

PROCEEDINGS OF THE CITY COUNCIL  
Rapid City, South Dakota

March 19, 2018

Pursuant to due call and notice thereof, a regular meeting of the City Council of the City of Rapid City was held at the City/School Administration Center in Rapid City, South Dakota on Monday, March 19, 2018 at 6:30 P.M.

The following members were present: Mayor Steve Allender and the following Alderpersons: Amanda Scott, Darla Drew, Ritchie Nordstrom, Lisa Modrick, Jason Salamun, Chad Lewis, Laura Armstrong, Steve Laurenti, and Becky Drury the following Alderpersons arrived during the course of the meeting: NONE and the following were absent: John Roberts.

Staff members present included: Finance Officer Pauline Sumption, City Attorney Joel Landeen, Public Works Director Dale Tech, Police Chief Karl Jegeris, Fire Chief Rod Seals, Community Development Director Ken Young, Parks and Recreation Director Jeffrey Biegler, Community Development Specialist Barb Garcia, Long Range Planner Sarah Hanzel, and Administrative Coordinator Heidi Weaver-Norris

**ADOPTION OF AGENDA**

Motion was made Salamun, second by Scott and carried to adopt the agenda.

**AWARDS AND RECOGNITIONS**

Mayor Allender presented the Veteran of the Month for March 2018 to Edward Knudsen and recognized his efforts and dedication to the service of his country and community.

**GENERAL PUBLIC COMMENT**

Thomas Haar, from Boy Scout Troop 72, told the Council his troop was present to fulfill merit badge requirements to go up in rank.

James Gandy addressed the Council. He wanted to voice his opinion on the location of the new Civic Center. He stated that the Sanford Premier Center in Sioux Falls is not located downtown and people have to drive to get to shopping and restaurants there. He wanted to know why the new Civic Center couldn't be built south of the hospital, away from downtown. He believes this location is better situated for parking. Mayor stated he would get Mr. Gandy some information.

**NON-PUBLIC HEARING ITEMS** -- Items 2 – 35

**CONSENT ITEMS** – Items 2 – 28

The following items were removed from the Consent Items:

16. PW031318-11 – Authorize Staff to Purchase One (1) Current Model Year Bobcat E85 T4 R-Series Compact Excavator from the National Joint Powers Agreement, Contract #042815-CEC. Estimated Cost: \$91,069.94.
17. PW031318-12 – Authorize Staff to Purchase a 2018 Ford F750 Diesel Super Cab Chassis with 14' Chipper Body from National Auto Fleet Group with NJPA Pricing for a total price of \$100,005.00.
18. PW031318-13 – Authorize Staff to Purchase Three (3) Hustler Z Diesel Mowers from Power House with Trade-in of a 2008 Walker Super B Mower, a Jacobson Sweeper, Two (2) Exmark Diesel Mowers and a Jacobson Mower with NJPA Pricing in the Amount of \$36,695.00.

19. PW031318-14 – Authorize Mayor and Finance Officer to sign Permanent Access Easement to allow Rapid City School District to use the property for lighting, parking lot construction and maintenance of the property located north of Meadowbrook Elementary School.
25. LF031418-03 – Acknowledge Update from the Opportunity Capture Fund Committee

Motion was made by Lewis, second by Nordstrom and carried unanimously to approve items 2-28 as they appear on the Consent Items with the exception of Items 16, 17, 18, 19 and 25.

#### ***Approve Minutes***

2. Approve Minutes for the March 5, 2018 Regular Council meeting.

#### ***Alcoholic Beverage License Applications Set for Hearing (April 2, 2018)***

3. Main Street Square DBA Main Street Square for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine license for events scheduled for May 5, 2018; May 12, 2018; August 12, 2018; and October 6, 2018 at Main Street Square, 526 Main Street.
4. Ana Line Enterprises, LLC DBA Sabor A Mexico, 208 E North St. for a Retail (on-off sale) wine License.
5. Apple RAP, LLC DBA Applebee's Neighborhood Grill & Bar, 2160 Haines Ave for a Retail (on-sale) Liquor License TRANSFER from Porter Apple Company, DBA Applebee's Neighborhood Grill & Bar, 2160 Haines Avenue.

#### ***Public Works Committee Consent Items***

6. PW031318-01 – Confirm the Reappointments of Bob Brandt, David Asbridge, and Michele Seaman and New Appointment of Herbert 'Andy' Mitchell to the Building Board of Appeals.
7. PW031318-02 – Approve Change Order 3 to Lind-Exco, Inc. for West Omaha Drainage and Utility Improvements, Project No. 15-2316 / CIP No. 50904.1 for an increase of \$9,365.13.
8. PW031318-03 – Approve Change Order 3 to R.C.S. Construction, Inc. for E. Idaho, E. Nevada, Ivy Ave Street and Utility Reconstruction and Meade/Hawthorne Drainage Element 221 Improvements, Project No. 15-2253 / CIP No. 5421.3.1B for an increase of \$71,401.29.
9. PW031318-04 – Authorize Staff to Advertise for Bids for Pavement Rehabilitation Project – E Van Buren Street, Project No. 17-2418 / CIP No. 50844. Estimated Cost: \$250,000.00.
10. PW031318-05 – Authorize Staff to Advertise for Bids for Pavement Rehabilitation Project – Berry Boulevard, Project No. 17-2413 / CIP No. 50549. Estimated Cost: \$200,000.00.
11. PW031318-06 – Authorize Staff to Advertise for Bids for Cationic Sludge Polymer. Estimated Cost: \$60,000.00.
12. PW031318-07 – Authorize Mayor and Finance Officer to Sign an Agreement Between the City of Rapid City and Bella Vista LLC for Installation of Water and Sewer Service Infrastructure.
13. PW031318-08 – Authorize Mayor and Finance Officer to Sign a Permanent Utility Easement with Black Hills Power, Inc. for Landfill Cell 18 Liner and Leachate Collection, Project No. 16-2371.
14. PW031318-09 – Approve request by Bella Vista, LLC, for authorization to prepare an H-Lot located in Lot I, Utility Subdivision, NW¼NE¼ of S27, T1N, R7E, B.H.M., Rapid City, Pennington County, SD, and to authorize the acceptance of deed.
15. PW031318-10 – Approve Acceptance of Infrastructure for Menard Subdivision, Childcare Facility Public Sewer Main - DEV17-1386.

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

20. LF031418-02 – Approve the Appointment of Harry Christianson to the Hotel BID Board
21. Acknowledge the Following Volunteers for Worker's Compensation Purposes: Robert Hodgens (RSVP+), Easton Stout (RSVP+), Connor Gronski (RSVP+), Chris Linder (RSVP+), Heidi Weis (RSVP+), Jim Jeffries (RSVP+), Alice Mensinger (RSVP+), Tessa Mitchell (Police Department), Hung Pham (Library)

22. LF031418-04 – Approve Resolution No. 2018-024 a Resolution Declaring Miscellaneous Personal Property Surplus

## Resolution #2018-024

## RESOLUTION DECLARING MISCELLANEOUS PERSONAL PROPERTY SURPLUS

WHEREAS the below-described property is no longer necessary, useful or suitable for municipal purposes

NOW, THEREFORE, BE IT RESOLVED that the following property be declared surplus and disposed of according to state statutes, including disposal, sale or trade-in on new equipment:

**From: Rapid Transit (618)**

For Trade:

2012 Chevrolet Eldorado Bus VIN: 1GB6G5BL5C1178452, Mileage 104,500

2012 Chevrolet Eldorado Bus VIN: 1GB6G5BL3C1178403, Mileage 103,000

**From: Police Department (201)**

For trade/donation:

2 Martin Furniture L-Shaped wood desks

1 Dark wood desk

1 Metal desk

1 Metal computer desk

2 4-drawer filing cabinets

Several aluminum and foam slabs-from evidence freezer

**From: Cemetery (860)**

For Trade:

2007 Stihl FS-90R weed trimmer, 271818093

2004 Husqvarna chain saw 350, 33502770

2008 Stihl FS-90R weed trimmer, 274960476

2007 Stihl FS-90R weed trimmer, 271818550

BE IT FURTHER RESOLVED that the Mayor and Finance Officer may do all acts necessary to dispose of this property according to state law.

Dated this 19th day of March, 2018.

CITY OF RAPID CITY

s/ Steve Allender

Mayor

ATTEST:

s/ Pauline Sumption

Finance Officer

(SEAL)

23. LF031418-08 – Approve Audit Report of City of Rapid City – 2016 Financial and Compliance Report
24. LF031418-09 – Acknowledge January 2018 Sales Tax report
26. LF031418-05 – Approve FY2013 & FY2017 Community Development Block Grant – Youth & Family Services CDBG Grant Funds Subordination Request with minor language changes made by the City Attorney's Office
27. 18TP011 – Authorize Mayor and Finance Officer to Sign the Professional Services Agreement for the Coordinated Public Transit – Human Services Transportation Plan with Nelson-Nygaard

Consulting Associates, Inc. in an amount not to exceed \$83,330 with minor legal language changes.

***Bid Award Consent Items***

28. No. CC031918-02.1 - Approve award of total bid for two (2) Paratransit Vehicles, opened March 13, 2018, to the lowest responsible bidder, Telin Transportation in the amount of \$159,272.

**END OF CONSENT ITEMS**

Mayor read in item (PW031318-11) Authorize Staff to Purchase One (1) Current Model Year Bobcat E85 T4 R-Series Compact Excavator from the National Joint Powers Agreement, Contract #042815-CEC. Estimated Cost: \$91,069.94. In response to a question from Armstrong, Biegler said the city is part of the National Joint Powers Alliance. There is significant cost savings through them. Local vendors are part of the alliance and can also do price matching. Motion was made by Lewis, second by Salamun and carried to approve.

Mayor read in item (PW031318-12) Authorize Staff to Purchase a 2018 Ford F750 Diesel Super Cab Chassis with 14' Chipper Body from National Auto Fleet Group with NJPA Pricing for a total price of \$100,005.00. Motion was made by Laurenti, second by Armstrong and carried to approve.

Mayor read in item (PW031318-13) Authorize Staff to Purchase Three (3) Hustler Z Diesel Mowers from Power House with Trade-in of a 2008 Walker Super B Mower, a Jacobson Sweeper, Two (2) Exmark Diesel Mowers and a Jacobson Mower with NJPA Pricing in the Amount of \$36,695.00. Motion was made by Drury, second by Scott and carried to approve.

Mayor read in item (PW031318-14) Authorize Mayor and Finance Officer to sign Permanent Access Easement to allow Rapid City School District to use the property for lighting, parking lot construction and maintenance of the property located north of Meadowbrook Elementary School. In response to a question from Drew, Biegler said there was no cost to the school to obtain the easement. There will be reconstruction on the front parking lot and the easement is needed to proceed. Biegler said there is some land in the city that is owned by both the school and the city and they are trying to figure those out right now. But those have nothing to do with this property. Motion was made by Lewis, second by Armstrong and carried to approve.

Mayor read in item (LF031418-03) Acknowledge Update from the Opportunity Capture Fund Committee. Salamun asked to abstain from the vote. Motion was made by Lewis, second by Drury and carried to acknowledge update from the Opportunity Capture Fund Committee 8-0 with Salamun abstaining.

**NON-CONSENT ITEMS** – Items 29 – 35***Ordinances***

Ordinance 6225 (LF022818-05) An Ordinance to Amend Provisions Concerning Appeals to the Building Board of Appeals by Amending Sections 15.04.120 and 15.04.130 of the Rapid City Municipal Code having passed its first reading on March 5, 2018 motion was made by Salamun, second by Laurenti that the title be read the second time. Upon vote being taken the following voted AYE: Scott, Drew, Nordstrom, Modrick, Salamun, Lewis, Armstrong, Laurenti, and Drury; NO: None; whereupon the Mayor declared the motion passed and Ordinance No. 6225 was declared duly passed upon its second reading.

Ordinance 6243 (LF031418-06) An Ordinance Regarding Supplemental Appropriation #2 for 2018. Motion was made by Laurenti, second by Scott and carried that Ordinance 6243 be placed upon its first reading and the title was fully and distinctly read.

Ordinance 6241 (No. 18RZ006) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Aces for Mike Kuhl of Pennington County for a Rezoning request from General Commercial District to Public District for property generally described as being located south of Kansas City Street between 4th Street and 1st Street. Motion was made by Drury, second by Drew and carried that Ordinance 6241 be placed upon its first reading and the title was fully and distinctly read and second reading set for Monday, April 2, 2018.

### ***Public Works Committee Items***

Drew read in item (PW031318-15) Request funding to construct an approximately 1,400 ft. collector street to provide access to a proposed 175 acre residential subdivision located south of Catron Blvd. and east of Wellington Drive, estimated cost of \$1,500,000. Motion was made by Drew, second by Nordstrom to continue to the April 16, 2018 City Council meeting per the applicant's request. Motion carried.

Drew read in item (PW031318-16) Approve Staff's Request to Acknowledge the Downtown Parking Study Recommendations, Establish a Parking Advisory Committee, and Direct Staff to Develop a Parking Implementation Strategy. Motion was made by Drew, second by Armstrong to approve. Jeremiah Simpson with Walker Consultants gave the presentation on the downtown parking study. He said the local subcontractor was KLJ and Progressive Urban Management Associates, who helped prepare the downtown area master plan in 2016 and 2017. He said there was a comprehensive parking study done over the last year. They addressed parking management concerns, created roadmaps for implementing strategies and provided key recommendations. One key recommendation was to install smart meters in high demand areas. These would be credit card enabled meters. The study suggested removing coin operated meters from peripheral blocks, replace with universal 2-hour time limits to protect commercial zones and implement on-street employee resident permits to better leverage resources in the peripheral streets. They also suggested allowing some spaces at discounted rates beyond the core area. They suggested installing the parking meters and re-evaluating the allocation of the parking garage and the Sixth and St. Joseph's parking lot to make sure that these spaces are well utilized. They have asked the city to look closely at their permanent allocation to make sure that these resources are utilized to about 85-90% consistently throughout the week day. They suggested the city engage in extensive community outreach during and prior to the transition. They recommend establishing a sustaining parking advisory committee. Get community excited about technology. They advise to plan for a fiscally responsible/sustainable parking and transportation program. Simpson spoke of projected benefits. Encourage turnover on key block faces while allowing for flexibility and enhanced customer service. He said about 100-150 vehicles are doing the employee shuffle. This is out of about 450 available parking spots. Excited to see revenue generation change from punitive or citations to consumer choice, paying for what you need. Another benefit would be to free up parking for customer and visitor parking. They would like to rebalance the allocation of employee parking to lots, garages and peripheral blocks. Research indicates that a Level of Service A is about 400 feet. Employees can be expected to walk 400-800 or 800-1200 feet to get to their destination. Another benefit would be to create new capacity for downtown leased and monthly parking. Upgrading aging infrastructure, while improving functionality is another benefit. Meters are out of date, they require maintenance, and consumers might not be carrying change to use them. They suggest removing them, too much upkeep and don't generate a lot of revenue. Simpson is asking that the Mayor and Council acknowledge the recommendations. They are asking to establish a parking advisory committee and direct staff to establish a parking implementation strategy. Simpson said there is vibrancy here and there should be no problem making these changes and keeping downtown vibrant. In response to a question from Salamun, Simpson said parking was not evaluated if the new arena is built. They looked at infill development opportunities east of Fifth Street. He said they did look at growth projections and it did not look like any new capacity was needed. He said the current parking needs should be used more efficiently. Parking is sufficient for 5 year growth. They did look at public use in the Pennington County garage. Salamun asked about movie theatre parking, Simpson said meters could be used that increase the price if they choose to stay longer than two hours. Nordstrom thanked Simpson for the presentation. Simpson said the movie theatre customers would be close to meters to pay for time over two hours. They suggested installing meters in the Sixth and St

Joseph lot as well. Consider case by case look at what other businesses might need for meters. Nordstrom suggested one or more business owners on the advisory committee as well as a council liaison. In response to a question from Nordstrom, Simpson addressed the "hashtag" streets. He said they suggested getting 12, 24-block faces, beyond that they recommend 2-hour universal time limits for the historic downtown core which is essentially all of the areas that currently have parking meters. There is evidence of a number of spaces within the 3-hour time limits that aren't turning over. This happens more frequently in 3-hour time limits than 2-hour limits because of the times that enforcement happens generally you only have to move your car once during a break. Employees want more convenient options. They need to re-establish good habits and purchase a permit or park where they have a permit instead of taking customer parking. In response to a question from Drew, Simpson said the spaces in the ramp on the first floor are not highly utilized at all times and they would like to get that space rebalanced. He said visitors are more likely to park on-street than in the garage. He said signage in the garage is fine. Simpson said the permit system could be used for the county garage and it would be a good use of space. Drew wants the smart meters to generate revenue and Simpson said it would. He said it would cost between \$500 and \$600 to retrofit if the poles are in place. It would be around \$1000 for the single space smart meters if not retrofit. He said the vendor works with the agency and doesn't require upfront infrastructure costs. Instead they take a percentage of revenues as payment. In response to a question from Scott, Simpson said 450 smart meters are suggested initially and then eventually changing all downtown meters to smart meters. Motion carried 9-0.

#### ***Legal & Finance Committee Items***

Scott read in item (LF031418-07) Authorize Mayor and Finance Officer to Sign Contract for Construction of Public Improvements Through Private Developer Tax Increment District Number Eighty Between The North Atlantic Developers, LLC and the City of Rapid City. Motion was made by Lewis, second by Armstrong to approve. Motion carried 7-2 with Scott and Laurenti voting no.

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

Motion was made by Salamun, second by Laurenti and carried to approve (No. 18PL005) A request by Renner Associates, LLC for ETC Venture, LLC for a Preliminary Subdivision Plan for Lots 10A, 10B, 11-18, and Park Tract of Block 7; LOTS 3-8 of Block 8; Lots 1-9, 10A, 10B, 11A, 11B, 12A, 12B, 13A, and 13B of Block 9; Lots 1A, 1B, 2A, 2B, 3A, 3B, and 4-23 of Block 10; Lots 1A, 1B, 2A, 2B, 3A, 3B, 4A, 4B, 5A, 5B, 6A, 6B, 7A, 7B, 8A, 8B, 9A, 9B, 10A, 10B, 11A, 11B, 12A, 12B, Drainage Lot, and Sign Lot of Block 11; LOTS 1A, 1B, 2A, 2B, 3A, 3B, 4A, 4B, 5A, 5B, 6A, 6B, 7A, 7B, 8A, 8B, 9A, 9B, 10A, 10B, 11A, 11B, 12A, 12B, 13A, 13B, AND 14-23 of Block 12; Lots 1A, 1B, 2A, 2B, 3A, 3B, 4A, 4B, 5A, 5B, 6A, 6B, 7A, 7B, 8A, 8B, 9A, 9B, 10A, 10B, 11A, and 11B of Block 13 of Copperfield Vistas Subdivision, generally described as being located northeast of the intersection of Homestead Street and Summerfield Drive with the following stipulations: 1. Upon submittal of a Development Engineering Plan application, the redline comments shall be addressed. In addition, the redline comments shall be returned with the Development Engineering Plan application. The revised plans shall be to a readable scale; 2. Prior to approval of the Development Engineering Plan application, submitted engineering reports required for construction approval shall be accepted and agreements required for construction approval shall be executed if subdivision improvements are required. In addition, permits required for construction shall be approved and issued and construction plans shall be accepted in accordance with the Infrastructure Design Criteria Manual. All final engineering reports shall be signed and sealed by a Professional Engineer and contain a Certification Statement of Conformance with City Standards as required by the Infrastructure Design Criteria Manual; 3. Upon submittal of a Development Engineering Plan application, construction plans for Copperfield Drive, Rosie Lane, Summerfield Drive, Bar Five Ranch Road, Allison Lane and Jessup Lane shall be submitted for review and approval showing the streets located in a minimum 52 foot wide right-of-way and constructed with a minimum 26 foot wide paved surface, curb, gutter, sidewalk, street light conduit, water and sewer in compliance with the Infrastructure Design Criteria Manual and the Rapid City Municipal Code or an Exception shall be obtained. If an Exception is obtained a copy of the approved document shall be submitted with the Development Engineering Plan application; 4. Upon submittal of a Development Engineering Plan application, water plans and analysis prepared by a Registered

Professional Engineer shall be submitted for review and approval in accordance with the Infrastructure Design Criteria Manual. The design report shall demonstrate that the water service is adequate to meet estimated domestic flows and required fire flows to support the proposed development. In addition, utility easements shall be provided as needed; 5. Upon submittal of a Development Engineering Plan application, a sewer design report prepared by a Registered Professional Engineer as per the Infrastructure Design Criteria Manual shall be submitted for review and approval. The design report shall demonstrate that the sanitary sewer capacity is adequate to meet estimated flows and provide sufficient system capacity in conformance with the Infrastructure Design Criteria Manual. Utility easements shall also be provided as needed; 6. Upon submittal of a Development Engineering Plan application, a drainage plan and report prepared by a Registered Professional Engineer as per the Infrastructure Design Criteria Manual and the Rapid City Municipal Code shall be submitted for review and approval for the proposed subdivision improvements. The drainage report shall address storm water quantity control and storm water quality treatment. In addition, easements shall be provided as needed; 7. Upon submittal of a Development Engineering Plan application, a revised Master Plan shall be submitted for review and approval to ensure that no more than 40 dwelling units have one point of access or an Exception shall be obtained. If an Exception is obtained, a copy of the approved Exception shall be submitted with the Development Engineering Plan application; 8. Prior to approval of the Development Engineering Plan application, a Development Agreement shall be entered into with the City for all public improvements; 9. Upon submittal of a Development Engineering Plan application, a note shall be placed on the plat document identifying a 6 foot wide maintenance easement along the common lot line of all townhome lots; 10. Upon submittal of a Development Engineering Plan application, a cost estimate of the required subdivision improvements shall be submitted for review and approval; 11. Upon submittal of a Final Plat application, an approved agreement shall be submitted for recording securing ownership and maintenance of the drainage lot, the sign lot and the park tract; and, 12. Prior to the City's acceptance of the public improvements, a warranty surety shall be submitted for review and approval as required.

#### **CONSENT PUBLIC HEARING ITEMS** – Items 36 – 40

Motion was made by Laurenti, second by Drury to approve Consent Public Hearing Items 36-40 except Item 40. Scott asked that item 40 be removed per Sumption's request. Motion carried.

#### ***Alcohol Licenses***

36. Eni Tulistiya DBA Hana Restaurant, 3550 Sturgis Rd for a Retail (on-off sale) Malt Beverage License and Retail (on-off sale) Wine License TRANSFER from Hana Corp. DBA Hana, 3550 Sturgis Rd
37. Rapid City Chamber of Commerce DBA Rapid City Chamber of Commerce for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine license for an event scheduled for April 10, 2018 at Black Hills Corporation / Black Hills Energy, 7001 Mt. Rushmore Road
38. Rapid City Chamber of Commerce DBA Rapid City Chamber of Commerce for a SPECIAL EVENT Off-Sale Package Wine and Off-Sale Package Malt Beverage license for an event scheduled for April 28, 2018 at Best Western Ramkota, 2111 N. LaCrosse Street
39. Special Olympics South Dakota DBA Special Olympics South Dakota for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine license for an event scheduled for April 7, 2018 at Black Hills Harley Davidson, 2820 Harley Drive

#### ***Assessment Rolls***

Mayor read in item (LF031418-01) Approve Resolution No. 2018-013B a Resolution Levying Assessment for Cleanup of Miscellaneous Property. Sumption asked that item #9 on the attached assessment roll be removed since it had been paid in full. Motion was made by Lewis, second by Scott to approve with the exception of Elaine Kunze who was removed from the list for paying in full. Motion carried.

### RESOLUTION NO. 2018-013B RESOLUTION LEVYING ASSESSMENT FOR CLEANUP OF MISCELLANEOUS PROPERTY

BE IT RESOLVED by the City Council of the City of Rapid City, South Dakota, as follows:

1. The City Council has made all investigations which it deems necessary and has found and determined that the amount which each lot or tract shall be benefited by the property cleanup is the amount stated in the proposed assessment roll.
2. The Assessment Roll for Cleanup of Miscellaneous Property is hereby approved and assessments thereby specified are levied against each and every lot, piece, or parcel of land thereby described.
3. Such assessments, unless paid within thirty (30) days after the filing of the assessment roll in the Office of the Finance Officer shall be collected by the City Finance Office in accordance with SDCL ch. 9-43, as amended, and shall be payable in one annual installment bearing interest at the rate not to exceed six and one-half percent (6.5%).

Dated this 19th day of March, 2018.

CITY OF RAPID CITY  
s/ Steve Allender  
Mayor

ATTEST:  
s/ Pauline Sumption  
Finance Officer

(SEAL)

END OF CONSENT PUBLIC HEARING CALENDAR

**NON-CONSENT PUBLIC HEARING ITEMS** – Items 41 – 44

Ordinance 6226 (No. 18RZ001) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Dana Forman of KLJ for South Dakota Game Fish and Parks for a Rezoning from Low Density Residential District to Public District for property generally described as being located northwest of the intersection of Knutson Lane and Sturgis Road having passed its first reading on March 5, 2018, motion was made by Salamun, second by SScott, that the title be read the second time. Upon vote being taken, the following voted AYE: Scott, Drew, Nordstrom, Modrick, Salamun, Lewis, Armstrong, Laurenti, and Drury, NO: None; whereupon the Mayor declared the motion passed and Ordinance No. 6226 was declared duly passed upon its second reading.

Ordinance 6238 (No. 18RZ003) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by City of Rapid City for a Rezoning from General Commercial District to Urban Commercial District for property generally described as being located east of 4th Street to South Dakota School of Mines Campus, south of railroad tracks north of Kansas City Street having passed its first reading on March 5, 2018, motion was made by Scott, second by Drew, that the title be read the second time. Upon vote being taken, the following voted AYE: Scott, Drew, Nordstrom, Modrick, Salamun, Lewis, Armstrong, Laurenti, and Drury, NO: None; whereupon the Mayor declared the motion passed and Ordinance No. 6238 was declared duly passed upon its second reading.

Ordinance 6239 (No. 18RZ004) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by City of Rapid City for a Rezoning from High Density Residential District to Urban Commercial District for property generally described as being located south of East St. Joseph Street between Maple Avenue and Birch Avenue having passed its first reading on March 5, 2018,



motion was made by Drury, second by Drew, that the title be read the second time. Upon vote being taken, the following voted AYE: Scott, Drew, Nordstrom, Modrick, Salamun, Lewis, Armstrong, Laurenti, and Drury, NO: None; whereupon the Mayor declared the motion passed and Ordinance No. 6239 was declared duly passed upon its second reading.

Ordinance 6240 (No. 18RZ005) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by City of Rapid City for a Rezoning from Light Industrial District to Urban Commercial District for property generally described as being located north of Main Street between East Boulevard and Maple Avenue having passed its first reading on March 5, 2018, motion was made by Scott, second by Nordstrom, that the title be read the second time. Upon vote being taken, the following voted AYE: Scott, Drew, Nordstrom, Modrick, Salamun, Lewis, Armstrong, Laurenti, and Drury, NO: None; whereupon the Mayor declared the motion passed and Ordinance No. 6240 was declared duly passed upon its second reading.

**EXECUTIVE SESSION** - Pursuant to SDCL 1-25-2(3) to consult with legal counsel regarding pending litigation. Motion was made by Drury, second by Armstrong and carried to go into Executive Session at 7:37 p.m. Motion was made by Salamun, second by Armstrong and carried to come out of Executive Session at 8:09 p.m. with all members present except Modrick.

### **BILLS**

The following bills have been audited.

#### **BILL LIST - MARCH 19, 2018**

P/ROLL PERIOD END 03/03/18, PD 03/09/18	1,125,527.43
CDEV P/ROLL PERIOD END 03/03/18, PD 03/09/18	4,986.24
PIONEER BANK & TRUST, 03/03/18 P/ROLL TAXES, PD 03/09/18	271,557.07
CDEV PIONEER BANK & TRUST, 03/03/18 P/ROLL TAXES, PD 03/09/18	1,314.97
WELLMARK INC, HEALTH CLAIMS THROUGH 02/23/18, PD 03/01/18	172,458.12
WELLMARK INC, HEALTH CLAIMS THROUGH 03/02/18, PD 03/08/18	93,728.64
WAGE WORKS, SECTION 125 CLAIMS THROUGH 03/05/18, PD 03/06/18	15,502.91
WAGE WORKS, SECTION 125 CLAIMS THROUGH 03/12/18, PD 03/13/18	11,257.76
SOUTH DAKOTA RETIREMENT SYSTEM, FEB18 RETIREMENT, PD 03/02/18	470,049.60
BERKLEY ASSIGNED RISK SERVICES, FEB18 CLAIMS, PD 03/06/18	41,806.74
PRECISION MECHANICAL, REHAB ESCROW-NESS H	7,737.00
US BANK, CREDIT CARD CHARGES, PD 03/02/18	53,939.13
WEST RIVER ELECTRIC ASSOCIATION, ELECTRICITY, PD 03/12/18	22,822.36
BLACK HILLS ENERGY, ELECTRICITY, PD 03/12/18	36,572.23
COMPUTER BILL LIST,	4,013,732.38
CDEV COMPUTER BILL LIST	16,468.35
RSVP, P/ROLL PERIOD END 03/03/18, PD 03/09/18	3,405.62
RSVP, PIONEER BANK & TRUST, 03/03/18 P/ROLL TAXES, PD 03/09/18	993.64
RSVP, COMPUTER BILL LIST	127.40
TOTAL	6,363,987.59

Sumption presented the bill list of \$6,363,987.59. Motion was made by Laurenti, second by Scott and carried to authorize (No. CC031918-01) the Finance Officer to issue warrants or treasurers checks, drawn on proper funds, in payment thereof.

### **ADJOURN**

There being no further business to come before the Council at this time, motion was made by Salamun, second by Drew and carried to adjourn the meeting at 8:10 p.m.

Dated this 19th day of March, 2018.

ATTEST:

CITY OF RAPID CITY

\_\_\_\_\_  
Finance Officer

\_\_\_\_\_  
Mayor

(SEAL)