LEGAL AND FINANCE COMMITTEE MINUTES
Rapid City, South Dakota
March 16, 2022

A Legal and Finance Committee meeting was held at the City Administration Center in Rapid City, South Dakota, on Wednesday, March 16, 2022, at 12:31 p.m.

A quorum was determined with the following members answering the roll call: Darla Drew, Lance Lehmann, Jason Salamun, Bill Evans and Ron Weifenbach Absent: Ritchie Nordstrom (Evans filled in for Nordstrom)

(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 Evans and carried to adopt the agenda.

GENERAL PUBLIC COMMENT
None

Drew took a point of personal privilege and announced the Human Relations Commission will be taking a trip to the Pine Ridge Reservation on April 7th inviting all committee members to attend.

CONSENT ITEMS -- Items 1 – 14

Public Comment opened – Items 1 – 14

Public Comment closed

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

1) Weifenbach moved to Approve Minutes for March 02, 2022. Second by Lehmann. Motion carried unanimously.

POLICE DEPARTMENT
2) LF031622-06 – Police Chief Don Hedrick explained this is the fourth year the RCPD will be applying for this grant and there is no funding match required from the City. The only minimal requirements for this grant have to do with reporting which is data they would track anyway. The grant will allow the RCPD to continue support for the Quality of Life Unit by providing funding for a part time Outreach Specialist that has been working with them. It will also support the Youth Outreach Team with funding for a family navigator position. Salamun asked if the RCPD is seeing results/success with the Quality of Life Unit and Youth Outreach. Hedrick said there are a lot of good things coming from both units. The units have been able to work on some high call for service type folks in the community whether it be reaching out to youth or just other individuals out in the streets and providing them and their families with the right support, resources and services they need. He gave examples of some of the success and accomplishments of both units in getting folks on the right path which has also reduced the number of calls for service. Hedrick does believe there is room for expansion but feels there is more room for some of the local service providers to become more involved. He would like the RCPD, RCFD and Journey On to give an update on the progress at the first City Council meeting in April. As of Monday, March 14, 2022, Journey On has helped handle over 900 calls for service since mid-December. Authorize Staff to Apply for and Accept if Awarded the State VOCA Grant in the Amount of $71,366.00

3) LF031622-03 – Fire Chief Jason Culberson explained that HGAC is one of several different buying groups that RCFD uses. It is a group that cooperatively purchases, so they do all of the bidding
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and then RCFD is able to purchase from them, saving the RCFD significant time and money. Approve Change Order #1 in the Amount of $1,384.00 for the Purchase of HME Ahrens-Fox Type 34 through Houston-Galveston Area Council (HGAC)

4) LF031622-04 – Fire Chief Jason Culberson explained that this grant opportunity is for training and there is a match which is the cost of sending employees to the class, but there are no other federal requirements. Authorize Staff to Apply for and Accept if Awarded the HMEP (Hazardous Materials Emergency Preparedness) Grant in the Amount of $60,000.00

FINANCE DEPARTMENT
5) Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Chris Avison (Library)

6) LF031622-01 – Acknowledge January 2022 General Fund Cash Balance Report

7) LF031622-02 – Authorize Mayor and Finance Director to Sign Combined Election Agreement with Pennington County for the 2022 Municipal Election to be Held on June 7, 2022 and for any Special Elections in 2022

8) LF031622-05 – Approve Resolution No. 2022-025 a Resolution Levying Assessment for Abatement of Nuisances

9) LF031622-07 – Salamun asked Deputy Finance Officer Tracy Davis if there are any requirements or restrictions for people applying for the award. Davis said the City has requirements and pointed out that Minnilusa Historical Association and Pioneer Museum is one of the groups required to receive money each year so the Rapid City Arts Council has to include them in the awards. Davis does not know how the full application process works but will find out and provide the answer for alderman Salamun. Evans explained that some eighty years ago or so, the City Council passed an ordinance stating that a band, an orchestra, a choir, a marching band, and a historical society will be funded. There was an MOU (memorandum of understanding) drawn up to use the Rapid City Arts Council (previously Allied Arts) as a distribution vehicle for the funds. Drew would like to see the amount designated for the Arts & Humanities of $100,000.00 expanded to $200,000.00 since it has not been increased for a very long time. Weifenbach commented on the importance of the arts community with regard to tourism and making sure they are adequately funded. He would like to see the council have more conversation about this. Evans shared how some of the groups are funded with comparison to how similar cities fund the groups. One example he gave is the Rapid City Municipal Band was funded $14,000.00 last year; the same year Sioux Falls Municipal Band was funded $180,000.00. Drew asked Davis if the B&B tax is a State or City choice on how that is collected and distributed. Davis said the collecting of the tax is State issued, but how the funds are divided is determined by the City which currently has 75% going to support the Monument and 25% going to Visit Rapid City. City Attorney Joel Landeen said there are some restrictions in state law on how those funds can be spent. He would need to look into it as he is not sure of the exact restrictions but knows it is somewhat limited, which is why it is given to the Monument and Visit Rapid City, with both of those being allowable expenses. Lehmann moved to send the Approval FY2022 Rapid City Arts Council Funding Recommendations for Community Investments (Arts & Humanities) to council without recommendation. Second by Weifenbach. Motion carried unanimously.

10) LF031622-10 – Approve Resolution No. 2022-031 a Resolution Declaring Miscellaneous Personal Property Surplus

PARKS AND RECREATION
11) LF031622-11 – Authorize Mayor and Finance Director to Sign Resolution No. 2022-024, a Resolution to Enter into a Use Agreement with Rapid City Youth Baseball
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COMMUNITY DEVELOPMENT
CDBG Program Manager Michelle Schuelke reviewed items 12 and 13 for the committee.

12) LF031622-08 – Approve FY22 CDBG Final Funding Recommendations

13) LF031622-09 – Approve FY22 CDBG Final Annual Action Plan

PUBLIC WORKS

14) LF031622-12 – Public Works Director Dale Tech explained that this amendment for wage adjustments is needed for Solid Waste as well as a number of Airport positions to be able to be fully staffed in order to provide the services that are needed for this community. Salamun pointed out that this amendment shows why it is important for the City to do a compensation review every two or three years on a regular basis to make sure the wages are competitive so the City can retain talented employees and recruit the best. Weifenbach pointed out that with a growing community the landfill is filling up a lot quicker, some of the equipment is wearing out a lot faster, so he sees more things coming forward in the future as more work will need to be done. Authorize the Mayor and Finance Director to Sign Amendment to the Agreement Between City of Rapid City And Local 1031, Council 65, American Federation of State, County, and Municipal Employees AFL-CIO for the Period from January 1, 2021 through December 31, 2022 Adopting Salary Adjustments for Solid Waste Employees and Certain Airport Employees

CONSENT ITEMS

Motion was made by Weifenbach second by Evans and carried to approve Items 1-14 as they appear on the Consent Items with the exception of Item No. 9.

END OF CONSENT CALENDAR

NON-CONSENT ITEMS – Item 15

Public Comment opened – Item 15
Public Comment closed

FINANCE DEPARTMENT

15) LF030222-03 – Lehmann moved to approve the Second Reading and Recommendation of Ordinance No. 6533 Regarding Supplemental Appropriation #1 for 2022. Second by Weifenbach. Motion carried unanimously.

Evans asked the Legal or Finance department if there is any way for the City to provide some type of benefits such as insurance to the managers or directors of some of these community arts groups because it is hard to hire quality people to run these organizations on the limited salaries they are offered. He said those salaries are determined by the boards of these groups and it depends on the amount of money they have to work with when their fundraising is done. He believes this may help in attracting higher caliber persons that may want to stay in the community awhile. He shared an example of an annual salary of $35,000.00 to run a Senior Citizen Center. He would like to see this discussed further. Weifenbach would like to see a shifting of City resources to find someone that could help in doing some grant writing for some of these smaller groups that do not have the time or expertise to delve into that.

ADJOURN

There being no further business to come before the Committee at this time, motion was made by Lehmann second by Weifenbach and carried to adjourn the meeting at 1:09 p.m.