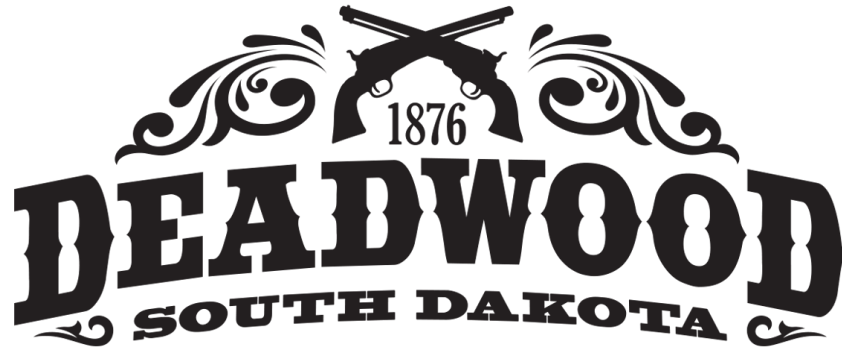




# **TAX INCREMENT FINANCE DISTRICT #14**

**Submitted by:  
TRD, LLC**

**November 2021**

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## INTRODUCTION – THE PROJECT

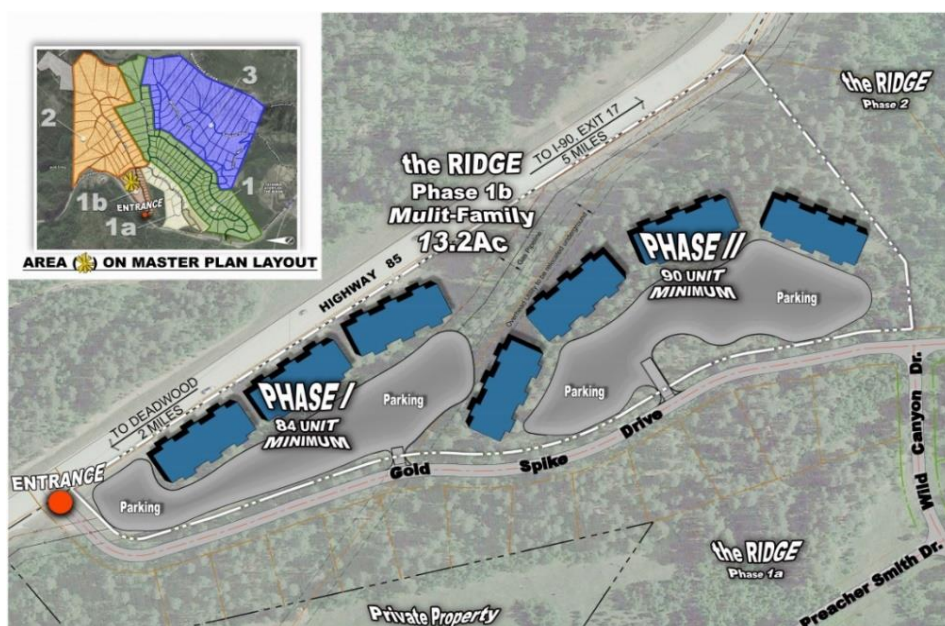
Tax Increment Financing (TIF) is an incentive utilized by local governments to attract private development and investment. New investment equals new jobs, more customers, and in turn, more investment opportunity. The incentive can also help attract and retain existing businesses and workers that might otherwise find more attractive options elsewhere. The jobs and additional investment, both private and public, mean more money for the community. Tax Increment Financing helps to overcome costs that often prevent redevelopment and private investment from occurring in the community. As a result, the TIF area itself improves and property values increase.

Specifically, money for improvements and other incentives comes from the growth in property valuations and the corresponding property tax revenues — the tax increment. A tax increment is the difference between the amount of property valuation present within the TIF district before TIF district designation and the amount of property valuation increase due to the creation of a TIF district. Property taxes collected on the original valuation existing in the TIF at the time of its designation continue to be distributed to the city, school district, county and all other taxing districts in the same manner as if the TIF district did not exist. Only property taxes collected as a result of the incremental increase in the value of these properties after formation of the TIF district are available for use by the counties or cities to fund project costs in the TIF district.

In addition to increasing property valuation, creating a Tax Increment District for the benefit of economic development can mean retaining and creating more jobs. Today's business climate allows corporations the flexibility to call any state in the union their home. It is up to local communities to attract and retain companies to their communities. Using Tax Increment Financing is one of the most powerful economic development tools to help communities achieve their goals.

A local government, per South Dakota Codified Law, Chapter 11-9, can designate a specific area within its boundaries as a redevelopment area appropriate for a TIF district and prepare a plan for development. TIF projects must be recommended for approval by the County or City Planning Commission and the County or City Commission.

The primary objective of TIF #14 is to create a housing development that will boast a commercial component along Highway 85 to augment the growing interest around the Black Hills and especially the City of Deadwood. The development will include a mix of both residential homes, multi-family and workforce housing, and a retail/commercial element.



Affordable housing is important to the economic vitality of communities. It can attract and retain employees to a community, a selling point for area employers. Affordable homes also support the local workforce so they can live close to their jobs. Based upon the Deadwood-Lead Housing Study, most Deadwood residents were working close to their home, with nearly 54% having a travel time that was less than 10 minutes. Fewer than 20% of Deadwood's residents were traveling 20 minutes or more for employment. Shorter commutes allow workers to spend more time with their families while the community benefits from reduction in traffic congestion, air pollution, and expenditures on roads.

Although Deadwood has seen a slow decrease in population over the last few decades, the housing study estimates that the trend will start to reverse over the next several years. The Deadwood area has many assets including a K-12 school, several large employers, a Downtown Commercial District, health facilities, recreational and tourism opportunities, historic buildings, natural amenities, etc. These are strong assets that make Deadwood desirable to live in and are key components to the city's long-term success and viability.

With an increase in families moving to Deadwood there will be a demand for housing. While the existing housing stock is affordable, much is in need of improvements to meet expectations of potential buyers. This is why, in a revitalizing community such as Deadwood, the construction of dependable, affordable homes is so critical. Not only will it meet the demand needed for more households, it can also help to stimulate economic growth. A healthy mix of housing options ensures opportunities for all individuals to improve their economic situation and contribute to their communities.

Deadwood's central location in the Black Hills makes it a prime location for visitors. The City offers a rich history offering a multitude of personal and guided tours, an exciting nightlife, the primary gaming center of the state, and various recreational activities, including campgrounds, hiking, and biking. Visitors to a city create a direct economic value within multiple sectors of the economy by staying at hotels, eating at restaurants, and shopping. This in turn supports jobs, wages, and taxes within the area. The induced effect is that the employees whose wages are generated directly or indirectly by visitors will spend their wages in the community, thus further boosting local economic vitality.

Investing in the community and its infrastructure will make the City desirable to live in which is a key component to the city's long-term success and viability.

It must be noted that the TIF WILL NOT directly benefit the homes or businesses that will be established in the Project area. Rather, it will be the increment from these properties that will be used to make the needed infrastructure improvements to develop the area.

## PURPOSE & GENERAL DEFINITIONS

The property upon which this Tax Incremental District (TID) is proposed to be implemented is located within City of Deadwood, South Dakota.

As such, the creation of City of Deadwood TIF #14 shall be conditioned upon the creation of the District by resolution, and the establishment of the TID boundaries and recommended approval of the TID Project plan by the City of Deadwood.

The purpose of this Plan, to be implemented by the City of Deadwood, South Dakota is to satisfy the requirements for a Tax Increment District Number 14 as specified in SDCL Chapter 11-9. The principal purpose of the Plan is to define eligible property and to define a Tax Increment Plan for funding eligible activities in an eligible area of the City. The Plan will describe the boundary, estimated costs, feasibility and fiscal impact of the District.

This Plan was prepared for adoption by the City Commissioners in recognition that the area requires a coordinated, cooperative strategy, with financing possibilities, to promote economic development and accomplish the City's development objectives for improving the continued viability by promoting economic development within the county and region.

The driving interest in the establishment of this Plan is to offer tax increment financing as a tool to stimulate and leverage private sector development and redevelopment, and to promote economic development throughout the District.

The intention of this TIF Project is to provide the necessary infrastructure related to the construction of a residential development and a commercial retail area.

### **General Definitions**

The following terms found in this Plan are defined as the following:

**"Base" or "Tax Incremental Base"** means the aggregate assessed value of all taxable property located within a Tax Incremental District on the date the district is created, as determined by SDCL § 11-9-20.

**"Blighted or Economic Development"** SDCL § 11-9-8.

(1) Not less than twenty-five percent, by area, of the real property within the district is a blighted area or not less than fifty percent, by area, of the real property within the district will stimulate and develop the general economic welfare and prosperity of the state through the promotion and advancement of industrial, commercial, manufacturing, agricultural, or natural resources; and

(2) The improvement of the area is likely to enhance significantly the value of substantially all of the other real property in the district

**"City Commission"** means the City Commission of Deadwood, South Dakota

***“Calendar Year”*** means the starting date of January 1 to an ending date of December 31st.

***“Department of Revenue”*** means the South Dakota Department of Revenue.

***“Developer”*** means TRD, LLC

***“Developer’s Agreement”*** means the agreement between Developer and City of Deadwood concerning this Tax Incremental District.

***“District”*** means the Tax Incremental District.

***“Economic Development”*** means all powers expressly granted and reasonably inferred pursuant to SDCL § 9-54.

***“Fiscal year”*** means that fiscal year for City of Deadwood

***“Generally Applicable Taxes”*** shall have the same meaning as set forth in 26 CFR § 1.141-4(e).

***“Governing body”*** means City of Deadwood, South Dakota

***“Grant”*** means the transfer for a governmental purpose of money or property to a transferee that is not a related party to or an agent of the municipality;

***“Infrastructure Improvements”*** means a street, road, sidewalk, parking facility, pedestrian mall, alley, bridge, sewer, sewage treatment plant, property designed to reduce, eliminate, or prevent the spread of identified soil or groundwater contamination, drainage system, waterway, waterline, water storage facility, rail line, utility line or pipeline, or other similar or related structure or improvement, together with necessary easements for the structure or improvement, for the benefit of or for the protection of the health, welfare, or safety of the public generally.

***“Planning Commission”*** means the City of Deadwood Planning Commission

***“Plan”*** means this Project Plan.

***“Project Costs”*** means any expenditure or monetary obligations by City of Deadwood, whether made, estimated to be made, incurred or estimated to be incurred, which are listed as Project Costs herein will include any costs incidental thereto but diminished by any income, special assessments, or other revenues, other than tax increments, received, or reasonably expected to be received, by City of Deadwood in connection with the implementation of this Plan.

***“Project Plan”*** means a properly approved Plan for the development or redevelopment of a tax incremental district including all properly approved amendments thereto as recommended pursuant to SDCL § 11-9-13.

***“Public Works”*** means the Infrastructure Improvements, the acquisition by purchase or condemnation of real and personal property within the Tax Incremental District and the sale, lease, or other disposition of such property to private individuals, partnerships, corporations, or other entities at a price less than the cost of such acquisition which benefit or further the health, safety, welfare and economic development of the City and Project Costs.

**"Taxable Property"** means all real taxable property located in a Tax Incremental District.

**"Tax Incremental District"** means a contiguous geographic area within a City defined and created by resolution of the governing body and named City of Deadwood Tax Incremental District #14.

**"Tax Increment Valuation"** is the total value of the Tax Incremental District minus the tax incremental base pursuant to § 11-9-19.

**"Tax Increment Law"** means South Dakota Codified Laws Chapter 11-9.

# CREATION OF CITY OF DEADWOOD TAX INCREMENT DISTRICT

## #14

Representatives of the Developer have approached officials of City of Deadwood regarding the possibility of creating a Tax Incremental Financing District ("TID") to assist in the Project Costs within the Plan on land located within City of Deadwood.

The TID will consist of creating a new development and all necessary infrastructure needed in an undeveloped area that is currently on the northern side of the City of Deadwood. Once developed, the area will be the site of a residential and multi-family housing area and a retail/commercial development. A healthy mix of housing options ensures opportunities for all individuals to improve their economic situation and contribute to their communities. Visitors to a city create a direct economic value within multiple sectors of the economy by staying at hotels, eating at restaurants, and shopping, boosting local economic vitality.

Investing in the community and its infrastructure will make the City desirable to live in which is a key component to the city's long-term success and viability.

### **Property Within Tax Increment #14**

The real property to be located within the Tax Increment District is within City of Deadwood, described as follows:

Preacher Smith Tract, in the City of Deadwood, Lawrence County, SD

Lot 1 & 2, Block 1B of The Ridge Development

## TAXABLE VALUE OF CITY OF DEADWOOD

State law requires that tax increment districts cannot exceed ten percent of the taxable value of a municipality. The 2021 Taxes Payable value for City of Deadwood is \$230,465,448. The base value of the taxable property for inclusion into this Tax Incremental District #14, as estimated but not yet verified by Lawrence County Director of Equalization, is \$125,050

11-9-7. Maximum percentage of taxable property in municipality permitted in districts. In order to implement the provisions of this chapter, the resolution required by § 11-9-5 shall contain a finding that the aggregate assessed value of the taxable property in the district plus the **tax incremental base of all other existing districts does not exceed ten percent** of the total assessed value of taxable property in the municipality.

| CITY OF DEADWOOD             |    |               |
|------------------------------|----|---------------|
| Tax Increment District       |    | Base Value    |
| 6                            | \$ | 141,353.00    |
| 8                            | \$ | 883,125.00    |
| 9                            | \$ | 9,602,165.00  |
| 10                           | \$ | 1,664,099.00  |
| 11                           | \$ | 2,929,065.00  |
| 12                           | \$ | 32,145.00     |
| 13                           | \$ | 32,737.00     |
| 14                           | \$ | 125,050.00    |
| Total of ALL Base Valuations | \$ | 15,409,739.00 |

City of Deadwood Valuation \$230,465,448

All TIF Base Values must be less than 10% \$23,046,544.80

There are currently seven active TIF districts in City of Deadwood. Using the estimates provided for TID #14, the value of all existing Tax Increment Districts combined is approximately 6.69 % of the total 2021 Taxable Valuation.

## KIND, NUMBER, LOCATION, AND DETAILED COSTS OF PROPOSED PUBLIC WORKS AND IMPROVEMENTS – SDCL § 11-9-13(1)

In order to implement the provisions of SDCL Chapter 11-9, the following are Project Costs and expenditures made or estimated to be made and the monetary obligations incurred or estimated to be incurred. The Project Costs include capital costs, financing costs, real property assembly costs, professional fee costs, imputed administration costs, relocation costs, organizational costs, discretionary costs and grants, plus any costs incidental thereto.

All Project Costs are found to be necessary and convenient to the creation of the Tax Incremental District and its implementation. The project constitutes economic development which is a proper public purpose of the City. The City exercises the powers expressly stated in and reasonably inferred by SDCL §11-9-15 and Chapter 9-54. The City shall enter into all contracts in accordance with South Dakota Law.

### Costs of Public Works and Improvements

In accordance with SDCL § 11-9-14 the following is the kind, number, location and dollar amount of estimated Project Costs, costs of public works and improvements.

The following are estimated costs of the Project:

| Kind of Project                                                     | Location <sup>1</sup> | Amount              | Reference <sup>2</sup> |
|---------------------------------------------------------------------|-----------------------|---------------------|------------------------|
| Capital Costs (Street, Water, Sewer, Infrastructure) land / grading | District              | \$0                 | 11-9-15(1)             |
| Financing Costs                                                     | District              | \$0                 | 11-9-15(2)             |
| Real Property Assembly                                              | District              | \$0                 | 11-9-15(3)             |
| Professional Fees                                                   | District              | \$0                 | 11-9-15(4)             |
| Administrative Costs                                                | District              | \$1,250,000         | 11-9-15(5)             |
| Relocation Costs                                                    | District              | \$0                 | 11-9-15(6)             |
| Organizational Costs                                                | District              | \$0                 | 11-9-15(7)             |
| Discretionary Costs and Grants                                      | District              | \$11,250,000        | 11-9-15(8)             |
| <b>Eligible Project Costs</b>                                       |                       | <b>\$12,500,000</b> |                        |

*\*further breakout of the costs are defined on the following page\**

The above are estimates of the costs involved in the project; the final total may be greater or smaller. An itemized listing of the estimated costs is set forth on Schedule 1. Because the cost estimates are only projected expenditures, the total authorized TID costs is expected to be \$12,500,000. This amount is the controlling value with respect to authorized TID Project Costs rather than the particular line item amounts contained in the above Chart and Schedule 1. The line item categories proposed are for guidance only, and actual costs will be determined upon completion of the improvements. The above total represents eligible Project Costs and is classified as a Grant to the Developer. The conditions of the Grant will be further defined in the Developer's Agreement. Only such amounts as are feasible will be allowed by the City.

<sup>1</sup> District shall mean the Tax Increment District.

<sup>2</sup> SDCL §11-9-15 (1) Capital costs, including the actual costs of the construction of public works or improvements, buildings, structures, and permanent fixtures; the demolition, alteration, remodeling, repair, or reconstruction of existing buildings, structures, and permanent fixtures; the acquisition of equipment; the clearing and grading of land; and the amount of interest payable on tax incremental bonds or notes issued pursuant to this chapter until such time as positive tax increments to be received from the district, as estimated by the Project Plan, are sufficient to pay the principal of and interest on the tax incremental bonds or notes when due;

(2) Financing costs, including all interest paid to holders of evidences of indebtedness issued to pay for Project Costs, any premium paid over the principal amount thereof because of the redemption of such obligations prior to maturity and a reserve for the payment of principal of and interest on such obligations in an amount determined by the governing body to be reasonably required for the marketability of such obligations;

(3) Real property assembly costs, including the actual cost of the acquisition by a municipality of real or personal property within a tax incremental district less any proceeds to be received by the municipality from the sale, lease, or other disposition of such property pursuant to a Project Plan;

(4) Professional service costs, including those costs incurred for architectural, planning, engineering, and legal advice and services;

(5) Imputed administrative costs, including reasonable charges for the time spent by municipal employees in connection with the implementation of a Project Plan;

(6) Relocation costs;

(7) Organizational costs, including the costs of conducting environmental impact and other studies and the costs of informing the public of the creation of tax incremental districts and the implementation of project plans; and

(8) Payments and grants made, at the discretion of the governing body, which are found to be necessary or convenient to the creation of tax incremental districts or the implementation of project plans.

The following chart further defines how the costs will be allocated and reimbursed under the Discretionary Costs and Grants SDCL 11-9-14

| Tax Increment Financing District #14                                                   |           |                   |                         |
|----------------------------------------------------------------------------------------|-----------|-------------------|-------------------------|
| Description                                                                            |           | Eligible          | Requested Reimbursement |
| Phase 1                                                                                |           |                   |                         |
| Ridge Drive                                                                            | \$        | 5,023,043         | \$ 3,858,000            |
| Wild Canyon Drive                                                                      | \$        | 2,200,154         | \$ 1,000,000            |
| Phase 1a                                                                               |           |                   |                         |
| Commercial Mixed Use                                                                   | \$        | 3,927,000         | \$ 1,800,000            |
| Phase 1b                                                                               |           |                   |                         |
| Gold Spike (Multi Family)                                                              | \$        | 2,592,000         | \$ 2,592,000            |
| DOT Turn Lanes                                                                         | \$        | 2,000,000         | \$ 2,000,000            |
| Engineering, platting,<br>construction docs, survey,<br>platting, geotech, const admin | \$        | 950,000           | \$0                     |
| City of Deadwood Admin Fee                                                             | \$        | 1,250,000         | \$ 1,250,000            |
| <b>TOTAL</b>                                                                           | <b>\$</b> | <b>17,942,197</b> | <b>\$ 12,500,000</b>    |

*Refer to Schedule 1 for project descriptive costs provided by the Engineer.*

### **Conditions of the Developer Agreement relating to Constitutional Debt**

It is specifically a condition of the proposed Developer's Agreement that the City's obligation to pay is limited to the proceeds of the positive tax increment from the TID receipted into the TIF Fund. The obligation of the City to pay pursuant to the proposed Agreement does not constitute a general indebtedness of the City or a charge against the City's general taxing power. The provisions of SDCL § 11-9-36 are specifically incorporated within the Agreement by reference. It is also to be specifically agreed that the City has made no representation that the proceeds from such Fund shall be sufficient to retire any indebtedness incurred by Developer. The parties further acknowledge that SDCL § 11-9-25 limits the duration of allocation of the positive tax increment payments and the fund created by the TID.

Additionally, the City's obligations to make the payments set forth in the proposed Agreement shall be lawfully made from funds to be budgeted and appropriated on an ANNUAL BASIS for that purpose during the City's then current fiscal year, thus not counting towards Constitutional Debt. If at any time during the term of this Agreement, the governing body of the City shall fail or refuse to approve or authorize the funds due hereunder, then the Agreement shall terminate upon the end of the fiscal year for which funds were approved or authorized, without penalty to the City. The City's obligation hereunder shall not in any way be construed to be a debt of the City in contravention of any applicable constitutional or statutory limitation or requirement concerning the creation of indebtedness by the City, nor shall anything contained herein constitute a pledge of the general credit, tax revenues, funds or moneys of the City. Notwithstanding anything to the contrary contained in the proposed Agreement, the City hereby acknowledges and agrees that the obligations of the City under this Agreement are a material inducement for Developer to incur various development and construct improvements upon the TID property and the failure to pay tax increment to Developer will be financially detrimental to future improvements on said property.

It is further understood that the amount of \$12,500,000 will be the maximum amount the City will ever pass on acting as a conduit for TIF #14. This amount will include any and all interest associated with the debt and the controlling value of the TIF will never pay more than \$12,500,000. All TIF revenue, per the terms of the Agreement, will be passed onto the Developer until the full amount has been paid or 20 years from the year of creation, whichever happens first. It is also understood that of the \$12,500,000, \$2,000,000 will be restricted for the possible use of constructing turn lanes into the Development and that \$1,250,000 will be retained by the City to offset future City expenses associated with the development. Further terms and conditions will be spelled out in the Developer's Agreement.

Developer acknowledges the risks associated with the Annual Appropriation clause that will be implemented in the proposed Tax Increment District and recognizes the City may determine not to fund the TIF at any point as set forth herein.

The City will require an ongoing administration fee of 10% of the total increment received on a yearly basis. The total amount projected for the administration fee will not exceed \$1,250,000. When the City receives the total increment, the remaining amount will be passed on to the Developer.

The payment of tax increment funds under this Agreement is a grant under Chapter 11-9 of the South Dakota Codified Laws (the "Grant"). The Grant is a personal property right vested with the Developer on the effective date of this Agreement. The City will grant this amount to the Developer and thus not have to account for any assets on the City's financial statement. The Developer will be responsible for obtaining their financing and the City will not be liable for any Developer debt.

Upon completion of the construction of the infrastructure improvements, the Developer shall certify to the City's Finance Officer the costs of construction, including capital costs, Professional Fees, and contingency costs. The Developer shall provide contractor/supplier invoices or other supporting documentation upon request of the Finance Officer. Upon certification and verification of costs, the City shall pay all available tax increment fund revenues not to exceed \$12,500,000, which shall include the total amount paid to the City and Developer.

#### **Expenditures Exceeding Estimated Cost**

Any expenditures, which in sum would exceed the total amount of the TID amount of \$12,500,000, will require an amendment of this Plan. All amendments would be undertaken pursuant to SDCL §11-9-23.

When the expenditures within the Plan are increased in excess of more than 35 percent of the total above, the Department of Revenue will be required to reset the base, in accordance with SDCL §11-9-23. If the Project Costs are not provided for in the original plan, the governing body would be required to amend the plan which requires the South Dakota Department of Revenue to re-determine the tax increment base when additional Project Costs are added to a plan. SDCL §11-9-23.

## Feasibility Study, Economic Development Study, and Fiscal Impact Statement

### **Detailed List of Estimated Project Costs**

Attached as Schedule 1 is a detailed list of estimated Project Costs for the project as per SDCL § 11-9-13(3). No expenditure for Project Costs is provided for more than five years after the District is created.

### **Feasibility Study**

An economic feasibility study per SDCL § 11-9-13(2) is attached as Schedule 2.

### **Economic Development Study**

Attached is Schedule 3 a Fiscal Impact Statement showing the impact of the Tax Increment District, until and after the bonds are repaid, upon all entities levying property taxes in the district. Required as per SDCL § 11-9-13(4).

### **Fiscal Impact Statement**

Attached is Schedule 4 a Fiscal Impact Statement showing the impact of the Tax Increment District, until and after the bonds are repaid, upon all entities levying property taxes in the district. Required as per SDCL § 11-9-13(4).

## METHOD OF FINANCING, TIMING OF COSTS AND MONETARY OBLIGATIONS

The payment of Project Costs is anticipated to be made by the City to Developer from the special fund of the Tax Incremental District. SDCL § 11-9-13(5). Pursuant to the Developer's Agreement, the City will pay to the Developer all available tax increment funds it receives from the District.

### **Maximum Amount of Tax Increment Revenue**

The maximum amount of tax increment revenue bonds or monetary obligations to be paid through Tax Increment District #14 shall be the amount sufficient to reimburse the City for the payments made for Project Costs and pay all tax increment bonds or monetary obligations in an amount not to exceed \$12,500,000 principal and interest or such lesser amount as may be feasible with the estimated revenue generated by the Tax Increment District. The final terms and conditions will be set forth in the Developer's Agreement.

### **Duration of Tax Increment Plan**

The duration of the Plan will extend to the number of years it will take for the reimbursement of the City, the extinguishment of bonds and the monetary obligation except that the Plan duration **shall not exceed 20 calendar years** of revenue from the year of creation of the District.

## ESTIMATED IMPACT OF TAX INCREMENT FINANCING ON REVENUES OF TAXING JURISDICTIONS

The site will generate taxes to the local jurisdictions at or above the assessed value of the base. All taxing districts shall receive the taxes from that base which will be the value set for the 2020 assessment year for taxes payable in 2021. The tax increment will be available to the taxing jurisdictions after dissolution, which is at or before twenty years after the creation of the District. Schedule 5 details the tax capture implications to each of the local taxing jurisdictions. After the repayment of all bonds and monetary obligations, taxing entities will receive their proportionate share of tax dollars for the base value and the tax incremental values.

### **GENERAL FUND**

Mechanisms are built within State Codified Law to ensure that school districts are held harmless by TIF districts for their General Fund. For these purposes, law (SDCL § 13-13-10.2) defines three classifications of TIFs:

- Economic Development - Any area where there is or will be one or more businesses engaged in any activity defined as commercial or industrial by the governing body that has zoning authority over the land contained within the tax incremental district
- Industrial – Any factory or any business engaged primarily in the manufacturing or assembly of goods, the processing of raw materials, and the wholesale distribution of products for resale
- Affordable Housing – Includes an area where: 1. The original selling price of any house in the district will be at or below the first-time homebuyer purchase price limit being used by the South Dakota Housing Development Authority as of the date the house is sold; OR 2. The monthly rental rate of all multifamily housing units in the district will be at or below the calculated rent for the state's eighty percent area median income as of the date the district is created, for a minimum of five years following the date of first occupancy.
- Local – Any tax incremental districts that do not fall under Economic Development or Industrial

Public school districts are generally funded through the State Aid to Education formula. The two primary channels of the formula are State Aid and Local Effort. Multiple agencies of the State of South Dakota calculate the amount of General Fund monies to be distributed to school districts each year through the State portion. Local effort is considered the amount of revenue that is generated by local property taxes at maximum levies.

If a TIF is classified as Economic Development, Industrial, or Affordable Housing, the school funding that would be generated by the increment valuation is considered lost local effort and is paid through the State Aid side of the formula. If a TIF is classified as Local, the affected school district funding must be recouped through local effort in the form of an additional levy added to the General and Special Education Funds. In either scenario, the school district receives the financial need associated with the increment valuation.

City of Deadwood TIF #14 has already received the preliminary classification from the Department of Revenue. The TIF is considered Economic Development; therefore, any lost local effort of the General Fund will be covered through the State Aid to Education Formula.

**CAPITAL OUTLAY FUND**

The impact of a TIF to the Capital Outlay Fund is minimal. Starting on July 1, 2020, a school district is limited to the amount of capital outlay dollars they can receive by either:

- A. the previous year's maximum allowable can be increased by a growth factor plus 3%
- Or
- B. a per student amount.

The primary impact would be to the first scenario; a TIF would delay annual growth until the TIF is completed. However, once the TIF is dissolved, all increment value would be considered new growth for the school district.

If a school district falls under a per student limitation, they will see no impact to their funding due to the TIF.

**SPECIAL EDUCATION FUND**

The Special Ed Fund has the potential to see the greatest negative impact from the creation of a TIF district.

If the school district requests their special education monies in the form of a levy, then the exclusion of the TIF increment in the tax base would mean the school district is not receiving as much as it could.

If the school district submits their request in a dollar amount, then the fund would see no impact from a TIF district.

**BOND REDEMPTION FUND**

The school district is always able to ask for the needed money for the principal and interest of their bond repayment. The only impact a TIF would have on this fund is by holding back the increment value, lowering tax base for the spreading of the tax burden and creating a slightly higher levy for the local taxpayers.

## MAPS

The Conditions map, SDCL § 11-9-16(1), is included as Attachment 2.

The Improvements map, SDCL § 11-9-16(2), is included as Attachment 3.

The Zoning Change Map, SDCL § 11-9-16(3), is included as Attachment 4.

## SUPPLEMENTARY FINDINGS

### **CHANGES TO CITY COMPREHENSIVE/MASTER PLAN MAP, BUILDING CODES & CITY ORDINANCES PER SDCL §11-9-16 (4)**

No changes to City ordinances nor the City Master Plan are required.

### **LIST OF ESTIMATED NON-ELIGIBLE PROJECT COSTS**

The following is a preliminary projected list of the non-Project Costs per SDCL § 11-9-16(5). All costs are listed as taxable value; actual non-project costs will exceed the following amounts.

| Item                  | Amount               |
|-----------------------|----------------------|
| Residential homes     | \$100,000,000        |
| Town Homes            | \$15,000,000         |
| Multi-family housing  | \$25,000,000         |
| Commercial properties | \$10,000,000         |
| <b>TOTAL</b>          | <b>\$150,000,000</b> |

### **STATEMENT OF DISPLACEMENT AND RELOCATION PLAN**

No residents or families will be displaced by the Project. SDCL § 11-9-16(6)

### **PERFORMANCE BOND, SURETY BOND OR OTHER GUARANTY**

As security for its fulfillment of the agreement with the governing body, a purchaser or lessee of redevelopment property may furnish a performance bond, with such surety and in such form and amount as the governing body may approve or make such other guaranty as the governing body may deem necessary in the public interest. This additional security may be provided for in a Developer's Agreement.

## LIST OF SCHEDULES

SCHEDULE 1 - Estimated Project Cost

SCHEDULE 2 - Economic Feasibility Study & Estimated Captured Taxable Values

SCHEDULE 3 - Economic Development Study

SCHEDULE 4 - Fiscal Impact Statement

## LIST OF ATTACHMENTS

Attachment 1 - Descriptions of Real Property

Attachment 2 - Conditions map, SDCL § 11-9-16(1)

Attachment 3 - Improvements map, SDCL § 11-9-16(2)

Attachment 4 - Zoning Change Map SDCL § 11-9-16(3)

# SCHEDULE 1

Section 9 Item a.

## DETAIL OF PROJECT COSTS

The following are estimate TIF eligible costs for the project as provided by the Project Engineers. Green cells designate Phase 1 of the project, tan designates Phase 1a, and brown designates Phase 1b. The yellow cells designate the South Dakota Department of Transportation (SD DOT) to be required Highway 85 turn lanes.

### OPINION OF PROBABLE COSTS - BUDGET FOR TIF JUSTIFICATION

| Phase 1<br>Residential | Road Length | Clearing<br>Grubbing<br>Mass<br>Grading | Roadway<br>Const. | Culvert /<br>Drainage<br>Feature | Gravel Base<br>6" thickness | Asphalt<br>5" thickness | Water Main<br>8"-10" | Fire<br>Hydrant | Sewer Main<br>8" (Gravity) | Sewer MH     | Rock<br>Excavation | Sewer<br>Force Main | Sewer Lift<br>Station<br>System(s) | Utilities -<br>Power, gas,<br>comm. | Street Lighting<br>Timber with<br>solar fixture |
|------------------------|-------------|-----------------------------------------|-------------------|----------------------------------|-----------------------------|-------------------------|----------------------|-----------------|----------------------------|--------------|--------------------|---------------------|------------------------------------|-------------------------------------|-------------------------------------------------|
|                        | LF          | 50,281 CY                               | 18,269 CY         | EA                               | 10,740 TON                  | 8,055 TON               | for pipe LF          | for all hyd.    | for pipe LF                | for all MH's | CY                 | pipe LF             | EA                                 | Per Phase                           | Per road                                        |
| Ridge Drive            | 5,900       | \$328,845                               | \$ 327,778        | \$ 85,000                        | \$ 162,840                  | \$ 584,100              | \$ 442,500           | \$ 65,556       | \$ 265,500                 | \$ 81,125    | \$ 885,000         | \$ 480,900          | \$ 800,000                         | \$ 460,000                          | \$ 48,000                                       |
| Wild Canyon Drive      | 3,050       | \$425,370                               | \$ 220,278        | \$ 100,000                       | \$ 84,180                   | \$ 301,950              | \$ 228,750           | \$ 33,889       | \$ 137,250                 | \$ 41,938    | \$ 457,500         |                     |                                    | \$ 140,000                          | \$ 26,000                                       |
|                        | 8,950       | \$754,215                               | \$ 548,056        | \$ 185,000                       | \$ 247,020                  | \$ 886,050              | \$ 671,250           | \$ 99,444       | \$ 402,750                 | \$ 123,063   | \$1,342,500        | \$ 480,900          | \$ 800,000                         | \$ 600,000                          | \$ 74,000                                       |
| Phase 1 Sub-Total :    |             |                                         |                   |                                  |                             |                         |                      |                 |                            |              |                    |                     |                                    |                                     | \$ 7,223,198                                    |

| Phase 1a<br><br>Commercial &<br>Mixed-Use | Road Length          | Clearing<br>Grubbing<br>Mass<br>Grading | Roadway<br>Const. | Culvert /<br>Drainage<br>Feature | Gravel Base<br>6" thickness | Asphalt<br>5" thickness | Water<br>Main<br>8"-10" | Fire Hydrant | Sewer Main<br>8" (Gravity) | Sewer MH     | Rock<br>Excavation | Utilities -<br>Power, gas,<br>comm. | Street Lighting<br>Timber with<br>solar fixture | DOT Hwy<br>Approach and<br>Rock Mass<br>Removal |
|-------------------------------------------|----------------------|-----------------------------------------|-------------------|----------------------------------|-----------------------------|-------------------------|-------------------------|--------------|----------------------------|--------------|--------------------|-------------------------------------|-------------------------------------------------|-------------------------------------------------|
|                                           | LF                   | 106,096 CY                              | 5,489 CY          | EA                               | 3,557 Ton                   | 2,668 Ton               | for pipe LF             | for all hyd. | for pipe LF                | for all MH's | CY                 | Per Phase                           | Per road                                        | EA                                              |
|                                           | Preacher Smith Drive | 2,964                                   | \$1,591,440       | \$ 274,444                       | \$ 120,000                  | \$ 81,806               | \$ 293,436              | \$ 222,300   | \$ 32,933                  | \$ 133,380   | \$ 40,755          | \$ 444,600                          | \$ 85,000                                       | \$ 6,000                                        |
|                                           |                      |                                         |                   |                                  |                             |                         |                         |              |                            |              |                    | Phase 1a Sub-Total :                |                                                 | \$ 3,927,000                                    |

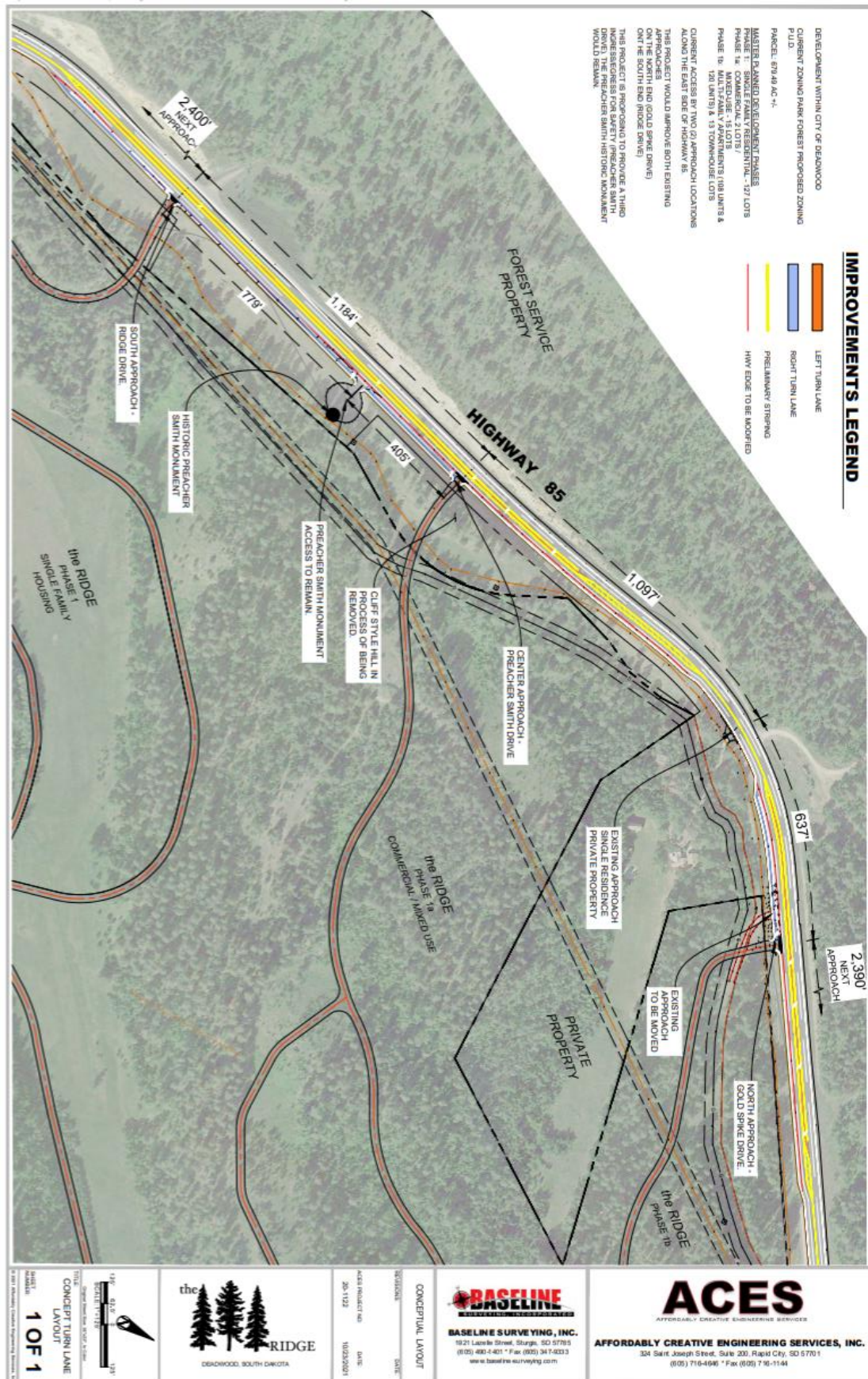
| Phase 1b<br><br>Multi-Family<br>Housing | Road Length             | Clearing<br>Grubbing<br>Mass<br>Grading | Roadway<br>Const. | Culvert /<br>Drainage<br>Feature | Gravel Base<br>6" thickness | Asphalt<br>5" thickness | Water<br>Main<br>8"-10" | Fire Hydrant | Sewer Main<br>8" (Gravity) | Sewer MH     | Rock<br>Excavation | Utilities -<br>Power, gas,<br>comm. | Utilities -<br>Relocate<br>overhead<br>hazard<br>line | Street Lighting<br>Timber with<br>solar fixture |
|-----------------------------------------|-------------------------|-----------------------------------------|-------------------|----------------------------------|-----------------------------|-------------------------|-------------------------|--------------|----------------------------|--------------|--------------------|-------------------------------------|-------------------------------------------------------|-------------------------------------------------|
|                                         | LF                      | 73,256 CY                               | 5,479 CY          | EA                               | 2,731 Ton                   | 2,048 Ton               | for pipe LF             | for all hyd. | for pipe LF                | for all MH's | CY                 | Per Phase                           | Per Phase                                             | Per road                                        |
|                                         | Gold Spike Drive Part 1 | 2,276                                   | \$1,098,840       | \$ 273,963                       | \$ 60,000                   | \$ 62,818               | \$ 225,324              | \$ 170,700   | \$ 25,289                  | \$ 102,420   | \$ 31,295          | \$ 341,400                          | \$ 75,000                                             | \$ 120,000                                      |
|                                         |                         |                                         |                   |                                  |                             |                         |                         |              |                            |              |                    | Phase 1b Sub-Total : \$ 2,592,000   |                                                       |                                                 |

### SD DOT

|                                                                                                             |                                                    |              |
|-------------------------------------------------------------------------------------------------------------|----------------------------------------------------|--------------|
| Turn Lanes Hwy 85 - Left & Right at Approaches (ingress/egress points for development) as required by SDDOT | Funds allocated for Turn Lane implementation only: | \$ 2,000,000 |
|-------------------------------------------------------------------------------------------------------------|----------------------------------------------------|--------------|

|                                                                                                                                                               |               |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------|
| Critical Infrastructure Construction Sub-Total for Phase 1, 1a & 1b:                                                                                          | \$15,742,198  |
| Initial Overall Boundary Platting, Master Planning, TIF application, Phase 1, 1a & 1b Engineering Design, Geotech, survey, platting, Const Docs & Const Admin | \$ 950,000    |
| Critical Infrastructure Expense Total for Phase 1, 1a & 1b:                                                                                                   | \$16,692,198  |
| TOTAL REQUESTED TIF AMOUNT FOR THE RIDGE PROJECT:                                                                                                             | \$ 10,500,000 |
| TOTAL REQUESTED TIF AMOUNT FOR SDDOT TURN LANES ONLY:                                                                                                         | \$ 2,000,000  |
| TOTAL REQUESTED TIF AMOUNT FOR THE RIDGE PROJECT:                                                                                                             | \$12,500,000  |

The following diagram is a preliminary design to demonstrate how the turning lanes may be constructed. Final designs will require South Dakota Department of Transportation approval.



## **Estimates TID Eligible of Project Costs Requested**

City of Deadwood has determined that this will be an economic development Tax Increment District, thus the eligible cost will be in the form of an infrastructure grant that will not exceed \$12,500,000. This is a permitted use under SDCL 11-9-15.

11-9-15. Specific items included in project costs. Project costs include:

- (1) Capital costs, including the actual costs of the construction of public works or improvements, buildings, structures, and permanent fixtures; the demolition, alteration, remodeling, repair, or reconstruction of existing buildings, structures, permanent fixtures; the acquisition of equipment; the clearing & grading of land; & the amount of interest payable on tax incremental bonds issued pursuant to this chapter until such time as positive tax increments to be received from the district, as estimated by the project plan, are sufficient to pay the principal of & interest on the tax incremental bonds when due;
- (2) Financing costs, including all interest paid to holders of evidences of indebtedness issued to pay for project costs, any premium paid over the principal amount thereof because of the redemption of such obligations prior to maturity and a reserve for the payment of principal of and interest on such obligations in an amount determined by the governing body to be reasonably required for the marketability of such obligations;
- (3) Real property assembly costs, including the actual cost of the acquisition by a municipality of real or personal property within a tax incremental district less any proceeds to be received by the municipality from the sale, lease, or other disposition of such property pursuant to a project plan;
- (4) Professional service costs, including those costs incurred for architectural, planning, engineering, and legal advice and services;
- (5) Imputed administrative costs, including reasonable charges for the time spent by municipal employees in connection with the implementation of a project plan;
- (6) Relocation costs;
- (7) Organizational costs, including the costs of conducting environmental impact and other studies and the costs of informing the public of the creation of tax incremental districts and the implementation of project plans; and
- (8) Payments and grants made, at the discretion of the governing body, which are found to be necessary or convenient to the creation of tax incremental districts, the implementation of project plans, or to stimulate and develop the general economic welfare and prosperity of the state.

## SCHEDULE 2

### ECONOMIC FEASIBILITY STUDY & TAXABLE VALUE

The City has been asked to create a Tax Increment District to help offset the expansion associated with this project. This feasibility study provides that the Project Costs can be financed through tax increment financing under South Dakota Tax Incremental District Law (South Dakota Codified Laws Chapter 11-9). Tax increment financing is an indispensable self-financing tool used throughout the United States to help local governments successfully develop and redevelop areas and encourage economic development.

In tax increment financing, the current real property tax assessed value of all properties in a designated project area (“tax increment financing district”) is established as the “base value.” As development in the tax increment financing district increases the assessed values of the redeveloped properties, a portion of the additional tax revenue generated by the increase in assessed value over the base value is set aside and committed by the City to the reimbursement of approved project costs.

Tax increment financing is permitted only in connection with a “Project Plan” duly adopted by the City. The property is currently estimated to have a taxable value of \$125,050. The improvements to be made to the property are estimated to add to the assessed valuation. The estimated increment resulting from the improvements would be approximately \$61,300,000 in new value once fully developed. Since only positive tax increment will be applied, the proposed project is feasible.

All of the project costs are found to be necessary and convenient to the creation of the Tax Incremental District and the implementation of the project.

For purposes of this Project Plan, the Developer is projecting that the infrastructure and site improvements will be fully developed by calendar year 2023.

The City’s role is to simply act as a conduit for the revenue and pass on all positive increment to the Developer. The total amount will never exceed \$12,500,000 in total payments, of which \$1,250,000 will be paid to the City and up to \$11,250,000 to the Developer, provide all costs are certified with the City. This amount will be paid over time up to 20 years.

It is assumed that all obligations incurred would be adequately secured as to allow the payment of principal and interest when due, whether by means of a taxable bond or loan. The actual repayment schedule may change, but all principal and interest shall be paid within the life of the TID. Utilizing the information regarding expected increment valuation and tax generation, it is possible to estimate an expected revenue stream that

can be utilized to retire debt that will be created as a result of implementing the Project Plan.

The City of Deadwood TID #14 is proven feasible based upon the projections made by the Developer, projecting a total in excess of \$12,500,000 in tax revenue during the life of the 20-year TIF.

The calculations of the estimated tax increment valuation and tax generated for the TID can be found in the following tables. For purposes of this Project Plan, it is anticipated no increment generated by City of Deadwood TID #14 will be available until the earliest of calendar year 2023 and thereafter.

### TID Tax Revenue Estimates Available for City of Deadwood

This project will have properties that are classified as both Owner-Occupied and Non-Ag Other.

The following are projections that take into account a conservative build out schedule related to townhomes, homes and workforce apartments. These projections do not include the commercial components that are part of the Ridge.

Based on the projected build out schedule, those numbers are now formulated into a yearly revenue projection. The following demonstrates that the projections are feasible and could pay off the TIF in 2036. However it should be noted that projections could change to a variety of outside influences, such as economy, legislature, contractor availability, etc.

One of the primary components of the projections includes the build out of multi-family units. The Developer has an executed purchase agreement with a Rapid City Developer that will start construction in 2022 to construct up to 108 workforce apartments, and 120 market rate units to follow.

TRD, LLC is also working with another Rapid City Developer to construct up to 50 townhomes. This is still preliminary, but it demonstrates not only the need in the area, but also the energy The Ridge is generating.

The following are projections provided by the Developer based on their potential buildout of the Ridge Development.

### City of Deadwood TIF #14 - The Ridge

|                            |                  |
|----------------------------|------------------|
| Assumed Mill Rate for 2021 | 20.714 estimated |
| School "OO"                | 10.899 0.020714  |
| Lawrence County            | 3.966            |
| City of Deadwood           | 5.033            |
| Sanitary District          | 0.816            |
|                            | 20.714           |

Assumed Percentage of Assessment 90%

| Year            |    | 2024           |    |                  |           |                  |
|-----------------|----|----------------|----|------------------|-----------|------------------|
| # of Twin Homes |    | Avg Price      |    | Total            | Mill Rate | Revenue from TIF |
| 10              | \$ | 300,000.00     | \$ | 3,000,000.00     | 0.020714  | \$ 55,927.80     |
| # of Houses     |    | Avg Price      |    | Total            | Mill Rate |                  |
| 10              | \$ | 350,000.00     | \$ | 3,500,000.00     | 0.020714  | \$ 65,249.10     |
| Apartments      |    | Assessed Value |    | Total            | Mill Rate |                  |
| 1               | \$ | 10,000,000.00  | \$ | 10,000,000.00    | 0.020714  | \$ 186,426.00    |
|                 |    |                | \$ | 16,500,000.00    |           |                  |
| Year            |    | 2025           |    |                  |           |                  |
| # of Twin Homes |    | Avg Price      |    | Total            | Mill Rate | Revenue from TIF |
| 10              | \$ | 300,000.00     | \$ | 3,000,000.00     | 0.020714  | \$ 55,927.80     |
| # of Houses     |    | Avg Price      |    | Total            | Mill Rate |                  |
| 10              | \$ | 350,000.00     | \$ | 3,500,000.00     | 0.020714  | \$ 65,249.10     |
| Apartments      |    | Assessed Value |    |                  |           |                  |
| 1               | \$ | 11,000,000.00  | \$ | 11,000,000.00    | 0.020714  | \$ 205,068.60    |
|                 |    |                | \$ | 17,500,000.00    |           |                  |
| Year            |    | 2026           |    |                  |           |                  |
| # of Twin Homes |    | Avg Price      |    | Total            | Mill Rate | Revenue from TIF |
| 10              | \$ | 300,000.00     | \$ | 3,000,000.00     | 0.020714  | \$ 55,927.80     |
| # of Houses     |    | Avg Price      |    | Total            | Mill Rate |                  |
| 20              | \$ | 350,000.00     | \$ | 7,000,000.00     | 0.020714  | \$ 130,498.20    |
|                 |    |                |    |                  |           |                  |
|                 |    |                | \$ | 10,000,000.00    |           |                  |
| Year            |    | 2027           |    |                  |           |                  |
| # of Twin Homes |    | Avg Price      |    | Total            | Mill Rate | Revenue from TIF |
| 10              | \$ | 300,000.00     | \$ | 3,000,000.00     | 0.020714  | \$ 55,927.80     |
| # of Houses     |    | Avg Price      |    | Total            | Mill Rate |                  |
| 20              | \$ | 350,000.00     | \$ | 7,000,000.00     | 0.020714  | \$ 130,498.20    |
|                 |    |                |    | \$ 10,000,000.00 |           |                  |
| Year            |    | 2028           |    |                  |           |                  |
| # of Twin Homes |    | Avg Price      |    | Total            | Mill Rate | Revenue from TIF |
| 10              | \$ | 300,000.00     | \$ | 3,000,000.00     | 0.020714  | \$ 55,927.80     |
| # of Houses     |    | Avg Price      |    | Total            | Mill Rate |                  |
| 20              | \$ | 350,000.00     | \$ | 7,000,000.00     | 0.020714  | \$ 130,498.20    |
|                 |    |                |    | \$ 10,000,000.00 |           |                  |
| Total Twin      |    | 50             |    |                  |           |                  |
| Total Homes     |    | 80             |    |                  |           |                  |

The following table reflects the Developer's projections to arrive at a yearly and gross revenue for the life of Tax Increment District #14. The projections show a max of 20 years, from the year of creation. It should be noted that the TIF amount in this Plan is ONLY for \$12,500,000 and is assumed to be dissolved by 2036. This table demonstrates that the revenue based on the Developer projections the proposed Tax Increment District is feasible.

| Year | New Amt Avail. For D/S | Total Amount Available for Debt Service |               |
|------|------------------------|-----------------------------------------|---------------|
|      |                        | Annual                                  | Semi          |
| 2024 | \$ 307,602.90          | \$ 307,602.90                           | \$ 153,801.45 |
| 2025 | \$ 633,848.40          | \$ 633,848.40                           | \$ 316,924.20 |
| 2026 | \$ 820,274.40          | \$ 820,274.40                           | \$ 410,137.20 |
| 2027 | \$ 1,006,700.40        | \$ 1,006,700.40                         | \$ 503,350.20 |
| 2028 | \$ 1,193,126.40        | \$ 1,193,126.40                         | \$ 596,563.20 |
| 2029 | \$ 1,193,126.40        | \$ 1,193,126.40                         | \$ 596,563.20 |
| 2030 | \$ 1,193,126.40        | \$ 1,193,126.40                         | \$ 596,563.20 |
| 2031 | \$ 1,193,126.40        | \$ 1,193,126.40                         | \$ 596,563.20 |
| 2032 | \$ 1,193,126.40        | \$ 1,193,126.40                         | \$ 596,563.20 |
| 2033 | \$ 1,193,126.40        | \$ 1,193,126.40                         | \$ 596,563.20 |
| 2034 | \$ 1,193,126.40        | \$ 1,193,126.40                         | \$ 596,563.20 |
| 2035 | \$ 1,193,126.40        | \$ 1,193,126.40                         | \$ 596,563.20 |
| 2036 | \$ 1,193,126.40        | \$ 1,193,126.40                         | \$ 596,563.20 |
| 2037 | \$ 1,193,126.40        | \$ 1,193,126.40                         | \$ 596,563.20 |
| 2038 | \$ 1,193,126.40        | \$ 1,193,126.40                         | \$ 596,563.20 |
| 2039 | \$ 1,193,126.40        | \$ 1,193,126.40                         | \$ 596,563.20 |
| 2040 | \$ 1,193,126.40        | \$ 1,193,126.40                         | \$ 596,563.20 |
| 2041 | \$ 1,193,126.40        | \$ 1,193,126.40                         | \$ 596,563.20 |
|      |                        | <b>\$ 19,472,195.70</b>                 |               |

The following Note Amortization represents the gross amount of the Tax Increment District at \$12,500,000 amortized from the projected revenue of the Ridge buildout. Tax Increment District #14 does not have an interest rate as an allowable expense, so the note is based on 0% interest.

| NOTE AMORTIZATION |               |          |               |                            |                     |                                |
|-------------------|---------------|----------|---------------|----------------------------|---------------------|--------------------------------|
| Date              | Principal     | Interest | P & I         | Semi-Annual<br>Net Revenue | Accrued<br>Interest | Loan<br>Balance<br>Outstanding |
|                   |               |          |               |                            |                     | 12,500,000.00                  |
| 12/01/21          | 0.00          | 0.00     | 0.00          | 0.00                       | 0.00                | 12,500,000.00                  |
| 06/01/22          | 0.00          | 0.00     | 0.00          | 0.00                       | 0.00                | 12,500,000.00                  |
| 12/01/22          | 0.00          | 0.00     | 0.00          | 0.00                       | 0.00                | 12,500,000.00                  |
| 06/01/23          | 0.00          | 0.00     | 0.00          | 0.00                       | 0.00                | 12,500,000.00                  |
| 12/01/23          | 0.00          | 0.00     | 0.00          | 0.00                       | 0.00                | 12,500,000.00                  |
| 06/01/24          | 153,801.45    | 0.00     | 153,801.45    | 153,801.45                 | 0.00                | 12,346,198.55                  |
| 12/01/24          | 153,801.45    | 0.00     | 153,801.45    | 153,801.45                 | 0.00                | 12,192,397.10                  |
| 06/01/25          | 316,924.20    | 0.00     | 316,924.20    | 316,924.20                 | 0.00                | 11,875,472.90                  |
| 12/01/25          | 316,924.20    | 0.00     | 316,924.20    | 316,924.20                 | 0.00                | 11,558,548.70                  |
| 06/01/26          | 410,137.20    | 0.00     | 410,137.20    | 410,137.20                 | 0.00                | 11,148,411.50                  |
| 12/01/26          | 410,137.20    | 0.00     | 410,137.20    | 410,137.20                 | 0.00                | 10,738,274.30                  |
| 06/01/27          | 503,350.20    | 0.00     | 503,350.20    | 503,350.20                 | 0.00                | 10,234,924.10                  |
| 12/01/27          | 596,563.20    | 0.00     | 596,563.20    | 596,563.20                 | 0.00                | 9,638,360.90                   |
| 06/01/28          | 596,563.20    | 0.00     | 596,563.20    | 596,563.20                 | 0.00                | 9,041,797.70                   |
| 12/01/28          | 596,563.20    | 0.00     | 596,563.20    | 596,563.20                 | 0.00                | 8,445,234.50                   |
| 06/01/29          | 596,563.20    | 0.00     | 596,563.20    | 596,563.20                 | 0.00                | 7,848,671.30                   |
| 12/01/29          | 596,563.20    | 0.00     | 596,563.20    | 596,563.20                 | 0.00                | 7,252,108.10                   |
| 06/01/30          | 596,563.20    | 0.00     | 596,563.20    | 596,563.20                 | 0.00                | 6,655,544.90                   |
| 12/01/30          | 596,563.20    | 0.00     | 596,563.20    | 596,563.20                 | 0.00                | 6,058,981.70                   |
| 06/01/31          | 596,563.20    | 0.00     | 596,563.20    | 596,563.20                 | 0.00                | 5,462,418.50                   |
| 12/01/31          | 596,563.20    | 0.00     | 596,563.20    | 596,563.20                 | 0.00                | 4,865,855.30                   |
| 06/01/32          | 596,563.20    | 0.00     | 596,563.20    | 596,563.20                 | 0.00                | 4,269,292.10                   |
| 12/01/32          | 596,563.20    | 0.00     | 596,563.20    | 596,563.20                 | 0.00                | 3,672,728.90                   |
| 06/01/33          | 596,563.20    | 0.00     | 596,563.20    | 596,563.20                 | 0.00                | 3,076,165.70                   |
| 12/01/33          | 596,563.20    | 0.00     | 596,563.20    | 596,563.20                 | 0.00                | 2,479,602.50                   |
| 06/01/34          | 596,563.20    | 0.00     | 596,563.20    | 596,563.20                 | 0.00                | 1,883,039.30                   |
| 12/01/34          | 596,563.20    | 0.00     | 596,563.20    | 596,563.20                 | 0.00                | 1,286,476.10                   |
| 06/01/35          | 596,563.20    | 0.00     | 596,563.20    | 596,563.20                 | 0.00                | 689,912.90                     |
| 12/01/35          | 596,563.20    | 0.00     | 596,563.20    | 596,563.20                 | 0.00                | 93,349.70                      |
| 06/01/36          | 93,349.70     | 0.00     | 93,349.70     | 93,349.70                  | 0.00                | 0.00                           |
| 12/01/36          | 0.00          | 0.00     | 0.00          | 0.00                       | 0.00                | 0.00                           |
| 06/01/37          | 0.00          | 0.00     | 0.00          | 0.00                       | 0.00                | 0.00                           |
| 12/01/37          | 0.00          | 0.00     | 0.00          | 0.00                       | 0.00                | 0.00                           |
| 06/01/38          | 0.00          | 0.00     | 0.00          | 0.00                       | 0.00                | 0.00                           |
|                   | 12,500,000.00 | 0.00     | 12,500,000.00 | 12,500,000.00              | 0.00                |                                |

## SCHEDULE 3

### ECONOMIC DEVELOPMENT STUDY

#### Introduction

The City of Deadwood has been approached concerning the creation of a tax increment district (TID) located within the City limits. Per South Dakota Codified Law 11-9-8, the governing body must make a finding that not less than 50%, by area, of the real property within the district will stimulate and develop the general economic welfare and prosperity of the State through the promotion and advancement of industrial, commercial, manufacturing, agricultural and natural resources, and the improvement of the area is likely to enhance significantly the value of substantially all of the other real property in the district.

#### Study Area Boundary

The Project boundaries are described and depicted on the maps in Attachments 1 and 2 of this Plan.

#### Establishing Economic Development

South Dakota law describes economic development as activity that stimulates and develops the general economic welfare and prosperity of the state through the promotion and advancement of industrial, commercial, manufacturing, agricultural, or natural resources. The definition of Economic Development for State Aid to Education Formula purpose is any area where there is or will be one or more businesses engaged in any activity defined as commercial or industrial. The proposed City of Deadwood TID #14 meets both of these criteria.

The area within the boundaries of the TIF is generally located north of Deadwood along Highway 85. The project includes an area east of the highway.

The project is expected to be completed by 2024 or 2025 calendar year.

#### Finding That the Improvements to the Area Are Likely to Enhance Significantly the Value of Substantially All of The Other Real Property in The District

It is definitively found that once the improvements set forth within the Project Plan are initiated, the improvements will enhance significantly the value of substantially all of the other real property in the district. City of Deadwood TID #14 will have a tremendous economic impact on the region's infrastructure advancement and the labor force.

### Conditions Within the Study Area: Land Use and Planning Land Use, Planning and Comprehensive Plan

The City of Deadwood Comprehensive Plan is consistent with the proposed use of the District.

### Findings within the Project Area Analysis

It is found that not less than 50%, by area, of the real property within the District will stimulate and develop the general economic welfare and prosperity of the State of South Dakota through the promotion and advancement of industrial, commercial, manufacturing, agricultural, and natural resources. It is also found that the improvement of the area is likely to enhance significantly the value of substantially all of the other real property in the District in accordance with SDCL 11-9-8.

The Project area lies north of Deadwood along Highway 85. It is to be used for providing infrastructure for a housing development with a commercial component. The investment in the Project area will stimulate and develop the general economic welfare and prosperity of the State through the increase of housing, promotion of employment, and advancement of commerce.

## Schedule 4

# FISCAL IMPACT STATEMENT FOR CITY OF DEADWOOD TID

### #14

#### Introduction

A fiscal impact statement shows the impact of the TID, both until and after the bonds or obligations are repaid, upon all entities levying taxes upon property in the District. The following fiscal impact statement is intended to provide only a brief analysis of the estimated impact of the Tax Increment District to the public pursuant to SDCL § 11-9-13(4). It is not intended to challenge a more detailed, complete financial analysis

#### Definitions

***"Assumptions"*** means factors or definitions used in the fiscal analysis. Assumptions may include facts and figures identified by the District and educated guesses that are sometimes necessary when not all of the information is available. Assumptions are often used to extrapolate an estimate. Assumptions may include an estimate of tax levies of each taxing entity, the school aid formula contribution, the value of the real property, etc.

***"Base Revenues"*** means the taxes collected on the base value.

***"Fiscal Impact"*** means the increase or decrease in revenues and generally refers to an impact to revenues caused by the district.

***"Revenue"*** means ad valorem taxes.

***"Tax Increment District"*** means City of Deadwood Tax Increment District Number 14.

***"Taxing Districts"*** means all political subdivisions of the state which have ad valorem taxing power over property within the boundaries of the Tax Increment District.

***"Tax Increment Revenues"*** means all revenues above the Base Revenues.

#### Assumptions

1. The property will have improvements, which at completion, are estimated at taxable purposes up to \$61,300,000
2. The average tax levy of all taxing districts will be \$20.714 per thousand dollars of taxable valuation.
3. Tax increment will start to be collected in 2024 and end prior to 2041.
4. The discretionary formula will be waived by Developer.

## SCHEDULE 5

### ESTIMATED CAPTURED TAXABLE VALUES

For purposes of this Project Plan, **Developer will elect not to use the real property tax discretionary formula** currently utilized in the City of Deadwood, South Dakota, pertaining to payment of real property taxes (i.e., 20% Year 1; 40% Year 2; 60% Year 3; 80% Year 4; and 100% Year 5).

\* Actual valuation shall depend upon the value determined by the Lawrence County Director of Equalization when assessed, with the application of dollars-per-thousand from local taxes. All tax increment revenues shall be from Generally Applicable Taxes attributable to the improvements to be constructed in the TID. The potential for total increment collections are estimated to be at the maximum range of \$12,500,000 covering a span of captured tax years not to exceed 20. Collection is anticipated to begin in 2021, and the schedule carries out the tax captured 20 years from the date of Plan adoption.

The following dollars-per-thousand rates are the current taxing rates of the local taxing jurisdictions for Non-AG Other property types:

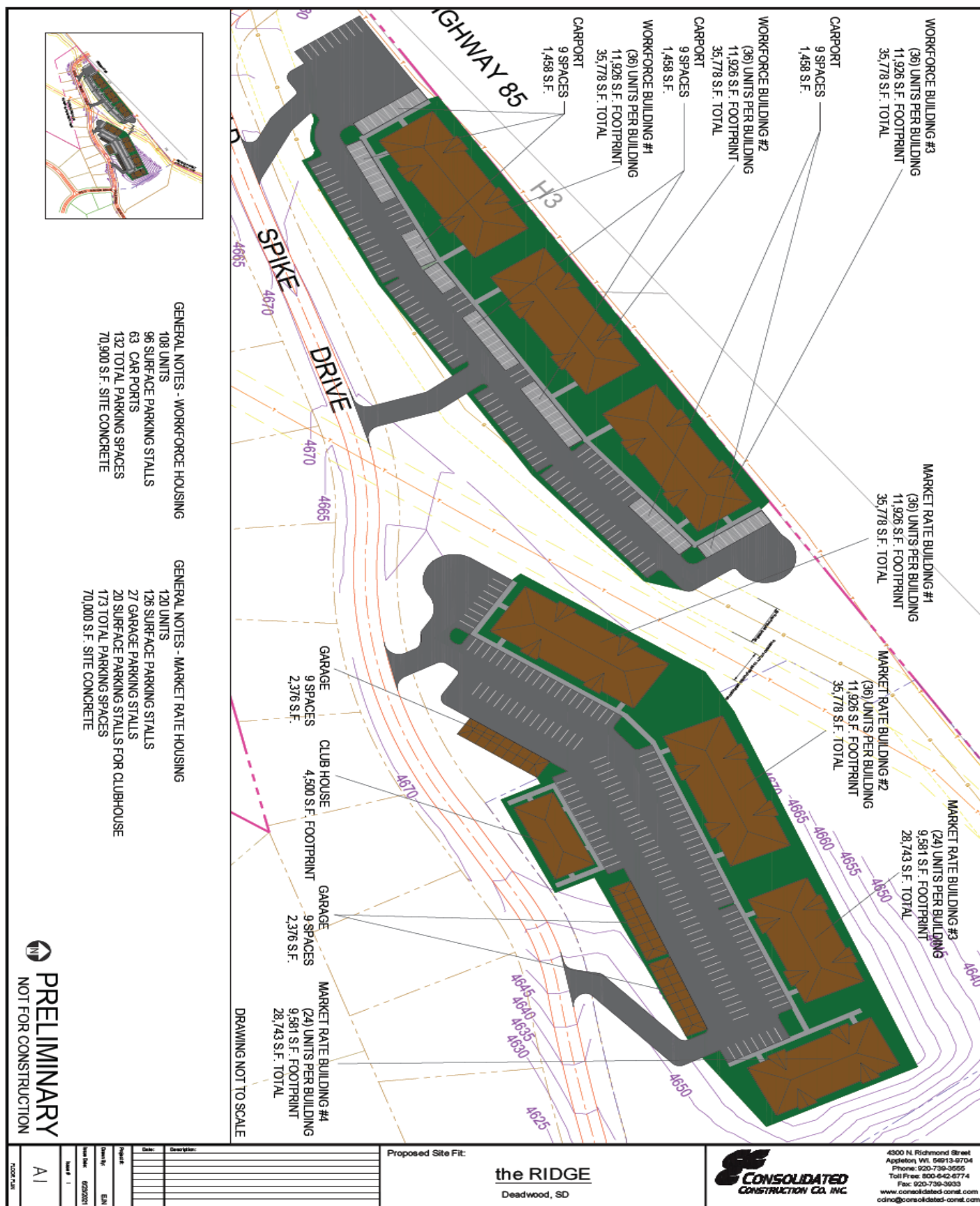
#### 2021 Property Tax Rate

| 2020 Payable in 2021        | \$ per \$1,000 assessed |
|-----------------------------|-------------------------|
| Lawrence County             | \$ 3.966                |
| City of Deadwood            | \$ 5.033                |
| Sanitary District           | \$ 0.816                |
| <u>School District "OO"</u> | <u>\$ 10.899</u>        |
| <b>Total Tax Levy</b>       | <b>\$ 20.714</b>        |

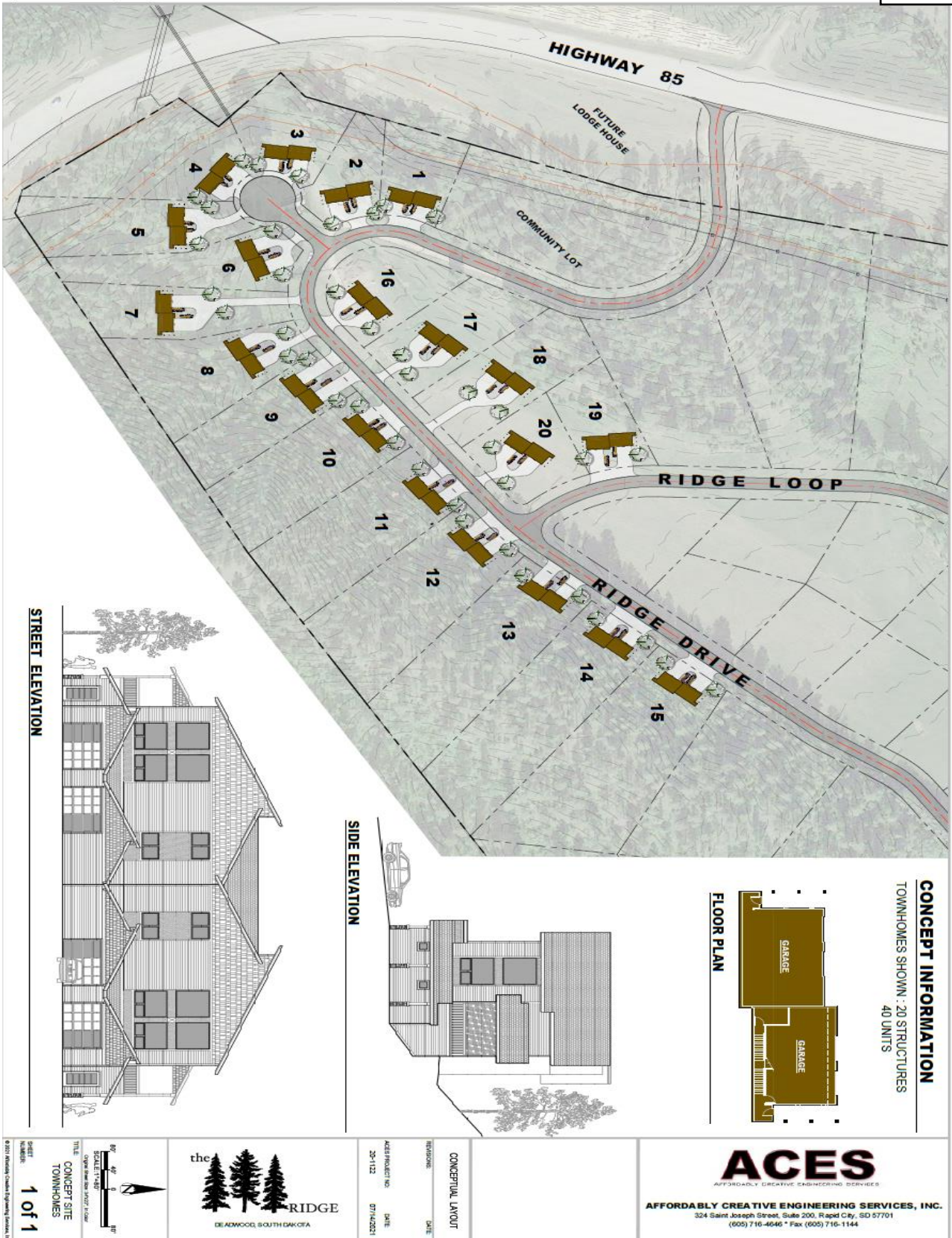
Utilizing the information regarding expected increment valuation and tax generation, it is possible to generate an expected revenue stream that can be utilized to retire debt that will be created as a result of implementing the Project Plan.

| NOTE AMORTIZATION |               |          |               |                            |                     |                                |
|-------------------|---------------|----------|---------------|----------------------------|---------------------|--------------------------------|
| Date              | Principal     | Interest | P & I         | Semi-Annual<br>Net Revenue | Accrued<br>Interest | Loan<br>Balance<br>Outstanding |
|                   |               |          |               |                            |                     | 12,500,000.00                  |
| 12/01/21          | 0.00          | 0.00     | 0.00          | 0.00                       | 0.00                | 12,500,000.00                  |
| 06/01/22          | 0.00          | 0.00     | 0.00          | 0.00                       | 0.00                | 12,500,000.00                  |
| 12/01/22          | 0.00          | 0.00     | 0.00          | 0.00                       | 0.00                | 12,500,000.00                  |
| 06/01/23          | 0.00          | 0.00     | 0.00          | 0.00                       | 0.00                | 12,500,000.00                  |
| 12/01/23          | 0.00          | 0.00     | 0.00          | 0.00                       | 0.00                | 12,500,000.00                  |
| 06/01/24          | 153,801.45    | 0.00     | 153,801.45    | 153,801.45                 | 0.00                | 12,346,198.55                  |
| 12/01/24          | 153,801.45    | 0.00     | 153,801.45    | 153,801.45                 | 0.00                | 12,192,397.10                  |
| 06/01/25          | 316,924.20    | 0.00     | 316,924.20    | 316,924.20                 | 0.00                | 11,875,472.90                  |
| 12/01/25          | 316,924.20    | 0.00     | 316,924.20    | 316,924.20                 | 0.00                | 11,558,548.70                  |
| 06/01/26          | 410,137.20    | 0.00     | 410,137.20    | 410,137.20                 | 0.00                | 11,148,411.50                  |
| 12/01/26          | 410,137.20    | 0.00     | 410,137.20    | 410,137.20                 | 0.00                | 10,738,274.30                  |
| 06/01/27          | 503,350.20    | 0.00     | 503,350.20    | 503,350.20                 | 0.00                | 10,234,924.10                  |
| 12/01/27          | 596,563.20    | 0.00     | 596,563.20    | 596,563.20                 | 0.00                | 9,638,360.90                   |
| 06/01/28          | 596,563.20    | 0.00     | 596,563.20    | 596,563.20                 | 0.00                | 9,041,797.70                   |
| 12/01/28          | 596,563.20    | 0.00     | 596,563.20    | 596,563.20                 | 0.00                | 8,445,234.50                   |
| 06/01/29          | 596,563.20    | 0.00     | 596,563.20    | 596,563.20                 | 0.00                | 7,848,671.30                   |
| 12/01/29          | 596,563.20    | 0.00     | 596,563.20    | 596,563.20                 | 0.00                | 7,252,108.10                   |
| 06/01/30          | 596,563.20    | 0.00     | 596,563.20    | 596,563.20                 | 0.00                | 6,655,544.90                   |
| 12/01/30          | 596,563.20    | 0.00     | 596,563.20    | 596,563.20                 | 0.00                | 6,058,981.70                   |
| 06/01/31          | 596,563.20    | 0.00     | 596,563.20    | 596,563.20                 | 0.00                | 5,462,418.50                   |
| 12/01/31          | 596,563.20    | 0.00     | 596,563.20    | 596,563.20                 | 0.00                | 4,865,855.30                   |
| 06/01/32          | 596,563.20    | 0.00     | 596,563.20    | 596,563.20                 | 0.00                | 4,269,292.10                   |
| 12/01/32          | 596,563.20    | 0.00     | 596,563.20    | 596,563.20                 | 0.00                | 3,672,728.90                   |
| 06/01/33          | 596,563.20    | 0.00     | 596,563.20    | 596,563.20                 | 0.00                | 3,076,165.70                   |
| 12/01/33          | 596,563.20    | 0.00     | 596,563.20    | 596,563.20                 | 0.00                | 2,479,602.50                   |
| 06/01/34          | 596,563.20    | 0.00     | 596,563.20    | 596,563.20                 | 0.00                | 1,883,039.30                   |
| 12/01/34          | 596,563.20    | 0.00     | 596,563.20    | 596,563.20                 | 0.00                | 1,286,476.10                   |
| 06/01/35          | 596,563.20    | 0.00     | 596,563.20    | 596,563.20                 | 0.00                | 689,912.90                     |
| 12/01/35          | 596,563.20    | 0.00     | 596,563.20    | 596,563.20                 | 0.00                | 93,349.70                      |
| 06/01/36          | 93,349.70     | 0.00     | 93,349.70     | 93,349.70                  | 0.00                | 0.00                           |
| 12/01/36          | 0.00          | 0.00     | 0.00          | 0.00                       | 0.00                | 0.00                           |
| 06/01/37          | 0.00          | 0.00     | 0.00          | 0.00                       | 0.00                | 0.00                           |
| 12/01/37          | 0.00          | 0.00     | 0.00          | 0.00                       | 0.00                | 0.00                           |
| 06/01/38          | 0.00          | 0.00     | 0.00          | 0.00                       | 0.00                | 0.00                           |
|                   | 12,500,000.00 | 0.00     | 12,500,000.00 | 12,500,000.00              | 0.00                |                                |

- \* Note is based on 0% interest
- \* Revenue for the District is projected by the Developers buildout schedule
- \* Maximum TIF amount will be \$12,500,000.



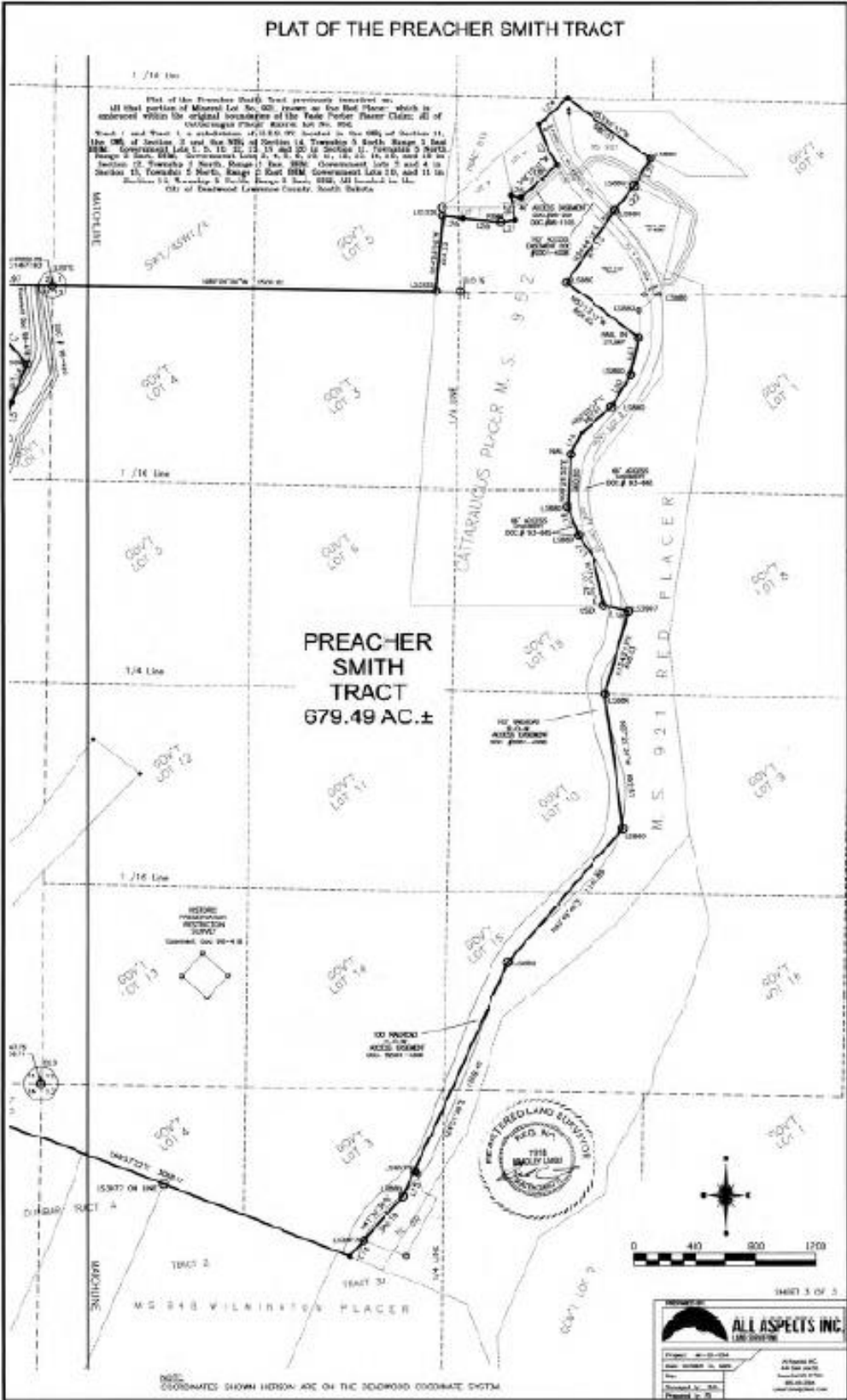
Proposed layout of multi-family units.



Proposed town home layout and design.

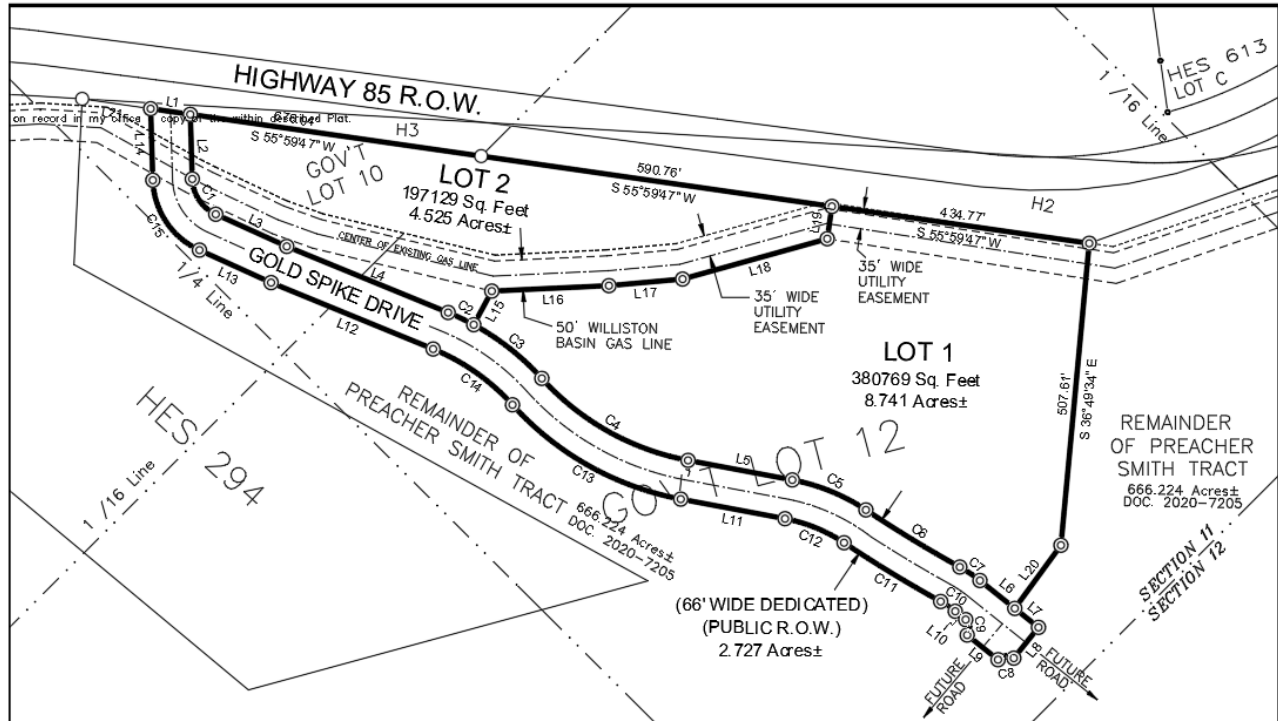
Preacher Smith Tract, in the City of Deadwood, Lawrence County, SD as depicted on the following Plat below (2 pages)





Lot 1 & 2, Block 1B of The Ridge Development as depicted below

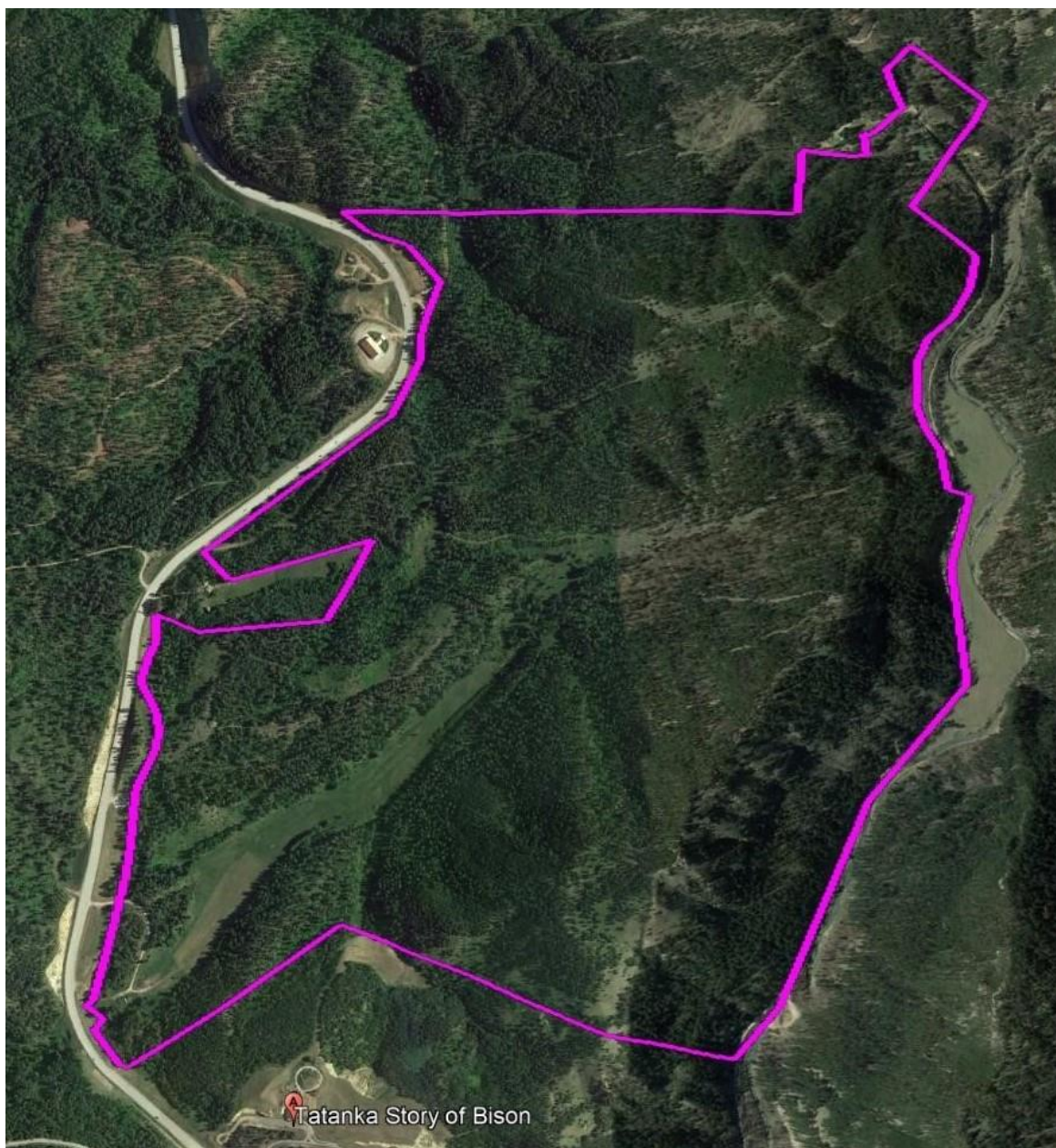
Lots 1 & 2, Block 1B of The Ridge Development.  
Formerly A Portion of Precher Smith Tract Located in Gov't Lots 10 and 12 of Section 11, Township 5  
North, Range 3 East, Black Hills Meridian, City of Deadwood, Lawrence County, South Dakota.



## ATTACHMENT 2

Conditions picture for City of Deadwood Tax Incremental District #14, SDCL § 11-9-16(1)

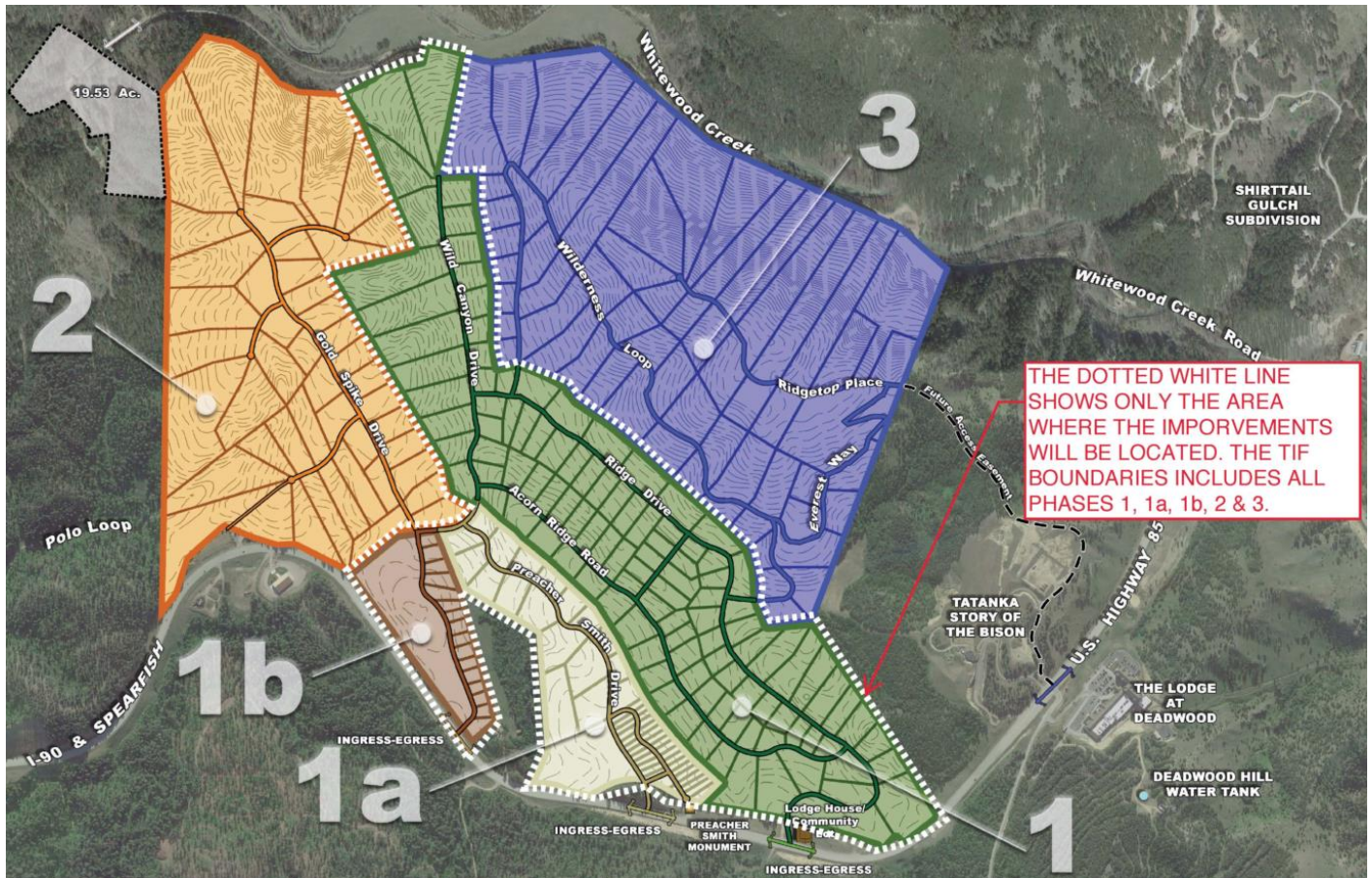
The following is a picture showing the current conditions of the proposed location of TIF #14



## ATTACHMENT 3

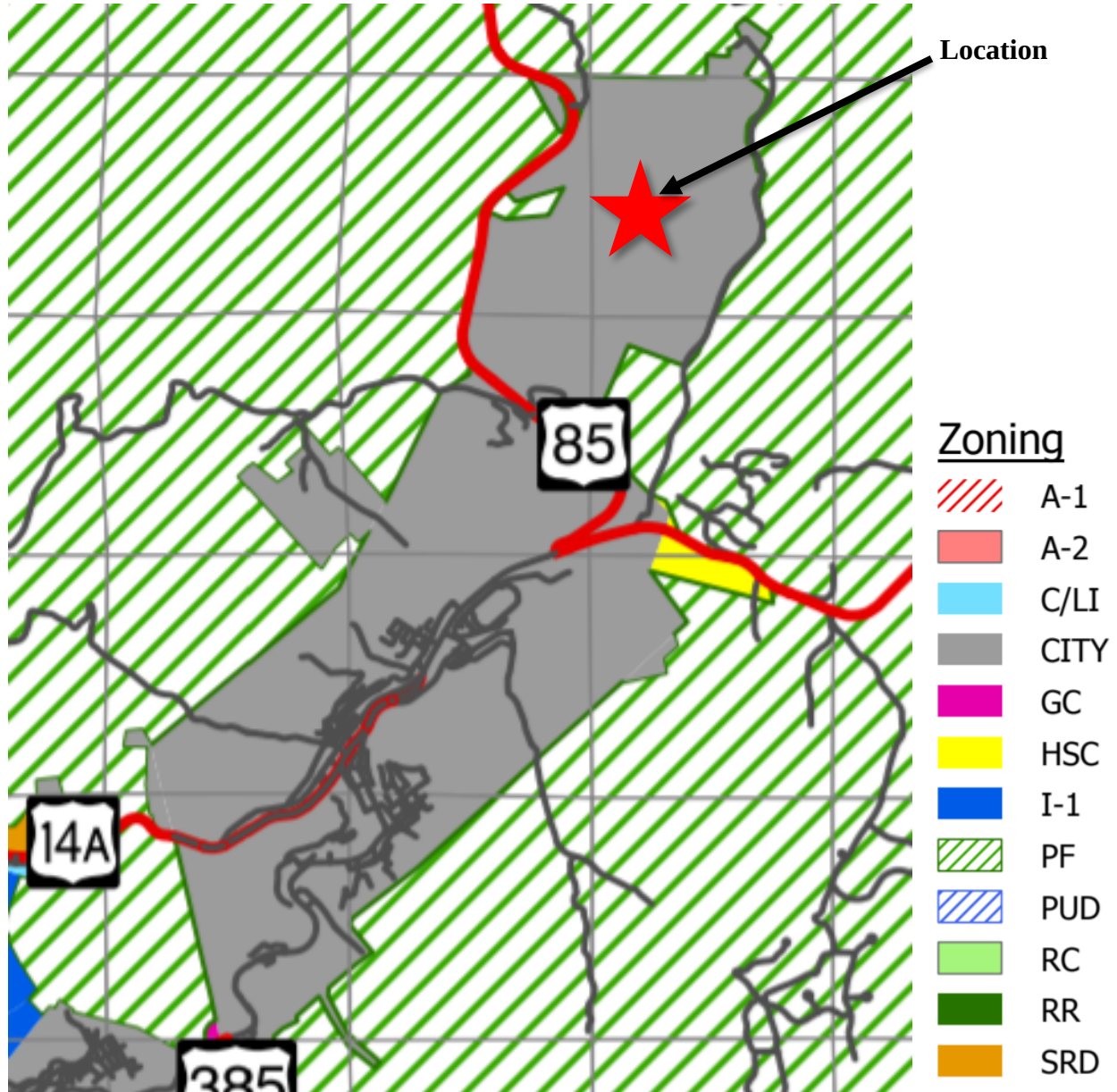
Improvements map for City of Deadwood Tax Incremental District #14, SDCL § 11-9-16(2).

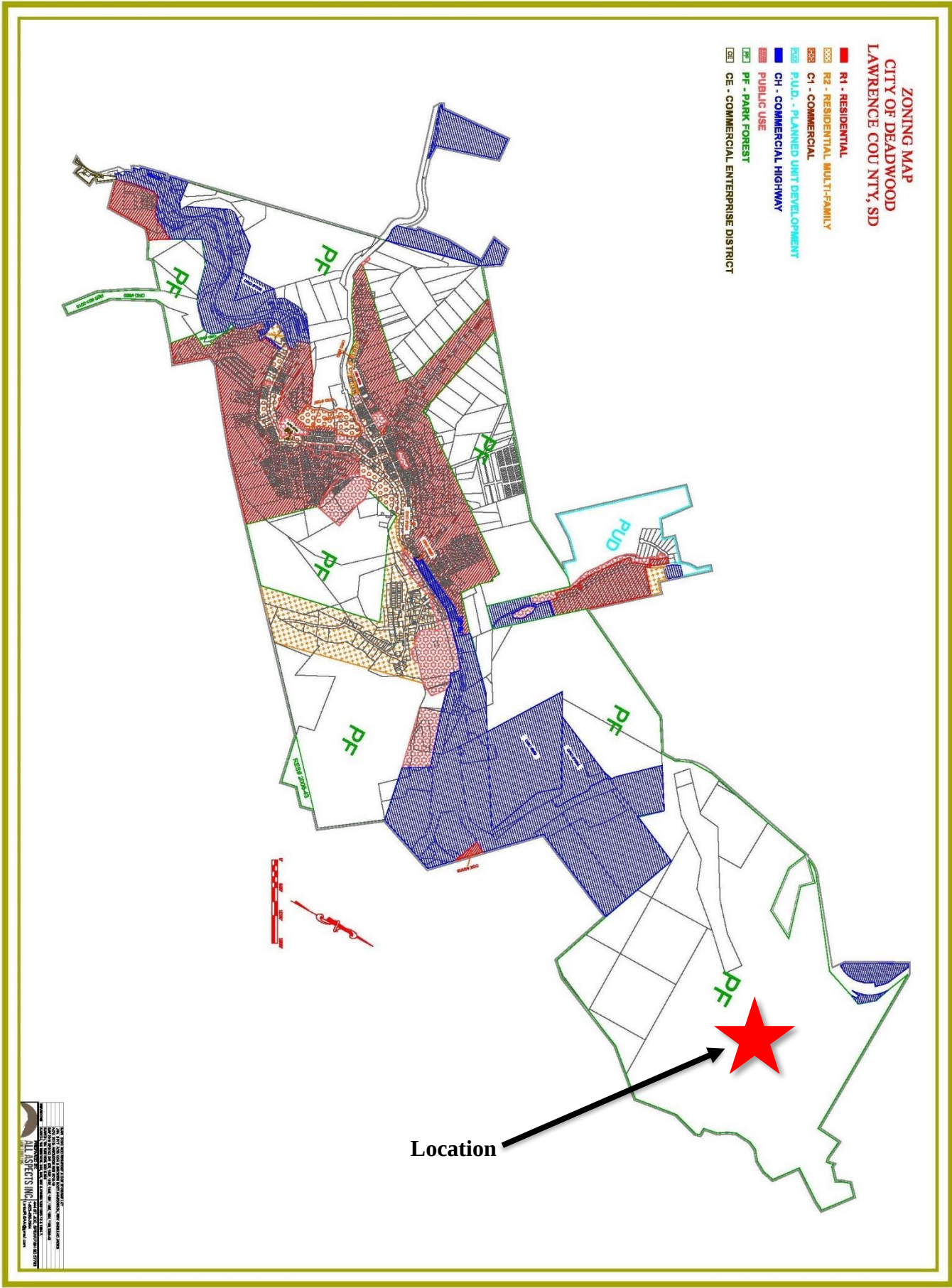
The following is a plat map of the Tax Increment District, specifically areas 1, 1a, and 1b of where the improvements will be located. The dotted white line is to represent where the improvements will be constructed. The entire parcel of Preacher Smith is depicted below show the various phases that will be developed over time.



**ATTACHMENT 4**

Lawrence County Zoning Map for City of Deadwood Tax Incremental District #14, SDCL § 11-9-16(2).







SOUTH DAKOTA DEPARTMENT OF REVENUE  
445 East Capitol Avenue • Pierre, SD 57501  
(605) 773-3311 • dor.sd.gov

August 23, 2021

City Finance Officer  
108 Sherman St  
Deadwood SD 57732

RE: Preliminary Classification of City of Deadwood # 14

Dear Jessica McKeown:

The Department of Revenue hereby acknowledges receipt of your request for Preliminary Classification of Tax Increment Financing District submitted on 08/23/2021.

Upon review of the provided information the Department has determined the preliminary classification for the TIF District "City of Deadwood # 14" to be Economic Development for the purposes of the State Aid to Education formula.

If you have any questions or concerns, please do not hesitate to contact this office.

Sincerely,

A handwritten signature in blue ink, appearing to read "WJS", is written over a light blue circular stamp.

Wendy Semmler, Director  
Property Tax Division