

**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, April 1, 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. Proclamation of National Volunteer Week
2. Employee Recognition

**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 3 – 55

**Open Public Comment** – Items 3 – 47 (3-minute time limit per speaker)

**Close Public Comment**

**CONSENT ITEMS** – Items 3 – 47

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

***Approve Minutes***

3. Approve Minutes for the March 18, 2019 Regular Council meeting.

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

***Tax Increment District Set for Hearing (December 4, 2017)***

4. No. 18TI002 - A request by Sperlich Consulting, Inc. for Park Hill Development, Inc. for a Resolution Creating Park Hill Tax Increment District and Approving Project Plan for property generally described as being located north of Sydney Drive, east of Smith Avenue and west of Cambell Street.

***Alcoholic Beverage License Applications Set for Hearing (April 15, 2019)***

5. Rapid City Summer Nights for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine Retailer license for events on the following 2019 dates: May 30, June 6, 13, 20 and 27; July 4, 11, 18, 25; and August 1, 8, 15, 22, 29 at 500 Block of 7<sup>th</sup> and 700 Block of St. Joseph
6. American Legion Post 22 for a SPECIAL EVENT On Sale Malt Beverage license for an event scheduled for June 28, 2019 to July 4, 2019 at American Legion Post 22 parking lot, Tract 8 Rapid City Greenway Tract

7. Family Dollar Stores of South Dakota, LLC DBA Family Dollar #27251, 907 East North Street for a Retail (on-off sale) Malt Beverage & SD Farm Wine and Retail (on-off sale) Wine and Cider license
8. Family Dollar Stores of South Dakota LLC DBA Family Dollar #27118, 1025 East Saint Patrick Street for a Retail (on-off sale) Malt Beverage & SD Farm Wine and Retail (on-off sale) Wine and Cider license
9. Naja Shrine Temple for a SPECIAL EVENT On-Sale Special Event On-Sale Dealer license for an event on May 18, 2019 at Naja Shrine Temple, 4091 Sturgis Road
10. Overclock Lounge DBA Overclock Lounge, 632 St Joseph Suite 200 for a Retail (on-off sale) Malt Beverage & SD Farm Wine and Retail (on-off sale) Wine and Cider license

**Public Works Committee Consent Items**

11. PW032619-01: Authorize Staff to Advertise Bids for Park Drive Overlay Project No. 19-2475 I GIP No. 50798. Estimated Cost \$140,000.00
12. PW032619-02: Authorize Mayor and Finance Officer to sign Covenant Agreement to permit an existing structure to encroach into the adjacent Public Right-of-Way.
13. PW032619-03: Authorize Mayor and Finance Officer to sign the Professional Services Agreement with HDR for Engineering Services for Feasibility Study to Evaluate Rapid City Providing Sanitary Sewer Service to Summerset, Project No.18-2464 / CIP No. 51208 in the amount of \$59,930.00.
14. PW032619-04: Authorize Mayor and Finance Officer to sign Professional Service Agreement for Rapid City Administration Center Renovation with TSP in the amount of \$238,200.00 for Project No. 19-2491 / CIP 51225
15. PW032619-05: Authorize Mayor and Finance Officer to sign Bridge Reinspection Program Resolution. Project No. 19-2502 / CIP # 50630
16. PW032619-06: Authorize Mayor and Finance Officer to Sign an Agreement between the City of Rapid City and Ferber Engineering Company, Inc. for Omaha and LaCrosse Street Intersection Utility Upgrades, Project No. 19-2488 / CIP No. 51212. In the amount of \$52,415.00.
17. PW032619-07: Authorize Advertising Authority Ready Mix Concrete for Various City Departments. \$65,000 Estimated annually.
18. PW032619-08: Approve Change Order 1F to Sign Up LTD for Traffic Operations Upgrades-Sign Replacements Project, Project 18-2459/CIP 51047 for a decrease of \$3,893.65.
19. PW032619-09: Authorize Mayor and Finance Officer to sign Amendment 1 to the Construction Administration Professional Services Agreement with HDR, Engineering for Reservoir Road Trunk Sewer Extension, Project No. 15-2315 / CIP NO. 50328.1 in the amount of \$19,500.00.
20. PW032619-10: Approve Change Order 1 to Tru-Form Construction Inc. for the MIPS Concrete Project, Project 17-2395/CIP 50298 for an increase of \$1,518.00.
21. PW032619-16: Approve Purchase of current model year Ford F550 with Versa-Lift bucket from ABM Equipment on Sourcewell contract #01 2418-TM for a total price of \$117,050.00.
22. PW032619-11: Approve Advertising Authority for the Purchase of Two (2) Current Model Year Single Axle Dump Trucks
23. PW032619-12: Approve extending current contracted bid with Hawkins Inc. for chemicals to Jackson Springs.
24. PW032619-13: Authorize Staff to Advertise for Bids for Parks and Recreation Bridge Improvements PR18-2406, estimated cost \$150,000
25. PW032619-14: Authorize Staff to Advertise for Bids for Harney Little League Improvements (construct chain link fencing and furnish and install bleachers and dugouts), PR19-6170, estimated cost of \$100,000
26. PW032619-15: Approve Sub-Lease Agreement between RC High School Baseball, Inc. and Black Hills Amateur Baseball, Inc. for use of McKeague Field for baseball program

**Legal & Finance Committee Consent Items**

27. LF032719-05 – Approve Resolution No. 2019-025 a Resolution Declaring Rapid City as a Purple Heart City

28. LF032719-08 – Confirm Appointments of Lynzie Montague and Wade Lampert to Hotel BID Board
29. LF032719-02 – Acknowledge February 2019 General Fund Cash Balance Report
30. LF032719-03 – Approve request for property tax abatements as follows: Douglas Jensen, 2018; \$3875.24; Kari Gabrielson-Jagozinski, 2018; \$703.96; Total for Rapid City [\$4579.20]
31. LF032719-04 – Approve Resolution No. 2019-024 a Resolution Levying Assessment for Abatement of Nuisances
32. LF032719-06 – Authorize Mayor and Finance Officer to Sign Amended Contract for Private Development Tax Increment District Number Sixty-Five Between Dennis Zandstra Real Estate Holdings, LLC and the City of Rapid City
33. LF032719-07 – Authorize Mayor and Finance Officer to Sign Second Amended Contract for Private Development Tax Increment District Number Sixty-Five Between SSST, LLC and the City of Rapid City
34. 19TP012 – Authorize the Mayor and Finance Officer to sign the Professional Services Agreement for the Rapid City Area Metropolitan Planning Organization 2045 Metropolitan Transportation Plan and the Bicycle and Pedestrian Master Plan Update with HDR Engineering, Inc. in an amount not to exceed \$359,030.23
35. 19TP004 – Approve the Rapid City Year End 2018 Population Estimate
36. LF032719-01 – Acknowledge Update from the Opportunity Capture Fund Committee

***CIP Committee Consent Items***

37. No. CIP031519-00 - Acknowledge Capital Improvement Programs Committee Monthly Updates for March 2019
38. No. CIP031519-03 – Approve Capital Plans for Government Facilities – (Fire & Emergency Services, Parks & Recreation, CSAC, Summary)
39. No. CIP031519-04 – Approve Capital Plan for Fire Vehicles
40. No. CIP031519-05 – Approve Capital Plan for Parks & Recreation
41. No. CIP031519-06 – Approve Capital Plan for Information Technology
42. No. CIP031519-01 – Acknowledge Financial Report (Summary, DCA Charges and Debt Service)
43. No. CIP031519-02 – Approve Capital Plan for PW Infrastructure (Formerly called Capital Plan for Streets, Drainage, MIP Projects).

***Community Development Consent Items (NONE)***

***Bid Award Consent Items***

44. CC040119-02.1 - Approve award of Total Base Bid for Parks and Recreation 2019 Concrete Work, Project No. PR19-6168 opened on March 26, 2019 to the lowest responsible bidder, Flat Rock LLC in the amount of \$112,007.23.
45. CC040119-02.2 - Approve award of Total Base Bid for BMX Track Bleachers, Project No. PR19-6171 opened on March 26, 2019 to the lowest responsible bidder, Complete Contracting Solutions in the amount of \$71,500.00.
46. CC040119-02.3 - Approve award of total bid for 2019 Street Patching Project, Project No. 18-2469 / CIP No. 50844 opened on March 26, 2019 to the lowest responsible bidder Simon Contractors of SD, Inc., in the amount of \$274,179.00.
47. CC040119-02.4 - Approve award of total bid for Disk Drive and Haines Avenue Intersection, Project No. 16-2347 / CIP No. 51121 opened on March 26, 2019 to the lowest responsible bidder, Tru-Form Construction, Inc. in the amount of \$1,121,843.17.

END OF CONSENT ITEMS

**NON-CONSENT ITEMS** – Items 48 – 55

**Open Public Comment** – Items 48 – 55 (3-minute time limit per speaker)

**Close Public Comment**

**Ordinances**

48. ~~LF031319-01 – Second Reading, Ordinance 6224, An Ordinance Repealing Chapter 1.08 of the Rapid City Municipal Code Relating to Wards and Precincts and Adopting a New Revised Chapter 1.08 of the Rapid City Municipal Code~~  
**Recommendation: Approve**
49. LF031319-05 – Second Reading, Ordinance 6316 Regarding Supplemental Appropriation #2 for 2019  
**Recommendation: Approve**
50. LF031319-01 – Second Reading and Recommendation of Ordinance 6315 – An Ordinance Repealing Chapter 1.08 of the Rapid City Municipal Code Relating to Wards and Precincts and Adopting a New Revised Chapter 1.08 of the Rapid City Municipal Code.  
**Recommendation: Approve**
51. LF031319-06 – Second Reading, Ordinance 6314, An Ordinance to Update the Organization of the Department of Community Development by Amending Title 2 of the Rapid City Municipal Code  
**Recommendation: Approve**
52. No. 19RZ006 - First Reading, Ordinance 6317, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, for a request by City of Rapid City Parks and Recreation Department for a Rezoning request from Medium Density Residential District to Public District for property generally described as being located at the 1000 Block of East Minnesota Street.  
**Recommendation: Approve**
53. No. 19RZ007 - First Reading, Ordinance 6318, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, for a request by City of Rapid City Parks and Recreation Department for a Rezoning request from Low Density Residential District to Public District for property generally described as being located at 3820 Odde Drive.  
**Recommendation: Approve**
54. PW032619-17: First Reading, Ordinance No. 6320, An Ordinance to Amend Section 8.08.090 of the Rapid City Municipal Code to Prohibit Unlawful Deposits of Refuse at City-Designated Drop-Off Sites.  
**Recommendation: Approve**

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

55. No. 19PL014 - A request by Davis Engineering, Inc for Patrick Foley for a Preliminary Subdivision Plan for proposed Lot B of Robbers Roost Addition, generally described as being located 3 miles south of landfill on east side of Hwy 79. Approve with Stipulations  
**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 56 – 65

**Open Public Hearing (comment)** - Items 56 - 65 (3-minute time limit per speaker)

**[Public Hearing Remains Open]**

**Close Public Hearing (comment)** - Items 56 – 65

**CONSENT PUBLIC HEARING ITEMS** – Items 56 – 61

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

**Community Development Items (NONE)**

**Alcohol Licenses**

- 56. Chrisbro 4 LLC DBA Hampton Inn & Suites, 825 Eglin Street for a Retail (on-off sale) Malt Beverage & SD Farm Wine license
- 57. Chrisbro 4 LLC DBA TRU by Hilton, 825 Eglin Street for a Retail (on-off sale) Malt Beverage & SD Farm Wine license
- 58. Mexico Tipico LLC DBA Mexico Tipico, 1900 N. Maple for a Retail (on-off sale) Malt Beverage & SD Farm Wine license and a Retail (on-off sale) Wine and Cider license
- 59. Rapid City Chamber of Commerce for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine Retailer license for an event scheduled for April 18, 2019 at Premier Home Mortgage, 3024 Tower Road
- 60. Rapid City Chamber of Commerce for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine Retailer license for an event scheduled for May 16, 2019 at Ketel Thorstenson, LLP, 810 Quincy Street
- 61. Cortez, Inc. dba Alex Johnson Hotel for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine Retailer license for an event scheduled for April 12, 2019 at Mt. Rushmore Society, 830 Main Street

**Assessment Rolls (NONE)**

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

END OF CONSENT PUBLIC HEARING CALENDAR

**NON-CONSENT PUBLIC HEARING ITEMS** – Items 62 – 65

- 62. No. 19RZ005 - Second Reading, Ordinance 6313, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KTM Design Solutions, Inc. for Maguire Services, LLC for a Rezoning Request from Park Forest to Low Density Residential for property generally described as being located southeast of the intersection of Oak Avenue and Indiana Street.  
**Recommendation: Approve**
- 63. 19OA001 – Second Reading, Ordinance No. 6282, An Ordinance to Update References to the Department of Community Development in the Zoning Code by Amending Title 17 of the Rapid City Municipal Code  
**Recommendation: Approve**
- 64. 19OA003 – Second Reading, Ordinance No. 6309, An Ordinance Amendment to Update References to the Department of Community Development in the Subdivision Regulations by Amending Section 16.04.080 and Section 16.20.010  
**Recommendation: Approve**
- 65. 19OA004 – Second Reading, Ordinance No. 6311, An Ordinance to Revise the Definition for Building Setback Line Where Right-of-Way has Been Expanded for Fire Hydrants by Amending Section 17.04.125 of the Rapid City Municipal Code  
**Recommendation: Approve**

**BILLS**

- 66. No. CC040119-01 – Bill List for April 1, 2019

**ADJOURN**