

LEGAL AND FINANCE COMMITTEE MINUTES
Rapid City, South Dakota

April 27, 2016

A Legal and Finance Committee meeting was held at the City/School Administration Center in Rapid City, South Dakota, on Wednesday, April 27, 2016, at 12:30 p.m.

A quorum was determined with the following members answering the roll call: Chad Lewis, Ritchie Nordstrom, Amanda Scott, Darla Drew and Steve Laurenti. Absent: None.

(NOTE: For sake of continuity, the following minutes are not necessarily in chronological order. Also, all referenced documents are on file with the Master Agenda.)

ADOPTION OF AGENDA

Motion was made by Nordstrom, second by Laurenti and carried to adopt the agenda.

GENERAL PUBLIC COMMENT

CONSENT ITEMS

Motion was made by Laurenti, second by Drew and carried to approve Items 1-10 as they appear on the Consent Items.

- 1) Approve Minutes for April 13, 2016

ITEMS FROM THE MAYOR

- 2) No. LF042716-09 – Confirm the Appointments of Vance Crocker, Ron Johnsen, and Michelle Thomson to the Airport Board of Directors

POLICE DEPARTMENT

- 3) No. LF042716-01 – Approve Special Event Permit for Rapid City Convention & Visitors Bureau Gus Macker 3 on 3 Outdoor Basketball Tournament on September 17-18, 2016

FIRE DEPARTMENT

- 4) No. LF042716-02 – Authorize Mayor and Finance Officer to Sign Agreement between International Association of Fire Fighters Local 1040 and the City of Rapid City for the Period January 1, 2017 through December 31, 2022

FINANCE DEPARTMENT

- 5) Acknowledge the Following Volunteers for Worker's Compensation Purposes: Lisa S. Saunders, Mackenzie Betcher
- 6) No. LF042716-03 – Authorize Mayor and Finance Officer to Sign Engagement Letter with Ketel Thorstenson for the FY2015 Audit
- 7) No. LF042716-04 – Acknowledge March 2016 General Fund Cash Balance Report
- 8) No. LF042716-05 – Resolution No. 2016-029 Declaring Miscellaneous Personal Property Surplus

April 27, 2016

- 9) No. LF042716-06 – Resolution No. 2016-028A Fixing Time and Place for Hearing on Assessment Roll for Cleanup of Miscellaneous Property

COMMUNITY RESOURCES

- 10) No. LF042716-08 – Resolution No. 2016-033 to Amend the City of Rapid City Compensation Plan by Establishing the New Position of Fire Public Information Officer (PIO) Within the Fire Department

END OF CONSENT CALENDAR

NON-CONSENT ITEMS

ITEMS FROM THE PUBLIC

- 11) No. LF042716-07 – Mr. Ozbirn told the Committee that in January of 2016, the City encountered a water main break on Haines Avenue. The water backed up through the City sewer into their shop at 2255 North Haines Avenue and did damage in the sum of \$20,000. Their insurance company will not cover these costs because the water damage was not caused from their business. Drew moved to take request by Lee and Mai Ozbirn for Reimbursement for Water Damage at 2255 North Haines Avenue in the Sum of \$20,000 to the May 2, 2016, City Council meeting without recommendation. Second by Lewis. Jeff Barbier, Community Resources Director, said a claim was processed through the City's insurance company and was denied because the City was not negligent. City Attorney Joel Landeen said if the Council wants to start paying for these damages, the proper course of action would be to request staff to look into drafting a policy to do that; however, because this is an enterprise fund paying out the claims, this could cause an increase in fees to the public. Also, the Council needs to be aware that this could set a precedent in the future. After further discussion, a vote was taken and the motion carried.

COMMUNITY PLANNING & DEVELOPMENT SERVICES

- 12) No. 16OA002 – Nordstrom moved to approve Second Reading and Recommendation of Ordinance No. 6103 to Amend Certain Provisions Concerning Digital Signs, Sign Credits, and Spacing of Off-Premises Signs by Amending Sections 17.50.080 and 17.50.090 of the Rapid City Municipal Code. Second by Lewis. Motion carried.

ADJOURN

There being no further business to come before the Council at this time, motion was made by Laurenti, second by Nordstrom and carried to adjourn the meeting at 12:45 p.m.