

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, March 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 (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 – 45

Open Public Comment – Items 1 – 32 (3-minute time limit per speaker)

Close Public Comment

CONSENT ITEMS – Items 1 – 32

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

Approve Minutes

1. Approve Minutes for the February 19, 2019 Regular Council meeting.

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

Alcoholic Beverage License Applications Set for Hearing (March 18, 2019)

2. Main Street Square for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine Retailer license for events scheduled for May 4, 2019 and October 5, 2019 at Main Street Square, 512 Main Street

Public Works Committee Consent Items

3. PW022619-01: Approve Change Order 3F to Highmark Inc. for Omaha Trunk Sewer Project. Project 17-2423/CIP 50878.1 for a decrease of \$44,701.31.
4. PW022619-02: Purchase of two (2) 2019 Dodge Ram 1500 Crew Cab Pickups for Engineering at a state bid cost of \$27,052.00 each.
5. PW022619-03: Authorize Mayor and Finance Officer to Sign Resolution No. 2019-016 Construction Fee Resolution for Highpointe Ranch Water Main Oversize - Per Acre Fee, Project No. DEV16-1303.
6. PW022619-04: Request for Advertising Authority for Current Model Year Tandem Dump Truck w/optional Plow, Side Wing and Sander.

7. PW022619-05: Authorize Staff to Advertise for Bids for 2019 Parks and Recreation Concrete Work, Project PR19-6168.
8. PW022619-06: Authorize Staff to Advertise for bids for BMX Track Bleachers Project PR19-6171.
9. PW022619-07: Approve Use Agreement Between City of Rapid City and BH Junior Baseball League for operation of a youth baseball program.
10. PW022619-08: Approve Use Agreement Between City of Rapid City and Rapid City BMX, Inc. for operation of a youth biking program.
11. PW022619-09: Approve Use Agreement Between City of Rapid City and Canyon Lake Little League for operation of a youth baseball program.
12. PW022619-10: Approve Use Agreement Between City of Rapid City and Church Softball League for operation of an adult softball program.
13. PW022619-11: Approve Use Agreement Between City of Rapid City and Harney Little League for operation of a youth baseball program.
14. PW022619-12: Approve Use Agreement Between City of Rapid City and Rushmore Little League for operation of a youth baseball program.
15. PW022619-13: Approve Use Agreement Between City of Rapid City and Timberline Little League for operation of a youth baseball program.

Legal & Finance Committee Consent Items

16. LF022719-04 – Authorize the Mayor and Finance Officer to sign the 2019 Allied Arts Agreement
17. Acknowledge the Following Volunteers for Worker's Compensation Purposes: Joshua Bonner (Police Department), Nick Pier (RSVP+)
18. LF022719-03 – Acknowledge January 2019 General Fund Cash Balance Report
19. LF022719-05 – Approve Resolution No. 2019-017 a Resolution Levying Assessment for Abatement of Nuisances
20. 19TP010 – Approval of Amendment No. 1 to the Agreement for Professional Services Agreement between the City of Rapid City and Kadrmas, Lee & Jackson, Inc. for a No Cost Time Extension for the completion of the East Rapid City Traffic and Corridor Analysis Study
21. 19TP002 - Authorize Mayor and Finance Officer to sign the 2019 Unified Planning Work Program Funding Agreement #311373 Amendment No. 1
22. 19TP001 - Approve the 2019 Unified Planning Work Program Amendment #19-02
23. LF022719-06 – Approve with stipulations outlined by the Finance Officer. Patricia Snyder – Request to Waive Clean Up Assessment Fees at 708 Saint Patrick Street.

CIP Committee Consent Items

24. No. CIP021519-00 - Acknowledge Capital Improvement Programs Committee Monthly Updates for February 2019
25. No. CIP021519-03 – Approve Capital Plans for Government Facilities – (Fire & Emergency Services, Parks & Recreation, CSAC, Summary)
26. No. CIP021519-04 – Approve Capital Plan for Fire Vehicles
27. No. CIP021519-05 – Approve Capital Plan for Parks & Recreation
28. No. CIP021519-06 – Approve Capital Plan for Information Technology
29. No. CIP021519-01 – Acknowledge Financial Report (Summary, DCA Charges and Debt Service)
30. No. CIP021519-02 – Approve Capital Plan for PW Infrastructure (Formerly called Capital Plan for Streets, Drainage, MIP Projects).
31. No. CIP021519-07 – Approve CIP carry forward from 2018

Community Development Consent Items (NONE)

Bid Award Consent Items

32. CC030419-04.1 – Approve award of total bid for Pavement Rehabilitation Project – W. Fulton Street, Project No. 18-2465 / CIP No. 50549 on February 26, 2019 to the lowest responsible bidder, Simon Contractors of SD, Inc. in the amount of \$113,938.00.

END OF CONSENT ITEMS

NON-CONSENT ITEMS – Items 33 – 45**Open Public Comment** – Items 33 – 45 (3-minute time limit per speaker)**Close Public Comment****Ordinances**

33. LF021319-01 – Second 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
34. LF022719-01 – First Reading, Ordinance 6308, An Ordinance to Amend Chapter 13.32 of the Rapid City Municipal Code Relating to City Cemeteries.
Recommendation: Approve
35. LF022719-02 – First Reading, Ordinance 6312, Regarding Supplemental Appropriation #1 for 2019.
Recommendation: Approve
36. No. 19RZ001 - First Reading, Ordinance 6304, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by ARC International, Inc. for Yeshua, LLC for a Rezoning from Medium Density Residential District to Office Commercial District for property generally described as being located at 3808 Sheridan Lake Road.
Recommendation: Approve
37. No. 19RZ002 - First Reading, Ordinance 6305, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KTM Design Solutions, Inc. for Sharaf 5 Properties, LLC for a Rezoning from High Density Residential District to Urban Commercial District for property generally described as being located at 12 E. Kansas City Street.
Recommendation: Approve
38. No. 19RZ003 - First Reading, Ordinance 6306, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KTM Design Solutions, Inc. for Sharaf 5 Properties, LLC for a Rezoning from General Commercial District to Urban Commercial District for property generally described as being located at 12 E. Kansas City Street.
Recommendation: Approve
39. No. 19RZ004 - First Reading, Ordinance 6307, 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 Commercial District to Medium Density Residential District for property generally described as being located east of Provider Boulevard.
Recommendation: Approve in conjunction with Planned Development 19PD005 which was approved with stipulations at the February 21, 2019 Planning Commission meeting.

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

40. No. 19PL002 - A request by D. C. Scott Surveyors, Inc for Robert T. Sundby for a Preliminary Subdivision Plan for proposed Lot 12A and Lot 12B of Una-Del Acres No. 2, generally described as being located southwest of the intersection of Sheridan Lake Road and Wildwood Drive.
Recommendation: Approve with Stipulations

41. No. 19PL004 - A request by KTM Design Solutions, Inc for Yasmeen Dream LLC for a Preliminary Subdivision Plan for proposed Lot 1 and Lot 2 of Orchard Meadows No.2, generally described as being located southeast of the intersection of Elk Vale Road and E. Highway 44.
Recommendation: Approve with Stipulations
42. No. 19PL005 - A request by KTM Design Solutions, Inc for DTH, LLC for a Preliminary Subdivision Plan for proposed Lots 2 thru 13 and drainage lot of Block 9 and Lots 2 thru 14 of Block 10 of Big Sky Subdivision, generally described as being located west of the intersection of Degeest Drive and Avenue A.
Recommendation: Approve with Stipulations
43. No. 19PL006 - A request by Sperlich Consulting, Inc for Sodak Development Company for a Preliminary Subdivision Plan for proposed Lots 9 thru 19 of Block 4, Lots 11 thru 17 of Block 5, Lot 8 of Block 9, Lots 7 thru 21 of Block 10 and Lots 1 thru 7 of Block 11 of Homestead Subdivision, generally described as being located east of the existing terminus of Homestead Street.
Recommendation: Approve with Stipulations
44. No. 19PL007 - A request by Sperlich Consulting, Inc for Doeck, LLC for a Preliminary Subdivision Plan for proposed Tract A, Lots 22 thru 40 of Block 4, Lot 2 and Lot 3 of Block 11 and Lots 1 thru 14 of Block 15 of Auburn Hills Subdivision, generally described as being located north of the intersection of Cobalt Drive and Coal Bank Drive.
Recommendation: Approve with Stipulations
45. No. 19PL008 - A request by KTM Design Solutions, Inc. for Yasmeen Dream, LLC for a Preliminary Subdivision Plan for proposed Lot 57 of Block 2, Lot E Revised, Lot F Revised and Tract B Revised of Johnson Ranch Subdivision, generally described as being located east of Provider Boulevard.
Recommendation: Approve with Stipulations

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 46 – 48

Open Public Hearing (comment) - Items 46 –48 (3-minute time limit per speaker)
[Public Hearing Remains Open]

Close Public Hearing (comment) - Items 46 – 48

CONSENT PUBLIC HEARING ITEMS – Item 46

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

Community Development Items (NONE)

Alcohol Licenses

- 46. 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

Assessment Rolls (NONE)

Other Items Requiring Public Hearings (NONE)

END OF CONSENT PUBLIC HEARING CALENDAR

NON-CONSENT PUBLIC HEARING ITEMS – Items 47 – 48

- 47. No. 18RZ027 - Second 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: Approve

- 48. No. 18RZ028 - Second 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: Approve

BILLS

- 49. No. CC030419-01 – Bill List for March 4, 2019

ADJOURN