

LEAD CITY COMMISSION
Regular Meeting
August 7, 2023

The Lead City Commission met on Monday, August 7, 2023, in City Hall, 801 West Main Street at 5:00 PM with the following members present: Mayor Ron Everett, and Commissioners Roger Thomas, Dustin Heupel, Kayla Klein and Robert Carr. Absent: None. Mayor Ron Everett called the Regular Meeting to order. The Pledge of Allegiance was recited.

APPROVE MINUTES

1. Minutes of July 17, 2023, Regular meeting are approved as read.

ITEMS FROM VISITORS

1. Mike Stahl/Dan Leikvold—Kiwanis Park Project—Mike and Dan presented a plan to redo the purple park in Lead, they will be fundraising, sending out grants for approval, and gathering design plans. They would like a financial commitment from the City of Lead to help with this project, as well as help from the city to complete the work. They would also like to change the name of the park.

Commission consensus to support the purple park project.

PLANNING AND ZONING/HIST. PRES./COMP PLAN

1. Opening on Historic Preservation Board/Appoint Jeanne Orcutt to HP Board—M/Klein, S/Heupel- Carried to appoint Jeanne Orcutt to the Historic Preservation Board.

BUILDING INSPECTIONS/HEALTH SAFETY

1. Approve Plat of Lot 5A & 5B of Block Y of the Denver Addition- Klein, Carr- Carried to approve presented plat.

STREETS/UTILITIES/BUILDINGS AND GROUNDS

1. Dixon Avenue Lot—M/Thomas, S/Carr- Carried to approve the asking amount of \$28,000 for the Dixon Avenue Lot.
2. New Hire—Shawn Brandeberry- M/Carr, S/Klein- Carried to approve new hire (part time to full time) Shawn Brandeberry at a rate of \$23.00/hr. effective immediately.
3. Job Opening—Commission consensus to have the city advertise for two weeks for public works opening.
4. Sidewalk Install—Mehlberg Construction—\$8500.00- M/Carr, S/Klein- Carried to approve Mehlburg Construction sidewalk install in the amount of \$8500. Thomas would like the width of the sidewalk looked into.
5. Carson Placement—Mehlberg Construction—\$8295.21—The commission would like to hold off on this until discussed in the budget.
6. Change Order #2—Mill Street Project—\$46,343.00—M/Klein, S/Heupel- Carried to approve Change Order #2—Mill Street Project, in the amount of \$46,343.00.

BILLS

M/Carr, S/Klein- Carried to approve the Bills in the amount of \$339,898.91 (payables) \$262,842.81, and (wages) \$77,056.10.

Vendor	Amount
A&B BUSINESS SOLUTIONS	\$ 230.02
ACE HARDWARE	\$ 1,535.19
ALL NET CONNECTIONS	\$ 2,384.99
AMANN DENTAL	\$ 488.00
AREHART UPHOLSTERY	\$ 168.00
BARRY'S ELECTRIC	\$ 2,311.50
BECKS NURSERY INC	\$ 175.09
BLACK HILLS CHEMICAL & JANITORIAL, INC.	\$ 374.86
BLACK HILLS PIONEER	\$ 1,004.52
BLOOMERS	\$ 97.00
BROWN'S SMALL ENGINE REPAIR	\$ 336.96
CHRIS SUPPLY CO INC.	\$ 30.04
DANIEL DOVE	\$ 12.44
DEADWOOD DENTAL	\$ 691.00
DECKARD TECHNOLOGIES	\$ 3,500.00
EVELYN GROEGER	\$ 49.00
FASSBENDER PHOT COLLECTION	\$ 5,000.00
FLOYD'S TRUCK CENTER	\$ 17,192.46
HANDLEY CENTER	\$ 8,750.00
HEARST LIBRARY	\$ 817.60
HILLS TOILET SERVICES	\$ 120.00
HISTORIC HOMESTAKE OPERA HOUSE	\$ 2,083.33
INTERSTATE ENGINEERING, INC.	\$ 27,534.14
JACKIE VAN RULER	\$ 9.85
JERRY GREERS ENGINEERING	\$ 953.95
KNECHT HOME CENTER/SPEARFISH	\$ 117.69
LARRY WILLIAMS	\$ 49.00
LEAD CHAMBER OF COMMERCE	\$ 5,000.00
LEAD/DEADWOOD SANITARY DIST	\$ 55,123.39
LIVESTOCK YARDS COMPANY	\$ 1,092.00
M.S. MAIL	\$ 595.00
GARY MCNALL	\$ 1,212.58
MIDSTATE RECLAMATION SD, LLC	\$ 7,500.00
SOUTH DAKOTA LIBRARY ASSOCIATION	\$ 60.00
MILE UP MARKETING SOLUTIONS	\$ 100.00
MONTANA DAKOTA UTILITIES	\$ 146.51
MOTOROLA SOLUTIONS	\$ 3,493.51
NORTHERN HILLS RECREATION ASSOCIATION	\$ 5,000.00
NORTHERN HILLS SOD FARM	\$ 880.00
NORTHWEST PIPE FITTINGS, INC	\$ 2,951.50
PETE LIEN & SONS, INC.	\$ 888.50
RAPID DELIVERY INC	\$ 46.80
RBMS ESSENTIALS	\$ 7,000.00
RUSHMORE OFFICE	\$ 288.00
S&C CLEANERS	\$ 861.00
S&S REPAIR, INC.	\$ 1,252.50
SACRISON ASPHALT	\$ 8,376.49
SANDER SANITATION	\$ 27,788.70
SOUTH DAKOTA DEPT. OF LABOR	\$ 3,095.69
SOUTHSIDE SERVICE	\$ 8,267.77
STURDEVANTS AUTO PARTS, INC.	\$ 1,467.75
SUMMIT STRUCTURAL ENGINEERING	\$ 2,500.00
SUNSHINE TOWING	\$ 675.00
THE HARTFORD	\$ 391.30
TREE WISE MEN	\$ 800.00
USA BLUEBOOK	\$ 386.62
VIGILANT BUSINESS SOLUTIONS	\$ 668.00
WARNE CHEMICAL & EQUIPMENT CO.	\$ 2,534.00
AT&T MOBILITY	\$ 280.28
AVERA HEALTH PLANS	\$ 36,113.14
Total Amount	\$ 262,852.66
PAYROLL	
Mayor/Commissioner	\$ 1,246.60
Finance	\$ 5,880.37
Police	\$ 20,868.14
Streets	\$ 20,022.46
Cemetery	\$ 1,498.60
Health Inspections	\$ 4,885.05
Parks	\$ 6,834.85
Library	\$ 6,725.29
Water	\$ 9,094.74
Total Amount	\$ 77,056.10

HEARINGS

1. Paul Miller—Hearing- Paul Miller, owner of Miller Apartments and his attorney appeared in front of the commission to speak their thoughts regarding a wall, behind Miller Apartments that has collapsed and discussed weather or not they would be responsible for the costs. Also, Miller and attorney disagreed with the Building Inspector condemning the two apartments within the building for safety reasons regarding this wall. The Commission would like to have the city attorney review this discussion and get back with Paul Miller and his attorney.

LEGAL AND FINANCE

1. STR Ordinance—First Reading of Amendment to Ordinance 1083-22- M/Klein, S/Heupel- Carried to approve STR Ordinance—First Reading of Amendment to Ordinance 1083-22.

ORDINANCE #1083-22

AN ORDINANCE MODIFYING

LEAD CITY ORDINANCES TITLE XV, LAND USAGE, BY ADDING CHAPTER 156: SHORT TERM RENTAL REGULATIONS

BE IT ORDAINED by the City Commission of the City of Lead that, pursuant to SDCL 9-19, section of Lead Ordinance Title XV, Chapter 156: Short Term Rental Regulations be amended to read as follows:

CHAPTER 156 SHORT TERM RENTALS

§ 156.01 DEFINED.

For the purpose of this chapter, a **SHORT-TERM RENTAL** is any home, cabin or similar building that is rented, leased or furnished, in part or in its entirety, to the public on a daily or weekly basis for more than 14 days in a calendar year.

(Ord. 1083-22, passed 4-4-2022)

§ 156.02 REQUIREMENTS FOR SHORT-TERM RENTALS.

(A) An application for use as a short-term rental shall be submitted to the city and approved by the city before commencing the use of the rental.

(B) A fee for the application can be set by resolution by the City Commission.

(C) Unattached trailer parking on city streets or lots will not be allowed.

(D) Attached trailer parking on city streets or lots will not be allowed, except for the short period for off-loading and on-loading of vehicles, supplies or equipment. This restriction can be waived by the city, based on the location of the short-term rental and availability of parking in the immediate vicinity.

(E) Vehicle parking on city streets for tenants of short-term rentals will be limited to one vehicle per licensed driver, for a maximum of three vehicles, with no exceptions.

(F) A limit to the number of short-term rentals can be set by resolution by the City Commission.

(G) A license issued under this chapter shall be for a maximum period of one (1) year and will expire automatically at midnight on December 31 of the year the license was issued. The license term can continue if it is renewed for the next year prior to December 31 of the year it was issued. Failure to renew the license prior to the expiration date will result in the license lapsing and being revoked by the City of Lead. If the license is revoked for a violation of any provisions of the Lead City Ordinances or as a result in failure to renew prior to the expiration, any new license considered will depend, in part, on availability.

(H) All licensed issued are non-transferable. Should the licensed property change owners, the existing license would automatically be revoked by the City of Lead and the new owner would be required to apply for a separate license.

§ 156.99 PENALTY.

Any homeowner violating any provision of this chapter shall be subject to a penalty of \$100 per day for every day of the violation.

(Ord. 1083-22, passed 4-4-2022)

Those voting aye:

Those voting nay:

Motion carried.

ATTEST:

Ron Everett
City of Lead, Mayor
(Seal)

John Wainman
City of Lead, Administrator

Add (D) back into the ordinance, everything else stays the same.

Those voting aye: Mayor Everett, Kayla Klein, Dustin Heupel

Those voting nay: Roger Thomas, Robert Carr

2. Amendment to Resolution 2023-04 Setting the number of STR's allowed- M/Klein, S/Thomas- Carried to table Amendment to Resolution 2023-04 Setting the number of STR's allowed.
3. Amendment to Resolution 2023-05 Setting the Application fee for STR's- M/Klein, S/Carr- Carried to table Amendment to Resolution 2023-05 Setting the Application fee for STR's

ITEMS FROM MAYOR & COMMISSIONERS

1. Budget Meeting Schedule:
 - a. 08/07/23 after commission meeting.
 - b. 08/14/23 at 5:00 p.m.
 - c. 08/21/23 after commission meeting.
 - d. 08/28/23 at 5:00 p.m. if needed.

MEETING/ANNOUNCEMENTS

1. Next Regular Meeting—August 21st @ 5:00 PM Lead City Hall
2. Planning & Zoning—August 15th @ 5:00 PM Lead City Hall
3. Comprehensive Plan—August 17th @ 11:00 AM Lead City Hall
4. Historic Preservation—September 19th @ 5:00 PM Lead City Hall

ADJOURN

M/Heupel, S/Klein—Carried to adjourn Regular Meeting at 7: 15PM.

CITY OF LEAD

ATTEST

Ron Everett, Mayor
(SEAL)

John Wainman, City Administrator