

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, April 16, 2018**

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. Veteran of the Month, Pascal Bedard
2. Award Presentation from the Sustainability Committee to North Middle School

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 3 - 36

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

Close Public Comment

CONSENT ITEMS – Items 3 – 27

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

Approve Minutes

3. Approve Minutes for the April 2, 2018 Regular Council meeting.

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

Alcoholic Beverage License Applications Set for Hearing (May 7, 2018)

4. David Goodwin DBA Rapid City Summer Nights for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine license for events scheduled for May 31, 2018; June 7, 2018; June 14, 2018, June 21, 2018, June 28, 2018; July 5, 2018, July 12, 2018, July 19, 2018, July 26, 2018; August 2, 2018, August 9, 2018, August 16, 2018, August 23, 2018 and August 30, 2018 at 500 Block of Seventh and 700 Block of St. Joseph
5. 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 May 8, 2018 at Eddie’s Truck Center, 1022 N. Turbine Drive
6. 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 June 12, 2018 at Black Hills State University - Rapid City, 4300 Cheyenne Blvd
7. Naja Shrine Center DBA Naja Shrine Center for a SPECIAL EVENT On-Sale Dealer License for an event scheduled for May 26, 2018 at Naja Shrine Center, 4091 Sturgis Road

8. Rushmore German Club DBA Rushmore German Club for a SPECIAL EVENT Malt Beverage and Wine License for an event scheduled for August 17, 2018 through August 25, 2018 at Central States Fairgrounds, 800 San Francisco Street

Public Works Committee Consent Items

9. PW041018-01 – Approve Change Order 4 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, Project No. 15-2253 / CIP 5421.3.1B for an increase of \$17,174.75.
10. PW041018-02 – Authorize Mayor and Finance Officer to Sign a Permanent Utility Easement granted to the City within vacated right-of-way, located in a vacated portion of the Kansas City Street right-of-way, Block 6 of Boulevard Addition, Section 2, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota.
11. PW041018-03 – Approve a Request from Fisk Land Surveying and Consulting Engineers on Behalf of 5MPH, LLC for a Variance to Waive the Requirement to Install Sidewalk per City Ordinance 12.08.060 on Mount Rushmore Road adjacent to the property located at 6015 Mount Rushmore Road.
12. PW041018-04 – Approve extension of contract awarded May 2017 to Simon (Hills Materials) for Limestone Gravel for the next year for use by various City departments.
13. PW041018-05 – Approve extension of contract awarded May 2017 to Pete Lien & Sons, Inc. for Ready Mixed Concrete for the next year for use by various City departments.
14. PW041018-06 – Approve extension of contract awarded May 2017 to Simon (Hills Materials) for Hot Mix Asphalt for the next year for use by various City departments.
15. PW041018-07 – Approve extension of contract bid to Blackstrap for Sodium Chloride.
16. PW041018-08 – Authorize Staff to Advertise for Bids for Odor Control Chemical. Estimated Cost: \$26,250.00.
17. PW041018-09 – Authorize Staff to Advertise for Bids for Braeburn Dog Park Parking Lot Project PR18-2407, estimated cost \$50,000.00.
18. 18TP015 – Acknowledge the Rapid City Area Socio-Economic Report.
19. 18TP019 – Authorize the Mayor and Finance Officer to sign the Performance Measures Agreement between the Rapid City Area Metropolitan Planning Organization and the South Dakota Department of Transportation.

Legal & Finance Committee Consent Items

20. Acknowledge the Following Volunteers for Worker's Compensation Purposes: Sarah Luu (RSVP+)
21. LF041118-03 – Acknowledge February 2018 Sales Tax Report
22. LF041118-01 – Acknowledge Update from the Opportunity Capture Fund Committee

Community Development Department Consent Items

23. 18TP013 – Approve the 2018 Unified Planning Work Program Amendment 2018-01
24. 18TP014 – Authorize Mayor and Finance Officer to Sign the 2018 Unified Planning Work Program Funding Agreement #311334 Amendment No. 1
25. LF041118-02 – Approve Resolution No. 2018-030 a Resolution to Authorize a Temporary Campground by Declaring the Construction of Journey Church as a Special Event Pursuant to Rapid City Municipal Code 17.50.225.F

Bid Award Consent Items

26. No. CC041618-02.1 – Approve award of total bid for E Van Buren Street – Pavement Rehabilitation Project, Project No. 17-2418 / CIP No. 50844 opened on April 10, 2018 to the lowest responsible bidder, Simon Contractors of SD, Inc. in the amount of \$238,971.00.
27. No. CC041618-02.2 – Award Total Bid in the amount of \$70,200.00 (\$1.17 per lb.) to Polydyne, Inc. (SNF).

END OF CONSENT ITEMS

NON-CONSENT ITEMS – Items 28 – 36**Open Public Comment** – Items 28 – 36 (3-minute time limit per speaker)
Close Public Comment**Ordinances**

28. LF032818-04 – First Reading of Ordinance No. 6247 an Ordinance Amending Sections of the Rapid City Municipal Code Relating to Nuisances.
Recommendation: Approve
29. No. 18RZ008 - First Reading, Ordinance 6244, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KTM Design Solutions, Inc. for Yasmeen Dream LLC for a Rezoning from General Agricultural District to Low Density Residential District for property generally described as being located west of Elderberry Boulevard.
Recommendation: Approve
30. No. 18RZ009 - First Reading, Ordinance 6245, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KTM Design Solutions, Inc. for Yasmeen Dream LLC for a Rezoning from General Agricultural District to Low Density Residential District II for property generally described as being located west of the intersection of Elderberry Boulevard and Jim Street.
Recommendation: Approve
31. No. 18RZ010 - First Reading, Ordinance 6246, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KTM Design Solutions, Inc. for Yasmeen Dream LLC for a Rezoning from General Agricultural District to Medium Density Residential District for property generally described as being located west of the northern end of Elderberry Boulevard.
Recommendation: Approve

Public Works Committee Items

32. PW032718-04 – Authorize Staff to Advertise for Bids for Bus Passenger Bench and Bus Passenger Bench Advertising. (This item was continued from the April 2, 2018 Council meeting.)
Recommendation: Approve 4-1 with Modrick opposed
- 32A. 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. (This item was continued from the March 19, 2018 City Council Meeting.)
Recommendation: Continue to the May 7, 2018 City Council meeting.

Legal & Finance Committee Items (NONE)**CIP Committee Items (NONE)****Community Development Department Items**

33. 18AN001 – Request for Direction from the City Council Regarding Resolution 2018-023, the Annexation of Prairie Acres LLC Mobile Home Park.
Recommendation: Pursue annexation and require compliance in 120 days after annexation. Motion passed 3-2 with Salamun and Nordstrom opposed.
34. No. 18PL014 - A request by KTM Design Solutions, Inc for Alan Dietrich Living Trust/ Dean Ham Trust for a Preliminary Subdivision Plan for proposed Lot 1AR of Block 19, Red Rock Estates,

generally described as being located northwest of the intersection of Ainsdale Court and Portrush Road.

Recommendation: Approve with Stipulations

- 35. No. 18PL015 - A request by KTM Design Solutions, Inc for Crossing Land Company, LLC for a Preliminary Subdivision Plan for proposed Lots 3,4 and 5 of Tract B of Rushmore Center, generally described as being located northwest of the intersection of E. Anamosa Street and Luna Avenue.

Recommendation: Approve with Stipulations

- 36. No. 18PL016 - A request by KTM Design Solutions, Inc for Yasmeen Dream LLC for a Preliminary Subdivision Plan for proposed Lots 15 thru 25 of Block 1, Lots 15 thru 56 of Block 2, Lot C, D, E and F and wetland and Drainage Tract A of Johnson Ranch Subdivision, generally described as being located southwest of the intersection of St. Patrick Street and E. Highway 44.

Approve with Stipulations

Recommendation: Approve with Stipulations

Bid Awards (NONE)

Alcoholic Beverage License Applications (NONE)

- Reissuance*
- Special Event*

Mayor’s Items (NONE)

Council Items & Liaison Reports (NONE)

- Reconsideration Notices
- Motion for Delivery of Items from Committee

Staff Items (NONE)

Appeals (NONE)

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

PUBLIC HEARING ITEMS – Items 37-38 [to Bills]

Open Public Hearing (comment) - Items 37-38 (3-minute time limit per speaker)

Close Public Hearing (comment) - Items 37-38

CONSENT PUBLIC HEARING ITEMS – Item 37

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

Community Planning & Development Services Department Items (NONE)

Alcohol Licenses

- 37. Chrisbro Inc. DBA Microtel Inn and Suites, 1740 Rapp Street for a Package (off sale) Malt Beverage & SD Farm Wine License

Assessment Rolls (NONE)

Other Items Requiring Public Hearings (NONE)

END OF CONSENT PUBLIC HEARING CALENDAR

NON-CONSENT PUBLIC HEARING ITEMS – Item 38

38. No. 18RZ007 - Second Reading, Ordinance 6242, 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, LLC for a Rezoning from General Agricultural District to Low Density Residential District II for property generally described as being located east of North Valley Drive at the western terminus of Homestead Street.

Recommendation: Approve

BILLS

39. No. CC041618-01 – Bill List for April 16, 2018

ADJOURN