

Jason R. Gilmore
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Sioux Falls, SD 57108
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02-11-08

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Robert Ellis,

I am writing to you in regards to the telephone conversation that we had about the rock that was lodged in my rental property's curb box. I would like this issue to be addressed at the April 1st 2008 Public Works Committee Agenda. Then following the 1st of April, I would like this to be addressed at the April 7th 2008 City Council Meeting.

I received a letter from the City of Rapid City's Water division that was dated the 14th of December 2007. In that letter they informed me that there was a rock lodged in the curb box of my rental property located at 117 E. Nevada Drive, Rapid City, SD 57701. I then took the proper steps to find out what this was and got it taken care of by two different contractors.

The first contractor was Duffield Construction. John Duffield, who was the contact for this company, told me that the rock was too large to be pulled up the pipe of the curb box and out, so they moved it as much as they could with a special machine. While in process of moving the rock they were able to move it down further, he said about another 18 inches, and they stopped. He said that he didn't want to go any further because they didn't know how far they would go. (Their final bill was \$216.84)

After our conversations I was confused at their findings so I then contacted Connie at the Rapid City Water Division. Connie sent out an inspector the next day to look at it and they said that they were not sure what the deal was, but it looked like there might be a sink hole under the sidewalk. I then also contacted Chip at City Maintenance and asked who the contractor that installed the curb box was. He told me that the contractor was Taylor Bothers, and that it was installed in 1966. Also he said that Taylor Brothers no longer existed.

I then got in touch with Grizzly Excavating to dig up and repair the curb box. After completion of the project Dan Early with Grizzly Excavating called me and told me that this was the strangest thing that he has seen in a while. The top three feet of the curb box was not connected to the bottom three feet of the curb box that connects to the water shut off valve for the property. He also said the top half was a foot and a half to the side of the bottom half. He said that the only way that this could have happened is if the contractor who put it in installed it wrong. Since the contractor that put it in has not been in business for quite some time, we couldn't go back and ask them to pay for the repairs. Dan Early told me that if you needed to contact him for any information on this to call him. His cell phone number is (605) 430-1111. (Also, their final bill was \$1,464.18)

My request is that since the city is responsible for inspecting the curb box at the time of construction, and each time the property is sold, and since it was installed wrong, and since the curb box was installed over 41 years ago and this is the first time it was dealt with since that time, that the city would pay for the total cost of the repair for the curb box repair (\$1,681.02). I am sending a copy of both bills for your convenience. Thank you so much for your attentiveness to this matter! My family really appreciates it!

Sincerely,

Jason R. Gilmore

RECEIVED

MAR 10 2008

ENGINEERING DIVISION

ONE

GRIFFIN CONSTRUCTION, INC.
3060 N. MAINES AVENUE
RAPID CITY, SD 57701-9479
(605) 348-8009
(605) 348-9793

10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31

1/26/2008 3323

Due on receipt

01-15-08		
3.5 vac trailer with pickup	125.00	457.50
Vac trailer with pickup (discount)	-225.00	-225.00
Excise tax	2.041%	4.34

Handwritten signature

TOTAL DUE

\$216.84

\$216.84

TOTAL

Handwritten signature

4.34	2.041%	Excise Tax
-225.00	-225.00	Vac trailer with pickup (discount)
437.50	125.00	3.5 Vac trailer with pickup

01-15-08

Due on receipt

Josh Gilmore
 6007 S CHIT Avenue
 Sioux Falls, SD 57108

1/28/2008 3525

3060 N. HAINES AVENUE
 RAPID CITY, SD 57701-9479
 (605) 348-8884
 FAX: (605) 348-8992

DUFFIELD CONSTRUCTION, INC.



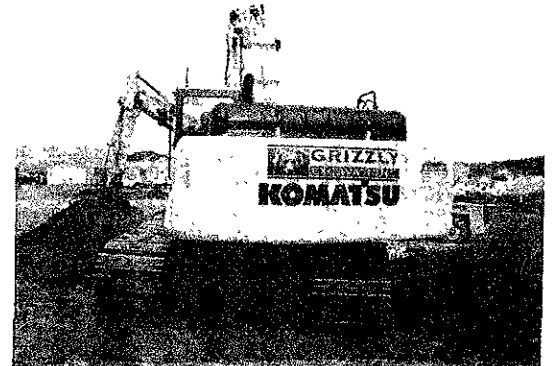
GRIZZLY EXCAVATION II

INVOICE



Date	Invoice #
1/28/2008	319

2555 EMERSON LANE
 RAPID CITY, S.D. 57701
 FAX # 1-605-721-4540



Bill To
 JASON GILMORE
 6007 S CLIFF AVE. APT # 112
 SIOUX FALLS, SD 57108

P.O. No.	Terms	Project

Item	Description	Quantity	Rate	Amount
PROJECT	WATER SERVICE REPAIR : 117 E NEVADA ST. RAPID CITY, SD		0.00	0.00T
EXCAVATION	EXCAVATION : PC 35 EXCAVATOR W/ MAN , 5 HRS. @ \$ 75.00 PER HR	5	75.00	375.00
EXCAVATION	EXCAVATION : 250 LOADER W/MAN , 1 HR. @ \$ 80.00 PER HR.	1	80.00	80.00
PERMIT	PERMIT - CITY RIGHT TO WORK PERMIT	1	25.00	25.00T
EXCAVATION	BACKFILL : WACKER PACKER	1	60.00	60.00
LABOR	LABOR : ROD 8 HRS , SHANE 8 HRS , KAY 4 HRS , TOTAL HRS.= 20 HRS @ \$ 40.00 PER HR.	20	40.00	800.00T
MISC.	REPAIR PARTS	1	41.31	41.31T
TAX	SALES TAX = 6 %	1	82.87	82.87T

Thank you for your business. STEVE LHOTAK

Phone # 1-605-430-0395

Subtotal	\$1,464.18
Sales Tax ()	\$0.00
Total	\$1,464.18