

**FINAL**  
**LEGAL AND FINANCE COMMITTEE MINUTES**  
Rapid City, South Dakota

June 26, 2024

A Legal and Finance Committee meeting was held at the City Administration Center in Rapid City, South Dakota, on Wednesday, June 26, 2024, at 12:30pm.

A quorum was determined with the following members answering the roll call: **Bill Evans (arrived at 12:31), Kevin Maher, Lindsey Seachris, Greg Strommen, and Pat Roseland. 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**

**Maher moved to adopt Agenda. Second by Roseland. Motion carried unanimously.**

**GENERAL PUBLIC COMMENT**

**None.**

**CONSENT ITEMS**

*Public Comment* – Items 1-7

**None.**

- 1) **Seachris moved to Approve [Minutes for June 12, 2024](#). Second by Roseland. Motion carried unanimously.**

**FINANCE DEPARTMENT** – *Daniel Ainslie*

**Seachris moved to approve items 2-5. Second by Roseland. Motion carried unanimously.**

- 2) Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Judy Elson, Carolyn Jeanne Muir, Connie Silva, Mavis Ude, Bonnie Warmer (RSVP+)
- 3) This item declares a ‘95 F350 vehicle surplus and to be donated to the Scenic Volunteer Fire Department. Seachris asked for the details on this item. Chief Brian Povandra of the Rapid City Fire Department responded that the FD had surplussed the wrong vehicle back in February of 2020. At that time this mistake was made, the FD had possession of both a ‘94 and a ‘95 F350. The FD had *physically* donated the ‘95 vehicle, but declared surplus and gave the Scenic VFD the ‘94 vehicle’s title instead. The FD still has possession of the ‘94 vehicle as well as the ‘95 vehicle’s title. This mistake was discovered during the review of Wildland contracts. Approving this resolution will also allow for the correct vehicle to be surplussed on the books, but also for the correct titles to be exchanged. The way fleet management was done in the past has become more streamlined now, with only one spreadsheet to manage. This should prevent such a mistake from happening in the future.  
[LF062624-01](#) – Approve Resolution No. 2024-054, a Resolution Declaring Property Surplus
- 4) Total cash as of 227.9M 72.8% is invested in different deposits. There is a positive balance though there is a caution not to get too excited about new projects.  
[LF062624-04](#) – Acknowledge May 2024 Treasury and General Fund Update
- 5) Very positive year. General sales tax was up 6.31%, and tourism sales tax was up 0.6%.  
[LF062624-05](#) – Acknowledge April 2024 Sales Tax Report

**POLICE DEPARTMENT** – *Chief Don Hedrick*

**Seachris moved to approve item 6. Second by Roseland. Motion carried unanimously.**

- 6) This item is to leverage some of the opioid funding to gain equipment. The requested item is a hand-held device to detect the presence of fentanyl in the field. This is a safety issue and not meant for investigations. Such a purchase would ensure that City officers and staff are not exposed to harmful substances in the field.  
[LF062624-02](#) – Authorize Staff to Purchase Two Rigaku Handheld Raman Lasers from FarrWest, Utilizing Funds from the National Opioid Settlement, for a Total Price of \$53,460

**FIRE DEPARTMENT** – *Chief Brian Povandra*

*Mahe* moved to approve item 7. Second by *Seachris*. Motion carried unanimously.

- 7) This is a request to approve Change Orders. They were able to sit down with *Rosenbauer* on the body, chaise, and the aerial platform due to be delivered in 2025. He gave several of the specifics on the ability of this manufacturer to fulfill what the Fire Department requested.  
[LF062624-03](#) – Authorize Change Orders #1, #2, and #3 for *Rosenbauer Aerial Platform*, through *Sourcewell Contract #113021-RSD*

END OF CONSENT CALENDAR

**NON-CONSENT ITEMS**

*Public Comment* – Item 8

None.

**PUBLIC WORKS** – *Public Works Operations Engineering Manager Eddie Lopez and HCR Senior Vice President Patrick Young*

*Seachris* moved to acknowledge item 8. Second by *Mahe*. Motion carried unanimously.

- 8) *Lopez* introduced the follow-up presentation in order to dive deeper into what construction will look like for this project. Project time line began in 2016 where this facility was identified as needing improvements. In 2016 the WRF Facility master plan was adopted by Council. In 2021, the design began. In 2021 and 2022, the design of both phases (PH) began and the DANR grant and State loan was awarded. By October of 2022, PH1 was awarded by Council and began shortly after. By 2024 another round of DANR grant and State funding was awarded due to inflation, PH2 was awarded by Council, and a preconstruction hearing was held. PH1 construction is due to conclude in the fall of 2024, and PH2 has already begun and is due to conclude in the winter of 2028. *Lopez* highlighted the importance of these consulting services for industry standard, etc. Public Works is using a standard contract that was reviewed by the City Attorney’s Office. The invoices are reviewed monthly. The contract is comprised of two main categories: shop drawing reviews and field and on-site services. City Staff is dedicated.

*Young* added that the WRF is projected to be a 4.25-year construction period, with progress meetings happening every other week. There will be someone on-site to review the work of the contractor. He explained what each colored bar represented on the slide, and how some services “ramp up” and “and ramp down” depending on where in the process they are. He explained that the City will allocate 2.5 staff members to the project, which provides significant savings to the project. The HDR onsite inspection represents 35% of the Project. *Lopez* summarized the project costs by pie charts. He emphasized that the total project cost is \$203.2M, and the contribution of HDR was determined by the total project cost. The total cost of the project comes in under what is allocated for this project (\$208.3M).

*Seachris* thanked *Lopez* and the Public Works Department for the information given to the Council, saying that she will be supporting the agreement. She believes that the Council’s reservation has been due to in part by the fact that the WRF project is one of the largest projects the City has had at \$203M, and it is also very fortunate to have nearly 25% of the project being funded through other means.

**Presentation:** Construction Administration for the Water Reclamation Facility South Plant Improvements Project

**ALDERMAN ITEMS**

Evans recently spent 5 days in Lincoln and Omaha, Nebraska. He complimented City staff on how good of repair Rapid City's worst streets are to those city's best streets.

**ADJOURN**

There being no further business to come before the Committee at this time, motion was made by Seachris, second by Roseland and carried to adjourn the meeting at 12:58pm.