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, August 5, 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 Awards

PRESENTATION
2. Central States Fair Update

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 – 51

Open Public Comment – Items 3 – 40 (3-minute time limit per speaker)

Close Public Comment

CONSENT ITEMS – Items 3 – 40

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

Approve Minutes
3. Approve Minutes for the July 15, 2019 Regular Council meeting.

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

Alcoholic Beverage License Applications Set for Hearing (August 19, 2019)
4. Dakota Point Brewing LLC for a SPECIAL EVENT On-Sale Malt Beverage license and On-Sale Wine license for events scheduled for September 7, 2019, September 28, 2019, October 5, 2019, October 26, 2019 and November 2, 2019 at South Dakota School of Mines and Technology, O’Harra Stadium, Ramp C, Fenced Beer Garden, 501 E. St. Joseph Street
5. Thai Thai LLC DBA Thai Thai Restaurant, 221 E North Street for a Retail (on-off sale) Malt Beverage & SD Farm Wine license and Retail (on-off sale) Wine and Cider license TRANSFER from Mai Goodsell DBA Saigon Restaurant, 221 E North Street
6. Wisdom Inc. DBA Country Inn & Suites by Radisson, 2321 N. LaCrosse Street for a Retail (on-off sale) Malt Beverage & SD Farm Wine license
7. Family Dollar Stores of South Dakota, LLC DBA Family Dollar #28320, 1445 Haines Avenue, for a Retail (on-off sale) Malt Beverage & SD Farm Wine license and a Retail (on-off sale) Wine and Cider license.
8. Poker Joe’s Inc. DBA Poker Joe’s, 211 Cambell Street for a retail (on-sale) liquor license TRANSFER from B&B Kelley LLC formerly DBA Historic Freight House (inactive) 306 7th Street
9. Brinker Restaurant Corporation DBA Chili’s Grill & Bar, 2125 Haines Avenue for a Retail (on-sale) Liquor license TRANSFER from ERJ Dining IV LLC DBA Chili’s Grill & Bar, 2125 N. Haines

**Public Works Committee Consent Items**
10. PW073019-02: Authorize Mayor and Finance Officer to Sign an Agreement between the City of Rapid City and Highway Improvement, Inc. for Asphalt Surface Crack Sealing, Project No. 19-2521, in the amount of $75,000.00.
11. PW073019-05: Request Authorization for Mayor and Finance Officer to sign Professional Services Agreement with Chamberlin Architects for Star of the West Restrooms Project No. 19-2527 in the amount of $39,400.00.
12. PW073019-06: Request Authorization for Mayor and Finance Officer to sign Professional Services Agreement with Upper Deck Architects for 2019 Roof Replacement – Hail Damage Project No. 19-2492 in the amount of $51,500.00.
13. PW073019-07: Authorize Mayor and Finance Officer to sign the Joint Powers Maintenance and Encroachment Agreement between Department of Transportation and City of Rapid City for the LaCrosse Street Interchange Utility Improvements, Project No. 16-2318 / CIP No. 51108, in the amount of $70,424.00 and for the granting of a Permanent Easement and a Temporary Construction Easement.
14. PW073019-08: Approve Change Order #2F to Tru-Form Construction, Inc. for 2018 MIPS- Concrete, Project #17-2395 / CIP NO. 50298 for a decrease of $22,769.45.
15. PW073019-09: Approve Change Order #1 F to Simon Contractors of South Dakota, Inc. for 2018 MIPS Asphalt, Project #18-2457 / CIP NO. 50298 for an increase of $2,635.99.
16. PW073019-10: Approve Change Order #1 to Tru-Form Construction, Inc. for Disk Drive and Haines Avenue Intersection, Project #16-2347 / CIP NO. 51121 for an increase of $7,062.00.
17. PW073019-11: Approve Change Order #3F to Foothills Contracting, Inc. for Landfill Cell 18 Liner and Leachate Collection Project, Project #16-2371 for an increase of $2,531.35.
18. PW073019-12: Approve Change Order #1 F to Simon Contractors of South Dakota, Inc. for Pavement Rehabilitation Project- W. Fulton Street, Project #18-2465 / CIP NO. 50549 for an increase of $12,343.35.
19. PW073019-04: Authorize staff to submit transit grant to the Federal Transit Administration (FTA) for 5307 Formula funds for operating assistance in the amount of $1,255,957.
20. PW073019-03: Authorize staff to advertise for bid of a lift station standby generator and transfer switch for the Red Rock Meadows Lift Station.

**Legal & Finance Committee Consent Items**
21. LF073119-01 – Confirm the Reappointment of Lynzie Montague to the Hotel BID Board
22. LF073119-08 – Confirm the Appointments of Mark Bachman, Casey Peterson, Erin Krueger and Tony DeMaro to Three Year Terms and Frank Morrison and Michelle Carr to Two Year Terms to the Public Parking Advisory Board
23. Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Torence Ndolo (Rapid Transit System), Kayla Schimmel (Police Department), Joshua McElroy (Police Department)
24. LF073119-02 – Approve Resolution No. 2019-060 a Resolution Levying Assessment for Abatement of Nuisances
25. LF073119-03 – Acknowledge June 2019 General Fund Cash Balance Report
26. LF073119-06 – Approve Resolution No. 2019-061 a Resolution Declaring Miscellaneous Personal Property Surplus to be Crushed
27. LF073119-07 – Acknowledge Report on Retail (on-off sale) Malt Beverage Licenses Eligible for Video Lottery
28. LF073119-09 – Set for Hearing August 19, 2019 – Resolution No. 2019-063 A Resolution of Intent to Enter into Lease of Land with Cortez LLC (Hotel Alex Johnson)
29. LF073119-10 – Authorize Mayor and Finance Officer to Sign Additional Purchase Agreement with IPS for 20 Additional Meters, Sensors and Housing Units, Including Warranty, for Downtown Parking Plan
30. LF073119-11 – Approve Resolution No. 2019-066 A Resolution Declaring Miscellaneous Personal Property Surplus to be Traded
31. LF073119-05 – Accept Property (Tax ID 36699) Donated by Andrew Severson and Jane Severson Cary and Authorize the Mayor and Finance Officer to Sign All Documentation Related to the Donation

**CIP Committee Consent Items**
32. No. CIP071919-00 – Acknowledge Capital Improvement Programs Committee Monthly Updates for May 2019.
33. No. CIP071919-03 – Approve Capital Plans for Government Facilities – (Fire & Emergency Services, Parks & Recreation, CSAC, Summary)
34. No. CIP071919-04 – Approve Capital Plan for Fire Vehicles
35. No. CIP071919-05 – Approve Capital Plan for Parks & Recreation
36. No. CIP071919-06 – Approve Capital Plan for Information Technology
37. No. CIP071919-01 – Acknowledge Financial Report (Summary, DCA Charges and Debt Service)
38. No. CIP071919-02 – Approve Capital Plan for PW Infrastructure

**Community Development Consent Items (NONE)**

**Bid Award Consent Items**
39. No. CC080519-02.1 – Approve award of total bid for Hanover Drive Drainage Crossing, Project No. 18-2460 / CIP No. 51204 opened on July 30, 2019 to the lowest responsible bidder, R.C.S. Construction, Inc. in the amount of $289,832.93
40. No. CC080519-02.2 – Approve award of total bid for 2019 Roadway Paving Project, Project No. 18-2466 / CIP No. 50297 opened on July 30, 2019 to the lowest responsible bidder, Simon Contractors of SD, Inc. in the amount of $115,818.25

END OF CONSENT ITEMS

**NON-CONSENT ITEMS** – Items 41 – 51

- **Open Public Comment** – Items 41 – 51 (3-minute time limit per speaker)
- **Close Public Comment**

**Ordinances**
41. LF071019-04 – Second Reading, Ordinance 6345, an Ordinance to Repeal the Compass Internal Audit Program by Repealing Chapter 2.95 of the Rapid City Municipal Code. **Recommendation: Approve**
42. LF073119-04 – First Reading, Ordinance 6347, an Ordinance to Amend Section 9.28.020 of the Rapid City Municipal Code Relating to Throwing Stones and Missiles. **Recommendation: Approve**
43. LF073119-12 – First Reading, Ordinance No. 6352, an Ordinance Removing the Requirement to have a Runoff Election for Municipal Offices by Repealing Section 1.16.030 of the Rapid City Municipal Code. **Recommendation: Approve**
44. No. 19RZ022 - First Reading, Ordinance 6342, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Dream Design International, Inc. for Eileen and Edward Eller for a Rezoning Request from General Agricultural District to Low Density Residential District for property generally described as being located west of the current terminus of W. Minnesota Street, east of Mt. Rushmore Road. 
Recommendation: Approve

45. No. 19RZ023 - First Reading, Ordinance 6343, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Brian Watland for Western Dakota Technical College for a Rezoning Request from Low Density Residential District to Public District for property generally described as being located east of Mickelson Drive, west of Valle Drive and north of Homestead Street. 
Recommendation: Approve

46. No. 19RZ024 - First Reading, Ordinance 6344, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Dream Design International, Inc. for Yasmeen Dream, LLC for a Rezoning Request from General Agricultural District to Medium Density Residential District for property generally described as being located east of Elk Vale Road. 
Recommendation: Approve

Public Works Committee Items
47. PW073019-01: Authorize staff to Advertise for Bids Project No. 2491 / CIP No. 51225 City Hall Administration Center Renovation. 
Recommendation: Approve 4-1 with Evans voting no

Legal & Finance Committee Items (NONE)

Community Development Items
48. No. 19PL042 - A request by Fisk Land Surveying & Consulting Engineers, Inc. for Magheramore, LLC for a Preliminary Subdivision Plan for proposed Lots 1 to 23 of Darlington Estates Subdivision No. 2, generally described as being located at the current southern terminus of Kimberwick Road. 
Recommendation: Approve with Stipulations

49. No. 19PL049 - A request by Dream Design International, Inc. for Eileen and Edward Eller for a Preliminary Subdivision Plan for proposed Lots 1 thru 37 of Block 1 of Scotland Hills Subdivision, generally described as being located west of the current terminus of W. Minnesota Street, east of Mt. Rushmore Road. 
Recommendation: Approve with Stipulations

50. No. 19PL052 - A request by Davis Engineering, Inc. for Reub Family Trust for a Preliminary Subdivision Plan for proposed Lots 8A and 8B of Hills View Subdivision, generally described as being located at 1171 Valley Drive. 
Recommendation: Approve with Stipulations

Other Board, Commission & Committee Items (NONE)

Bid Awards
51. No. CC080519-02.3 – Reject all bids for W Main and Jackson Blvd Panel Repair Project, Project No. 19-2513 / CIP No. 50445 opened on July 30, 2019, and reconsider project at a later date.

Alcoholic Beverage License Applications
Reissuance
Special Event

Mayor’s Items (NONE)


CITY COUNCIL

AUGUST 5, 2019

Council Items & Liaison Reports (NONE)
  Reconsideration Notices
  Motion for Delivery of Items from Committee

Appeals (NONE)
  Planning Commission Appeals
  License Appeals
  Sign Code Appeals
  Other Appeals Heard by the Council

PUBLIC HEARING ITEMS – Items 52 – 57

Open Public Hearing (comment) - Items 52 – 57 (3-minute time limit per speaker)
[Public Hearing Remains Open]

Close Public Hearing (comment) - Items 52 – 57

CONSENT PUBLIC HEARING ITEMS – Items 52 – 57

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

Community Development Items (NONE)

Alcohol Licenses
52. WV LLC DBA Zymurcracy Beer Company, 4624 Creek Drive Suite 6 and rear of Suite 5 for a Retail (on-off sale) Malt Beverage & SD Farm Wine and Retail (on-off sale) Wine and Cider License TRANSFER from WV LLC DBA Zymurcracy Beer Company, 4624 Creek Drive Suite 6
53. Rod Hanson DBA Lucky Duck Casino Inc., 6639 Wellington Drive for a Retail (on-off sale) Malt Beverage & SD Farm Wine with video lottery TRANSFER from Hideaway Casino, 1575 Lacrosse St Suite D
54. Rod Hanson DBA Lucky Duck Casino Inc., 6639 Wellington Drive for a Retail (on-off sale) Malt Beverage & SD Farm Wine with video lottery TRANSFER from Frankie’s LLC DBA Thirsty’s (Inactive) 819 Main Street
55. Rapid City Chamber of Commerce for a SPECIAL EVENT On-Sale Malt Beverage license and On-Sale Wine license for an event scheduled for August 15, 2019 at Canyon Lake Activities Center, 2900 Canyon Lake Drive
56. Backroom Productions for a SPECIAL EVENT On-Sale Wine license for an event scheduled October 2, 2019 at Mt. Rushmore Society, 830 Main Street
57. Storybook Island for a SPECIAL EVENT On-Sale Malt Beverage license and On-sale Wine license for an event scheduled for September 6, 2019 at Storybook Island, 1301 Sheridan Lake Road

Assessment Rolls (NONE)

END OF CONSENT PUBLIC HEARING CALENDAR

NON-CONSENT PUBLIC HEARING ITEMS – (NONE)

BILLS
58. No. CC080519-01 – Bill List for August 5, 2019

ADJOURN