

**A RESOLUTION OF SUPPORT FOR THE RAPID CITY GOOD SAMARITAN HOUSING LOW-INCOME HOUSING PROJECT**

WHEREAS, The Evangelical Lutheran Good Samaritan Society (the "Society") is planning to construct the Rapid City Good Samaritan Housing Project (the "Project"), which will consist of low-income housing units for senior citizens; and

WHEREAS, the Society has applied to the South Dakota Housing Development Authority (SDHDA) for low-income housing tax credits related to the Project; and

WHEREAS, the Project will consist of 50 low-income housing units, including 40 one-bedroom and 10 two-bedroom units in a three-story building located at 4243 Wisconsin Ave; and

WHEREAS, in addition to providing housing units, the Project will also include services tailored toward its senior residents, including referral services and once daily meal service; and

WHEREAS, the rents for housing units will be based on 30%, 40%, 50% and 60% of the area median household income; and

WHEREAS, the Common Council has received the market study and believes there is a need for this type of project to providing housing and related services to the senior citizens of Rapid City; and

WHEREAS, the Common Council desires to express its support for the Rapid City Good Samaritan Project.

NOW THEREFORE, BE IT RESOLVED by the Rapid City Common Council that the City of Rapid City fully supports the proposed Rapid City Good Samaritan Project and the awarding of low-income housing tax credits to help the Project become a reality.

DATED this 3 day of February, 2014.

CITY OF RAPID CITY

Sam Kovick  
Mayor

ATTEST

[Signature]  
Finance Officer

(seal)

PROCEEDINGS OF THE CITY COUNCIL  
Rapid City, South Dakota

February 3, 2014

Pursuant to due call and notice thereof, a regular meeting of the City Council of the City of Rapid City was held at the City/School Administration Center in Rapid City, South Dakota on Monday, February 3, 2014 at 6:30 P.M.

The following members were present: Mayor Sam Kooiker and the following Alderpersons: Brad Estes, Chad Lewis, Charity Doyle, Jerry Wright, Amanda Scott, Ritchie Nordstrom, Bill Clayton and Steve Laurenti; and the following Alderpersons arrived during the course of the meeting: None; and the following were absent: Bonny Petersen and John B. Roberts.

Staff members present included: Finance Officer Pauline Sumption, City Attorney Joel Landeen, Public Works Director Terry Wolterstorff, Community Planning and Development Services Director Brett Limbaugh, Police Chief Steve Allender, Fire Chief Mike Maltaverne, Parks and Recreation Director Jeff Biegler, Community Resources Director Jeff Barbier and Administrative Coordinator Sharlene Mitchell

**ADOPTION OF AGENDA**

The agenda was amended as follows:

- Emergency Declaration for Journey Museum HVAC System repairs

Motion was made by Laurenti, second by Lewis and carried to adopt the agenda as amended.

**GENERAL PUBLIC COMMENT**

Stephanie Weyer provided update on the Backyard Hens public education efforts.

**NON-PUBLIC HEARING ITEMS**

Melissa Forster, **Good Samaritan Society**, provided an update (LF012914-22) on the project to add 50 affordable housing units to the Rapid City facility. Forster outlined the amenities and services that will be provided with the new facility and thanked the council for their support.

Jackie Giago, Native American News, (LF012914-24) outlined the types of legal publications being requested from the City noting that the goal is to increase Native American awareness and involvement in the community. Giago addressed the weekly publication volume, the pass along ratio and the average weekly readership.

**CONSENT ITEMS**

The following items were removed from the Consent Items:

7. No. PW012814-02 – Confirm the Appointments of Jody Speck (Alternate 1) and Doug Jones (Alternate 2) to the Historic Preservation Commission.
10. No. PW012814-05 – Authorize Mayor and Finance Officer to Sign Right of Way Agreement for a Permanent Utility Easement for the Mount Rushmore Road Reconstruction Project.
18. No. LF012914-03 - Acknowledge Capital Improvement Program Committee Monthly Update for January 2014
29. No. LF012914-14 – Authorize Staff to Accept 2013 Department of Homeland Security Grant in the Amount of \$67,512 and Authorize Mayor and Finance Officer to Sign the Reimbursement Terms and Conditions Agreement
34. No. 08TI006 - Resolution to Dissolve Tax Increment District No. 41

- 35. No. LF012914-20 – Acknowledge Report Regarding Professional Service Contracts Entered into in the Last Quarter of 2013 Under \$25,000
- 36. No. LF012914-21 – Authorize Mayor and Finance Officer to Sign Memorandum of Understanding Between the City of Rapid City and the Rapid City Chamber of Commerce

***Bid Award Consent Items***

- 40. No. CC020314-02.1 – Approve award of Total Bid for Wisconsin Ave, Nathan Ct, Stearns Ct, Parkview Dr & East Elk St Street & Utility Reconstruction Project No. 12-2063 / CIP No. 50421.3-3 opened on January 28, 2014, to the lowest responsible bidder, Hills Materials Company, in the amount of \$1,153,829.98.
- 41. No. CC020314-02.2 – Approve award of Total Bid for 2014 Lane Line Painting Project No. 14-2166 / CIP No. 50594 opened on January 28, 2014, to the lowest responsible bidder, Dakota Barricades, LLC, in the amount of \$95,900.
- 42. No. CC020314-02.3 – Approve award of Total Bid for Water Reclamation Facility Algae Control Improvements Project No. 14-2158 / CIP No. 50971 opened on January 28, 2014, to the lowest responsible bidder, MAC Construction Company, Inc., in the amount of \$314,240.00.
- 43. No. CC020314-02.4 – Approve award of Total Bid for Pedestrian Countdown Signals, CIP No. 51006, opened on January 28, 2014, to the lowest responsible bidder, Excellence Opto Inc., in the amount of \$30,450.00.

**END OF CONSENT ITEMS**

Motion was made by Nordstrom, second by Laurenti to (No. PW012814-02) Confirm the Appointments of Jody Speck (Alternate 1) and Doug Jones (Alternate 2) to the Historic Preservation Commission. In response to a question from Scott, Mayor Kooiker advised that the appointments are to insure that quorum can be secured for the Commission meetings. Motion carried.

Motion was made by Nordstrom, second by Laurenti to (No. PW012814-05) Authorize Mayor and Finance Officer to Sign Right of Way Agreement for a Permanent Utility Easement for the Mount Rushmore Road Reconstruction Project. In response to a question from Scott, Wolterstorff advised that the easement will be utilized for a fire hydrant location noting that the easement does function in the same manner as a right-of-way acquisition. Motion carried.

Motion was made by Lewis, second by Scott to (No. LF012914-03) Acknowledge Capital Improvement Program Committee Monthly Update for January 2014. In response to a question from Scott, Wolterstorff advised that the CIP reports will be expanded to include the project status information. In response to a question from Scott, Biegler advised that an element of the Cemetery Master Plan was the cemetery software upgrade noting that the total expenditures for the cemetery project will not exceed the allocated funding. Motion carried.

Motion was made by Lewis, second by Scott to (No. LF012914-14) Authorize Staff to Accept 2013 Department of Homeland Security Grant in the Amount of \$67,512 and Authorize Mayor and Finance Officer to Sign the Reimbursement Terms and Conditions Agreement. In response to a question from Scott, Maltaverne provided an overview of the regional emergency response teams supported by the Grant program noting the addition of the urban rescue dog program to the response teams. Motion carried.

Motion was made by Lewis, second by Scott to approve (No. 08TI006) Resolution to Dissolve Tax Increment District No. 41. In response to a question from Scott, Pennington County Auditor Julie Pearson

provided an overview of the process required to manage overlapping Tax Increment Districts including the disbursement of the increment taxes during and after dissolution of the first District and the disposition of the property taxes from the non-overlapping properties upon dissolution of the first District. In response to a question from Scott, Pearson provided an overview of items that impact the mill levy including growth from new development, property revaluation and the CPI and their relationship to the City budget process. Pearson addressed the timeline for development of the City budget in relationship to the State process setting the final property valuation noting the process adopted by Pennington County to freeze the county mill levy. Discussion followed regarding the impact of growth and revaluations on property taxes. In response to a question from Mayor Kooiker, Pearson advised that the dollar amount of growth resulting from the dissolution of District 41 would be available by March. In response to a request from Nordstrom, Mayor Kooiker recommended that the Finance Officer the Auditor coordinate an information session to coincide with the budget schedule. Sumption addressed the estimated amount to be realized from the dissolution of District 41. In response to a question from Sumption, Pearson stated that the values from the non-overlapping District 41 properties are considered growth. Pearson indicated that, due to the assessment date, the growth from District 41 would be realized in 2015 and payable in 2016. Motion carried unanimously.

RESOLUTION NO. 2014-007  
A RESOLUTION DISSOLVING TAX INCREMENT DISTRICT NUMBER FORTY ONE

WHEREAS, the City of Rapid City created Tax Increment District Number Forty One on July 21, 2003; and

WHEREAS, there are no longer any reimbursable project costs remaining to be paid; and

WHEREAS, the City Council of the City of Rapid City is authorized to dissolve this Tax Increment District pursuant to SDCL 11-9-46(2),

NOW, THEREFORE, BE IT RESOLVED by the City of Rapid City that the Tax Increment District Number Forty One be and is hereby dissolved.

BE IT FURTHER RESOLVED that any funds which are deposited in the Tax Increment District Number Forty One Special Fund, pursuant to SDCL 11-9-31, be distributed as provided by SDCL 11-9-45.

DATED this 3rd day of February 2014.

CITY OF RAPID CITY  
s/ Sam Kooiker  
Mayor

ATTEST:  
s/ Pauline Sumption  
Finance Officer

(SEAL)

Motion was made by Lewis, second by Wright to approve (No. LF012914-22) Resolution No. 2014-014 of Support for the Rapid City **Good Samaritan** Low Income Housing Project. Nordstrom voiced his support for the Good Samaritan project. Motion carried unanimously.

Resolution No. 2014-014  
A RESOLUTION OF SUPPORT FOR THE RAPID CITY **GOOD SAMARITAN** HOUSING LOW-INCOME HOUSING PROJECT

WHEREAS, The Evangelical Lutheran Good Samaritan Society (the "Society") is planning to construct the Rapid City Good Samaritan Housing Project (the "Project), which will consist of low-income housing units for senior citizens; and

WHEREAS, the Society has applied to the South Dakota Housing Development Authority (SDHDA) for low-income housing tax credits related to the Project; and

WHEREAS, the Project will consist of 50 low-income housing units, including 40 one-bedroom and 10 two-bedroom units in a three-story building located at 4243 Wisconsin Ave; and

WHEREAS, in addition to providing housing units, the Project will also include services tailored toward its senior residents, including referral services and once daily meal service; and

WHEREAS, the rents for housing units will be based on 30%, 40%, 50% and 60% of the area median household income; and

WHEREAS, the Common Council has received the market study and believes there is a need for this type of project to providing housing and related services to the senior citizens of Rapid City; and

WHEREAS, the Common Council desires to express its support for the Rapid City Good Samaritan Project.

NOW THEREFORE, BE IT RESOLVED by the Rapid City Common Council that the City of Rapid City fully supports the proposed Rapid City Good Samaritan Project and the awarding of low-income housing tax credits to help the Project become a reality.

DATED this 3rd day of February, 2014.

CITY OF RAPID CITY  
s/ Sam Kooiker  
Mayor

ATTEST:  
s/ Pauline Sumption  
Finance Officer

(SEAL)

Motion was made by Lewis, second by Scott to (No. LF012914-23) Authorize Mayor and Finance Officer to Sign Assignment of Proceeds of Real Estate Purchase Agreement by Dakota Heartland, Inc. to the City of Rapid City. In response to a question from Scott, Sumption addressed the status of the IDPF loan and the proceeds that the City will receive upon the sale of the property. Sumption addressed the structure of the IDPF loan agreements noting that the loan must be paid in full ten years following substantial completion. In response to a question from Scott, Sumption advised that the ten year term for this IDPF loan expires August 2014. Motion carried with Estes abstaining.

Motion was made by Lewis, second by Nordstrom to (No. LF012914-24) Award the RFP for publishing to the Rapid City Journal based on circulation and publication frequency. Sumption addressed the current level of publications placed with the Native Sun News noting that designating the Rapid City Journal as the official publication does not prohibit the utilization of the Native Sun News for non-time sensitive publications. In response to a question from Scott, Sumption advised that it would be difficult to selectively publish the council minutes based on relevancy to the end reader. Mayor Kooiker encouraged consideration of Option #1 to designate the Rapid City Journal as the official publication and permit non-time sensitive items such as the minutes and job notices to also be published in the Native Sun News.

Mayor Kooiker indicated that additional budget authority would be required to facilitate this option. Mayor Kooiker indicated that should the motion on the floor prevail, the City would continue to evaluate the feasibility of Option #1 during the 2015 budget cycle. Doyle expressed concern with the additional expense of Option #1 based on the limited readership of the Native Sun News. Estes expressed concern with the financial gap based on readership between the two publications. In response to a question from Scott, Sumption identified the items that could not be published in the Native Sun News due to time restrictions or budgetary constraints. Motion carried.

### **NON-CONSENT ITEMS**

#### ***Ordinances***

Ordinance No. 5978 (No. LF011514-13) Supplemental Appropriation No. 1 for 2014 having passed its first reading on January 21, 2014 motion was made by Lewis, second by Laurenti, that the title be read the second time. Upon vote being taken, the following voted AYE: Estes, Lewis, Doyle, Wright, Scott, Nordstrom, Clayton and Laurenti; NO: None; whereupon the Mayor declared the motion passed and Ordinance No. 5978 was declared duly passed upon its second reading.

Ordinance No. 5979 (No. LF011514-14) An Ordinance to Codify the Method for Calculating the General Fund Cash Reserve Balance by Amending Section 2.40.140 of the Rapid City Municipal Code having passed its first reading on January 21, 2014 motion was made by Lewis, second by Laurenti, that the title be read the second time. Scott advised that she would support the ordinance as presented and would reserve the right to revisit the issue should there be a need for the funds. Upon vote being taken, the following voted AYE: Estes, Lewis, Doyle, Wright, Scott, Nordstrom, Clayton and Laurenti; NO: None; whereupon the Mayor declared the motion passed and Ordinance No. 5979 was declared duly passed upon its second reading.

#### ***Legal & Finance Committee Items***

Motion was made by Laurenti, second by Wright and carried with Lewis abstaining to (No. LF012914-02) Confirm Appointment of Kevin Lewis to the RSVP Advisory Council.

Motion was made by Laurenti, second by Wright and carried to table (No. LF012914-25) Appointment of Bill Kessloff to the Compass Committee.

#### ***Public Works Committee Items***

Motion was made by Nordstrom, second by Scott and carried to (No. PW012814-13) Authorize staff to Advertise a Request for Proposals to Resurvey the West Boulevard Historic District.

Motion was made by Nordstrom, second by Scott and carried with Estes abstaining to (No. PW012814-10) Approve Resolution 2014-015 a Construction Fee Resolution for Prairie Meadows Subdivision, Water Main Oversizing Project DEV12-1130.

Resolution 2014-015  
CONSTRUCTION FEE RESOLUTION FOR PRAIRIE MEADOWS SUBDIVISION WATER MAIN  
OVERSIZING PROJECT DEV12-1130

WHEREAS, Section 13.04.190 of the Rapid City Municipal Code (RCMC) authorize the City Council to require properties benefited by the construction of water pipes or mains to pay their proportionate share of the cost to construct such water pipe or main prior to being allowed to connect to the City's water utility; and

WHEREAS, a 12" water main was extended in West Nike Road, Eli Drive and Giants Drive per Development Project No. DEV12-1130 and

WHEREAS, the water oversize cost of constructing this water main was \$62,777.41; and

WHEREAS, the City’s engineering staff has identified the total area that will benefit from construction of this water main, as shown on Exhibit A, which has been attached hereto and incorporated herein; and

WHEREAS, the City’s Public Works Director is recommending the cost to construct this main to be paid by the properties which will benefit from its construction prior to such properties being served by the City’s water utility; and

WHEREAS, the City’s Public Works Director is recommending the construction oversize cost be apportioned to the benefiting area shown on Exhibit A, based on the benefits that accrue to such property, and as such, should be established on a per-acre basis; and

WHEREAS, the City Council, having considered the recommendation of the City’s Public Works Director and having made such investigation as it finds necessary, determines that it is in the best interests of the City and its water utility that the owners of properties within the benefiting area should pay their proportionate share of the cost to construct this project on a per-acre basis.

NOW THEREFORE, BE IT RESOLVED, by the City of Rapid City, that prior to being allowed to connect to the City’s water system, the owners of property in the benefiting area shown in Exhibit A shall be required to pay a proportionate share of the cost of constructing the 12” water main shown in City Project No. DEV12-1130; and

BE IT FURTHER RESOLVED that the owners of the property shown on Exhibit A shall pay \$1,678.54 per acre to connect to the City’s water utility; and

BE IT FURTHER RESOLVED that all construction fees collected as established herein shall accrue to the water utility enterprise fund; and

BE IT FURTHER RESOLVED that such utility construction fees shall remain in effect until such time as the balance of the project costs totaling \$62,777.41 has been collected, at which time this Resolution and the utility construction fee shall automatically expire.

DATED this 3rd day of February, 2014.

CITY OF RAPID CITY  
s/ Sam Kooiker  
Mayor

ATTEST:  
s/ Pauline Sumption  
Finance Officer

(SEAL)

Motion was made by Wright, second by Nordstrom to approve an Emergency Declaration for the Journey Museum HVAC System repairs and to authorize funding in an amount not to exceed \$50,000 from the CIP Contingency fund. In response to a question from Laurenti, Nordstrom indicated that Council would receive a final report regarding the HVAC repairs. Sumption indicated that this is a city owned building and its maintenance is a city responsibility. Doyle advised that the final cost of the HVAC repairs would come to Council through the CIP Committee. Motion carried.

**Council Items & Liaison Reports**

Mayor Kooiker reopened public comment for Item #50. Ken Kirkeby (CC020314-04.1) urged support of the President's Plaza project noting the community need for the housing portion of the project. Mayor Kooiker closed public comment.

Wright introduced (No. CC020314-04.1) President's Plaza Report. A motion was made by Wright, second by Nordstrom that the agreements and statements set forth in the letters of January 15, 2014 from the President's Plaza, LLC and of January 24, 2014 from the City Council Subcommittee for President's Plaza, be incorporated, as appropriate, into an amended existing developer's agreement for President's Plaza and that the amended agreement be presented to the Legal & Finance Committee on Wednesday, February 26, 2014 and the City Council on Monday, March 3, 2014. Wright requested support for the motion to allow staff and the developer to evaluate the project for the purpose of moving it forward. In response to a question from Estes, Shafai indicated that the parking facility was included in the square footage calculation when the facility would be developer owned. Shafai clarified that with the elimination of the new market tax credits the parking facility would be deeded to the city. In response to a question from Estes, Shafai advised that the TIF revenues are subject to the final size of the facility. Noting the Council's unanimous support of the fourth amendment, Estes requested clarification of the project changes prompting the current request and recommended waiting for the new market tax credit announcement. Estes questioned the financial impact to the City should the project fail to meet the Destination Rapid City timetable. Estes recommended that the City be guaranteed full transparency should council approve the request. Doyle indicated that the motion only refers the information contained in the identified letters to staff for review and incorporation, if appropriate, into an amended developer's agreement. Wright addressed his conversation with the developer regarding moving the project forward noting the properties that would be added to the tax rolls upon completion of project. Wright clarified that the intent of the motion is to allow staff to evaluate the proposal. Laurenti requested clarification of the factors prompting the change noting that the need for additional funding was not discussed with the approval of the fourth amendment. Laurenti indicated that it was his understanding that if the new market tax credits were not awarded the developer would move forward with a scaled down project. Laurenti indicated that he could not support the request for additional taxpayer funding. Nordstrom indicated that the proposal is tentative and will be evaluated by staff. In response to a question from Nordstrom, Wright indicated that the additional funding will provide additional parking stalls and allow the project to start this year versus waiting for the new market tax credits. Estes questioned staff's ability to evaluate the project without solid numbers noting that the additional funding is a significant premium to pay for an early start date. Estes recommended waiting for the new market tax credit announcement. Wright expressed confidence that the information provided will allow staff to fully evaluate the project and encouraged the council to take advantage of this opportunity. Doyle requested clarification of the project changes prompting the new request. Shafai stated that all city funds will be directed to the public parking garage, property cleanup and underground placement of power lines noting that the developer will share equally in these costs. Shafai addressed the estimated cost per parking stall noting that fifty percent of that cost will be paid by the developer. Shafai stated that the City will have the right to ask questions regarding the funding mechanism and use of the public funds for the parking garage. Shafai stated that the project is a public/private partnership with the public component, the the parking garage, funded on an equal basis between the public/private partners. Shafai advised that the parking garage will be city owned noting that no consideration has been given to the revenues the parking facility will generate. Shafai thanked the subcommittee for their involvement in the project. Shafai stated that the factors prompting the revised request are the reduction in TIF income due to the District boundary reduction and the detrimental impact of the public comments made regarding the new market tax credits. Shafai indicated that the revised project will expedite the construction schedule bringing the parking garage online sooner. Doyle questioned the relevancy of the District footprint reduction as it occurred prior to the approval of the fourth amendment. In response to a question from Doyle, Shafai indicated that the critical change has been the controversy surrounding the new market tax credits noting that community impact and community support are award criteria. Estes recommended that the staff review include a parking study noting the parking requirements the project would be required to meet if built outside the Central Business District. Estes addressed his concerns regarding the ability of the project to ease downtown

parking issues in view of the project's parking demands. In response to a question from Nordstrom, Shafai reviewed the cost per parking stall noting that the parking garage will be city owned. Shafai clarified that the developer will be responsible for the repayment of the Tax Increment District noting the property values the project will add to the tax rolls. Shafai assured the Council that all public and private costs associated with the parking garage will be audited and certified. Nordstrom voiced support for the parking study recommendation to verify that the project will generate a net increase in the downtown public parking. Lewis called the question, Clayton voiced an objection; the motion to call the question failed for lack of a second. Clayton addressed the conflict between the intent of the motion and the ongoing discussion. In response to a question from Wright, Landeen advised that the motion lacks flexibility as it specifically directs staff to amend the Developer's Agreement based on the direction provided in the identified letters. Wright indicated that the intent is for staff to revise the agreement in conjunction with the developer noting the additional items that would be addressed with the revision. Clayton stated that the motion is inflexible as it restricts staff to the agreements established in the identified letters. Wright stated that the agreements established in the letters are intended as a starting point for discussions between staff and the developer in reviewing the project noting that he does anticipate that there will be changes to the developer and subcommittee proposals. In response to a question from Scott, Wright advised that Destination Rapid City has specific development timeframes and location noting that the project is eligible for the funding and that Destination Rapid City is willing to commit to the project. In response to a question from Scott, Wright stated that the Destination Rapid City requirements would be incorporated into the revised agreement. Clayton requested that the motion be amended to reflect the discussion on the request. An amendment motion was made by Wright, second by Nordstrom that the items expressed in the letters of January 15, 2014 from the President's Plaza, LLC and of January 24, 2014 from the City Council Subcommittee for President's Plaza, shall be used as a guide in the development of an amended developer's agreement for President's Plaza and that the amended agreement be presented to the Legal & Finance Committee on Wednesday, February 26, 2014 and the City Council on Monday, March 3, 2014. Estes requested clarification of the impact this action will have on the success of securing the new market tax credits. Noting the substantial fees associated with the program, Shafai advised that they have elected to not apply for the current round of credits. Shafai indicated that based on the December discussions it was assumed their application would be unsuccessful and if the revised project is approved they will not apply for the credits. In response to a question from Estes, Shafai stated that if the revised project is not approved they would apply for the next two rounds of credits which would delay construction to 2016. Doyle indicated that she was unaware of the decision to not apply for the current round of credits and ask if documentation was available to support the assumption of a diminished award opportunity. Shafai addressed the impact the previous discussions have had on the community impact and community support criteria. Shafai addressed the intentions to apply for future credits should this proposal be unsuccessful. Upon vote being taken the motion carried (6-2) with the following voted AYE: Doyle, Wright, Scott, Nordstrom, Clayton and Lewis; NO: Laurenti and Estes.

### ***Staff Items***

Sumption provided a brief report on the reimbursement levels the City has and will receive on the cleanup costs resulting from Storm Atlas noting that Grants Manager Dave Yuhas continues to work closely with FEMA to complete and submit the project worksheets. Motion was made by Scott, second by Laurenti to acknowledge the (No. CC020314-04.2) DHS/FEMA Funding for the City of Rapid City report.

### **CONSENT PUBLIC HEARING ITEMS**

The following item was removed from the Consent Public Hearing Items:

58. No. LF012914-16 – Resolution No. 2014-001B Levying Assessment for Cleanup of Miscellaneous Property

Motion was made by Lewis, second by Doyle and carried unanimously to approve Items 52 – 58 as they appear of the Consent Public Hearing Items with the exception of Item 58.

**Alcohol Licenses**

- 52. Sumo Corp DBA Sumo, 214 E St Joseph St for a Retail (on-off sale) Wine License
- 53. Sumo Corp DBA Sumo, 214 E St Joseph St for a Retail (on-off sale) Malt Beverage License
- 54. MG Oil Company DBA Corner Pantry, 2130 LaCrosse St for a Package (off-sale) Liquor License TRANSFER from Debra Erickson DBA Corner Pantry, 2130 LaCrosse St
- 55. Pennington County Democratic Party for a SPECIAL EVENT Wine and Malt Beverage License for an Event Scheduled for February 21, 2014 at Prairie Edge, 606 Main Street
- 56. Rapid City Library Foundation for a SPECIAL EVENT Wine License for an Event Scheduled for February 4, 2014 and March 4, 2014 at Rapid City Public Library, 610 Quincy Street
- 57. Performing Arts Center of Rapid City for a SPECIAL EVENT Wine and Malt Beverage License for Events Scheduled for February 14-15, 2014; February 21-23, 2014; March 1, 2014; March 21-23, 2014; March 26-30, 2014; April 12, 2014; May 9-11, 2014; and May 14-18, 2014 at the Performing Arts Center, 601 Columbus Street

END OF CONSENT PUBLIC HEARING CALENDAR

Sumption advised that payment has been received on Assessment Item #4 and requested its removal from the Assessment Roll. Motion was made by Lewis, second by Doyle and carried unanimously to Approve (No. LF012914-16) Resolution No. 2014-001B Levying Assessment for Cleanup of Miscellaneous Property as amended.

RESOLUTION NO. 2014-001B  
RESOLUTION LEVYING ASSESSMENT FOR CLEANUP OF MISCELLANEOUS PROPERTY

BE IT RESOLVED by the City Council of the City of Rapid City, South Dakota, as follows:

- 1. The City Council has made all investigations which it deems necessary and has found and determined that the amount which each lot or tract shall be benefited by the property cleanup is the amount stated in the proposed assessment roll.
- 2. The Assessment Roll for Cleanup of Miscellaneous Property is hereby approved and assessments thereby specified are levied against each and every lot, piece, or parcel of land thereby described.
- 3. Such assessments, unless paid within thirty (30) days after the filing of the assessment roll in the Office of the Finance Officer shall be collected by the City Finance Office in accordance with SDCL ch. 9-43, as amended, and shall be payable in one annual installment bearing interest at the rate not to exceed five percent (5%).

Dated this 3rd day of February, 2014.

CITY OF RAPID CITY  
s/ Sam Kooiker  
Mayor

ATTEST:  
s/ Pauline Sumption  
Finance Officer

(SEAL)

**BILLS**

The following bills have been audited:

BILL LIST - FEBRUARY 3, 2014

P/ROLL PERIOD END 01/11/14, PD 01/17/14	938,565.49
PIONEER BANK & TRUST, 01/11/14 P/ROLL TAXES, PD 01/17/14	220,501.23
WELLMARK INC, HEALTH CLAIMS THROUGH 01/17/14, PD 01/23/14	134,868.55
WELLMARK INC, HEALTH CLAIMS THROUGH 01/24/14, PD 01/30/14	130,338.67
FIRST ADMINISTRATORS, HEALTH & DENTAL CLAIMS THROUGH 01/20/14, PD 01/22/14	882.40
FIRST ADMINISTRATORS, HEALTH CLAIMS THROUGH 01/27/14, PD 01/29/14	756.42
WAGE WORKS, SECTION 125 CLAIMS THROUGH 01/21/14, PD 01/22/14	2,670.86
WAGE WORKS, SECTION 125 CLAIMS THROUGH 01/24/14, PD 01/28/14	7,232.82
SOUTH DAKOTA DEPARTMENT OF REVENUE, EXCISE TAX PAYABLE, PD 01/20/14	271.10
SOUTH DAKOTA DEPARTMENT OF REVENUE, SALES TAX PAYABLE, PD 01/20/14	35,533.70
SOUTH DAKOTA DEPARTMENT OF REVENUE, CCTR SALES TAX PAYABLE, PD 01/20/14	33,464.26
SD RETIREMENT SYSTEM SPECIAL PAY PLAN, SPECIAL PAY PLAN FEE-BRETSCH,KRUGJOHN,NUBER, PD 1/17/14	135.00
BANK WEST, TID44 MALL DRIVE, PD 01/20/14	112,508.71
BANK WEST, TID54 RAINBOW RIDGE, PD 01/20/14	23,922.70
BANK WEST, TID56 RUSHMORE CROSSING, PD 01/20/14	20,358.09
BANK WEST, TID63 COPPERFIELD VISTAS, PD 01/20/14	2,068.90
CITY OF RAPID CITY, TID42 ELK VALE/TIMMONS, PD 01/20/14	38,658.49
CITY OF RAPID CITY, TID56 RUSHMORE CROSSING, PD 01/20/14	3,877.73
FIRST INTERSTATE BANK, TID50 FEDERAL BEEF/FOUNDERS PARK DEV, PD 01/20/14	5,236.49
FIRST NATIONAL BANK, TID53 STONEY CREEK PLAZA, PD 01/20/14	588.23
MONTANA DAKOTA UTILITIES, NATURAL GAS, PD 01/27/14	89,574.37
BERKLEY RISK ADMINISTRATORS, ADDL CLAIMS, PD 01/24/14	10,000.00
BLACK HILLS POWER, ELECTRICITY, PD 01/28/14	29,270.67
COMPUTER BILL LIST	1,819,727.91
SUBTOTAL	3,661,012.79
RSVP, P/ROLL PERIOD END 01/11/14, PD 01/17/14	2,892.87
RSVP, PIONEER BANK & TRUST, 01/11/14 P/ROLL TAXES, PD 01/17/14	219.92
RSVP, RICOH USA, JAN14 COPIER	11.74
RSVP, WOW!, JAN14 PHONE,LD	8.39
TOTAL	3,664,145.71

Sumption presented the bill list total of \$3,664,145.71. Motion was made by Laurenti, second by Doyle and carried to authorize (No. CC020314-01) the Finance Officer to issue warrants or treasurers checks, drawn on proper funds, in payment thereof.

**ADJOURN**

There being no further business to come before the Council at this time, motion was made by Scott, second by Lewis and carried to adjourn the meeting at 8:55 p.m.

CITY OF RAPID CITY

ATTEST:

\_\_\_\_\_  
Finance Officer

\_\_\_\_\_  
Mayor

(SEAL)