

PUBLIC WORKS COMMITTEE MINUTES

Rapid City, South Dakota

A Public Works Committee meeting was held at City Hall in Rapid City, South Dakota, on Tuesday, April 28, 2020 at 12:30p.m.

A quorum was determined with the following members answering the roll call: Evans, Nordstrom, Roberts, Strommen, Armstrong attended via teleconference

Absent: None

City Staff present:

Dale Tech, Public Works Director

Ted Johnson, City Engineer

Joel Landeen, City Attorney

Shannon Truax, Public Works Administrative Coordinator

(NOTE: For sake of continuity, the following minutes are not necessarily in chronological order. Also, all referenced documents are on file with the Master Agenda.)

Adoption of the Agenda

Motion to Adopt Agenda made by Nordstrom, second by Strommen, Motion Carried Unanimously.

General Public Comment

NO DISCUSSION

Consent Item Public Comment

NO DISCUSSION

CONSENT ITEMS – Item 1-8

Motion to approve Items 1-8 as they appear on the Consent Items made by Evans. Second by Strommen. Motion Carried Unanimously.

- 1) Approve minutes of April 14, 2020.

ITEMS FROM THE PUBLIC WORKS DEPARTMENT

ENGINEERING

- 2) PW042820-01: Authorize Mayor and Finance Officer to Sign Settlement Agreement Between the City of Rapid City and BPRushmore, LLC
- 3) PW042820-02: Approve Change Order 2F to Lind-Exco, Inc. for Gray Fox Ct and Fox Run Dr Storm Sewer Outfall Stabilization Project, Project #18-244/CIP NO.51167 for a decrease of \$60,499.35.
- 4) PW042820-03: Approve Request From Property Owners John And Jody Van Beek For A Variance To Waive The Requirement To Install Sidewalk Along Happy Hollow Street And Horse Creek Road, Rapid City, Per City Ordinance 12.08.060.

RAPID TRANSIT

- 5) PW042820-04: Authorize Mayor and Finance Officer to sign State of SDDOT Section 5307 Urban Public Transportation Matching Funds Agreement for \$30,783.97.
- 6) PW042820-05: Authorize Mayor and Finance Officer to sign Amendment #2 to TripSpark System Supply and Support Agreement in order to migrate Licensee's use of TripSpark PASS MON Software to TripSpark NOVUS MON Software.
- 7) PW042820-06: Authorize Mayor and Finance Office to Sign Amendment #3 to TripSpark Software License and Maintenance Agreement to migrate license from TripSpark PASS software to TripSpark NOVUS DR software and to increase TripSpark DriverMate software to an additional two (2) paratransit vehicles.

PUBLIC WORKS COMMITTEE

MAYOR'S OFFICE

- 8) PW042820-07: 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 \$46,730.08

END OF CONSENT CALENDAR

NON-CONSENT ITEMS – Item 9-10

Public Comment opened – Item 9-10

Janelle Fink, representing Fisk Land Surveying & Consulting Engineers on behalf of landowner Les Denke. States that landowner is a retired veteran on a fixed income who has been saving to build a garage and would like to waive the requirements to install sidewalk. As a residential lot, the landowner cannot generate income to offset the expense, as a commercial property would be able to do.

Public Comment closed

ITEMS FROM THE PUBLIC WORKS DEPARTMENT

ENGINEERING

- 9) PW042820-08: Evans commented that he would waive the requirement until such time as the entire area can be completed at once. Roberts said that he does not support requiring the sidewalk because of the financial impact to the homeowner. Armstrong questioned how long the landowner has to comply with the requirement. Tech advised that the permit is good for two years, and the sidewalk would need to complete before a certificate of occupancy can be issued. Request from Fisk Land Surveying & Consulting Engineers, Inc. for a variance to waive the requirement to install sidewalk along East Saint Patrick Street and Pecan Lane, Rapid City, per City Ordinance 12.08.060.

Staff Recommendation: DENY Variance on St Patrick, APPROVE Variance on Pecan Ln
Motion to Approve by Evans, no second.

Motion to Deny Variance on St Patrick St, Approve Variance on Pecan Lane by Nordstrom. Second by Strommen. Motion Carried, Evans and Roberts Opposed.

- 10) PW042820-09: Evans stated that the parking lot has asphalt in place already, he thinks the owner would agree to separate a walking path from the parking area, to create a walking space. At armstrong's request, Tech advised the current parking lot is an encroachment into the DOT Right-Of-Way and as such will eventually need to be removed, and consistent adherence to the ordinance would ensure that all sidewalks throughout the community would eventually be constructed. Evans stated that he thinks the requirement should be waived until such time as the entire sidewalk can be constructed or the DOT orders the encroachment be removed. Tech advised that there is currently no information available on the current area to meet ADA requirements, and would potentially create a liability by approving a non-compliant walking area. Roberts commented that he thinks it is not prudent for the committee to attempt to dictate alternatives to meet the requirement to construct sidewalk. Attorney Landeen agreed that they should limit their action to approve or deny the variance, instead of substituting alternate requirements. Request from Davis Engineering, Inc. for a variance to waive the requirement to install sidewalk along Deadwood Avenue, Rapid City, per City Ordinance 12.08.060.

Staff Recommendation: DENY

Motion to Approve by Armstrong. Second by Evans. Motion Carried, Nordstrom opposed.

ADJOURN

Motion to Adjourn by Strommen. Second by Evans. Motion Carried.