

**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., Tuesday, February 18, 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)**

**PRESENTATION**

1. Library Makerspace Presentation – Sean Minkel

**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 2 – 43

**Open Public Comment** – Items 2 – 36 (3-minute time limit per speaker)

**Close Public Comment**

**CONSENT ITEMS** – Items 2 – 36

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

***Approve Minutes***

2. Approve Minutes for the February 3, 2020 Regular Council meeting.

***Vacations of Right-Of-Way Set for Hearing (March 16, 2020)***

3. No. 20VR002 - A request by Fisk Land Surveying & Consulting Engineers, Inc. for OneHeart for a Vacation of Right-of-Way for property generally described as being located 201 and 217 Kansas City Street and 216, 218 and 230 Quincy Street.
4. No. 20VR003 - A request by Fisk Land Surveying & Consulting Engineers, Inc. for Calvary Baptist Church for a Vacation of Section Line-Highway for property generally described as being located 4601 Mount Rushmore Road.

***Alcoholic Beverage License Applications Set for Hearing (March 2, 2020)***

5. Rapid City Elks Golf and Event Center Inc. DBA Rapid City Elks Golf and Event Center Inc., 3333 E. 39<sup>th</sup> Street for a Retail (on-sale) Liquor License TRANSFER from Rapid City Elks Club DBA Elks Lodge #1187, 3333 E 39<sup>th</sup> Street
6. Elizabeth Frederick DBA Joe’s Place Bar & Grill, 4302 Pendleton Drive for a Retail (on-sale) Liquor License (Inactive) TRANSFER from Dakota Wingmen LLC DBA Native New Yorker Grill & Wings, 1756 Eglin Street

7. Main Street Market Inc. DBA Main Street Market, 333 Omaha Street Suite 2, for a Retail (on-off sale) Malt Beverage & SD Farm Wine license and a Retail (on-off sale) Wine and Cider license

**Public Works Committee Consent Items**

8. PW021120-01: Request Authorization For Mayor And Finance Officer To Sign Professional Services Agreement Or Amendment With Ferber Engineering Company For Omaha Street Utility Reconstruction – Sheffer St To 12th Street Project No. 16-2099/CIP 50904 In The Amount Of \$82,310.00
9. PW021120-02: Authorize Mayor and Finance Office to Sign Amendment No. 1 to the Agreement between the City of Rapid City and FMG Engineering for Professional Engineering Services for Perrine and Unnamed Tributary Drainage Basin Design Plans (DBDPs) Amendment – Phase 2, Project Number 18-2430, CIP 51189.2, in the amount of \$24,384.00
10. PW021120-03: Request Authorization for Mayor and Finance Officer to sign Professional Services Agreement Amendment with Architecture Incorporated for Fitzgerald Stadium Renovations Project No. 19-2508 CIP #51231 for an increase amount not to exceed \$256,438.00.
11. PW021120-17: Request to purchase approximately 113,450 sf of synthetic turf for Fitzgerald Stadium Renovation Project No 19-2508 / CIP 51231 through Sourcewell Contract #060518-FTU, amount not to exceed \$500,000.
12. PW021120-04: Authorize Mayor and Finance Officer to Sign Professional Services Agreement between the City of Rapid City and FMG Engineering for Rapid City Landfill Stormwater Plan – Project No.20-2568 / CIP No. 51274, for an Amount not to Exceed \$53,290.00.
13. PW021120-05: Authorize Mayor and Finance Office to Sign an Agreement between the City of Rapid City and Ferber Engineering Company for Professional Engineering Services for FEMA LOMR – Southeast and Truck Bypass Drainages, Project No. 20-2569/ CIP No. 51275 in the amount of \$43,570.00
14. PW021120-06: Request to Purchase one (1) New 2020 Jeep Compass 4X4 SUV from Liberty Super Stores in the amount of \$24,299.
15. PW021120-07: Approve Request from Security First Bank for a Variance to Waive the Requirement to Install Sidewalk per City Ordinance 12.08.060 along Catron Boulevard and Mount Rushmore Road for the property located at 1919 Hope Court.
16. PW021120-08: Approve Request from Hollie Bergeron for a Variance to Waive the Requirement to Install Sidewalk per City Ordinance 12.08.060 C along the frontage of 5424 Timberline Trail when applying for a Building Permit to build a garage on 5424 Timberline Trail..
17. PW012820-05: Authorize Mayor and Finance Officer to sign an agreement between the City of Rapid City and FMG Engineering, Inc. for Engineering Services for 2019 Fill Progression Survey and Annual Solid Waste Reporting, Project #: 20-2567/CIP #: 51273
18. PW021120-09: Authorize Mayor and Finance Officer to sign an agreement between the City of Rapid City and AET, Inc. for Engineering Services for 2020 Annual Renewal Environmental Monitoring, Project#: 20-2570/ CIP #: 51277
19. PW021120-10: Authorize Mayor and Finance Officer to sign amendment #2 between the City of Rapid City and HDR Engineering, Inc. for Professional Services for Rapid City Water Reclamation Facility Digester MCC and UV/Admin. Transfer Switch Replacement, Project Number: 19 – 2485 / CIP #51216 in the amount of \$13,709.00.
20. PW021120-11: Authorize staff to advertise for bids for Oxygen Tank and Supply at the Elk Vale Lift Station. Estimated Cost \$170,000.
21. PW021120-12: Approve Extension of Contract with SNF Polydyne for Purchase of Cationic Sludge Polymer for the Water Reclamation Facility. The extended price is \$1.28/lb with an estimated annual expenditure of \$76,800.00 for 60,000lbs.
22. PW021120-13: Request to Purchase one (1) New 2020 Dodge Ram 1500 4X4 Long Box Pick-up Truck. Liberty Super Stores will match the State Contract #17345 in the amount of \$25,442.00.
23. PW021120-18: Request to Purchase one (1) New 2020, Dodge Ram 3500 4X4 Long Box Pick-up Truck. Liberty Super Stores will match the State Contract #17345 in the amount of \$29,660.48

- 24. PW021120-14: Authorize staff to advertise for two (2) Dial-A-Ride vehicles. Estimated cost \$200,000.
- 25. PW021120-15: Authorize staff to advertise for bids for Water Slide Resurfacing Project PR20-6175, in the approximate amount of \$100,000.
- 26. PW021120-16: Authorize Staff to Purchase a 2020 John Deere 310SL with a Trade-In of a 2002 John Deere 310G from RDO Equipment Co. with Sourcewell Contract #032515-JDC in the Amount of \$77,773.30.

**Legal & Finance Committee Consent Items**

- 27. LF021220-07 – Authorize Mayor and Finance Officer to Sign and Accept if Awarded the State Victims of Crime Act (VOCA) Grant.
- 28. LF021220-08 – Authorize Mayor and Finance Officer to Sign and Accept if Awarded the 2020 Community Oriented Policing (COPS) Cops Hiring Program (CHP) Grant
- 29. Acknowledge the Following Volunteers for Worker’s Compensation Purposes: John Goff (Library)
- 30. LF021220-01 – Approve Resolution No. 2020-007 a Resolution Declaring Miscellaneous Personal Property Surplus
- 31. LF021220-02 – Authorize Mayor and Finance Officer to Sign Amended Renewal Ready Subscriber Agreement with Black Hills Power, Inc., dba Black Hills Energy
- 32. LF021220-04 – Approve Resolution No. 2020-012 a Resolution Declaring Miscellaneous Personal Property Surplus
- 33. LF021220-05 – Approve Resolution No. 2020-013 a Resolution Levying Assessment for Abatement of Nuisances
- 34. LF021220-06 – Approve Request for Property Tax Abatement as Follows: Erik Herrera, 2019, \$394.80 [Combined Total for all Rapid City: \$394.80].
- 35. LF021220-03 – Approve Property Owner Request to Waive Entire Assessment for 4128 Prairie View Drive

**CIP Committee Consent Items (NONE)**

**Community Planning & Development Services Consent Items (NONE)**

**Bid Award Consent Items**

- 36. CC021820-02.1 - Acknowledge SDDOT bid award and authorize Mayor and Finance Officer to sign contract for West Omaha Street Utilities Sheffer Street to 12th Street, Project No. 16-2099 / CIP No. 50904 opened on February 5, 2020 to the lowest responsible bidder, Heavy Constructors, Inc. in the amount of \$998,775.00.

END OF CONSENT ITEMS

**NON-CONSENT ITEMS** – Items 37 – 43

**Open Public Comment** – Items 37 – 43 (3-minute time limit per speaker)

**Close Public Comment**

**Ordinances**

- 37. LF012920-02 – Second Reading of Ordinance No. 6387, Regarding Supplemental Appropriation #1 for 2020.  
**Recommendation: Approve**
- 38. 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**

- 39. 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**
- 40. 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**
- 41. 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**
- 42. 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**

**Public Works Committee Items (NONE)**

**Legal & Finance Committee Items (NONE)**

**CIP Committee Items (NONE)**

**Community Development Items**

- 43. No. 20PL001 - A request by KTM Design Solutions, Inc. for Alta Terra Development for a Preliminary Subdivision Plan for proposed Lots 3 and 4 of Block 1 of Moon Meadows Park Subdivision, generally described as being located north of Moon Meadows Drive.  
**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 44 – 47

**Open Public Hearing (comment)** - Items 44 – 47 (3-minute time limit per speaker)  
**[Public Hearing Remains Open]**

**Close Public Hearing (comment)** - Items 44 – 47

**CONSENT PUBLIC HEARING ITEMS** – Item 44 – 47

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

**Community Development Items (NONE)**

**Alcohol Licenses**

- 44. 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
- 45. 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
- 46. 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

**Assessment Rolls (NONE)**

**Other Items Requiring Public Hearings**

- 47. LF021220-09 – Authorize Mayor and Finance Officer to Sign Agreement Between the City of Rapid City and Black Hills Federal Credit Union for Exchange of Real Property

END OF CONSENT PUBLIC HEARING CALENDAR

**NON-CONSENT PUBLIC HEARING ITEMS** – (NONE)

**EXECUTIVE SESSION**

Executive Session to discuss the qualifications, competence, performance, character, or fitness of a public officer pursuant to SDCL 1-25-2(1).

**STAFF DIRECTION**

Further action, or direction, regarding a Code of Conduct complaint against Alderwoman Lisa Modrick.

**BILLS**

- 48. No. CC021820-01 – Bill List for February 18, 2020

**ADJOURN**