

**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, February 4, 2019**

**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. Employee Recognition

**MAYOR'S ITEMS**

2. No. CC020419-04.1 – Confirm Appointment of James Gilbert as Director of the Rapid City I.T. Department and Authorize Mayor and Finance Officer to sign employment contract.
3. Swearing in of James Gilbert as Director of the Rapid City I.T. Department

**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 – 53

**Open Public Comment** – Items 4 – 44 (3-minute time limit per speaker)

**Close Public Comment**

**CONSENT ITEMS** – Items 4 – 44

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

***Approve Minutes***

4. Approve Minutes for the January 22, 2019 Regular Council meeting.

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

***Alcoholic Beverage License Applications Set for Hearing (February 19, 2019)***

5. Naja Shrine for a SPECIAL EVENT On-Sale Dealer License for an Event scheduled for March 2, 2019 at Naja Shrine, 4091 Sturgis Road
6. Working Against Violence Inc. for a SPECIAL EVENT Off-Sale Package Wine Dealer License for an Event scheduled for March 23, 2019 at Best Western Ramkota, 2111 N. LaCrosse Street
7. Western Dakota Tech Foundation for a SPECIAL EVENT On-Sale Malt Beverage Retailer and On-Sale Wine Retailer License for an Event scheduled for March 27, 2019 at Western Dakota Technical Institute Event Center, 800 Michelson Drive

8. Rapid City Chamber of Commerce for a SPECIAL EVENT On-Sale Malt Beverage Retailer and On-Sale Wine Retailer License for an Event scheduled for March 12, 2019 at Western Dakota Tech Event Center, 800 Michelson Drive
9. Rapid City Chamber of Commerce for a SPECIAL EVENT On-Sale Malt Beverage Retailer and On-Sale Wine Retailer License for an Event scheduled for March 21, 2019 at Liberty Superstores, 600 Cambell Street
10. Rapid City Chamber of Commerce for a SPECIAL EVENT Off-Sale Package Wine Dealer and Off-Sale Package Malt Beverage Dealer License for an Event scheduled for May 4, 2019 at Best Western Ramkota, 2111 N. LaCrosse Street
11. Rapid City Chamber of Commerce for a SPECIAL EVENT On-Sale Malt Beverage Retailer and On-Sale Wine Retailer License for an Event scheduled for May 14, 2019 at Mt. Rushmore Society, 830 Main Street
12. Rapid City Chamber of Commerce for a SPECIAL EVENT On-Sale Malt Beverage Retailer and On-Sale Wine Retailer License for an Event scheduled for June 11, 2019 at West River Electric Association, 3250 E Hwy 44

**Public Works Committee Consent Items**

13. PW012919-02: Request Authorization to Seek Proposals for Engineering Services for St. Cloud Street Reconstruction – 5th Street to Highland Court, Project No. 19-2487 / CIP No. 51036
14. PW012919-03: Authorize Mayor and Finance Officer to Sign an Amendment to the Agreement between the City of Rapid City and FMG Engineering, Inc. for Disk Drive and Haines Avenue Intersection, Project No. 16-2347 / CIP No. 51121, for an increase of \$12,180.00 and to amend the project completion date.
15. PW012919-05: Authorize staff to advertise for 2019 Street Patching Project No. 18-2469 / CIP 50844 for \$290,000.
16. PW012919-06: Authorize Mayor and Finance Officer to Sign Resolution No. 2019-011 Construction Fee Resolution for Soccer Complex Water Oversize – Per Acre Fee, Project No 12-1849.
17. PW012919-07: Authorize Mayor and Finance Officer to sign Consent to Assignment for assignment of a contract for Water Rights Acquisition Assistance, Project No. 16-2314, CIP No. 50303 from RE/SPEC, Inc. to RESPEC Company, LLC
18. PW012919-08: Authorize Mayor and Finance Officer to sign the Professional Services Agreement with Sperlich Consulting, Inc. for Engineering Services for Hanover Drive Drainage Crossing, Project No.18-22460 / CIP No. 51204 in the amount of \$23,162.50.
19. PW012919-09: Authorize Mayor and Finance Officer to Sign Real Property Purchase Agreement between the City of Rapid City and Just Jones'n LLC for the property at 103 E. Anamosa Street in the amount of: \$61,500 and to sign all necessary paperwork to effectuate the sale.
20. PW012919-10: Authorize Mayor and Finance Officer to Sign Real Property Purchase Agreement between the City of Rapid City and Antoinette and Don Fuller for Lot 1 of Block 7 of Priariefire Subdivision, located in the NE ¼ of Section 26, T1N, R8E, BHM, Pennington County, South Dakota, in the amount of \$15,000 and to sign all necessary paperwork to effectuate the sale.
21. PW012919-11: Authorize Mayor and Finance Officer to sign Amendment No. 1 to the Agreement between the City of Rapid City and Black & Veatch Corporation for Master Planning Professional Services for the Water Utility System Master Plan Update / Model Recalibration, Project No 14-2141 / CIP 50817.
22. PW012919-13: Approve Change Order #6F to RCS Construction, Inc. for E Idaho, E Nevada, Ivy Ave Street and Utility Reconstruction and Meade/Hawthorne Drainage Element 221 Improvements Project, Project # 15-2253/CIP 54213.1B for a decrease of \$107,336.96.
23. PW012919-14: Approve Change Order #1 to RCS Construction, Inc. for Reservoir Road Trunk Sewer Extension, Project # 15-2315/CIP 50328.1 for a decrease of \$33,530.90.
24. PW012919-15: Approve Change Order #3 to Western Construction, Inc. for Catron Boulevard Widening Project, Project # 16-2343/CIP 5115 for a decrease of \$80,557.82.

25. PW012919-16: Approve Change Order #1 to Western Construction, Inc. for Pavement Rehabilitation Project East Saint Joseph Street Overlay, Project # 17-2363/CIP 51161 for a decrease of \$43,198.87.
26. PW012919-17: Approve Change Order #1 to Semmler Manufacturing, Inc. for Parkview ASA Bathroom/Concessions, Project # 17-2393 for an increase of \$4,285.00.
27. PW012919-18: Authorization for Mayor and Finance Officer to sign Amendment 1 to the Construction Professional Services agreement between City of Rapid City and Sperlich Consulting, Inc. for E. Idaho Street, E. Nevada Street, Ivy Avenue Street and Utility Reconstruction and Meade/Hawthorne Drainage Element 221 Improvements. Project # 15-2253/CIP No. 50421.3-1B. Total of amendment one \$18,215.00.
28. PW012919-12: Authorize Mayor and Finance Officer to sign Professional Services Agreement with American Engineering and Testing Inc. in the amount of \$97,447.17 for the 2019 Environmental Monitoring Contract Renewal for services at the Landfill and MRF.
29. PW012919-19: Request for Advertising Authority for Roadway Deicer Sodium Chloride for Streets Division.
30. PW012919-01: Authorize staff to advertise for Design-Build fire suppression systems in the Parks and Recreation Office in Halley Park, the Concession Building in Dinosaur Park and in the Clubhouses at Meadowbrook and Executive Golf Courses, for an estimated cost of \$200,000.
31. PW012919-04: Authorize Staff to Purchase a 2019 S595 Bobcat Skid-Steer Loader for the Parks Maintenance Division in the amount of \$39,511.94 from Jenner Equipment with NJPA Contract #042815-CEC.
32. PW012919-20: Authorize Staff to Purchase a 2019 Toro Workman HDX 4WD with ROPS Hard Cab, Door Kit, Cab Heater and Wheel Weight Kit from Midwest Turf & Irrigation with IPA Pricing for \$33,696.00
33. PW012919-21: Request approval from the City Council for the Urban Forestry Committee to apply for a grant from BH Energy in the amount of \$10,000 to replace Ash trees that will be removed in Canyon Lake Park, city property on West Boulevard and other locations deemed necessary by the City Forester.

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

34. LF013019-06 – Confirm the Appointment of Bradley H. Estes to the Civic Center Board of Directors
35. LF013019-07– Confirm the Appointment of Dawn Claymore to fill a vacant term on the Downtown Business Improvement District (BID) Board through August 1, 2020
36. LF013019-08 – Confirm the Appointment of Dr. Judy Sneller to the Library Board of Trustees
37. LF013019-04 – Authorize Mayor and Finance Officer to sign the South Dakota Department of Agriculture Wildland Fire Division Cooperative Agreement extension
38. Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Jason Phillips (Airport), Felicia Sauceman (Police Department), Jamil Abourezk (RSVP+)
39. LF013019-03 – Approve Request for property tax abatements as follows: American Legion Home Assoc., 2018, \$8,204.92; Thomas E. Graslie, 2018, \$3,110.96; Fay E. Bice Trustee, 2018, \$3.76; Beverly or Carolyn Maxson, 2018, \$80.28; 819 Corp, 2018, \$241.84; Wilma Cottier, 2018, \$251.30; Rosario S. Peffer, 2018, \$371.84; [Total for Rapid City: \$12,264.90]; And David Rohrer, 2016, \$138.32; David Rohrer, 2017, \$137.06; David Rohrer, 2018, \$145.82; [Total for Rapid City: \$421.20]; Peter Hart, 2018, \$406.70 [Total for Rapid City: \$406.70]; [Combined Total for all Rapid City: \$13,092.80]
40. LF013019-09 – Approve Resolution No. 2019-010 – Resolution Levying Assessment for Abatement of Nuisances.

***CIP Committee Consent Items (NONE)***

**Community Development Consent Items**

41. LF013019-02 – Approve Resolution No. 2019-012 a Resolution Authorizing the Mayor and Finance Officer to Sign Documentation Required for Environmental Reviews Associated with Projects Funded by Community Block Grant Funds
42. LF013019-05 – Authorize the Mayor and Finance Officer to sign the FY2018 Community Development Block Grant Contract and the Indenture of Restrictive Covenants – Rural America Initiatives (RAI)
43. 19TP008 – Approve Letter of Support for South Dakota Department of Transportation’s INFRA Grant Application

**Bid Award Consent Items**

44. CC020419-04.2 - Approve award of total bid for Main Street Valve Repair 5th to West Blvd, Project No. 18-2456 / CIP No. 50705 opened on January 29, 2019 to the lowest responsible bidder Tru-Form Construction, Inc., in the amount of \$409,784.00.

END OF CONSENT ITEMS

**NON-CONSENT ITEMS** – Items 45 – 53

**Open Public Comment** – Items 45 – 53 (3-minute time limit per speaker)

**Close Public Comment**

**Ordinances**

45. LF011619-14 – Second Reading, Ordinance No. 6277, an Ordinance Amending Title Two and Corresponding Sections of the Rapid City Municipal Code to Accurately Reflect Current Departmental Organization.  
**Recommendation: Approve**
46. LF013019-01 – First Reading, Ordinance No. 6265, An Ordinance to Amend Chapter 15.26 of the Rapid City Municipal Code to Adopt the 2018 International Mechanical Code.  
**Recommendation: Approve**
47. 18OA016 – First Reading, Ordinance No. 6295, An Ordinance to Allow the Historic Sign Review Committee to Adopt Guidelines for Administrative Approval of Sign Permit Applications by Amending Subsection 17.50.080Q of the Rapid City Municipal Code.  
**Recommendation: Approve**
48. 18OA017 – First Reading, Ordinance No. 6296, An Ordinance to Update and Clarify the Criteria and Procedure for Granting Variances to the Zoning Code by Amending Section 17.54.020 of the Rapid City Municipal Code.  
**Recommendation: Approve**
49. 18OA018 – First Reading, Ordinance No. 6297, An Ordinance to Amend the LDR-1 Zoning District to add Townhouses as a Conditional Use by Amending Section 17.10.030 of the Rapid City Municipal Code.  
**Recommendation: Approve**
50. 18OA019 – First Reading, Ordinance No. 6298, An Ordinance to Revise the Conditional Uses in the Medium Residential Zoning District by Amending Section 17.12.030 of the Rapid City Municipal Code.  
**Recommendation: Approve**
51. 18OA020 – First Reading, Ordinance No. 6299, An Ordinance to Amend Screening Requirements between Zoning Districts by Amending Sections 17.18.080, 17.20.080, 17.30.070, 17.32.070, 17.36.080 and 17.40.070 of the Rapid City Municipal Code.  
**Recommendation: Approve**
52. 18OA021 – First Reading, Ordinance No. 6300, An Ordinance to Revise the Uses Permitted in the Light Industrial Zoning District by Amending Section 17.22.020 of the Rapid City Municipal Code.

**Recommendation: Approve**

53. 18OA022 – First Reading, Ordinance No. 6301, An Ordinance to Allow a Car Wash as a Permitted Use in the General Commercial Zoning District by Amending Section 17.18.020 of the Rapid City Municipal Code.

**Recommendation: Approve**

**Public Works Committee Items (NONE)**

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

**CIP Committee Items (NONE)**

**Community Development Items (NONE)**

**Other Board, Commission & Committee Items (NONE)**

**Bid Awards (NONE)**

**Alcoholic Beverage License Applications**

- 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 54 – 56

**Open Public Hearing (comment)** - Items 54 – 56 (3-minute time limit per speaker)  
**[Public Hearing Remains Open]**

**Close Public Hearing (comment)** - Items 54 – 56

**CONSENT PUBLIC HEARING ITEMS** – Item 54 – 56

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

**Community Development Items (NONE)**

**Alcohol Licenses**

54. Fiesta Tequila Mexican Restaurant LLC DBA Fiesta Tequila Mexican Restaurant, 1001 E North Street, for a Retail (on-off sale) Wine license.

- 55. Rapid City Chamber of Commerce for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine License for an Event scheduled for February 21, 2019 at Regional Health Orthopedic and Specialty Hospital, 1635 Caregiver Circle
- 56. MG Oil Company DBA Uncle Sam's South, 2110 Jackson Blvd for a Retail (on-sale) Liquor License TRANSFER from Rapid City Boston's Company LLC (Inactive) DBA Ramada, 1902 N LaCrosse Street, by secured party Great Western Bank.

***Assessment Rolls (NONE)***

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

END OF CONSENT PUBLIC HEARING CALENDAR

**NON-CONSENT PUBLIC HEARING ITEMS – (NONE)**

**BILLS**

- 57. No. CC020419-01 – Bill List for February 4, 2019

**ADJOURN**