

LEGAL AND FINANCE COMMITTEE MINUTES
Rapid City, South Dakota

October 13, 2021

A Legal and Finance Committee meeting was held at the City Administration Center in Rapid City, South Dakota, on Wednesday, October 13, 2021, at 12:30 p.m.

A quorum was determined with the following members answering the roll call: Lance Lehmann, Darla Drew, Ritchie Nordstrom, and Jason Salamun Absent: Ron Weifenbach.

(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 Lehmann second by Nordstrom and carried to adopt the agenda.

GENERAL PUBLIC COMMENT

Drew addressed a question to Finance Director Pauline Sumption in reference to people not knowing where to go for marijuana licensing application information. Sumption explained where to find all of the information on the city website (rcgov.org). Click on the story on medical marijuana licensing process and two lines down in that story there is a link and on that link you will find everything you need to know. You will find the licensing ordinance, zoning ordinance, overall checklist, licensing checklist, planning checklist, the application, and all of the forms. There is currently no due date set for receiving applications but once the applications reach the City, there are background checks that have to be done and once everything is completed, assuming they would receive a provisional license from the City; the applications then go to the State who will start looking at them after December 31, 2021. It Director Jim Gilbert also explained that people can use the yellow community bookmarks section or the search bar on the city website to take them to the information as well.

CONSENT ITEMS

Motion was made by Lehmann second by Nordstrom and carried to approve Items 1-10 as they appear on the Consent Items with the exception of Items No. 2 and 6.

CONSENT ITEMS -- Items 1 – 10

Public Comment opened – Items 1 – 10

Public Comment closed

Remove Items from the “Consent Items” and Vote on Remaining Consent Items

MAYOR’S ITEMS

1) LF101321-08 – Confirm the Appointment of Laura Jones to the Community Investment Committee

POLICE DEPARTMENT

2) LF101321-09 – Salamun asked Police Chief Don Hedrick if there is anything in the grant with any strings attached that the committee needs to be aware of. Chief Hedrick said there are requirements but are all things they would normally keep track of anyway. Hedrick provided a list the items: 1) Provide statistical and violent crime stats; 2) Report information on community violence initiatives; 3) Document Community Outreach and focuses of enforcement in those neighborhoods where violence is occurring; and 4) Track to see if the technology has some sort of impact that was able to point to a resolution.

LEGAL AND FINANCE COMMITTEE

October 13, 2021

Lehmann moved to Authorize the Rapid City Police Department to Apply for and Accept if Awarded, the 2021 Northern and Middle States Rural Law Enforcement Assistance Program in the amount of \$120,000.00. Second by Nordstrom. Motion carried.

FIRE DEPARTMENT

- 3) LF101321-03 – Approve Change Order for Remount of Ambulance onto a New Chassis Following an Accident, Chassis was a Total Loss

FINANCE DEPARTMENT

- 4) Acknowledge the Following Volunteers for Worker’s Compensation Purposes: John Bennett (RSVP+), Mary Goarlich (RSVP+), Patsy Livingston (RSVP+), Laurie Schwabauer (Airport)
- 5) LF101321-01 – Acknowledge August 2021 General Fund Cash Balance Report
- 6) LF101321-02 – Salamun asked Finance Director Sumption to describe some of the changes included in the policy plan. Sumption explained that the council work session determined from their discussions that there is a desire to give additional funding to the Public Works infrastructure line item under CIP. Sumption said the process they used was taking the old policy and updating the percentages to what they currently reflect starting in 2022. Public Works infrastructure would receive 66% of the sales tax revenue. The rest of the items remain the same as previous allocations with Parks at 3%, IT at 1%, government facilities at 3%. Another change is the debt service, which was reduced to approximately 10% of the sales tax revenue. Sumption mentioned that there are a couple of other revenue sources coming in based off of projections. One revenue source is STP funds, which go directly towards Public Works infrastructure. The City is also receiving payment for CIP (Capital Improvement Plan) from a couple of tax increment districts that will also add revenue which is not budgeted out to anyone. Another change is at the end of every year, whatever surplus cash is in CIP over the million dollar reserve, will then in the following year, be supplemented into the Public Works infrastructure budget which is typically a few hundred thousand dollars depending on what tax increment districts are paying and where the sales tax projections came. Sumption expects it to be higher than a few hundred thousand this year. She is not completely certain but thinks the amount projected for this year is around \$800,000 to a million. Public Works Director Dale Tech explained that STIP or STP (State Transportation Improvement Plan) funds are the Cities annual cut of the gas tax the state receives or levies and is distributed amongst all class 1 communities and counties. Drew asked Sumption if more categories are going to be added or labeled to make it easier to review when looking at the long lists for the CIP plan. Sumption deferred to Tech who said that Capital Improvement Program Manager Amber Sitts is working on revised information that would help break it down. He does not believe she will have anything ready for the meeting this Friday, October 15, 2021, but is anticipating maybe next month. Salamun moved to Approve Amended City of Rapid City Capital Improvement Plan Policy. Second by Nordstrom. Motion carried.
- 7) LF101321-06 – Approve Resolution No. 2021-090 a Resolution Levying Assessment for Abatement of Nuisances
- 8) LF101321-07 – Set a Special Council Meeting for December 27, 2021 at 12:00 PM to Pay the Final Bills of the Year

COMMUNITY DEVELOPMENT

- 9) 21TP021 – Approve the 2022 Unified Planning Work Program – Draft Report

CITY ATTORNEY’S OFFICE

LEGAL AND FINANCE COMMITTEE

October 13, 2021

- 10) LF101321-10 – Authorize the Mayor and Finance Director to Sign Agreement between the Fraternal Order of Police, South Dakota Lodge #2A, and the City of Rapid City for the Period of January 1, 2022 to December 31, 2024

END OF CONSENT CALENDAR

NON-CONSENT ITEMS – Items 11 – 13

Public Comment opened – Items 11 – 13

Public Comment closed

FINANCE DEPARTMENT

- 11) LF092921-02 – Lehmann moved to approve the Second Reading and Recommendation of Ordinance No. 6508, An Ordinance to Update the Process for Video Lottery Machine Placement by Amending Chapter 5.64 of the Rapid City Municipal Code. Second by Nordstrom. Motion carried.
- 12) LF101321-04 – Nordstrom brought up that previous to this meeting he had asked Sumption about the number of supplemental appropriations that are being brought forward each year and Sumption reassured the committee that this is a normal amount for a year. Sumption added that this appropriation is for the bonuses given to employees as well as the Civic Center’s loan for the center hung scoreboard. Nordstrom moved to approve the Introduction and First Reading of Ordinance No. 6509 Regarding Supplemental Appropriation No. 6 for 2021. Second by Salamun. Motion carried.
- 13) LF101321-05 – Salamun moved to approve the Introduction and First Reading of Ordinance No. 6512 Regarding Supplemental Appropriation No. 7 for 2021. Second by Nordstrom. Motion carried.

Sumption reminded the committee about item number 8 on this agenda regarding the last scheduled meeting of the year that is set for December 27th at noon for payment of the final bills for 2021 and second reading of the final appropriation ordinance.

Drew asked if any of the directors had anything they wanted to address. Interim Community Development Director Vicki Fisher asked if going forward, after the approval of the agenda (as is done in Public Works), for the chair to ask the directors if there is anything they would like to discuss or bring to the committees attention which gives the directors an opportunity to explain anything they feel should be brought forward and would be really helpful for the committee to know going into the next Monday night’s council meeting.

ADJOURN

There being no further business to come before the Committee at this time, motion was made by Lehmann second by Nordstrom and carried to adjourn the meeting at 12:50 p.m.