

LEGAL AND FINANCE COMMITTEE MINUTES
Rapid City, South Dakota

June 27, 2012

A Legal and Finance Committee meeting was held at the City/School Administration Center in Rapid City, South Dakota, on Wednesday, June 27, 2012, at 12:30 p.m.

A quorum was determined with the following members answering the roll call: Charity Doyle, Jordan Mason, Dave Davis, Bonny Petersen, and Steve Laurenti. 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

Motion was made by Doyle, second by Laurenti and carried to adopt the agenda with the following addition:

- 19) Mayor update on stationary

GENERAL PUBLIC COMMENT

Motion was made by Doyle, second by Petersen and carried to open the general public comment.

Motion was made by Doyle, second by Laurenti and carried to close the general public comment.

CONSENT ITEMS

Motion was made by Doyle, second by Petersen and carried to approve Items 1-13 as they appear on the Consent Items.

APPROVE MINUTES

- 1) Approve Minutes for June 13, 2012

SPECIAL ITEMS FROM THE PUBLIC

- 2) No. LF062712-01 - Sioux Falls Water Ski Club – Request Permission to Hold Ski Show on Canyon Lake on July 28, 2012, with an Alternative Date of July 29, 2012

MAYOR'S ITEMS

- 3) No. LF062712-03 – Acknowledge Letter from the Journey Museum

POLICE DEPARTMENT

- 3a) No. LF062712-13 – Acknowledge Report from Chief Allender Regarding Summer Nights Set-Up and Road Closure Times

FIRE DEPARTMENT

- 4) No. LF062712-02 - Authorize Staff to Advertise for Bids for Five Philips Monitors

FINANCE DEPARTMENT

- 5) Acknowledge the Following Volunteers for Worker's Compensation Purposes: Cindy Fox
- 6) No. LF062712-04 – Resolution No. 2012-073A Fixing Time and Place for Hearing on Assessment Roll for a Business Improvement District 2012
- 7) No. LF062712-05 – Resolution No. 2012-074A Fixing Time and Place for Hearing on Assessment Roll for Cleanup of Miscellaneous Property
- 8) No. LF062712-06 – Authorize Mayor and Finance Officer to Sign Engagement Letter with Ketel Thorstenson LLP for FY2011 Audit Services

COMMUNITY RESOURCES

- 9) No. LF062712-07 – Approve Cancellation of 2009 Memorandum of Understanding with Pennington County Sheriff Department

CITY ATTORNEY'S OFFICE

- 10) No. LF062712-08 – Resolution No. 2012-077 Amending the Plan for Projects to be Funded from the Rapid City Economic Development and Civic Improvements Fund
- 11) No. LF062712-09 - Acknowledge Raffle Request from ABANA
- 12) No. LF062712-10 – Acknowledge Raffle Request from Preventive Health Strategies
- 13) No. LF062712-11 – Acknowledge Raffle Request from South Dakota Youth Hunting Adventures

END OF CONSENT CALENDAR

NON-CONSENT ITEMS

Motion was made by Laurenti, second by Doyle and carried to open public comment on Items 14 – 18.

Andrew Scull said he would answer any questions the Committee has regarding 12OA004.

Motion was made by Laurenti, second by Petersen and carried to close public comment on Items 14 – 18.

ITEMS FROM ALDERMEN AND COMMITTEE REPORTS

- 14) No. LF020112-26A –Mason moved to approve Resolution No. 2012-070 Amending the Rapid City Code of Conduct for Elected Officials in Order to Incorporate Due Process as amended. Second by Laurenti. Motion carried.

COMMUNITY PLANNING & DEVELOPMENT SERVICES

- 15) 12OA004 – Doyle moved to approve Introduction and First Reading of Ordinance No. 5850 Permitting Temporary Quarries and Mining of Construction Aggregate and Rock to be Processed and Used in Construction as a Conditional Use within the General Agricultural Zoning District by amending Section 17.34.030 of the Rapid City Municipal Code. Second by Laurenti. Andrew

Scull said in similar communities, temporary mining of aggregate materials is an allowable use. There was not a place in the Rapid City Code where this is allowed. In working with Community Planning, they came up with a method to make this happen. After further discussion, a vote was taken and the motion carried.

- 16) No. LF062712-12 – Doyle moved to find that all feasible and prudent alternatives to the demolition of the garage at 908 South Street have been pursued and that all possible planning to minimize harm to historic property has taken place and moved to authorize the required notice to be forwarded to the State Historical Preservation Office, Office of History. Second by Davis. Motion carried. ***Place item on the Consent Calendar***

CITY ATTORNEY'S OFFICE

- 17) No. LF061312-18 – Petersen moved to approve Second Reading and Recommendation of Ordinance No. 5845 to Change the Terms and Criteria of the Life Safety Loan Program by Amending Chapter 3.28.020 of the Rapid City Municipal Code. Second by Doyle. Motion carried.
- 18) No. LF061312-19A – Petersen moved to approve Second Reading and Recommendation of Ordinance No. 5847 Imposing Additional Requirements for Projects Approved through the Rapid City Economic Development and Civic Improvements Fund (The "Vision Fund") by Amending Section 3.16.020 of the Rapid City Municipal Code. Second by Laurenti. Motion carried.

MAYOR'S ITEMS

- 19) Mayor Kooiker said in 2007 there was \$17,700 budgeted for office supplies which is the line item where letterhead, envelopes, business cards, stationary supplies, and cards in general come from. That figure went to \$19,000 in 2008 and back down to \$16,000 in 2009. In 2012, there was \$14,000 budgeted for office supplies. As of mid-June, his office has spent \$6,100 for office supplies. Doyle moved to acknowledge report regarding stationary. Second by Laurenti. Motion carried. ***Place item on the Consent Calendar***

ADJOURN

There being no further business to come before the Council at this time, motion was made by Doyle, second by Petersen and carried to adjourn the meeting at 12:57 p.m.