

LEGAL AND FINANCE COMMITTEE MINUTES
Rapid City, South Dakota

December 13, 2017

A Legal and Finance Committee meeting was held at the City/School Administration Center in Rapid City, South Dakota, on Wednesday, December 13, 2017, at 12:30 p.m.

A quorum was determined with the following members answering the roll call: Amanda Scott, Laura Armstrong, and Becky Drury. Absent: Steve Laurenti and Chad Lewis.

(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 Armstrong, second by Drury and carried to adopt the agenda.

GENERAL PUBLIC COMMENT

None.

CONSENT ITEMS

Motion was made by Drury, second by Armstrong and carried to approve Items 1-14 as they appear on the Consent Items.

- 1) Approve Minutes for November 29, 2017

MAYOR'S ITEMS

- 2) LF121317-11 – Confirm the Reappointment of Michael Diedrich and New Appointment of Gary Brown to the Civic Center Board of Directors

POLICE DEPARTMENT

- 3) LF121317-16 – Authorize Mayor and Finance Officer to Sign Joint Cooperative Agreement Between the City of Rapid City and Western Dakota Technical Institute

FIRE DEPARTMENT

- 4) LF121317-03 – Authorize Mayor and Finance Officer to Sign the Joint Powers Agreement between the South Dakota Department of the Military and the City of Rapid City for Tree Thinning on Property Adjacent to West Camp Rapid
- 5) LF121317-14 – Approve Resolution No. 2017-118 a Resolution to Declare Fire Trucks Surplus

FINANCE DEPARTMENT

- 6) Acknowledge the Following Volunteers for Worker's Compensation Purposes: Joshua Garcia Hopp (RSVP+), Ann Maynard (RSVP+)
- 7) LF121317-02 – Approve Resolution No. 2017-112 a Resolution Declaring Miscellaneous Personal Property Surplus
- 8) LF121317-06 – Approve Resolution No. 2017-113A a Resolution Fixing Time and Place for Hearing on Assessment Roll for Cleanup of Miscellaneous Property
- 9) LF121317-13 – Acknowledge October 2017 Sales Tax Report

COMMUNITY RESOURCES

- 10) LF121317-09 – Approve Resolution No. 2017-117 a Resolution Creating New Positions of Accounts Receivable Manager and Grants Compliance, Financial Reporting and Asset Manager

METROPOLITAN PLANNING ORGANIZATION

- 11) 17TP030 – Approve No Cost Time Extension with Felsburg Holt & Ullevig for the Rapid City Area MPO Transit Feasibility Study

ATTORNEY'S OFFICE

- 12) LF121317-08 – Approve 2018 Insurance Renewals for Property, Liability, and Excess Workers Compensation
- 13) LF121317-10 – Authorize Mayor and Finance Officer to Sign Agreement Between the City of Rapid City and Rapid City Summer Nights, Inc. to Authorize Summer Nights Activities from 2018 to 2022
- 14) LF121317-15 – Authorize Mayor and Finance Officer to Sign an Agreement Between the City of Rapid City and Community Health Center of the Black Hills, Inc. for the Use of City Vision Funds to Complete the Construction of a Space within the Organizations Current Facility for a Mental Health Pod

END OF CONSENT CALENDAR

NON-CONSENT ITEMS – Items 15 - 19

Public Comment opened – Items 15 - 19
Public Comment closed

HISTORIC PRESERVATION COMMISSION

- 15) LF121317-12 – City Planner Sarah Hanzel requested a two week continuance of this item to allow the applicant to evaluate further options. Armstrong moved to continue Appeal the Denial for Alterations to the Historic Structure Located at 430 Main Street Pursuant to SDCL1-19A-11.1 and RCMC 17.54.080 (17CM007) to the December 27, 2017 Legal and Finance Committee meeting. Second by Drury. Motion carried.

FINANCE DEPARTMENT

- 16) LF121317-04 – Armstrong moved to approve Introduction and First Reading of Ordinance No. 6214 an Ordinance Regarding Supplemental Appropriation #5 for 2017. Second by Drury. Motion carried.
- 17) LF121317-05 – Armstrong moved to approve Introduction and First Reading of Ordinance No. 6215 an Ordinance Regarding Supplemental Appropriation #6 for 2017. Second by Drury. Motion carried.

CITY ATTORNEY'S OFFICE

- 18) LF121317-01 – Drury asked Police Chief Karl Jegeris to explain the proposed amendment to this ordinance. Chief Jegeris explained this is an update to the current ordinance in order to give the Police Department effectively regulate these types of businesses in the best interest of the public. License and Compliance Inspector Courtney Doerr presented a short presentation on the specifics regarding the update of this ordinance. 1) License Requirement Changes: Any person who has a financial interest in the business shall apply; All persons must be qualified (including background checks); An applicant must be updated if a new individual gains financial interest; No license will be issued to any person who has been convicted of certain felony crimes within the preceding five years, such as drug-related, weapon or crimes of violence charges. 2) License Revocation Changes: a license shall be revoked if a licensee is convicted of certain felony crimes, such as

December 13, 2017

drug-related, weapon or crimes of violence charges. 3) Record Keeping Requirements: an accurate and detailed description of each item; require photographs of all jewelry purchased or received; no items will be taken on pledge; a written declaration of the customer's ownership. 4) Prohibited Transaction Change: no property received shall violate State or Federal law. Jegeris added the Police Department mailed out notices to all current licensees to make them aware of these proposed changes and a few have called to add their thoughts and overall the industry understands the need to make these adjustments and are supportive. Drury moved to approve Introduction and First Reading of Ordinance No. 6213 an Ordinance Amending Chapter 5.36 of the Rapid City Municipal Code Relating to Pawnbrokers, Secondhand Dealers, and Gems and Precious Metals Dealers. Second by Armstrong. Motion carried.

- 19) LF121317-07 – Drury asked Police Chief Karl Jegeris to explain the proposed amendment to this ordinance. Chief Jegeris stated it is an update to the term “merchant security” since it is no longer a common term and it makes it more specific on how to distinguish the markings on a private security vehicles by utilizing the term security. It was the spirit of the past ordinance, it just was not as articulate as it needed to be in order for us to get compliance. It will also help the public differentiate between private security and law enforcement. Chief Jegeris also provided a copy of a letter of support received from the South Dakota Highway Patrol. Scott asked if this current letter's request taken into account when the ordinance was reviewed. Chief Jegeris stated it was considered and the ordinance reflects those changes. Drury moved to approve Introduction and First Reading of Ordinance No. 6216 an Ordinance Amending Section 5.52.130 of the Rapid City Municipal Code Relating to Merchant Security Vehicle Identification. Second by Armstrong. Motion carried.

ADJOURN

There being no further business to come before the Council at this time, motion was made by Drury, second by Armstrong and carried to adjourn the meeting at 12:49 p.m.