

**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, October 16, 2017**

**ROLL CALL AND DETERMINATION OF QUORUM**

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

**PLEDGE OF ALLEGIANCE**

**ADOPTION OF AGENDA**

**AWARDS AND RECOGNITIONS**

1. Sustainability Committee - Western SD Community Action Award
2. Employee Service Award, Cathleen Bock
3. Employee Service Award, Brian Blenner

**MAYOR'S ITEMS**

4. No. CC101617-04.2 – Confirm Appointment of Nick Stroot as Community Resources Director and Authorize Mayor and Finance Officer to sign employment contract.
5. Swearing in of Nick Stroot as Community Resources Director

**GENERAL PUBLIC COMMENT**

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 6 – 42

**Open Public Comment** – Items 6 – 26

**Close Public Comment**

**CONSENT ITEMS** – Items 6 – 26

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

***Approve Minutes***

6. Approve Minutes for the October 2, 2017 Regular Council meeting.

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

***Alcoholic Beverage License Applications Set for Hearing (November 6, 2017)***

7. Dolgen Midwest LLC DBA Dollar General Store #18267, 1137 E St Patrick Street for a Package (off sale) Malt Beverage License and Retail (on-off sale) Wine License
8. Rapid City Catholic School System DBA Rapid City Catholic School System for a SPECIAL EVENT Malt Beverage and On-Sale Wine Licenses for an Event Scheduled for December 1, 2017 at 2101 City Springs Road

9. Hartmann Enterprises LLC DBA Time Square Liquor, 13 New York Street for a Package (off-sale) Liquor License TRANSFER from Wisdom Inc. DBA Wisdom Inc. Country Inn & Suites #2, 2321 N LaCrosse Street

***Public Works Committee Consent Items***

10. PW101017-01 – Approve Change Order #1 to Rapid Construction, LLC. for Rapid Valley Sanitary Sewer Bypass, Project No. 13-2076 / CIP No. 50911 for an increase of \$20,872.55.
11. PW101017-02 – Approve Change Order #1F to Heavy Constructors, Inc. for Mallow Street Radius Reconstruction, Project No. 16-2340 / CIP No. 51118 for an increase of \$2,710.79.
12. PW101017-03 – Approve Change Order #1F to Mainline Contracting, Inc. for East Rapid City Water Expansion Water Reclamation Facility Water Main Extension, Project No. 14-2196 / CIP 50964.D for a decrease of \$63,562.46.
13. PW101017-05 – Authorize Mayor and Finance Officer to Sign an Amendment to the Agreement between the City of Rapid City and Ferber Engineering Company for 38th Street Reconstruction – Clifton Street to Range Road, Project No. 15-2232 / CIP No. 50716.1 and Project No. 15-2233 / CIP No. 50716.2, for an increase of \$17,696.00 and amend the project completion date.
14. PW101017-08 – Approve Contract Extension to Pete Lien & Sons, Inc. for Ice Sanding Materials for the 2018 calendar year.
15. PW101017-11 – Authorize Mayor and Finance Officer to Sign an Agreement Between the City of Rapid City and Mountain States Security for Parks and Parks and Recreation Department Security Services
16. PW101017-04 – Authorize Staff to Advertise for Bids for 38th Street Reconstruction – Clifton Street to Range Road, Project No. 15-2232 / CIP No. 50716.1 and Project No. 15-2233 / CIP No. 50716.2. Estimated cost \$3,100,000.00.

***Legal & Finance Committee Consent Items***

17. LF101117-08 – Approve Resolution No. 2017-090 Declaring 108 East Main Street Surplus and Appointing Freeholders to Appraise the Property.
18. LF101117-09 – Authorize Mayor and Finance Officer to Sign Agreement with Vigilant Analytics for Crime Analysis Services.
19. LF101117-02 – Approve Change Order for Purchase of Fire Apparatus.
20. Acknowledge the Following Volunteers for Worker's Compensation Purposes: Paige Cadotte (RSVP+), William Clark (Police Department), John St. James (Police Department), Jim Frost (RSVP+), Victoria Toner (RSVP+), Mike LaBonte (Parks and Recreation), Ron Nankivel (Parks and Recreation), JoAnn Stearns (Parks and Recreation), Anne Britton (Parks and Recreation), Dustin Calhoun (Parks and Recreation), Herb Kistler (Parks and Recreation), Harvey Kistler (Parks and Recreation), Kurt Katzenstein (Parks and Recreation), Tyler Liebsch (Parks and Recreation), Ross Wunderlich (Parks and Recreation), Liz Wunderlich (Parks and Recreation), Jenny Behlings (Parks and Recreation), Carol Nankivel (Parks and Recreation), Dann Nankivel (Parks and Recreation), Zach Glissendorf (Parks and Recreation), Dustin Calhoun (Parks and Recreation), Genique Elliott (RSVP+), Michael Hansen (RSVP+), Freda Stubsten (RSVP+), Jerry Munson (RSVP+).
21. LF101117-04 – Approve Resolution No. 2017-087 a Resolution Cancelling Checks or Warrants Not Presented for Payment Within One Year of Date of Issuance.
22. LF101117-05 – Approve Resolution No. 2017-089A a Resolution Fixing Time and Place for Hearing on Assessment Roll for Cleanup of Miscellaneous Property.
23. LF101117-10 – Authorize Mayor and Finance Officer to Sign FY2017 Community Development Block Grant Contract with HUD.
24. 17TP022 – Approve the 2018 Unified Planning Work Program.
25. 17TP023 – Approve the Agreement Between the City of Rapid City and the South Dakota Department of Transportation for Accomplishing the Rapid City Area Transportation Planning Process in the Amount of \$632,205.

26. LF101117-06 – Authorize Mayor and Finance Officer to Sign an Agreement Between the City of Rapid City and Rural America Initiatives Inc. for the Use of City Vision Funds to Construct a New Head Start Facility.

***Community Planning & Development Services Department Consent Items (NONE)***

***Bid Award Consent Items (NONE)***

END OF CONSENT ITEMS

**NON-CONSENT ITEMS** – Items 27-42

**Open Public Comment** – Items 27-42

**Close Public Comment**

***Ordinances***

27. PW101017-09 – First Reading, Ordinance 6201, An Ordinance to Revise the Rates, Fees, and Charges for City's Water Utility by Amending Chapter 13.08 of the Rapid City Municipal Code.  
**Recommendation: Approve**
28. PW101017-10 – First Reading, Ordinance 6202, An Ordinance to Revise the Rates, Fees, and Charges for City's Sewer Utility by Amending Chapter 13.16 of the Rapid City Municipal Code  
**Recommendation: Approve**
29. No. 17RZ025 - First Reading, Ordinance 6193, An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KTM Design Solutions, Inc. for Maguire Services, LLC for a Rezoning from Park Forest District to Low Density Residential District for property generally described as being located southeast of the intersection of Oak Avenue and Indiana Street  
**Recommendation: Deny**
30. LF101117-07 – First Reading, Ordinance No. 6192, An Ordinance to Adopt the 2017 Edition of the National Electrical Code and to Amend Local Provisions by Amending Chapter 15.16 of the Rapid City Municipal Code.  
**Recommendation: Approve**

***Community Planning & Development Services Department Items***

31. No. 17PL088 - A request by Renner Associates, LLC for Triple R Construction for a Preliminary Subdivision Plan for proposed Lots A, B and C of Block 6 of Schambers Addition, generally described as being located at 3647 Schamber Street.  
**Recommendation: Approve with stipulations**
32. No. 17PL096 - A request by KTM Design Solutions, Inc for North Atlantic Developers LLC, Delaware Land Holdings, LLC, Envirocutt, LLC for a Preliminary Subdivision Plan for proposed Lots A, B, C, D, E, F, G and H of Buffalo Crossing West Subdivision, generally described as being located northwest of the intersection of Catron Boulevard and Mt. Rushmore Road.  
**Recommendation: Approve with stipulations**
33. No. 17PL097 - A request by KTM Design Solutions, Inc for BH Capital 4, LLC and Pete Hendricksen for a Preliminary Subdivision Plan for proposed Lots A, B, C, D, E, F, G, H, J, and K of North Valley Park, generally described as being located southeast of the intersection of Creek Drive and Eglin.  
**Recommendation: Approve with stipulations**
34. No. 17PL098 - A request by KTM Design Solutions, Inc for KTM Design Solutions, Inc. for a Preliminary Subdivision Plan for proposed Lots 2 and 3 of Block 5 and Lots 5 and 6 of Block 1 of Big Sky Business Park, generally described as being located north of Neel Street.  
**Recommendation: Approve with stipulations**

***Legal & Finance Committee Items (NONE)******Public Works Committee Items***

35. PW101017-06 – Approve Resolution 2017-088, A Resolution Amending Certain Fees to be Charged for Various Services, Licenses, Permits and Applications.  
**Recommendation: Send to Council without recommendation**
36. PW101017-07 – Approve City of Rapid City Financial and Rate Setting Policies for the Water and Water Reclamation Utilities.  
**Recommendation: Send to Council without recommendation**
- 36A. PW092617-13 – Appeal of Denied Exception Request by Prairie Valley Development Company, LLC to Waive the Requirement to construct a 12-inch Diameter Water Main in Anderson Road. (This item was continued from the October 2, 2017 City Council meeting.)  
**Original Recommendation: Deny the exception 4-1, with Modrick, Drew, Salamun and Nordstrom voting yes and Roberts voting no.**

***CIP Committee Items (NONE)******Other Board, Commission & Committee Items (NONE)******Bids (NONE)******Alcoholic Beverage License Applications (Items 37-40)*****2018 Retail (on-sale) Liquor License Renewals**

37. The Retired Enlisted Assoc. Inc. DBA Chapter #29, 1981 Centre Street for a Retail (on-sale) Liquor License
38. Oasis Lounge Inc. DBA Oasis Lounge, 711 Main Street for a Retail (on-sale) Liquor License
39. Heinsel Investments LLC DBA Comfort Suites, 1333 N Elk Vale Rd for a Retail (on-sale) Liquor License

**2018 Retail (On-Off Sale) Wine License Renewals**

40. Robert W Johnson DBA Canyon Lake Pub & Casino, 4116 Jackson Blvd for a Retail (on-off sale) Wine License

***Council Items & Liaison Reports (NONE)******Staff Items***

41. CC101617-03 – Approve Resolution 2017-096 Acknowledging Correction to the May 15, 2017 City Council Minutes

***Appeals - License Appeals***

42. CC090517-04.1 Appeal of Denied Security License – Raymond Patterson. (This item was continued from the September 5, 2017 City Council Meeting.)

**PUBLIC HEARING ITEMS** – Items 43-45**Open Public Hearing** - Items 43-45**Close Public Hearing** - Items 43-45**CONSENT PUBLIC HEARING ITEMS** – Items 43-45Remove Items from the “Consent Public Hearing Items” and Vote on Remaining Consent Items***Community Planning & Development Services Department Items (NONE)***

**Alcohol Licenses**

43. Rapid City Chamber of Commerce for a SPECIAL EVENT Malt Beverage and On Sale Wine for an event scheduled for October 19, 2017 at Premier Home Mortgage, 3024 Tower Road
44. The Guadalajara's LLC DBA Guadalajara's Mexican Restaurant & Cantina, 2205 N. LaCrosse Street for a Retail (on-sale) Liquor License TRANSFER from Wisdom Inc. DBA Wisdom Inc., 2205 N. LaCrosse Street (INACTIVE)

**Assessment Rolls**

45. LF101117-01 – Approve Resolution No. 2017-083B a Resolution Levying Assessment for Cleanup of Miscellaneous Property.

**Other Items Requiring Public Hearings (NONE)**

END OF CONSENT PUBLIC HEARING CALENDAR

**NON-CONSENT PUBLIC HEARING ITEMS** – Items 46-47

46. No. 17RZ028 - Second Reading, Ordinance 6199 An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by DTH, LLC for a Rezoning from Agricultural District to Light Industrial District for property generally described as being located east of Dyess Avenue.

**Recommendation: Approve**

47. 17VR007 – Radio Towers Subdivision - A request by Shanon Vasknetz of Baseline Surveying for Rockne Rapp Trust for a Vacation of Right-of-Way for property generally described as being located in the southeast corner of the intersection of E. Franklin Street and Cherry Avenue.

**Recommendation: Staff recommends that this item be continued to the November 6, 2017 City Council Meeting as the stipulation of approval has not been met.**

**BILLS**

48. No. CC101617-01 – Bill List for October 16, 2017

**ADJOURN**