SPECIAL ELECTION AGREEMENT
City of Rapid City and Pennington County

This agreement is entered into between City of Rapid City, hereinafter referred to as the "City", and Pennington County, hereinafter referred to as the "County", both governmental subdivisions of the State of South Dakota, for the purpose of conducting a special election as provided under the provisions of SDCL 13-7-10.3 and 12-2-5.

The City of Rapid City approved the Rapid City Special Election to be conducted by Pennington County at its regular meeting on _____/_____/_____. Both entities are in agreement to hold a special election on September 13, 2011, with the Pennington County Auditor's Office conducting said election in those precincts for Ward Two of the City of Rapid City located in Pennington County. The City authorizes the staff of the County Auditor's Office to handle and tabulate the City ballots in those precincts and to forward the returns to the Assistant Finance Officer.

EFFECTIVE DATE: This agreement shall become effective on the date that all parties have signed the agreement.

PURPOSE: It is the purpose of this agreement for the parties to conduct their individually required elections in one combined election. The special election will be held on *September 13, 2011*. SDCL 9-13-1. A secondary election, if required, will be held on *October 4, 2011*. SDCL 9-13-26.1.

COST SHARING: The parties to this agreement shall share the costs of the combined election as set forth herein or a minimum of $250, whichever is more:

    The City shall initiate, publish and pay for its own required notices:
    1.   Notice of Vacancy Municipal (twice)
        a.   Municipal – SDCL 9-13-6 or 9-13-40 (5:02:04:06,
5:02:04:21);

    The County shall initiate and publish and apply costs to the entity for the following required notices:
    1.   Notice of Voter Registration Deadline (twice) (5:02:04:04);
    2.   Deadline for Filing Nominating Petition (5:02:04:17);
    3.   Notice of Combined Election (twice)(5:02:04:08);
    4.   Facsimile Ballot;
    5.   Notice of Testing of Automated Voting Equipment (5:02:09:01.01);
    6.   Notice of Secondary (Runoff) Election (5:02:04:13) and ballot
        (5:02:04:19), if necessary.

    The County shall layout the ballot in conjunction with vendors Elections Systems & Software and Synergy Inc. using the information provided by the City.

The City shall provide a Certificate of Ballot certifying races and language to be placed on the ballot.

The City agrees to reimburse the County on a cost-share basis for the costs of ballot stock, printing, programming, layout, absentee costs, rent, publications, postage, precinct boards, supplies and temporary/full time staff.

ABSENTEE/EARLY BALLOTS: Absentee/Early Ballots shall be available at the Office of the County Auditor for voters in the precincts in Pennington County who wish to vote absentee or early. Absentee costs including postage and forms will be assessed on a cost per absentee voter per district basis.

SECONDARY ELECTION AND/OR RECOUNT: All costs for a Secondary (run-off) election will be borne fully by the entity requiring a run-off and will include Auditor's and staff wages. All costs for a recount will be borne fully by the entity requiring a recount and will include Auditor's and staff wages.

RECORDS RETENTION AND DESTRUCTION: Pennington County shall maintain official election records as required for non-federal elections for 60 days.

CANVASSING OF THE VOTE: The County shall forward copies of the precinct-by-precinct Unofficial Returns the day after the Election by **fax to 394-2232** (please fill in fax number). Each entity shall perform its own official canvass. Provisional ballots are not evaluated, finalized or counted until the day the Provisional Ballot Counting Board meets, which is scheduled for the day after the election, 2011.

Dated this _____ day of _____, 2011 in Rapid City, South Dakota.

_____
Julie A. Pearson, Auditor

(SEAL)   Pennington County

Dated this _____ day of _____, 2011 in _____, South Dakota.

ATTEST

_____   _____
Sam Kooiker, Mayor   Pauline Sumption   Finance Officer
                                                             City of Rapid City
                                                             300 6th Street
                                                             Rapid City, SD 57701

(SEAL)