

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., Tuesday, February 19, 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 (NONE)

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 1 – 34

Open Public Comment – Items 1 – 26 (3-minute time limit per speaker)

Close Public Comment

CONSENT ITEMS – Items 1 – 26

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

Approve Minutes

1. Approve Minutes for the January 31, 2019 Special Council meeting.
2. Approve Minutes for the February 4, 2019 Regular Council meeting.

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

Alcoholic Beverage License Applications Set for Hearing (March 4, 2019)

3. Special Olympics South Dakota for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine Retailer license for an Event scheduled for April 6, 2019 at Black Hills Harley Davidson, 2820 Harley Drive

Public Works Committee Consent Items

4. PW021219-01: Approve Request for 2019 Stormwater Drainage Utility Fee Abatement for CITCRA, LLC, for property located at 4114 Brooke Street Tax ID 68057, in the amount of \$1,099.54
5. PW021219-02: Authorize Mayor and Finance Officer to Sign an Amendment to the Agreement between the City of Rapid City and HDR Engineering, Inc. for LaCrosse Street Interchange Utility Improvements, Project No. 16-2318 / CIP No. 51108, for an increase of \$3,425.00.
6. PW021219-03: Authorize staff to advertise for bids for Disk Drive and Haines Avenue Intersection, Project No. 16-2347 / CIP No. 51121. Estimated Cost \$1,361,000.00.

7. PW021219-04: Authorize Mayor and Finance Officer to Sign Agreement Between the City of Rapid City and Pennington County for Traffic Signal at Sheridan Lake Road and Dunsmore Road
8. PW021219-05: Approve Change Order 6 to Lind-Exco, Inc. for West Omaha Utility Reconstruction Project #15-23160/CIP 50904.1 for a decrease of \$87,028.52.
9. PW021219-06: Approve Change Order 3 to Simon Contractors of SD, Inc. for E. Blvd/E. North Street Utility Reconstruction Project, Project #14-2170/CI P 50866.1. This is a no cost change order to correct a bid item
10. PW021219-07: Request from Highland Properties, LLC, for a Variance to waive the requirement to install sidewalk on the Sedivy Lane portion of property per City Ordinance 12.08.060 C.
11. PW021219-09: Authorize Mayor and Finance Office to sign permanent easement to Black Hills Power, Inc. for construction of an electrical system in advance of the W. Omaha Street to 12th Street Project No. 16-2099/ CIP No. 50904.
12. PW021219-10: Authorize Mayor and Finance Officer to Sign a Joint Funding Agreement between U.S. Department of Interior, U.S. Geological Survey and City of Rapid City for 2019 Water Resource Investigations for operation and maintenance of selected stream gaging stations, hydrogeological data collection and analysis, application and regionalization of groundwater flow model, stormwater monitoring, and Rapid Creek water quality monitoring.
13. PW021219-11: Authorize Staff to Advertise Bids for Knollwood Drive Inlay Project 19-2473 / CIP No. 50798. Estimated Cost \$95,000
14. PW021219-15: Request for Mayor and Finance Officer to sign Professional Services Amendment for Project 17-2424/CIP No. 5063 with American Engineering Testing, Inc., for Citywide Geotechnical, Construction Materials, and QA/QC services for an to increase the contract amount by \$2,398.05.
15. PW021219-12: Approve Change Order No. 2F to RCS Construction, Inc. for Cemetery Storage Building Project No. PR18-6165, for an increase of \$293.05.
16. PW021219-13: Approve Change Order No. 2F to Simon Contractors of SD, Inc. for Mt. View Cemetery & Mt. Calvary Cemetery Improvements Project No. PR18-2409, for an increase of \$335.83.
17. PW021219-16: Request Advertising Authority for 2019 Parks and Recreation Asphalt Paving Project PR19-6166 for an estimated cost of \$635,000.

Legal & Finance Committee Consent Items

18. LF021319-03 – Authorize Staff to apply and accept if awarded the FY 2019 South Dakota Office of Emergency Management Hazardous Materials Emergency Preparedness Training Grant in the Amount of \$2,000.00
19. LF021319-10 – Authorize Staff to apply and accept if awarded the 2019 Homeland Security Grant for a Confined Space Air Cart (\$10,000) and a Water Rescue, Diver Operations Boat (\$100,000) for a total Amount of \$110,000
20. Acknowledge the Following Volunteers for Worker's Compensation Purposes: Sandra Franke (RSVP+), Mary Mackinlay (RSVP+), Diane Minion (RSVP+), Paul Cohen (Library)
21. LF021319-09 – Authorize the Mayor and Finance Officer to Sign Agreement to Purchase Parking Technology and Related Services with IPS Group, Inc.
22. LF021319-05 – Approve Resolution No. 2019-013 a Resolution Levying Assessment for Abatement of Nuisances
23. LF021319-06 – Acknowledge December 2018 Sales Tax Report
24. LF021319-07 – Authorize Mayor and Finance Officer to sign Covered Agency Security Authorization with RBC for Managed Account
25. LF021319-02 – Authorize the Mayor and Finance Officer to sign the FY 2018 Youth and Family Services (YFS) Community Development Block Grant (CDBG) Reallocation Contract and Indenture
26. LF021319-04 – Authorize Staff to Purchase 2 -2019 Dodge Journey vehicles from Liberty Superstores, Rapid City, SD: EPA Standard Sport Utility Vehicle, State Contract #17259 number 8, Page 14, in the amount of \$47,600

CIP Committee Consent Items (NONE)***Community Development Consent Items (NONE)******Bid Award Consent Items (NONE)***

END OF CONSENT ITEMS

NON-CONSENT ITEMS – Items 27 – 34**Open Public Comment** – Items 27 – 34 (3-minute time limit per speaker)**Close Public Comment*****Ordinances***

27. No. 18RZ027 - First Reading, Ordinance 6287, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KW Commercial for Samuelson Development, LLC for a Rezoning request from General Agricultural District to Office Commercial District for property generally described as being located northwest of the intersection of Mount Rushmore Road and Fox Road.
Recommendation: Deny (This item was continued from the December 17, 2018 City Council meeting to be heard in conjunction with the Appeal of Planned Development application 18PD029.) This item was continued from the January 7, 2019 City Council Meeting.
28. No. 18RZ028 - First Reading, Ordinance 6288, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KW Commercial for Samuelson Development, LLC for a Rezoning request from General Commercial District to Office Commercial District for property generally described as being located northwest of the intersection of Mount Rushmore Road and Fox Road.
Recommendation: Deny (This item was continued from the December 17, 2018 City Council meeting to be heard in conjunction with the Appeal of Planned Development application 18PD029.) This item was continued from the January 7, 2019 City Council Meeting.
29. LF021319-01 – First Reading, Ordinance 6303, An Ordinance to Repeal Section 9.08.020 of the Rapid City Municipal Code and to Enact and Amend Provisions Concerning Certain Behaviors that are a Public Safety Risk.
Recommendation: Approve
30. LF013019-01 – Second 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

Public Works Committee Items

31. PW021219-14: Acknowledge informational presentation on the Black Hills Energy West Rapid City Substation and Transmission Line Project.
Recommendation: Acknowledge
32. PW021219-08: Request from Highland Properties, LLC, for a Variance to waive the requirement to install sidewalk on the East Saint Patrick Street portion of property per City Ordinance 12.08.060 C.
Recommendation: Deny request for the Variance 4-1 with Roberts voting in favor of it.

Legal & Finance Committee Items

33. LF021319-08 – Approve the Request for Authorization to use Vision Fund allocation designated for Downtown Parking Ramp to Call Outstanding Parking Revenue Bonds.

CIP Committee Items (NONE)
Community Development 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

34. No. CC02192019-04 - License Appeal – Tim Rose, applicant

PUBLIC HEARING ITEMS – Items 35 – 50

Open Public Hearing (comment) - Items 35 – 50 (3-minute time limit per speaker)]

Close Public Hearing (comment) - Items 35 – 50

CONSENT PUBLIC HEARING ITEMS – Items 35 – 42

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

Community Development Items (NONE)

Alcohol Licenses

- 35. Naja Shrine for a SPECIAL EVENT On-Sale Dealer License for an Event scheduled for March 2, 2019 at Naja Shrine, 4091 Sturgis Road
- 36. 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
- 37. 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
- 38. 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
- 39. 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
- 40. 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
- 41. 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

42. 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

Assessment Rolls (NONE)

Other Items Requiring Public Hearings (NONE)

END OF CONSENT PUBLIC HEARING CALENDAR

NON-CONSENT PUBLIC HEARING ITEMS – Items 43 – 50

43. No. 18PD029 - Appeal of Planning Commission's decision on a request by KW Commercial for Samuelson Development, LLC for an Initial Planned Development Overlay to allow an apartment development for property generally described as being located northwest of the intersection of Mount Rushmore Road and Fox Road.
Recommendation: This is an Appeal of Planning Commission's Decision to Deny. (This item was continued from the January 7, 2019 City Council Meeting.)
44. 18OA016 – Second 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
45. 18OA017 – Second 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
46. 18OA018 – Second 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
47. 18OA019 – Second 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
48. 18OA020 – Second 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
49. 18OA021 – Second 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
50. 18OA022 – Second 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

BILLS

51. No. CC02192019-01 – Bill List for February 19, 2019

ADJOURN