

PROCEEDINGS OF THE CITY COUNCIL
Rapid City, South Dakota

November 4, 2019

Pursuant to due call and notice thereof, a regular meeting of the City Council of the City of Rapid City was held at the City/School Administration Center in Rapid City, South Dakota on Monday, November 4, 2019, at 6:30 P.M.

The following members were present: Mayor Steve Allender and the following Alderpersons: Ritchie Nordstrom, Lisa Modrick, Greg Strommen, Laura Armstrong, Chad Lewis, Lance Lehmann, Becky Drury, Darla Drew and Bill Evans; the following Alderpersons arrived during the course of the meeting: None; and the following were absent: John Roberts

Staff members present included: Finance Officer Pauline Sumption, City Attorney Joel Landeen, Police Chief Karl Jegeris, Community Development Director Ken Young, Parks and Recreation Director Jeff Biegler, Planning Manager Vicki Fisher, Engineering Project Manager Ted Johnson and Administrative Coordinator Heidi Weaver-Norris.

ADOPTION OF AGENDA

Motion was made by Drury, second by Lehmann and carried to adopt the agenda.

AWARDS AND RECOGNITIONS

Mayor Allender presented the World Diabetes Day Proclamation to advocates Ann and Lauren Dooley and Deb Winter with Rapid City Regional Health. Lauren spoke about her experience with diabetes and encouraged the public to become aware of the importance of screening for diabetes and managing it.

GENERAL PUBLIC COMMENT

Erica Harvey addressed the council in support of dark skies. She would like to see a city-wide dark sky ordinance drawn up. She wants all future projects to have dark sky criteria. Armstrong stated that she and Drew were holding a public forum on Wednesday, November 6, 2019 at Black Hills Bagels and the public is invited to attend and ask questions or share ideas.

NON-PUBLIC HEARING ITEMS -- Items 2 – 35

CONSENT ITEMS – Items 2 – 28

The following item was removed from the Consent Items:

26. 19DU001 – Approve A request by Jared Batman to consider an application for a Determination of Use to allow an in-door dog park as a Conditional Use in the SC-2 Community Shopping Center District

Motion was made by Lewis, second by Armstrong and carried to approve items 2-28 with the exception of item 26.

Approve Minutes

2. Approve Minutes for the October 21, 2019 Regular Council meeting.

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

3. Hartmann Enterprises LLC DBA Stoney Creek Wine & Spirits, 5509 Bendt Drive Suite 305 for a Package (off-sale) Liquor License (Inactive) TRANSFER from Hartmann Enterprises LLC DBA Time Square Liquor, 13 New York Street
4. Smith's Liquor Gallery Inc. DBA Smith's Liquor Gallery, 2218 Jackson Blvd Suite 1, for a Package Delivery license.

5. Arrowhead Country Club DBA Arrowhead Country Club, 3675 Sheridan Lake Road, for a Retail (on-off sale) Wine and Cider license
6. Lucky Duck Casino Inc. DBA Lucky Duck Inc., 6639 Wellington Drive, for a Retail (on-off sale) Malt Beverage & SD Farm Wine License TRANSFER from Dave and Linda Handley DBA Hot Spot Casino, 420 E St. Patrick Street #107
7. Staple and Spice Market LLC DBA Staple and Spice Market, 601 Mt. Rushmore Road for a Retail (on-off sale) Wine and Cider license
8. Staple and Spice Market LLC DBA Staple and Spice Market, 601 Mt. Rushmore Road for a Retail (on-off sale) Malt Beverage and SD Farm Wine License TRANSFER from Staple and Spice Market Inc. DBA Staple and Spice Market, 601 Mt. Rushmore Road

Public Works Committee Consent Items

9. PW102919-01: Approve Change Order 1 F to Simon Contractors of SD, Inc. for Pavement Rehabilitation Project, East Monroe Street, Project #18-2470/CIP 50844 for a decrease of \$9,498.62. Final quantities were adjusted to complete the project.
10. PW102919-02: Approve Change Order No. 1 – Final to Black Hills Roofing for 2018 Roof Replacement – Bid Package #2 Project #2431 CIP No. 50098 for an add of \$969.07.
11. PW102919-03: Authorize Staff to Seek Proposals for Engineering Services for Operations - Miscellaneous Improvements Projects, Project Number 19-2540 /CIP Number 51132, budgeted for approximately \$260,000 annually over three years for a total of \$780,000.
12. PW102919-04: Approve Request for Stormwater Drainage Utility Fee Abatement for Lombardy Shop, LLC, for property located at 1911 Lombardy Dr, Tax ID 36296, in the amount of \$182.08 (2019).
13. PW102919-05: Approve and Authorize Mayor and Finance Officer to sign Amendment No. 1 with FMG Engineering, Inc. for Elk Vale Reservoir Water Level Investigation, Project No. 19-2511/CIP No. 51238. This is a no cost schedule change.
14. PW102919-07: Authorize Mayor and Finance Officer to sign amendment 1 to an agreement between the City of Rapid City and FMG Engineering, Inc. for Engineering Services for Rapid City Landfill Permit 2018, Project Number: 18 – 2448 / CIP #51202 in the amount of \$8,561.00.
15. PW102919-06: Approve Change Order No. 1 to BTD Enterprises, LLC, for LaCroix Disc Golf and Sidewalk Project No. PR19-6169, for an increase of \$1,500.

Legal & Finance Committee Consent Items

16. Acknowledge the Following Volunteers for Worker's Compensation Purposes: Patrick Boston (RSVP+)
17. LF103019-02 – Acknowledge September 2019 General Fund Cash Balance Report
18. LF103019-03 – Approve Resolution No. 2019-086 a Resolution Declaring Miscellaneous Personal Property Surplus to be Surplused

Resolution #2019-086

RESOLUTION DECLARING MISCELLANEOUS PERSONAL PROPERTY SURPLUS

WHEREAS the below-described property is no longer necessary, useful or suitable for municipal purposes

NOW, THEREFORE, BE IT RESOLVED that the following property be declared surplus and disposed of according to state statutes:

From: Police 201

For Deletion :

2006 CROWN VICTORIA
-VIN# 2FAFP71W56X114433

2014 DODGE CHARGER
-VIN# 2C3CDXKT3EH371453

2011 CROWN VICTORIA
-VIN# 2FABP7BV4BX112171

From: Solid Waste Landfill 7102

For Deletion :

2004 BOMAG BC672RB COMPACTOR
-SERIAL # 101570531093

2009 BOMAG COMPACTOR
-SERIAL # 101570591035

BE IT FURTHER RESOLVED that the Mayor and Finance Officer may do all acts necessary to dispose of this property according to state law.

Dated this 4th day of November, 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:
s/ Pauline Sumption
Finance Officer

CIP Committee Consent Items

- 19. No. CIP101819-00 – Acknowledge Capital Improvement Programs Committee Monthly Updates for July 2019 and October 2019.
- 20. No. CIP101819-03 – Approve Capital Plans for Government Facilities – (Fire & Emergency Services, Parks & Recreation, CSAC, Summary)
- 21. No. CIP101819-04 – Approve Capital Plan for Fire Vehicles
- 22. No. CIP101819-05 – Approve Capital Plan for Parks & Recreation
- 23. No. CIP101819-06 – Approve Capital Plan for Information Technology
- 24. No. CIP101819-01 – Acknowledge Financial Report (Summary, DCA Charges and Debt Service)
- 25. No. CIP101819-02 – Approve Capital Plan for PW Infrastructure

Bid Award Consent Items

- 27. No. CC110419-02.1 - Approve award of total bid for W Main and Jackson Blvd Panel Repair Project, Project No. 19-2513 / CIP No. 50445 opened on 10/29/2019 to the lowest responsible bidder, Journey Group Companies dba Ainsworth Benning Construction in the amount of \$138,861.94.
- 28. No. CC110419-02.2 – Approve award of total bid for Knollwood Drainage Basin Element 3 Improvement, Project No. 19-2526 / CIP No. 51248 opened on October 29, 2019 to the lowest responsible bidder, R.C.S. Construction, Inc. in the amount of \$179,945.99.

END OF CONSENT ITEMS

Mayor read in item (19DU001) Approve A request by Jared Batman to consider an application for a Determination of Use to allow an in-door dog park as a Conditional Use in the SC-2 Community Shopping Center District. Batman answered questions from Drew about a special entry / private entry.

The dogs can't be brought through the mall. There will be no food served. Motion was made by Lewis, second by Drury and carried to approve.

NON-CONSENT ITEMS – Items 29 – 35

Ordinances

Ordinance 6364 (No. 19RZ035) an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by AAB Engineering, LLC for Rupe Helmer Group for a Rezoning request from General Agricultural District to General Commercial District for property generally described as being located east of Haines Avenue just north of Kathryn Avenue. Motion was made by Lewis, second by Lehmann and carried that Ordinance 6364 be placed upon its first reading and the title was fully and distinctly read and second reading set for November 18, 2019.

Ordinance 6365 (No. 19RZ036) an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KTM Design Solutions, Inc. for G & G Investments, LLP for a Rezoning request from Office Commercial District to Medium Density Residential District for property generally described as being located north of Degeest Drive. Motion was made by Drury, second by Lewis and carried that Ordinance 6365 be placed upon its first reading and the title was fully and distinctly read and second reading set for November 18, 2019.

Ordinance 6366 (No. 19RZ037) an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KTM Design Solutions, Inc. for G & G Investments, LLP for a Rezoning request from General Commercial District to Medium Density Residential District for property generally described as being located north of Neel Street. Motion was made by Modrick, second by Nordstrom and carried that Ordinance 6366 be placed upon its first reading and the title was fully and distinctly read and second reading set for November 18, 2019. Drew asked for a future presentation showing the growth around Elk Vale Road. Young said he would put the presentation together.

Ordinance 6367 (LF103019-01) Regarding Supplemental Appropriation #7 for 2019. Motion was made by Drury, second by Drew and carried that Ordinance 6367 be placed upon its first reading and the title was fully and distinctly read and second reading set for November 18, 2019.

Community Development Items

Mayor read in item (No. 19PL085) A request by AAB Engineering, LLC for Rupe Helmer Group for a Preliminary Subdivision Plan for proposed Lot 1 of Block 1 of Dollar General Rapid City, generally described as being located east of Haines Avenue, north of Kathryn Avenue. Motion was made by Drew, second by Lewis to approve with the following stipulations: 1. Upon submittal of a Development Engineering Plan application, the redline comments shall be addressed. In addition, the redline comments shall be returned with the Development Engineering Plan application; 2. Prior to approval of the Development Engineering Plan application, engineering reports required for construction approval shall be accepted and agreements required for construction approval shall be executed. In addition, construction plans shall be accepted in accordance with the Infrastructure Design Criteria Manual. All final engineering reports shall be signed and sealed by a Professional Engineer and contain a Certification Statement of Conformance with City Standards, as required by the Infrastructure Design Criteria Manual; 3. Upon submittal of a Development Engineering Plan application, a letter or water design report and analysis prepared by a Registered Professional Engineer shall be submitted for review and approval in accordance with the Infrastructure Design Criteria Manual. The design report shall demonstrate that the water service is adequate to meet estimated domestic flows and required fire flows to support the proposed development. In addition, easements shall be provided as needed; 4. Upon submittal of a Development Engineering Plan application, a letter or sewer design report prepared by a Registered Professional Engineer in accordance with the Infrastructure Design Criteria Manual shall be submitted for review and approval. The design report shall demonstrate that the sanitary sewer capacity is adequate to meet estimated flows and provide sufficient system capacity in conformance with the Infrastructure Design Criteria Manual. In addition, easements shall be provided as needed; 5. Upon

submittal of a Development Engineering Plan application, construction plans for Haines Avenue shall be submitted for review and approval showing the dedication of four additional feet of right-of-way and the installation of sidewalk and a sewer main along the full frontage of Haines Avenue or shall meet criteria for obtaining an Exception or Variance (sidewalk). If an Exception is obtained, a copy of the approved document shall be submitted with the Development Engineering Plan application; 6. Upon submittal of a Development Engineering Plan application, a drainage report and an erosion and sediment control plan shall be submitted for review and approval if subdivision improvements are required; 7. Upon submittal of a Development Engineering Plan application, a cost estimate for any required subdivision improvements shall be submitted for review and approval; 8. Prior to approval of the Development Engineering Plan application, a Development Agreement shall be entered into with the City for all public improvements; 9. Prior to approval of the Development Engineering Plan application, the water and sewer plans shall be approved by the South Dakota Department of Environment and Natural Resources; 10. Prior to submittal of a Final Plat application, the plat title shall be revised to show the name of the subdivision as "Dollar General Subdivision" in lieu of "Dollar General Rapid City"; 11. Upon submittal of a Final Plat application, surety for any required subdivision improvements that have not been completed shall be posted and the subdivision inspection fees shall be paid; and, 12. Prior to the City's acceptance of the public improvements, a warranty surety shall be submitted for review and approval as required.

Alcoholic Beverage License Applications – Item 34 (A – PPP)

34.

Item #	License #	Owner/Master Name	DBA	Address
A	CL-15400	RETSEL INC	GRAND GATEWAY HOTEL/ CHEERS	1721 N LACROSSE ST
B	PL-19003	BW GAS & CONVENIENCE RETAIL, LLC	YESWAY # 1190	3887 E HIGHWAY 44
C	PL-19804	HOLIDAY STATIONSTORES LLC	HOLIDAY STATIONSTORE #465	1610 CAREGIVER CIR
D	PL-19915	RUNNING SUPPLY INC	RUNNINGS FARM & FLEET	1020 N LA CROSSE ST
E	PL-20569	BW GAS & CONVENIENCE RETAIL, LLC	YESWAY # 1188	2215 HAINES AVE
F	PL-4443	M G OIL COMPANY	CORNER PANTRY - LACROSSE	2130 LACROSSE ST
G	PL-4574	MINI MART INC	LOAF 'N JUG #447	1601 NO. HAINES
H	PL-4600	MINI MART INC	LOAF 'N JUG #446	2700 HIGHWAY 44 EAST - RC

I	PL-4607	MINI MART INC	LOAF 'N JUG #443	3106 W MAIN
J	PL-4610	BW GAS & CONVENIENCE RETAIL, LLC	YESWAY # 1189	3275 CABELL ST
K	PL-4704	NASH FINCH COMPANY	FAMILY FARE #265	751 MOUNTAIN VIEW RD
L	PL-4764	MOYLE PETROLEUM COMPANY	COMMON CENTS FOOD STORE #125	1821 N ELK VALE RD
M	PL-4765	NASH FINCH COMPANY	FAMILY FARE #253	1516 E SAINT PATRICK ST
N	PL-4771	MOYLE PETROLEUM COMPANY	NORTH STREET SMOKE SHOP	634 E NORTH ST
O	PL-4772	RETSEL INC	GRAND GATEWAY HOTEL/ CHEERS	1721 N LACROSSE ST
P	PL-4773	MINI MART INC	LOAF 'N JUG #444	1627 RUSHMORE RD
Q	PL-4774	CANYON LAKE LIQUORS LTD	CANYON LAKE LIQUOR	4244 CANYON LAKE DRIVE
R	PL-4787	SAFEWAY STORES 46 INC	SAFEWAY STORE #1554	730 MT VIEW ROAD
S	PL-4989	CORTEZ LLC	ALEX JOHNSON HOTEL	523 6TH ST
T	PL-5025	SAFEWAY STORES 46 INC	SAFEWAY STORE #581	2120 MT RUSHMORE RD
U	PL-5089	BW GAS & CONVENIENCE RETAIL, LLC	BW GAS & CONVENIENCE RETAIL, LLC	3343 HAINES AVE

V	RL-5858	SHOOTERS INC	SHOOTERS	2424 W MAIN ST
W	RL-5861	OASIS LOUNGE INC	OASIS LOUNGE	711 MAIN ST
X	RL-5864	BLUE LANTERN LOUNGE INC	BLUE LANTERN LOUNGE	1200 E ST PATRICK ST
Y	RL-5865	COLONIAL HOUSE INC	COLONIAL HOUSE	2315 MOUNT RUSHMORE RD
Z	RL-5869	M G OIL COMPANY	CLOCK TOWER LOUNGE	2525 W MAIN ST
AA	RL-5870	M G OIL COMPANY	UNCLE SAMS SOUTH	2110 JACKSON BLVD
BB	RL-5872	TADY LLC	TEDDYS SPORTS GRILL	826 MAIN ST
CC	RL-5875	KELLY'S SPORTS LOUNGE INC	KELLY'S SPORTS LOUNGE	825 JACKSON BLVD
DD	RL-5877	BRINKER RESTAURANT CORP	CHILIS GRILL & BAR #1813	2125 HAINES AVE
EE	RL-5882	SHIBA INVESTMENTS INC	THE RUSHMORE HOTEL	445 MT RUSHMORE RD
FF	RL-5883	RED LOBSTER HOSPITALITY LLC	RED LOBSTER #460	120 DISK DR
GG	RL-5888	RAPID CITY ELKS CLUB	ELKS LODGE #1187	3333 E 39TH ST
HH	RL-5891	LOYAL ORDER OF MOOSE	LOYAL ORDER OF MOOSE	841 E ST PATRICK ST

II	RL-5920	GMRI INC	THE OLIVE GARDEN #1664	160 DISK DR
JJ	RL-6122	MOYLE PETROLEUM COMPANY	INFERNO FOOD BY FIRE - HWY 44	3503 E HWY 44
KK	RR-19690	RARE HOSPITALITY INTERNATIONAL INC	LONGHORN STEAKHOUSE-RAPID CITY #5406	1510 EGLIN ST
LL	RW-19345	LU SHUN LLC	GREAT WALL CHINESE RESTAURANT	315 E NORTH ST
MM	RW-19769	PURE BLISS LLC	A PERFECT 10	1109 W OMAHA SUITE B
NN	RW-20254	FUJI ASIAN RESTAURANT INC	FUJI ASIAN RESTAURANT	2200 N MAPLE AVE UNIT 478
OO	RW-20381	PURE BLISS LLC	A PERFECT 10 NAIL & BEAUTY BAR	36 E. STUMER RD SUITE 118
PP	RW-20513	TARGET CORPORATION	TARGET STORE T-2457	1415 EGLIN ST
QQ	RW-20606	KATHMANDU BISTRO LLC	KATHMANDU BISTRO	727 MAIN ST
RR	RW-20816	PURE BLISS LLC	A PERFECT 10	1745 EGLIN ST STE 770
SS	RW-21028	JYE GROUP INC	SUMO JAPANESE KITCHEN	214 E SAINT JOSEPH ST
TT	RW-21589	CONTINENTAL LEISURE INC	CAROUSEL CASINO	2050 W MAIN ST # 2A
UU	RW-22933	MOYLE PETROLEUM COMPANY	ORCHARD MEADOWS COMMON CENTS	3501 E HWY 44

VV	RW-22989	VITA SANA OLIVE OIL COMPANY LLC	VITA SANA OLIVE OIL COMPANY	627 SAINT JOSEPH ST
WW	RW-23107	MOYLE PETROLEUM COMPANY	LACROSSE COMMON CENTS	1909 LA CROSSE ST
XX	RW-23108	MOYLE PETROLEUM COMPANY	COMMON CENTS-RUSHMORE RD	2660 MT RUSHMORE RD
YY	RW-23110	MOYLE PETROLEUM COMPANY	COMMON CENTS #107	4128 JACKSON BLVD
ZZ	RW-23698	BLACK SHEEP GROUP, LLC	HARRIET CAFE	329 MAIN ST
AAA	RW-23752	K & P LLC	HAY CAMP BREWING COMPANY	601 KANSAS CITY STREET
BBB	RW-24299	MAVERIK INC	MAVERIK INC #571	525 E NORTH ST
CCC	RW-24532	MAVERIK INC	MAVERIK INC #552	1624 HAINES AVENUE
DDD	RW-24886	HIMALAYAN KITCHEN LLC	HIMALAYAN KITCHEN	1720 MOUNT RUSHMORE RD
EEE	RW-25013	RAPID CITY EXTENDED STAY	STAYBRIDGE SUITES	1314 LUNA AVE
FFF	RW-26451	HOLIDAY STATIONSTORES LLC	HOLIDAY STATIONSTORES # 449	1846 EGLIN ST
GGG	RW-26452	HOLIDAY STATIONSTORES LLC	HOLIDAY STATIONSTORE #455	3216 E HIGHWAY 44
HHH	RW-6417	LU SHUN LLC	IMPERIAL CHINESE RESTAURANT	702 E NORTH ST

III	RW-6420	THAI THAI LLC	THAI THAI RESTAURANT	221 E NORTH ST
JJJ	RW-6654	JOSEFINA S LEUI	ICHIBAN	1109 A W OMAHA ST
KKK	RW-6691	FRANKIE'S LLC	THIRSTY'S	819 MAIN
LLL	RW-7503	BLACK HILLS COFFEE COMPANY	STONEWALLS ESPRESSO CAFE & PIZZA	5955 S HIGHWAY 16 STE G
MMM	RW-7540	RAPID CITY ARTS COUNCIL INC	DAHL ARTS CENTER	713 7TH ST
NNN	Inactive PL-20030	SAFEWAY STORE 46 INC	SAFEWAY-R CITY #3166	730 MOUNTAIN VIEW DR
OOO	Inactive PL-4781	NASH-FINCH COMPANY	FAMILY FARE #265	751 MOUNTAIN VIEW RD
PPP	Inactive PL-5004	NASH-FINCH COMPANY	FAMILY FARE #253	1516 E SAINT PATRICK ST

Mayor read in item 34 regarding 2020 alcoholic beverage license renewals. Motion was made by Armstrong, second by Drury and carried to approve Item 34, A-PPP.

Bid Awards

Mayor read in item (No. CC110419-02.3) Approve award of base bid plus alternates 1, 2, 3 and 4 for Star of the West Restrooms, Project No. 19-2527 / CIP No. 51249 opened on October 29, 2019 to the lowest responsible bidder, Complete Concrete, Inc. dba Complete Contracting Solutions in the amount of \$230,700.00 and authorize staff to use remaining budgeted funds for renovation of the existing restrooms. Motion was made by Nordstrom, second by Armstrong to approve. Biegler explained this project was being funded by Vision Funds. He said they received bids with nine different options. They thought the best usage of the funds would be to build one new restroom and refurbish the second bathroom. Motion carried.

PUBLIC HEARING ITEMS – Items 36 – 41

CONSENT PUBLIC HEARING ITEMS – Items 36 – 39

Alcohol Licenses

36. Youth and Family Services for a SPECIAL EVENT On-Sale Malt Beverage license and On-Sale Wine license for an event scheduled for February 21 and 22, 2019 at Youth and Family Services, 120 E. Adams Street

- 37. Golden Ticket Cinemas, Inc. DBA Golden Ticket Cinemas Rushmore 7, 350 East Disk Drive, for a Retail (on-off sale) Wine and Cider license and a Retail (on-off sale) Malt Beverage and South Dakota Farm Wine license
- 38. Naja Shriners for a SPECIAL EVENT On-Sale Dealer license for an event scheduled for November 16, 2019 at Rapid City Shrine Center, 4091 Sturgis Road
- 39. **Withdraw** request for Pacific Pearl Hotel Mgmt – Pierre, LLC DBA Ramada by Wyndham, 1902 N. Lacrosse Street for a Retail (on-sale) Liquor License TRANSFER from First National Bank Rapid City DBA Ramada Hotel & Suites F&B, 1902 N. Lacrosse Street

Motion was made by Armstrong, second by Drury and carried to approve items 36-39.

END OF CONSENT PUBLIC HEARING CALENDAR

NON-CONSENT PUBLIC HEARING ITEMS – Items 40 – 41

Mayor read in item (No. 19TI002) Approve Resolution No. 2019-081 A request by KTM Design Solutions, Inc. for Yasmeeen Dream, LLC to consider an application for a Resolution to approve TID #78 Project Plan Amendment #1 for property generally described as being located in Section 9, T1N, R8E (East and west of Elk Vale Road between E. Highway 44 and the current terminus of East Fairmont Street) Motion was made by Modrick, second by Lehmann to approve. Drew addressed Kyle Treloar. He indicated this was a good collaboration between KTM, the City of Rapid City and the Rapid Valley Sanitary District. It is a better long-term solution. Drew thanked Patsy Horton for giving an overview at the Planning Commission meeting. Motion carried.

Resolution 2019-081
 RESOLUTION APPROVING AMENDMENT #1 PROJECT PLAN FOR
 UNNAMED TRIBUTARY CHANNEL (ORCHARD MEADOWS)
 TAX INCREMENT DISTRICT NUMBER SEVENTY-EIGHT
 AS SUBMITTED BY THE RAPID CITY PLANNING COMMISSION

WHEREAS, the Council of the City of Rapid City has determined that it is in the best interest of the City to implement plans which promote economic development and growth in the City; and

WHEREAS, the Council embraces the concept of Tax Increment Financing as a tool to encourage this desirable growth and redevelopment; and

WHEREAS, the Unnamed Tributary Channel (Orchard Meadows) Tax Increment District Number Seventy-Eight Project Plan was approved on October 3, 2016; and

WHEREAS this Amendment #1 Project Plan will replace the Project Plan approved by the City Council on October 3, 2016; and

WHEREAS, the Council deems it desirable to promote economic development and create jobs in the corporate limits of the City of Rapid City; and

WHEREAS, the use of Tax Increment Funding to promote this development is in keeping with the statutes adopted by the South Dakota State Legislature; and

WHEREAS, the 2016 base valuation of the District as determined by the South Dakota Department of Revenue was \$6,310,400 and the 2018 year-end equalized valuation of the District was \$19,290,097, evidence that the District has stimulated the general economic welfare and prosperity of the state through the promotion and advancement of industrial or commercial development as required in South Dakota Codified Law 11-9-8; and

WHEREAS, Amendment #1 Project Plan reallocates project costs to accurately reflect expenditures for the drainage channel reconstruction and the traffic signal installation as well as add a Project Plan line item in order to utilize the remaining funds for installation of a 15” gravity sewer main near the eastern boundary between Jim Street and the section line between Sections 9 and 16, T1N, R8E, BHM, Pennington County, South Dakota; and

WHEREAS, the Council considered Amendment #1 submitted by the Planning Commission and determined that the Amendment #1 Project Plan for the Unnamed Tributary Channel (Orchard Meadows) Tax Increment District Number Seventy-Eight is economically feasible; and

WHEREAS, the Council further determined that the Amendment #1 Project Plan is in conformity with the adopted Comprehensive Plan.

NOW, THEREFORE, BE IT RESOLVED by the City of Rapid City that Amendment #1 Project Plan for the Unnamed Tributary Channel (Orchard meadows) Tax Increment District Number Seventy-Eight be and hereby is approved as attached and submitted by the Rapid City Planning Commission.

Dated this 4th day of November, 2019.

CITY OF RAPID CITY
s/ Steve Allender
 Mayor

ATTEST:
s/ Pauline Sumption
 Finance Officer

Ordinance 6356 (No. 19RZ029) an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Longbranch Civil Engineering, Inc for Sara Hyde for a Rezoning from Neighborhood Commercial District to Medium Density Residential District for property generally described as being located at 1006 and 1012 Farlow Avenue. Having passed its first reading on October 21, 2019 motion was made by Lehmann, second by Lewis that the title be read the second time. Upon vote being taken, the following voted AYE: Lehmann, Nordstrom, Lewis, Modrick, Evans, Armstrong, Drew, Drury and Strommen. NO: None; Whereupon, the Mayor declared the motion passed and Ordinance 6356 was declared duly passed upon its second reading.

BILLS

The following bills have been audited:

BILL LIST - NOVEMBER 4, 2019

P/ROLL PERIOD END 10/12/19, PD 10/18/19	1,963,984.76
PIONEER BANK & TRUST, 10/12/19 P/ROLL TAXES, PD 10/18/19	490,796.50
SOUTH DAKOTA DEPARTMENT OF REVENUE, SEPT19 SALES TAX PAYABLE PD 10/18/19	39,130.27
SOUTH DAKOTA DEPARTMENT OF REVENUE, SEPT19 EXCISE TAX PAYABLE PD 10/18/19	98.33
SOUTH DAKOTA DEPT OF REVENUE, SEPT19 CCTR SALES TAX PAYABLE PD 10/18/19	11,580.40
WELLMARK INC, HEALTH CLAIMS THROUGH 10/18/19, PD 10/24/19	79,182.57
WELLMARK INC, HEALTH CLAIMS THROUGH 10/25/19, PD 10/31/19	214,007.63
WAGE WORKS, SECTION 125 CLAIMS THROUGH 10/21/19, PD 10/22/19	3,374.79
WAGE WORKS, SECTION 125 CLAIMS THROUGH 10/28/19, PD 10/29/19	3,440.43
SDRS-SPECIAL PAY PLAN, SPECIAL PAY PLAN FEE- MILLER, G. PD 10/21/19	45.00

BANK WEST, TID54 RAINBOW RIDGE, PD 10/22/19	7,364.20
BANK WEST, TID56 RUSHMORE CROSSING, PD 10/22/19	10,121.26
BANK WEST, TID65 MINNESOTA ST, PD 10/22/19	9,899.99
BANK WEST, TID70 CATRON BLVD, PD 10/22/19	264,952.67
CITY OF RAPID CITY, TID39 ANAMOSA/AR GROUP LLC, PD 10/22/19	13,108.94
CITY OF RAPID CITY, TID56 RUSHMORE CROSSING, PD 10/22/19	1,927.86
CITY OF RAPID CITY, TID64 CABELA'S, PD 10/22/19	117,163.16
CITY OF RAPID CITY, TID69 NORTH FIRE STATION, PD 10/22/19	1,620.61
FIRST INTERSTATE BANK, TID38 HEARTLAND RETAIL CENTER, PD 10/22/19	77,154.20
FIRST INTERSTATE BANK, TID39 ANAMOSA/AR GROUP LLC, PD 10/22/19	13,108.95
FIRST INTERSTATE BANK, TID50 FEDERAL BEEF/FOUNDERS PARK DEV, PD 10/22/19	5,408.72
US BANK, CREDIT CARD CHARGES, PD 10/31/19	49,119.44
US BANK NATIONAL ASSOCIATION, 2015 WATER REVENUE BOND PYMT, PD 10/24/19	409,425.49
SD DEPT OF LABOR, REEMPLOYMENT ASSISTANCE BENEFIT CHARGES, PD 10/31/19	11,244.01
BLACK HILLS ENERGY, ELECTRICITY, PD 10/29/19	21,762.25
MONTANA DAKOTA UTILITIES, NATURAL GAS, PD 10/29/19	8,062.37
COMPUTER BILL LIST	2,275,050.29
CDEV COMPUTER BILL LIST	16,513.72
SUBTOTAL	6,118,648.81
RSVP, P/ROLL PERIOD END 10/12/19, PD 10/18/19	1,447.13
RSVP, PIONEER BANK & TRUST, 10/12/19 P/ROLL TAXES, PD 10/18/19	416.19
RSVP, COMPUTER BILL LIST	439.31
TOTAL	6,120,951.44

Sumption presented the bill list of \$6,120,951.44. Motion was made by Nordstrom, second by Drew and carried to authorize (No. CC110419-01) the Finance Officer to issue warrants or treasurer checks, drawn on proper funds, in payment thereof.

ADJOURN

There being no further business to come before the Council at this time, motion was made by Armstrong, second by Strommen and carried to adjourn the meeting at 7:07 p.m.

Dated this 4th day of November, 2019.

ATTEST:

Finance Officer

(SEAL)

CITY OF RAPID CITY

Mayor