

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, February 3, 2020**

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 – 39

Open Public Comment – Items 1 – 35 (3-minute time limit per speaker)

Close Public Comment

CONSENT ITEMS – Items 1 – 35

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

Approve Minutes

1. Approve Minutes for the January 21, 2020 Regular Council meeting.

Vacation of Section Line Highway Right-Of-Way Set for Hearing (Monday, March 2, 2020)

2. No. 20VR001 - A request by Fisk Land Surveying & Consulting Engineers, Inc. for Keiz Larson for a Vacation of a Section Line Highway Right-of-Way for property generally described as being located at the intersection of Heidiway Court and Heidiway Lane.

Alcoholic Beverage License Applications Set for Hearing (Tuesday, February 18, 2020)

3. Knights of Columbus for a SPECIAL EVENT On-Sale malt beverage license and On-Sale wine license for an event scheduled for February 21, 2020 at Blessed Sacrament Church, 4500 Jackson Blvd
4. Working Against Violence Inc. WAVI for a SPECIAL EVENT Off-Sale package wine license for an event scheduled for March 28, 2020 at Best Western Ramkota, 2111 N. LaCrosse Street
5. Adelaide Inc. DBA Juniper for a Retail (on-off sale) Wine and Cider license and a Retail (on-off sale) Malt Beverage & SD Farm Wine license at 405 Canal Street, Suite 1300

Intent to Enter into an Agreement for Exchange of Real Property Set for Hearing (Tuesday, February 18, 2020)

6. A Resolution of Intent to Enter into an Agreement for Exchange of Real Property with Black Hills Federal Credit Union Pursuant to SDCL 9-27-34.1

Public Works Committee Consent Items

7. PW012820-01: Authorize Staff to Advertise for Bids for the Northridge Booster Pump Station and Stoney Creek Booster Pump Station Improvements, Project Number 14-2178/ CIP 50812.CD. Estimated Cost: \$420,000.
8. PW012820-02: Authorize removal of the requirement that the Contractor perform a minimum of 50% of the work for the Northridge Booster Pump Station and Stoney Creek Booster Pump Station Improvements, Project Number 14-2178/ CIP 50812.CD
9. PW012820-03: Approve Change Order #1 for Project No. 2491 / CIP No. 51225 City Hall Renovation with MAC Construction Co. Inc. for an increase of \$13,586.03.
10. PW012820-04: Authorize Staff To Purchase Additional And Replacement Office Furniture From Evergreen Office Solutions, Pricing From State Contract # 16773 3 IFB 222 In The Amount Of \$31,610.24.
11. PW012820-18: Request to Purchase one (1) Current Model Year ¾ Ton Pick-Up Truck, 4X4, Crew-Cab. Liberty Superstores will match the State Contract #17345 in the amount of \$31,664.00.
12. PW012820-17: Request to Purchase one (1) New, 2019, 450-07A Caterpillar Backhoe Loader This will be a Sourcewell purchase, contract #032119 CAT 2020 in the amount of \$157,495.00.
13. PW012820-06: Authorize the Public Works Director or his designee to apply for, and if awarded to accept, Local Emergency Planning Committee (LEPC) grant funding for advertising of the upcoming Household Hazardous Waste Event in summer of 2020
14. PW012820-07: Authorize Staff to Purchase a 2020 UtiliGuard DW Locating System with Carry Bag, MFL, SS from Ditch Witch with Sourcewell Contract #2401 in the Amount of \$5,143.76.
15. PW012820-08: Authorize Staff to Purchase a 2020 UtiliGuard DW Locating System with Utiliguard Eva Case from Ditch Witch with Sourcewell Contract #2401 in the Amount of \$5,239.95.
16. PW012820-09: Authorize Staff to Purchase a 2020 Caterpillar Model 329D3 C3H2 Compact Track Loader with a 96" Hydraulic Angle Snow Blade and a 72" Industrial Grapple Fork with a Trade-In of a 121E Case Loader from Butler Machinery with Sourcewell Contract #032119 in the Amount of \$45,045.00.
17. PW012820-10: Authorize Staff to Purchase a 2020 68" Angle Broom from Jenner Equipment Company through Clark Equipment Company dba Bobcat Company with NASPO SD Contract #17286 in the Amount of \$5,145.96.
18. PW012820-11: Authorize Staff to Purchase a 2020 SB200 Snowblower – 72" Width with 6.2 Hyd. Motor Package, Skid Shoe and Bolt on Cutting Edge from Jenner Equipment Company through Clark Equipment Company dba Bobcat Company with NASPO SD Contract #17286 in the Amount of \$6,222.78.
19. PW012820-12: Authorize Staff to Purchase a 2020 84" Angle Broom from Jenner Equipment Company through Clark Equipment Company dba Bobcat Company with NASPO SD Contract #17286 in the Amount of \$5,450.76.
20. PW012820-13 - Authorize Staff to Purchase a 2020 RAM 2500 Crew Cab 4X4 Pickup Truck with 6 ft. box, 6.4L V8 Gas Engine from Liberty Superstores with matching State Bid Pricing Contract #17345 in the Amount of \$31,284.00.
21. PW012820-14: Authorize Staff to Purchase a 2020 Boss 7'6" Super Duty Straight Snow Plow with Boss Plow 11" Wing Extensions from Northern Truck Equipment Corporation with Sourcewell Contract #062117-TTC in the Amount of \$7,530.00.
22. 19VR005: Menard Subdivision – Approve Resolution 2019-099 - A request by Ted Edwards for Menard, Inc. to consider an application for a Vacation of Right-of Way for property generally described as being located northeast of the intersection of Camden Boulevard and East North Street.

Legal & Finance Committee Consent Items

23. LF012920-05 – Confirm the Appointments of Dan Tribby, Todd Hollan, Jerry Schmidt, Nick Patton, and Rick DenHerder to the Downtown Business Improvement District Board
24. LF012920-04 – Approve Law Enforcement Agreement between the City of Rapid City and the South Dakota School of Mines & Technology
25. LF012920-06 – Authorize Mayor and Finance Officer to Sign Resolution No. 2020-005, A Resolution of Intent to Enter into an Agreement for Exchange of Real Property with Black Hills Federal Credit Union
26. Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Jazzmyn Potter (RSVP+)
27. LF012920-01 – Approve Resolution No. 2020-004 to Update Petty Cash Funds and Change Funds
28. LF012920-07 – Authorize Mayor and Chief of Police to Sign the 2020 Federal Equitable Sharing Agreement
29. LF012920-10 – Approve Resolution No. 2020-006 A Resolution Declaring Miscellaneous Personal Property Surplus to be Surplused
30. LF012920-11 – Acknowledge December 2019 General Fund Cash Balance Report
31. LF012920-03 – Approve Rapid City Youth City Council Bylaws
32. LF012920-08 – Authorize Mayor and Finance Officer to Sign Release of Agreement Waiving Right to Protest for Lot 4 of LJS Subdivision
33. LF012920-09 – Authorize the Mayor and Finance Officer to Sign Agreement Between the City of Rapid City and the Abbott House, Inc., for the Use of City Vision Funds to Help Construct Two Therapeutic Foster Homes
34. LF012920-13 – Approve Resolution No. 2020-008, a Resolution Acknowledging Corrections to the December 16, 2019 Council Minutes

CIP Committee Consent Items (NONE)

Community Development Consent Items (NONE)

Bid Award Consent Items

35. CC020320-02.1 – Approve award of total bid for RC Public Library Air Handler Replacement, Project No. 19-2494 / CIP No. 51226 opened on January 28, 2020 to the lowest responsible bidder, Climate Control Systems and Service in the amount of \$324,038.00.

END OF CONSENT ITEMS

NON-CONSENT ITEMS – Items 36 – 39 [to Public Hearing Items]

Open Public Comment – Items 36 – 39 (3-minute time limit per speaker)

Close Public Comment

Ordinances

36. LF012920-02 – First Reading of Ordinance No. 6387, Regarding Supplemental Appropriation #1 for 2020.
Recommendation: Approve

Public Works Committee Items

37. PW011420-11: Appeal by Fisk Land Surveying & Consulting Engineers, Inc. of an Exception Request denial to waive/defer the requirement to pave proposed subdivision streets until a road district is created and funds accumulated. *(PW Staff recommendation is to deny.)*
Recommendation from PW Committee: Approve deferral of improvements. Motion carried 4-1 with Evans voting no.

- 38. PW012820-16: Request from KTM Design Solutions, Inc., for a Variance to Waive the Requirement to Install Sidewalk per City Ordinance 12.08.060 C (see attachment 1) along Sweetbriar Street fronting the drainage lot that was recently included in the design of Avenue A. The Avenue A Project is currently under construction. (PW Staff recommendation is to deny.)

Recommendation from PW Committee: Send to Council without Recommendation

Legal & Finance Committee Items

- 39. LF012920-12 – Approve the Request from Liliias Jarding for City Council to Approve Draft Resolution Expressing Opposition to Gold Exploration in the Rapid Creek Watershed.

Recommendation: Approve 4-1 with Drury voting no.

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 (NONE)

- Planning Commission Appeals
- License Appeals
- Sign Code Appeals
- Other Appeals Heard by the Council

PUBLIC HEARING ITEMS – Items 40 – 48

Open Public Hearing (comment) - Items 40 –48 (3-minute time limit per speaker)
[Public Hearing Remains Open]

Close Public Hearing (comment) - Items 40 – 48

CONSENT PUBLIC HEARING ITEMS – Items 43 – 48

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

Community Development Items (NONE)

Alcohol Licenses

- 40. Lost Cabin Beer Co. for a SPECIAL EVENT On-Sale malt beverage license for an event scheduled for February 29, 2020 at Canyon Lake Park (designated area) 4181 Jackson Blvd

41. Elevate Rapid City for a SPECIAL EVENT On-Sale malt beverage license and On-Sale wine license for an event scheduled for February 20, 2020 at Bangs, McCullen, Butler, Foye & Simmons LLP, 333 West Blvd Ste. 400
42. Elevate Rapid City for a SPECIAL EVENT On-Sale malt beverage license and On-Sale wine license for an event scheduled for March 10, 2020 at Rice's Rapid Motorsports, 3337 E Mall Drive

Assessment Rolls (NONE)

Other Items Requiring Public Hearings (NONE)

END OF CONSENT PUBLIC HEARING CALENDAR

NON-CONSENT PUBLIC HEARING ITEMS – Items 43 – 48

43. No. 19RZ039 - Second Reading, Ordinance 6375, 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 Light Industrial District for property generally described as being located south of North Valley Drive.
Recommendation: Approve
44. No. 19RZ041 - Second Reading, Ordinance 6377, 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 111, LLC for a Rezoning request from Medium Density Residential District to General Commercial District for property generally described as being located west of the current terminus of E. Anamosa Street.
Recommendation: Approve
45. No. 19RZ042 - Second Reading, Ordinance 6378, 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 11, LLC for a Rezoning request from General Agricultural District to Medium Density Residential District for property generally described as being located north of Homestead Street.
Recommendation: Approve
46. No. 19RZ043 - Second Reading, Ordinance 6379, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Fisk Land Surveying & Consulting Engineers, Inc. for Keiz Larson for a Rezoning request from General Agricultural District to Low Density Residential District for property generally described as being located west of the intersection of Heidiway Court and Heidiway Lane.
Recommendation: Approve
47. No. 19RZ044 - Second Reading, Ordinance 6385, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Brent Hill for Seraphim Theatrical Entertainment, LLC for a Rezoning from Medium Density Residential District to General Commercial District for property generally described as being located at 1124 Kansas City Street.
Recommendation: Approve
48. 19VR005 - Menard Subdivision – Approve Resolution 2019-099 - A request by Ted Edwards for Menard, Inc. to consider an application for a Vacation of Right-of Way for property generally described as being located northeast of the intersection of Camden Boulevard and East North Street.
Recommendation: Approve

BILLS

49. No. CC020320-01 – Bill List for February 3, 2020

ADJOURN