



CITY OF RAPID CITY

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MEMORANDUM

TO: Legal and Finance Committee
Mayor Sam Kooiker

FROM: Joel P. Landeen, City Attorney

DATE: March 28, 2012

RE: Ordinance for Completion of Projects Funded through the Rapid City Economic Development and Civic Improvement Fund

Greetings Committee Members,

Item number 19 on the Legal and Finance Committee agenda is second reading of an ordinance establishing a timeframe for completion of projects funded with money from the Vision Fund. The goal is that all future projects will enter into agreements establishing benchmarks and timelines. Projects approved in 2010 will have five years from the year they were programmed into the five year plan. The projects approved in 2005 will have until December 31, 2016. The ordinance and these dates came from the memo Pauline prepared. The Council directed that our office draft an ordinance based on her memo. When drafting the ordinance I discussed with Pauline whether it was appropriate to give the projects approved in 2005 until 2016 to be completed. Since I had specific direction and that was the date in her memo, I left it 2016. It is my understanding the date has no significance other than it provided approximately 5 years to complete the project from the Special Council meeting at which the memo was presented. At agenda review, I was asked to draft an amendment specifying a shorter time. I have prepared an updated draft which is attached. The new draft gives the projects approved in 2005 until December 31, 2013 to be under contract. I also added language which would allow for a longer timeframe if the projects entered into an agreement with the City which establishes specific completion dates/benchmarks for the project. We have already been contacted by representatives of Soccer Rapid City about possible agreements. If the committee is agreeable to the shorter timeframe/updated language you can recommend approval of the new draft and the updated ordinance will be linked to the Council agenda. If you do not support the

new language or the shorter time frame you can recommend approval of the original draft or a completely different one with whatever time frame you deem appropriate.

JPL/map