

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 1, 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. RCPD K9 Jackson Retiring
2. Proclamation for World Habitat Day

PRESENTATION

3. Veterans Banner Program – Bill Casper

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 4 – 50

Open Public Comment – Items 4 – 48 (3-minute time limit per speaker)

Close Public Comment

CONSENT ITEMS – Items 4 – 48

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

Approve Minutes

4. Approve Minutes for the September 17, 2018 Regular Council meeting.

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

Alcoholic Beverage License Applications Set for Hearing (NONE)

Public Works Committee Consent Items

5. PW092518-01 – Confirm the appointment of Maurice Miller to the Historic Sign Review Committee.
6. PW092518-02 - Confirm the reappointment of Rachel Caesar to the Tax Increment Financing (TIF) District Project Review Committee.
7. PW092518-03 - Confirm the reappointments of Erik Braun, Rachel Caesar, and Eric Ottenbacher (Alternate #2) to the Planning Commission.
8. PW092518-04 – Approve Change Order 1F to Western Construction, Inc. for Terracita Drive Area Pavement Rehabilitation Project, Project #17-2358/CIP 50549 for a decrease of \$54,645.58

9. PW092518-05 – Approve Change Order 1F to Mainline Contracting, Inc. for Alley South of Kansas City Street Between 4th St and 2nd St Sanitary Sewer Improvements Project, Project #16-2338/CIP 50827 for a decrease of \$10,837.76.
10. PW092518-06 – Authorize Staff to Advertise for bids for Willow Ave, Ivy Ave, Fairlane Dr Street and Utility Reconstruction, Project No.15-2254 / CIP 50421.3-1C. Estimated Cost: \$2,530,000
11. PW092518-07 – Request Authorization for Mayor and Finance Officer to sign an Amendment to Construction Administration Professional Services Agreement with Ferber Engineering Company, Inc for West Omaha Drainage and Utility Improvements Mt. View Road to 11th Street Project 15-2316/CIP 50904.1 in the amount of \$59,935.00
12. PW092518-08 – Authorize Mayor and Finance Office to sign permanent easement to Black Hills Power, Inc. for relocation of power poles and appurtenances in advance of the W. Omaha Street to 12th Street Project No. 16-2099/ CIP No. 50904.
13. PW092518-09 – Request from Keystone Homes, LLC for a Variance to Waive the Requirement to Install Sidewalk along Valley Drive, Eagle Drive and Hillside Drive, Rapid City, per City Ordinance 12.08.060.
14. PW092518-10 – Authorize staff to purchase a rebuilt Caterpillar 836G Landfill Compactor for the Rapid City Solid Waste Landfill through Best Equipment for a total cost of \$406,222.00
15. PW092518-11 - Approve Change Order No. 1 to RCS Construction, Inc. for Cemetery Storage Building Project No. PR18-6165, for a decrease of \$3,500.
16. PW092518-12 – Authorize Mayor and Finance Officer to sign Golf Course Food and Beverage Concession Agreement with Platinum Restaurant Group, Inc. (Marco's Pizza) for a five year term from March 18, 2019 through March 18, 2024.
17. PW092518-13 – Acknowledge Water Reclamation Presentation – Dave VanCleave

Legal & Finance Committee Consent Items

18. LF092618-01 – Confirm the Reappointments of Todd Hollan, Nick Patton, Don Hedrick and Kelly Gibson to the Downtown Business Improvement District (BID) Board Each for Terms of Two Years
19. LF092618-06 – Confirm the Reappointment of Malcom Chapman to the Community Investment Committee
20. LF092618-11 – Approve Resolution No. 2018-073 a Resolution Declaring Support for the Relocation and Construction of a New Indian Health Service Hospital in Rapid City.
21. LF092618-10 – Accept Quitclaim Deed from Rapid City Economic Development Foundation, Inc. for Tract A of South Creek Industrial Park No. 2
22. LF092618-04 – Approve Joint Powers Agreement for Internet Crimes Against Children Unit (ICAC) Between the State of South Dakota, Office of Attorney General Division of Criminal Investigation, the Pennington County Sheriff's Office and the City of Rapid City
23. LF092618-05 – Approve Joint Powers Agreement for a Psychologist Between the State of South Dakota, Office of Attorney General Division of Criminal Investigation, the Pennington County Sheriff's Office and the City of Rapid City
24. LF092618-09 – Authorize Staff to Purchase Equipment Lockers from Mid America Business Systems in the Amount of \$27,644.25
25. Acknowledge the Following Volunteers for Worker's Compensation Purposes: Alice Bailey Nervig (RSVP+), Hope Hoesel (RSVP+), Sharon Hansen (RSVP+), Mary Miracle (RSVP+), Kristy Nemetz (Library), Dale Lawton (Library), Aspen Rearick (Parks & Recreation), Maya Rearick (Parks & Recreation), Brendon Sato (Parks & Recreation), Avery Webb (Parks & Recreation), Emily Leech (Parks & Recreation), Trevor Cook (Parks & Recreation), Daniel High Bear (Parks & Recreation), Ashley Vincent (Parks & Recreation), Zachary Boeve (RSVP+)
26. LF092618-02 – Acknowledge August 2018 General Fund Cash Balance Report
27. LF092618-03 – Acknowledge July 2018 Sales Tax Report
28. LF092618-07 – Approve Resolution No. 2018-072 a Resolution Correcting an Error in Resolution No. 2018-065 a Resolution Levying Assessments for Abatement of Nuisances

29. LF092618-12 – Authorize the RSVP+ Program to Apply and Accept, if Awarded, the 2019 Corporation for National Community Services (CNCS) Grant
30. LF092618-14 – Approve Resolution No. 2018-075 a Resolution Levying Assessment for Abatement of Nuisances

CIP Committee Consent Items

31. No. CIP092118-00 - Acknowledge Capital Improvement Programs Committee Monthly Updates for September 2018
32. No. CIP092118-03 – Approve Capital Plans for Government Facilities – (Fire & Emergency Services, Parks & Recreation, CSAC, Summary)
33. No. CIP092118-04 – Approve Capital Plan for Fire Vehicles
34. No. CIP092118-05 – Approve Capital Plan for Parks & Recreation
35. No. CIP092118-06 – Approve Capital Plan for Information Technology
36. No. CIP092118-01 – Acknowledge Financial Report (Summary, DCA Charges and Debt Service)
37. No. CIP092118-02 – Approve Capital Plan for PW Infrastructure (Formerly called Capital Plan for Streets, Drainage, MIP Projects).
38. No. CIP092118-07 – Approve 2019 Body-Cam CIP Funding Request – Karl Jegeris
39. No. CIP092118-08 – Acknowledge Explanation of the CIP Ordinance guidelines and policies to understand more clearly what is expected of the CIP Committee for planning and boundaries or limitations of the Committee – Ritchie Nordstrom

Community Development Services Department Consent Items

40. 18AN005 – Approve Resolution No. 2018-064 a Request by City of Rapid City to Consider and Application for a Resolution of Annexation of Prairie Acres South Mobile Home Park for Property Generally Located North of Seger Drive, East of 143rd Avenue, West of Dyess Avenue
41. 18TP028 – Approve the 2019 Unified Planning Work Program – Draft Report
42. 18TP030 – Approve Amendment No. 1 for Professional Services Agreement Between the City of Rapid City and SRF Consulting Group, Inc. for a No Cost Time Extension for the Completion of the Rapid City Quiet Zone Assessment
43. 18TP031 – Approve Amendment No. 2 for Professional Services Agreement Between the City of Rapid City and Felsburg Holt & Ullevig for a No Cost Time Extension for the Completion of the Rapid City Area Transit Feasibility Study
44. 18TP035 – Approve Amendment No. 1 for Professional Services Agreement Between the City of Rapid City and Nelson/Nygaard Consulting Associates, Inc. for a No Cost Time Extension for the Completion of the Coordinated Public Transit – Human Services Transportation Plan
45. LF092618-08 – Authorize Mayor and Finance Officer to Sign the FY2016 Community Development Block Grant (CDBG) Indenture of Restrictive Covenants for St. Isaac Jogues Church – Mother Butler Center
46. LF092618-13 – Approve the 2019 Air Quality Pass-Through Agreement with DENR

Bid Award Consent Items

47. CC100118-02.1 – Approve award of total bid for Chancery Ln and Huntington PI – Pavement Rehabilitation Project, Project No. 17-2416 / CIP No. 50549 opened on September 25, 2018 to the lowest responsible bidder, J&J Asphalt in the amount of \$206,623.00.

Continued Consent Items

48. PW091118-11 – Authorize Mayor and Finance Office to Sign an Agreement between the City of Rapid City and FMG Engineering for Professional Engineering Services for Perrine and Unnamed Tributary Drainage Basin Design Plans (DBDPs) Amendment – Phase 2, Project No. 18-2430 / CIP No. 51189.2, in the amount of \$146,196.00. *(This item was continued from the September 17, 2018 City Council Meeting.)*

END OF CONSENT ITEMS

NON-CONSENT ITEMS – Items 49 – 50

Open Public Comment – Items 49 - 50 (3-minute time limit per speaker)

Close Public Comment

Ordinances

49. LF091218-01 – Second Reading, Ordinance No. 6283 an Ordinance Regarding Supplemental Appropriation #6 for 2018.

Recommendation: Approve

50. 18OA011 – First Reading, Ordinance No. 6249 an Ordinance Amendment to Allow for Accessory Dwelling Units in Residential Districts

Recommendation: Send to Council without Recommendation

Public Works Committee Items (NONE)

Legal & Finance Committee Items (NONE)

CIP Committee Items (NONE)

Community Development Services Department Items (NONE)

Other Board, Commission & Committee Items (NONE)

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 51 – 56

Open Public Hearing (comment) - Items 51 –56 (3-minute time limit per speaker)
[Public Hearing Remains Open]

Close Public Hearing (comment) - Items 51 – 56

CONSENT PUBLIC HEARING ITEMS – Items 51 – 55

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

Community Planning & Development Services Department Items (NONE)

Alcohol Licenses

- 51. Rapid City Chamber of Commerce for a SPECIAL EVENT on-Sale Malt Beverage and on-Sale Wine License for an Event scheduled for October 9, 2018 at VAST Broadband, 809 Deadwood Ave
- 52. Rapid City Chamber of Commerce for a SPECIAL EVENT on-Sale Malt Beverage and on-Sale Wine License for an Event scheduled for October 18, 2018 at Regional Health Center, 2925 Regional Way
- 53. Rapid City Catholic School System for a SPECIAL EVENT On-Sale Malt Beverage, On-Sale Wine and Off-sale package wine license for an Event scheduled for November 30, 2018 at Terra Sancta, 2101 City Springs Road
- 54. Western Dakota Tech Foundation for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine License for an Event schedule for October 25, 2018 at Western Dakota Tech, 800 Michelson Drive
- 55. Fiesta Tequila Mexican Restaurant LLC, DBA Fiesta Tequila Mexican Restaurant, 1001 E North Street for a Retail (on-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 56

- 56. No. 18RZ022 - Second Reading, Ordinance 6274, 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 Medium Density Residential District for property generally described as being located east of Valley Drive and west of Copperfield Vista.

Recommendation: Continue to the October 15, 2018 City Council meeting

BILLS

- 57. No. CC100118-01 – Bill List for October 1, 2018

ADJOURN