

ADA Compliance: *The City of Rapid City fully subscribes to the provisions of the Americans with Disabilities Act. If you desire to attend this public meeting and are in need of special accommodations, please notify the City Finance Office 24 hours prior to the meeting so that appropriate auxiliary aids and services are available.*

AGENDA FOR THE CITY COUNCIL
City of Rapid City, South Dakota
6:30 P.M., Monday, July 20, 2020

ROLL CALL AND DETERMINATION OF QUORUM

INVOCATION (You are welcome to participate, but not required)

PLEDGE OF ALLEGIANCE

ADOPTION OF AGENDA

AWARDS AND RECOGNITIONS **(NONE)**

GENERAL PUBLIC COMMENT (3-minute time limit per speaker)

A time for the members of the public to discuss or express concerns to the Council on any issue not on the agenda. Action will not be taken at the meeting on any issue not on the agenda, except by placement on the agenda by unanimous vote of the Council members present.

NON-PUBLIC HEARING ITEMS -- Items 1 – 32

Open Public Comment – Items 1 – 26 (3-minute time limit per speaker)

Close Public Comment

CONSENT ITEMS – Items 1 – 26

Remove Items from the “Consent Items” and Vote on Remaining Consent Items

Approve Minutes

1. Approve Minutes for the July 6, 2020 Regular Council meeting.

Vacations of Right-Of-Way Set for Hearing (NONE)

Alcoholic Beverage License Applications Set for Hearing (August 3, 2020)

2. Great Western Corral, LLC DBA Golden Corral, 1180 North LaCrosse Street, for a Retail (on-off sale) Malt Beverage & SD Farm Wine License and a Retail (on-off sale) Wine and Cider license
3. Fleet Farm Group LLC DBA Fleet Farm Fuel, 1115 East Mall Drive, for a Retail (on-off sale) Malt Beverage & SD Farm Wine License and a Retail (on-off sale) Wine and Cider license
4. Fleet Farm Group LLC DBA Fleet Farm, 1001 East Mall Drive, for a Retail (on-off sale) Malt Beverage & SD Farm Wine License and a Retail (on-off sale) Wine and Cider license

Public Works Committee Consent Items

5. PW071420-01: Approve Change Order #1F to Complete Concrete, Inc for Star of the West Restrooms Bldg 2 Project No. 2564 / CIP No. 51249 for an increase of \$8059.00.
6. PW071420-02: Authorize Mayor and Finance Officer to Sign Professional Services Agreement between the City of Rapid City and Longbranch Civil Engineering, Inc. for Regency Court Storm Sewer Improvements, Project No. 2599/ CIP No. 51301, for an Amount not to Exceed \$42,520.00.

7. PW071420-03: Authorize Mayor and Finance Office to Sign Amendment No. 2 to the Agreement between the City of Rapid City and Longbranch Civil Engineering, Inc. for Professional Engineering Services for E. Idaho, E. Nevada and Ivy Street and Utility Reconstruction Project No 15-2253 / CIP 50421.3-1A and Willow, Ivy, and E. Fairlane Street and Utility Reconstruction Project No 15-2254 / CIP 50421.3-1B in the amount of \$5,850.00.
8. PW071420-04: Authorize staff to advertise for Pavement Rehabilitation Project – Mary Drive, Project No. 19-2545 / CIP 50844 for \$440,000.
9. PW071420-05: Authorize Staff to Advertise Bids for Northridge Dr. Overlay Project / Project No. 19-2554 / CIP No. 50549. Estimated Cost \$310,000.00
10. PW071420-06: Authorize staff to advertise bids for 2020 MIPS, Project No. 19-2559 / CIP No. 50298. Estimated Cost: \$210,000.
11. PW071420-07: Authorize Mayor and Finance Officer to sign two (2) copies of State of SDDOT Section 5339 Vehicle Facility Painting Sub-Recipient Agreement from FY2016 for \$11,157.
12. PW071420-08: Authorize Mayor and Finance Officer to sign agreement between the City of Rapid City and HDR Engineering, Inc. for Professional Services for Miscellaneous Improvements Projects, Project Number: 19 – 2540 / CIP #51132 in the amount of \$568,429.00.
13. PW071420-09: Approve Change Order No. 5F to Simon Contractors for 2019 Parks and Recreation Asphalt Paving Project No. PR19-6166 for a decrease of \$137,837.86.
14. PW071420-10: Authorize Staff to Purchase a 2020 Workman HDX 4WD with Full Box, ROPS Cab, Cab Heater and Alternator Kit for the Golf Maintenance Division with Omnia (IPA) Contract pricing in the amount of \$33,068.00.
15. PW071420-11: Authorize Staff to Purchase a 2020 Reelmaster 3555-D 3WD with 8 Blade DPA C/Units and Cutting Unit Weight Kit for the Golf Maintenance Division with Omnia (IPA) Contract pricing in the amount of \$48,370.00.
16. PW071420-12: Authorize Staff to Purchase a 2020 Greensmaster Triflex 3300 with Blade, Narrow Wiehle Rollers, Universal Groom Drive, Twin Tipped Groomers and LED Light Kit for the Golf Maintenance Division with Omnia (IPA) Contract pricing in the amount of \$41,627.00.
17. PW071420-13: Authorize Staff to Purchase a 2020 Groundsmaster 3200 4WD with 72" Side Discharge, Air Ride Seat Kit and Weight Kit for the Golf Maintenance Division with Omnia (IPA) Contract pricing in the amount of \$21,603.00.
18. PW071420-15: Request from KTM Design Solutions for an Exception to allow more than 40 dwelling units along E. Philadelphia Street with only one access. Per Section 2.6 of the Infrastructure Design Criteria Manual (IDCM), a single access can only serve 40 dwelling units unless an exception is approved by City Council.
19. PW071420-16: Request from KTM Design Solutions, Inc. for an Exception to allow more than 40 dwelling units with one point of access. Per Section 2.6 of the Infrastructure Design Criteria Manual (IDCM), a single access can only serve 40 dwelling units unless an Exception is approved by City Council.

Legal & Finance Committee Consent Items

20. LF071520-07 – Authorize Staff to Apply for and Accept if Awarded a 2020 Fire Prevention Tools Grant Through FM Global Corporation in the Amount of \$7,015.00
21. Acknowledge the Following Volunteers for Worker's Compensation Purposes: Deb Looby (RSVP+), Donna Franke (RSVP+), Connie Husband (RSVP+), Mary Jones (RSVP+), Sheila Kenny (RSVP+), Aisha Malik (RSVP+), Aisula Malik (RSVP+), Aleeya Malik (RSVP+), Alysala Malik (RSVP+), Asea Malik (RSVP+), Charlene Miller (RSVP+), Carol Vercoe (RSVP+), Gordon Vercoe (RSVP+), Janice Williams (RSVP+), Robert Williams (RSVP+), Janelle Jones (RSVP+), Frances Sanders (RSVP+), Kris Stewart (RSVP+), Shawn (Scott) Stewart (RSVP+), Amanda Dahl (Library)
22. LF071520-03 – Approve Resolution No. 2020-060 A Resolution Amending Certain Fees to be Charged in 2020 for Various Licenses, Permits and Applications.
23. LF071520-04 – Acknowledge May 2020 Sales Tax Report.

24. LF071520-05 – Approve Resolution No. 2020-061 A Resolution Levying Assessment for Abatement of Nuisances

Community Development Consent Items

25. LF071520-08 – Authorize the Mayor and Finance Officer to Sign Contract for Construction of Public Improvements by Private Developer for Tax Increment District 82 Between Yasmeen Dream, LLC and the City of Rapid City
26. LF071520-09 – Authorize the Mayor and Finance Officer to Sign the Assignment Agreement with Bank West for Contract for Construction of Public Improvements by Private Developer for Tax Increment District 82 Between Yasmeen Dream, LLC and the City of Rapid City

Bid Award Consent Items (NONE)

END OF CONSENT ITEMS

NON-CONSENT ITEMS – Items 27 – 32

Open Public Comment – Items 27 – 32 (3-minute time limit per speaker)

Close Public Comment

Ordinances

27. LF071520-01 – First Reading of Ordinance No. 6432 Regarding Supplemental Appropriation 4 for 2020.
Recommendation: Approve
28. LF071520-02 – First Reading of Ordinance No. 6433 Regarding Supplemental Appropriation 5 for 2020.
Recommendation: Approve

Public Works Committee Items

29. PW063020-24: Appeal by Western Housing Enterprises, LLC of an Exception Request denial to waive the requirement to improve Valley Drive to collector street standards. (This item was continued from the July 6, 2020 City Council meeting per applicant's request.)
Recommendation: Deny 4-1 with Roberts voting to grant the exception

Legal & Finance Committee Items

30. LF071520-10 – Authorize Mayor to Execute Certain Documents Which will Commit the City to Pay Monies Previously Allocated for the Renovation of Fitzgerald Stadium to a Financial Institution Financing a Portion of the Project on Behalf of Black Hills Sports, Inc.
Recommendation: Send to City Council without recommendation.

Community Development Items (NONE)

Other Board, Commission & Committee Items (NONE)

Bid Awards (NONE)

Alcoholic Beverage License Applications (NONE)

Reissuance
Special Event

Mayor's Items

31. CC072020-03 – Authorize up to \$75,000 Additional Funding for new Emergency Shelter Location Operations

Alderman Items

32. LF071520-11 – Discuss a New Ordinance Allowing for Urban Hens with Restrictions-Chair Darla Drew.

Staff Items (NONE)**Appeals (NONE)**

Planning Commission Appeals
License Appeals
Sign Code Appeals
Other Appeals Heard by the Council

PUBLIC HEARING ITEMS – Items 33 – 39

Open Public Hearing (comment) - Items 33 – 39 (3-minute time limit per speaker)
[Public Hearing Remains Open]

Close Public Hearing (comment) - Items 33 – 39

CONSENT PUBLIC HEARING ITEMS – Items 33 – 36

Remove Items from the “Consent Public Hearing Items” and Vote on Remaining Consent Items

Alcohol Licenses

33. Naja Shriners for a SPECIAL EVENT On-Sale Dealer License for an event scheduled for July 25, 2020 at Naja Shrine Center, 4091 Sturgis Road
34. City of Rapid City DBA Rushmore Plaza Civic Center, 444 Mt. Rushmore Rd, for a Retail (on-off sale) Malt Beverage & SD Farm Wine license
35. 19. Spiker Management DBA LaVida, 1001 E North Street for a Retail (on-off sale) Wine and Cider license TRANSFER from Fiesta Tequila Mexican Restaurant LLC DBA Fiesta Tequila Mexican Restaurant, 1001 E North Street

Assessment Rolls

36. LF071520-06 – Approve Resolution No. 2020-052B A Resolution Levying Assessment for Downtown Business Improvement District 2020

Other Items Requiring Public Hearings (NONE)

END OF CONSENT PUBLIC HEARING CALENDAR

NON-CONSENT PUBLIC HEARING ITEMS – Items 37 – 39

37. No. 20RZ031 – Second Reading, Ordinance 6426, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KTM Design Solutions, Inc. for BH Capital 4, LLC for a Rezoning request from General Agricultural District to Light Industrial District for property generally described as being located southeast of the intersection of N. Creek Drive and Eglin Street.
Recommendation: Approve
38. 20OA003 – Second Reading of Ordinance No. 6423 an Ordinance Amendment to Recodify Establishment and Organization of the Historic Preservation Commission by Removing Section 17.54.010E and Adding Chapter 2.62 to the Rapid City Municipal Code
Recommendation: Approve

39. 20OA004 – Second Reading of Ordinance No. 6434 an Ordinance Amendment to Revise the Requirement for a Planned Development Overlay by Amending Section 17.50.050 of the Rapid City Municipal Code
Recommendation: Approve

BILLS

40. No. CC072020-01 – Bill List for July 20, 2020

ADJOURN