

## **BUTTE COUNTY REGIONAL RAILROAD AUTHORITY COMMISSION**

**Annual Meeting Minutes**

**April 30, 2014 3:30 p.m.**

**Butte County Courthouse Belle Fourche, South Dakota**

.018 Roll Call & Meeting Call to Order - Chairperson Stan Harms - Meeting was called to order

Commissioners Present: Stan Harms, David Pummel, Wade Pehl

Others Present: Sharon Minns, City Finance Officer, Ryan Kavan, City Engineer, Bob Morris, with the Bob Morris Law Firm and Jim Doolittle

.019 Approve Minutes of the April 23, 2013 Special Meeting

Motion by Pehl, seconded by Pummel to approve the Minutes. Motion carried.

.020 Belle Fourche Industrial and Rail Park Updates - Ryan Kavan, City Engineer

- a) Construction – Is completed except for future potential updates (curb and surfacing) to Beadle Court and Busfield Drive. Also street lights are expected to be installed in the near future.
- b) Permian – Building on their site is completed (mostly). Now installing equipment. Will be ready for a mid June 2014 opening. Expected to hire up to 50 people.
- c) Rail Design – Working with Terra Tec, the rail design firm to get the initial design plans completed. Will be hosting a Public forum on May 7<sup>th</sup> to get input from the public and stakeholders. Will bring up the “Y” rail; To see if it’s a workable solution to move the switching station in downtown Belle Fourche up to the proposed new rail yard-- to get input from G&W (Genesee & Wyoming), as well as from Canadian Pacific.
- d) Other – N/A

.021 Discussion regarding future role of Butte County Railroad Authority

- a) Management - The city is managing the design process. If and when the rail is built the plan would be to turn management of the rail over to the Rail Authority. The city will have the final say on who will manage the rail yard.
- b) Fees - Once Terra Tec is complete with their marketing study they will be able to provide "the way forward" plan on what fees we could charge, and how we could sustain the operations of the rail yard. The city is looking at trying to get matching grant funds in the amount of \$400,000. The city would not have to come up with any extra funds as they could "match" the grant with what they would spend to build the rail.
- c) Other - N

.022 Election of Officers: The following officers were nominated

Stan Harms - Chairperson  
Gary Hendrickson - Vice Chair  
David Pummel - Secretary – Treasurer  
Wade Pehl – At Large

Bob Morris gave instructions to the commissioners that the At-Large position held by Wade Pehl should be ratified by the City Council and County Commissioners. A motion was made by Pehl, and seconded by Pummel to approve the nomination of the officers. The motion carried.

.023 Staggered Terms for Commissioner Appointments – Bob Morris gave instructions to the commissioners that the elected officers terms be staggered. He also indicated the staggered terms of the Rail Authority Commissioners should be ratified by the City Council and County Commissioners.

Butte County – 3 year term – Kim Kling – Term: January 8, 2014 – January 11, 2017  
Butte County – 2 year term – Stan Harms – Term: January 8, 2014 - January 13, 2016

City of Belle Fourche – 3 year term – Gary Hendrickson – Term: January 8, 2014 – January 11, 2017  
City of Belle Fourche – 2 year term – David Pummel – Term: January 8, 2014 - January 13, 2016

A motion was made by Pummel, and seconded by Pehl to stagger the terms for the commissioners as voted on.

.024 Other Business – Bob Morris gave instructions to the commissioners that his law firm is the new Registered Agent for the Butte County, which is the Bob Morris Law Firm. The old Registered Agent was Day Morris Law Firm LLP. Bob recommended this be ratified by the City Council and County Commissioners.

A motion was made by Pehl and seconded by Pummel to approve the change of Registered Agent from Day Morris Law Firm LLP to Bob Morris Law Firm.

.025 Next meeting date – It was decided by the commissioners present we would meet next on June 18, 2014 at 3:30 PM.

.026- Adjournment – A motion was made by Pummel, and seconded by Pehl to adjourn the meeting at 4:25 p.m.

