

PROCEEDINGS OF THE CITY COUNCIL
Rapid City, South Dakota

November 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, November 19, 2018 at 6:30 P.M.

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

Staff members present included: Finance Officer Pauline Sumption, City Attorney Joel Landeen, Police Chief Karl Jegeris, Fire Chief Rod Seals, Community Development Director Ken Young, Public Works Director Dale Tech, Parks and Recreation Director Jeffrey Biegler, Airport Director Patrick Dame and Administrative Coordinator Heidi Weaver-Norris

ADOPTION OF AGENDA

Motion was made by Drew, second by Drury and carried to adopt the agenda.

AWARDS AND RECOGNITIONS

Recognition given by Bishop Troy Carr, of Faith Temple Church, to the Rapid City Police Department. Bishop Carr thanked the Rapid City Police Department for their service and protection during a funeral at his church. He said they were professional, compassion and helpful. He was thankful for their service.

Mayor Allender called a moment of personal privilege for Becky Drury. She wanted to thank the Fire Department and EMT's for their service to her friend who was having medical problems. She was very thankful for everything they did and wanted them to be recognized.

GENERAL PUBLIC COMMENT

David Smith addressed the council and gave them a letter to review regarding his property on 12th Street. He said his property was damaged by a landslide in 1997. He said he and others had to pay to reinforce the hillside. He is concerned the work he paid for is going to be a waste since the new construction permit has been issued. He is concerned the hill is going to slide again because it is unstable. Mayor said he would have the Public Works Department get in touch with him.

NON-PUBLIC HEARING ITEMS -- Items 2 – 34A

Jeff Lage, of Black Hills Homebuilders, spoke on item 20 (LF111418-04). He came because he was concerned that Community Development would bring up increasing building permit fees. He does not agree with any increases for building permits. He asked to be contacted if the issue comes up again.

CONSENT ITEMS – Items 4 – 26

The following items were removed from the Consent Items:

11. PW111318-02 – Authorize Mayor and Finance Officer to Sign Amendment 1 to Professional Services Agreement between the City of Rapid City and Renner Associates, LLC for Tower Court Stormwater Outfall Stabilization, Project No. 18-2455 / CIP No. 51203 in the amount of \$46,793.25
20. LF111418-04 – Approve Resolution No. 2018-084 a Resolution Amending Certain Fees to be Charged in 2019 for Various Licenses, Permits and Applications

Motion was made by Salamun, second by Roberts and carried to approve items 4-26 as they appear on the Consent Items except 11 and 20.

Approve Minutes

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

Alcoholic Beverage License Applications Set for Hearing (December 3, 2018)

3. Himalayan Kitchen LLC (Rinjin Sherpa) DBA Himalayan Kitchen, 1720 Mt. Rushmore Rd for a Retail (on-off sale) Wine and Cider License and Retail (on-off sale) Malt Beverage & SD Farm Wine TRANSFER from Himalayan Kitchen LLC (Milan Syangtan) DBA Himalayan Kitchen, 1720 Mt. Rushmore Rd

2019 Package (off-sale) Liquor License Renewal

4. LaCroix Investments Inc. DBA Bus's Bottle Shop, 615 E North Street for a Package (off sale) Liquor License

2019 Retail (on-off sale) Wine and Cider License Renewal

5. Late Harvest Inc. DBA Tally's Silver Spoon, 530 6th Street for a Retail (on-off sale) Wine and Cider License
6. Golden Fortune Inc. DBA Golden Fortune Inc., 1118 E. North Street for a Retail (on-off sale) Wine and Cider License
7. Botticellis Ristorante Italiano Inc. DBA Botticellis Ristorante Italiano, 523 Main Street for a Retail (on-off sale) Wine and Cider License
8. Maverik Inc. DBA Maverik Inc. #571, 523 E North Street for a Retail (on-off sale) Wine and Cider License
9. Ana Line Enterprises LLC DBA Sabor a Mexico, 208 E North Street for a Retail (on-off sale) Wine and Cider License

Public Works Committee Consent Items

10. PW111318-01 – Approve Request from Bangs McCullen Law Firm for a Variance to Waive the Requirement to Install Sidewalk Along Alta Vista Drive and City View Drive, per City Ordinance 12.08.060
12. PW111318-03 – Approve Change Order 1F to Tru-Form Construction, Inc. for Valve Repair Project Saint Joe, East Boulevard to 3rd Street, Project No. 18-2437 / CIP No. 50705 for an increase of \$8,204.27
13. PW111318-04 – Approve Change Order 1 to Highmark, Inc. for Omaha Trunk Sewer Reconstruction First Street to Maple Avenue, Project No. 17-2423 / CIP No. 50878.1 for an increase of \$5,427.00
14. PW111318-05 – Authorize Mayor and Finance Officer to Sign State of South Dakota Department of Transportation Alternatives (TA) Agreement
15. PW111318-06 – Authorize Staff to Purchase Five (5) Pre-Wet Systems from the Previously Bid Contract dated August 14, 2018 from Dakota Fluid Power.

Legal & Finance Committee Consent Items

16. LF111418-02 – Authorize Staff to Apply and Accept, if Awarded, the FEMA Hazard Mitigation Grant/Pre-Disaster Mitigation Grant
17. LF111418-03 – Approve Resolution No. 2018-085 a Resolution to Appoint an Applicant Agent for the FEMA Hazard Mitigation Grant Program

RESOLUTION # 2018-085
RESOLUTION APPOINTMENT OF APPLICANT AGENT FOR THE
Hazard Mitigation Grant Program (HMGP)

WHEREAS, the City of Rapid City (Applicant) is submitting a Hazard Mitigation Grant project to the Federal Emergency Management Agency and the State of South Dakota; and

WHEREAS, the City of Rapid City (Applicant) is required to appoint an Applicant Agent for the purpose of signing documents and assuring the completion of all application documents;

NOW THEREFORE BE IT RESOLVED that the City of Rapid City (Applicant) appoints DAVE YUHAS as the authorized Applicant Agent.

Dated this 19th day of November, 2018.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:
s/ Pauline Sumption
Finance Officer

- 18. LF111418-08 – Authorize Staff to Purchase a 2019 Dodge Ram 1500 Off State Bid from Liberty Dodge to Replace an Aging Vehicle in the Fire Department Fleet for the Total Amount of \$26,553.00
- 19. Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Kathy Berry (RSVP+), Shaela Boeve (RSVP+)
- 21. LF111418-05 – Approve Resolution No. 2018-089 a Resolution Levying Assessment for Abatement of Nuisances for Thomas Habben.

RESOLUTION NO. 2018-089
RESOLUTION LEVYING ASSESSMENTS FOR
ABATEMENT OF NUISANCES

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 condition of your property had constituted a nuisance. The City abated this nuisance. The cost of the abatement, including administrative costs, is the amount stated in the proposed Assessment Roll for Abatement of Nuisances.
- 2. The Assessment Roll for Abatement of Nuisances 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 certified as delinquent to the Pennington County Auditor and payable through the Pennington County Treasurer’s Office with the statutory interest rate.

Dated this 19th day of November, 2018.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:
s/ Pauline Sumption
Finance Officer

- 22. LF111418-06 – Approve Request for Property Tax Abatement as Follows: Jeff Schreter, 2017, \$542.72
- 23. LF111418-07 – Approve Resolution No. 2018-083 a Resolution Declaring Miscellaneous Personal Property Surplus to be Sold at Auction

Resolution #2018-083
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: Solid Waste Landfill 7101
For Auction
2010 International Truck Chassis, Serial # 3HAJFAVK2AL230402

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 November, 2018.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:
s/ Pauline Sumption
Finance Officer

- 24. LF111418-09 – Approve Resolution No. 2018-087 a Resolution Levying Assessment for Abatement of Nuisances

RESOLUTION NO. 2018-087
RESOLUTION LEVYING ASSESSMENTS FOR
ABATEMENT OF NUISANCES

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 condition of your property had constituted a nuisance. The City abated this nuisance. The cost of the abatement, including administrative costs, is the amount stated in the proposed Assessment Roll for Abatement of Nuisances.
- 2. The Assessment Roll for Abatement of Nuisances 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 certified as delinquent to the Pennington County Auditor and payable through the Pennington County Treasurer’s Office with the statutory interest rate.

Dated this 19th day of November, 2018.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:
s/ Pauline Sumption
Finance Officer

25. LF111418-01 – Authorize Mayor and Finance Officer to Sign FY2016 Community Development Block Grant (CDBG) Indenture of Restrictive Covenants for Rapid City Supportive Housing, Inc. – Galaxy Apartments

Bid Award Consent Items

26. No. CC111918-02 - Approve award of total bid for St Cloud Street Reconstruction, Project No. 15-2279 / CIP No. 50796 opened on November 13, 2018 to the lowest responsible bidder Site Work Specialists, Inc. in the amount of \$1,292,647.15.

END OF CONSENT ITEMS

Mayor read in item (PW111318-02) Authorize Mayor and Finance Officer to Sign Amendment 1 to Professional Services Agreement between the City of Rapid City and Renner Associates, LLC for Tower Court Stormwater Outfall Stabilization, Project No. 18-2455 / CIP No. 51203 in the amount of \$46,793.25. Modrick said she was concerned with this bid when it was awarded. She said the project is dealing with an unstable hillside and she was concerned about increasing amounts from the beginning. In response to a question from Modrick, Tech said this is very typical of all of the public works construction design projects. When the city hires a design consultant, they also look at the construction side of things. The design consultant handles the construction administration part of the project because they are familiar with the project. These additional costs are always budgeted in. Modrick asked if further change orders would be coming forward. Tech said this is not a change order. This is an amendment to a professional services contract. He doesn't anticipate there being another amendment. When the project is ready to bid, the city will have a cost estimate to know the anticipated costs for the project. Modrick asked about the waterline. Tech said there is a waterline with this project that goes up this very steep hill and due to the nature of the movement of the hill. We need to protect the water line. Whatever changes are needed will hopefully permanently stabilize the slope. Motion was made by Scott, second by Laurenti and carried to approve.

Mayor read in item (LF111418-04) Approve Resolution No. 2018-084 a Resolution Amending Certain Fees to be Charged in 2019 for Various Licenses, Permits and Applications. Motion was made by Nordstrom, second by Drew to approve. In response to a question from Nordstrom, Young clarified that Community Development is not raising building permit fees at this time. They are looking at fees for planning subdivisions and zoning application fees. Over the last year, they have looked at the level of effort that the planning staff puts towards reviewing and preparing applications for further review by Planning Commission and City Council. It has become quite apparent that the department has been charging no fee in some instances for applications that do require a fairly substantial level of effort. In comparing the items that are not currently being charged a fee, there is no reasonable off of understanding as to why we don't charge a fee on one particular application but we do on another when the level of effort of review is very similar. Young said most fees are too low and need to be increased to accommodate staff time. We also have to compare with other communities of a similar size or larger, these fees are substantially lower. Nordstrom asked Young if the primary reason to raise application fees was to cover for additional staff time. Young said some items have zero fees and need them. He thinks most fees are too low because of the amount of effort put into the projects. They need to be fair and equitable in all of the services offered. In response to a question from Nordstrom, Young said he has a basic review of the estimated average level of effort being put in by staff on this, times the amount of hours and hourly rate. In almost all instances, the Rapid City Community Development Department is

substantially charging less than they should. Nordstrom recalls feedback from the public being that they would rather see the user fees go up than their property taxes. Mayor indicated that the citizen survey in 2017, which is a scientifically valid survey, identify that code enforcement, building services, land use, and planning, as the last thing they would choose to have the general fund subsidized. So they want those things to be logically paid by the user. That's the foundation behind the effort to make these charges realistic and appropriate. Salamun said the only way he can justify raising a fee is if the cost of the service warranted it. He would like to see the staff report in order to support the increase to the cost of service. Salamun stated the fees might be warranted but he wants to see the data. In response to a question from Drew, Young said they are either subsidizing the whole effort either by not charging a fee or charging much less than we should if we are trying to cover the cost of effort through the user fee, not through the general fund. Young said there are many instances where he can show through his calculations that the city is undercharging on most of their fees. Drew asked if the city could provide faster service if the fees went up. Young said the effort being expended is sufficient if not excellent. He said that is not the point. If the customer is going to pay for a service through user fees then the city should make that more justifiable. Substitute motion was made by Lewis, second by Laurenti to continue this item to the December 17, 2018 City Council Meeting. Lewis is in favor of increasing Parks and Recreation fees since he is familiar with their budget. He is not comfortable with raising the other fees. Mayor asked if supplemental information is needed for just the Planning Department or all departments. Salamun said he would like to see justification for increases in each department. Modrick said we are going from a number of line items having no fee at all and then placing a substantial fee on those items. She asked why this is. Young said there was no fee before he started working at the city. He does not know the rationale behind charging nothing for these services. He said there is a level of effort with each application and each one should have a fee. Young said we are struggling to meet the level of effort that staff is putting into these applications. They are struggling to meet the monetary level of effort in their budget and they have to look at where the shortfall is coming. When there is a gap in some of the areas, they have to look at re-evaluating. Modrick said we have to enterprise this out in some way to have a recovery and return on the investment for the developer. Young said they are not an enterprise fund and if they were then perhaps they would be able to justify bringing all of those funds back into their program. All of the application fees go into the general fund. Mayor said that the substitute motion was to continue the item for 30 days, so nothing else needed to be litigated tonight. Laurenti is in support of the motion. He doesn't think there is enough information. He wants to see some justification in raising fees. Laurenti asked Council to be specific in their need of information and who they want it from. He asked if there is a shortage of revenue to cover the services. He would have thought the application fees would have been caught before for applications with zero fees but sometimes things get missed. Young said he would be providing simple information. The calculation will include the level of staff effort, time being expended, the approximate amount of people and hourly wages being paid, to come up with where we ought to be reimbursed for the level of effort and where we are falling short. Young emphasized again that they are not an enterprise fund so they can't say they are not receiving enough back out of the general fund to do that because those are funds that are all mixed together. Scott said that staff has a month to provide supplemental information as to why rates are changing. She said when they meet in a month, the council can pull off a few items to discuss the rates and pass the rest if they are acceptable. Salamun thinks it's good practice to show written details as to why some charges are higher. Once there is data behind it, council will make a decision. Motion carried 10-0.

NON-CONSENT ITEMS – Items 27 – 34A

Sharilyn West-Twitero spoke to the council about item 27 (18RZ029). She thanked staff for helping them rezone their property and giving them options that worked for everyone.

Ordinances

Ordinance 6290 (No. 18RZ029) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by George Twitero and Sharilyn West-Twitero for a Rezoning request from General Commercial District to General Agricultural District for property generally described as being located at 4480 Mount Rushmore Road. Motion was made by Salamun, second by Laurenti to approve.

Scott said the item was presented very well at Planning Commission and was pleased with how staff presented the item. Ordinance 6290 was placed upon its first reading and the title was fully and distinctly read and second reading set for Monday, December 3, 2018. Motion carried.

Ordinance 6289 (LF103118-12) Second Reading of Ordinance No. 6289, Regarding Supplemental Appropriation #7 for 2018. Motion was made by Nordstrom, 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, Roberts and Drury; NO: None; whereupon the Mayor declared the motion passed and Ordinance No. 6289 was declared duly passed upon its second reading.

Alcoholic Beverage License Applications Renewals for 2019 (Items 29 – 34)

29. 2019 Retail (on-sale) Liquor License Renewals

License #	Owner/Master Name	DBA	Address
RL-5720	WOBBLY BOBBY BRITISH PUB LLC	WOBBLY BOBBY BRITISH PUB LLC	510 MAIN ST
RL-5862	WR RAPID CITY VENTURES LP	MINERVA'S BAR & RESTAURANT	2111 N LACROSSE ST
RL-5867	SICKIES ND INC	SICKIES GARAGE	3313 E MALL DR
RL-5868	GMB RUSHMORE LLC	MACKENZIE RIVER PIZZA GRILL PUB	1205 EGLIN ST
RL-5871	RAPID HOSPITALITY LLC	HILTON GARDEN INN RAPID CITY	815 E MALL DR
RL-5879	EVERGREEN RESTAURANT LLC 4211	OUTBACK STEAKHOUSE	665 E DISK DRIVE
RL-5880	DAKOTAH STEAKHOUSE LLC	DAKOTAH STEAKHOUSE	1325 N ELK VALE RD
RL-5881	DAKOTA WINGMEN LLC	NATIVE NEW YORKER GRILL & WINGS	1756 EGLIN ST
RL-5882	SHIBA INVESTMENTS INC	THE RUSHMORE HOTEL	445 MT RUSHMORE RD
RL-5884	KOL LLC	KOL	504 MOUNT RUSHMORE RD
RL-6208	APPLE RAP, LLC	APPLEBEE'S NEIGHBORHOOD GRILL & BAR	2160 HAINES AVE
RL-6259	FAT BOY'S INC	FIREHOUSE BREWING CO	610 MAIN ST
RL-6272	RED ROCK GOLF CLUB LLC	RED ROCK GOLF CLUB	6520 BIRKDALE DR

30. 2019 Inactive License Renewals

License #	Owner/Master Name	DBA	Address
PL-4763	DTJ LLC	DTJ LLC	3435 WEST MAIN STREET
RL-6145	WOBBLY BOBBY BRITISH PUB LLC	WOBBLY BOBBY BRITISH PUB LLC	510 MAIN ST

31. 2019 Retail (on-sale) Liquor License Renewals WITH Video Lottery

License #	Owner/Master Name	DBA	Address
RL-5683	ATLANTIS LLC	FAIRFIELD INN & SUITES BY MARRIOTT	1314 N ELK VALE RD
RL-5855	ROBBINSDALE ENTERTAINMENT CENTER LLC	ROBBINSDALE LOUNGE	801 E ST PATRICK ST
RL-5859	THE RETIRED ENLISTED ASSOC INC	CHAPTER #29	1981 E CENTRE ST
RL-5860	RICKAR, LLC	BRASS RAIL	624 SAINT JOSEPH ST
RL-5864	BLUE LANTERN LOUNGE INC	BLUE LANTERN LOUNGE	1200 E ST PATRICK ST
RL-5865	COLONIAL HOUSE INC	COLONIAL HOUSE	2315 MOUNT RUSHMORE RD
RL-5866	CORTEZ LLC	ALEX JOHNSON HOTEL	523 6TH ST
RL-5875	KELLY'S SPORTS LOUNGE INC	KELLY'S SPORTS LOUNGE	825 JACKSON BLVD
RL-5876	LACROSSE HOSPITALITY MANAGEMENT LLC	RAMADA	1902 N LACROSSE ST
RL-5895	ARROWHEAD COUNTRY CLUB	ARROWHEAD COUNTRY CLUB	3675 SHERIDAN LAKE RD
RL-6260	LA CROIX INVESTMENTS INC	TIME OUT LOUNGE	615 E NORTH ST

32. 2019 Retail (on-off sale) Wine License Renewals

License #	Owner/Master Name	DBA	Address
RW-19170	WALGREEN CO	WALGREENS #10656-MT RUSHMORE RD	1902 MOUNT RUSHMORE RD
RW-19172	WALGREEN CO	WALGREENS 05643-MTN VIEW-RAPID CITY	540 MOUNTAIN VIEW RD
RW-19345	LU SHUN LLC	GREAT WALL CHINESE RESTAURANT	315 E NORTH ST
RW-19771	MAIN STREET SQUARE INC.	MAIN STREET SQUARE	526 MAIN STREET
RW-19949	RAPID CITY/BH LODGING LLC	CAMBRIA SUITES	3333 OUTFITTERS RD
RW-20060	DAKOTAH STEAKHOUSE LLC	DAKOTAH STEAKHOUSE	1325 N ELK VALE RD
RW-20215	EVEREST CUISINE LLC	EVEREST CUISINE	2328 W. MAIN ST
RW-20256	LORI EGGERSGLUESS	MYSTIQUE EDGE DAY SPA & SALON	318 MOUNT RUSHMORE RD STE E
RW-20546	PLATINUM RESTAURANT GROUP, INC	MARCOS PIZZA #3019	3625 JACKSON BLVD
RW-20770	C C W LLC	HUHOT MONGOLIAN GRILL	1745 EGLIN ST STE 990
RW-20790	PLATINUM RESTAURANT GROUP INC	MARCOS PIZZA #4010	4040 CHEYENNE BLVD SUITE A
RW-21037	JORGE MATA LLC	EL SOMBRERO	1012 E NORTH ST STE A
RW-21251	DAKOTA SLICE LLC	BLAZE PIZZA	1325 EGLIN ST SUITE 100
RW-23211	LC BEER LLC	LOST CABIN BEER CO	1401 W OMAHA ST
RW-23752	K & P LLC	HAY CAMP BREWING COMPANY	601 KANSAS CITY STREET
RW-24251	SHEREE D SCHRIVER	JAMBONZ DEUX (2)	516 7TH ST
RW-24530	DAKOTA SLICE LLC	BLAZE PIZZA	515 MOUNTAIN VIEW RD
RW-24532	MAVERIK INC	MAVERIK INC #552	1624 HAINES AVENUE
RW-26019	BLACK HILLS FLOORING LLC	BLACK HILLS FLOORING	333 OMAHA ST STE 1
RW-6417	LU SHUN LLC	IMPERIAL CHINESE RESTAURANT	702 E NORTH ST
RW-6420	MAI T GOODSSELL	SAIGON RESTAURANT	221 E NORTH ST
RW-6591	CHRISBRO LLC	HAMPTON INN	1720 RAPP ST
RW-6596	MUSEUM ALLIANCE OF RAPID CITY INC	THE JOURNEY MUSEUM	222 NEW YORK ST
RW-6597	DIAMOND HOSPITALITY LLC	HOWARD JOHNSON INN & SUITES	950 NORTH ST
RW-6622	ADELAIDE INC	JUNIPER	5734 SHERIDAN LAKE RD, STE 207
RW-6654	JOSEFINA S LEUI	ICHIBAN	1109 A W OMAHA ST
RW-7503	BLACK HILLS COFFEE COMPANY	STONEWALLS ESPRESSO CAFE & PIZZA	5955 S HIGHWAY 16 STE G
RW-7547	TRIFECTA GROUP LLC	DELMONICO GRILL	609 MAIN ST
RW-7591	SOMEONES IN THE KITCHEN INC	SOMEONES IN THE KITCHEN	2210 HAINES AVE

33. 2019 Package (off-sale) Liquor Renewals

License #	Owner/Master Name	DBA	Address
PL-19233	WALMART INC	WALMART SUPERCENTER #1604	1200 N LACROSSE ST
PL-19389	WALGREEN CO	WALGREENS #09512-LACROSSE ST-RAPID	1125 N LACROSSE ST
PL-19915	RUNNING SUPPLY INC	RUNNINGS FARM & FLEET	1020 N LA CROSSE ST
PL-20040	WALMART INC	WALMART #3872	100 STUMER RD
PL-20178	ATLANTIS LLC	FAIRFIELD INN & SUITES BY MARRIOTT	1314 N ELK VALE RD
PL-4423	FISCHERS INC	AUTUMN HILLS LIQUOR	5312 SHERIDAN LAKE ROAD
PL-4576	SAMS WEST INC	SAM'S CLUB #6565	925 EGLIN ST
PL-4774	CANYON LAKE LIQUORS LTD	CANYON LAKE LIQUOR	4244 CANYON LAKE DRIVE
PL-4787	SAFEWAY STORES 46 INC	SAFEWAY STORE #1554	730 MT VIEW ROAD
PL-4851	TIMMONS MARKET, LLC	TIMMONS MARKET	747 TIMMONS BLVD
PL-4989	CORTEZ LLC	ALEX JOHNSON HOTEL	523 6TH ST
PL-5073	FAT BOYS INC	FIREHOUSE BREWING CO	610 MAIN ST

34. 2019 Retail (on-sale) Liquor – Restaurant

License #	Owner/Master Name	DBA	Address
RR-19690	RARE HOSPITALITY INTERNATIONAL INC	LONGHORN STEAKHOUSE- RAPID CITY #5406	1510 EGLIN ST
RR-19799	BLACK HILLS BBQ INC	FAMOUS DAVES BBQ	1718 EGLIN ST

Motion was made by Laurenti, second by Drury and carried to approve Items 29-34.

Appeals

34A. License Appeal – Robert Jahner. Mayor asked if the applicant was present. Police Chief Jegeris said he was not there. Motion was made by Lewis, second by Drew and carried to deny the appeal of the security license for Robert Jahner.

PUBLIC HEARING ITEMS – Items 35 – 43

CONSENT PUBLIC HEARING ITEMS – Item 35 – 41

Alcohol Licenses

- 35. Contraband LLC DBA Contraband LLC, 601 Kansas City Street, Suite 6 for a Retail (on-off sale) Malt Beverage and SD Farm Wine license
- 36. Youth and Family Services for a SPECIAL EVENT on Sale Malt Beverage license and on-Sale Wine license for an Event scheduled for February 8-9, 2019 at Youth and Family Services, 120 E Adams Street
- 37. Piesano’s Pacchia Inc. (Stacey Livermont) DBA Piesano’s Pacchia, 3618 Canyon Lake Drive #121 for a Retail (on-off sale) Wine and Cider License TRANSFER from Piesano’s Pacchia Inc. (Peggy Livermont) DBA Piesano’s Pacchia, 3618 Canyon Lake Drive #121
- 38. B & B Kelley LLC DBA Whiskey and Prime, 1415 N LaCrosse Street, Suite 4 for a Retail (on-sale) Liquor License (Inactive) TRANSFER from B & B Kelley LLC DBA Historic Freight House, 306 Seventh Street

2019 Retail (on-sale) Liquor License Renewal

- 39. VFW DBA Rushmore Post 1273, 420 Main Street for a Retail (on-sale) Liquor License

2019 Retail (on-off sale) Wine and Cider License Renewal

- 40. Dadah Kids Corp. DBA Pauly’s Saint Patrick Street, 1624 E St. Patrick Street Suite 101 for a Retail (on-off sale) Wine and Cider License

2019 Package (off-sale) Liquor License Renewal

- 41. Hartmann Enterprises LLC DBA Time Square Liquor, 13 New York Street for a Package (off-sale) Liquor License

Motion was made by Drew, second by Scott and carried to approve Items 35-41.

END OF CONSENT PUBLIC HEARING CALENDAR

NON-CONSENT PUBLIC HEARING ITEMS – Items 42 and 43

Ordinance 6280 (No. 18RZ024) 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 request from No Use District to Medium Density Residential District for property generally described as being located north of Seger Drive, east of 143rd Avenue, west of Dyess Avenue having passed its first reading on November 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, Roberts and Drury. NO: None; Whereupon, the Mayor declared the motion passed and Ordinance 6280 was declared duly passed upon its second reading.

Ordinance 6286 (No. 18RZ026) an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KTM Design Solutions, Inc. for Hagg-Gomez LLC for a Rezoning request from General Agricultural District to Medium Density Residential District for property generally described as being located north of the intersection of Seger Drive and Mall Drive having passed its first reading on November 5, 2018 motion was made by Drew, second by Drury that the title be read the second time. Upon vote being taken, the following voted AYE: Scott, Drew, Nordstrom, Modrick, Salamun, Lewis,

Armstrong, Laurenti, Roberts and Drury. NO: None; Whereupon, the Mayor declared the motion passed and Ordinance 6280 was declared duly passed upon its second reading.

BILLS

The following bills have been audited:

BILL LIST - NOVEMBER 19, 2018

P/ROLL PERIOD END 10/27/18, PD 11/02/18	1,837,610.55
PIONEER BANK & TRUST, 10/27/18 P/ROLL TAXES, PD 11/02/18	468,959.01
WELLMARK INC, HEALTH CLAIMS THROUGH 11/02/18, PD 11/08/18	100,889.47
WELLMARK INC, HEALTH CLAIMS THROUGH 11/09/18, PD 11/15/18	206,814.15
WAGE WORKS, SECTION 125 CLAIMS THROUGH 11/05/18, PD 11/06/18	2,822.51
WAGE WORKS, SECTION 125 CLAIMS THROUGH 11/12/18, PD 11/13/18	4,484.54
SOUTH DAKOTA RETIREMENT SYSTEM, OCT18 RETIREMENT, PD 11/02/18	478,897.97
BERKLEY ASSIGNED RISK SERVICES, OCT18 CLAIMS, PD 11/05/18	25,650.92
A-1 DITCHING INC, REHAB ESCROW-LOOYENGA J	4,860.30
WEST RIVER ELECTRIC ASSOCIATION, ELECTRICITY, PD 11/13/18	21,347.90
BLACK HILLS ENERGY, ELECTRICITY, PD 11/13/18	25,706.11
COMPUTER BILL LIST	3,652,327.20
CDEV COMPUTER BILL LIST	21.78
SUBTOTAL	6,830,392.41
RSVP, P/ROLL PERIOD END 10/27/18, PD 11/02/18	1,415.14
RSVP, PIONEER BANK & TRUST, 10/27/18 P/ROLL TAXES, PD 11/02/18	403.95
RSVP, COMPUTER BILL LIST	27.82
TOTAL	6,832,239.32

Sumption presented the bill list of \$6,832,239.32. Motion was made by Laurenti, second by Salamun and carried to authorize (No. CC111918-01) the Finance Officer to issue warrants or treasurer 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 Laurenti, second by Drury and carried to adjourn the meeting at 7:19 p.m.

Dated this 19th day of November, 2018.

ATTEST:

Finance Officer

(SEAL)

CITY OF RAPID CITY

Mayor