 |

PACKET: 05412 COMBINED - 6/22/21

VENDOR SET: 01

Section 4 Item a.

FUND : 206 LIBRARY FUND

DEPARTMENT: 550 LIBRARY

BANK: FNBAP

BUDGET TO USE: CB-CURRENT BUDGET

| VENDOR  | NAME                    | ITEM #               | G/L ACCOUNT NAME | DESCRIPTION                                  | CHECK#                 | AMOUNT          |
|---------|-------------------------|----------------------|------------------|--|------------------------|-----------------|
| 01-1562 | MIDWEST TAPE            |                      |                  |  |                        |                 |
|         |                         | I-500506353          | 206-4550-434     | COLLECTION DE DVDs                           | 000000                 | 110.70          |
|         |                         | I-500533809          | 206-4550-434     | COLLECTION DE DVDs                           | 000000                 | 125.20          |
| 01-3887 | BLACK HILLS LIBRARY CON |                      |                  |  |                        |                 |
|         |                         | I-212                | 206-4550-429     | TECHNOLOGY/HO SUPPORT&HOSTING-KOHA,BKR/TAYLR | 000000                 | 575.51          |
| 01-4625 | FIB CREDIT CARDS        |                      |                  |  |                        |                 |
|         |                         | I-LIBRARY CCD-053121 | 206-4550-434     | COLLECTION DE BOOKS - LIBRARY                | 000000                 | 22.45           |
|         |                         | I-LIBRARY CCD-053121 | 206-4550-434     | COLLECTION DE CHILDREN'S BOOKS - LIBRARY     | 000000                 | 28.90           |
| 01-4711 | AMAZON CAPITAL SERVICES |                      |                  |  |                        |                 |
|         |                         | I-1KRY-K7KR-RDNW     | 206-4550-434     | COLLECTION DE DVDs - LIBRARY                 | 000000                 | 85.03           |
|         |                         | I-1KRY-K7KR-RDNW     | 206-4550-426     | SUPPLIES DVDs - DISC CASE                    | 000000                 | 9.99            |
|         |                         | I-1TJR-JFDD-MLKN     | 206-4550-434     | COLLECTION DE DVD - LIBRARY                  | 000000                 | 23.54           |
| 01-4837 | SCHULTZ, BAYLEE         |                      |                  |  |                        |                 |
|         |                         | I-06172021           | 206-4550-427     | TRAVEL REIMBS.-LIBR INSTITUTE SCHOOL         | 000000                 | 528.95          |
|         |                         |                      |                  |  | DEPARTMENT 550 LIBRARY | TOTAL: 1,510.27 |
|         |                         |                      |                  |  | FUND 206 LIBRARY FUND  | TOTAL: 1,510.27 |

PACKET: 05412 COMBINED - 6/22/21

VENDOR SET: 01

Section 4 Item a.

FUND : 209 BED & BOOZE FUND

DEPARTMENT: 510 REC CENTER

BANK: FNBAP

BUDGET TO USE: CB-CURRENT BUDGET

| VENDOR                        | NAME                    | ITEM #         | G/L ACCOUNT NAME | DESCRIPTION                              | CHECK# | AMOUNT          |
|-------------------------------|-------------------------|----------------|------------------|--|--------|-----------------|
| 01-0418                       | BLACK HILLS PIONEER     | I-67848        | 209-4510-423     | PUBLISHING COMM PAGES SPONSOR/REC CENTER | 000000 | 12.50           |
| 01-1827                       | MS MAIL & MARKETING     | I-12265        | 209-4510-426     | SUPPLIES SANITIZE STICKY NOTES/REC CENT  | 000000 | 144.00          |
| 01-3618                       | KDSJ 980 AM RADIO       | I-21050554     | 209-4510-423     | PUBLISHING ADVERTISING SPOTS/REC CENTER  | 000000 | 255.00          |
| 01-4836                       | PROAMPAC                | I-I00065976001 | 209-4510-426     | SUPPLIES DEPOSIT BAGS CLEAR "A"/REC CEN  | 000000 | 461.89          |
| DEPARTMENT 510 REC CENTER     |                         |                |                  |  |        | TOTAL: 873.39   |
| 01-3177                       | NORTHERN HILLS ALLIANCE | I-05192021     | 209-4980-429     | OTHER 2021 ALLOCATION                    | 000000 | 3,500.00        |
| DEPARTMENT 980 SPECIAL EVENTS |                         |                |                  |  |        | TOTAL: 3,500.00 |
| FUND 209 BED & BOOZE FUND     |                         |                |                  |  |        | TOTAL: 4,373.39 |

6/18/2021 10:58 AM  
 PACKET: 05412 COMBINED - 6/22/21  
 VENDOR SET: 01  
 FUND : 215 HISTORIC PRESERVATION  
 DEPARTMENT: 572 HP VISITOR MGMT AND INFOR  
 BUDGET TO USE: CB-CURRENT BUDGET

Section 4 Item a.

BANK: FNBAP

| VENDOR   | NAME                    | ITEM #               | G/L ACCOUNT NAME | DESCRIPTION                                  | CHECK# | AMOUNT           |
|--|-------------------------|----------------------|------------------|--|--------|------------------|
| 01-0475  | DEADWOOD CHAMBER & VISI | I-060321HP           | 215-4572-210     | VISITOR MGMT BILL LIST FOR JUNE 9, 2021      | 000000 | 22,034.63        |
| DEPARTMENT 572 HP VISITOR MGMT AND INFOR       |                         |                      |                  |  |        | TOTAL: 22,034.63 |
| 01-2204  | FERBER ENGINEERING COMP | I-J21.130.1          | 215-4573-335     | HIST. INTERP. ONLINE RECORDS SEARCH PHASE 2  | 000000 | 8,500.00         |
| 01-2698  | WWHA / WILD WEST HISTOR | I-060821             | 215-4573-325     | HIST. INTERP. 2021 MEMEBERSHIP               | 000000 | 75.00            |
| 01-3044  | LAWRENCE CO. EQUALIZATI | I-051321             | 215-4573-340     | HIST. INTERP. 202 PICTOMETRY AERIAL IMAGERY  | 000000 | 10,030.13        |
| 01-3558  | DEADWOOD HISTORY, INC.  | I-052721             | 215-4573-375     | HIST. INTERP. DAYS OF 76 MUSEUM '21 ALLOCATI | 000000 | 110,000.00       |
| 01-4625  | FIB CREDIT CARDS        | I-053121HP           | 215-4573-330     | HIST. INTERP. DAKOTA TERRITOR FLOOD C1878    | 000000 | 219.92           |
|  |                         | I-053121HP           | 215-4573-330     | HIST. INTERP. 1878 MAP DAKOTA TERRITORY      | 000000 | 42.60            |
|  |                         | I-053121HP           | 215-4573-330     | HIST. INTERP. 1886 DAKOTA TERRITORY MAP      | 000000 | 17.04            |
| 01-4833  | JASMAN, TROY            | I-052621             | 215-4573-335     | HIST. INTERP. ARCHIVES EXHIBIT PROJECT       | 000000 | 60.00            |
| DEPARTMENT 573 HP HISTORIC INTERPRETATIOTOTAL: |                         |                      |                  |  |        | 128,944.69       |
| 01-1191  | UMENTHUM, KEITH         | I-312577             | 215-4575-505-01  | 20 WASHINGTON 20 WASHINGTON MORTGAGE EXPENSE | 000000 | 288.80           |
| 01-4834  | MIDLAND PIONEER MUSEUM  | I-060921             | 215-4575-520     | GRANT/LOAN PR 2019 OUTSIDE DWD GRANT ROUND 1 | 000000 | 10,000.00        |
| DEPARTMENT 575 HP DEADWOOD GRANT AND LOATOTAL: |                         |                      |                  |  |        | 10,288.80        |
| 01-0250  | GLOVER, SANDY           | I-60921              | 215-4576-630     | PROFES. SERV. RODEO GRNDS BC REIMBURSEMENT   | 000000 | 135.60           |
| 01-2394  | GUNDERSON, PALMER, NELS | I-108871             | 215-4576-620     | PROFES. SERV. LEGAL SERVICES                 | 000000 | 820.00           |
| 01-4030  | BLAIR, LINDA            | I-060721             | 215-4576-630     | PROFES. SERV. PECK GARDENS BC REIMBURSEMENT  | 000000 | 100.11           |
| 01-4503  | LIBERTY MUTUAL INSURANC | I-102498390 - 6/1/21 | 215-4576-600     | PROFES. SERV. LIAB. COVERAGE-OUTLAW SQ. BOND | 000000 | 750.00           |
| DEPARTMENT 576 HP PROFESSIONAL SERVICES TOTAL: |                         |                      |                  |  |        | 1,805.71         |

PACKET: 05412 COMBINED - 6/22/21

VENDOR SET: 01

Section 4 Item a.

FUND : 215 HISTORIC PRESERVATION

DEPARTMENT: 577 HP FIXED CAPITAL ASSETS O

BANK: FNBAP

BUDGET TO USE: CB-CURRENT BUDGET

| VENDOR   | NAME                    | ITEM #        | G/L ACCOUNT NAME | DESCRIPTION                                  | CHECK# | AMOUNT   |
|--|-------------------------|---------------|------------------|--|--------|----------|
| 01-0551  | MENARD'S                |               |                  |  |        |          |
|  |                         | I-00864       | 215-4577-735     | CAPITAL ASSET DOWNSPTS/CEDARTONE-RG UPDATES  | 000000 | 618.04   |
|  |                         | I-00874       | 215-4577-735     | CAPITAL ASSET CEDARTONE- RODEO GRNDS UPDATES | 000000 | 2.31     |
|  |                         | I-01379       | 215-4577-800     | CAPITAL ASSET SCREW ANCHROS TIES-DAYS LEANTO | 000000 | 152.14   |
| 01-0578  | TWIN CITY HARDWARE & LU |               |                  |  |        |          |
|  |                         | C-2105-134454 | 215-4577-800     | CAPITAL ASSET 2X4 EXCHANGE-DAYS MUSEUM LEANT | 000000 | 27.50-   |
|  |                         | I-2105-134449 | 215-4577-800     | CAPITAL ASSET SUPPLIES-DAYS MUSEUM LEANTO    | 000000 | 209.80   |
|  |                         | I-2106-135172 | 215-4577-800     | CAPITAL ASSET SUPPLIES DAYS MUSEUM LEANTO    | 000000 | 76.44    |
| 01-0782  | JACOBS PRECISION WELDIN |               |                  |  |        |          |
|  |                         | I-28070       | 215-4577-735     | CAPITAL ASSET 4" & 7' FLAT BAR - RG UPDATES  | 000000 | 45.60    |
| 01-1483  | KNECHT HOME CENTER      |               |                  |  |        |          |
|  |                         | I-6243563     | 215-4577-800     | CAPITAL ASSET SCREWS-DAYS MUSEUM LEANTO      | 000000 | 93.28    |
| 01-1731  | WHEELER LUMBER OPERATIO |               |                  |  |        |          |
|  |                         | I-1340-034776 | 215-4577-735     | CAPITAL ASSET 12 2X8-16' FIR - RG UPDATES    | 000000 | 750.08   |
| 01-1798  | CHAINSAW CENTER/DAKOTA  |               |                  |  |        |          |
|  |                         | I-1085705     | 215-4577-735     | CAPITAL ASSET SCISSOR LIFT/RODEO GRNDS UPDAT | 000000 | 190.00   |
| 01-4625  | FIB CREDIT CARDS        |               |                  |  |        |          |
|  |                         | I-053121HP    | 215-4577-705     | CAPITAL ASSET 2-PLANTER URNS - LIBRARY       | 000000 | 179.96   |
| 01-4630  | SANDER SANITATION SERVI |               |                  |  |        |          |
|  |                         | I-17970       | 215-4577-775     | CAPITAL ASSET ROLL-OFF - 78 WILLIAMS - HP    | 000000 | 133.12   |
| DEPARTMENT 577 HP FIXED CAPITAL ASSETS OTOTAL: |                         |               |                  |  |        | 2,423.27 |
| 01-0418  | BLACK HILLS PIONEER     |               |                  |  |        |          |
|  |                         | I-588 - 2021  | 215-4641-423     | PUBLISHING NOTICE TO BID -'76 CROW'S NEST    | 000000 | 43.24    |
|  |                         | I-589 - 2021  | 215-4641-423     | PUBLISHING NOTICE TO BID-RET WALL/49 CENT    | 000000 | 40.75    |
| 01-0578  | TWIN CITY HARDWARE & LU |               |                  |  |        |          |
|  |                         | I-2105-134591 | 215-4641-426     | SUPPLIES PLANT FOOD - CITY HALL              | 000000 | 14.49    |
| 01-1786  | PETTY CASH/HISTORIC PRE |               |                  |  |        |          |
|  |                         | I-60821       | 215-4641-426     | SUPPLIES DMG CONSERVATION EASEMENT           | 000000 | 30.00    |
|  |                         | I-60821       | 215-4641-426     | SUPPLIES QUIT CLAIM DEED SCHOOL LOT 8        | 000000 | 30.00    |
|  |                         | I-60821       | 215-4641-426     | SUPPLIES NUGGET LLC CONSERVATION EASEME      | 000000 | 30.00    |
|  |                         | I-60821       | 215-4641-426     | SUPPLIES COPY OF QC DEED 227 WILLIAMS        | 000000 | 2.00     |
|  |                         | I-60821       | 215-4641-426     | SUPPLIES CERT MAIL NTP CAI2 & RCS CONST      | 000000 | 14.00    |
| 01-1827  | MS MAIL & MARKETING     |               |                  |  |        |          |
|  |                         | I-12249HP     | 215-4641-423     | PUBLISHING JUNE NEWSLETTER                   | 000000 | 653.55   |
| 01-3373  | AMAZON WEB SERVICES     |               |                  |  |        |          |

PACKET: 05412 COMBINED - 6/22/21

VENDOR SET: 01

Section 4 Item a.

FUND : 215 HISTORIC PRESERVATION

DEPARTMENT: 641 OFFICE HIST. PRES.

BANK: FNBAP

BUDGET TO USE: CB-CURRENT BUDGET

| VENDOR  | NAME                | ITEM #       | G/L ACCOUNT NAME | DESCRIPTION                             | CHECK# | AMOUNT     |
|---------|---------------------|--------------|------------------|---|--------|------------|
| 01-3373 | AMAZON WEB SERVICES |              | continued        |   |        |            |
|         |                     | I-731918053  | 215-4641-428     | UTILITIES WEB SERVICES 4/1/21 - 4/30/21 | 000000 | 234.97     |
|         |                     | I-759705233  | 215-4641-428     | UTILITIES WEB SERVICES 5/1/21-5/31/21   | 000000 | 205.53     |
| 01-4625 | FIB CREDIT CARDS    |              |                  |   |        |            |
|         |                     | C-053121HPCR | 215-4641-426     | SUPPLIES HOVER CHARGE REFUND            | 000000 | 105.44-    |
|         |                     |              |                  | DEPARTMENT 641 OFFICE HIST. PRES.       | TOTAL: | 1,193.09   |
|         |                     |              |                  | FUND 215 HISTORIC PRESERVATION          | TOTAL: | 166,690.19 |

PACKET: 05412 COMBINED - 6/22/21

VENDOR SET: 01

Section 4 Item a.

FUND : 216 REVOLVING LOAN

DEPARTMENT: N/A NON-DEPARTMENTAL

BANK: FNBAP

BUDGET TO USE: CB-CURRENT BUDGET

| VENDOR  | NAME                    | ITEM #       | G/L ACCOUNT NAME | DESCRIPTION                                | CHECK#           | AMOUNT           |                  |
|---------|-------------------------|--------------|------------------|--|------------------|------------------|------------------|
| 01-4437 | FASNACHT, GLENN         | I-052421     | 216-1310         | DUE FROM OTHE 74 VAN BUREN FASNACHT        | 000000           | 1,064.87         |                  |
|         |                         |              |                  | DEPARTMENT                                 | NON-DEPARTMENTAL | TOTAL: 1,064.87  |                  |
| 01-0558 | NHS OF THE BLACK HILLS  | I-2021-5     | 216-4653-422     | PROFESSIONAL CONTRACT MAY 2021             | 000000           | 4,137.50         |                  |
| 01-1496 | LAWRENCE CO. REGISTER O | I-OE049121   | 216-4653-960     | CLOSING CO OE REC MORT 40 JEFFERSON RW     | 000000           | 60.00            |                  |
|         |                         | I-OE049121-2 | 216-4653-960     | CLOSING CO SAT OF MORT 388 MAIN MORRIS     | 000000           | 30.00            |                  |
| 01-4364 | HAVERBERG FAMILY LTD PT | I-312578     | 216-4653-962-05  | FACADE EASEME FACADE 1,3,5 BURNHAM         | 000000           | 1,596.81         |                  |
| 01-4835 | ASERMELY, MISTY         | I-060721     | 216-4653-962-05  | FACADE EASEME FACADE 616 618 MAIN ASERMELY | 000000           | 75,494.51        |                  |
|         |                         |              |                  | DEPARTMENT 653                             | REVOLVING LOAN   | TOTAL: 81,318.82 |                  |
|         |                         |              |                  | FUND                                       | 216              | REVOLVING LOAN   | TOTAL: 82,383.69 |



PACKET: 05412 COMBINED - 6/22/21

VENDOR SET: 01

Section 4 Item a.

FUND : 602 WATER FUND

DEPARTMENT: 330 WATER

BANK: FNBAP

BUDGET TO USE: CB-CURRENT BUDGET

| VENDOR  | NAME                    | ITEM #       | G/L ACCOUNT NAME | DESCRIPTION                           | CHECK#               | AMOUNT          |
|---------|-------------------------|--------------|------------------|---------------------------------------|----------------------|-----------------|
| 01-0684 | NORTHWEST PIPE FITTINGS | I-1348431    | 602-4330-426     | SUPPLIES HIGH RISER-ADJ RISER/WATER   | 000000               | 210.81          |
| 01-1653 | STURDEVANT'S AUTO PARTS | I-32-808034  | 602-4330-426     | SUPPLIES COVERCRAFT SEAT COVER/WATER  | 000000               | 178.54          |
|         |                         | I-32-808569  | 602-4330-426     | SUPPLIES FIBER DRAIN PLUG/WATER       | 000000               | 0.32            |
| 01-3767 | NALCO COMPANY           | I-6600457623 | 602-4330-426     | SUPPLIES PUMP CONCEPT 145 PSI/WATER   | 000000               | 855.73          |
| 01-3977 | ACE HARDWARE OF LEAD    | I-021509     | 602-4330-426     | SUPPLIES REMOVE BUG-TAR AEROSOL/WATER | 000000               | 7.19            |
|         |                         |              |                  |                                       | DEPARTMENT 330 WATER | TOTAL: 1,252.59 |
|         |                         |              |                  |                                       | FUND 602 WATER FUND  | TOTAL: 1,252.59 |

PACKET: 05412 COMBINED - 6/22/21  
 VENDOR SET: 01  
 FUND : 607 HISTORIC CEMETERIES  
 DEPARTMENT: 580 HISTORIC CEMETERIES  
 BUDGET TO USE: CB-CURRENT BUDGET

Section 4 Item a.

BANK: FNBAP

| VENDOR                             | NAME                     | ITEM #            | G/L ACCOUNT NAME | DESCRIPTION                             | CHECK# | AMOUNT    |
|------------------------------------|--------------------------|-------------------|------------------|---|--------|-----------|
| 01-1827                            | MS MAIL & MARKETING      |                   |                  |   |        |           |
|                                    |                          | I-12261           | 607-4580-423     | PUBLISHING & MT. MORIAH BROCHURES       | 000000 | 14,975.49 |
| 01-3346                            | MONUMENT HEALTH          |                   |                  |   |        |           |
|                                    |                          | I-700000832062021 | 607-4580-422     | PROFESSIONAL TESTING                    | 000000 | 105.00    |
| 01-3838                            | VAST BROADBAND           |                   |                  |   |        |           |
|                                    |                          | I-051621MM-GS     | 607-4580-428     | UTILITIES MT MORIAH GS 5/20/21-6/19/21  | 000000 | 138.19    |
|                                    |                          | I-051621MM-SA     | 607-4580-428     | UTILITIES MT MORIAH SA 5/20/21-6/19/21  | 000000 | 40.87     |
|                                    |                          | I-051621MM-TB     | 607-4580-428     | UTILITIES MT MORIAH TB 5/20/21-6/19/21  | 000000 | 125.60    |
| 01-4487                            | DONARSKI LAWN CARE & LAN |                   |                  |   |        |           |
|                                    |                          | I-15181           | 607-4580-422     | PROFESSIONAL MT MORIAH 5/12, 5/13, 5/14 | 000000 | 660.00    |
|                                    |                          | I-15181           | 607-4580-422     | PROFESSIONAL MT MORIAH 5/17 THRU 5/21   | 000000 | 877.50    |
|                                    |                          | I-15181           | 607-4580-422     | PROFESSIONAL MT MORIAH 5/24 - 5/28/21   | 000000 | 525.00    |
|                                    |                          | I-15181           | 607-4580-422     | PROFESSIONAL ST AMBROSE 5/25 - 5/27/21  | 000000 | 635.70    |
| 01-4836                            | PROAMPAC                 |                   |                  |   |        |           |
|                                    |                          | I-I00065976001    | 607-4580-426     | SUPPLIES DEPOSIT BAGS CLEAR "A"/MT MORI | 000000 | 461.90    |
| DEPARTMENT 580 HISTORIC CEMETERIES |                          |                   |                  |   | TOTAL: | 18,545.25 |
| FUND 607 HISTORIC CEMETERIES       |                          |                   |                  |   | TOTAL: | 18,545.25 |

06/18/2021 10:58 AM  
 PACKET: 05412 COMBINED - 6/22/21  
 VENDOR SET: 01  
 FUND : 610 PARKING/TRANSPORTATION  
 DEPARTMENT: 360 PARKING/TRANSPORTATION  
 BUDGET TO USE: CB-CURRENT BUDGET

Section 4 Item a.

BANK: FNBAP

| VENDOR                                | NAME                    | ITEM #          | G/L ACCOUNT NAME | DESCRIPTION                                  | CHECK# | AMOUNT    |
|---------------------------------------|-------------------------|-----------------|------------------|--|--------|-----------|
| 01-0125                               | CNA SURETY              |                 |                  |  |        |           |
|                                       |                         | I-062478960N    | 610-4360-422     | PROFESSIONAL NOTARY PUBLIC BOND -NELSON-P&T  | 000000 | 50.00     |
| 01-0508                               | GALLS, LLC              |                 |                  |  |        |           |
|                                       |                         | I-018456226     | 610-4360-426     | SUPPLIES UNIFORM TROUSERS - P&T              | 000000 | 28.79     |
| 01-3060                               | QUIK SIGNS              |                 |                  |  |        |           |
|                                       |                         | I-33639         | 610-4360-426     | SUPPLIES (2) 8X8 GRAPHIC CUTOOUT/P&T         | 000000 | 70.39     |
|                                       |                         | I-33656         | 610-4360-426     | SUPPLIES 24X36 OROCAL COROPLAST 4MM/P&T      | 000000 | 66.97     |
| 01-3712                               | PASSPORT LABS, INC.     |                 |                  |  |        |           |
|                                       |                         | I-INV-1022338   | 610-4360-422     | PROFESSIONAL MAY MOBILE PAY-METERS/ P&T      | 000000 | 159.75    |
| 01-3722                               | BLACK HILLS ASPHALT LLC |                 |                  |  |        |           |
|                                       |                         | I-1088          | 610-4360-422     | PROFESSIONAL SEALCOAT-FILL-PATCH/HISTORY     | 000000 | 8,188.28  |
| 01-4517                               | STRAIGHT LINE STRIPING  |                 |                  |  |        |           |
|                                       |                         | I-1758          | 610-4360-422     | PROFESSIONAL YELLOW STRIPE-CURB-MOBIL/P&T    | 000000 | 609.08    |
|                                       |                         | I-1759          | 610-4360-422     | PROFESSIONAL CROSSWALK-CURB YEL-RED/P&T      | 000000 | 2,167.19  |
|                                       |                         | I-1760          | 610-4360-422     | PROFESSIONAL HANDICAP-YEL STRIPE-MOBIL/P&T   | 000000 | 1,382.08  |
|                                       |                         | I-1762          | 610-4360-422     | PROFESSIONAL YELLO-WHITE STRIPE-CURB/P&T     | 000000 | 3,608.76  |
|                                       |                         | I-1763          | 610-4360-422     | PROFESSIONAL HANDI-CROSS-CURB-STOP BAR/P&T   | 000000 | 1,916.52  |
| 01-4766                               | IPS GROUP INC           |                 |                  |  |        |           |
|                                       |                         | I-INV60313      | 610-4360-434     | MACHINERY/EQU PAY STATIONS-LABELS-DECALS/P&T | 000000 | 55,616.87 |
|                                       |                         | I-INV60916      | 610-4360-422     | PROFESSIONAL CC PYMT FEES-LICENSE FEE/P&T    | 000000 | 1,289.25  |
| DEPARTMENT 360 PARKING/TRANSPORTATION |                         |                 |                  |  | TOTAL: | 75,153.93 |
| 01-0545                               | LYNN'S DAKOTA MART      |                 |                  |  |        |           |
|                                       |                         | I-06/16/21 STMT | 610-4361-426     | SUPPLIES (14) 24 PACK BOTTLED WATER/TRO      | 000000 | 41.86     |
| 01-1653                               | STURDEVANT'S AUTO PARTS |                 |                  |  |        |           |
|                                       |                         | I-32-805468     | 610-4361-426     | SUPPLIES ON-OFF TOGGLE/TROLLEY               | 000000 | 5.39      |
|                                       |                         | I-32-805809     | 610-4361-426     | SUPPLIES 15 OZ JAR MOTOR MDI/TROLLEY         | 000000 | 5.59      |
|                                       |                         | I-32-805923     | 610-4361-426     | SUPPLIES SPEC ORDER 6900 2RS BEARING/TR      | 000000 | 15.00     |
|                                       |                         | I-32-806129     | 610-4361-426     | SUPPLIES ZEREX EXT 50/50-POWER PLUG/TRO      | 000000 | 16.88     |
|                                       |                         | I-32-806191     | 610-4361-426     | SUPPLIES REFLECTOR-CLEAR LIGHTS/TROLLEY      | 000000 | 72.25     |
|                                       |                         | I-32-806207     | 610-4361-425     | REPAIRS HEAVY DUTY SNAP/TROLLEY              | 000000 | 40.95     |
|                                       |                         | I-32-806211     | 610-4361-425     | REPAIRS LOCK-SNAP RING PLIERS/TROLLEY        | 000000 | 37.50     |
|                                       |                         | I-32-806270     | 610-4361-426     | SUPPLIES FUEL LINE HOSE-OSE CLAMP/TROLL      | 000000 | 7.41      |
|                                       |                         | I-32-806275     | 610-4361-426     | SUPPLIES LIGHT RETURN-TERMINAL-TUBE/TRO      | 000000 | 16.01     |
|                                       |                         | I-32-807116     | 610-4361-426     | SUPPLIES GA HYLON BUT-HOSE FITTING/TROL      | 000000 | 30.42     |
|                                       |                         | I-32-807819     | 610-4361-426     | SUPPLIES THREAD SEALANT WIT/TROLLEY          | 000000 | 6.84      |
|                                       |                         | I-32-807820     | 610-4361-426     | SUPPLIES ABR STIKI-SANDPAPER/TROLLEY         | 000000 | 38.99     |
|                                       |                         | I-32-808566     | 610-4361-426     | SUPPLIES SPREADER KIT-QUICK GLAZE/TROLL      | 000000 | 54.83     |
|                                       |                         | I-32-808611     | 610-4361-426     | SUPPLIES BODY-PRIMER-PLUG-ZEREX/TROLLEY      | 000000 | 46.77     |

PACKET: 05412 COMBINED - 6/22/21  
VENDOR SET: 01  
FUND : 610 PARKING/TRANSPORTATION  
DEPARTMENT: 361 TROLLEY DEPARTMENT  
BUDGET TO USE: CB-CURRENT BUDGET

Section 4 Item a.

BANK: FNBAP

| VENDOR  | NAME                    | ITEM #            | G/L ACCOUNT NAME | DESCRIPTION                                | CHECK#                            | AMOUNT           |
|---------|-------------------------|-------------------|------------------|--|-----------------------------------|------------------|
| 01-3706 | STURGIS AUTO PARTS, INC | I-251773          | 610-4361-426     | SUPPLIES LED TURN LAMP/TROLLEY             | 000000                            | 56.98            |
| 01-4347 | VERIZON CONNECT NWF, I  | I-OSV000002459078 | 610-4361-422     | PROFESSIONAL MAY DATA CONNECT SRVC/TROLLEY | 000000                            | 95.95            |
| 01-4765 | AUCA WESTERN FIRST AID  | I-RAP2-000583     | 610-4361-426     | SUPPLIES BANDAGES-LENS CLNR-WIPES/TROLL    | 000000                            | 103.27           |
|         |                         |                   |                  |  | DEPARTMENT 361 TROLLEY DEPARTMENT | TOTAL: 692.89    |
| 01-0429 | BLACK HILLS ENERGY      | I-POWER 05/27/21  | 610-4362-428     | UTILITIES BROADWAY PARKING RAMP            | 000000                            | 719.48           |
| 01-1653 | STURDEVANT'S AUTO PARTS | I-32-808335       | 610-4362-425     | REPAIRS HD STRAP WRENCH/RAMP               | 000000                            | 21.95            |
|         |                         |                   |                  |  | DEPARTMENT 362 BROADWAY GARAGE    | TOTAL: 741.43    |
|         |                         |                   |                  |  | FUND 610 PARKING/TRANSPORTATION   | TOTAL: 76,588.25 |

PACKET: 05412 COMBINED - 6/22/21

VENDOR SET: 01

Section 4 Item a.

FUND : 720 DEPOSITS HELD

DEPARTMENT: 000 NON-DEPARTMENTAL

BANK: FNBAP

BUDGET TO USE: CB-CURRENT BUDGET

| VENDOR  | NAME                   | ITEM #     | G/L ACCOUNT NAME | DESCRIPTION                        | CHECK#                          | AMOUNT   |          |
|---------|------------------------|------------|------------------|------------------------------------|---------------------------------|----------|----------|
| 01-1049 | L-D YOUTH SOCCER ASSN. | I-06152021 | 720-4000-429     | OTHER DEPOSIT REFUND               | 000000                          | 500.00   |          |
| 01-4015 | LIBBY PRODUCTIONS, LLC | I-061521   | 720-4000-429     | OTHER DEPOSIT RFND - DWD PBR       | 000000                          | 1,100.00 |          |
| 01-4348 | WEM, INC               | I-06152021 | 720-4000-429     | OTHER DEPOSIT REFUND               | 000000                          | 500.00   |          |
| 01-4380 | CARTER FMX LLC         | I-061521   | 720-4000-429     | OTHER DEPOS.REFUND-DWD ALL IN MTRX | 000000                          | 1,100.00 |          |
| 01-4815 | BHSS FOUNDATION        | I-06152021 | 720-4000-429     | OTHER DEPOSIT REFUND -             | 000000                          | 1,100.00 |          |
| 01-4838 | BUSH, ALEXANDRA        | I-06152021 | 720-4000-429     | OTHER DEPOSIT REFUND               | 000000                          | 500.00   |          |
|         |                        |            |                  |                                    | DEPARTMENT 000 NON-DEPARTMENTAL | TOTAL:   | 4,800.00 |
|         |                        |            |                  |                                    | FUND 720 DEPOSITS HELD          | TOTAL:   | 4,800.00 |

PACKET: 05412 COMBINED - 6/22/21  
VENDOR SET: 01  
FUND : 723 NICKEL SLOT PAYMENT AGNCY  
DEPARTMENT: 000 NON-DEPARTMENTAL  
BUDGET TO USE: CB-CURRENT BUDGET

Section 4 Item a.

BANK: FNBAP

| VENDOR  | NAME                    | ITEM #   | G/L ACCOUNT NAME | DESCRIPTION                        | CHECK#              | AMOUNT     |
|---------|-------------------------|----------|------------------|------------------------------------|---------------------|------------|
| 01-0579 | SD COMMISSION ON GAMING | I-061521 | 723-4000-429     | OTHER CITY SLOTS - PYMT 12,YR 3    | 000000              | 29,829.55  |
|         |                         |          |                  | DEPARTMENT 000 NON-DEPARTMENTAL    | TOTAL:              | 29,829.55  |
|         |                         |          |                  | FUND 723 NICKEL SLOT PAYMENT AGNCY | TOTAL:              | 29,829.55  |
|         |                         |          |                  |                                    | REPORT GRAND TOTAL: | 469,285.13 |

OFFICE OF  
PLANNING, ZONING AND  
HISTORIC PRESERVATION  
108 Sherman Street  
Telephone (605) 578-2082  
Fax (605) 578-2084



**Kevin Kuchenbecker**  
Historic Preservation Officer  
Telephone (605) 578-2082  
kevin@cityofdeadwood.com

## **MEMORANDUM**

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**Date:** June 9, 2021  
**To:** Historic Preservation Commission  
**From:** Kevin Kuchenbecker, Historic Preservation Officer  
**Re:** Permission to pay Norton Mobile Welding LLC Invoice

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Staff is requesting permission to pay Norton Mobile Welding LLC for gate fabrication and installation in the amount of \$5,860.00 to be paid from the HP Rodeo Grounds line item. Norton Mobile Welding LLC fabricated a new main gate for the arena, which replaced the deteriorating gate, and also repaired pipes for the chute.

This is part \$65,000 approved by the City Commission on April 5, 2021 for the Days of '76 Rodeo Arena and Grandstands Upgrades and Repairs

### **RECOMMENDATION**

Recommend City Commission to approve permission Norton Mobile Welding LLC for gate fabrication and installation in the amount of \$5,860.00 to be paid from the HP Capital Assets Rodeo Grounds line item.

**INVOICE****Norton Mobile Welding LLC***"NO JOB TOO BIG, OR TOO SMALL"*

703 Butte Street,  
 Belle Fourche, SD, 57717  
 Phone:1-605-641-3170

DATE: 6/7/21

**TO:TO:**  
 Bob  
 City of Deadwood

**SHIP TO:**  
 Norton Mobile Welding LLC  
 11154 Eaton Lane  
 Belle Fourche, SD, 57717

**COMMENTS OR SPECIAL INSTRUCTIONS:**

Gate Fabrication, and installation

| SALESPERSON   | P.O. NUMBER | REQUISITIONER | SHIPPED VIA | F.O.B. POINT | TERMS          |
|---------------|-------------|---------------|-------------|--------------|----------------|
| Ramsay Norton |             |               |             |              | Due on receipt |

| QUANTITY | DESCRIPTION   | UNIT PRICE | TOTAL      |
|----------|---|------------|------------|
| 1        | Steel Plate, Strap,                                     | \$3,225.00 | \$3,225.00 |
| 55       | 90 Degree break Points                                  | \$5.00     | \$275.00   |
| 1        | Fabrication of tubes, gates, and installation           | \$2,000.00 | \$2,000.00 |
| 3        | 2 men Cut and Plate pipe inside of arena for gate swing | \$120.00   | \$360.00   |
|          |   |            |            |
|          |   |            |            |
|          |   |            |            |
|          |   |            |            |
|          |   |            |            |
|          |   |            |            |

|           |            |
|-----------|------------|
| SUBTOTAL  | \$5,860.00 |
| SALES TAX |            |
| TOTAL DUE | \$5,860.00 |

Make all checks payable to Norton Mobile Welding LLC.

If you have any questions concerning this invoice, contact: Ramsay Norton 1(605)641-3170, Or Email [Norton-745@hotmail.com](mailto:Norton-745@hotmail.com)

**THANK YOU FOR YOUR BUSINESS!**



## PERMANENT EASEMENT

FOR AND IN CONSIDERATION of the sum of Ten Dollars (\$10.00) cash in hand paid, and other good and valuable consideration, the receipt and sufficiency of all of which are hereby acknowledged, the undersigned Grantor, MDC COAST 21, LLC, a Delaware limited liability company, as the fee simple owner (“**MDC**”), and Family Dollar Stores of South Dakota, LLC, a Virginia limited liability company, as the tenant (“**Family Dollar**”), MDC and Family Dollar together the “Grantors,” do hereby sell, convey and quitclaim, without any warranties, unto the CITY OF DEADWOOD, SOUTH DAKOTA, a city commission municipality, as Grantee, a non-exclusive permanent easement (“**Easement**”) ON that certain real property depicted as “Permanent Utility Easement 10x10” on Exhibit “A,” attached hereto and incorporated herein by reference (the “**Easement Area**”), which is a part of that certain real property commonly known as 124 Sherman St., Deadwood, SD 57732 (“**Property**”).

The Easement conveyed herein solely for the purpose of, Grantee, at its sole cost and expense, constructing, installing, maintaining and repairing a drop inlet (“**Drop Inlet**”) within the Easement Area (“**Grantee’s Work**”) to assist with storm water runoff from the Property to stormwater facilities that the Grantee will place, at its sole cost and expense, on the adjacent property owned by the Grantee (“**Facilities**”). The Drop Inlet installed by Grantee in connection with its rights herein shall be below or flush with the ground. Notwithstanding anything to the contrary contained herein, except for the Drop Inlet, the Facilities shall be located solely on the Grantee’s adjacent property.

Grantors’ execution of this Permanent Easement and the granting of the rights herein described are subject to the following terms. Grantee’s exercise of any rights granted herein shall be deemed an acceptance of said terms.

For purposes of this Permanent Easement, the term “Grantee” shall include Grantee, its affiliates, agents, employees and/or contractors.

1. Grantee’s exercise of its rights under the Easement shall be conducted in a manner that shall not materially interfere with or impair any operations or business being conducted on the Property, pedestrian or vehicular access to/from the Property, or the visibility of any signage situated on the Property.
2. Grantee shall have no right to park vehicles, store equipment or materials on the Property.
3. Grantee may remove or trim such trees and bushes located in the Easement Area as may be necessary to exercise the rights conveyed herein. Any damage to improvements on the Property resulting from Grantee's exercise of rights under this Easement shall be repaired or replaced at Grantee’s expense.

4. Grantee shall, at its sole cost and expense, operate, maintain, repair and, as necessary, replace the Drop Inlet and Facilities and the connection between them, keeping the same in good condition and repair so that the same remain in a condition reasonably suitable to permit the operation/function of the Drop Inlet for the purposes described herein.
5. Grantors reserve the right to the full use and enjoyment of the Easement Area subject to the rights herein granted to Grantee. Future notices regarding the Easement shall be directed to: Realty Income Corporation, Attn.: Legal Department, 11995 El Camino Real, San Diego, CA 92130, Telephone: (858) 284-5000. So long as Family Dollar is MDC's tenant for the Property, a copy of notices regarding the Easement shall be sent to: Family Dollar, 500 Volvo Parkway, Chesapeake, Virginia 23320, Reference: Store #30984.
6. To the extent permitted by law, Grantee shall and does hereby indemnify, defend and protect Grantors and hold Grantors harmless from any and all loss, cost, damage, expense and/or liability incurred in connection with or arising from Grantee's Work and exercise of Grantee's rights under the Easement. This indemnification (a) shall survive the expiration or termination of the Easement; (b) shall not be limited by reason of any insurance carried by Grantee, Grantors, or any tenant of the Property; and (c) shall extend to any tenant or occupant of the Property.
7. Grantee accepts the Property as is, where is, with all faults. Moreover, (a) Grantors make no representations or warranties of any kind, either express or implied, with respect to the Property or the condition thereof; and (b) the rights granted by this Easement are subject to all matters of record, applicable laws to which the Property is subject, and to any state of facts which a current survey or physical inspection of the Property might disclose.
8. If the Easement is discontinued or abandoned for the purposes herein granted, the Easement shall, without notice, demand or re-entry, revert to MDC, its successors and assigns. In such event, upon the request of MDC, Grantee shall convey the Easement Area by Quitclaim deed to MDC.
8. MDC shall have the right, at its sole option and expense, to relocate the Easement to a location of MDC's choosing on the Property, provided such relocation does not frustrate the purposes of the Easement. In the event that MDC relocates the Easement, Grantee shall agree to modify the Easement to accommodate the new location.

Further, Grantee hereby grants a perpetual non-exclusive easement to Grantors to use the Drop Inlet for the acceptance of stormwater collected by the Drop Inlet on MDCs Property and constructed by Grantee, to divert stormwater from the Property to the Facilities constructed by Grantee on Grantee's adjacent parcel.

So long as Family Dollar is MDC's tenant for the Property, Family Dollar shall have the right to enforce this Easement.

[SIGNATURES ON THE FOLLOWING PAGES]

IN WITNESS WHEREOF, the duly authorized representative of MDC has executed this instrument on this the \_\_\_\_\_ day of \_\_\_\_\_, 2021.

**MDC COAST 21, LLC,**  
a Delaware limited liability company

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

ACKNOWLEDGMENT

*A Notary Public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.*

STATE OF CALIFORNIA

COUNTY OF SAN DIEGO

On \_\_\_\_\_, 2021 before me, \_\_\_\_\_, Notary Public, personally appeared \_\_\_\_\_, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

\_\_\_\_\_  
Signature of Notary Public

(Notary Seal)

IN WITNESS WHEREOF, the duly authorized representative of Family Dollar has executed this instrument on this the \_\_\_\_\_ day of \_\_\_\_\_, 2021.

**FAMILY DOLLAR STORES OF SOUTH DAKOTA, LLC**  
a Virginia limited liability company

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

[PLEASE INSERT NOTARY ACKNOWLEDGEMENT]

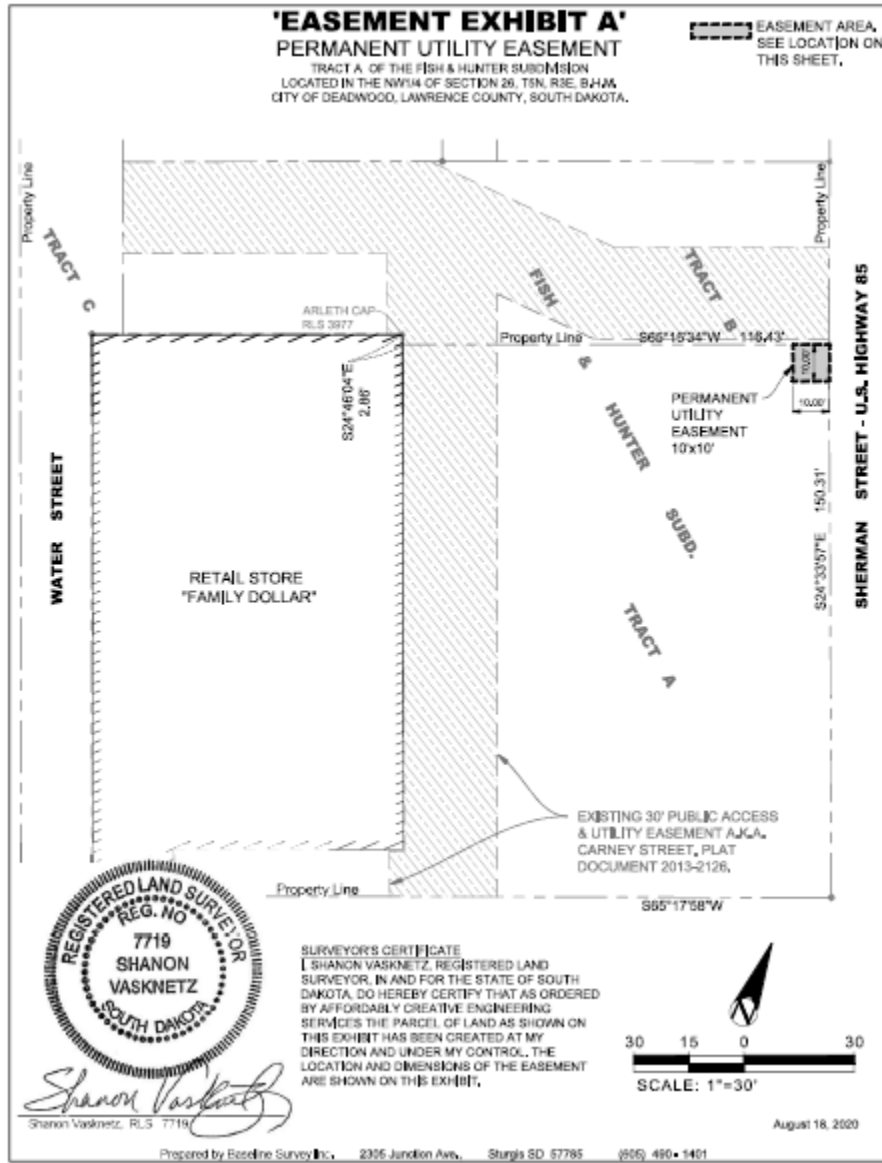
IN WITNESS WHEREOF, the duly authorized representative of the Grantee has executed this instrument on this the \_\_\_\_\_ day of \_\_\_\_\_, 2021.

**CITY OF DEADWOOD, SOUTH  
DAKOTA,**  
a city commission municipality

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

[PLEASE INSERT APPLICABLE NOTARY ACKNOWLEDGEMENT]

### Exhibit "A" Legal Description & Depiction



THIS INSTRUMENT PREPARED BY:  
Attn: Laura Tehrani, Esq.  
MDC Coast 21, LLC  
11995 El Camino Real  
San Diego, CA 92130

STATE OF SOUTH DAKOTA )  
 )  
COUNTY OF LAWRENCE )

Cross-Reference: Document # 2013-2126 of the Lawrence County Records

**PARTIAL RELEASE OF EASEMENT**

This Partial Release of Easement (this "**Partial Release**") is made and delivered as of \_\_\_\_\_, \_\_\_\_\_ by MDC COAST 21, LLC, a Delaware limited liability company ("**MDC**") and the CITY OF DEADWOOD, South Dakota, a city commission municipality ("**CITY**").

**RECITALS**

- A. MDC is the successor-in-interest to Excell Deadwood, LLC and now owns the real property described in Exhibit "A" attached to this Partial Release and incorporated herein by this reference ("**MDC Parcel**").
- B. CITY owns the real property described in Exhibit "B" attached hereto and incorporated herein by this reference ("**CITY Parcel**," together with the MDC Parcel, the "**Parcels**")
- C. The MDC Parcel is contiguous with and immediately adjacent to the CITY Parcel.
- D. The plat recorded on May 1, 2013 as Document #2013-2126 in the Register of Deeds of Lawrence County, South Dakota (the "**Plat**"), attached hereto as Exhibit "C" and incorporated herein by reference, created: (i) a twenty-five (25) foot wide utility and vehicular and pedestrian access easement marked and shown as "25' Wide Public Access & Utility Easement" on the Plat over the CITY Parcel in favor of the MDC Parcel ("**MDC Easement**"); and (ii) a thirty (30) foot wide utility and vehicular and pedestrian access easement marked and shown as "30' Public Access and Utility Easement" on the Plat over the MDC Parcel in favor of the CITY Parcel, ("**City Easement**'1).
- E. MDC and CITY now desire to execute and record this Partial Release to forever vacate,



relinquish, terminate, and release solely the vehicular access easements that are part of the MDC Easement and the CITY Easement from the CITY Parcel and MDC Parcel, respectively.

NOW, THEREFORE, WITNESSETH, THAT FOR AND IN CONSIDERATION of the mutual covenants of the parties hereto, the receipt and adequacy of which are hereby acknowledged by each party, the parties wish to enter into this Partial Release according to the terms and conditions set forth in this Partial Release.

1. **Recitals.** The parties agree that the above-mentioned Recitals are true and accurate and are hereby incorporated into this Partial Release by reference.
2. **Capitalized Terms.** All capitalized terms used herein, unless otherwise defined, shall have the same meaning as given in the Plat.
3. **Partial Release.** MDC and CITY hereby agree to forever vacate, relinquish terminate, and release solely the vehicular access easements from: (a) the MDC Easement and the CITY Parcel; and (b) the CITY Easement and the MDC Parcel.
4. **Remaining Easements.** MDC and CITY acknowledge and agree that, in addition to the vehicular easements terminated by this Partial Release, CITY Easement and the MDC Easement include a pedestrian access easement and a utility easement. MDC and CITY agree that this Partial Release shall not be deemed to vacate, terminate, or release such pedestrian access or utility easements from the MDC Easement and the CITY Easement and contained within the Plat, both of which shall remain in full force and effect.
5. **Recordation.** This Partial Release shall be recorded in the real property records of Lawrence County, South Dakota by the CITY, at the CITY's sole cost and expense, upon execution by all required parties. Any oral representations or modifications concerning this instrument shall be of no force or effect. This instrument contains the entire agreement between the parties relating to the partial release of the above-described easements.

[THE REMAINDER OF THIS PAGE WAS LEFT BLANK INTENTIONALLY]

IN WITNESS WHEREOF, MDC and CITY have executed this Partial Release to be effective as of the day and year first above written.

**MDC:**

**MDC COAST 21, LLC,**  
a Delaware limited liability company

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Its: \_\_\_\_\_

**ACKNOWLEDGMENT**

*A Notary Public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.*

STATE OF CALIFORNIA

COUNTY OF SAN DIEGO

On \_\_\_\_\_, 2021 before me, \_\_\_\_\_, Notary Public, personally appeared \_\_\_\_\_, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

\_\_\_\_\_  
Signature of Notary Public (Notary Seal)

**CITY:**

THE CITY OF DEADWOOD, SOUTH DAKOTA  
a city commission municipality

By: \_\_\_\_\_

Name: \_\_\_\_\_

Its: \_\_\_\_\_

[INSERT NOTARY ACKNOWLEDGEMENT]

**EXHIBIT A**

**MDC Parcel**

Tract A of the Fish & Hunter Subdivision, City of Deadwood, Lawrence County, South Dakota, according to Plat, filed May 1, 2013 as Document No. 2013-2126.

Also with the address of 124 Sherman Street, Deadwood, South Dakota

**EXHIBIT B**

**CITY Parcel**

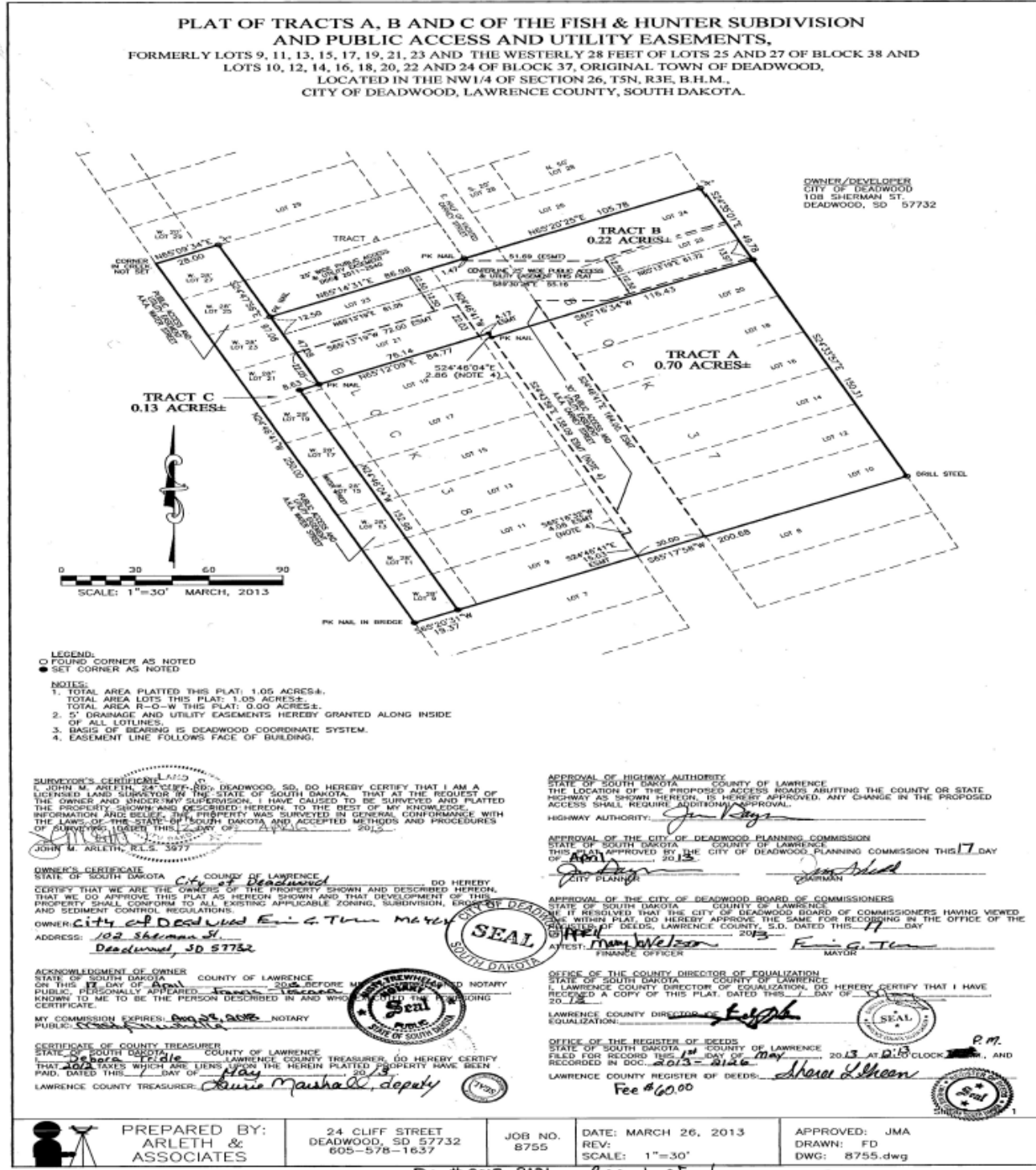
Tract B of the Fish & Hunter Subdivision, City of Deadwood, Lawrence County, South Dakota according to Plat, filed May 1, 2013 as Document No. 2013-2126

# EXHIBIT C

## Plat

**PLAT OF TRACTS A, B AND C OF THE FISH & HUNTER SUBDIVISION AND PUBLIC ACCESS AND UTILITY EASEMENTS, FORMERLY LOTS 9, 11, 13, 15, 17, 19, 21, 23 AND THE WESTERLY 28 FEET OF LOTS 25 AND 27 OF BLOCK 38 AND LOTS 10, 12, 14, 16, 18, 20, 22 AND 24 OF BLOCK 37, ORIGINAL TOWN OF DEADWOOD, LOCATED IN THE NW 1/4 OF SECTION 26, T5N, R3E, B.H.M., CITY OF DEADWOOD, LAWRENCE COUNTY, SOUTH DAKOTA.**

OWNER/DEVELOPER  
CITY OF DEADWOOD  
108 SHERMAN ST.  
DEADWOOD, SD 57732





THIS INSTRUMENT PREPARED BY:  
Attn: Laura Tehrani, Esq.  
MDC Coast 21, LLC  
11995 El Camino Real  
San Diego, CA 92130

STATE OF SOUTH DAKOTA )  
 )  
COUNTY OF LAWRENCE )

Cross-Reference: Document # 2014-04034 of the Lawrence County Records

**PARTIAL RELEASE OF EASEMENT**

This Partial Release of Easement (this "**Partial Release**") is made and delivered as of \_\_\_\_\_, \_\_\_\_ by MDC COAST 21, LLC, a Delaware limited liability company ("**MDC**") and the CITY OF DEADWOOD, South Dakota, a city commission municipality ("**CITY**").

**RECITALS**

- A. MDC is the successor-in-interest to Excell Deadwood, LLC and now owns the real property described in Exhibit "A-1" attached to this Partial Release and incorporated herein by this reference ("**MDC Parcel**").
- B. CITY owns the real property described in Exhibit "B-1" attached to this Partial Release and incorporated herein by this reference ("**CITY Parcel**," together with the MDC Parcel, the "**Parcels**").
- C. MDC has leased the MDC Parcel to Family Dollar Stores of South Dakota, LLC ("Tenant").
- D. The MDC Parcel is contiguous with and immediately adjacent to the City Parcel.
- E. The instrument titled Easement Agreement and recorded on October 1, 2014 as Document #2014-04034 in the Register of Deeds of Lawrence County, South Dakota (the "**Easement Agreement**") created: (a) easements for vehicular and pedestrian access, parking and utilities



in favor of the MDC Parcel, located on the CITY Parcel as shown on Exhibit "A" attached to the Easement Agreement and marked as "Additional Public Access and Utility Easement" ("**MDC Easement**"); and (b) easements for vehicular and pedestrian access and utilities in favor of the CITY Parcel, located on the MDC Parcel and as shown on Exhibit "B" attached to the Easement Agreement and marked as "Public Access and Utility Easement" ("**CITY Easement**") (the MDC Easement and the CITY Easement together, the "**Easements**").

- F. In order to enhance public safety, CITY suggested that, CITY, at CITY's sole cost and expense, will: (1) close the MDC Parcel's existing twenty-four (24) foot wide direct access driveway from the MDC Parcel to the public right of way Sherman Street ("**Existing Driveway**"); (2) relocate and install a new forty (40) foot wide direct access driveway from the MDC Parcel to the public right of way Sherman Street ("**Public ROW**") as shown on Exhibit "C" ("**New Driveway**") attached to this Partial Release and incorporated herein by reference; and (3) terminate the vehicular access easement in favor of MDC over the CITY Parcel and the vehicular access easement in favor of CITY over the MDC Parcel.
- G. MDC and CITY now desire to execute and record this Partial Release to forever vacate, relinquish, terminate, and release solely the vehicular access easements from the Easements on the Parcels.

NOW, THEREFORE, WITNESSETH, THAT FOR AND IN CONSIDERATION of the mutual covenants of the parties to this Partial Release, the receipt and adequacy of which are hereby acknowledged by each party, the parties wish to enter into this Partial Release according to the terms and conditions set forth in this Partial Release.

1. **Recitals.** The parties agree that the above-mentioned Recitals are true and accurate and are hereby incorporated into this Partial Release by reference.
2. **Capitalized Terms.** All capitalized terms used herein, unless otherwise defined, shall have the same meaning as given in the Easement Agreement.
3. **Partial Release.** MDC and CITY hereby agree to forever vacate, relinquish terminate, and release solely the vehicular access easements from the CITY Parcel and the MDC Parcel, provided that MDC receives: (i) written notice from CITY that CITY has: (x) removed the Existing Driveway; and (y) relocated and installed the New Driveway pursuant to the terms and conditions of that certain Temporary Construction Easement agreement dated \_\_\_\_\_, 2021 ("**TCE Agreement**"); and (ii) Tenant's written confirmation that after completion of the New Driveway, the vehicular access easement located on the City Parcel is no longer required by Tenant for Tenant's truck trailer deliveries and Tenant's access to the MDC Parcel. Notwithstanding anything to the contrary contained herein, in the event, CITY does not relocate and install the New Driveway pursuant to that certain TCE Agreement and Tenant does not confirm that the vehicular access easement located on the City Parcel is no longer required by Tenant for Tenant's truck trailer deliveries, the vehicular access easements shall remain in full force and effect until such requirements are met.

4. **Remaining Easements.** MDC and CITY acknowledge and agree that, in addition to the vehicular access easements terminated by this Partial Release, the Easement Agreement created the following easements: (a) pedestrian access (ingress and egress) and utility easements in favor of the CITY Parcel as part of the CITY Easement over the MDC Parcel; and (b) parking, pedestrian access (ingress and egress) and utility easements in favor of the MDC Parcel as part of the MDC Easement over the CITY Parcel, the location of each of which easement is more particularly described in the Easement Agreement. MDC and CITY agree that this Partial Release shall not be deemed to vacate, terminate, or release any such parking, pedestrian access (ingress and egress) and utility easements contained within the Easement Agreement, all of which shall remain in full force and effect.
  
5. **Recordation.** This Partial Release shall be recorded in the real property records of Lawrence County, South Dakota by the CITY, at the CITY's sole cost and expense, upon execution by all required parties. Any oral representations or modifications concerning this instrument shall be of no force or effect. This instrument contains the entire agreement between the parties relating to the partial release of the above-described easements.

[Remainder of page intentionally left blank.]

**IN WITNESS WHEREOF**, MDC and CITY have executed this Partial Release to be effective as of the day and year first above written.

**MDC:**

**MDC COAST 21, LLC,**  
a Delaware limited liability company

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Its: \_\_\_\_\_

**ACKNOWLEDGMENT**

*A Notary Public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.*

STATE OF CALIFORNIA  
  
COUNTY OF SAN DIEGO

On \_\_\_\_\_, 2021 before me, \_\_\_\_\_, Notary Public, personally appeared \_\_\_\_\_, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

\_\_\_\_\_  
Signature of Notary Public (Notary Seal)

**CITY:**

THE CITY OF DEADWOOD, SOUTH DAKOTA  
a city commission municipality

By: \_\_\_\_\_

Name: \_\_\_\_\_

Its: \_\_\_\_\_

[PLEASE INSERT NOTARY ACKNOWLEDGEMENT]

**EXHIBIT A-1**

**MDC PARCEL**

Tract A of the Fish & Hunter Subdivision, City of Deadwood, Lawrence County, South Dakota, according to Plat, filed May 1, 2013 as Document No. 2013-2126.

Also with the address of 124 Sherman Street, Deadwood, South Dakota

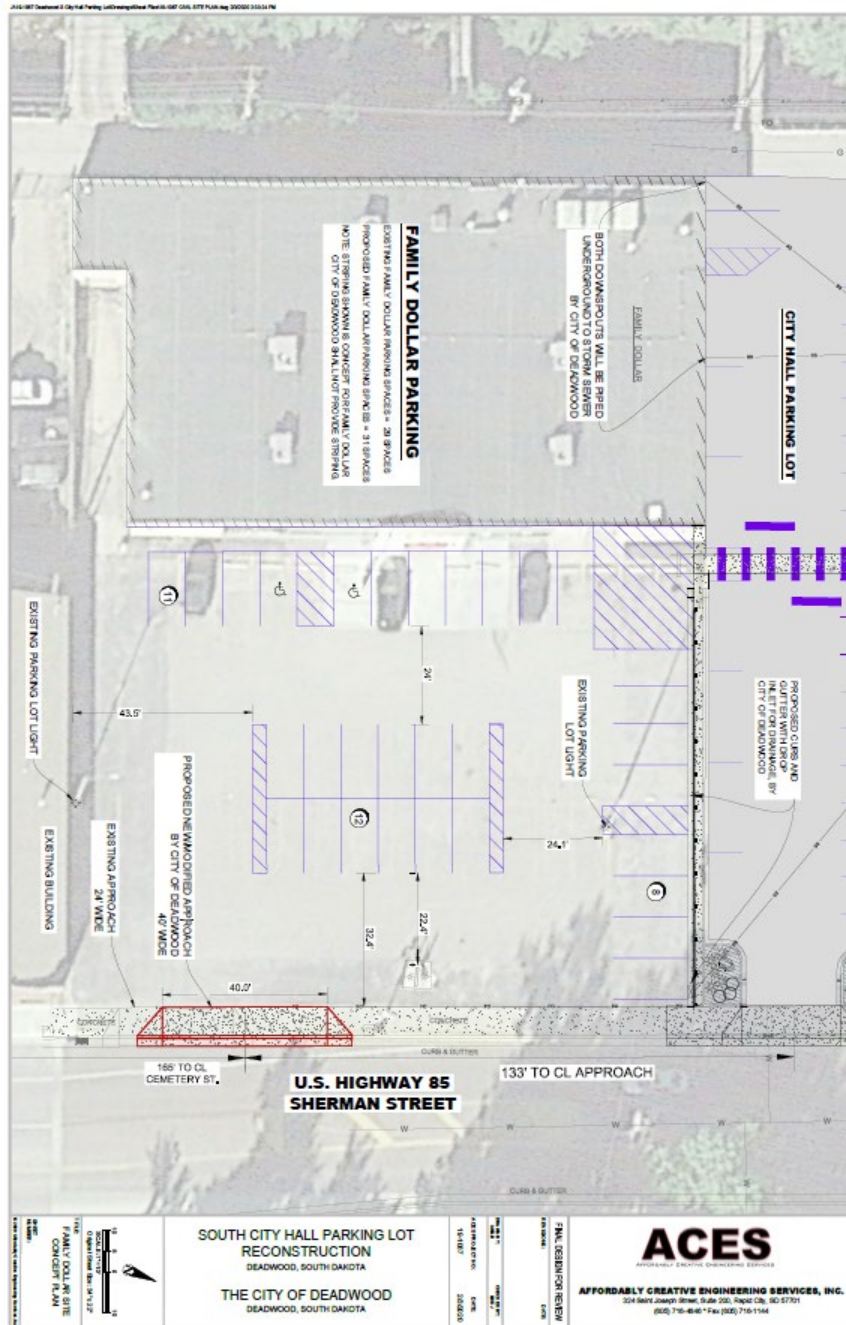
**EXHIBIT B-1**  
**CITY PARCEL**

Tract B of the Fish & Hunter Subdivision, City of Deadwood, Lawrence County, South Dakota according to Plat, filed May 1, 2013 as Document No. 2013-2126



# EXHIBIT C

## Family Dollar Site Concept Plan







## TEMPORARY CONSTRUCTION EASEMENT

FOR AND IN CONSIDERATION of the sum of Ten Dollars (\$10.00) cash in hand paid, and other good and valuable consideration, the receipt and sufficiency of all of which are hereby acknowledged, the undersigned Grantors, **MDC Coast 21, LLC**, a Delaware limited liability company, as the fee simple owner (“**MDC**”), and Family Dollar Stores of South Dakota, LLC, a Virginia limited liability company, as the tenant (“**Family Dollar**”), MDC and Family Dollar together the “Grantors,” do hereby sell, convey and quitclaim, without any warranties, unto the **City of Deadwood, South Dakota**, a city commission municipality, as Grantee, a non-exclusive temporary easement (“**Temporary Construction Easement**”) ON and ALONG that certain real property described and depicted on Exhibit “A,” attached hereto and incorporated herein by reference (the “**Easement Areas**”), which is a part of that certain real property commonly known as 124 Sherman St., Deadwood, SD 57732 (“**Property**”).

Grantee’s rights hereunder are limited to Grantee’s performance, at Grantee’s sole cost and expense, of: (1) using the Easement Area marked as “**Driveway Temporary Construction Easement Area**” as work space for: (a) removing the existing twenty-four (24) feet driveway approach from and to the Property to the public right of way Sherman Street (“**Existing Driveway**”); and (b) relocating and installing, including, but not limited to regrading and paving, a forty (40) feet driveway approach for ingress and egress to and from the Property to the public right of way Sherman Street which driveway shall be located solely within the public right of way and tying in the driveway with Grantor’s Property as shown as “**Proposed New/Modified Approach by City of Deadwood 40’ Wide**” on the “Family Dollar Site Concept Plan” (“**New Driveway**”) attached hereto as Exhibit “B” and incorporated herein by reference; and (2) re-grading, paving and restriping a portion of the Property within the Re-Grading Temporary Construction Easement Area to mitigate storm water drainage and surface flow issues on the Property and direct storm water drainage to a drop inlet (collectively, the “**Work**”) required to be constructed by Grantee pursuant to the certain Permanent Easement dated \_\_\_\_\_, 2021 entered into by Grantor and Grantee.

Grantors’ execution of this Temporary Construction Easement and the granting of the rights herein described are subject to the following terms. Grantee’s exercise of any rights granted herein shall be deemed an acceptance of said terms.

For purposes of this Temporary Construction Easement, the term “Grantee” shall include Grantee, its affiliates, agents, employees and/or contractors.

1. Grantee will provide Grantors with written notice at the addresses set forth in Paragraph 5 below at least ten (10) days prior to Grantee’s commencement of the Work.
2. The Work shall be conducted in a manner that shall not materially interfere with or impair any operations or business being conducted on the Property, pedestrian or vehicular access

to/from the Property, the orderly flow of traffic thereon, or the visibility of any signage situated on the Property. Without limiting the foregoing, Grantee agrees to construct the New Driveway before removing the Existing Driveway so that Grantors will have uninterrupted vehicular access from Sherman Street to the Property. In addition, Grantee agrees not to conduct the Work from October 1 through January 20 of any year and, during the Work, Grantee will erect and install a professionally printed temporary “Open for Business” sign identifying Grantors tenant’s name, logo, or other branding information for the benefit of Grantors.

3. Grantee shall have no right to park vehicles or store equipment or materials on the Property.
4. Grantee, at its sole cost and expense, shall restore the Property to the condition as it existed prior to Grantee’s entry onto the Property and performance of the Work. Grantee’s obligation to restore the Property shall survive expiration or termination of the Temporary Construction Easement. Notwithstanding anything to the contrary contained herein, there shall be no permanent improvements on the Property after Grantee completes the Work, except for the area in which Grantee is regrading a portion of the Property within the Re-Grading Temporary Construction Easement Area to mitigate storm water drainage and surface flow issues on the Property. Changes in grade shall be minimal and shall not affect the parking spaces currently located within the Easement Area. The New Driveway shall be located solely within the public right of way tying in with the Property in order to provide for vehicular ingress and egress, including, but not limited to, Grantors’ full size, 18-wheel delivery trucks, to and from the Property to the public right of way as shown on the Family Dollar Site Concept Plan attached hereto and incorporated herein.
5. Grantors reserve the right to the full use and enjoyment of the Easement Area subject to the rights herein granted to Grantee. Future notices regarding the Temporary Construction Easement shall be directed to: Realty Income Corporation, Attn.: Legal Department, 11995 El Camino Real, San Diego, CA 92130, Telephone: (858) 284-5000. So long as Family Dollar is MDC’s tenant for the Property, a copy of notices regarding the Easement shall be sent to: Family Dollar, 500 Volvo Parkway, Chesapeake, Virginia 23320, Reference: Store #30984.
6. To the extent permitted by law, Grantee shall and does hereby indemnify, defend and protect Grantors and hold Grantors harmless from any and all loss, cost, damage, expense and/or liability incurred in connection with or arising from: (i) Grantee’s Work; (ii) exercise of Grantee’s rights under the Temporary Construction Easement; (iii) terms, conditions (standard and special) and obligations of the “Permittee” for the construction of the New Driveway under the South Dakota Department of Transportation Application for Highway Access Permit signed by Grantors and Grantee on \_\_\_\_\_, 2021 (“**Application**”) and all terms and conditions (standard and special) and obligations of the “Permittee” for the construction under the Highway Access Permit issued by SDDOT in connection with the Application and the New Driveway (“**Permit**”); and (iv) Grantors delivery trucks’ inability to access the Property easily, maneuver to the delivery dock and be able to leave the Property via the New Driveway. This indemnification (a) shall survive the expiration or termination of the Temporary Construction Easement; (b) shall not be limited by reason of any insurance carried by Grantee, Grantors, or any tenant of the Property; and (c) shall extend to any tenant or occupant of the Property.

7. Notwithstanding anything in this Temporary Construction Easement to the contrary, (a) Grantee accepts the Temporary Construction Easement (and Property, if applicable) as is, where is, with all faults; (b) Grantors make no representations or warranties of any kind, either express or implied, with respect to the Temporary Construction Easement or the Property or the condition thereof; and (c) the rights granted by this Temporary Construction Easement are subject to all matters of record and applicable laws to which the Property is subject; and any state of facts which a new survey or physical inspection of the Property might disclose.
8. The Temporary Construction Easement shall expire at the earlier of such time as the Work is completed or one (1) year from the date the Temporary Easement is executed by Grantors.
9. Grantee shall remove the Existing Driveway and reconstruct and install the New Driveway in compliance with and as required by all terms and conditions for the Permittee of the: (a) Application; (b) Permit; (c) and the Traffic Study of Truck Trailer Movement on Property attached hereto as Exhibit "C" which shall allow Grantor's tenant's delivery trucks to access the Property easily through the New Driveway, maneuver to the dock and leave the Property through the New Driveway.

So long as Family Dollar is MDC's tenant for the Property, Family Dollar shall have the right to enforce this Easement.

[SIGNATURES ON THE FOLLOWING PAGES]

IN WITNESS WHEREOF, the duly authorized representative of MDC has executed this instrument on this the \_\_\_\_\_ day of \_\_\_\_\_, 2021.

**MDC COAST 21, LLC,**  
a Delaware limited liability company

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

ACKNOWLEDGMENT

*A Notary Public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.*

STATE OF CALIFORNIA

COUNTY OF SAN DIEGO

On \_\_\_\_\_, 2021 before me, \_\_\_\_\_, Notary Public, personally appeared \_\_\_\_\_, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

\_\_\_\_\_  
Signature of Notary Public (Notary Seal) IN WITNESS WHEREOF, the duly authorized representative of Family Dollar has executed this instrument on this the \_\_\_\_ day of \_\_\_\_\_, 2021.

**FAMILY DOLLAR STORES OF SOUTH DAKOTA, LLC**  
a Virginia limited liability company

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

[PLEASE INSERT NOTARY ACKNOWLEDGEMENT]

IN WITNESS WHEREOF, the duly authorized representative of Grantee has executed this instrument on this the \_\_\_\_\_ day of \_\_\_\_\_, 2021.

**CITY OF DEADWOOD, SOUTH DAKOTA,**  
a city commission municipality

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

[PLEASE INSERT NOTARY ACKNOWLEDGEMENT]





### Exhibit "A" Depiction of Easement Areas

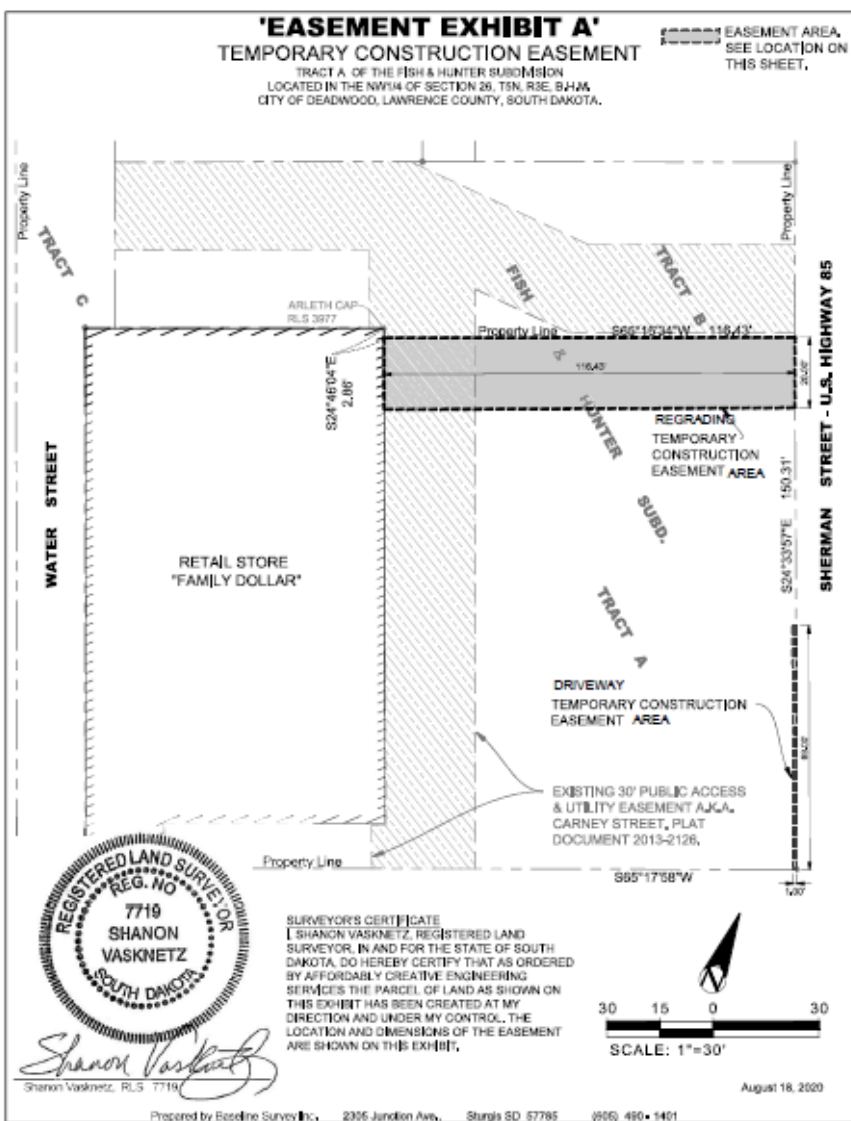
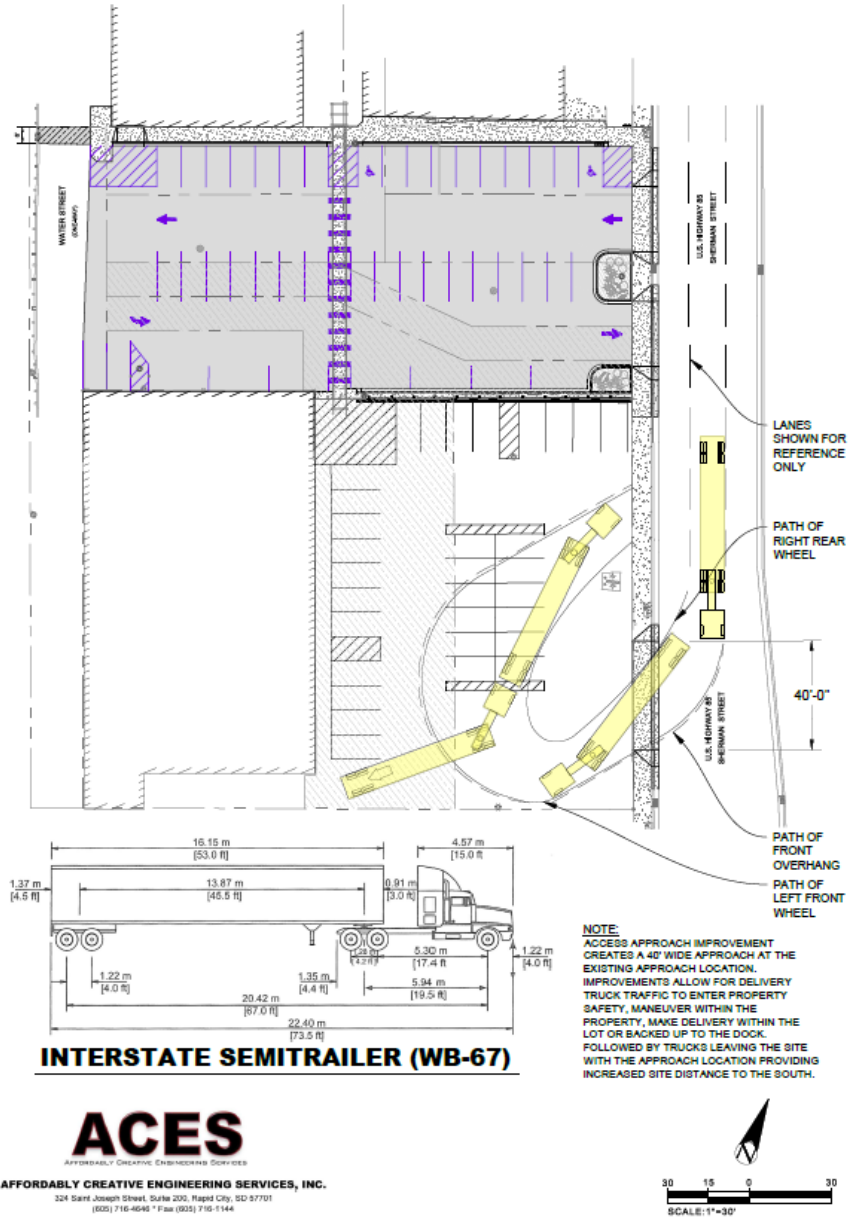




Exhibit "C"

**Traffic Study of Truck Trailer Movement on Property**

**SEMI-TRAILER MOVEMENT ENDING AT LOADING DOCK  
FAMILY DOLLAR, DEADWOOD**







**BOYS & GIRLS CLUBS  
OF THE BLACK HILLS**

HILL CITY | HOT SPRINGS | LEAD-DEADWOOD

Attn: Jessica McKeown  
City Commissioners  
102 Sherman St  
Deadwood, SD 57732

Dear Commissioners,

Thank you for your commitment to the Boys & Girls Club of Lead-Deadwood. The support of our cities and counties is vital for a sustainable program. We appreciate your partnership in serving the children of the community.

Please let this letter to also serve as the formal request of the 2021 allocated budget funds. All the funds raised in the Lead-Deadwood communities (fundraising, budget request, grants, etc) is for the sole purpose to support the efforts at the Lead-Deadwood Club only.

Feel free to contact me if you need additional information. Thank you!

Warm Regards,

Lisa Sagdalen  
BGCBH, CEO  
lisasag@bgcblackhills.org

P.O. BOX 227  
68 SHERMAN ST., STE 213  
DEADWOOD, SD 57732



DIRECTOR (605) 722-8889  
FAX (605) 722-8888  
E-MAIL alexandra.lux@lmcteencourt.com

May 10, 2021

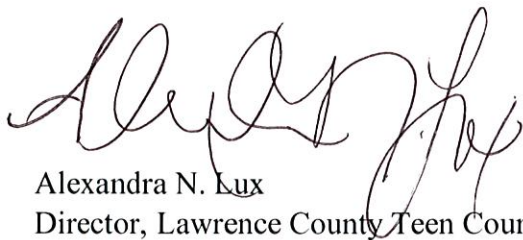
City of Deadwood Finance Office  
c/o Jessica McKeown  
100 Sherman Street  
Deadwood, SD 57732

To Whom It May Concern:

I am writing you today to respectfully request the disbursement of funds allocated to Lawrence County Teen Court for the 2021 fiscal year. This subsidy is in the amount of \$8,500.00. If you have any questions or concerns, please contact me via phone or email.

As always, your continued support of Teen Court is greatly appreciated. So far this year, our numbers have skyrocketed. However, we have also seen an increase in volunteerism, especially from the Lead-Deadwood School District, which makes this influx of cases more manageable and also shows the deep community to Teen Court that exists within our communities.

Sincerely,



Alexandra N. Lux  
Director, Lawrence County Teen Court

## 2021 City Nickel Auction Results

| <u>Round #</u> | <u>High Bidder-Licensee</u> | <u># Machines</u> | <u>Amt per Machine</u> |              |
|----------------|-----------------------------|-------------------|------------------------|--------------|
| New Bids       |                             |                   |                        |              |
| 1              | #2 - Cadillac Jack's        | 5                 | \$ 9,500.00            | \$ 47,500.00 |
| 2              | # 5 - Silverado/Franklin    | 5                 | \$ 10,000.00           | \$ 50,000.00 |
| 3              | #2 - Cadillac Jack's        | 5                 | \$ 8,500.00            | \$ 42,500.00 |
| 4              | #5 - Silverado/Franklin     | 5                 | \$ 8,500.00            | \$ 42,500.00 |
| 5              | #1 - Tin Lizzie             | 5                 | \$ 7,000.00            | \$ 35,000.00 |
| 6              | #1 - Tin Lizzie             | 5                 | \$ 8,000.00            | \$ 40,000.00 |
| 7              | #2 - Cadillac Jack's        | 5                 | \$ 8,000.00            | \$ 40,000.00 |
| 8              | #1 - Tin Lizzie             | 5                 | \$ 8,500.00            | \$ 42,500.00 |
|                |                             | 40                | \$ 340,000.00          |              |
| Renewals       |                             |                   |                        |              |
| 9              | Lodge - Renewal             | 5                 | \$ 9,500.00            | \$ 47,500.00 |
| 10             | Lodge - Renewal             | 5                 | \$ 10,000.00           | \$ 50,000.00 |
|                |                             | 10                |                        |              |



CITY OF DEADWOOD FIVE CENT OR LESS SLOT MACHINE BID SHEET

Section 7 Item a.

50      Annually      \$      437,500.00

# BID TABULATION

Crows Nest Project - Deadwood Event Center  
 City of Deadwood/Deadwood Historic Preservation  
 Deadwood, South Dakota

June 17, 2021 @ 2:00 p.m.  
 City of Deadwood  
 108 Sherman Street  
 Deadwood, SD 57732

Engineer: Albertson Engineering, Inc.

| BIDDERS / PLAN HOLDERS →                | MAC<br>Construction Co.,<br>Inc. | SECO<br>Construction, Inc. |  |  |  |  |  |
|---|----------------------------------|----------------------------|--|--|--|--|--|
| ↓ PROJECT ↓                             |                                  |                            |  |  |  |  |  |
| <b>Crows Nest Project</b>               |                                  |                            |  |  |  |  |  |
| Bid Bond / Security                     | ✓                                | ✓                          |  |  |  |  |  |
| Addendums Acknowledged / Received       | ✓                                | ✓                          |  |  |  |  |  |
| Base Bid                                | \$848,000.00                     | \$805,000.00               |  |  |  |  |  |
| Bid Alternatives                        |                                  |                            |  |  |  |  |  |
| <b>Engineers Estimate: \$726,523.70</b> |                                  |                            |  |  |  |  |  |

in attendance:  
 Clarissa Wolf, MAC Construction Co., Inc.  
 Paul Stephens, SECO Construction, Inc.  
 Sophia Newman, RCS Construction, Inc.  
 Thad Fuller, CAI2, Inc.

Kevin Kuchenbecker, Historic Preservation Officer  
 Tom Kruzal, Buildings and Facilities Director  
 Jessica McKeown, Finance Officer

# BID TABULATION

49 Centennial Retaining Wall  
 City of Deadwood/Deadwood Historic Preservation  
 Deadwood, South Dakota

June 17, 2021 @ 2:00 p.m.  
 City of Deadwood  
 108 Sherman Street  
 Deadwood, SD 57732

Engineer: Albertson Engineering, Inc.

| BIDDERS / PLAN HOLDERS →               | CAI2, LLC    | RCS<br>Construction, Inc. |  |  |  |  |  |
|--|--------------|---------------------------|--|--|--|--|--|
| ↓ PROJECT ↓                            |              |                           |  |  |  |  |  |
| <b>49 Centennial Retaining Wall</b>    |              |                           |  |  |  |  |  |
| Bid Bond / Security                    | ✓            | ✓                         |  |  |  |  |  |
| Addendums Acknowledged / Received      | ✓            | ✓                         |  |  |  |  |  |
| Base Bid                               | \$259,250.00 | \$119,000.00              |  |  |  |  |  |
| Bid Alternatives                       |              |                           |  |  |  |  |  |
| <b>Engineers Estimate: \$85,030.00</b> |              |                           |  |  |  |  |  |

in attendance:  
 Clarissa Wolf, MAC Construction Co., Inc.  
 Paul Stephens, SECO Construction, Inc.  
 Sophia Newman, RCS Construction, Inc.  
 Thad Fuller, CAI2, Inc.

Kevin Kuchenbecker, Historic Preservation Officer  
 Tom Kruzal, Buildings and Facilities Director  
 Jessica McKeown, Finance Officer

**NOTICE OF PUBLIC HEARING  
APPLICATION FOR  
RETAIL (ON-OFF SALE) MALT BEVERAGE AND RETAIL (ON-OFF SALE) WINE  
LICENSES**

NOTICE IS HEREBY GIVEN that the City Commission within and for the City of Deadwood, State of South Dakota, at a regular meeting to be held June 21, 2021 in the Commission Room at 102 Sherman Street, Deadwood, South Dakota, will at 1:00 p.m. or soon thereafter as the matter may be heard, will consider the following requests:

**1 – Retail (on-off sale) Malt Beverage & SD Farm Wine:**

Deadwood DDG, LLC dba Deadwood KOA, 11484 US Hwy 14A, Lot 1A of Lot A of M.S. 108, City of Deadwood, Lawrence County, South Dakota. Full legal description is on file in the Finance office.

**1 – Retail (on-off sale) Wine and Cider:**

Deadwood DDG, LLC dba Deadwood KOA, 11484 US Hwy 14A, Lot 1A of Lot A of M.S. 108, City of Deadwood, Lawrence County, South Dakota. Full legal description is on file in the Finance office.

Any person interested in the approval or rejection of such transfer request may appear and be heard or file with the City Finance Officer their written statement of approval or disapproval.

Dated this 7th day of June, 2021

CITY OF DEADWOOD

\_\_\_\_\_  
Jessica McKeown, Finance Officer

Publish: B.H. Pioneer – June 10, 2021

For any public notice that is published one time:

Published once at the total approximate cost of \_\_\_\_\_.

**NOTICE OF PUBLIC HEARING  
SPECIAL TEMPORARY LIQUOR LICENSE  
ROAD GRUB THROWDOWN**

NOTICE IS HEREBY GIVEN that the City Commission within and for the City of Deadwood, State of South Dakota, at a regular meeting to be held on June 21, 2021, in the Commission Room at 102 Sherman Street, Deadwood, South Dakota, will at 5:00 p.m. or soon thereafter as the matter may be heard, will consider the following requests:

**Special Full Temporary Liquor License**

Friday August 6 through Tuesday, August 10, 2021 from 9:00 a.m. to 9:00 p.m.

Any person interested in the approval or rejection of such transfer request may appear and be heard or file with the City Finance Officer their written statement of approval or disapproval.

Dated this 7th day of June, 2021.

CITY OF DEADWOOD

\_\_\_\_\_  
Jessica McKeown, Finance Officer

Publish: B.H. Pioneer, June 10, 2021

For any public notice that is published one time:

Published once at the total approximate cost of \_\_\_\_\_.

**NOTICE OF PUBLIC HEARING  
FOR OPEN CONTAINER  
HARLEY DAVIDSON RALLY EVENT**

**NOTICE IS HEREBY GIVEN** that the City Commission within and for the City of Deadwood, State of South Dakota, at a regular meeting to be held June 21, 2021, in the Commission Room at 102 Sherman Street, Deadwood, South Dakota, will at 5:00 p.m. or soon thereafter as the matter may be heard, will consider the following requests:

**Open Container Requests:**

Saturday, August 7 through Sunday, August 15, 2021: Relaxation of Open Container Ordinance in Outlaw Square – Zone 4 – Outlaw Square only, from noon to 9:00 p.m. with exemption of Monday, August 9 from 3:00 p.m. to 9:00 p.m.

Any person interested in the approval or rejection of such transfer request may appear and be heard or file with the City Finance Officer their written statement of approval or disapproval.

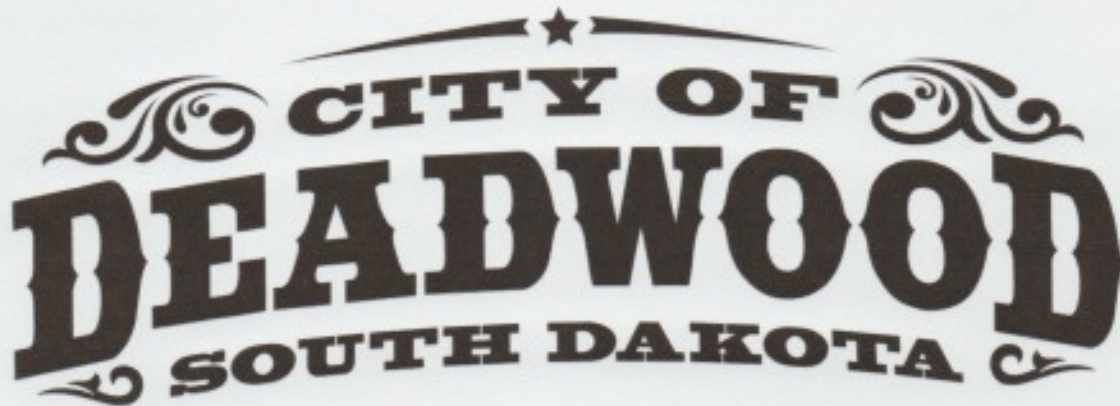
Dated this 7th day of June, 2021.

CITY OF DEADWOOD

\_\_\_\_\_  
Jessica McKeown, Finance Officer

Please Publish: B.H. Pioneer, June 10, 2021

For any public notice that is published one time:  
Published once at the total approximate cost of \_\_\_\_\_.



# **City of Deadwood Special Event Permit Application and Facility Use Agreement for**

---

**Instructions:**

To apply for a Special Event Permit, please read the Special Event Permit Application Instructions and then complete this application. Submit your application, including required attachments, no later than forty-five (45) days before your event. Facility Use Agreements should also be completed at this time (if applicable).

### EVENT INFORMATION

**Type of Event:**

- Run       Walk       Bike Tour       Bike Race       Parade       Concert
- Street Fair       Triathlon       Other Variety of events from Bike Shows to daily concerts

Event Title: Harley Davidson Rally events

Event Date(s): 8/7 - 8/14 - 2021 (month, day, year)      Total Anticipated Attendance: unknown

(# of Participants \_\_\_\_\_ # of Spectators \_\_\_\_\_)

Actual Event Hours: (from): 12 pm AM / PM (to): 10 pm AM / PM

Location / Staging Area: Outlaw Square

Set up/assembly/construction Date: Daily Start Time: 12 pm AM / PM

Please describe the scope of your setup / assembly work (specific details):

all depends on event but most set up will be in Outlaw Square

Dismantle Date: 8/15 Completion time: 6 pm AM / PM

List any street(s) requiring closure as a result of this event. Include **street name(s), day, date and time** of closing and time of re-opening:

None

- > Any request involving 25 or less motor vehicles will utilize Deadwood Street and will be barricaded at both ends of Deadwood Street.
- > Any request involving 25-50 motor vehicles (not including motorcycles) - will park on the north side of Main Street, which will not require street closure.
- > Any request involving 50 or more vehicles (which would require an entire street closure From Wall Street to Shine Street and security must be provided at Shine Street and Main Street and Wall Street and Main Street to direct traffic.

### APPLICANT AND SPONSORING ORGANIZATION INFORMATION

- Commercial (for profit)       Noncommercial (nonprofit)

Sponsoring Organization: Harley Davidson

Chief Officer of Organization (NAME): Matthew Gardipee/David Paterson

Applicant (NAME): Wade Morris Business Phone: (605) 717-9-6848

Address: 703 Main St Deadwood SD 57732  
(city) (state) (zip code)

Daytime phone: (605) 717-6-8848 Evening Phone: (605) 644-9-162 Fax #: (\_\_\_\_) \_\_\_\_\_

Please list any **professional event organizer** or **event service provider** hired by you that is authorized to work on your behalf to produce this event.



Name: \_\_\_\_\_

Address: \_\_\_\_\_ (city) \_\_\_\_\_ (state) \_\_\_\_\_ (zip code)

Contact person "on site" day of event or facility use David Paterson Pager/Cell #: 818-808-8935**(Note:** This person must be in attendance for the duration of the event and immediately available to city officials)**REQUIRED:** Attach a written communication from the Chief Officer of the organization which authorizes the applicant or professional event organizer to apply for this Special Event Permit on their behalf.**FEES / PROCEEDS / REPORTING**

- | NO                                  | YES                      |  |
|-------------------------------------|--------------------------|--|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Is your organization a "Tax Exempt, nonprofit" organization? If <b>YES</b> , you must attach a copy of your IRS 501C Tax Exemption Letter to this Special Event Permit application (providing proof and certifying your current tax exempt, nonprofit status). |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Are admission, entry, vendor or participant fees required? If <b>YES</b> , please explain the purpose and provide amount(s):   |

**OVERALL EVENT DESCRIPTION:  
ROUTE MAP / SITE DIAGRAM / SANITATION**

Please provide a **detailed description** of your proposed event. Include details regarding any components of your event such as use of vehicles, animals, rides or any other pertinent information about the event:

Harley Davidson will have full use of Outlaw Square starting on August 7 through August 15th.

Their plan is have some activations on site but also host and produce a variety of events throughout the week of Sturgis Rally. From custom bike shows to other events. Part of the productoin will include daily concerts on the Outlaw Square stage with a couple house bands and possibly a DJ hosting the Square events daily.

One request is to have OPEN CONTAINER for Beer and Wine in ZONE 4 only. Outlaw Square would have perimeter fencing placed around it along Main Street to the Gallows and then along Deadwood Street to the load in area. Harley Davidson will provide strict security at all entrances to prevent ANY alcohol from leaving the premises. Hickoks will be the vendor selling the beer & wine within Outlaw Square. Live music with bands would be from 3 until 8 pm.

Oswald Entertainment Group event insurance will be in place for event along with Hickoks insurance for beer & wine sales.

Logistics of what specifically will be taking place within the Square is still in progress

**NOTICE OF PUBLIC HEARING  
FOR SIDEWALK SALES**

NOTICE IS HEREBY GIVEN that the City Commission within and for the City of Deadwood, State of South Dakota, at a regular meeting to be held June 21, 2021, in the Commission Room at 102 Sherman Street, Deadwood, South Dakota, will at 5:00 p.m. or soon thereafter as the matter may be heard, will consider the following requests:

**SIDEWALK SALE REQUEST:**

Sidewalk sales on Main Street from 3:00 p.m. to 7:00 p.m. on Tuesdays in conjunction with the Outlaw Square Farmer's Market beginning June 29 through October 26, 2021.

Any person interested in the approval or rejection of such request may appear and be heard or file with the City Finance Officer their written statement of approval or disapproval.

Dated this 7th day of June, 2021.

CITY OF DEADWOOD

\_\_\_\_\_  
Jessica McKeown, Finance Officer

Publish BH Pioneer: June 10, 2021

For any public notice that is published one time:

Published once at the total approximate cost of \_\_\_\_\_.

Return Completed Form To:  
**Planning and Zoning**  
108 Sherman Street  
Deadwood, SD 57732



Section 10 Item a.

Questions Contact:  
**Jeremy Russell**  
(605) 578-2082 or  
jeramyr@cityofdeadwood.com

Application No. \_\_\_\_\_

## REQUEST FOR VARIANCE

**Application Fee: \$200.00**

**Applicants:** Please read thoroughly prior to completing this form. Only complete applications will be considered for review.

Name of Petitioner: Robb & Wendy Nelson Telephone: (303) 909-6491


Address: 7755 Valleyview Circle Windsor CO 80550  
Street City State Zip


Legal Description of Property: LOT 9 BLK K ORIGINAL TOWN DEADWOOD and LOT 8 BLK K ORIGINAL TOWN DEADWOOD

Property Address: 19 Centennial Avenue Deadwood SD 57732  
Street City State Zip

Description of Request: We are requesting a variance of the 20' front yard setback for a garage. Due to feasibility & cost challenges we want the setback reduced to 10'.

Appeal from Section: \_\_\_\_\_

Signature of Applicant:  Digitally signed by Robb Nelson Date: 2021.06.02 15:42:56 -06'00' Date: 6/2/2021

Signature of Property Owner:  Digitally signed by Robb Nelson Date: 2021.06.02 15:42:20 -06'00' Date: 6/2/2021

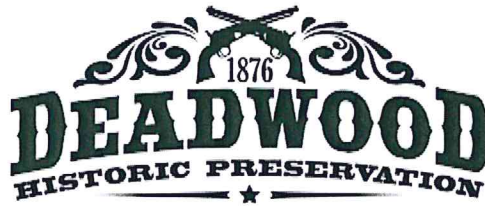
Fee: \$ \_\_\_\_\_ Paid On \_\_\_\_\_ Receipt Number \_\_\_\_\_

**Legal Notice Published** Date: \_\_\_\_\_ **Hearing Date:** \_\_\_\_\_

|   |     |    |                              |
|---|-----|----|------------------------------|
| <b>PLANNING AND ZONING ADMINISTRATOR:</b> |     |    |                              |
| Approved/P&Z Administrator:               | Yes | No | Signature: _____ Date: _____ |
| <b>PLANNING AND ZONING COMMISSION:</b>    |     |    |                              |
| Approved/P&Z Commission:                  | Yes | No | Date: _____                  |
| <b>DEADWOOD BOARD OF ADJUSTMENT:</b>      |     |    |                              |
| Approved/City Commission:                 | Yes | No | Date: _____                  |

Reason for Denial (if necessary): \_\_\_\_\_

OFFICE OF  
 PLANNING, ZONING AND  
 HISTORIC PRESERVATION  
 108 Sherman Street  
 Telephone (605) 578-2082  
 Fax (605) 578-2084



|   |                    |
|---|--------------------|
| <b>FOR OFFICE USE</b>                                   | Section 10 Item a. |
| Case No. _____  |                    |
| <input type="checkbox"/> Project Approval               |                    |
| <input type="checkbox"/> Certificate of Appropriateness |                    |
| Date Received _____/_____/_____                         |                    |
| Date of Hearing _____/_____/_____                       |                    |

## City of Deadwood Application for Project Approval OR Certificate of Appropriateness

The Deadwood Historic Preservation Commission reviews all applications. Approval is issued for proposed work in keeping with City of Deadwood Ordinances & Guidelines, South Dakota State Administrative Rules and the Secretary of the Interior's Standards for Rehabilitation.

This application must be typed or printed in ink and submitted to:

City of Deadwood  
 Deadwood Historic Preservation Office  
 108 Sherman Street  
 Deadwood, SD 57732

FOR INFORMATION REGARDING THIS FORM, CALL 605-578-2082

| PROPERTY INFORMATION                        |
|---|
| Property Address: <u>19 CENTENNIAL</u>      |
| Historic Name of Property (if known): _____ |

| APPLICANT INFORMATION  |
|--|
| Applicant is: <input type="checkbox"/> owner <input type="checkbox"/> contractor <input type="checkbox"/> architect <input type="checkbox"/> consultant <input type="checkbox"/> other _____ |

|   |
|---|
| Owner's Name: <u>ROBB &amp; WENDY NELSON</u>      |
| Address: <u>19 CENTENNIAL</u>                     |
| City: <u>DEADWOOD</u> State: <u>SD</u> Zip: _____ |
| Telephone: <u>303-909-6491</u> Fax: _____         |
| E-mail: _____                                     |

|  |
|--|
| Architect's Name: <u>CHAMBERLIN ARCHITECTS</u> |
| Address: <u>(BRAD BURNS)</u>                   |
| City: _____ State: _____ Zip: _____            |
| Telephone: <u>605-355-6804</u> Fax: _____      |
| E-mail: _____                                  |

|                                     |
|-------------------------------------|
| Contractor's Name: <u>TBD</u>       |
| Address: _____                      |
| City: _____ State: _____ Zip: _____ |
| Telephone: _____ Fax: _____         |
| E-mail: _____                       |

|                                     |
|-------------------------------------|
| Agent's Name: _____                 |
| Address: _____                      |
| City: _____ State: _____ Zip: _____ |
| Telephone: _____ Fax: _____         |
| E-mail: _____                       |

| TYPE OF IMPROVEMENT   |
|---|
| <input type="checkbox"/> Alteration (change to exterior) <input type="checkbox"/> New Building <input type="checkbox"/> Addition <input type="checkbox"/> Accessory Structure |
| <input checked="" type="checkbox"/> New Construction <input type="checkbox"/> Re-Roofing <input type="checkbox"/> Wood Repair <input type="checkbox"/> Exterior Painting      |
| <input type="checkbox"/> General Maintenance <input type="checkbox"/> Siding <input type="checkbox"/> Windows <input type="checkbox"/> Fencing                                |
| <input type="checkbox"/> Other <u>VARIANCE</u> <input type="checkbox"/> Awning <input type="checkbox"/> Sign  |

**FOR OFFICE USE ONLY**  
Case No. \_\_\_\_\_

| <b>ACTIVITY: (CHECK AS APPLICABLE)</b>  |   |  |   |
|---|---|--|---|
| Project Start Date: _____   |   | Project Completion Date (anticipated): _____ |   |
| <input type="checkbox"/> <b>ALTERATION</b>  | <input type="checkbox"/> Front  | <input type="checkbox"/> Side(s)             | <input type="checkbox"/> Rear                                     |
| <input type="checkbox"/> <b>ADDITION</b>  | <input type="checkbox"/> Front  | <input type="checkbox"/> Side(s)             | <input type="checkbox"/> Rear                                     |
| <input type="checkbox"/> <b>NEW CONSTRUCTION</b>                                    | <input type="checkbox"/> Residential <input type="checkbox"/> Other _____ |  |   |
| <input type="checkbox"/> <b>ROOF</b>  | <input type="checkbox"/> New  | <input type="checkbox"/> Re-roofing          |   |
|   | <input type="checkbox"/> Front  | <input type="checkbox"/> Side(s)             | <input type="checkbox"/> Rear                                     |
| <input type="checkbox"/> <b>GARAGE</b>  | <input type="checkbox"/> New  | <input type="checkbox"/> Rehabilitation      |   |
|   | <input type="checkbox"/> Front  | <input type="checkbox"/> Side(s)             | <input type="checkbox"/> Rear                                     |
| <input type="checkbox"/> <b>FENCE/GATE</b>  | <input type="checkbox"/> New  | <input type="checkbox"/> Replacement         |   |
|   | <input type="checkbox"/> Front  | <input type="checkbox"/> Side(s)             | <input type="checkbox"/> Rear                                     |
| Material _____ Style/type _____ Dimensions _____                                    |   |  |   |
| <input type="checkbox"/> <b>WINDOWS</b>   | <input type="checkbox"/> <b>STORM WINDOWS</b>                             | <input type="checkbox"/> <b>DOORS</b>        | <input type="checkbox"/> <b>STORM DOORS</b>                       |
|   | <input type="checkbox"/> Restoration                                      |  | <input type="checkbox"/> Replacement <input type="checkbox"/> New |
|   | <input type="checkbox"/> Front  | <input type="checkbox"/> Side(s)             | <input type="checkbox"/> Rear                                     |
| Material _____ Style/type _____   |   |  |   |
| <input type="checkbox"/> <b>SIGN/AWNING</b>   | <input type="checkbox"/> New  | <input type="checkbox"/> Restoration         | <input type="checkbox"/> Replacement                              |
| Material _____ Style/type _____ Dimensions _____                                    |   |  |   |
| <input type="checkbox"/> <b>OTHER</b> – Describe in detail below or use attachments |   |  |   |

**DESCRIPTION OF ACTIVITY**

Describe, as specifically as possible, the above activity (use attachments if necessary including type of materials to be used) and submit as applicable. Descriptive materials such as photos and drawings are necessary to illustrate the work and to help the commissioners and staff evaluate the proposed changes. A request for approval of a window replacement, for example, should be accompanied by measurements of the existing window, a picture of the existing window, and a picture or catalogue sheet with manufacturer information for the new window. Similar information should be supplied for each element of the proposed work along with general drawings and/or photographs as appropriate.

Failure to supply adequate documentation could result in delays in processing and denial of the request.

THE OWNER IS REQUESTING A VARIANCE OF THE 20-FOOT FRONT YARD SETBACK. DUE TO THE STEEP SLOPE OF THE SITE, WE ARE CONCERNED WITH THE AMOUNT OF EARTH THAT WILL BE EXCAVATED TO BUILD THE GARAGE. WE REQUEST THAT THE SETBACK BE REDUCED TO 10-FEET TO REDUCE THE AMOUNT OF EXCAVATION, REDUCE THE COST OF STRUCTURE TO RETAIN EARTH AND INCREASE SAFETY OF THE EXCAVATION AND CONSTRUCTION CREW.

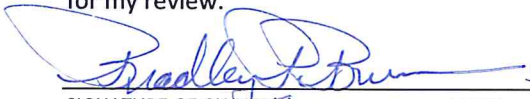
**FOR OFFICE USE ONLY**  
Case No. \_\_\_\_\_

**SIGNATURES**

**I HEREBY CERTIFY** I understand this application will not be accepted and processed until all the requested information has been supplied. I realize drawings and measurements must be exact and if errors result in a violation of the Commission’s approval, then appropriate changes will have to be made. I also understand this application may require a site visit / additional research by staff and a PUBLIC HEARING by the DEADWOOD HISTORIC PRESERVATION COMMISSION.

I understand this application is for a Certificate of Appropriateness or Project Approval only and that a building permit is required for any uses associated with this location prior to any constructions, alterations, etc. All statements are true to the best of my knowledge and belief.

I understand approval is issued for proposed work in keeping with City of Deadwood Ordinances, South Dakota State Administrative Rules and the Secretary of the Interior’s Standards for Rehabilitation and copies are available for my review.

 5/5/2021  
SIGNATURE OF OWNER(S) DATE  
**ARCHITECT**

\_\_\_\_\_  
SIGNATURE OF AGENT(S) DATE

\_\_\_\_\_  
SIGNATURE OF OWNER(S) DATE

\_\_\_\_\_  
SIGNATURE OF AGENT(S) DATE

\_\_\_\_\_  
SIGNATURE OF OWNER(S) DATE

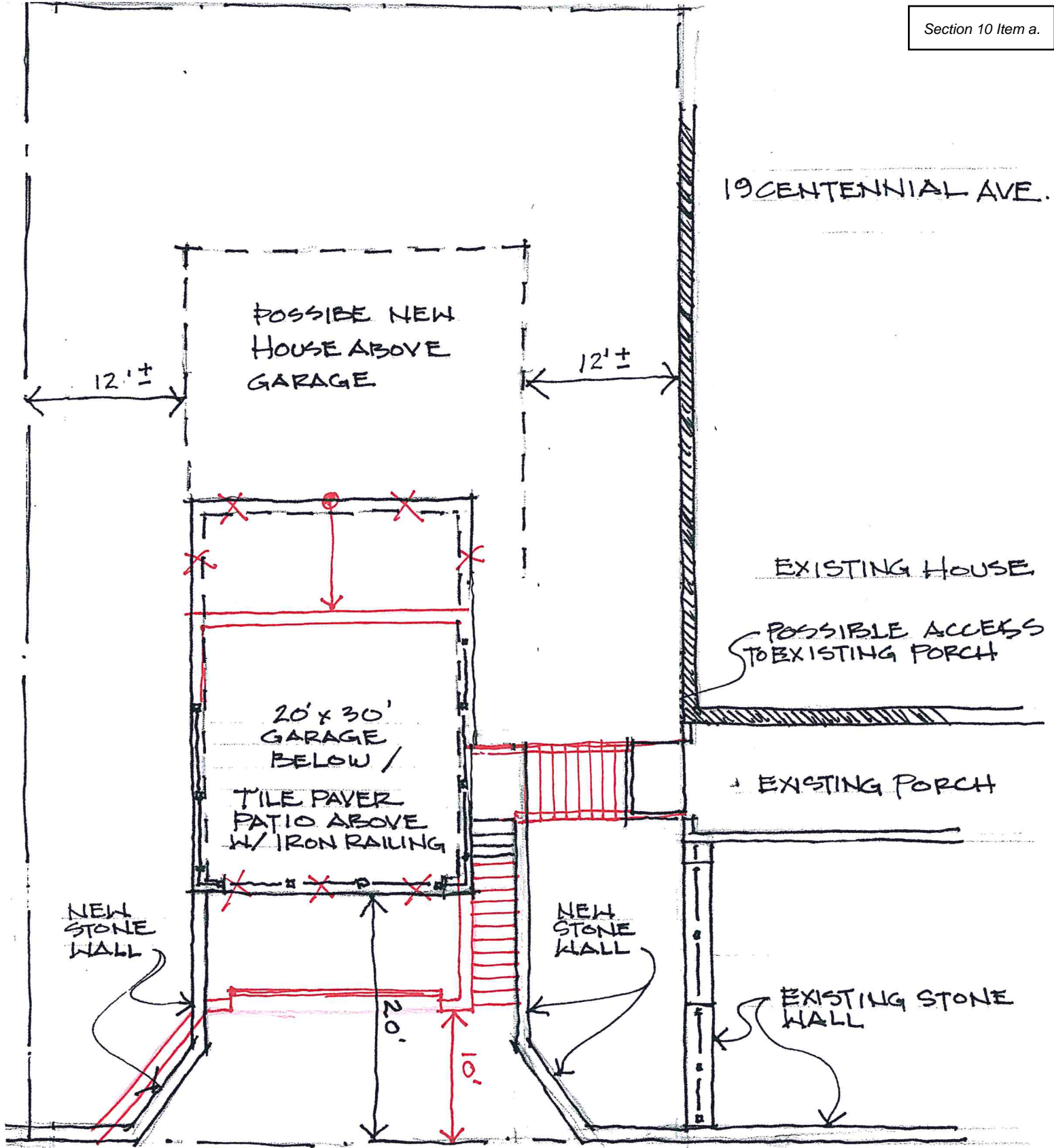
\_\_\_\_\_  
SIGNATURE OF AGENT(S) DATE

**APPLICATION DEADLINE**

This form and all supporting documentation **MUST** arrive by 5:00 p.m. on the 1<sup>st</sup> or 3<sup>rd</sup> Wednesday of every month to be considered at the next Historic Preservation Commission Meeting. The meeting schedule and filing deadlines are on file with the Historic Preservation Office. Any information not provided to staff in advance of the meeting will not be considered by the Commission during their deliberation. Please call if you have any questions and staff will assist you.

**Please use the attached criteria checklist as a guide to completing the application.** Incomplete applications cannot be reviewed and will be returned to you for more information. All submitted materials will be retained by the Historic Preservation Office. Do not submit your only copy of any piece of documentation.

The City of Deadwood Historic Preservation Office has numerous resources available for your assistance upon request.



19 CENTENNIAL AVE.

POSSIBLE NEW HOUSE ABOVE GARAGE

12'±

12'±

EXISTING HOUSE

POSSIBLE ACCESS TO EXISTING PORCH

20' x 30' GARAGE BELOW /

TILE PAVER PATIO ABOVE W/ IRON RAILING

EXISTING PORCH

NEW STONE WALL

NEW STONE WALL

EXISTING STONE WALL

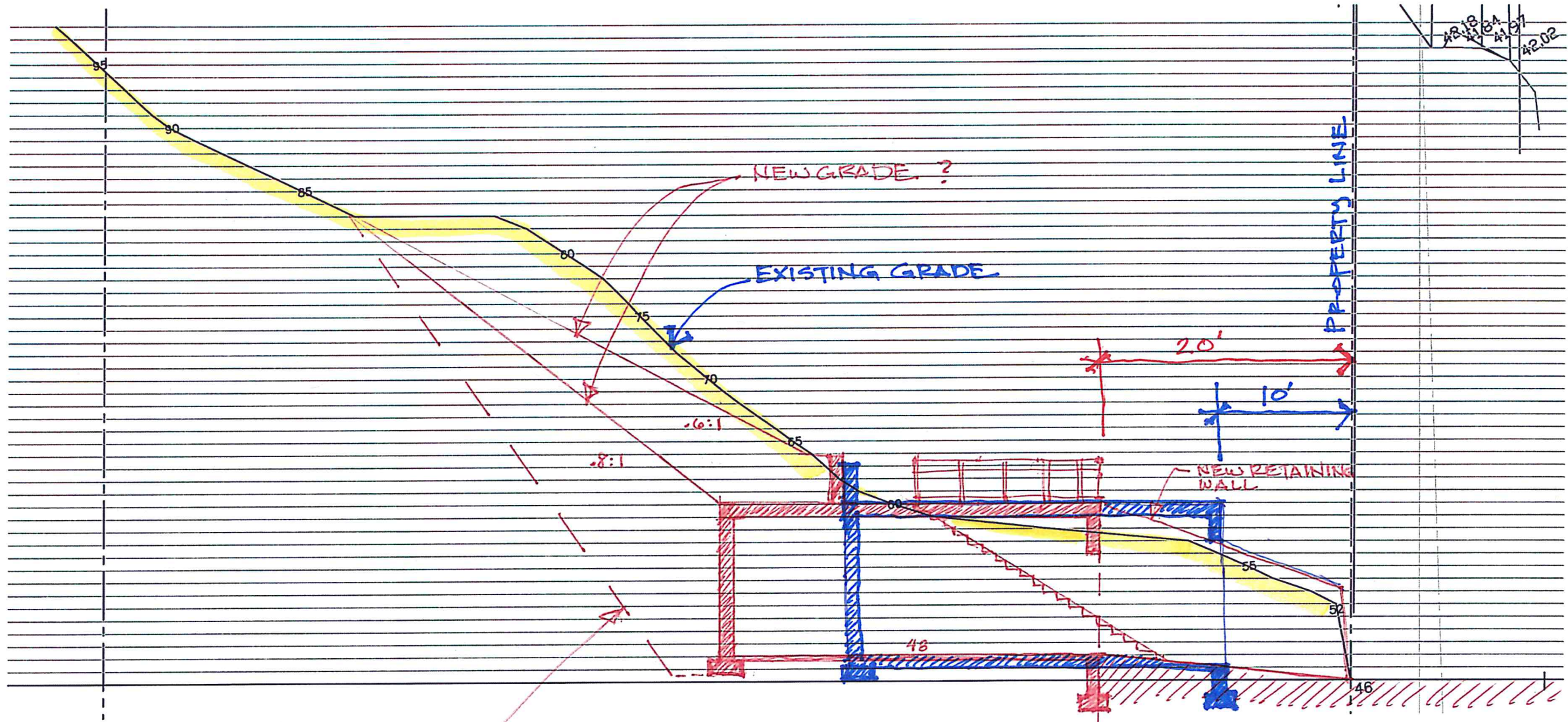
20'

10'

RED = CHANGE TO BUILDING LOCATION W/ 10' SETBACK

RECONSTRUCT STONE RETAINING WALL (DEADWOOD FORMATION)

RED = ORIGINAL DESIGN  
BLUE = PROPOSED LOCATION W/ 10' SETBACK



EXCAVATION  
(NEED GEOTECH TO DETERMINE MAX SLOPE)

NELSON GARAGE  
DEADWOOD, SD



OFFICE OF  
PLANNING, ZONING AND  
HISTORIC PRESERVATION  
108 Sherman Street  
Deadwood, SD 57732



**Jeremy Russell**  
Planning and Zoning Administrator  
Telephone (605) 578-2082  
[jeramy@cityofdeadwood.com](mailto:jeramy@cityofdeadwood.com)  
Fax (605) 578-2084

**STAFF REPORT  
REQUEST FOR VARIANCE  
BOARD OF ADJUSTMENT  
June 16, 2021**

**APPLICANT:** Rob & Wendy Nelson

**PURPOSE:** Request for Variance – Setbacks for R1

**GENERAL LOCATION:** 19 Centennial Avenue

**LEGAL DESCRIPTION:** Lot 8A, Block K, Original Townsite, City of Deadwood, Lawrence County, South Dakota Formerly Portions of Lots 8 and 9, Block K

**FILE STATUS:** All legal obligations have been completed

**ZONE:** R1 – Residential District

**STAFF FINDINGS:**

Surrounding Zoning:

North: R1 – Residential District  
South: R1 – Residential District  
East: R1 – Residential District  
West: R1 – Residential District

Surrounding Land Uses:

Residential Housing  
Residential Housing  
Residential Housing  
Residential Housing

**SUMMARY OF REQUEST**

The applicant has submitted a request for a variance to the required 20 foot setbacks according to Deadwood City Ordinance 17.24.040 (Area and Bulk Requirements). The Planning and Zoning Commission recently approved a replat of this area for the purpose of building a garage. According to the application submitted, due to the steep slope of the site, they are concerned with the amount of earth that will be excavated to build the garage. They are requesting that the setback be reduced to 10 feet to reduce the amount of excavation, reduce the cost of the structure to retain earth and increase safety of the excavation and construction crew.

**EXISTING ZONING AND LAND USES**

The property is currently zoned R1 – Residential District. This lot is located in the Williams Street neighborhood and is surrounded by legal non-conforming homes and garages as this entire area was established long before any zoning ordinances had been adopted by the City.

**Environmental Corridor Status:** The property is located outside of the Flood Area.

### **COMPLIANCE:**

1. The Zoning Officer provided notice identifying the applicant, describing the project and its location and giving the scheduled date and time of the public hearing in accordance with Section 17.80.010.B. This notice was mailed to property owners within 300 feet of the subject property.
2. A sign was posted on the property for which the request was filed as required by Section 17.80.010.B.
3. Notice of the time and place for the public hearing was published eight (10) days in advance of the hearing in the designated newspaper of the City of Deadwood as required by section 17.80.010.B.

### **VARIANCE**

The purpose of a variance is to modify the strict application of the specific requirements of this Ordinance in the case of exceptionally irregular, narrow, shallow or steep lots, or other exceptional (Amended 99-952) conditions, whereby, such strict application would result in practical difficulty or unnecessary hardship which would deprive an owner of the reasonable use of his or her land. The variance shall be used only where necessary to overcome some obstacle which is preventing an owner from using his or her lot as the Zoning Ordinance intended.

The Board shall consider and decide all applications for variances within 30 days of such public hearing and in accordance with the standards provided below.

### **STANDARDS FOR VARIANCES:**

In granting a variance, the Board shall ascertain that the following criteria are met, and presented at the public hearing or otherwise included in the record.

1. A variance may be appropriate where, by reason of exceptional narrowness, shallowness, or shape or by reason of other exceptional topographic conditions or other extraordinary conditions on a piece of property, the strict application of any regulation enacted under this Ordinance would result in peculiar, exceptional, and undue hardship on the owner of the property. The previously mentioned circumstances or conditions shall be set forth in the Findings of the Board.

*According to the application, they are concerned with the amount of earth that will be excavated to build the garage and coupled with the slope of the property create a hardship on the owner to build a garage and maintain the front setback.*

2. Variances shall not be granted to allow a use otherwise excluded from the particular district in which requested.

*The subject use is a use by right in the R1 - Residential District.*

3. Any variance granted under the provisions of this section shall be the minimum adjustment necessary for the reasonable use of the land.

*The intent and purpose of this application for variance, if granted, the minimum adjustment necessary to afford relief or the reasonable use of the land will be a ten-foot variance. The remaining bulk and height regulations are all met (i.e. side and rear setback requirements and height).*

4. The granting of any variance is in harmony with the general purposes and intent of this Ordinance and will not be injurious to the neighborhood, and/or detrimental to the public welfare, or in conflict with the established policies of the City of Deadwood.

*The proposed project is compatible with the area. The granting of the proposed structure will not be detrimental to fire safety, clearance, preservation of light and open space and/or visual and aesthetic concerns. The variance will not alter the essential character of the surrounding area in which the property is located; substantially or permanently impair the appropriate use or development of adjacent property. In fact, historically this would be a better representation of the historic Victorian style of homes and garages in the area.*

5. There must be proof of practical difficulty, which may be based upon sufficiently documented economic factors but such proof shall not be based solely upon or limited to such economic factors. Furthermore, the hardship complained of cannot be self-created; nor can it be established on this basis by one who purchases with or without the knowledge of the restrictions; it must result from the application of this Ordinance; it must be suffered directly by the property in question; and evidence of variance granted under similar circumstances shall not be considered.

*According to the application, they are concerned with the amount of earth that will be excavated to build the garage and coupled with the slope of the property create a hardship on the owner to build a garage and maintain the front setback.*

6. That the proposed variance will not impair an adequate supply of light and air to adjacent properties, substantially increase the congestion in the public streets, increase the danger of fire, endanger the public safety, or substantially diminish or impair property values within the adjacent neighborhood.

*The use and value of the area adjacent to the property included in the variance request will not be affected in an adverse manner. There will be no significant adverse impacts on water supply, schools, or other services. A variance cannot be granted if it would pose any threat to*

*the public health or safety. This finding includes concerns such as fire safety, and visual and aesthetic concerns.*

7. The fee, as adopted by resolution, was paid to the Zoning Administrator as agent for the Board to cover the costs of notices and other expenses incidental to the hearing.

*The Nelson's have paid the \$200.00 fee to process the variance and have the public hearing.*

8. The applicant has proven that he or she is the owner of the property, or is his or her officially designated agent and has presented proof thereof.

*The Nelson's have proven to the City of Deadwood Planning and Zoning office that they are the current owner of the subject property.*

### **Requirements for the Granting of a Variance:**

Before the Board shall have the authority to grant a variance, the person claiming the variances has the burden of showing:

1. That the granting of the permit will not be contrary to the public interest;
2. That the literal enforcement of the Ordinance will result in unnecessary hardship; and,
3. That by granting the permit, substantial justice will be done.

A variance shall be null and void two (2) years from the date it is granted unless completion or substantial construction has taken place. The Board of Adjustment may extend the variance for an additional period not to exceed one (1) year upon the receipt of a written request from the applicant demonstrating good cause for the delay.

If upon review by the Zoning Administrator, a violation of any condition, imposed in approval of a variance is found, the Administrator shall inform the applicant by registered mail of the violation and shall require compliance within sixty (60) days, or the Administrator will take action to revoke the permit. The Administrator's letter, constituting Notice of Intent to Revoke Variance may be appealed to the Board of Adjustment within thirty (30) days of its mailing. The Board of Adjustment shall consider the appeal and may affirm, reverse, or modify the Administrator's Notice of Intent to Revoke. The applicant must comply with the Board of Adjustment's Order on Appeal of Notice of Intent to Revoke Variance within thirty (30) days of the Board's decision.

### **ACTION REQUIRED:**

1. **Request for 10' variance was approved by Planning & Zoning Commission on June 16, 2021.**
2. **Approve/ Deny/ Approve with Conditions by City of Deadwood Board of Adjustment.**

## MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding ("**MOU**") is dated \_\_\_\_\_, 2021, and entered into by and between the CITY OF DEADWOOD, SOUTH DAKOTA (the "**City**"), and TRD, LLC, a South Dakota limited liability company ("**Developer**") (collectively, the "**Parties**").

### RECITALS:

WHEREAS, Developer has acquired Phase 1, Phase 1a and Phase 1b of the Preacher Smith Tract, Lawrence County, South Dakota, as shown on **Exhibit A** attached hereto (the "**Property**"); and

WHEREAS, City and Developer are exploring the possible development of the Property into residential / multi-family and retail/commercial development; and

WHEREAS, certain project costs incurred in the development of the Property would constitute Tax Increment Financing ("**TIF**") project costs, eligible for reimbursement under SDCL Chapter 11-9; and

WHEREAS, the Parties desire to enter into this MOU to set forth certain understandings regarding the project and to confirm their intent to move forward with evaluating a proposed TIF to stimulate the development of the Property.

NOW, THEREFORE, in consideration of the foregoing recitals and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Parties recognize and agree as follows:

1. Property Attributes. The Property is inside City limits
2. TIF Eligibility. Economic development within a city is an authorized use of tax increment districts under SDCL Chapter 11-9. None of the Property is currently developed. Developing the Property into a mixed-use development with multi-family, residential, office and retail space, is expected to promote economic development within the City. It will also conform to the standards of the comprehensive plan of the City in order to provide for the orderly development of residential and commercial property for the City.

3. Project Costs and Reimbursable Project Costs. The Developer anticipates the project costs in acquiring, developing, financing and preparing the Property for sale or lease to third parties, will meet or exceed Thirteen Million Dollars (\$13, 900, 000.00). Certain of these costs, will meet or exceed Ten Million Five Hundred Thousand Dollars (\$10,500,000.00) and would be considered TIF-eligible costs within the meaning of SDCL § 11-9-14 and SDCL § 11-9-15. Developer anticipates requesting reimbursement of those eligible reimbursement costs that relate to site work, ingress/egress locations, roadway and utility build-out, rock removal, drainage features, utility relocation, fire fuels (dense timber or overgrowth) reduction tasks, engineering, and lift station with force main, together with financing costs.

The projected development costs are preliminary, but based on the good-faith estimate of the Developer following the due diligence completed by Developer prior to the date of this MOU. Prior to bringing the proposed TIF to the City Planning Commission, the Parties will further delineate the project costs, eligible project costs and requested reimbursable project costs for the development of the Property. – Attached is the opinion of probable cost as an exhibit B

The City will require an ongoing administration fee of 10% of the total increment received on a yearly basis. The total amount projected for the administration fee will not exceed \$1,050,000

4. Property and TIF Development Process. The Developer has submitted a concept plan that will be reviewed by the City Staff and Planning Commission. City and Developer will work jointly on the preparation of a TIF proposal for presentation to the City Planning Commission. During this period, Developer will also continue to work with the City Planning Director, and Public Works Director concerning the project and site plans. The City and Developer will work jointly on the drafting of the TIF project plan and an associated development agreement outlining the duties, rights and responsibilities of Developer in connection with the development of the Property. The City will also cooperate with Developer in securing necessary permits.

5. Miscellaneous.

- a. This MOU may be executed in one or more counterparts, each of which will be deemed an original but all of which together will constitute one and the same instrument.
- b. The Developer Agreement, when presented, shall be governed and construed in accordance with the laws of the State of South Dakota.
- c. All parties agree to negotiate in good faith using commercially reasonable efforts to achieve the outcomes set forth in this MOU.
- d. Developer acknowledges that the Tax Increment District will be set up on an Annual Appropriation basis to ensure that this does not constitute Constitutional Debt against the City's debt capacity
- e. Developer acknowledges the risks associated with the Annual Appropriation clause that will be implemented in the proposed Tax Increment District

*REMAINDER OF PAGE LEFT BLANK*

IN WITNESS WHEREOF, the parties hereto have executed this MOU as of the date set forth above.

CITY:  
CITY OF DEADWOOD

DEVELOPER: TRD, LLC

By:  
\_\_\_\_\_

By  
\_\_\_\_\_

Its:  
\_\_\_\_\_

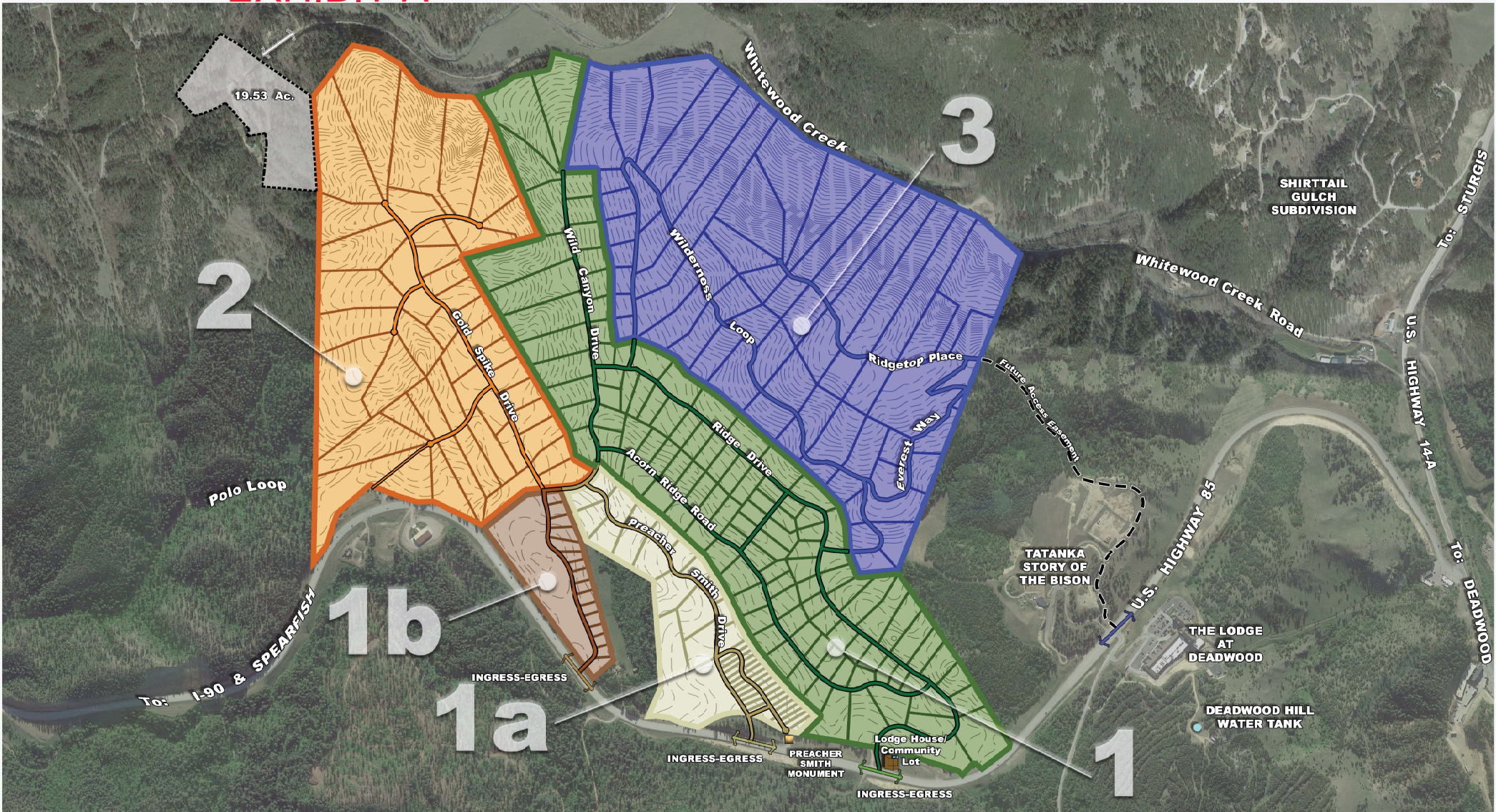
Its: Member  
\_\_\_\_\_

**EXHIBIT A**  
**PROPERTY LOCATED IN TIF BOUNDARY**  
**MASTER PLAN OVERVIEW**  
**PLAT**

**EXHIBIT B**  
**OPINION OF PROBABLE COST**



# EXHIBIT A



## OVERALL MASTER PLAN

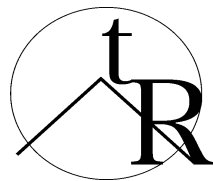
DEADWOOD, SOUTH DAKOTA



FEBRUARY 2021

**EXHIBIT B**

5/16/2021



**OPINION OF PROBABLE COSTS - BUDGET FOR TIF JUSTIFICATION**



|  | Road Length | Clearing / Grubbing / Mass Grading |             | Roadway Const. |            | Culvert / Drainage Feature | Gravel Base 8" thickness |            | Asphalt 6" thickness |            | Water Main 8"-10" | Fire Hydrant | Sewer Main 8" (Gravity) | Sewer MH     | Rock Excavation | Sewer Force Main | Sewer Lift Station System | Utilities - Power, gas, communications | Utilities - Relocate overhead hazard line | Street Lighting Timber with solar fixture | DOT Hwy Approach and Rock Mass Removal |              |
|--|-------------|------------------------------------|-------------|----------------|------------|----------------------------|--------------------------|------------|----------------------|------------|-------------------|--------------|-------------------------|--------------|-----------------|------------------|---------------------------|--|---|---|--|--------------|
|  | LF          | CY                                 | \$          | CY             | \$         | EA                         | Ton                      | \$         | Ton                  | \$         | for pipe LF       | for all hyd. | for pipe LF             | for all MH's | CY              | pipe LF          | EA                        | Per Phase                              | Per Phase                                 | Per road length                           | EA                                     |              |
| <b>Phase 1</b>                                   |             |                                    |             |                |            |                            |                          |            |                      |            |                   |              |                         |              |                 |                  |                           |  |   |   |  |              |
| Ridge Drive                                      | 5900        | 21923                              | \$328,845   | 10926          | \$ 327,778 | \$ 85,000                  | 7080                     | \$ 162,840 | 5310                 | \$ 584,100 | \$ 442,500        | \$ 65,556    | \$ 265,500              | \$ 81,125    | \$ 885,000      | \$ 480,900       | \$ 15,000                 | \$ 460,000                             |   | \$ 48,000                                 |  |              |
| Wild Canyon Drive (Connects each Phase together) | 3050        | 28358                              | \$425,370   | 7343           | \$ 220,278 | \$ 100,000                 | 3660                     | \$ 84,180  | 2745                 | \$ 301,950 | \$ 228,750        | \$ 33,889    | \$ 137,250              | \$ 41,938    | \$ 457,500      |                  |                           | \$ 140,000                             |   | \$ 26,000                                 |  |              |
|  | 8950        |                                    | \$754,215   |                | \$ 548,056 | \$ 185,000                 |                          | \$ 247,020 |                      | \$ 886,050 | \$ 671,250        | \$ 99,444    | \$ 402,750              | \$ 123,063   | \$ 1,342,500    | \$ 480,900       | \$ 15,000                 | \$ 600,000                             |   | \$ 74,000                                 |  | \$ 6,430,000 |
| <b>Phase 1a</b>                                  |             |                                    |             |                |            |                            |                          |            |                      |            |                   |              |                         |              |                 |                  |                           |  |   |   |  |              |
| Preacher Smith Drive                             | 2964        | 106096                             | \$1,591,440 | 5489           | \$ 274,444 | \$ 120,000                 | 3557                     | \$ 81,806  | 2668                 | \$ 293,436 | \$ 222,300        | \$ 32,933    | \$ 133,380              | \$ 40,755    | \$ 444,600      |                  |                           | \$ 85,000                              |   | \$ 6,000                                  | \$ 600,000                             | \$ 3,927,000 |
|  |             |                                    |             |                |            |                            |                          |            |                      |            |                   |              |                         |              |                 |                  |                           |  |   |   |  |              |
| <b>Phase 1b</b>                                  |             |                                    |             |                |            |                            |                          |            |                      |            |                   |              |                         |              |                 |                  |                           |  |   |   |  |              |
| Gold Spike Drive Part 1                          | 2276        | 73256                              | \$1,098,840 | 5479           | \$ 273,963 | \$ 60,000                  | 2731                     | \$ 62,818  | 2048                 | \$ 225,324 | \$ 170,700        | \$ 25,289    | \$ 102,420              | \$ 31,295    | \$ 341,400      |                  |                           | \$ 75,000                              | \$ 120,000                                | \$ 4,000                                  |  |              |
|  |             |                                    |             |                |            |                            |                          |            |                      |            |                   |              |                         |              |                 |                  |                           |  |   |   |  | \$ 2,592,000 |

**Critical Infrastructure Construction Total for Phase 1, 1a & 1b: \$ 12,949,000**  
 Initial Overall Boundary Platting, Master Planning, TIF application, Phase 1, 1a & 1b Engineering Design, Geotech, survey, platting, Const Docs & Const Admin \$ 950,000  
**Critical Infrastructure Expense Total for Phase 1, 1a & 1b: \$ 13,899,000**

**REQUESTED TIF AMOUNT FOR THE RIDGE PROJECT: \$ 10,500,000**

DRAWING NUMBER  
**2020-7205**  
SAFDC PRODUCTS • NEW HOPE, MINNESOTA  
RECORDER BY PART NUMBER 6552  
POSITION EDGE OF PRINT ON THIS LINE

DRAWING NUMBER  
**2020-7205**  
SAFDC PRODUCTS • NEW HOPE, MINNESOTA  
RECORDER BY PART NUMBER 6552  
POSITION EDGE OF PRINT ON THIS LINE

Plat of the Preacher Smith Tract previously described as;  
All that portion of Mineral Lot No. 921, known as the Red Placer, which is embraced within the original boundaries of the Wade Porter Placer Claim; All of Cattaraugus Placer Mineral Lot No. 952;  
Tract 1 and Tract 2, a subdivision of H.E.S. 37, located in the SE $\frac{1}{4}$  of Section 11, the SW $\frac{1}{4}$  of Section 12 and the NE $\frac{1}{4}$  of Section 14, Township 5 North, Range 3 East BHM; Government Lots 1, 5, 10, 12, 13, 19 and 20 in Section 11, Township 5 North, Range 3 East, BHM; Government Lots 3, 4, 5, 6, 10, 11, 12, 13, 14, 15, and 18 in Section 12, Township 5 North, Range 3 East, BHM; Government Lots 3 and 4 in Section 13, Township 5 North, Range 3 East, BHM; Government Lots 10, and 11 in Section 14, Township 5 North, Range 3 East, BHM, All located in the City of Deadwood Lawrence County, South Dakota

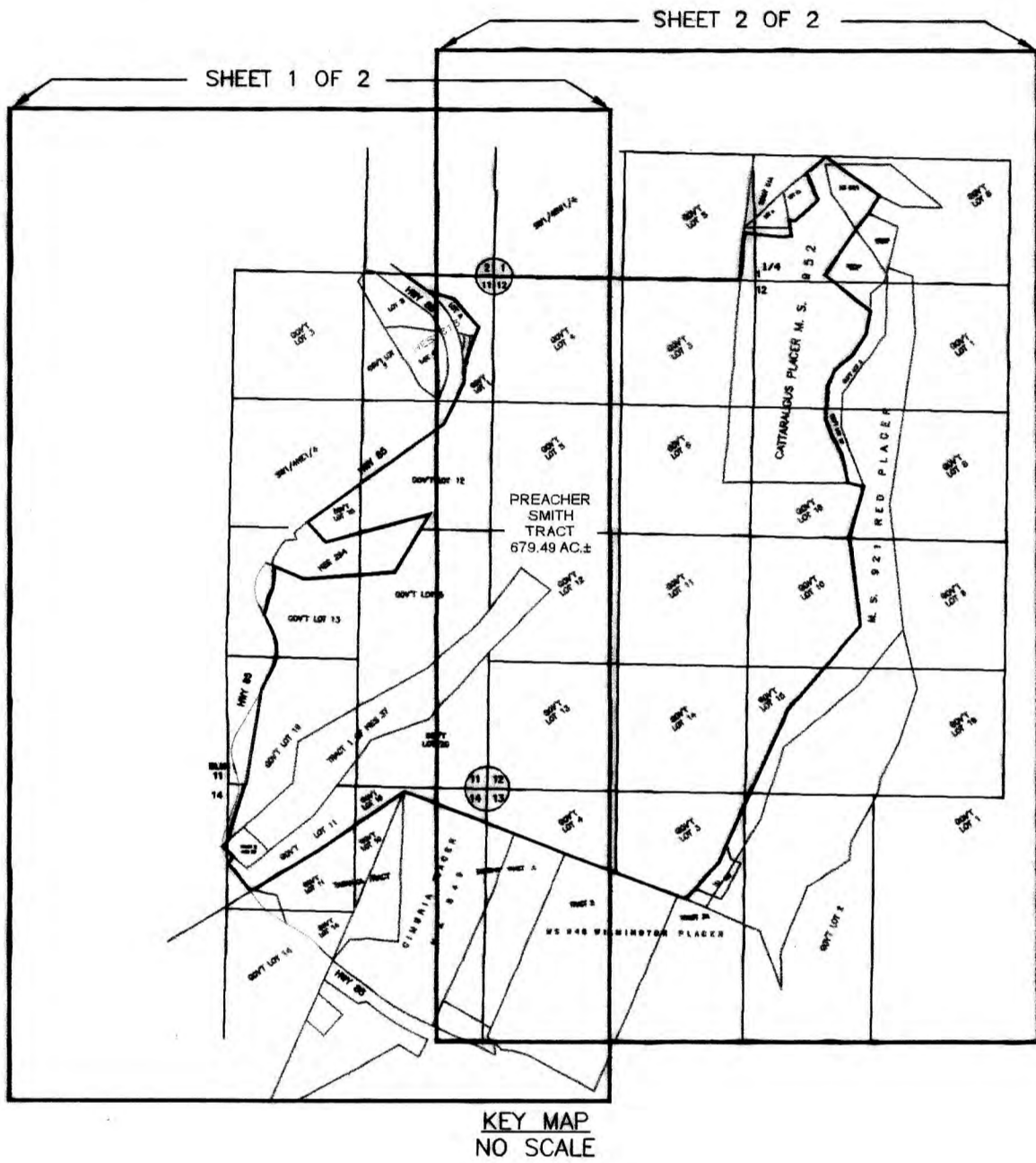
- LEGEND:
- SET REBAR AND CAP STAMPED "LS11918"
  - FOUND MONUMENT AS NOTED
  - FOUND BEARING TREE
  - FOUND STONE IF NOT NOTED

OWNER/DEVELOPERS:  
RANDY HORNER  
3215 VALLEY DRIVE  
BISMARCK, ND 58503

LARRY COTTIER  
18 PECK STREET  
DEADWOOD, SD 57732

- NOTES:
1. PROPOSED LOT AREA = 679.49 ACRES±;  
PROPOSED R-O-W AREA = 0.00 ACRES±;  
TOTAL PROPOSED PLATTED AREA: 679.49 ACRES±  
EASEMENTS INCLUDED IN ALL AREAS.
  2. 8' UTILITY EASEMENT ON INTERIOR OF ALL LOT LINES.  
EASEMENTS INCLUDED IN LOT AREAS.
  3. ZONING IS PF PER CITY OF DEADWOOD ZONING MAP.
  4. WE HEREBY GRANT EASEMENTS TO RUN WITH THE LAND FOR WATER, DRAINAGE, SEWER, GAS, ELECTRIC, TELEPHONE, OR OTHER PUBLIC UTILITY LINES OR SERVICES UNDER, ON OR OVER THOSE PORTIONS OF LAND DESIGNATED HEREON AS EASEMENTS.
  5. ALL EASEMENTS THAT ARE KNOWN TO BE RECORDED AT THE TIME OF THIS SURVEY TO THE BEST OF OUR KNOWLEDGE ARE SHOWN ON THE PLAT AS RECORDED BY THE SPECIFIC RECORDED DOCUMENT. THEY SHOULD BE FIELD VERIFIED TO FIND THE TRUE AND ACCURATE LOCATION ON THE GROUND. SOME EASEMENT ON THE LAND WHERE NOT LOCATABLE OR TRACEABLE BY USE OF THE RECORD DOCUMENT. THIS WOULD MEAN THAT ALL OF THE EASEMENTS ARE NOT SHOWN ON THIS PLAT. FIELD VERIFIED FOR THE EXACT LOCATION WILL NEED TO BE CONDUCTED PRIOR TO ANY SIGNIFICANT DEVELOPMENT. SOME DISCREPANCIES HAVE BEEN IDENTIFIED THROUGH THIS PROCESS BETWEEN RECORD DOCUMENTS FOR THE SAME EASEMENT AND THERE LOCATION, INDICATING A NEED TO FURTHER IDENTIFY THE TRUE FIELD LOCATION. THIS SURVEY WAS CONDUCTED, REVIEWED AND COMPLETED AFTER EXHAUSTIVE LEGAL RESEARCH AND FIELD INVESTIGATION. IT IS A TRUE AND ACCURATE REPRESENTATION OF THE SAID PROPERTY TO THE BEST OF MY KNOWLEDGE WITH THE INFORMATION AVAILABLE AT THE TIME OF THE SURVEY.

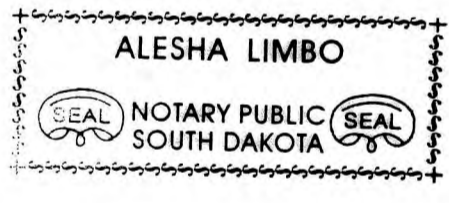
CERTIFICATE OF SURVEYOR  
STATE OF SOUTH DAKOTA COUNTY OF LAWRENCE  
I, BRADLEY LIMBO, REGISTERED LAND SURVEYOR NO. 11918 IN THE STATE OF SOUTH DAKOTA, DO HEREBY CERTIFY THAT AT THE REQUEST OF THE OWNER(S) LISTED HEREON I HAVE SURVEYED THAT TRACT OF LAND SHOWN, AND TO THE BEST OF MY KNOWLEDGE AND BELIEF, THE WITHIN PLAT IS A REPRESENTATION OF SAID SURVEY. EASEMENTS OR RESTRICTIONS OF MISCELLANEOUS RECORD OR PRIVATE AGREEMENTS THAT ARE NOT KNOWN TO ME ARE NOT SHOWN HEREON. IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND AND SEAL.



DATE: 11-02-2020  
BRADLEY LIMBO,  
REGISTERED LAND SURVEYOR

OWNER'S CERTIFICATE  
STATE OF SOUTH DAKOTA COUNTY OF LAWRENCE  
I, RANDY HORNER, DO HEREBY CERTIFY THAT I AM THE OWNER OF THE PROPERTY SHOWN AND DESCRIBED HEREON, THAT I DO APPROVE THIS PLAT AS HEREON SHOWN AND THAT DEVELOPMENT OF THIS PROPERTY SHALL CONFORM TO ALL EXISTING APPLICABLE ZONING, SUBDIVISION, EROSION AND SEDIMENT CONTROL REGULATIONS.

OWNER: Randy Horner  
3215 VALLEY DRIVE  
BISMARCK, ND 58503



ACKNOWLEDGMENT OF OWNER  
STATE OF SOUTH DAKOTA COUNTY OF LAWRENCE  
ON THIS 26 DAY OF October, 2020 BEFORE ME THE UNDERSIGNED NOTARY PUBLIC, PERSONALLY APPEARED Randy Horner KNOWN TO ME TO BE THE PERSON DESCRIBED IN AND WHO EXECUTED THE FOREGOING CERTIFICATE.  
MY COMMISSION EXPIRES: June 10, 2022  
NOTARY PUBLIC: Alesha Limbo

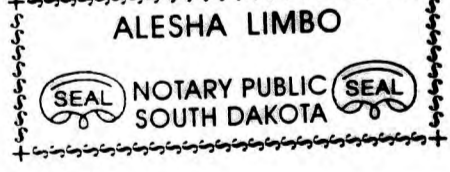


APPROVAL OF THE CITY OF DEADWOOD PLANNING COMMISSION  
STATE OF SOUTH DAKOTA COUNTY OF LAWRENCE  
THIS PLAT APPROVED BY THE CITY OF DEADWOOD PLANNING COMMISSION THIS 4 DAY OF November, 2020.

Jenny Runde CITY PLANNER  
Brett Rung CHAIRMAN

OWNER'S CERTIFICATE  
STATE OF SOUTH DAKOTA COUNTY OF LAWRENCE  
I, LARRY COTTIER, DO HEREBY CERTIFY THAT I AM THE OWNER OF THE PROPERTY SHOWN AND DESCRIBED HEREON, THAT I DO APPROVE THIS PLAT AS HEREON SHOWN AND THAT DEVELOPMENT OF THIS PROPERTY SHALL CONFORM TO ALL EXISTING APPLICABLE ZONING, SUBDIVISION, EROSION AND SEDIMENT CONTROL REGULATIONS.

OWNER: Larry Cottier  
18 PECK STREET  
DEADWOOD, SD 57732



ACKNOWLEDGMENT OF OWNER  
STATE OF SOUTH DAKOTA COUNTY OF LAWRENCE  
ON THIS 26 DAY OF October, 2020 BEFORE ME THE UNDERSIGNED NOTARY PUBLIC, PERSONALLY APPEARED Larry Cottier KNOWN TO ME TO BE THE PERSON DESCRIBED IN AND WHO EXECUTED THE FOREGOING CERTIFICATE.  
MY COMMISSION EXPIRES: June 10, 2022  
NOTARY PUBLIC: Alesha Limbo

APPROVAL OF THE CITY OF DEADWOOD BOARD OF COMMISSIONERS  
STATE OF SOUTH DAKOTA COUNTY OF LAWRENCE  
BE IT RESOLVED THAT THE CITY OF DEADWOOD BOARD OF COMMISSIONERS HAVING VIEWED THE WITHIN PLAT, DO HEREBY APPROVE THE SAME FOR RECORDING IN THE OFFICE OF THE REGISTER OF DEEDS, LAWRENCE COUNTY, S.D. DATED THIS 4th DAY OF November, 2020.

ATTEST: Ronda Morrison FINANCE OFFICER  
[Signature] MAYOR

OFFICE OF THE COUNTY DIRECTOR OF EQUALIZATION  
STATE OF SOUTH DAKOTA COUNTY OF LAWRENCE  
I, LAWRENCE COUNTY DIRECTOR OF EQUALIZATION, DO HEREBY CERTIFY THAT I HAVE RECEIVED A COPY OF THIS PLAT, DATED THIS 5 DAY OF November, 2020.

[Signature] LAWRENCE COUNTY DIRECTOR OF EQUALIZATION



CERTIFICATE OF COUNTY TREASURER  
STATE OF SOUTH DAKOTA COUNTY OF LAWRENCE  
I, Debra Tridle, LAWRENCE COUNTY TREASURER, DO HEREBY CERTIFY THAT 2019 TAXES WHICH ARE LIENS UPON THE HEREIN PLATTED PROPERTY HAVE BEEN PAID, DATED THIS 4 DAY OF November, 2020.

LAWRENCE COUNTY TREASURER: Jamie Marshall Deputy



OFFICE OF THE REGISTER OF DEEDS  
STATE OF SOUTH DAKOTA COUNTY OF LAWRENCE  
FILED FOR RECORD THIS 5th DAY OF November, 2020 AT 2:22 O'CLOCK, P.M., AND RECORDED IN DOC. #2020-7205

David Hanson LAWRENCE COUNTY REGISTER OF DEEDS FEE: \$ 60.00



APPROVAL OF HIGHWAY AUTHORITY  
STATE OF SOUTH DAKOTA COUNTY OF LAWRENCE  
THE LOCATION OF THE PROPOSED ACCESS ROADS ABUTTING THE COUNTY OR STATE HIGHWAY AS SHOWN HEREON, IS HEREBY APPROVED. ANY CHANGE IN THE PROPOSED ACCESS SHALL REQUIRE ADDITIONAL APPROVAL.

HIGHWAY AUTHORITY: Robert G. Hoff

SHEET 1 OF 3

PREPARED BY:  
**ALL ASPECTS INC.**  
LAND SURVEYING

Project: AN-20-054  
Date: OCTOBER 14, 2020  
Rev:  
Surveyed by: BJL  
Prepared by: FB

All Aspects Inc.  
444 Saint Joe St.  
Spearfish SD 57783  
605-490-2944  
limbo@allaspects.com

DRAWING NUMBER  
**2020-7205**

SAFCO PRODUCTS • NEW HOPE, MINNESOTA  
REORDER BY PART NUMBER 6552  
POSITION EDGE OF PRINT ON THIS LINE

DRAWING NUMBER  
**2020-7205**

SAFCO PRODUCTS • NEW HOPE, MINNESOTA  
REORDER BY PART NUMBER 6552  
POSITION EDGE OF PRINT ON THIS LINE

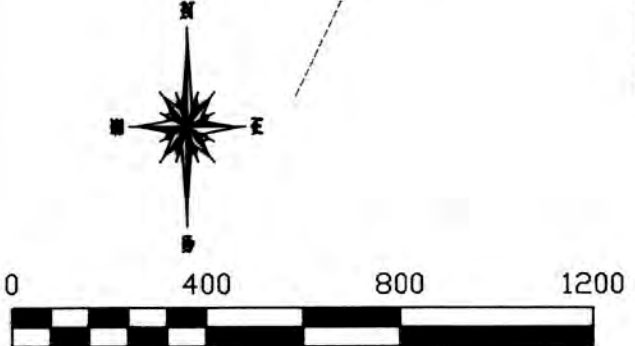
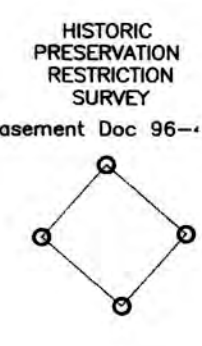
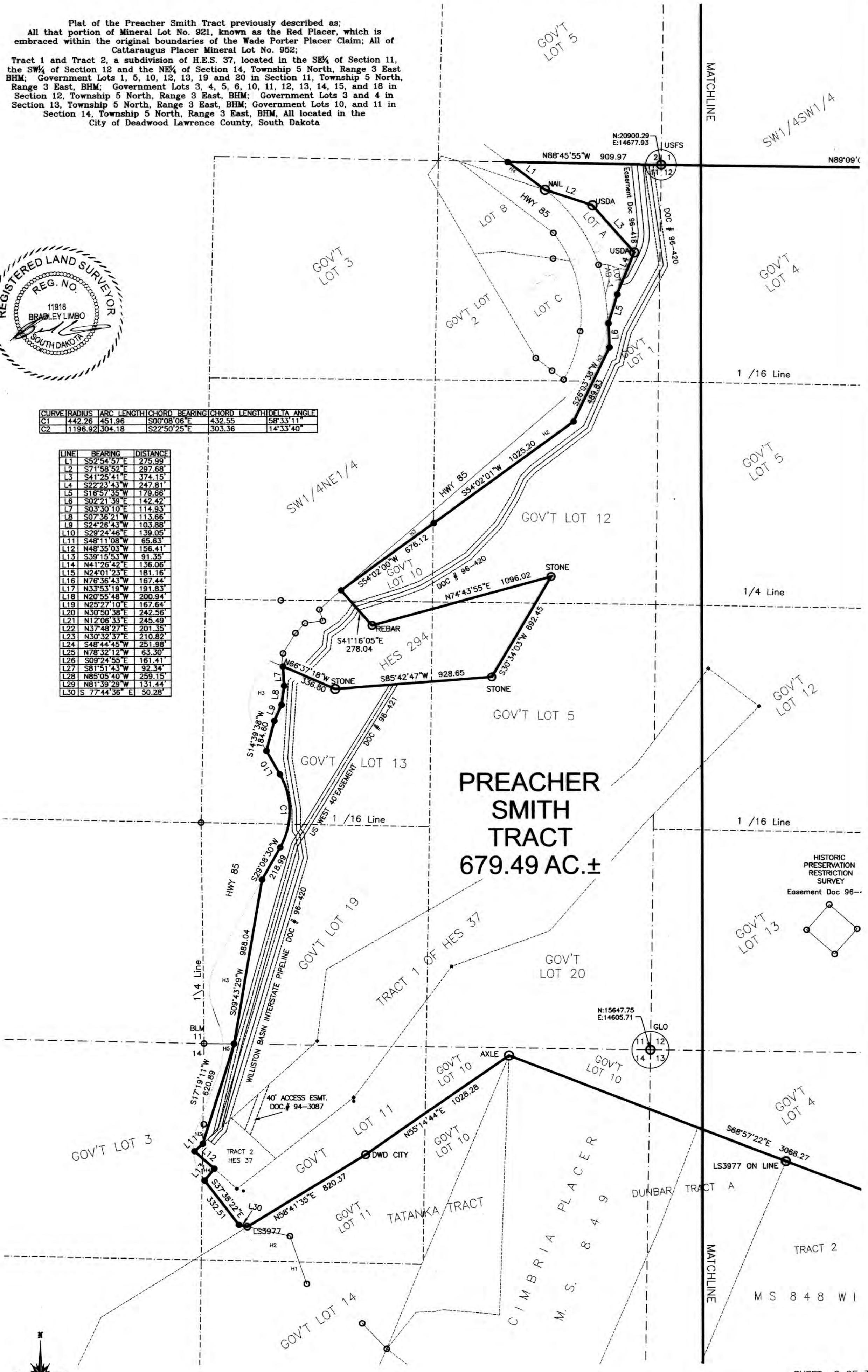
### PLAT OF THE PREACHER SMITH TRACT

Plat of the Preacher Smith Tract previously described as:  
 All that portion of Mineral Lot No. 921, known as the Red Placer, which is embraced within the original boundaries of the Wade Porter Placer Claim; All of Cattaraugus Placer Mineral Lot No. 952;  
 Tract 1 and Tract 2, a subdivision of H.E.S. 37, located in the SE $\frac{1}{4}$  of Section 11, the SW $\frac{1}{4}$  of Section 12 and the NE $\frac{1}{4}$  of Section 14, Township 5 North, Range 3 East BHM; Government Lots 1, 5, 10, 12, 13, 19 and 20 in Section 11, Township 5 North, Range 3 East, BHM; Government Lots 3, 4, 5, 6, 10, 11, 12, 13, 14, 15, and 18 in Section 12, Township 5 North, Range 3 East, BHM; Government Lots 3 and 4 in Section 13, Township 5 North, Range 3 East, BHM; Government Lots 10, and 11 in Section 14, Township 5 North, Range 3 East, BHM. All located in the City of Deadwood Lawrence County, South Dakota



| CURVE | RADIUS  | ARC LENGTH | CHORD BEARING | CHORD LENGTH | DELTA ANGLE |
|-------|---------|------------|---------------|--------------|-------------|
| C1    | 442.26  | 451.96     | S00°08'06"E   | 432.55       | 58°33'11"   |
| C2    | 1196.92 | 304.18     | S22°50'25"E   | 303.36       | 14°33'40"   |

| LINE | BEARING     | DISTANCE |
|------|-------------|----------|
| L1   | S52°54'57"E | 279.99   |
| L2   | S71°58'52"E | 297.68   |
| L3   | S41°25'41"E | 374.15   |
| L4   | S22°23'43"W | 247.81   |
| L5   | S16°57'35"W | 179.66   |
| L6   | S02°21'39"E | 142.42   |
| L7   | S03°30'10"E | 114.93   |
| L8   | S07°36'21"W | 113.66   |
| L9   | S24°26'43"W | 103.88   |
| L10  | S29°24'46"E | 139.05   |
| L11  | S48°11'08"W | 65.63    |
| L12  | N48°35'03"W | 156.41   |
| L13  | S39°15'53"W | 91.35    |
| L14  | N41°26'42"E | 136.06   |
| L15  | N24°01'23"E | 181.16   |
| L16  | N76°36'43"W | 167.44   |
| L17  | N33°53'19"W | 191.83   |
| L18  | N20°55'48"W | 200.94   |
| L19  | N25°27'10"E | 167.64   |
| L20  | N30°50'38"E | 242.56   |
| L21  | N12°06'33"E | 245.49   |
| L22  | N37°48'27"E | 201.35   |
| L23  | N30°32'37"E | 210.82   |
| L24  | S48°44'45"W | 251.98   |
| L25  | N78°32'12"W | 63.30    |
| L26  | S09°24'55"E | 161.41   |
| L27  | S81°51'43"W | 92.34    |
| L28  | N85°05'40"W | 259.15   |
| L29  | N81°39'29"W | 131.44   |
| L30  | S77°44'36"E | 50.28    |



NOTE:  
 COORDINATES SHOWN HEREON ARE ON THE DEADWOOD COORDINATE SYSTEM.

SHEET 2 OF 3

PREPARED BY:  
**ALL ASPECTS INC.**  
 LAND SURVEYING

Project: AA-20-054  
 Date: OCTOBER 14, 2020  
 Rev:  
 Surveyed by: B.J.L.  
 Prepared by: FD

All Aspects Inc.  
 444 Saint Joe St.  
 Spearfish SD 57783  
 605-490-2944  
 LimboPLS@GMAIL.COM

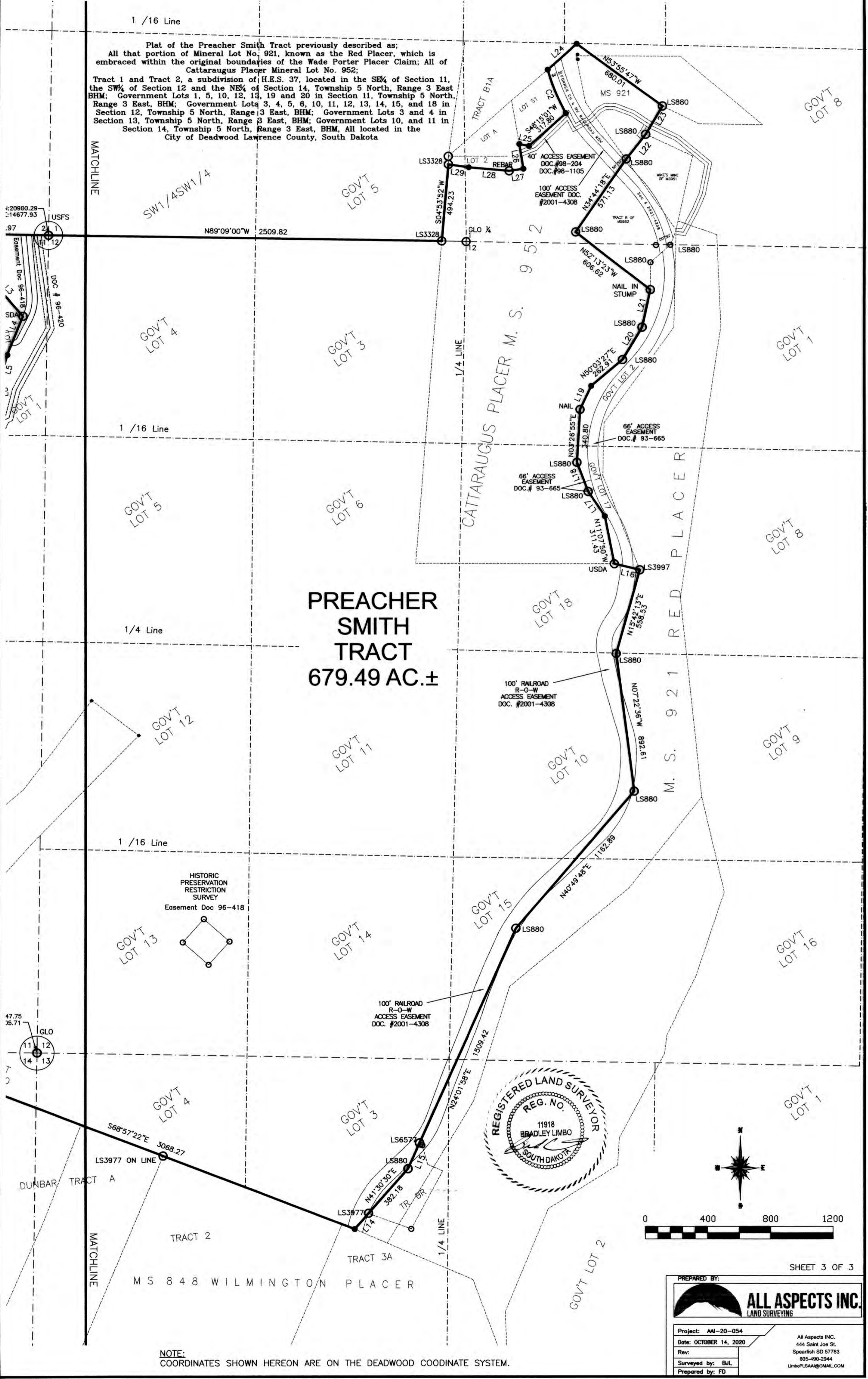
Doc # 2020-7205 page 2 of 3

**DRAWING NUMBER**  
**2020-7205**  
 SAFCO PRODUCTS • NEW HOPE, MINNESOTA  
 REORDER BY PART NUMBER 6552  
 POSITION EDGE OF PRINT ON THIS LINE

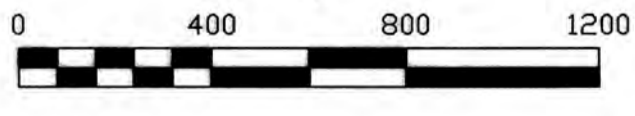
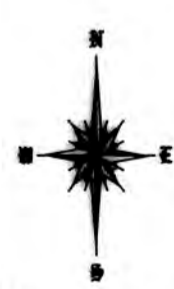
**DRAWING NUMBER**  
**2020-7205**  
 SAFCO PRODUCTS • NEW HOPE, MINNESOTA  
 REORDER BY PART NUMBER 6552  
 POSITION EDGE OF PRINT ON THIS LINE

### PLAT OF THE PREACHER SMITH TRACT

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 All that portion of Mineral Lot No. 921, known as the Red Placer, which is embraced within the original boundaries of the Wade Porter Placer Claim; All of Cattaraugus Placer Mineral Lot No. 952;  
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**PREACHER SMITH TRACT**  
**679.49 AC.±**



SHEET 3 OF 3

**PREPARED BY:**  
  
**ALL ASPECTS INC.**  
 LAND SURVEYING

|                        |                      |
|------------------------|----------------------|
| Project: AM-20-054     | All Aspects Inc.     |
| Date: OCTOBER 14, 2020 | 444 Saint Joe St.    |
| Rev:                   | Spearfish SD 57783   |
| Surveyed by: B.J.L.    | 805-490-2944         |
| Prepared by: FD        | limbo@allaspects.com |

**NOTE:**  
 COORDINATES SHOWN HEREON ARE ON THE DEADWOOD COODINATE SYSTEM.

Doc# 2020-7205 page 3 of 3

# Certificate of Completion

|  |                                 |
|--|---------------------------------|
| Project: Lower Main Street Utility Improvement Project                 |                                 |
| Owner: The City of Deadwood  | Owner's Contract No.: PCNX04P   |
| Engineer: Affordably Creative Engineering Services, Inc. (ACES)        | Engineer's Project No.: 20-1131 |
| Contractor: Simon Contractors of SD, PO BOX 2720, Rapid City, SD 57709 |                                 |

**This Certificate of Completion applies to:**

- All Work under the Contract Documents:       The following specified portions of the Work:

June 2, 2021  
 \_\_\_\_\_  
 Date of Completion

The Work to which this Certificate applies has been inspected by authorized representatives of Owner, Contractor, and Engineer, and found to be complete. The Date of Completion of the Project or portion thereof designated above is hereby declared and is also the date of commencement of applicable warranties required by the Contract Documents, except as stated below.

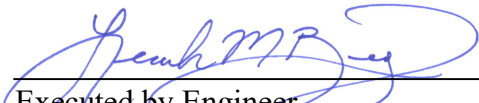
- Amended Responsibilities                                       Not Amended

Owner's Amended Responsibilities: None

Contractor's Amended Responsibilities: None

The following documents are attached to and made part of this Certificate: None

This Certificate does not constitute an acceptance of Work not in accordance with the Contract Documents.

  
 \_\_\_\_\_  
 Executed by Engineer

June 2, 2021  
 \_\_\_\_\_  
 Date

\_\_\_\_\_  
 Accepted by Contractor                                      \_\_\_\_\_  
 Date

\_\_\_\_\_  
 Accepted by Owner    \_\_\_\_\_  
 Date

**CONTRACTOR'S APPLICATION AND CERTIFICATION FOR PAYMENT NO. 11**

|                                  |  |                                       |
|----------------------------------|--|---------------------------------------|
| To (Owner): The City of Deadwood | From (Contractor): Simon Contractors                   | Application Date: 6/30/2020           |
| Address: 102 Sherman Street      | Address: PO Box 2720                                   | Application Period: through 6/30/2020 |
| Deadwood, SD 57732               | Rapid City, SD 57709                                   | Via (Engineer): ACES                  |
| Owner's Contract No.: PCN X04P   | Project: Lower Main Street Utility Improvement Project | Engineer's Project No.: 17-1025       |

| CHANGE ORDER SUMMARY   |           |             |            |
|------------------------|-----------|-------------|------------|
| Approved Change Orders |           |             |            |
| Number                 | Dated     | Additions   | Deductions |
| 1                      | 6/17/2019 | \$12,648.72 |            |
| 2                      | 8/19/2019 | \$35,280.06 |            |
| 3                      | 3/6/2020  | \$34,135.36 | \$655.00   |
| Totals                 |           | \$82,064.14 | \$655.00   |

1. Original Contract..... \$1,235,595.67
2. Net change by Change Orders..... \$81,409.14
3. Current Contract Price (Line 1 ± 2)..... \$1,317,004.81
4. Total Completed and Stored to Date..... \$1,260,905.38  
(Column G on Progress Estimate)
5. Retainage:
  - a. \_10\_% of Completed Work.....
  - b. \_10\_% of Stored Materials.....
  - c. Total Retainage (Line 5.a + Line 5.b)..... \$126,090.54
6. Amount Eligible to Date (Line 4 - Line 5.c)..... \$1,134,814.84
7. Less Previous Payments (Line 6 from prior Application)..... \$1,093,243.12
8. **AMOUNT DUE THIS APPLICATION**..... **\$41,571.72**
9. Balance to Finish (Line 3 less Line 6)..... \$0.00

Net Change by Change Orders \$81,409.14

**CONTRACTOR'S CERTIFICATION**

The undersigned Contractor certifies that to the best of his knowledge, information and belief, the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

*Don Holt* 4-5-2021  
 (CONTRACTOR) (Date)

|   |                             |
|---|-----------------------------|
| <b>AMOUNT CERTIFIED: \$41,571.72</b>                  |                             |
| Payment is recommended by: <u><i>Leah M. Berg</i></u> | <u>06/02/2021</u><br>(Date) |
| Leah M. Berg, P.E.                                    |                             |
| Payment is approved by: _____                         | _____ (Date)                |
| (OWNER)   |                             |
| Payment is approved by: _____                         | _____ (Date)                |
| (FUNDING AGENCY - if applicable)                      |                             |

(Corporate Seal)

State of: South Dakota County of: Pennington  
 Subscribed and sworn to before me this 5th day of April, 2021.

Notary Public: *Viola Herbst*  
 My Commission expires: 9-16-2023

APPLICATION FOR PAYMENT CONTINUATION SHEET

APPLICATION NO. #11

APPLICATION DATE: 1/5/2021

PERIOD FROM 6/30/2020 TO: Completion

PROJECT NAME: Lower Main Street Utility Improvement Project, Deadwood, SD

| A<br>ITEM NO. | B<br>DESCRIPTION OF WORK          | UNIT | QUANT   | UNIT PRICE   | C<br>CONTRACT AMOUNT | D<br>COMPLETE FROM PREVIOUS APPLICATION | E<br>COMPLETE THIS PERIOD |             | F<br>PREVIOUS MATERIALS STORED (NOT IN D O R E) | THIS APP MATERIALS STORED (NOT IN D O R E) | TOTAL MATERIALS STORED (NOT IN D O R E) | DEDUCT INSTALLED STOCKPILE MATERIAL | G<br>TOTAL COMPLETED AND STORED TO DATE (D+E+F) |      | H<br>% COMP LETE (G : C) | BALANCE TO FINISH (C - G) | I<br>RETAIN-AGE (10%) |
|---------------|-----------------------------------|------|---------|--------------|----------------------|---|---------------------------|-------------|---|--|---|-------------------------------------|---|------|--------------------------|---------------------------|-----------------------|
|               |                                   |      |         |              |                      |   | QUANTITY                  | AMOUNT      |   |  |   |                                     |   |      |                          |                           |                       |
| 1             | Mobilization                      | LS   | 1.00    | \$107,100.00 | \$107,100.00         | \$107,421.30                            |                           |             |   |  |   |                                     | \$107,421.30                                    | 100% | -\$321.30                | \$10,742.13               |                       |
| 2             | Construction Staking              | LS   | 1.00    | \$4,460.00   | \$4,460.00           | \$4,460.00                              |                           |             |   |  |   |                                     | \$4,460.00                                      | 100% | \$0.00                   | \$446.00                  |                       |
| 3             | Remove Concrete Curb and/or Gulle | Ft   | 216.00  | \$15.50      | \$3,348.00           | \$7,827.50                              |                           |             |   |  |   |                                     | \$7,827.50                                      | 234% | -\$4,479.50              | \$782.75                  |                       |
| 4             | Remove Curb Stop                  | Each | 6.00    | \$260.00     | \$1,560.00           | \$1,040.00                              |                           |             |   |  |   |                                     | \$1,040.00                                      | 67%  | \$520.00                 | \$104.00                  |                       |
| 5             | Remove Manhole                    | Each | 1.00    | \$890.00     | \$890.00             | \$0.00                                  |                           |             |   |  |   |                                     | \$0.00  | 0%   | \$890.00                 | \$0.00                    |                       |
| 6             | Remove Manhole Frame and Lid      | Each | 2.00    | \$110.00     | \$220.00             | \$220.00                                |                           |             |   |  |   |                                     | \$220.00  | 100% | \$0.00                   | \$22.00                   |                       |
| 7             | Remove Asphalt Concrete Pavemen   | SqYd | 82.10   | \$29.00      | \$2,380.90           | \$4,205.00                              | 14.00                     | \$406.00    |   |  |   |                                     | \$4,611.00                                      | 194% | -\$2,230.10              | \$461.10                  |                       |
| 8             | Remove Concrete Pavement          | SqYd | 2509.70 | \$16.00      | \$40,155.20          | \$27,904.00                             | 382.75                    | \$6,124.00  |   |  |   |                                     | \$34,028.00                                     | 85%  | \$6,127.20               | \$3,402.80                |                       |
| 9             | Remove Concrete Driveway Paveme   | SqYd | 322.50  | \$18.00      | \$5,805.00           | \$16,470.00                             |                           |             |   |  |   |                                     | \$16,470.00                                     | 284% | -\$10,665.00             | \$1,647.00                |                       |
| 10            | Remove Concrete Sidewalk          | SqYd | 1264.30 | \$13.50      | \$17,068.05          | \$3,267.00                              | 1022.00                   | \$13,797.00 |   |  |   |                                     | \$17,064.00                                     | 100% | \$4.05                   | \$1,706.40                |                       |
| 11            | Remove Fire Hydrant               | Each | 3.00    | \$500.00     | \$1,500.00           | \$1,500.00                              |                           |             |   |  |   |                                     | \$1,500.00                                      | 100% | \$0.00                   | \$150.00                  |                       |
| 12            | Muck Excavation                   | CuYd | 25.00   | \$64.90      | \$1,622.50           | \$1,713.36                              |                           |             |   |  |   |                                     | \$1,713.36                                      | 106% | -\$90.86                 | \$171.34                  |                       |
| 13            | Remove and Replace Topsoil        | LS   | 1.00    | \$1,325.00   | \$1,325.00           | \$1,325.00                              |                           |             |   |  |   |                                     | \$1,325.00                                      | 100% | \$0.00                   | \$132.50                  |                       |
| 14            | Incidental Work                   | LS   | 1.00    | \$46,385.00  | \$46,385.00          | \$46,385.00                             |                           |             |   |  |   |                                     | \$46,385.00                                     | 100% | \$0.00                   | \$4,638.50                |                       |
| 15            | Base Course                       | Ton  | 678.20  | \$41.35      | \$28,043.57          | \$25,448.85                             | 62.74                     | \$2,594.30  |   |  |   |                                     | \$28,043.16                                     | 100% | \$0.41                   | \$2,804.32                |                       |
| 16            | Asphalt Concrete Composite        | Ton  | 15.60   | \$243.25     | \$3,794.70           | \$0.00                                  | 14.50                     | \$3,527.13  |   |  |   |                                     | \$3,527.13                                      | 93%  | \$267.58                 | \$352.71                  |                       |
| 17            | 8" Nonreinforced PCC Pavement     | SqYd | 2336.30 | \$84.50      | \$197,417.35         | \$179,710.33                            |                           |             |   |  |   |                                     | \$179,710.38                                    | 91%  | \$17,706.98              | \$17,971.04               |                       |
| 18            | 6" PCC Approach Pavement          | SqYd | 174.70  | \$85.00      | \$14,849.50          | \$13,090.00                             |                           |             |   |  |   |                                     | \$13,090.00                                     | 88%  | \$1,759.50               | \$1,309.00                |                       |
| 19            | Dowel Bar                         | Each | 1770.00 | \$22.25      | \$39,382.50          | \$36,089.50                             |                           |             |   |  |   |                                     | \$36,089.50                                     | 92%  | \$3,293.00               | \$3,608.95                |                       |
| 20            | Insert Steel Bar in PCC Pavement  | Each | 1851.00 | \$9.20       | \$17,029.20          | \$14,922.40                             |                           |             |   |  |   |                                     | \$14,922.40                                     | 88%  | \$2,106.80               | \$1,492.24                |                       |
| 21            | 18" Steel Pipe, Furnish           | Ft   | 78.00   | \$150.00     | \$11,700.00          | \$11,700.00                             |                           |             |   |  |   |                                     | \$11,700.00                                     | 100% | \$0.00                   | \$1,170.00                |                       |
| 22            | Pipe Encasement                   | Each | 2.00    | \$2,950.00   | \$5,900.00           | \$8,850.00                              |                           |             |   |  |   |                                     | \$8,850.00                                      | 150% | -\$2,950.00              | \$885.00                  |                       |
| 23            | 4" PVC Water Main                 | Ft   | 16.00   | \$45.00      | \$720.00             | \$1,080.00                              |                           |             |   |  |   |                                     | \$1,080.00                                      | 150% | -\$360.00                | \$108.00                  |                       |
| 24            | 8" PVC Water Main                 | Ft   | 263.00  | \$40.00      | \$10,520.00          | \$12,660.00                             |                           |             |   |  |   |                                     | \$12,660.00                                     | 120% | -\$2,140.00              | \$1,266.00                |                       |
| 25            | 12" PVC Water Main                | Ft   | 1546.00 | \$54.00      | \$83,484.00          | \$82,134.02                             |                           |             |   |  |   |                                     | \$82,134.02                                     | 98%  | \$1,349.98               | \$8,213.40                |                       |
| 26            | 1" Copper Pipe                    | Ft   | 74.00   | \$42.00      | \$3,108.00           | \$3,108.00                              |                           |             |   |  |   |                                     | \$3,108.00                                      | 100% | \$0.00                   | \$310.80                  |                       |
| 27            | 2" Copper Pipe                    | Ft   | 76.00   | \$56.50      | \$4,294.00           | \$2,881.50                              |                           |             |   |  |   |                                     | \$2,881.50                                      | 67%  | \$1,412.50               | \$288.15                  |                       |
| 28            | 24" PVC Sewer Pipe                | Ft   | 130.00  | \$71.25      | \$9,262.50           | \$8,970.10                              |                           |             |   |  |   |                                     | \$8,970.10                                      | 97%  | \$292.40                 | \$897.01                  |                       |
| 29            | 12" x 4" Pipe Tee                 | Each | 1.00    | \$840.00     | \$840.00             | \$840.00                                |                           |             |   |  |   |                                     | \$840.00  | 100% | \$0.00                   | \$84.00                   |                       |
| 30            | 12" x 6" Pipe Tee                 | Each | 9.00    | \$890.00     | \$8,010.00           | \$10,680.00                             |                           |             |   |  |   |                                     | \$10,680.00                                     | 133% | -\$2,670.00              | \$1,068.00                |                       |
| 31            | 12" x 8" Pipe Tee                 | Each | 1.00    | \$920.00     | \$920.00             | \$0.00                                  |                           |             |   |  |   |                                     | \$0.00  | 0%   | \$920.00                 | \$0.00                    |                       |



| A<br>ITEM<br>NO. | B<br>DESCRIPTION OF WORK              | UNIT | QUANT   | UNIT<br>PRICE | C<br>CONTRACT<br>AMOUNT | G<br>TOTAL<br>COMPLETED<br>AND STORED<br>TO DATE<br>(D+E+F) | E<br>COMPLETE THIS PERIOD |            | F<br>PREVIOUS<br>MATERIALS<br>STORED<br>(NOT IN<br>D OR E) | THIS APP<br>MATERIALS<br>STORED<br>(NOT IN<br>D OR E) | TOTAL<br>MATERIALS<br>STORED<br>(NOT IN<br>D OR E) | G<br>TOTAL<br>COMPLETED<br>AND STORED<br>TO DATE<br>(D+E+F) |                              | H<br>BALANCE<br>TO FINISH<br>(C - G) | I<br>RETAIN-<br>AGE<br>(10%) |
|------------------|---------------------------------------|------|---------|---------------|-------------------------|---|---------------------------|------------|--|---|--|---|------------------------------|--------------------------------------|------------------------------|
|                  |                                       |      |         |               |                         |   | QUANTITY                  | AMOUNT     |  |   |  | TOTAL<br>COMPLETED<br>AND STORED<br>TO DATE<br>(D+E+F)      | %<br>COMP<br>LETE<br>(G : C) |                                      |                              |
|                  |                                       |      |         |               |                         |   |                           |            |  |   |  |   |                              |                                      |                              |
| 32               | 12" x6" Pipe Cross                    | Each | 1.00    | \$1,465.00    | \$1,465.00              | \$1,465.00  |                           |            |  |   |  | \$1,465.00  | 100%                         | \$0.00                               | \$146.50                     |
| 33               | 1" Corporation Stop with Tapping Sa   | Each | 3.00    | \$545.00      | \$1,635.00              | \$1,635.00  |                           |            |  |   |  | \$1,635.00  | 100%                         | \$0.00                               | \$163.50                     |
| 34               | 2" Corporation Stop with Tapping Sa   | Each | 1.00    | \$655.00      | \$655.00                | \$0.00  |                           |            |  |   |  | \$0.00  | 0%                           | \$655.00                             | \$0.00                       |
| 35               | 1" Curb Stop with Box                 | Each | 3.00    | \$448.00      | \$1,344.00              | \$1,344.00  |                           |            |  |   |  | \$1,344.00  | 100%                         | \$0.00                               | \$134.40                     |
| 36               | 2" Curb Stop with Box                 | Each | 1.00    | \$720.00      | \$720.00                | \$720.00  |                           |            |  |   |  | \$720.00  | 100%                         | \$0.00                               | \$72.00                      |
| 37               | 6" Pipe Bend                          | Each | 2.00    | \$470.00      | \$940.00                | \$3,760.00  |                           |            |  |   |  | \$3,760.00  | 400%                         | -\$2,820.00                          | \$376.00                     |
| 38               | 12" Pipe Bend                         | Each | 8.00    | \$840.00      | \$6,720.00              | \$5,880.00  |                           |            |  |   |  | \$5,880.00  | 88%                          | \$840.00                             | \$588.00                     |
| 39               | 12" Pipe Coupling                     | Each | 8.00    | \$770.00      | \$6,160.00              | \$770.00  |                           |            |  |   |  | \$770.00  | 13%                          | \$5,390.00                           | \$77.00                      |
| 40               | 6" Pipe Plug                          | Each | 6.00    | \$205.00      | \$1,230.00              | \$615.00  |                           |            |  |   |  | \$615.00  | 50%                          | \$615.00                             | \$61.50                      |
| 41               | 6" Gate Valve with Box                | Each | 6.00    | \$1,465.00    | \$8,790.00              | \$13,185.00   |                           |            |  |   |  | \$13,185.00   | 150%                         | -\$4,395.00                          | \$1,318.50                   |
| 42               | 12" Gate Valve with Box               | Each | 7.00    | \$3,050.00    | \$21,350.00             | \$21,350.00   |                           |            |  |   |  | \$21,350.00   | 100%                         | \$0.00                               | \$2,135.00                   |
| 43               | Tracer Wire Access Box, Type 1        | Each | 4.00    | \$147.00      | \$588.00                | \$735.00  |                           |            |  |   |  | \$735.00  | 125%                         | -\$147.00                            | \$73.50                      |
| 44               | Fire Hydrant with Auxillary Valve & B | Each | 4.00    | \$5,550.00    | \$22,200.00             | \$22,200.00   |                           |            |  |   |  | \$22,200.00   | 100%                         | \$0.00                               | \$2,220.00                   |
| 45               | Type 2 Foundation Material            | Tcn  | 15.00   | \$42.00       | \$630.00                | \$0.00  | 20.09                     | \$843.78   |  |   |  | \$843.78  | 134%                         | -\$213.78                            | \$84.38                      |
| 46               | Type 3 Foundation Material            | Tcn  | 123.70  | \$29.50       | \$3,649.15              | \$0.00  |                           |            |  |   |  | \$0.00  | 0%                           | \$3,649.15                           | \$0.00                       |
| 47               | Imported Trench Backfill              | CuYd | 15.00   | \$47.00       | \$705.00                | \$1,240.80  |                           |            |  |   |  | \$1,240.80  | 176%                         | -\$535.80                            | \$124.08                     |
| 48               | Pipe Bedding Material                 | Ton  | 309.30  | \$21.00       | \$6,495.30              | \$12,519.57   |                           |            |  |   |  | \$12,519.57   | 193%                         | -\$6,024.27                          | \$1,251.96                   |
| 49               | Excavate Common Utility Trench        | Ft   | 1554.00 | \$65.00       | \$101,010.00            | \$109,525.00  |                           |            |  |   |  | \$109,525.00  | 108%                         | -\$8,515.00                          | \$10,952.50                  |
| 50               | Rock Excavation, Trench               | CuYd | 5.00    | \$115.00      | \$575.00                | \$805.00  |                           |            |  |   |  | \$805.00  | 140%                         | -\$230.00                            | \$80.50                      |
| 51               | Utility Trench Compaction Testing     | LS   | 1.00    | \$4,935.00    | \$4,935.00              | \$5,181.75  |                           |            |  |   |  | \$5,181.75  | 105%                         | -\$246.75                            | \$518.18                     |
| 52               | Bore and Jack 18" Pipe                | Ft   | 78.00   | \$345.00      | \$26,910.00             | \$26,910.00   |                           |            |  |   |  | \$26,910.00   | 100%                         | \$0.00                               | \$2,691.00                   |
| 53               | Reconnect Water Service               | Each | 4.00    | \$575.00      | \$2,300.00              | \$1,725.00  |                           |            |  |   |  | \$1,725.00  | 75%                          | \$575.00                             | \$172.50                     |
| 54               | Connect to Existing Water Main        | Each | 4.00    | \$1,310.00    | \$5,240.00              | \$5,240.00  |                           |            |  |   |  | \$5,240.00  | 100%                         | \$0.00                               | \$524.00                     |
| 55               | Abandon Sewer Main                    | Ft   | 159.00  | \$10.50       | \$1,669.50              | \$10.50   | 158.00                    | \$1,659.00 |  |   |  | \$1,669.50  | 100%                         | \$0.00                               | \$166.95                     |
| 56               | Controlled Density Fill               | CuYd | 5.60    | \$375.00      | \$2,100.00              | \$3,000.00  | 9.00                      | \$3,375.00 |  |   |  | \$6,375.00  | 304%                         | -\$4,275.00                          | \$637.50                     |
| 57               | Traffic Control Signs                 | sqFt | 202.50  | \$7.30        | \$1,478.25              | \$0.00  | 202.50                    | \$1,478.25 |  |   |  | \$1,478.25  | 100%                         | \$0.00                               | \$147.83                     |
| 58               | Traffic Control, Miscellaneous        | LS   | 1.00    | \$1,670.00    | \$1,670.00              | \$1,670.00  |                           |            |  |   |  | \$1,670.00  | 100%                         | \$0.00                               | \$167.00                     |
| 59               | Type 3 Barricade                      | Each | 5.00    | \$148.00      | \$740.00                | \$740.00  |                           |            |  |   |  | \$740.00  | 100%                         | \$0.00                               | \$74.00                      |
| 60               | Decorative Luminaire Pole             | Each | 9.00    | \$2,950.00    | \$26,550.00             | \$26,550.00   |                           |            |  |   |  | \$26,550.00   | 100%                         | \$0.00                               | \$2,655.00                   |
| 61               | Decorative Luminaire, 150 Watt        | Each | 9.00    | \$2,840.00    | \$25,560.00             | \$25,560.00   |                           |            |  |   |  | \$25,560.00   | 100%                         | \$0.00                               | \$2,556.00                   |
| 62               | Decorative Luminaire, LED             | Each | 2.00    | \$3,500.00    | \$7,000.00              | \$7,000.00  |                           |            |  |   |  | \$7,000.00  | 100%                         | \$0.00                               | \$700.00                     |
| 63               | 2' Diameter Footing                   | Ft   | 54.00   | \$168.00      | \$9,072.00              | \$9,072.00  |                           |            |  |   |  | \$9,072.00  | 100%                         | \$0.00                               | \$907.20                     |
| 64               | Miscellaneous, Electrical             | LS   | 1.00    | \$8,450.00    | \$8,450.00              | \$8,450.00  |                           |            |  |   |  | \$8,450.00  | 100%                         | \$0.00                               | \$845.00                     |
| 65               | 3" Rigid Conduit, Schedule 40         | Ft   | 43.00   | \$16.00       | \$688.00                | \$688.00  |                           |            |  |   |  | \$688.00  | 100%                         | \$0.00                               | \$68.80                      |
| 66               | 1" Rigid Conduit, Schedule 80         | Ft   | 1500.00 | \$4.15        | \$6,225.00              | \$6,764.50  |                           |            |  |   |  | \$6,764.50  | 109%                         | -\$539.50                            | \$676.45                     |
| 67               | 2" Rigid Conduit, Schedule 80         | Ft   | 129.00  | \$13.60       | \$1,754.40              | \$1,754.40  |                           |            |  |   |  | \$1,754.40  | 100%                         | \$0.00                               | \$175.44                     |
| 68               | 4" Rigid Conduit, Schedule 80         | Ft   | 5615.00 | \$6.25        | \$35,093.75             | \$36,812.50   |                           |            |  |   |  | \$36,812.50   | 105%                         | -\$1,718.75                          | \$3,681.25                   |
| 69               | 6" Rigid Conduit, Schedule 80         | Ft   | 2516.00 | \$11.50       | \$28,934.00             | \$33,097.00   |                           |            |  |   |  | \$33,097.00   | 114%                         | -\$4,163.00                          | \$3,309.70                   |

| ITEM NO.      | DESCRIPTION OF WORK               | UNIT | QUANT   | UNIT PRICE  | CONTRACT AMOUNT | COMPLETE FROM PREVIOUS APPLICATION | COMPLETE THIS PERIOD |            | PREVIOUS MATERIALS STORED (NOT IN D O R E) | THIS APP MATERIALS STORED (NOT IN D O R E) | TOTAL MATERIALS STORED (NOT IN D O R E) |  | TOTAL COMPLETED AND STORED TO DATE (D+E+F) | % COMP LETE (G : C) | BALANCE TO FINISH (C - G) | RETAIN-AGE (10%) |
|---------------|-----------------------------------|------|---------|-------------|-----------------|------------------------------------|----------------------|------------|--|--|---|--|--|---------------------|---------------------------|------------------|
|               |                                   |      |         |             |                 |                                    | QUANTITY             | AMOUNT     |  |  |   |  |  |                     |                           |                  |
| 70            | 1/C #8 AWG Copper Wire            | Ft   | 3000.00 | \$0.73      | \$2,190.00      | \$2,190.00                         |                      |            |  |  |   |  | \$2,190.00                                 | 100%                | \$0.00                    | \$219.00         |
| 71            | 1/C #10 AWG Copper Wire           | Ft   | 1500.00 | \$0.63      | \$945.00        | \$945.00                           |                      |            |  |  |   |  | \$945.00                                   | 100%                | \$0.00                    | \$94.50          |
| 72            | 1/C #12 AWG Copper Wire           | Ft   | 1000.00 | \$0.53      | \$530.00        | \$530.00                           |                      |            |  |  |   |  | \$530.00                                   | 100%                | \$0.00                    | \$53.00          |
| 73            | Type B68 Concrete Curb and Gutter | Ft   | 216.00  | \$37.00     | \$7,992.00      | \$1,757.50                         |                      |            |  |  |   |  | \$1,757.50                                 | 22%                 | \$6,234.50                | \$175.75         |
| 74            | 4" Concrete Sidewalk              | SqFt | 7225.00 | \$7.00      | \$50,575.00     | \$31,472.00                        | 903.00               | \$6,321.00 |  |  |   |  | \$37,793.00                                | 75%                 | \$12,782.00               | \$3,779.30       |
| 75            | 6" Concrete Sidewalk              | SqFt | 6965.00 | \$8.00      | \$55,720.00     | \$33,816.00                        |                      |            |  |  |   |  | \$33,816.00                                | 61%                 | \$21,904.00               | \$3,381.60       |
| 76            | 60" Manhole                       | Each | 2.00    | \$11,200.00 | \$22,400.00     | \$22,400.00                        |                      |            |  |  |   |  | \$22,400.00                                | 100%                | \$0.00                    | \$2,240.00       |
| 77            | Reconstruct Manhole               | Each | 1.00    | \$6,200.00  | \$6,200.00      | \$6,200.00                         |                      |            |  |  |   |  | \$6,200.00                                 | 100%                | \$0.00                    | \$620.00         |
| 78            | Hydroseeding                      | SqYd | 3775.00 | \$0.13      | \$490.75        | \$117.00                           | 2875.00              | \$373.75   |  |  |   |  | \$490.75                                   | 100%                | \$0.00                    | \$49.08          |
| 79            | Fertilizing                       | Lb   | 26.00   | \$1.60      | \$41.60         | \$0.00                             | 26.00                | \$41.60    |  |  |   |  | \$41.60                                    | 100%                | \$0.00                    | \$4.16           |
| 80            | Mulching                          | Ton  | 0.80    | \$1,250.00  | \$1,000.00      | \$0.00                             | 0.80                 | \$1,000.00 |  |  |   |  | \$1,000.00                                 | 100%                | \$0.00                    | \$100.00         |
| 81            | AASHTO T-180 Soil Test            | Each | 1.00    | \$185.00    | \$185.00        | \$0.00                             |                      |            |  |  |   |  | \$0.00                                     | 0%                  | \$185.00                  | \$0.00           |
| 82            | Irrigation System                 | LS   | 1.00    | \$31,000.00 | \$31,000.00     | \$0.00                             | 0.15                 | \$4,650.00 |  |  |   |  | \$4,650.00                                 | 15%                 | \$26,350.00               | \$465.00         |
| 83            | CCO #1                            | LS   | 1.00    | \$12,648.72 | \$12,648.72     | \$12,648.72                        |                      |            |  |  |   |  | \$12,648.72                                | 100%                | \$0.00                    | \$1,264.87       |
| 84            | CCO #2                            | LS   | 1.00    | \$35,280.06 | \$35,280.06     | \$35,280.06                        |                      |            |  |  |   |  | \$35,280.06                                | 100%                | \$0.00                    | \$3,528.01       |
| 85            | CCO #3                            | LS   | 1.00    | \$33,480.36 | \$33,480.36     | \$33,480.36                        |                      | \$0.00     |  |  |   |  | \$33,480.36                                | 100%                | \$0.00                    | \$3,348.04       |
| <b>TOTALS</b> |                                   |      |         |             |                 |                                    |                      |            | \$0.00                                     | \$0.00                                     | \$0.00                                  |  | \$1,260,905.38                             |                     | \$56,099.43               | \$117,949.62     |



**CONTRACTOR'S APPLICATION AND CERTIFICATION FOR PAYMENT NO. 12F**

|                                  |  |  |
|----------------------------------|--|--|
| To (Owner): The City of Deadwood | From (Contractor): Simon Contractors                   | Application Date: 6/03/2021            |
| Address: 102 Sherman Street      | Address: PO Box 2720                                   | Application Period: through completion |
| Deadwood, SD 57732               | Rapid City, SD 57709                                   | Via (Engineer): ACES                   |
| Owner's Contract No.: PCN X04P   | Project: Lower Main Street Utility Improvement Project | Engineer's Project No.: 17-1025        |

| CHANGE ORDER SUMMARY   |           |             |            |
|------------------------|-----------|-------------|------------|
| Approved Change Orders |           |             |            |
| Number                 | Dated     | Additions   | Deductions |
| 1                      | 6/17/2019 | \$12,648.72 |            |
| 2                      | 8/19/2019 | \$35,280.06 |            |
| 3                      | 3/6/2020  | \$34,135.36 | \$655.00   |
| Totals                 |           | \$82,064.14 | \$655.00   |

Net Change by Change Orders \$81,409.14

|  |                     |
|--|---------------------|
| 1. Original Contract.....                                      | \$1,235,595.67      |
| 2. Net change by Change Orders.....                            | \$81,409.14         |
| 3. Current Contract Price (Line 1 + 2).....                    | \$1,317,004.81      |
| 4. Total Completed and Stored to Date.....                     | \$1,260,905.38      |
| (Column G on Progress Estimate)                                |                     |
| 5. Retainage:  |                     |
| a. _10_% of Completed Work.....                                | \$0.00              |
| b. _10_% of Stored Materials.....                              |                     |
| c. Total Retainage (Line 5.a + Line 5.b).....                  | \$0.00              |
| 6. Amount Eligible to Date (Line 4 - Line 5.c).....            | \$1,260,905.38      |
| 7. Less Previous Payments (Line 6 from prior Application)..... | \$1,134,814.84      |
| 8. <b>AMOUNT DUE THIS APPLICATION</b> .....                    | <b>\$126,090.54</b> |
| 9. Balance to Finish (Line 3 less Line 6).....                 | \$0.00              |

|   |   |
|---|---|
| <p><b>CONTRACTOR'S CERTIFICATION</b></p> <p>The undersigned Contractor certifies that to the best of his knowledge, information and belief, the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.</p> <p><u><i>Dan [Signature]</i></u> <u>6-3-2021</u><br/>         (CONTRACTOR) (Date)</p> <p>(Corporate Seal)</p> | <p><b>AMOUNT CERTIFIED:</b> <u>\$126,090.54</u></p>   |
|   | <p>Payment is recommended by: <u><i>Leah M. Berg</i></u> <u>06/06/2021</u><br/>         Leah M. Berg, P.E. (Date)</p> |
|   | <p>Payment is approved by: _____ <u>(Date)</u><br/>         (OWNER)</p>   |
|   | <p>Payment is approved by: _____ <u>(Date)</u><br/>         (FUNDING AGENCY - if applicable)</p>                      |

State of: South Dakota County of: Pennington  
 Subscribed and sworn to before me  
 this 3<sup>RD</sup> day of June, 2021  
 Notary Public: *Nicky [Signature]*  
 My Commission expires: 9-16-23

APPLICATION FOR PAYMENT CONTINUATION SHEET

APPLICATION NO. #12F

APPLICATION DATE: 5/31/2021

PERIOD FROM 6/30/2020 TO: Completion

PROJECT NAME: Lower Main Street Utility Improvement Project, Deadwood, SD

| A<br>ITEM<br>NO. | B<br>DESCRIPTION OF WORK          | UNIT | QUANT   | UNIT<br>PRICE | C<br>CONTRACT<br>AMOUNT | D<br>COMPLETE<br>FROM<br>PREVIOUS<br>APPLICATION | E<br>COMPLETE THIS PERIOD |        | F<br>PREVIOUS<br>MATERIALS<br>STORED<br>(NOT IN<br>D OR E) | THIS APP<br>MATERIALS<br>STORED<br>(NOT IN<br>D OR E) | TOTAL<br>MATERIALS<br>STORED<br>(NOT IN<br>D OR E) | DEDUCT<br>INSTALLED<br>STOCKPILE<br>MATERIAL | G<br>TOTAL<br>COMPLETED<br>AND STORED<br>TO DATE<br>(D+E+F) |      | H<br>BALANCE<br>TO FINISH<br>(C - G) | I<br>RETAIN-<br>AGE<br>(10%) |
|------------------|-----------------------------------|------|---------|---------------|-------------------------|--|---------------------------|--------|--|---|--|--|---|------|--------------------------------------|------------------------------|
|                  |                                   |      |         |               |                         |  | QUANTITY                  | AMOUNT |  |   |  |  | %<br>COMP<br>LETE<br>(G : C)                                |      |                                      |                              |
| 1                | Mobilization                      | LS   | 1.00    | \$107,100.00  | \$107,100.00            | \$107,421.30                                     |                           |        |  |   |  |  | \$107,421.30  | 100% | -\$321.30                            | \$10,742.13                  |
| 2                | Construction Staking              | LS   | 1.00    | \$4,460.00    | \$4,460.00              | \$4,460.00                                       |                           |        |  |   |  |  | \$4,460.00  | 100% | \$0.00                               | \$446.00                     |
| 3                | Remove Concrete Curb and/or Gulle | Ft   | 216.00  | \$15.50       | \$3,348.00              | \$7,827.50                                       |                           |        |  |   |  |  | \$7,827.50  | 234% | -\$4,479.50                          | \$782.75                     |
| 4                | Remove Curb Stop                  | Each | 6.00    | \$260.00      | \$1,560.00              | \$1,040.00                                       |                           |        |  |   |  |  | \$1,040.00  | 67%  | \$520.00                             | \$104.00                     |
| 5                | Remove Manhole                    | Each | 1.00    | \$890.00      | \$890.00                | \$0.00   |                           |        |  |   |  |  | \$0.00  | 0%   | \$890.00                             | \$0.00                       |
| 6                | Remove Manhole Frame and Lid      | Each | 2.00    | \$110.00      | \$220.00                | \$220.00   |                           |        |  |   |  |  | \$220.00  | 100% | \$0.00                               | \$22.00                      |
| 7                | Remove Asphalt Concrete Pavemen   | SqYd | 82.10   | \$29.00       | \$2,380.90              | \$4,611.00                                       |                           |        |  |   |  |  | \$4,611.00  | 194% | -\$2,230.10                          | \$461.10                     |
| 8                | Remove Concrete Pavement          | SqYd | 2509.70 | \$16.00       | \$40,155.20             | \$34,028.00                                      |                           |        |  |   |  |  | \$34,028.00   | 85%  | \$6,127.20                           | \$3,402.80                   |
| 9                | Remove Concrete Driveway Pavem    | SqYd | 322.50  | \$18.00       | \$5,805.00              | \$16,470.00                                      |                           |        |  |   |  |  | \$16,470.00   | 284% | -\$10,665.00                         | \$1,647.00                   |
| 10               | Remove Concrete Sidewalk          | SqYd | 1264.30 | \$13.50       | \$17,068.05             | \$17,064.00                                      |                           |        |  |   |  |  | \$17,064.00   | 100% | \$4.05                               | \$1,706.40                   |
| 11               | Remove Fire Hydrant               | Each | 3.00    | \$500.00      | \$1,500.00              | \$1,500.00                                       |                           |        |  |   |  |  | \$1,500.00  | 100% | \$0.00                               | \$150.00                     |
| 12               | Muck Excavation                   | CuYd | 25.00   | \$64.90       | \$1,622.50              | \$1,713.36                                       |                           |        |  |   |  |  | \$1,713.36  | 106% | -\$90.86                             | \$171.34                     |
| 13               | Remove and Replace Topsoil        | LS   | 1.00    | \$1,325.00    | \$1,325.00              | \$1,325.00                                       |                           |        |  |   |  |  | \$1,325.00  | 100% | \$0.00                               | \$132.50                     |
| 14               | Incidental Work                   | LS   | 1.00    | \$46,385.00   | \$46,385.00             | \$46,385.00                                      |                           |        |  |   |  |  | \$46,385.00   | 100% | \$0.00                               | \$4,638.50                   |
| 15               | Base Course                       | Ton  | 678.20  | \$41.35       | \$28,043.57             | \$28,043.16                                      |                           |        |  |   |  |  | \$28,043.16   | 100% | \$0.41                               | \$2,804.32                   |
| 16               | Asphalt Concrete Composite        | Ton  | 15.60   | \$243.25      | \$3,794.70              | \$3,527.13                                       |                           |        |  |   |  |  | \$3,527.13  | 93%  | \$267.57                             | \$352.71                     |
| 17               | 8" Nonreinforced PCC Pavement     | SqYd | 2336.30 | \$84.50       | \$197,417.35            | \$179,710.38                                     |                           |        |  |   |  |  | \$179,710.38  | 91%  | \$17,706.98                          | \$1,797.04                   |
| 18               | 6" PCC Approach Pavement          | SqYd | 174.70  | \$85.00       | \$14,849.50             | \$13,090.00                                      |                           |        |  |   |  |  | \$13,090.00   | 88%  | \$1,759.50                           | \$1,309.00                   |
| 19               | Dowel Bar                         | Each | 1770.00 | \$22.25       | \$39,382.50             | \$36,089.50                                      |                           |        |  |   |  |  | \$36,089.50   | 92%  | \$3,293.00                           | \$3,608.95                   |
| 20               | Insert Steel Bar in PCC Pavement  | Each | 1851.00 | \$9.20        | \$17,029.20             | \$14,922.40                                      |                           |        |  |   |  |  | \$14,922.40   | 88%  | \$2,106.80                           | \$1,492.24                   |
| 21               | 18" Steel Pipe, Furnish           | Ft   | 78.00   | \$150.00      | \$11,700.00             | \$11,700.00                                      |                           |        |  |   |  |  | \$11,700.00   | 100% | \$0.00                               | \$1,170.00                   |
| 22               | Pipe Encasement                   | Each | 2.00    | \$2,950.00    | \$5,900.00              | \$8,850.00                                       |                           |        |  |   |  |  | \$8,850.00  | 150% | -\$2,950.00                          | \$885.00                     |
| 23               | 4" PVC Water Main                 | Ft   | 16.00   | \$45.00       | \$720.00                | \$1,080.00                                       |                           |        |  |   |  |  | \$1,080.00  | 150% | -\$360.00                            | \$108.00                     |
| 24               | 6" PVC Water Main                 | Ft   | 263.00  | \$40.00       | \$10,520.00             | \$12,660.00                                      |                           |        |  |   |  |  | \$12,660.00   | 120% | -\$2,140.00                          | \$1,266.00                   |
| 25               | 12" PVC Water Main                | Ft   | 1546.00 | \$54.00       | \$83,484.00             | \$82,134.01                                      |                           |        |  |   |  |  | \$82,134.01   | 98%  | \$1,349.99                           | \$8,213.40                   |
| 26               | 1" Copper Pipe                    | Ft   | 74.00   | \$42.00       | \$3,108.00              | \$3,108.00                                       |                           |        |  |   |  |  | \$3,108.00  | 100% | \$0.00                               | \$310.80                     |
| 27               | 2" Copper Pipe                    | Ft   | 76.00   | \$56.50       | \$4,294.00              | \$2,861.50                                       |                           |        |  |   |  |  | \$2,861.50  | 67%  | \$1,412.50                           | \$286.15                     |
| 28               | 24" PVC Sewer Pipe                | Ft   | 130.00  | \$71.25       | \$9,262.50              | \$8,970.10                                       |                           |        |  |   |  |  | \$8,970.10  | 97%  | \$292.40                             | \$897.01                     |
| 29               | 12" x 4" Pipe Tee                 | Each | 1.00    | \$840.00      | \$840.00                | \$840.00   |                           |        |  |   |  |  | \$840.00  | 100% | \$0.00                               | \$84.00                      |
| 30               | 12" x 6" Pipe Tee                 | Each | 9.00    | \$890.00      | \$8,010.00              | \$10,680.00                                      |                           |        |  |   |  |  | \$10,680.00   | 133% | -\$2,670.00                          | \$1,068.00                   |
| 31               | 12" x 8" Pipe Tee                 | Each | 1.00    | \$920.00      | \$920.00                | \$0.00   |                           |        |  |   |  |  | \$0.00  | 0%   | \$920.00                             | \$0.00                       |

| A<br>ITEM<br>NO. | B<br>DESCRIPTION OF WORK              | UNIT | QUANT   | UNIT<br>PRICE | C<br>CONTRACT<br>AMOUNT | G<br>TOTAL<br>COMPLETED<br>AND STORED<br>TO DATE<br>(D+E+F) | E<br>COMPLETE THIS PERIOD |        | F<br>PREVIOUS<br>MATERIALS<br>STORED<br>(NOT IN<br>D OR E) | THIS APP<br>MATERIALS<br>STORED<br>(NOT IN<br>D OR E) | TOTAL<br>MATERIALS<br>STORED<br>(NOT IN<br>D OR E) | TOTAL<br>COMPLETED<br>AND STORED<br>TO DATE<br>(D+E+F) | G<br>%<br>COMP<br>LETE<br>(G : C) | BALANCE<br>TO FINISH<br>(C - G) | RETAIN-<br>AGE<br>(10%) |
|------------------|---------------------------------------|------|---------|---------------|-------------------------|---|---------------------------|--------|--|---|--|--|-----------------------------------|---------------------------------|-------------------------|
|                  |                                       |      |         |               |                         |   | QUANTITY                  | AMOUNT |  |   |  |  |                                   |                                 |                         |
| 32               | 12" x 6" Pipe Cross                   | Each | 1.00    | \$1,465.00    | \$1,465.00              | \$1,465.00  |                           |        |  |   |  | \$1,465.00   | 100%                              | \$0.00                          | \$146.50                |
| 33               | 1" Corporation Stop with Tapping Sa   | Each | 3.00    | \$545.00      | \$1,635.00              | \$1,635.00  |                           |        |  |   |  | \$1,635.00   | 100%                              | \$0.00                          | \$163.50                |
| 34               | 2" Corporation Stop with Tapping Sa   | Each | 1.00    | \$655.00      | \$655.00                | \$0.00  |                           |        |  |   |  | \$0.00   | 0%                                | \$655.00                        | \$0.00                  |
| 35               | 1" Curb Stop with Box                 | Each | 3.00    | \$448.00      | \$1,344.00              | \$1,344.00  |                           |        |  |   |  | \$1,344.00   | 100%                              | \$0.00                          | \$134.40                |
| 36               | 2" Curb Stop with Box                 | Each | 1.00    | \$720.00      | \$720.00                | \$720.00  |                           |        |  |   |  | \$720.00   | 100%                              | \$0.00                          | \$72.00                 |
| 37               | 6" Pipe Bend                          | Each | 2.00    | \$470.00      | \$940.00                | \$3,760.00  |                           |        |  |   |  | \$3,760.00   | 400%                              | -\$2,820.00                     | \$376.00                |
| 38               | 12" Pipe Bend                         | Each | 8.00    | \$840.00      | \$6,720.00              | \$5,880.00  |                           |        |  |   |  | \$5,880.00   | 88%                               | \$840.00                        | \$588.00                |
| 39               | 12" Pipe Coupling                     | Each | 8.00    | \$770.00      | \$6,160.00              | \$770.00  |                           |        |  |   |  | \$770.00   | 13%                               | \$5,390.00                      | \$77.00                 |
| 40               | 6" Pipe Plug                          | Each | 6.00    | \$205.00      | \$1,230.00              | \$615.00  |                           |        |  |   |  | \$615.00   | 50%                               | \$615.00                        | \$61.50                 |
| 41               | 6" Gate Valve with Box                | Each | 6.00    | \$1,465.00    | \$8,790.00              | \$13,185.00   |                           |        |  |   |  | \$13,185.00  | 150%                              | -\$4,395.00                     | \$1,318.50              |
| 42               | 12" Gate Valve with Box               | Each | 7.00    | \$3,050.00    | \$21,350.00             | \$21,350.00   |                           |        |  |   |  | \$21,350.00  | 100%                              | \$0.00                          | \$2,135.00              |
| 43               | Tracer Wire Access Box, Type 1        | Each | 4.00    | \$147.00      | \$588.00                | \$735.00  |                           |        |  |   |  | \$735.00   | 125%                              | -\$147.00                       | \$73.50                 |
| 44               | Fire Hydrant with Auxillary Valve & B | Each | 4.00    | \$5,550.00    | \$22,200.00             | \$22,200.00   |                           |        |  |   |  | \$22,200.00  | 100%                              | \$0.00                          | \$2,220.00              |
| 45               | Type 2 Foundation Material            | Ton  | 15.00   | \$42.00       | \$630.00                | \$843.78  |                           |        |  |   |  | \$843.78   | 134%                              | -\$213.78                       | \$84.38                 |
| 46               | Type 3 Foundation Material            | Ton  | 123.70  | \$29.50       | \$3,649.15              | \$0.00  |                           |        |  |   |  | \$0.00   | 0%                                | \$3,649.15                      | \$0.00                  |
| 47               | Imported Trench Backfill              | CuYd | 15.00   | \$47.00       | \$705.00                | \$1,240.80  |                           |        |  |   |  | \$1,240.80   | 176%                              | -\$535.80                       | \$124.08                |
| 48               | Pipe Bedding Material                 | Ton  | 309.30  | \$21.00       | \$6,495.30              | \$12,519.57   |                           |        |  |   |  | \$12,519.57  | 193%                              | -\$6,024.27                     | \$1,251.96              |
| 49               | Excavate Common Utility Trench        | Ft   | 1554.00 | \$65.00       | \$101,010.00            | \$109,525.00  |                           |        |  |   |  | \$109,525.00   | 108%                              | -\$8,515.00                     | \$10,952.50             |
| 50               | Rock Excavation, Trench               | CuYd | 5.00    | \$115.00      | \$575.00                | \$805.00  |                           |        |  |   |  | \$805.00   | 140%                              | -\$230.00                       | \$80.50                 |
| 51               | Utility Trench Compaction Testing     | LS   | 1.00    | \$4,935.00    | \$4,935.00              | \$5,181.75  |                           |        |  |   |  | \$5,181.75   | 105%                              | -\$246.75                       | \$518.18                |
| 52               | Bore and Jack 18" Pipe                | Ft   | 78.00   | \$345.00      | \$26,910.00             | \$26,910.00   |                           |        |  |   |  | \$26,910.00  | 100%                              | \$0.00                          | \$2,691.00              |
| 53               | Reconnect Water Service               | Each | 4.00    | \$575.00      | \$2,300.00              | \$1,725.00  |                           |        |  |   |  | \$1,725.00   | 75%                               | \$575.00                        | \$172.50                |
| 54               | Connect to Existing Water Main        | Each | 4.00    | \$1,310.00    | \$5,240.00              | \$5,240.00  |                           |        |  |   |  | \$5,240.00   | 100%                              | \$0.00                          | \$524.00                |
| 55               | Abandon Sewer Main                    | Ft   | 159.00  | \$10.50       | \$1,669.50              | \$1,669.50  |                           |        |  |   |  | \$1,669.50   | 100%                              | \$0.00                          | \$166.95                |
| 56               | Controlled Density Fill               | CuYd | 5.60    | \$375.00      | \$2,100.00              | \$6,375.00  |                           |        |  |   |  | \$6,375.00   | 304%                              | -\$4,275.00                     | \$637.50                |
| 57               | Traffic Control Signs                 | sqFt | 202.50  | \$7.30        | \$1,478.25              | \$1,478.25  |                           |        |  |   |  | \$1,478.25   | 100%                              | \$0.00                          | \$147.83                |
| 58               | Traffic Control, Miscellaneous        | LS   | 1.00    | \$1,670.00    | \$1,670.00              | \$1,670.00  |                           |        |  |   |  | \$1,670.00   | 100%                              | \$0.00                          | \$167.00                |
| 59               | Type 3 Barricade                      | Each | 5.00    | \$148.00      | \$740.00                | \$740.00  |                           |        |  |   |  | \$740.00   | 100%                              | \$0.00                          | \$74.00                 |
| 60               | Decorative Luminaire Pole             | Each | 9.00    | \$2,950.00    | \$26,550.00             | \$26,550.00   |                           |        |  |   |  | \$26,550.00  | 100%                              | \$0.00                          | \$2,655.00              |
| 61               | Decorative Luminaire, 150 Watt        | Each | 9.00    | \$2,840.00    | \$25,560.00             | \$25,560.00   |                           |        |  |   |  | \$25,560.00  | 100%                              | \$0.00                          | \$2,556.00              |
| 62               | Decorative Luminaire, LED             | Each | 2.00    | \$3,500.00    | \$7,000.00              | \$7,000.00  |                           |        |  |   |  | \$7,000.00   | 100%                              | \$0.00                          | \$700.00                |
| 63               | 2' Diameter Footing                   | Ft   | 54.00   | \$168.00      | \$9,072.00              | \$9,072.00  |                           |        |  |   |  | \$9,072.00   | 100%                              | \$0.00                          | \$907.20                |
| 64               | Miscellaneous, Electrical             | LS   | 1.00    | \$8,450.00    | \$8,450.00              | \$8,450.00  |                           |        |  |   |  | \$8,450.00   | 100%                              | \$0.00                          | \$845.00                |
| 65               | 3" Rigid Conduit, Schedule 40         | Ft   | 43.00   | \$16.00       | \$688.00                | \$688.00  |                           |        |  |   |  | \$688.00   | 100%                              | \$0.00                          | \$68.80                 |
| 66               | 1" Rigid Conduit, Schedule 80         | Ft   | 1500.00 | \$4.15        | \$6,225.00              | \$6,764.50  |                           |        |  |   |  | \$6,764.50   | 109%                              | -\$539.50                       | \$676.45                |
| 67               | 2" Rigid Conduit, Schedule 80         | Ft   | 129.00  | \$13.60       | \$1,754.40              | \$1,754.40  |                           |        |  |   |  | \$1,754.40   | 100%                              | \$0.00                          | \$175.44                |
| 68               | 4" Rigid Conduit, Schedule 80         | Ft   | 5615.00 | \$6.25        | \$35,093.75             | \$36,812.50   |                           |        |  |   |  | \$36,812.50  | 105%                              | -\$1,718.75                     | \$3,681.25              |
| 69               | 6" Rigid Conduit, Schedule 80         | Ft   | 2516.00 | \$11.50       | \$28,934.00             | \$33,097.00   |                           |        |  |   |  | \$33,097.00  | 114%                              | -\$4,163.00                     | \$3,309.70              |

| ITEM NO.      | DESCRIPTION OF WORK               | UNIT | QUANT   | UNIT PRICE  | CONTRACT AMOUNT | COMPLETE FROM PREVIOUS APPLICATION | COMPLETE THIS PERIOD |        | PREVIOUS MATERIALS STORED (NOT IN D O R E) | THIS APP MATERIALS STORED (NOT IN D O R E) | TOTAL MATERIALS STORED (NOT IN D O R E) |        | TOTAL COMPLETED AND STORED TO DATE (D+E+F) | % COMP LETE (G : C) | BALANCE TO FINISH (C - G) | RETAIN-AGE (10%) |
|---------------|-----------------------------------|------|---------|-------------|-----------------|------------------------------------|----------------------|--------|--|--|---|--------|--|---------------------|---------------------------|------------------|
|               |                                   |      |         |             |                 |                                    | QUANTITY             | AMOUNT |  |  |   |        |  |                     |                           |                  |
| 70            | 1/C #8 AWG Copper Wire            | Ft   | 3000.00 | \$0.73      | \$2,190.00      | \$2,190.00                         |                      |        |  |  |   |        | \$2,190.00                                 | 100%                | \$0.00                    | \$219.00         |
| 71            | 1/C #10 AWG Copper Wire           | Ft   | 1500.00 | \$0.63      | \$945.00        | \$945.00                           |                      |        |  |  |   |        | \$945.00                                   | 100%                | \$0.00                    | \$94.50          |
| 72            | 1/C #12 AWG Copper Wire           | Ft   | 1000.00 | \$0.53      | \$530.00        | \$530.00                           |                      |        |  |  |   |        | \$530.00                                   | 100%                | \$0.00                    | \$53.00          |
| 73            | Type B68 Concrete Curb and Gutter | Ft   | 216.00  | \$37.00     | \$7,992.00      | \$1,757.50                         |                      |        |  |  |   |        | \$1,757.50                                 | 22%                 | \$6,234.50                | \$175.75         |
| 74            | 4" Concrete Sidewalk              | SqFt | 7225.00 | \$7.00      | \$50,575.00     | \$37,793.00                        |                      |        |  |  |   |        | \$37,793.00                                | 75%                 | \$12,782.00               | \$3,779.30       |
| 75            | 6" Concrete Sidewalk              | SqFt | 6965.00 | \$8.00      | \$55,720.00     | \$33,816.00                        |                      |        |  |  |   |        | \$33,816.00                                | 61%                 | \$21,904.00               | \$3,381.60       |
| 76            | 60" Manhole                       | Each | 2.00    | \$11,200.00 | \$22,400.00     | \$22,400.00                        |                      |        |  |  |   |        | \$22,400.00                                | 100%                | \$0.00                    | \$2,240.00       |
| 77            | Reconstruct Manhole               | Each | 1.00    | \$6,200.00  | \$6,200.00      | \$6,200.00                         |                      |        |  |  |   |        | \$6,200.00                                 | 100%                | \$0.00                    | \$620.00         |
| 78            | Hydroseeding                      | SqYd | 3775.00 | \$0.13      | \$490.75        | \$490.75                           |                      |        |  |  |   |        | \$490.75                                   | 100%                | \$0.00                    | \$49.08          |
| 79            | Fertilizing                       | Lb   | 26.00   | \$1.60      | \$41.60         | \$41.60                            |                      |        |  |  |   |        | \$41.60                                    | 100%                | \$0.00                    | \$4.16           |
| 80            | Mulching                          | Ton  | 0.80    | \$1,250.00  | \$1,000.00      | \$1,000.00                         |                      |        |  |  |   |        | \$1,000.00                                 | 100%                | \$0.00                    | \$100.00         |
| 81            | AASHTO T-180 Soil Test            | Each | 1.00    | \$185.00    | \$185.00        | \$0.00                             |                      |        |  |  |   |        | \$0.00                                     | 0%                  | \$185.00                  | \$0.00           |
| 82            | Irrigation System                 | LS   | 1.00    | \$31,000.00 | \$31,000.00     | \$4,650.00                         |                      |        |  |  |   |        | \$4,650.00                                 | 15%                 | \$26,350.00               | \$465.00         |
| 83            | CCO #1                            | LS   | 1.00    | \$12,648.72 | \$12,648.72     | \$12,648.72                        |                      |        |  |  |   |        | \$12,648.72                                | 100%                | \$0.00                    | \$1,264.87       |
| 84            | CCO #2                            | LS   | 1.00    | \$35,280.06 | \$35,280.06     | \$35,280.06                        |                      |        |  |  |   |        | \$35,280.06                                | 100%                | \$0.00                    | \$3,528.01       |
| 85            | CCO #3                            | LS   | 1.00    | \$34,135.36 | \$34,135.36     | \$33,480.36                        |                      | \$0.00 |  |  |   |        | \$33,480.36                                | 98%                 | \$655.00                  | \$3,348.04       |
| <b>TOTALS</b> |                                   |      |         |             |                 |                                    |                      |        | \$0.00                                     | \$0.00                                     | \$0.00                                  | \$0.00 | \$1,260,905.38                             |                     | \$56,099.44               | \$126,090.54     |

**RESOLUTION 2021 – 15**

**RESOLUTION TO SURPLUS CITY OWNED REAL ESTATE**

WHEREAS, the Deadwood City Commission desires to designate certain City owned real property as surplus land, pursuant to SDCL § 6-5-3 and 6-5-4,

Lot 10, Block 1 of The Subdivision of M.S. 308; Formerly A Portion of the Deadwood Amusement Park Tract in M.S. 308, All Located in the N1/2 of Section 23, T5N, R3E, B.H.M., City of Deadwood, Lawrence County, South Dakota

AND WHEREAS, the land to be designated as surplus and then transferred encourages the development of said property.

NOW THEREFORE IT IS HEREBY RESOLVED, pursuant to SDCL 6-5-4, the public interest will be better served by the proposed designation of surplus property.

IT IS FURTHER RESOLVED, that the Deadwood City Commission shall further follow all mandates of SDCL 6-5-3, as statutorily provided.

Dated this 21st day of June, 2021.

CITY OF DEADWOOD

By: \_\_\_\_\_  
David Ruth Jr., Mayor

ATTEST:

\_\_\_\_\_  
Jessica McKeown, Finance Officer



OFFICE OF  
PLANNING, ZONING AND  
HISTORIC PRESERVATION  
108 Sherman Street  
Deadwood, SD 57732



**Jeremy Russell**  
Planning and Zoning Administrator  
Telephone (605) 578-2082  
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Fax (605) 578-2084

## MEMORANDUM

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**Date:** May 25th, 2021  
**To:** Deadwood City Commission  
**From:** Jeramy Russell – Planning & Zoning Administrator  
Kevin Kuchenbecker – Historic Preservation Officer  
**Re:** City Property Surplus

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Staff has requested the City Commission's consideration to declare a city owned parcel of land surplus and exchanging it with like land in the adjacent vicinity. Staff believes this land and associated structure is served better in private ownership to ensure its rehabilitation. The land and building is located at 227 Williams Street and is legally described as follows:

*Lot B of Probate Lot 227, City of Deadwood, Lawrence County, South Dakota, according to Plat Document No. 2015-5499.*

Included with this memo are the plat and GIS maps to help you locate and evaluate the property under consideration.

Lot B of Probate Lot 227 consists of 0.17± acres and contains a contributing resource (ca. 1880s) in the Deadwood National Historic Landmark District. This is an early Deadwood house which has historic associations with both Deadwood's nineteenth-century mining boom and the region's mining revival of the late 1920s and 1930s.

The Deadwood Historic Preservation Commission received this property in an effort to save the property and encourage its rehabilitation. Neighboring property owner, Michael Johnson, currently of Belle Fourche, South Dakota, has have expressed interest in obtaining the property for the purpose of restoring the original structure and reconstructing its historic wings. This would result in an exchange for a parcel of land located directly north and west of 227 Williams Street.

This property exchange protects the hillside directly above Williams Street and below Forest Avenue from future development and expansive cut as well as facilitates the property of 227 Williams Street put into private ownership for future rehabilitation.

The City of Deadwood has two primary options should this exchange be considered:

- A. A resolution to surplus and transfer to Deadwood-Lead Economic Development which would allow them to transfer the parcels to the adjacent landowner

OR

- B. A resolution to surplus and appoint an appraisal board to determine a value. This option requires the City of Deadwood to obtain an appraisal report of the land to be surplus. The appraisal performed by a board of three disinterested appraisers who are freeholders within the municipality as stated in the state statute below:

*9-3A-13. Appraisement of lots to be sold. The Board of Education, municipal authorities, or judge aforesaid shall appoint three competent and suitable freeholders of such municipality a board of appraisers, whose duty it shall be to make a careful inspection and examination of all the unclaimed lots or parcels of land aforesaid; and upon each of such lots or parcels of land they shall affix a reasonable and just valuation, and upon the completion of their appraisement they shall make and return a full and complete report of their proceedings and appraisement to the Board of Education, district school board, municipal authorities, or judge of the circuit court, which said report shall contain a full schedule of each and every lot or parcel of land remaining unclaimed, giving an exact description of said lots by their numbers and the numbers of their block, and all parcels of land not so numbered shall be described by metes and boundaries, and upon each lot or parcel of land separately they shall designate the valuation thereof as fixed by their appraisement. Said appraisement and report shall be subscribed and sworn to by at least two of said appraisers.*

As an appraisal board one of the three board members would be required to draft a report showing the mutually agreed upon valuation of the parcels and this report will need to be signed by the three board members and returned to the City.

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After completion of the appraisal report the parcel will be brought back before the City Commission to determine a method to dispose of the parcel such as sealed bids, auction, or listing the property for sale. If the property is valued less than \$500 the parcel can be sold to the adjacent landowner.

Possible Actions:

- A. Motion to direct staff to move forward with surplus of Lot B of Probate Lot 227 to the City of Deadwood and utilize Deadwood-Lead Economic Development to facilitate the transfer and exchange of property;

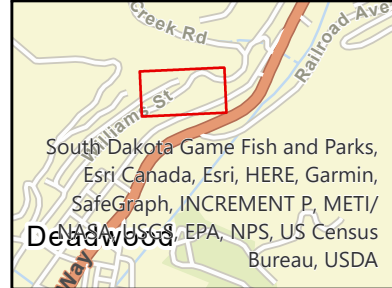
OR

- B. Motion to direct staff to move forward with surplus of Lot B of Probate Lot 227 to the City of Deadwood and request the Mayor to appoint an appraisal board.

OR

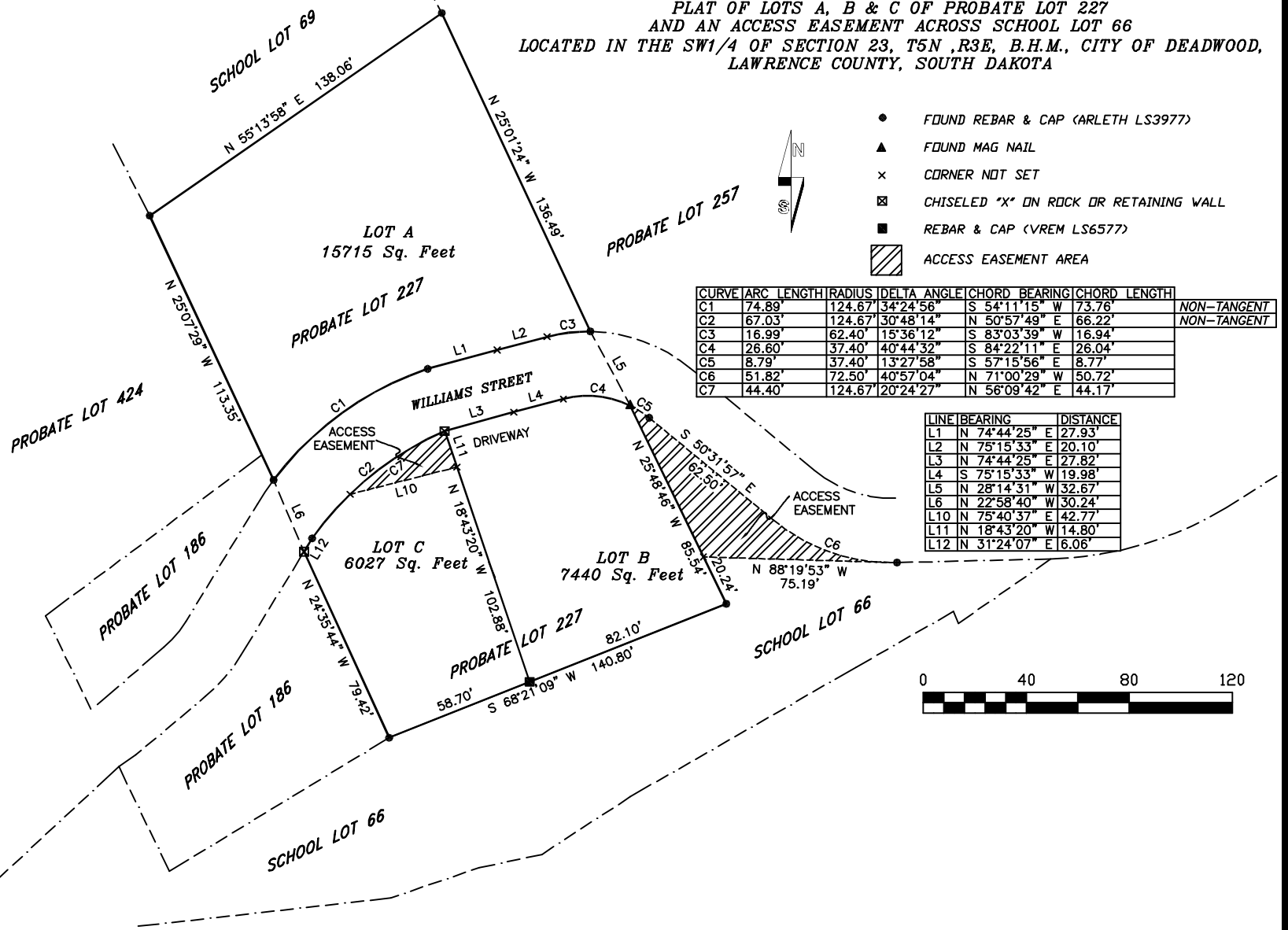
- C. Motion to retain ownership of Lot B of Probate Lot 227 to the City of Deadwood 3 and not surplus or exchange the parcels.

Thank you for your consideration to this matter.



|  |                                       |   |
|--|---------------------------------------|---|
| <h1>227 Williams Street and Proposed Land Swap</h1>                      |                                       |  |
| Created By Kevin Kuchenbecker<br>Historic Preservation Officer           | <h2>Historic Preservation Office</h2> |   |
| Coordinate System: NAD 1983 StatePlane South Dakota North FIPS 4001 Feet |                                       |   |

PLAT OF LOTS A, B & C OF PROBATE LOT 227  
AND AN ACCESS EASEMENT ACROSS SCHOOL LOT 66  
LOCATED IN THE SW1/4 OF SECTION 23, T5N, R3E, B.H.M., CITY OF DEADWOOD,  
LAWRENCE COUNTY, SOUTH DAKOTA



SURVEYOR'S CERTIFICATE

I, LOREN D. VREM, 332A WEST MAIN STREET, LEAD, SOUTH DAKOTA, DO HEREBY CERTIFY THAT I AM A REGISTERED LAND SURVEYOR IN THE STATE OF SOUTH DAKOTA. THAT AT THE REQUEST OF THE OWNER AND UNDER MY SUPERVISION, I HAVE CAUSED TO BE SURVEYED AND PLATTED THE PROPERTY SHOWN AND DESCRIBED HEREON. TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF, THE PROPERTY WAS SURVEYED IN GENERAL CONFORMANCE WITH THE LAWS OF THE STATE OF SOUTH DAKOTA AND ACCEPTED METHODS AND PROCEDURES OF SURVEYING. DATED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_.

LOREN D. VREM, R.L.S. 6577

OWNER'S CERTIFICATE

STATE OF SOUTH DAKOTA COUNTY OF LAWRENCE

\_\_\_\_\_, DO HEREBY CERTIFY THAT I/WE ARE THE OWNERS OF THE PROPERTY SHOWN AND DESCRIBED HEREON, THAT WE DO APPROVE THIS PLAT AS HEREON SHOWN AND THAT DEVELOPMENT OF THIS PROPERTY SHALL CONFORM TO ALL EXISTING APPLICABLE ZONING, SUBDIVISION, EROSION AND SEDIMENT CONTROL REGULATIONS.

OWNER: \_\_\_\_\_ ADDRESS: \_\_\_\_\_

OWNER: \_\_\_\_\_ ADDRESS: \_\_\_\_\_

ACKNOWLEDGMENT OF OWNER  
STATE OF SOUTH DAKOTA COUNTY OF LAWRENCE

ON THIS \_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_, BEFORE ME THE UNDERSIGNED NOTARY PUBLIC, PERSONALLY APPEARED \_\_\_\_\_, KNOWN TO ME TO BE THE PERSON DESCRIBED IN AND WHO EXECUTED THE FOREGOING CERTIFICATE.

MY COMMISSION EXPIRES: \_\_\_\_\_ NOTARY PUBLIC: \_\_\_\_\_

CERTIFICATE OF COUNTY TREASURER  
STATE OF SOUTH DAKOTA COUNTY OF LAWRENCE

I, \_\_\_\_\_, LAWRENCE COUNTY TREASURER, DO HEREBY CERTIFY THAT \_\_\_\_\_ TAXES WHICH ARE LIENS UPON THE HEREIN PLATTED PROPERTY HAVE BEEN PAID. DATED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_.

LAWRENCE COUNTY TREASURER: \_\_\_\_\_

APPROVAL OF HIGHWAY AUTHORITY  
STATE OF SOUTH DAKOTA COUNTY OF LAWRENCE

THE LOCATION OF THE PROPOSED ACCESS ROADS ABUTTING THE COUNTY OR STATE HIGHWAY AS SHOWN HEREON, IS HEREBY APPROVED. ANY CHANGE IN THE PROPOSED ACCESS SHALL REQUIRE ADDITIONAL APPROVAL.

HIGHWAY AUTHORITY: \_\_\_\_\_

APPROVAL OF THE CITY OF DEADWOOD PLANNING COMMISSION  
STATE OF SOUTH DAKOTA COUNTY OF LAWRENCE

THIS PLAT APPROVED BY THE CITY OF DEADWOOD PLANNING COMMISSION THIS \_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_.

CHAIRMAN \_\_\_\_\_ ATTEST: \_\_\_\_\_ CITY PLANNER

APPROVAL OF THE CITY OF DEADWOOD BOARD OF COMMISSIONERS  
STATE OF SOUTH DAKOTA COUNTY OF LAWRENCE

BE IT RESOLVED THAT THE CITY OF DEADWOOD BOARD OF COMMISSIONERS HAVING VIEWED THE WITHIN PLAT, DO HEREBY APPROVE THE SAME FOR RECORDING IN THE OFFICE OF THE REGISTER OF DEEDS, LAWRENCE COUNTY, SOUTH DAKOTA, DATED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_.

ATTEST: \_\_\_\_\_ FINANCE OFFICER \_\_\_\_\_ MAYOR

OFFICE OF THE COUNTY DIRECTOR OF EQUALIZATION  
STATE OF SOUTH DAKOTA COUNTY OF LAWRENCE

I, LAWRENCE COUNTY DIRECTOR OF EQUALIZATION, DO HEREBY CERTIFY THAT I HAVE RECEIVED A COPY OF THIS PLAT. DATED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_.

LAWRENCE COUNTY DIRECTOR OF EQUALIZATION: \_\_\_\_\_

OFFICE OF THE REGISTER OF DEEDS  
STATE OF SOUTH DAKOTA COUNTY OF LAWRENCE

FILED FOR RECORD THIS \_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_, AT \_\_\_\_ O'CLOCK, \_\_\_\_ M., AND RECORDED IN DOC. \_\_\_\_\_.

LAWRENCE COUNTY REGISTER OF DEEDS: \_\_\_\_\_



Prepared By:  
**PONDEROSA LAND SURVEYS, L.L.C.**  
332A WEST MAIN STREET  
LEAD, SD 57754  
(605) 722-3840

Date: 11/2/2015

Drawn By: L. D. Vrem

Project No.: 15-309

Dwg. No.: 15-309.dwg

**RESOLUTION 2021 – 15**

**RESOLUTION TO SURPLUS CITY OWNED REAL ESTATE**

WHEREAS, the Deadwood City Commission desires to designate certain City owned real property as surplus land, pursuant to SDCL § 6-5-3 and 6-5-4,

Lot 10, Block 1 of The Subdivision of M.S. 308; Formerly A Portion of the Deadwood Amusement Park Tract in M.S. 308, All Located in the N1/2 of Section 23, T5N, R3E, B.H.M., City of Deadwood, Lawrence County, South Dakota

AND WHEREAS, the land to be designated as surplus and then transferred encourages the development of said property.

NOW THEREFORE IT IS HEREBY RESOLVED, pursuant to SDCL 6-5-4, the public interest will be better served by the proposed designation of surplus property.

IT IS FURTHER RESOLVED, that the Deadwood City Commission shall further follow all mandates of SDCL 6-5-3, as statutorily provided.

Dated this 21st day of June, 2021.

CITY OF DEADWOOD

By: \_\_\_\_\_  
David Ruth Jr., Mayor

ATTEST:

\_\_\_\_\_  
Jessica McKeown, Finance Officer

Prepared by:  
Quentin L. Riggins  
Gunderson, Palmer, Nelson & Ashmore, LLP  
P.O. Box 8045  
Rapid City, SD 57709-8045  
(605) 342-1078

## QUIT CLAIM DEED

**City of Deadwood**, a South Dakota municipality and political subdivision of the State, Grantor, which address is 102 Sherman Street, Deadwood, South Dakota 57732, for and in consideration of One Dollar (\$1) and other good and valuable consideration, conveys and quitclaims to **Deadwood-Lead Economic Development Corporation**, a South Dakota non-profit business corporation, of 108 Sherman Street Suite 110, Deadwood, South Dakota 57732, the following-described real estate in the County of Lawrence, State of South Dakota:

Lot B of Probate Lot 227, City of Deadwood, Lawrence County,  
South Dakota, according to Plat Document No. 2015-5499.

Together with all improvements, buildings and appurtenances thereto appertaining or belonging; subject to easements, restrictions and reservations of record.

**Exempt from transfer fee pursuant to SDCL 43-4-22(18).**





Form: PT 56

| COURTHOUSE USE ONLY |            |
|---------------------|------------|
| BOOK PAGE           | RATIO CARD |
|                     |            |

**CERTIFICATE OF REAL ESTATE VALUE**  
**SDCL 7-9-7 ARSD 64:04:01:06.01**

Certificate of Real Estate Value form must be filed with any deed or contract for deed dated after July 1, 1988 used in the purchase, exchange, transfer or assignment of interest in real property.

- This form is required for all deeds (warranty deed, quit claim deed, grantor’s deed, sheriff’s deed, trustee’s deed, mineral deed and similar instruments). It is also required for a contract for deed, a memorandum of a contract for deed, addenda to contract for deed, and notice of contract for deed. NOT NEEDED FOR: Divorce Decree, Probate Decree, Easement, Transfer on Death Deed, or instruments to the State of South Dakota conveying highway right-of-way (SDCL 7-9-7.3)
- **The buyer/grantee must use a mailing address. It will be used for tax notices.**
- **The box labeled Owner Occupied is important!** – Applies to sales, gifts, estate distributions, and any other transfer to a person (the grantee) who will occupy the property as a principal residence. It will allow the grantee, if eligible, to maintain the classification of owner-occupied on the property and receive the lower property tax rate for the property. If the box is completed, **it must be completed by and contain the grantee signature only.** In the event of multiple grantees, only one grantee should sign. This box cannot be signed by an agent of the grantee.

**APPLICANT INFORMATION \*Designates required fields**

|  |                          |                     |                           |
|--|--------------------------|---------------------|---------------------------|
| SELLER(S)/GRANTOR(S)*<br><b>City of Deadwood</b>   |                          | PHONE NUMBER*       | EMAIL                     |
| MAILING ADDRESS*<br><b>102 Sherman Street</b>  | CITY*<br><b>Deadwood</b> | STATE*<br><b>SD</b> | ZIP CODE*<br><b>57732</b> |
| BUYER(S)/GRANTEE(S)*<br><b>Deadwood-Lead Economic Development Corporation</b>  |                          | PHONE NUMBER*       | EMAIL                     |
| MAILING ADDRESS*<br><b>108 Sherman Street Suite 110</b>  | CITY*<br><b>Deadwood</b> | STATE*<br><b>SD</b> | ZIP CODE*<br><b>57732</b> |
| NEW MAILING ADDRESS (if changed)   | CITY                     | STATE               | ZIP CODE                  |
| LEGAL DESCRIPTION* (copy description from document you are recording or attach an exhibit with the legal description)<br><b>Lot B of Probate Lot 227, City of Deadwood, Lawrence County, South Dakota, according to Plat Document No. 2015-5499.</b> |                          |                     |                           |

**INSTRUMENT INFORMATION (document being recorded) \*This section is required in full**

|                     |  |   |  |
|---------------------|--|---|--|
| DATE OF INSTRUMENT  | CONTRACT FOR DEED <input type="checkbox"/>   | QUIT CLAIM DEED <input checked="" type="checkbox"/> | EXECUTOR’S DEED <input type="checkbox"/> |
| TYPE OF INSTRUMENT: | WARRANTY DEED <input type="checkbox"/>   | MINERAL DEED <input type="checkbox"/>               | TRUSTEE’S DEED <input type="checkbox"/>  |
|                     | OTHER <input type="checkbox"/> SPECIFY: _____  |   |  |
| DATE                | DOES THE INSTRUMENT CHANGE WHO IS RESPONSIBLE FOR PAYMENT OF REAL ESTATE TAXES? YES <input type="checkbox"/> NO <input type="checkbox"/> |   |  |

|   |  |
|---|--|
| <ul style="list-style-type: none"> <li>• WAS THIS PROPERTY OFFERED FOR SALE TO THE GENERAL PUBLIC? YES <input type="checkbox"/> NO <input type="checkbox"/></li> <li>• RELATIONSHIP BETWEEN GRANTEE AND GRANTOR NO <input type="checkbox"/> YES <input type="checkbox"/> STATE RELATIONSHIP: _____</li> </ul> | <ul style="list-style-type: none"> <li>• ACTUAL CONSIDERATION EXCHANGED: \$ _____</li> <li>• ADJUSTED PRICE PAID FOR REAL ESTATE \$ _____</li> </ul> |
| <ul style="list-style-type: none"> <li>• WAS THIS PROPERTY SOLD BY: OWNER <input checked="" type="checkbox"/> AGENT <input type="checkbox"/> (actual consideration less amount paid for major items of personal property as listed below)</li> </ul>  |  |
| List any major items of personal property and their value which were included in the total purchase price (i.e. furniture, inventory, crops, leases, franchises):<br>_____  |  |
| IF TRANSACTION WAS A SALE, WAS THE SELLER PAID IN FULL BY OR AT THE TIME OF THE SALE? YES <input type="checkbox"/> NO <input type="checkbox"/>  |  |
| <ul style="list-style-type: none"> <li>• IF NO, HOW WILL THE SELLER BE PAID THE UNPAID BALANCE?<br/>                     _____ DOWN PAYMENT: \$ _____</li> </ul>  |  |
| INTEREST RATE: _____%   | PAYMENT FREQUENCY MONTHLY <input type="checkbox"/> YEARLY <input type="checkbox"/>   |
| NO. OF PAYMENTS: _____  | BALLOON PAYMENT (if any): \$ _____   |

BY SIGNING THIS DOCUMENT, I CERTIFY THAT I AM AUTHORIZED TO SIGN AND THAT THE ABOVE INFORMATION IS TRUE AND CORRECT.

|                                      |       |       |
|--------------------------------------|-------|-------|
| SIGNATURE (Seller, Buyer, or Agent)* | TITLE | DATE* |
|--------------------------------------|-------|-------|

**OWNER-OCCUPIED** (this box to be completed by one Grantee only)

|   |   |
|---|---|
| PROPERTY IS CURRENTLY CLASSIFIED AS OWNER-OCCUPIED YES <input type="checkbox"/> NO <input type="checkbox"/>                                     | COUNTY: _____   |
| I WILL OCCUPY THIS PROPERTY ON _____ DATE   | <b>These items are important to complete for property to continue to be classified as owner occupied for a lower property tax rate.</b> |
| PROPERTY WILL BE MY PRINCIPLE RESIDENCE ON THE ABOVE STATED DATE YES <input type="checkbox"/> NO <input type="checkbox"/>                       |   |
| I OWN ANOTHER RESIDENTIAL PROPERTY IN THE UNITED STATES YES <input type="checkbox"/> NO <input type="checkbox"/> IF YES- _____ CITY _____ STATE |   |
| GRANTEE SIGNATURE   | DATE  |

**DIRECTOR OF EQUALIZATION OFFICE USE ONLY FOR OWNER OCCUPIED SECTION**

GRANTEE OF PROPERTY NAME: \_\_\_\_\_

THE REQUEST FOR PROPERTY TO BE CLASSIFIED AS OWNER OCCUPIED IS:  
 APPROVED     DENIED     ACKNOWLEDGE RECEIPT: Your request will be reviewed \_\_\_\_\_

REASON FOR DENIAL  
 \_\_\_\_\_

|   |      |
|---|------|
| DIRECTOR OF EQUALIZATION OFFICE SIGNATURE | DATE |
|---|------|