CR-05 - Goals and Outcomes

Progress the jurisdiction has made in carrying out its strategic plan and its action plan. 91.520(a)

As an entitlement jurisdiction, Rapid City receives an annual allocation of Community Development Block Grant (CDBG) funds to address the community's housing, public facility and improvements, economic development, and public service needs. The City continues making progress in addressing high-priority needs as outlined in the 2018-2022 Consolidated Plan and FY19 Annual Action Plan. The FY19 CAPER reporting period covers April 1, 2019, to March 31, 2020. All data sets are from FY19 unless otherwise noted.

Programmatic highlights include:

Affordable Housing
Black Hills Area Habitat for Humanity transformed an underutilized city block featuring bare land and a vacant elementary school into affordable housing. A local builder renovated the school into market-rate apartments while Black Hills Area Habitat for Humanity added eight new owner-occupied single-family homes to the open space, one of which was completed in FY17, three in FY18, and the final four in FY19.

JB Holdings’ development which includes 14 new HUD-certified mobile homes along with the rehabilitation of a tri-plex is underway. Several of the mobile homes are on-site with the remaining scheduled to arrive in FY20. The development improves an entire city block in a low-income census tract.

The City’s Neighborhood Restoration Loan Program provides low- and no-interest loans to qualified low-and moderate-income households. The program is exclusive to owner-occupied homes in need of critical repairs or accessibility improvements in efforts to maintain Rapid City’s current housing stock. During FY19 one household completed repairs and an additional household’s repair work begun and is expected to finish in FY20. The current portfolio includes four 3% loans and fourteen 0% deferred loans.

Public Facilities and Improvements
The jurisdiction added a group home for individuals with traumatic brain injuries. Three low-income individuals with brain injuries reside in a new service-based housing facility owned and operated by Black Hills Works.

Feeding South Dakota finished security improvements to the food pantry and distribution center which included adding a maintenance room inside the building to store chemicals and equipment away from food and installing an exterior railing for improved safety among clients and staff.

Youth & Family Services replaced an aging H/VAC system. The existing unit was at the end of its life and without replacement, the building would
be unusable during most of the year.

The Environmental Review and public comment periods have been completed for Abbott House’s therapeutic foster home which will provide foster care services for young adults ages 10-17. The home will contain six individual rooms for the young adults and will also feature a family suite for a foster couple to stay in. The home will include a common living area, dining area, and kitchen facilities. The home will also include two attached apartment units for individuals 16-23 who are aging out of the foster care system. The agency is currently working on a similar project with funding from sources other than CDBG. Combined, the jurisdiction will have six new units housing up to 18 youth.

Public Services
89 households at risk of homelessness and/or moving from transitional housing to permanent housing received temporary (not to exceed 3 months) security deposit and/or rental assistance through Pennington County’s Economic Assistance program. In addition to immediate housing solutions, homeless prevention supportive services were provided.

$54,955 in CDBG funding was leveraged to provide $2,573,927 in free pharmaceutical medications for low-income people with mental health disorders through Behavior Management System’s programming. Access to these medications helped individuals function in society, maintain stable living situations, and increase self-sufficiency. The program provided free medication to 223 individuals.

Direct Homeownership Assistance
Seven families applied and were qualified for Black Hills Community Loan Fund’s Individual Development Account program. This newly-developed program will enable low-income families to save toward purchasing homes through matching contributions.

Comparison of the proposed versus actual outcomes for each outcome measure submitted with the consolidated plan and explain, if applicable, why progress was not made toward meeting goals and objectives. 91.520(g)

Direct Homeownership Assistance
Progress has been made in recruiting and qualifying families for the Individual Development Account program. Over the next several months, participants will be saving up for the purchase of their homes with home purchase accomplishments likely to be recorded throughout FY20 and FY21.

Housing - Increase Affordable Housing Stock, Rental Units Rehabilitated
The rehabilitation of three rental units is currently underway and accomplishments will be reported in FY20.

Public Facilities & Improvements, Public Facility or Infrastructure Activities other than Low/Moderate Income Housing Benefit
35,490 persons have been assisted through public facility or infrastructure activities other than low moderate-income housing in FY18 and FY19.
Three households compared to the anticipated zero were assisted through Black Hills Works’ group home for individuals with traumatic brain injuries. See asterisk in Table 1.

Public Services
Pennington County’s Economic Assistance program assisted 89 households in FY19, reported in tenant-based rental assistance rapid re-housing rather than the public service activities for low moderate-income housing benefit where it was originally indicated as expected to serve 40 households.

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<th>Indicator</th>
<th>Unit of Measure</th>
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<th>Percent Complete</th>
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Public Services | Affordable Housing | Homeless | Non-Homeless Special Needs | Non-Housing Community Development
---|---|---|---|---
| Tenant-based rental assistance / Rapid Rehousing | Households Assisted | 0 | 89 | 0 | 89
| Homeless Person Overnight Shelter | Persons Assisted | 0 | 0 | 0 | 0

Table 1 - Accomplishments – Program Year & Strategic Plan to Date

* 3 additional households were assisted through Black Hills Works’ activity #502 which is not reported in Table 1

Assess how the jurisdiction’s use of funds, particularly CDBG, addresses the priorities and specific objectives identified in the plan, giving special attention to the highest priority activities identified.

The City provided over $379,000 in general funds to homeless and domestic violence shelters, senior centers, and youth substance abuse programs throughout the calendar year 2019.

Lutheran Social Services Youth Case Management (activity 505) expended $5,000 in CDBG funds to provide case management services for youth and their families.

BMS meds program (activities 501 and 519) expended almost $55,000 in CDBG funds, assisting individuals with mental illnesses in accessing free pharmaceutical medications.

Pennington County Health and Human Services’ (activities 506 and 520) security deposit/rent assistance program expended just over $49,000 in CDBG funds for efforts related to homeless and homeless prevention services.

Feeding South Dakota Building Improvements (activity 504) expended $25,000 in CDBG funds. The agency provides food security through its food distribution center, food bank, and mobile food banks.

Black Hills Works - Bathroom Renovation (activity 522) expended just over $122,000 in CDBG funds for facility accessibility improvements.
Community Health Center of the Black Hills Security Improvements (activity 503) expended over $12,000 to increase security for staff and clients. The health center’s target population includes those persons whose household income is at or below 200% of the Federal Poverty Guidelines.

Black Hills Works Construction for Housing for Persons with Traumatic Brain Damage (activity 502) expended over $44,000 and added a group home to accommodate three individuals with traumatic brain injuries.

JB Holdings Infrastructure and Triplex Renovation (activity 524) expended just over $199,000 for public facility upgrades and improvements to a city block that will feature new HUD-certified mobile homes and renovations to a triplex.

Youth and Family Services Replace H/VAC System (activity 525) expended nearly $67,000 for improvements to a building that serves low-income youth.

**CR-10 - Racial and Ethnic composition of families assisted**

Describe the families assisted (including the racial and ethnic status of families assisted). 91.520(a)

<table>
<thead>
<tr>
<th>Racial and Ethnic Group</th>
<th>CDBG</th>
</tr>
</thead>
<tbody>
<tr>
<td>White</td>
<td>14,528</td>
</tr>
<tr>
<td>Black or African American</td>
<td>446</td>
</tr>
<tr>
<td>Asian</td>
<td>148</td>
</tr>
<tr>
<td>American Indian or American Native</td>
<td>13,917</td>
</tr>
<tr>
<td>Native Hawaiian or Other Pacific Islander</td>
<td>164</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>29,203</strong></td>
</tr>
<tr>
<td>Hispanic</td>
<td>1,144</td>
</tr>
<tr>
<td>Not Hispanic</td>
<td>28,059</td>
</tr>
</tbody>
</table>

Table 2 – Table of assistance to racial and ethnic populations by source of funds

**Narrative**
Each year Rapid City’s Long Range Planning Division prepares a population estimate for Rapid City using a methodology approved by the United States Census Bureau. These estimates are based on approved building permits, housing demolitions, the Census 2010 occupancy rate, and the Census 2010 persons per household rate for Rapid City and Pennington County. The 2019 year-end Rapid City population estimate is 77,185, up .85% from the 2018 population estimate of 76,532. The 2018 year-end Rapid City population estimate was up 1.38% from the 2017 population estimate of 75,488.

According to the Census population estimates, White alone makes up 79.4% of the population. American Indians are the largest minority group at 11.3% of the population. 2.5% of the population is Asian and .2% is Native Hawaiian or Other Pacific Islanders. Hispanics account for 5.3% of the population.

49.7% of families assisted was White, 1.5% was Black or African American, one half of one percent was Asian, 47.7% was American Indian or American Native, and .6% was Native Hawaiian or Other Pacific Islander. 3.9% was Hispanic.

CR-15 - Resources and Investments 91.520(a)

Identify the resources made available

<table>
<thead>
<tr>
<th>Source of Funds</th>
<th>Source</th>
<th>Resources Made Available</th>
<th>Amount Expended During Program Year</th>
</tr>
</thead>
<tbody>
<tr>
<td>CDBG</td>
<td>public – federal</td>
<td>533,479.25</td>
<td>662,635.22</td>
</tr>
</tbody>
</table>

Table 3 - Resources Made Available

Identify the geographic distribution and location of investments

<table>
<thead>
<tr>
<th>Target Area</th>
<th>Planned Percentage of Allocation</th>
<th>Actual Percentage of Allocation</th>
<th>Narrative Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rapid City Corporate Limits</td>
<td>100</td>
<td>100</td>
<td></td>
</tr>
</tbody>
</table>

Table 4 – Identify the geographic distribution and location of investments

Narrative

All funded activities benefitted persons living within the corporate limits of the City of Rapid City. Projects funded and people assisted with CDBG dollars could be located anywhere throughout the corporate limits of Rapid City. Housing for low-income people throughout the City is encouraged to provide equal opportunities to all income level households.
Leveraging

Explain how federal funds leveraged additional resources (private, state and local funds), including a description of how matching requirements were satisfied, as well as how any publicly owned land or property located within the jurisdiction that were used to address the needs identified in the plan.

Agencies leveraged over $1,580,660 which equated to $2.38 for every expended CDBG dollar. Matching funds are not currently a requirement for receiving CDBG funds; however, funding decisions do take into consideration the use of leveraged funds.

Through the Neighborhood Lift program, two Subrecipients were awarded the use and ownership of two City-owned lots to develop a single-family home and a residential public facility for individuals with disabilities.
CR-20 - Affordable Housing 91.520(b)

Evaluation of the jurisdiction's progress in providing affordable housing, including the number and types of families served, the number of extremely low-income, low-income, moderate-income, and middle-income persons served.

<table>
<thead>
<tr>
<th>Number of Homeless households to be provided affordable housing units</th>
<th>One-Year Goal</th>
<th>Actual</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>20</td>
<td>8</td>
</tr>
<tr>
<td>Number of Non-Homeless households to be provided affordable housing units</td>
<td>23</td>
<td>86</td>
</tr>
<tr>
<td>Number of Special-Needs households to be provided affordable housing units</td>
<td>0</td>
<td>3</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>43</strong></td>
<td><strong>97</strong></td>
</tr>
</tbody>
</table>

Table 5 – Number of Households

<table>
<thead>
<tr>
<th>Number of households supported through Rental Assistance</th>
<th>One-Year Goal</th>
<th>Actual</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>40</td>
<td>89</td>
</tr>
<tr>
<td>Number of households supported through The Production of New Units</td>
<td>2</td>
<td>7</td>
</tr>
<tr>
<td>Number of households supported through Rehab of Existing Units</td>
<td>1</td>
<td>1</td>
</tr>
<tr>
<td>Number of households supported through Acquisition of Existing Units</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>43</strong></td>
<td><strong>97</strong></td>
</tr>
</tbody>
</table>

Table 6 – Number of Households Supported

Discuss the difference between goals and outcomes and problems encountered in meeting these goals.

Four households were provided affordable housing units through the completion of Black Hills Area Habitat for Humanity’s Garfield Green project. Compared to the goal of 40, 89 households were provided access to or continued availability of housing through rent/security deposit
assistance. Of those households assisted, eight were previously homeless rather than 20 as expected. The expectation of one household supported through rehab of an existing unit was met through the City’s Neighborhood Restoration Loan program.

Discuss how these outcomes will impact future annual action plans.

The City will continue focusing on funding affordable housing projects, especially for the lowest-income households, through a variety of approaches including rent assistance, new construction, acquisition, and rehabilitation of the current housing stock.

CommonBond Communities, a non-profit developer and manager of affordable housing with onsite services, announced it will expand services to Rapid City. CommonBond is based in the Twin Cities and currently operates more than 50 affordable housing properties in the Midwest.

Include the number of extremely low-income, low-income, and moderate-income persons served by each activity where information on income by family size is required to determine the eligibility of the activity.

<table>
<thead>
<tr>
<th>Number of Households Served</th>
<th>CDBG Actual</th>
<th>HOME Actual</th>
</tr>
</thead>
<tbody>
<tr>
<td>Extremely Low-income</td>
<td>64</td>
<td>0</td>
</tr>
<tr>
<td>Low-income</td>
<td>27</td>
<td>0</td>
</tr>
<tr>
<td>Moderate-income</td>
<td>1</td>
<td>0</td>
</tr>
<tr>
<td>Total</td>
<td>92</td>
<td>0</td>
</tr>
</tbody>
</table>

Table 7 – Number of Households Served

Narrative Information

Table 7 outlines actual achievements compared to the FY19 goal of providing affordable housing to 40 extremely low-, 3 low-, and 5 moderate-income households. Five additional non-low/moderate-income households were provided affordable housing for a total of 97 households served through affordable housing programs and projects.
CR-25 - Homeless and Other Special Needs 91.220(d, e); 91.320(d, e); 91.520(c)

Evaluate the jurisdiction’s progress in meeting its specific objectives for reducing and ending homelessness through:

Funding housing-first activities and public services targeted at those experiencing homelessness or at risk of homelessness is one strategy for reducing homelessness. 89 households moved from homelessness or at risk of becoming homeless into permanent housing through temporary rent and/or security deposit assistance compared to the anticipated 40 households.

167 persons with mental illness were assisted in accessing free pharmaceutical medication. Most of the individuals who received services were living below the poverty line and some were homeless. Even those who worked and lived independently found it difficult to pay for necessities such as rent, utilities, and food. This program helped individuals stabilize and move towards self-sufficiency by reducing the length of time individuals were homeless or the likelihood of them becoming homeless.

Reaching out to homeless persons (especially unsheltered persons) and assessing their individual needs

Every June, the Black Hills Homeless Coalition conducts a Homeless Connect Day, providing a “one-stop” center where veterans and homeless can access information, services, medical check-ups, eye exams, haircuts, employment assistance, clothing vouchers for interview apparel, personal care items, and a meal at one convenient location. Agencies providing funding assistance for housing are also present. Mini-Connects are hosted the first Sunday of each month at a skate park as a way to connect with individuals experiencing homelessness and to address immediate needs as they arise.

In collaboration with several area non-profits, the Police Department’s Quality of Life Unit has made hundreds of connections and at least 60 individuals have gone through a “transformational change.” The unit mobilizes into the community to build connections with individuals experiencing homelessness and provides resources and referrals for services. They conduct outreach in street clothes and non-marked vehicles to encourage engagement. The unit is based in the Care Campus where many vital services are housed.

The Department of Veterans Affairs (VA) conducts outreach at the Cornerstone Rescue Mission, connecting eligible veterans to needed services and VASH vouchers. The agency currently has a sufficient amount of VASH vouchers and has seen the number of veteran referrals, both internal and external, to the VA homeless programming drop significantly. There was roughly a 48% drop in veteran homelessness from 2018-2019 in Rapid City. Despite the progress, finding landlords willing to rent to the ‘hard to house’ veteran population (i.e. those with felony convictions, bad rental history, poor credit, etc.) continues to be a challenge. Many of the veterans who are still considered homeless or at risk of homelessness fall into this category. To continue working with these populations, the VA provides case management and wrap-around support services. The Supportive Services for Veteran Families Program has been integral in assisting with rent and/or security deposit assistance. The VA also utilizes local programs like the Sgt. Colton Levi Derr Foundation, Grow SD, and Western Resources for Independent Living.
Behavior Management Systems and the Community Health Center of the Black Hills utilize offices at Cornerstone Rescue Mission as an outreach method as well.

**Addressing the emergency shelter and transitional housing needs of homeless persons**

The HOPE Center, a homeless day drop-in center, assists both the sheltered and unsheltered by providing a safe, comfortable place during the day. The Center also provides laundry service, a phone messaging service, a mailbox, and storage for a small number of personal goods.

The Cornerstone Rescue Mission provides three meals daily, at no cost, to anyone in the community experiencing food insecurity. Cornerstone’s main facility houses up to 160 individuals nightly. Throughout the calendar year 2019, 3,606 individuals were sheltered a total of 42,270 bed nights and 166,033 free meals were provided. Cornerstone’s Women and Children’s Home provides transitional housing to homeless women and children. It provides shelter and assistance to an average of 350-400 women and children annually. The home allows a place for stability as families work toward self-sufficiency. Cornerstone’s apartments offer the next level of self-sufficiency with permanent supportive housing.

Working Against Violence, Inc. (WAVI) provides emergency shelter, counseling, and case management to homeless individuals and victims of domestic violence.

From the opening date on September 26, 2018, through September 26, 2019, the Care Campus supported 24,137 admissions, of which 64% were self-admitted. Sixteen percent of law enforcement referrals resulted in alternatives to incarceration. The campus is now a model for combating addiction and reducing the number of homeless individuals jailed statewide.

Owens Apartments provides housing for individuals receiving services from Behavior Management Systems or Pennington County Health and Human Services. The apartments are part of a continuum of care and are available to anyone seeking the services. The application process often begins in the Pennington County jail from kiosks in cell blocks.

The McKinney-Vento Act ensures homeless youth have access to free public education and the McKinney-Vento Coordinator connects families experiencing homelessness to vital housing and supportive services.

Recipients of state Continuum of Care funds follow a coordinated entry plan and participate in regular case conferencing meetings across the state that are managed regionally and implemented locally.

**Helping low-income individuals and families avoid becoming homeless, especially extremely low-income individuals and families**
and those who are: likely to become homeless after being discharged from publicly funded institutions and systems of care (such as health care facilities, mental health facilities, foster care and other youth facilities, and corrections programs and institutions); and, receiving assistance from public or private agencies that address housing, health, social services, employment, education, or youth needs

Lutheran Social Services' New Alternatives' transitional housing program provides a safe housing experience for homeless youth, youth living with severe mental illness, or those who have resided in out-of-home placements through hospitalization, foster care, psychiatric residential treatment, chemical dependency treatment facilities, or who are transitioning into adulthood with limited support systems. The supportive housing program teaches the life skills necessary for living independently. 37 individuals received transitional housing with an average length of stay of 108.38 days.

Lutheran Social Services' Arise Youth Center Evening Reporting Center served 67 individuals a total of 74 times. Of those clients, 31% were unsuccessful, 50% were successful, 9.5% were still enrolled at the time of this report, and 9.5% never began programming. The Arise Youth Center Shelter Care served 229 individuals a total of 346 times in the Shelter Care program. Of those clients, 74% were successful, 23.7% were unsuccessful, and 2.3% were still enrolled. The Arise Youth Center Reception Center served 453 individuals a total of 848 times; 87.5% were successfully discharged.
Behavior Management Systems assists people with persistent mental illness to complete applications for free medications from pharmaceutical companies. Clients are often discharged from institutions with a limited supply of medications needed to maintain stability. Most clients can’t afford the necessary medications and end up homeless, incarcerated, or admitted to the hospital or mental health facility again. The assistance allows clients to access free medication that makes it possible for them to be productive members of the community.

Passages provides a faith-based residential re-entry program for women transitioning from incarceration or homelessness into positive sustainable life patterns.

Pennington County Health and Human Services (PCHHS) provides temporary rent, security deposits, and utility assistance to the homeless to access housing or persons in danger of eviction to prevent homelessness. PCHHS works with many people exiting correctional facilities, mental health facilities, and other institutional care.

The Department of Social Services Economic Assistance office also provides numerous programs with assistance for acquiring housing, food, transportation, and other needed services.

The City works closely with county and state agencies, as well as private agencies and funders, such as United Way of the Black Hills, Black Hills Area Community Foundation, and the John T. Vucurevich Foundation, to ensure a unified approach is implemented in addressing community needs.

Helping homeless persons (especially chronically homeless individuals and families, families with children, veterans and their families, and unaccompanied youth) make the transition to permanent housing and independent living, including shortening the period of time that individuals and families experience homelessness, facilitating access for homeless individuals and families to affordable housing units, and preventing individuals and families who were recently homeless from becoming homeless again

Cornerstone Rescue Mission works with individuals and families staying at its facility to transition to permanent housing. Nightly fees paid by residents are used to help provide rent deposits when residents move out of the Mission.

Pennington County Health and Human Services received CDBG funds from the City, and New Start funds from the John T. Vucurevich Foundation to provide temporary rent and deposit assistance to people experiencing homelessness. The program prevents homelessness, reduces the amount of time individuals experience homelessness, and reduces the number of times individuals experience homelessness.

Volunteers of America Northern Rockies provides a variety of homeless services and referrals to services outside of the organization, including
health, critical supplies, and veteran services.

Youth & Family Services, Community Health Center of the Black Hills, Behavior Management Systems, Black Hills Special Services Cooperative/Career Learning Center of the Black Hills, Catholic Social Services, Dress for Success Black Hills, National Alliance on Mental Illness South Dakota, Rapid City Area School’s McKinney-Vento Program, Western Dakota Tech, Working Against Violence, Inc., the Rapid City YMCA, and others have committed to residing inside the OneHeart campus. OneHeart will provide transitional housing and is natural next step after individuals receive Care Campus services. OneHeart will provide a variety of services and housing in the same location. Residents are required to have a plan in which to move from OneHeart into independence.

While Rapid City’s population continues to grow, child homelessness continues to decline. Rapid City’s population increased by 2.20% from 2017 to 2019 while the number of households with at least one adult and one child decreased by 38.71%.

<table>
<thead>
<tr>
<th></th>
<th>2017</th>
<th>2018</th>
<th>2019</th>
</tr>
</thead>
<tbody>
<tr>
<td>Households with at least one adult and one child</td>
<td>124</td>
<td>105</td>
<td>76</td>
</tr>
<tr>
<td>Households with only children</td>
<td>16</td>
<td>3</td>
<td>2</td>
</tr>
<tr>
<td>Persons in households with at least one adult and one child</td>
<td>332</td>
<td>323</td>
<td>270</td>
</tr>
<tr>
<td>Persons in households with only children</td>
<td>26</td>
<td>8</td>
<td>2</td>
</tr>
</tbody>
</table>

Source: HUD Point in Time Homeless Count
**CR-30 - Public Housing 91.220(h); 91.320(j)**

**Actions taken to address the needs of public housing**

Pennington County Housing and Redevelopment Commission approved a Memorandum of Understanding to apply for and administer vouchers under HUD’s new Foster Youth to Independence Program. The initiative will offer housing vouchers to local public housing authorities to prevent or end homelessness among young adults under the age of 25 who are, or have recently left, the foster care system. HUD further describes the challenges and needs as, “The U.S. Department of Health and Human Services (HHS) estimates that more than 20,000 young people age out of foster care each year. The National Center for Housing and Child Welfare (NCHCW) estimates that approximately 25 percent of these young people experience homelessness within four years of leaving foster care and an even higher share are precariously housed.”

The PHA’s staff participated in Fair Housing training throughout the year as ongoing professional development.

Upgrades to the PHA’s structures included converting fluorescent lighting to LED, replacing boilers with high-efficiency units at River Ridge high-rise, and window replacement on single-family units.

The PHA has received resident support for the increased police patrols and it will continue these going forward. No additional land or rental units were acquired, constructed, or rehabilitated. There has not been a significant change in the number of Section 8 landlords despite outreach efforts.

**Actions taken to encourage public housing residents to become more involved in management and participate in homeownership**

Pennington County Housing and Redevelopment Commission’s Resident Advisory Board (RAB) provided comments that will be submitted by the PHA as an attachment to the PHA Plan along with a narrative describing their analysis of the RAB recommendations and decisions made on those recommendations.

For example, residents voiced the desire for security cameras which resulted in cameras scheduled to be installed in elevators. Based on resident comments and support, the feasibility of providing Wi-Fi at properties will be evaluated.

**Actions taken to provide assistance to troubled PHAs**

The jurisdiction does not have a troubled PHA.
CR-35 - Other Actions 91.220(j)-(k); 91.320(i)-(j)

Actions taken to remove or ameliorate the negative effects of public policies that serve as barriers to affordable housing such as land use controls, tax policies affecting land, zoning ordinances, building codes, fees and charges, growth limitations, and policies affecting the return on residential investment. 91.220 (j); 91.320 (i)

Rapid City recently adopted an affordable housing policy that aims to expand housing varieties to meet the community’s changing needs and establishes a comprehensive housing strategy. It establishes a local definition of ‘affordable housing’ while allowing flexibility in ways specific projects can qualify. As part of the Rapid City Affordable Housing Policy, the City will prepare and follow a comprehensive Affordable Housing Strategic Plan which will set forth several objectives including targeted strategies for a variety of household types, planning opportunities for the development of housing that aligns with needs of target groups, expanding the City’s purview and approach to housing beyond programs currently in place, supporting collaboration, and promoting the development of affordable housing close to public transit and other essential services.

Through an ordinance amendment and by recommendation of Rapid City’s Comprehensive Plan, the City now allows legal, permitted, accessory dwelling units in residential neighborhoods to provide supplementary living accommodations in the community and encourage unique affordable and workforce housing options. A review of zoning ordinances will continue into FY20 and will assess the effects of regulatory barriers, both intended and unintended, especially on protected classes to further Fair Housing choice for all.

Pennington County recently passed a tax break over five years for housing projects with four or more units that have rental rates set for households under 60% AMI for 10 years. Rapid City is also exploring the possibility of providing incentives and cost reductions for qualified affordable housing projects. The culmination of these incremental tools will reduce costs for developers and incentivize affordable housing projects.

Actions taken to address obstacles to meeting underserved needs. 91.220(k); 91.320(j)

The CDBG Program is administered in compliance with the Fair Housing Act (42 USC 3601) and compliance is required among Subrecipients.

South Dakota’s Governor, in partnership with the State Legislature, launched a broadband development program, Connect South Dakota, which includes $5 million in grant money. Program goals include increasing the availability of high-speed broadband to every South Dakota citizen, business, and community institution, and to do so with the standards set by the FCC at download speeds of 25 Megabits per second and upload speeds at 3 Megabits per second. The most pressing broadband need is in rural areas. In Pennington County, 9.4% of the population lacks access.
Neighboring rural counties such as Custer (84.4% no access rate), Meade (18.6% no access rate), Oglala Lakota (77.6% no access rate), Jackson (85.9% no access rate), and Haakon (60.4% no access rate) have a disproportionately greater need. Rapid City is served by at least 2 large providers, Midco and Vast Broadband. According to census.gov, 80.5% of Rapid City households had a broadband internet subscription from 2014-2018. The goal of the program is to ensure all residents have access to broadband services.

**Actions taken to reduce lead-based paint hazards. 91.220(k); 91.320(j)**

Exposure to lead-based paint can cause a range of health problems including damage to the brain and vital organs. Lead-based testing and safe lead practices in required of all CDBG-funded projects.

**Actions taken to reduce the number of poverty-level families. 91.220(k); 91.320(j)**

Elevate Rapid City is a joint venture of the Rapid City Chamber of Commerce, Ellsworth Development Authority, Rapid City Economic Development Partnership, and the Economic Development Foundation to elevate the quality of life and employment opportunities for Rapid City residents. It has been working toward strategies including increasing per capita income by 15%. Work is also focused on mitigating barriers for low-income households such as childcare and transportation and working toward a scaled reduction of benefits approach to reduce the cliff effect for subsidies.

One objective is to provide unemployed and under-employed individuals the basic workforce skills and soft skills necessary to become gainfully employed and increase the number of employers accepting National Career Readiness Certificates. Over 36,000 certificates were earned over three years and over 1,200 additional businesses joined in recognizing the certificate in the same period.

<table>
<thead>
<tr>
<th>Certificates Earned</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>2017</td>
<td>2018</td>
</tr>
<tr>
<td>4519</td>
<td>5000</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Additional Businesses Recognizing the Certificate</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>306</td>
<td>520</td>
</tr>
</tbody>
</table>

Source: South Dakota Department of Labor and Regulation

The grade-level reading initiative reported in the calendar year 2018, 48.8% of Black Hills 3rd graders were able to read at grade level, compared
to 46.1% in 2017. Work continues to ensure children are ready for school, less likely to drop out, and have better chances of earning livable wages.

**Actions taken to develop institutional structure. 91.220(k); 91.320(j)**

Rapid City Collective Impact’s Food Security Oversight Committee (FSOC) members collaboratively developed innovative ideas to address food insecurity gaps. Black Hills Area Community Foundation awarded more than $81K in grants to partnering organizations to address these gaps. The FSOC partnered with Fork Real Community Cafe’ to provide access to food nutrition education and meals. The FSOC also partnered with Bethel Assembly of God, Volunteers of America Northern Rockies, Black Hills Farmer Market, Meals on Wheels, Rapid City Area Schools, YMCA, Youth and Family Services, and over 20 additional organizations which have resulted in expanding food pantry access and increased youth participation in the summer feeding program. Participation in accessing mobile food pantries increased by nearly 400 percent.

Rapid City Collective Impact received a $200,000 grant from the Bush Foundation to support work addressing the lack of affordable housing in Rapid City. Goals that have been worked on include creating a non-profit development corporation or partner with an existing organization to build and manage affordable housing properties.

Elevate Rapid City’s mission to achieve shared economic and community development goals are part of a shared vision adopted by over 100 community leaders.

Along with several community members, including bankers and non-profit leaders, the directors of the John T. Vucurevich Foundation, United Way of the Black Hills, and Black Hills Area Community Foundation serve on the Community Investment Committee. All members bring a range of expertise and knowledge allowing informed and holistic funding decisions for the City’s CDBG program.

**Actions taken to enhance coordination between public and private housing and social service agencies. 91.220(k); 91.320(j)**

OneHeart’s funding is provided by both public and private sources and will allow housing and services to be co-located.

The City selected a developer to convert a parking lot into a structure more suitable for a prime downtown location. The awarded developer has planned a multi-use building featuring businesses, hospitality, and housing.

Pennington County Housing and Redevelopment Commission continues to educate private landlords on the partnership available with the PHA.

**Identify actions taken to overcome the effects of any impediments identified in the jurisdictions analysis of impediments to fair**
housing choice. 91.520(a)

Impediments to Fair Housing choice may disparately impact persons in protected class groups based on race, color, national origin, sex, age, religion, familial status, gender, or disability.

Title VIII of the Civil Rights Act of 1968 (Fair Housing Act), as amended, prohibits discrimination in the sale, rental, and financing of dwellings, and in other housing-related transactions based on race, national origin, religion, gender, familial status (including children under the age of 18 living with parents or legal custodians, pregnant women, and people securing custody of children under the age of 18), and disability. Additionally, South Dakota offers legal protections based on creed and ancestry.

The Fair Housing Act covers most types of housing including rentals, sales, home mortgages, and improvements, as well as land use and zoning. Excluded from the Act are owner-occupied buildings having up to four units, single-family housing rented or sold without the use of a real estate agent, and housing for senior citizens.

HUD has the primary authority for enforcing the Fair Housing Act by investigating complaints and determining if there is reasonable cause to show that discrimination has occurred. If the complaint is determined to be valid, HUD brings the complaint to the Administrative Law Judge or parties can elect to have the trial held in federal court.

Locally, Rapid City’s attorney’s office is tasked with receiving and settling or forwarding complaints of discrimination within Rapid City. The State Division of Human Rights handles discrimination cases that fall outside of the jurisdiction or that involve public entities.

The State Department of Labor Regulation Division of Human Rights handles discrimination cases involving employment and housing.

Neither the City of Rapid City nor the South Dakota Department of Labor and Regulation received fair housing complaints. The U.S. Department of Housing and Urban Development (HUD) received five complaints; two cases were closed via conciliation or successful settlement, one was dismissed for lack of jurisdiction, and two remained open.

Fair Housing Posters are publically displayed at the CDBG Program Division office and Community Development staff continues to stay informed of new laws, regulations, and trends. Along with recently adopted an affordable housing policy, the Community Development Department continues to evaluate and amend zoning ordinances to respond to changing community needs.
CR-40 - Monitoring 91.220 and 91.230

Describe the standards and procedures used to monitor activities carried out in furtherance of the plan and used to ensure long-term compliance with requirements of the programs involved, including minority business outreach and the comprehensive planning requirements

The CDBG Program Division monitors activities to ensure compliance with program requirements. Training sessions are held before the annual application deadline to ensure all parties are aware of regulations and compliance requirements. This year’s training session was held on August 23, 2018.

Contractual agreements are executed between the City of Rapid City and Subrecipient that include requirements related to meeting a National Objective, program delivery, levels of performance and accomplishments, monitoring, project schedule and milestones, compensation and method of payment, accounting standards, record keeping and retention, client data, disclosure, reporting, procurement, relocation, real property acquisition, one-for-one housing replacement, personnel and participant conditions, affirmative action, minority business outreach, conflict of interest, lobbying policies, environmental conditions, and more.

Section 3 requires that recipients of certain HUD financial assistance, to the greatest extent feasible, provide job training, employment, and contracting opportunities for low- or very low-income residents in connection with projects and activities in their neighborhoods. The CDBG Program Division reports accomplishments concerning employment and other economic opportunities provided to low- and very low-income persons from CDBG-funding activities.

Environmental Reviews are conducted on all activities and must be completed prior to the commitment of funds. The CDBG Program Division maintains compliance with environmental regulatory requirements on all activities and ensures compliance when additional factors become mandatory such as Finding of No Significant Impact (FONSI) Statements and Request for Release of Funds (RRF) for more complex or unique circumstances.

Projects subject to Davis-Bacon and Related Acts require additional oversight including pre-construction meetings and training on Wage Decisions, certified payroll processing, and worksite requirements. Certified Payroll reports are reviewed to ensure complete and accurate time records are kept and compliance with minimum pay rates, signature authority standards, wage deductions, and work classifications are met. Discrepancies in pay rates or work classifications are communicated, documented, reported, and are required to be rectified.

Housing discrimination includes both differential treatment regarding availability or terms and conditions in the advertisement, sale or rental,
financing, or insurance of housing, and disparate impact of apparently neutral practices or policies in restricting housing choice and opportunity according to any basis prohibited by law. The CDBG Program Division reviews Subrecipient policies, practices, documents, and advertisements for compliance with the Fair Housing Act and monitors programs and projects so to ensure they are not conducted in a manner in which may cause discrimination.

One-on-one meetings are held with Subrecipients and the CDBG staff provides ongoing technical assistance to Subrecipients. The meetings can be at the request of the CDBG Program Division or the Subrecipient.

On-site audits are conducted on a rotating annual basis. At a minimum, each year an audit is completed from each of the four funding categories which include public services, public facility and improvements, housing, and economic development.

Evaluations to agencies that are audited include a variety of factors with priority placed on agencies receiving funding for the first time, experiencing key program staff turnover, demonstrating financial instability, conducting complex or high-volume projects, or receiving funding for several consecutive years without a CDBG audit within the previous 3 years.

Internal controls have been designed to ensure adequate segregation of duties. The City’s Finance Department establishes accounts and issues checks for draw requests after review processes are completed by and requested from the CDBG Program Division. The City’s Finance Department conducts a secondary review of draws and ensures funding availability. The CDBG Program Division is responsible for setting up and administering project activities on the Integrated Disbursement and Information System (IDIS). The Finance department is responsible for processing draw requests and returning earned interest to HUD.

**Citizen Participation Plan 91.105(d); 91.115(d)**

Describe the efforts to provide citizens with reasonable notice and an opportunity to comment on performance reports.

*See Grantee Unique Appendices for Resident Participation Plan and Public Notice Publications*
The City provides for and encourages the submission of citizens’ views and proposals regarding the CDBG Program Division. Reports are published on the City website at https://www.rcgov.org/departments/community-planning-development/cdbg-program-division.html and hard copies are displayed in the CDBG Program office, the Public Library’s main office, General Beadle School satellite library, and the lobby of the Pennington County Housing and Redevelopment Commission. Display ads and public notices are run in the Rapid City Journal and the Native Sun Times, both local papers with large distributions. The City provides for and encourages the submission of citizen’s comments through assessments and surveys, public notices and comment periods, public information meetings, public hearings, and listening sessions.

The City held a public review and comment period for proposed FY19 allocations that ran from January 9, 2019, through February 11, 2019. Preliminary approval of FY19 allocations was brought before the Legal and Finance committee on January 2, 2019, and City Council on January 7, 2019. Final approval of FY19 allocations was brought before the Legal and Finance committee on April 10, 2019, and City Council on April 15, 2019. The City held a public review and comment period for the proposed FY19 Annual Action Plan from May 29, 2019, through July 27, 2019; final approval was authorized by the Legal and Finance committee on June 26, 2019, and City Council on July 1, 2019. The FY19 Annual Action Plan was made available at the distribution sites listed above and in accordance with the Resident Participation Plan. Three public comments were received (see Grantee Unique Appendices.)

Rapid City encourages minority-owned business participation in CDBG assisted activities. Contracts executed with agencies include their obligation to conduct outreach to minority and women-owned businesses when requesting proposals for activities funded with CDBG funds. Requests for Proposals include non-discrimination and Americans with Disabilities Act clauses stating that successful bidders shall provide services in compliance with Title VI of the Civil Rights Act of 1964 and the Americans with Disabilities Act of 1990.
CR-45 - CDBG 91.520(c)

Specify the nature of, and reasons for, any changes in the jurisdiction's program objectives and indications of how the jurisdiction would change its programs as a result of its experiences.

The City has not changed any objectives and does not anticipate a program change.

Does this Jurisdiction have any open Brownfields Economic Development Initiative (BEDI) grants?

The Rapid City jurisdiction has no identified Brownfield grants.

[BEDI grantees] Describe accomplishments and program outcomes during the last year.

N/A
<table>
<thead>
<tr>
<th>Meeting</th>
<th>Agenda Item</th>
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<tr>
<td>January 2, 2019</td>
<td>Approve FY18 Reallocation/Allocation of Grant and Program Income Funds</td>
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<td>Approve FY19 Annual Plan Allocations Recommendation</td>
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<td>January 7, 2019</td>
<td>Approve FY18 Reallocation/Allocation of Grant and Program Income Funds</td>
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<tr>
<td>January 30, 2019</td>
<td>Public Comment Received (see Grantee Unique Appendices)</td>
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<tr>
<td>Legal and Finance</td>
<td>FY18 Reallocation contract - YFS</td>
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<tr>
<td>February 13, 2019</td>
<td>Public Comment Received (see Grantee Unique Appendices)</td>
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<tr>
<td>Legal and Finance</td>
<td>FY18 Reallocation contract - YFS</td>
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<td>February 19, 2019</td>
<td>Public Comment Received (see Grantee Unique Appendices)</td>
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<td>FY18 Reallocation contract - YFS</td>
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<tr>
<td>April 10, 2019</td>
<td>Approve Final FY18 Recommendation of Fund Reallocation</td>
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<td>Approve Final FY19 Recommendation of Funds Allocation</td>
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<td>FY19 contract – Black Hills Works</td>
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<td>April 15, 2019</td>
<td>Approve Final FY18 Recommendation of Fund Reallocation</td>
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<td>FY19 contract – Black Hills Works</td>
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<td>May 1, 2019</td>
<td>FY19 contract – Behavior Management Systems</td>
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<td>FY19 contract – Pennington County Health and Human Services</td>
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<td>May 6, 2019</td>
<td>FY19 contract – Behavior Management Systems</td>
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<td>FY19 contract – Pennington County Health and Human Services</td>
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<td>May 15, 2019</td>
<td>FY18 Reallocation contract – Abbott House</td>
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<td>FY18 Reallocation contract – JB Holdings</td>
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<td>May 20, 2019</td>
<td>FY18 Reallocation contract – Abbott House</td>
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<td>FY18 Reallocation contract – JB Holdings</td>
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<tr>
<td>June 12, 2019</td>
<td>Approve the FY18 CAPER</td>
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<td>June 17, 2019</td>
<td>Approve the FY18 CAPER</td>
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<tr>
<td>June 26, 2019</td>
<td>Approve FY19 Annual Action Plan and Authorize the Mayor and Finance Officer to Sign the SF-424 and SF-424D</td>
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<tr>
<td>July 1, 2019</td>
<td>Approve FY19 Annual Action Plan and Authorize the Mayor and Finance Officer to Sign the SF-424 and SF-424D</td>
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<tr>
<td>July 10, 2019</td>
<td>Approve FY19 Reallocation Funds Preliminary Recommendation</td>
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<tr>
<td>July 15, 2019</td>
<td>Approve FY19 Reallocation Funds Preliminary Recommendation</td>
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<tr>
<td>August 14, 2019</td>
<td>Approve Final FY19 Funds Reallocation Recommendation</td>
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<tr>
<td>August 19, 2019</td>
<td>Approve Final FY19 Funds Reallocation Recommendation</td>
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<tr>
<td>August 28, 2019</td>
<td>Approve Proposed Amendments to FY18 Annual Action Plan and 30-Day Comment Period – Preliminary</td>
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<tr>
<td>September 3, 2019</td>
<td>Approve Proposed Amendments to FY18 Annual Action Plan and 30-Day Comment Period – Preliminary</td>
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<tr>
<td>September 11, 2019</td>
<td>Confirm the New Appointment of Jamie Toennies and the Reappointment of Herb Kron and Judy Duhamel to the Community Investment Committee</td>
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<tr>
<td>September 16, 2019</td>
<td>Confirm the New Appointment of Jamie Toennies and the Reappointment of Herb Kron and Judy Duhamel to the Community Investment Committee</td>
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<tr>
<td>October 2, 2019</td>
<td>Approve Proposed Amendments to FY18 Annual Action Plan and 30-Day Comment Period – Preliminary</td>
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<td>FY19 Reallocation contract – Abbott House</td>
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<td>FY19 Reallocation contract – Feeding SD</td>
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<td>FY19 Reallocation contract – JB Holdings</td>
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<td>October 7, 2019</td>
<td>Approve Proposed Amendments to FY18 Annual Action Plan and 30-Day Comment Period – Preliminary</td>
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<td>October 16, 2019</td>
<td>FY19 Reallocation contract – Abbott House</td>
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<td>FY19 Reallocation contract – Feeding SD</td>
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<td>FY19 Reallocation contract – JB Holdings</td>
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<tr>
<td>October 21, 2019</td>
<td>FY19 contract – Black Hills Community Loan Funds</td>
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<tr>
<td>November 13, 2019</td>
<td>Authorize the Mayor and Finance Officer to Sign Funding Approval/Agreement for FY19</td>
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<tr>
<td>L&amp;F</td>
<td>2020 Performance contract - Black Hills Council of Local Governments</td>
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<tr>
<td>November 18, 2019</td>
<td>Authorize the Mayor and Finance Officer to Sign Funding Approval/Agreement for FY19</td>
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<tr>
<td>Council</td>
<td>2020 Performance contract - Black Hills Council of Local Governments</td>
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<tr>
<td>December 11, 2019</td>
<td>Approve Preliminary Recommendations for FY20 Entitlement Funds and Neighborhood Lift Lot Allocations</td>
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<td>Legal and Finance</td>
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<tr>
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<td>Approve Preliminary Recommendations for FY20 Entitlement Funds and Neighborhood Lift Lot Allocations</td>
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<td>Council</td>
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<tr>
<td>January 15, 2020</td>
<td>Approve Final Recommendations for FY20 Entitlement Funds and Neighborhood Lift Lot Allocations</td>
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LEGAL AND FINANCE COMMITTEE MINUTES
Rapid City, South Dakota

January 2, 2019

A Legal and Finance Committee meeting was held at the City/School Administration Center in Rapid City, South Dakota, on Wednesday, January 2, 2019, at 12:30 p.m.

A quorum was determined with the following members answering the roll call: Laura Armstrong, Jason Salamun, Steve Laurenti. Absent: Becky Drury and Chad Lewis.

(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 AGENDA
Motion was made by Laurenti, second by Salamun and carried to adopt the agenda.

GENERAL PUBLIC COMMENT
None.

CONSENT ITEMS
Motion was made by Laurenti, second by Salamun and carried to approve Items 1-11 as they appear on the Consent Items.

1) Approve Minutes for December 12, 2018

FINANCE DEPARTMENT
2) Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Bailey Huepel (RSVP+)

3) LF010219-01 – Authorize Mayor and Finance Officer to Sign Engagement Letter with Ketel Thorstenson, LLP for the FY2018 Audit

4) LF010219-06 – Approve request for property tax abatement as follows: David Schlinkert; Applicant, having otherwise qualified for the Assessment Freeze for the Elderly and Disabled, but missed the deadline as prescribed in 10-6A-4

5) LF010219-07 – Acknowledge November 2018 General Fund Cash Balance Report

6) LF010219-08 – Approve Resolution No. 2019-001 a Resolution Levying Assessment for Abatement of Nuisances

7) LF010219-13 – Approve 2019 Insurance Renewals-Property, Liability & Workers Comp

COMMUNITY DEVELOPMENT
8) LF010219-09 – Approve FY 2018 Community Development Block Grant (CDBG) Reallocation/Allocation of Grant and Program Income Funds

9) LF010219-10 – Approve FY 2019 Community Investment Human Services Allocation Recommendations

10) LF010219-11 – Approve FY 2019 Community Development Block Grant (CDBG) Funds Annual Plan Allocations Recommendation
11) 18TP042 – Approve 2019 Unified Planning Work Program Amendment #19-01

END OF CONSENT CALENDAR

NON-CONSENT ITEMS – Items 12 - 17

Public Comment opened – Items 12 - 17

Public Comment closed

ITEMS FROM COUNCIL

12) LF010219-12 – Salamun provided an explanation of his request which is simply all fee adjustment requests coming to the City Council have a written justification as to why it needs to be adjusted or increased. This creates clarity to the City Council and tax payers as to why we had to make an adjustment. Laurenti asked for any feedback from the staff on any concerns we may encounter with regards to any resolution or ordinances in which we have authorized staff to approve certain items up to certain amounts. Attorney Wade Nyberg explained fees are set by the City Council. A lot of the language in the various ordinances where a fee is called for, it will state an amount as set by City Council. Staff does not generally set any fees. Ken Young supports the motion. Finance Officer Pauline Sumption is the person who collects all of the information for fee adjustments and feels an ordinance or resolution is not needed but rather can be made a procedural policy going forward. Salamun moved to send to City Council without recommendation for further discussion directing staff to draft an ordinance or resolution requiring written justification for any future fee adjustments. Salamun would like to aim towards a resolution so it remains continuous and to put into writing what we already do for clarity moving forward. Second by Laurenti. Motion carried.

COMMUNITY DEVELOPMENT

13) LF010219-02 – Salamun asked Community Development Director Ken Young to provide a brief overview of the pre work that has been done to upgrade the codes to the most recent. Young deferred to Brad Solon, Building Division Manager, who presented a detailed review of the work that has been done to update these ordinances. They began work in the spring of 2018 preparing amendments for the ordinances to be adopted. They also had four open houses inviting the public to bring comments. The comments received were taken back to the Building Board, which brought changes to the original recommendations and are included in the ordinances presented today. Salamun moved to approve the Introduction and First Reading of Ordinance No. 6264 an Ordinance to Amend Chapter 15.14 of the Rapid City Municipal Code to Adopt the 2018 International Property Maintenance Code. Second by Laurenti. Motion carried.

14) LF010219-03 – Salamun moved to approve the Introduction and First Reading of Ordinance No. 6266 an Ordinance to Amend Chapter 15.22 of the Rapid City Municipal Code to Adopt the 2018 International Fuel Gas Code. Second by Laurenti. Motion carried.

15) LF010219-04 – Salamun moved to approve the Introduction and First Reading of Ordinance No. 6270 an Ordinance to Amend Chapter 15.13 of the Rapid City Municipal Code to Adopt the 2018 International Residential Code. Second by Laurenti. Motion carried.

16) LF010219-05 – Salamun moved to approve the Introduction and First Reading of Ordinance No. 6285 an Ordinance to Amend Chapter 15.12 of the Rapid City Municipal Code to Adopt the 2018 International Building Code. Second by Laurenti. Motion carried.

17) 18OA014 – Salamun moved to approve the Second Reading and Recommendation of Ordinance No. 6291 an Ordinance Amendment to Update the Requirements for Private Garages by Amending Sections 17.04.315, 17.08.030J, 17.10.030N and 17.38.030L of the Rapid City
Municipal Code. Second by Laurenti. Motion carried

ADJOURN
There being no further business to come before the Committee at this time, motion was made by Salamun second by Laurenti and carried to adjourn the meeting at 12:43 p.m.
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, January 7, 2019, at 6:30 P.M.

The following members were present: Mayor Steve Allender and the following Alderpersons: Jason Salamun, Lisa Modrick, Ritchie Nordstrom, Darla Drew, Amanda Scott, Becky Drury, Steve Laurenti, and Laura Armstrong; the following Alderpersons arrived during the course of the meeting: None; and the following were absent: John Roberts and Chad Lewis.

Staff members present included: Finance Officer Pauline Sumption, City Attorney Joel Landeen, Police Chief Karl Jegeris, Fire Chief Rod Seals, Public Works Director Dale Tech, Community Development Director Ken Young, Planning Manager Vicki Fisher, Parks and Recreation Director Jeff Biegler, Community Development Specialist Barb Garcia and Administrative Coordinator Heidi Weaver-Norris.

ADOPTION OF AGENDA
Mayor asked that Item 42 (18RZ027) and Item 43 (18RZ028) be heard after Item 52 (18PD029). Motion was made by Scott, second by Laurenti and carried to adopt the agenda.

AWARDS AND RECOGNITIONS
Karen Johnson was recognized for 20 years of service. She was thanked for her service and dedication to the City of Rapid City.

Becky Drury asked to take a moment of Personal Privilege. She recognized Darla Drew for receiving the Rushmore Honors Legacy Award. She stated that Darla was very deserving for all she does for the City of Rapid City. Darla thanked her for the recognition.

NON-PUBLIC HEARING ITEMS – Items 2 – 49
CONSENT ITEMS – Items 2 – 41
The following items were removed from the Consent Items:

2. Approve Minutes for the December 17, 2018 Regular Council meeting.

39. LF010219-10 – Approve FY 2019 Community Investment Human Services Allocation Recommendations

Motion was made by Drury, second by Modrick and carried to approve Items 2-41 as they appear on the Consent Items except 2 and 39.

Approve Minutes
3. Approve Minutes for the December 27, 2018 Special Council meeting.

Alcoholic Beverage License Applications Set for Hearing (Tuesday, January 22, 2019)
4. DNJ, Inc. DBA Dickey’s BBQ for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine license for an Event scheduled for February 7, 2019 at The Rushmore Mall, 2200 N Maple Ave, roped off common area in front of Victoria Secret
5. DNJ, Inc. DBA Dickey’s BBQ for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine License for an Event scheduled for February 23, 2019 at The Rushmore Mall, 2200 N Maple Ave, Suite 2003 (The old Sears location.)
6. American Heart Association for a SPECIAL EVENT On-Sale Dealer license and Off-Sale Package Wine Dealer license for an Event scheduled for February 23, 2019 at Rushmore Plaza Civic Center, 444 N. Mt. Rushmore Rd.
7. Pennington County Democratic Party for a SPECIAL EVENT On-Sale Wine License for an Event scheduled for February 8, 2019 at Prairie Edge, 606 Main Street
8. Knights of Columbus for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine License for an Event scheduled for February 8, 2019 at Blessed Sacrament Church, 4500 Jackson Blvd
9. BW Gas & Convenience Retail LLC DBA Yesway #1187, 4030 Cheyenne Blvd for a Retail (on-off sale) Wine and Cider license

Public Works Committee Consent Items
10. PW010219-01 – Approve Authorization for Staff to Seek Proposals for Engineering Services for Lime Creek Detailed Analysis of Federal Emergency Management Agency (FEMA) Special Flood Hazard Areas (SFHA), Project No.18-2479 / CIP No. 51192.
11. PW010219-02 - Authorize Mayor and Finance Officer to Sign a Resolution 2018-088 Authorizing Designee of Director of Public Works to Sign Documentation Required for Construction Project Coverage Under South Dakota Department of Natural Resources General Permit for Discharges Associated With Construction Activities

RESOLUTION 2018-088
A RESOLUTION AUTHORIZING DESIGNEES OF DIRECTOR OF PUBLIC WORKS TO SIGN DOCUMENTATION REQUIRED FOR CONSTRUCTION PROJECT COVERAGE UNDER SD DENR GENERAL PERMIT FOR DISCHARGES ASSOCIATED WITH CONSTRUCTION ACTIVITIES

WHEREAS, the City of Rapid City as the owner of construction projects must obtain coverage under the South Dakota Department of Natural Resources ("DENR") General Permit Authorizing Stormwater Discharges Associated with Construction Activities ("DENR General Permit") for projects that meet the minimum requirements; and

WHEREAS, the DENR imposes on the City an obligation to comply with certain signatory and reporting requirements of the DENR General Permit; and

WHEREAS, Section 7.4(1) of the DENR General Permit requires the Mayor or Council President to sign all applications and reports submitted under the DENR General Permit; and

WHEREAS, Section 7.4(2) of the DENR General Permit allows the transfer of authority to sign applications and reports to more appropriate personnel that have familiarity and responsibility for City construction projects; and

WHEREAS, the Common Council adopts this Resolution to authorize the Director of Public Works and his/her designees to generate, sign, and submit all reports and applications required by the SDDENR and to provide other information as requested by SDDENR pursuant to the City’s DENR Permit.

NOW, THEREFORE, BE IT RESOLVED the Common Council authorizes the following individuals to generate, sign, and submit all reports and applications required by the DENR Permit, to provide and sign other information requested by SDDENR as part of the DENR Permit, and to otherwise do all things necessary to act on the City’s behalf to fulfill the terms of the DENR Permit:

Director of Public Works;
Assistant Director of Public Works; and
City Engineer.
I, Steve Allender, Mayor of the City of Rapid City, hereby certify that the foregoing resolution was passed by the City of Rapid City Common Council at a meeting held on January 7, 2019.

Dated this 7th day of January, 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:
s/ Pauline Sumption
Finance Officer

12. PW010219-03 - Authorize Mayor and Finance Officer to Sign an Amendment between the City of Rapid City and FMG Inc. for Professional Services for West Memorial Park Improvements, Project No. 2246 / CIP No. 51083, in the amount of $32,789.50.
13. PW010219-04 - Authorize staff to advertise for bids for Main Street Valve Repair 5th to West Blvd. Project No. 18-2456, CIP No. 50705
14. PW010219-13 - Authorize Mayor and Finance Officer to Sign Amendment #2 to the Agreement Between the City of Rapid City and Ferber Engineering Company, Inc. for Design and Bidding Professional Services for W. Omaha Street Utilities – Sheffer Street to 12th Street, Project No. 16-2099 / CIP 50904
15. PW010219-14 - Approve Change Order 2 to Simon Contractors of SD, Inc. for East Boulevard/East North Street Utility Reconstruction, Project #14-2170/CIP 50866.1 for an increase of $31,160.00.
17. PW010219-16 - Approve Change Order 2 to Highmark, Inc. for Omaha Trunk Sewer Reconstruction, Project #17-2423/CIP 50878.1 for an increase of $49,369.16.
18. PW010219-05 - Authorize Mayor and Finance Officer to Sign State of SDDOT Section 5307 Urban Public Transportation Matching Funds Agreement for $37,837.50
19. PW010219-12 – Approve Council Ratification of Agreement with Navistar Regarding the Engine Repower of 7 Transit Busses for $190,000.00.
20. PW010219-06 - Authorize Staff to Purchase a 2019 Chevrolet Express 1 Ton, 12 Passenger Van from Liberty Superstores with matching State Bid Pricing in the Amount of $28,723.00.
21. PW010219-07 - Authorize Staff to Purchase a 2019 Chevrolet Silverado 3/4 Truck, 4x4, Extended Cab Short Box from Lamb Chevrolet with State Bid Contract Pricing in the Amount of $28,642.00
22. PW010219-08 - Authorize Staff to Purchase a 2019 RAM Tradesman 4x4, Crew Cab, Short Box Truck from Liberty Superstores with Matching State Bid Pricing in the Amount of $27,747.
23. PW010219-09 - Authorize Staff to Purchase a 2019 RAM Tradesman 4x4, Crew Cab, Short Box Truck from Liberty Superstores with Matching State Bid Pricing in the Amount of $27,052.
24. PW010219-10 - Authorize Staff to Purchase 2 (two) 2019 Groundsmaster 4000D T4 AWD with Light Adapter Kit and Road Light Kit from Midwest Turf & Irrigation with IPA Pricing for $64,425.00 each with a Total Price of $128,850.00

Legal & Finance Committee Consent Items
25. Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Bailey Huepel (RSVP+),
26. LF010219-01 – Authorize Mayor and Finance Officer to Sign Engagement Letter with Ketel Thorstenson, LLP for the FY2018 Audit
27. LF010219-06 – Approve request for property tax abatement as follows: David Schlinkert; Applicant, having otherwise qualified for the Assessment Freeze for the Elderly and Disabled, but missed the deadline as prescribed in 10-6A-4
28. LF010219-07 – Acknowledge November 2018 General Fund Cash Balance Report
29. LF010219-08 – Approve Resolution No. 2019-001 a Resolution Levying Assessment for Abatement of Nuisances

RESOLUTION NO. 2019-001
RESOLUTION LEVYING ASSESSMENTS FOR ABATEMENT OF NUISANCES

BE IT RESOLVED by the City Council of the City of Rapid City, South Dakota, as follows:

1. The City Council has made all investigations which it deems necessary and has found and determined that the condition of your property had constituted a nuisance. The City abated this nuisance. The cost of the abatement, including administrative costs, is the amount stated in the proposed Assessment Roll for Abatement of Nuisances.

2. The Assessment Roll for Abatement of Nuisances is hereby approved and assessments thereby specified are levied against each and every lot, piece, or parcel of land thereby described.

3. Such assessments, unless paid within thirty (30) days after the filing of the assessment roll in the Office of the Finance Officer, shall be certified as delinquent to the Pennington County Auditor and payable through the Pennington County Treasurer’s Office with the statutory interest rate.

Dated this 7th day of January, 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:

s/ Pauline Sumption
Finance Officer

30. LF010219-13 – Approve 2019 Insurance Renewals-Property, Liability & Workers Comp

CIP Committee Consent Items
31. No. CIP122118-00 - Acknowledge Capital Improvement Programs Committee Monthly Updates for December 2018
32. No. CIP122118-03 – Approve Capital Plans for Government Facilities – (Fire & Emergency Services, Parks & Recreation, CSAC, Summary)
33. No. CIP122118-04 – Approve Capital Plan for Fire Vehicles
34. No. CIP122118-05 – Approve Capital Plan for Parks & Recreation
35. No. CIP122118-06 – Approve Capital Plan for Information Technology
36. No. CIP122118-01 – Acknowledge Financial Report (Summary, DCA Charges and Debt Service)
37. No. CIP122118-02 – Approve Capital Plan for PW Infrastructure (Formerly called Capital Plan for Streets, Drainage, MIP Projects).

Community Department Consent Items
38. LF010219-09 – Approve FY 2018 Community Development Block Grant (CDBG) Reallocation/Allocation of Grant and Program Income Funds
40. LF010219-11 – Approve FY 2019 Community Development Block Grant (CDBG) Funds Annual Plan Allocations Recommendation
41. 18TP042 – Approve 2019 Unified Planning Work Program Amendment #19-01

END OF CONSENT ITEMS
Mayor read in the item to Approve Minutes for the December 17, 2018 Regular Council meeting. Drew said the minutes should reflect the correct name for the women's group who sang at the last meeting. Their name should be recognized as the Black Hills Showcase instead of the Acapella Showcase. Motion was made by Salamun, second by Nordstrom and carried to approve.

Mayor read in item (LF010219-10) Approve FY 2019 Community Investment Human Services Allocation Recommendations. Salamun asked Young about the calculation difference for this item. Young referred to Garcia and said it was a discrepancy between what was budgeted and what was allocated. She said the investment group thought the amount was still $50,000 but it had been decreased by $1250 to meet the budget. She gave options to reallocate the funds to account for the $1250 through the three agencies that are funded. She recommended each agency be decreased by the percentage they were allocated. 211 would be reduced by $500, and the other two would be decreased by $375 each. Salamun asked if this would affect any of them getting their grant funds because the amount is being lowered. She said no. Motion was made by Scott, second by Drury to decrease by the percentage suggested by Garcia. Motion carried.

NON-CONSENT ITEMS – Items 42 – 49
Kyle Treloro, developer's representative, from KTM Design spoke regarding item 48. The project is in reference to the Diamond Ridge Subdivision, Phase II, which are the two multi-family lots. They currently have a residential phase under construction right now. The two lots are located on Valley Drive and there is only one access point. They own the development east of this. As part of the application they did consult with the fire department and they did not object to the development. Any new construction would have fire sprinkler protection. They propose to grade in and construct an additional water line that will tie in from the Copperfield Vista Subdivision into the existing development on the west side of the property. They will be grading in the future Homestead Street right-of-way and with that they will also be constructing the water main. There is currently only one water main that feeds this area. By constructing the secondary water main they will improve the overall fire protection for the entire existing subdivision. He said this is a phased project. They will be constructing additional streets and eventually the second access point out of this neighborhood.

Ordinances
Ordinance 6264 (LF010219-02) An Ordinance to Amend Chapter 15.14 of the Rapid City Municipal Code to Adopt the 2018 International Property Maintenance Code. Motion was made by Laurenti, second by Nordstrom and carried that Ordinance 6264 was placed upon its first reading and the title was fully and distinctly read and second reading set for Tuesday, January 22, 2019

Ordinance 6266 (LF010219-03) An Ordinance to Amend Chapter 15.22 of the Rapid City Municipal Code to Adopt the 2018 International Fuel Gas Code. Motion was made by Drew, second by Modrick and carried that Ordinance 6266 was placed upon its first reading and the title was fully and distinctly read and second reading set for Tuesday, January 22, 2019

Ordinance 6270 (LF010219-04) An Ordinance to Amend Chapter 15.13 of the Rapid City Municipal Code to Adopt the 2018 International Residential Code. Motion was made by Drew, second by Nordstrom and carried that Ordinance 6270 was placed upon its first reading and the title was fully and distinctly read and second reading set for Tuesday, January 22, 2019

Ordinance 6285 (LF010219-05) An Ordinance to Amend Chapter 15.12 of the Rapid City Municipal Code to Adopt the 2018 International Building Code. Motion was made by Laurenti, second by Nordstrom that Ordinance 6285 was placed upon its first reading and the title was fully and distinctly read and second reading set for Tuesday, January 22, 2019. Motion carried 7-1 with Drew voting no.
Public Works Committee Items
Drew read in (PW010219-11) Appeal by KTM Design Solutions, Inc. on Behalf of BH Capital, LLC of an Exception Request Denial to Allow for 93 Dwelling Units with One Point of Access. Motion was made by Drew, second by Nordstrom to approve the appeal. Drew said there was a lengthy discussion at Public Works. She stated that public safety is their main concern. She said with the support from the fire department, they felt it would be okay to move forward. The sprinkler systems in main units were a positive aspect. Scott said she would vote no. The number of entrances is a safety factor. One safety factor is the sprinkler system. The second safety factor is having a second exit. In response to a question from Salamun regarding a temporary second exit, Treloar said they are proposing to do all the grading for Homestead Street, which will match future street grades. This is not a rough ground area, so this could be used as an emergency exit if needed. Salamun said a standoff is a real scenario and a second exit is important. He's looking for future second access as development goes into different phases. He said the developer has a proven track record for safe developments. Salamun said this is a good compromise and he will support to approve. Nordstrom asked Treloar who owns the neighboring lots. He said there was a gas station and buffalo processing store. Treloar said they are grading the future Homestead Street and there would be a continuous path between the two exits. Nordstrom said the neighbors to west will appreciate the new water source. In response to a question from Scott, Landeen doesn't foresee any liability for the one access. He can never predict how a judge will rule on potential cases. He is not aware of any time the city has been sued for something like this. Motion passed to approve the 93 dwelling units with one point of access, 5-3 with Scott, Laurenti and Drury voting no.

Legal & Finance Committee Items
Armstrong read in Item (LF010219-12) Direct staff to draft an ordinance or resolution requiring written justification for any future fee adjustments. Motion was made by Salamun, second by Laurenti to approve. Salamun asked staff to revise resolution 2015-116. This will provide clarity for staff and the public when there are requested fee changes. The amended resolution should make things more clear and transparent. In response to a question from Armstrong, Sumption didn't feel it was needed but having the language clarified wouldn't hurt. Drew said she is not opposed to clarifying the language. She spoke in favor of some fee changes as some fees have not been raised for 25 years. The amended resolution should help the public understand future increases. Motion carried 8-0 to amend resolution 2015-116.

PUBLIC HEARING ITEMS — Items 50 – 53
George Webster spoke on Item 52 (18PD029). He lives in the apartments on Promise Road. He appreciates that each dwelling has an elevator and advanced security. He said there is more need for apartments like these. He said the Samuelson’s have a family-owned company. He thinks there are many advantages of building these new apartments. John Samuelson, applicant, with Samuelson Development is excited to do another development. In 2013 they built Copper Ridge Development. He takes pride in offering good service and products. Copper Ridge has maintained 100% occupancy. People love the area, views and amenities; pool, community center, fitness, theatre; and all units have an elevator. He asked council to allow him to maintain the allowed 4-story building height. By maintaining the 4-stories, they can preserve the natural topography, and create a walking path with 3-acres of trees. The buildings will have nice exterior finishes and nice curb appeal. Instead of asking for a TIF like BH Energy and Dream Design, he’s asking council to vote in favor of the development as submitted. Chris Long, Representative of Samuelson, spoke on behalf of them. He said they are providing the basic need of housing. They deliver a high class product and are ADA compliant. Customers have a high desire for the proposed amenities and there is already a waiting list. If the development is not approved, the city could end up with fragmented areas. He asked that the development be approved. Bob Brandt, general contractor for Phase 2, said that construction on 4-levels is wanted. Samuelson uses local workers and suppliers when they can. They have built over 200 new buildings over the years. Medical facilities want nice living nearby. There will be many 4-story buildings in the future. If they allow the 4-stories, there will be more open area and they will be able to keep over 100 trees. Bev Gehman and her husband live at Copper Ridge and love it there. There a quite a few seniors there who also enjoy it. She supports the
new apartment and hopes that council will approve it. She said there is little to no noise or light pollution. She thinks this new complex will be an asset to Rapid City.

Jeff Bendt lives on Berglund Road near proposed project. He is speaking on behalf of the people against the apartment. They are concerned about the density. These apartments are on 14 acres, with 40-acres as a buffer. He said the proposed increased density brings more vehicles. He thinks the traffic count would increase by 4000 cars. He said these apartments are not the vision of the corridor committee. Jason Bryce, resident on Brooklyn Road, spoke on wanting the item denied. He does not think this is the right property for this use. He said the comprehensive plan doesn't go along with this use. He thinks the issue along this coordinator, is that everyone will have less of a view. He said the property is too small for a PUD. He said it doesn't seem like the ideal fit for the project. Marcia Beshara also lives on Berglund Road. She is looking at this from a business perspective. She is a business owner of Rapid City Medical Center. She is concerned with the proper use of the corridor. She would like the viewpoints of the other business owners to be considered. She said the Gateway Corridor is from Omaha Street to Reptile Gardens. This gateway has increased access to businesses. She doesn't think this apartment plan fits into the comprehensive plan. She wants council to uphold planning commission decision to deny. Robert Durst said he lives on Bergland Road. He wants council to uphold the denial of the proposed development. They are Pro-Rapid City and value the Black Hills and want the council to follow the Mt. Rushmore Road comprehensive plan. He thinks they are trying to put this development where it doesn't fit. He wants council to supply uniform and consistent codes and policies on this coordinator. He requested them to uphold the Planning Commission's denial. Mark Kampfe lives on Dunsmore Road and has been there for 8-9 years. He does not want the project approved for the same reasons as the others mentioned.

Jay White spoke against item (18PD033). He said he lives on Skyline Ranch Road, adjacent to this development. There are 19 houses, each on 5-acres that pay a lot in taxes to the city. The oversized garage doesn't meet the caliber of houses out there. He thinks the garage will devalue the adjacent properties. He wants council to overturn the Planning Commission's decision to approve this with stipulations. Marne Gould, also lives on Skyline Ranch Road, and is the neighbor to the west. She has extra storage herself. She doesn't mind the request but wants it relocated. The oversized garage will end up affecting the rest of the neighborhood, if it doesn't align with the aesthetics of the neighborhood. They want to have open space with no obstruction. She would like council to approve their appeal and send back for further stipulations. Cliff Bienert said he lives on Skyline Ranch Road and passes by this property daily. He wants an oversized garage, the size of a pull barn, with metal siding. He wants it modified to try and appease the community. He said it's oversized, too prominent and a blemish to a beautiful part of the city. Jan Schultz lives near the property and votes against the oversized garage. Jay Shultz said he is speaking on behalf of his parents who live in Skyline Ranch Road. This is the only road that accesses this area. He said accessory uses must follow permitted uses. He said if it's built, it will dominate and take over the existing dwelling. He wants council to overturn the planning commission's decision. Bob Brandt spoke and said the applicant only wants what the White's and Gould's have. They have the garage moved back as far as they can. He wants to store his tractor, work on his truck and grow some vegetables. He asked the council to deny the neighbor's appeal.

CONSENT PUBLIC HEARING ITEMS – Item 50

Alcohol Licenses
50. Cortez, LLC DBA Alex Johnson Hotel, 523 6th Street for a Package Delivery License

Motion was made by Salamun, second by Modrick and carried to approve Item 50.

END OF CONSENT PUBLIC HEARING CALENDAR

NON-CONSENT PUBLIC HEARING ITEMS – Items 51 – 53
Ordinance 6291 (18OA014) an Ordinance Amendment to Update the Requirements for Private Garages by Amending Sections 17.04.315, 17.08.030J, 17.10.030N and 17.38.030L of the Rapid City Municipal Code having passed its first reading on December 17, 2018 motion was made by Laurenti, second by Drury that the title be read the second time. In response to a question from Modrick, Fisher said the amended ordinance cleans up the requirements. Motion passed 8-0.

Mayor read in item (No. 18PD029) Appeal of Planning Commission’s decision on a request by KW Commercial for Samuelson Development, LLC for an Initial Planned Development Overlay to allow an apartment development for property generally described as being located northwest of the intersection of Mount Rushmore Road and Fox Road. Modrick asked what happens to items 42 and 43 if this item is denied. Mayor said this one needs to be decided first, then 42 and 43. Armstrong said she spoke to both parties to gain more information. She understands both aspects. She is a small business owner and also a home owner. She would like everyone to get along. She said the neighbors were willing to make a few compromises. She thought it would be a good idea to continue to the January 22, 2019 city council meeting. She wanted to give the parties a chance to get together and mediate a better compromise. Motion was made by Nordstrom, second by Drew to continue to the January 22, 2019 meeting. Salamun said he definitely wanted to see the development happen but he understands the desires of the current homeowners as well. Salamun asked Fisher what compromises the neighbors want. Fisher noted that the height and location of the accessory structures in the front yard were predominant issues. Salamun asked the applicant if they would compromise. Samuelson said the topography doesn’t render good building in some areas and in order to get the number of units they want, they need to do the 4-stories. He said some of the buildings could be 3-stories but not all of them. Scott said she read the staff report, based on the findings, the height needs a variance. Fisher recommended that the applicant could revise the proposed site layout to remove the accessory structures from the front yard and that perimeter bermed landscaping could be added. Fisher noted that lowering the base ground elevation would reduce the impact of the height of the proposed structures. Fisher also noted that Planning Commission did not support granting an exception to allow 4-story apartments in lieu of 3-story apartments and noted concern with the traffic generated by the use. Fisher identified that a Traffic Impact Study will be required as a part of a Final Planned Development application. Samuelson said he needs the garages. As far as lowering 16-feet, he thinks that’s too much. Scott said she would support continuing for two weeks. Substitute motion by Modrick to uphold planning commission’s decision to deny. There was no second. Modrick said if this gets thrown out, they can start over. She said continuing won’t help either side. She wants them to come back with a plan that can work for everyone. In response to a question from Nordstrom, Fisher said the Planning Commission had a tie vote when they voted on this. Since it was a tie vote, the item was denied. Nordstrom would like to see a compromise. Drew said she has talked to both parties as well. In response to a question from Drew, Samuelson said he’s willing to build two buildings with 3-stories. She said she likes the 4-stories and the ADA access. In response to a question from Drew, Fisher said the Initial Planned Development is just a concept. The Final Plan is where all items are calculated. Substitute motion made by Laurenti, second by Salamun to approve the appeal and allow them to compromise by the time they get to the final. Laurenti would like to see the development happen. He said there are other businesses and developments in the same area. He wanted to see the developer compromise a bit more and work with the neighbors. He would like to see 3-stories with an elevator. It’s nice to have these are nice apartments. Landeen said the developer needs more guidance since they are investing a large amount of money. They aren’t guaranteed this will be approved and then they are stuck paying more money. He would like council to be more specific on what they want from the applicant. Samuelson said he would support two buildings having 3-stories and the remaining have 4-stories. Fisher said that Samuelson wants garages in the front yard setbacks approved as well. Scott said even if this is approved he still has to meet all the other requirements or get exceptions. Scott said there is still a height restriction that hasn’t been approved. Samuelson would be allowed to come back with modifications if this was denied tonight. Scott said there are a lot of exceptions in the staff report. Laurenti asked Samuelson if he wanted the item denied or continued. Samuelson asked that the item be continued. Laurenti asked that his motion be withdrawn. Substitute motion by Armstrong, second by Salamun to continue. Fisher said there needs to be a public notice so she suggested the item should be
continued 30-days. Motion to continue to February 19, 2019, city council meeting was approved 7-1 with Modrick voting no.

Ordinance 6287 (No. 18RZ027) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KW Commercial for Samuelson Development, LLC for a Rezoning request from General Agricultural District to Office Commercial District for property generally described as being located northwest of the intersection of Mount Rushmore Road and Fox Road. Motion was made by Scott, second by Laurenti to continue to the February 19, 2019 City Council Meeting to be heard in conjunction with the Appeal of Planned Development application 18PD029.

Ordinance 6288 (No. 18RZ028) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KW Commercial for Samuelson Development, LLC for a Rezoning request from General Commercial District to Office Commercial District for property generally described as being located northwest of the intersection of Mount Rushmore Road and Fox Road. Motion was made by Scott, second by Laurenti to continue to the February 19, 2019 City Council Meeting to be heard in conjunction with the Appeal of Planned Development application 18PD029.

Mayor read in item (No. 18PD033) Appeal of Planning Commission’s decision on a request by Bob Brandt for a Final Planned Development Overlay to allow an oversized garage for property generally described as being located 1780 Skyline Ranch Road. (This is an Appeal of Planning Commission’s Decision to Approve with Stipulations.) Motion was made by Modrick and second by Drew to deny the oversized garage. Substitute motion by Scott, second by Armstrong to uphold the approval with stipulations. Scott said she read the staff report and this garage is in line with all the other buildings out there. She said the applicant did make adjustments to accommodate the neighbors. She will support Planning Commission’s decision. Modrick said the garage should not be larger than the main structure. Fisher said the proposed Ordinance Amendment clarifies that all accessory structures are counted towards the accumulative square footage allowed for a garage, 1,500 square foot or 30% of the size of the gross floor area of the dwelling, whichever is greater. This application gives council the authority to consider the size. She said the applicant first had steel-barn features and he changed it to resemble the single family residence and moved it as they asked and he did add landscaping. Planning Commission did support it. In response to a question from Nordstrom, Fisher said there were some issues with other structures nearby. There is a large barn that was annexed in. And other oversized accessory structures in the area. The proposed garage wall has stone structure, two stone columns and other features that match the home. Nordstrom said the owner has been trying to comply and he will support the planning commission’s decision. Motion approved 7-1 with Modrick voting no.

EXECUTIVE SESSION - To consult with legal counsel about pending litigation pursuant to SDCL 1-25-2(4). Motion was made by Scott, second by Laurenti and carried to go into Executive Session at 8:51 p.m. Motion was made by Scott, second by Drew and carried to come out of Executive Session at 9:00 p.m. with all members present.

STAFF DIRECTION – Staff direction regarding potential resolution of Elliason v. Rapid City. Motion was made by Laurenti, second by Armstrong for staff to continue discussion that occurred during Executive Session.

BILLS
The following bills have been audited:

BILL LIST - JANUARY 7, 2019

P/ROLL PERIOD END 12/22/18, PD 12/28/18 1,814,494.56
SUPP P/ROLL PERIOD END 12/22/18, PD 01/03/19 225.12
PIONEER BANK & TRUST, 12/22/18 P/ROLL TAXES, PD 12/28/18 473,996.55
PIONEER BANK & TRUST, SUPP 12/22/18 P/ROLL TAXES, PD 01/03/19 17.22
WELLMARK INC, HEALTH CLAIMS THROUGH 12/21/18, PD 12/27/18 281,269.74
WAGE WORKS, SECTION 125 CLAIMS THROUGH 12/24/18, PD 12/26/18 7,025.73
WAGE WORKS, SECTION 125 CLAIMS THROUGH 12/31/18, PD 01/02/19 2,741.89
BANK WEST, TID47 TOWER RD, PD 12/24/18 159,221.12
BANK WEST, TID54 RAINBOW RIDGE, PD 12/24/18 4,644.15
BANK WEST, TID56 RUSHMORE CROSSING, PD 12/24/18 29,214.65
BANK WEST, TID65 MINNESOTA ST, PD 12/24/18 9,572.86
BANK WEST, TID69 NORTH FIRE STATION, PD 12/24/18 5,701.89
BANK WEST, TID70 CATRON BLVD, PD 12/24/18 10,649.63
CITY OF RAPID CITY, TID39 ANAMOSA/AR GROUP LLC, PD 12/24/18 1,300.07
CITY OF RAPID CITY, TID42 ELK VALE/TIMMONS, PD 12/24/18 4,732.37
CITY OF RAPID CITY, TID56 RUSHMORE CROSSING, PD 12/24/18 5,564.70
CITY OF RAPID CITY, TID64 CABELA'S, PD 12/24/18 27,106.29
DACOTAH BANK, TID40 GANDOLF, PD 12/24/18 5,020.21
FIRST INTERSTATE BANK, TID39 ANAMOSA/AR GROUP LLC, PD 12/24/18 1,300.08
FIRST INTERSTATE BANK, TID50 FEDERAL BEEF/FOUNDERS PARK DEV, PD 12/24/18 157,256.81
US BANK, CREDIT CARD CHARGES, PD 12/31/18 49,080.39
BLACK HILLS ELECTRIC COOPERATIVE, ELECTRICITY, PD 12/31/18 1,412.22
BLACK HILLS ENERGY, ELECTRICITY, PD 12/31/18 5,975.94
COMPUTER BILL LIST 343,947.48
SUBTOTAL 3,401,471.67
RSVP, P/ROLL PERIOD END 12/22/18, PD 12/28/18 1,415.14
RSVP, PIONEER BANK & TRUST, 12/22/18 P/ROLL TAXES, PD 12/28/18 407.83
TOTAL 3,403,294.64

Sumption requested to add payments to the following:

BLACK HILLS INSURANCE 941,165.00
2019 INSURANCE PREMIUMS
CITY-LIABILITY INSURANCE FUND 198,538.50
2019 LIABILITY INSURANCE
CITY-WORKERS COMPENSATION FUND 1,223,736.00
2019 WORK COMP
CITY-WORKERS COMPENSATION FUND 542.00
2019 WORK COMP - CDEV
CITY-WORKERS COMPENSATION FUND 35.00
2019 WORK COMP - RSVP
IAR 26,620.00
CITY-WORKERS COMPENSATION FUND 2019 AIRPORT GENERAL LIABILITY PREMIUM 489,494.00
IAR 2019 WORK COMP PREMIUM 217.00
IAR 2019 WORK COMP PREMIUM - CDEV 14.00
IAR 2019 WORK COMP PREMIUM - RSVP
NEW GRAND TOTAL 6,283,656.14

The new bill list total is $6,283,656.14. Motion was made by Laurenti, second by Scott and carried to authorize (No. CC010719-01) the Finance Officer to issue warrants or treasurers 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 Scott, second by Drury and carried to adjourn the meeting at 9:03 p.m.

Dated this 7th day of January, 2019.

ATTEST:

Finance Officer

(SEAL)
LEGAL AND FINANCE COMMITTEE MINUTES  
Rapid City, South Dakota  

January 30, 2019

A Legal and Finance Committee meeting was held at the City/School Administration Center in Rapid City, South Dakota, on Wednesday, January 30, 2019, at 12:33 p.m.

A quorum was determined with the following members answering the roll call: Laura Armstrong, Steve Laurenti, Jason Salamun, Becky Drury, and Chad Lewis. Absent: None

(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 AGENDA
Motion was made by Salamun, second by Drury and carried to adopt the agenda.

GENERAL PUBLIC COMMENT
Gene Tyon, Director of Oeye Luta Okolakiciye, spoke regarding an application he previously submitted for Community Development Block Grant funds which was not recommended for funding. He is requesting the application be reconsidered. Mr. Tyon shared a handout out and presented an overview of the program. The program is a non-profit cultural based recovery program dedicated to healing traumatic behavioral issues affecting the Rapid City Native American community with the focus on cultural identity development that covers many areas. Oeye Luta Okolakiciye is currently working with Hani Shafi and has office space located at 201 Kansas City Street.

CONSENT ITEMS
Motion was made by Lewis, second by Drury and carried to approve Items 1-10 as they appear on the Consent Items.

1) Approve Minutes for January 16, 2019

MAYOR'S OFFICE
2) LF013019-06 – Confirm the Appointment of Bradley H. Estes to the Civic Center Board of Directors

3) LF013019-07 – Confirm the Appointment of Dawn Claymore to fill a vacant term on the Downtown Business Improvement District (BID) Board through August 1, 2020

4) LF013019-08 – Confirm the Appointment of Dr. Judy Sneller to the Library Board of Trustees

FIRE DEPARTMENT
5) LF013019-04 – Authorize Mayor and Finance Officer to sign the South Dakota Department of Agriculture Wildland Fire Division Cooperative Agreement extension

FINANCE DEPARTMENT
6) Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Jason Phillips (Airport), Felicia Sauceman (Police Department), Jamil Abourezk (RSVP+)

7) LF013019-03 – Approve Request for property tax abatements as follows: American Legion Home Assoc., 2018, $8,204.92; Thomas E. Graslie, 2018, $3,110.96; Fay E. Bice Trustee, 2018, $3.76; Beverly or Carolyn Maxson, 2018, $80.28; 819 Corp, 2018, $241.84; Wilma Cottier, 2018, $251.30; Rosario S. Pfeffer, 2018, $371.84; [Total for Rapid City: $12,264.90]; And David Rohrer, 2016, $138.32; David Rohrer, 2017, $137.06; David Rohrer, 2018, $145.82; [Total for Rapid City:
LEGAL AND FINANCE COMMITTEE
January 30, 2019

$421.20; Peter Hart, 2018, $406.70 [Total for Rapid City: $406.70]; [Combined Total for all Rapid City: $13,092.80]

COMMUNITY DEVELOPMENT
8) LF013019-02 – Approve Resolution No. 2019-012 a Resolution Authorizing the Mayor and Finance Officer to Sign Documentation Required for Environmental Reviews Associated with Projects Funded by Community Block Grant Funds

9) LF013019-05 – Authorize the Mayor and Finance Officer to sign the FY2018 Community Development Block Grant Contract and the Indenture of Restrictive Covenants – Rural America Initiatives (RAI)

METROPOLITAN PLANNING ORGANIZATION
10) 19TP008 – Approve Letter of Support for South Dakota Department of Transportation’s INFRA Grant Application

END OF CONSENT CALENDAR

NON-CONSENT ITEMS – [Item 16-19]

Public Comment opened – Items 11-15
Public Comment closed

CITY ATTORNEY’S OFFICE
11) LF011619-14 – Salamun moved to approve the Second Reading and Recommendation of Ordinance 6277, an Ordinance to Amend Title Two and Corresponding Sections of the Rapid City Municipal Code to Accurately Reflect Current Departmental Organization. Second by Laurenti. Motion carried.

COMMUNITY DEVELOPMENT
12) LF013019-01 – Drury asked Brad Solon, Division Manager, from Building Services for an update on this ordinance. Brad explained the previous four building code ordinances passed second reading recently and this ordinance was initially among those; however, after the Board had approved this ordinance, it was later pulled due to some opposition during the public comment session that was held. There were quite a few references to the energy code in this ordinance, so changes were then made, delaying it approximately a month for that refinement. Lewis moved to approve the Introduction and First Reading of Ordinance No. 6265, an Ordinance to Amend Chapter 15.26 of the Rapid City Municipal Code to Adopt the 2018 International Mechanical Code. Second by Drury. Motion carried.

13) 18OA016 – Salamun asked Sarah Hanzel, Long Range Planner, from Community Development for an overview on what this amendment entails. Hanzel shared a few slides to give some background on the ordinance. The amendment is to make changes to the procedures currently in use for historic sign review. She gave a brief summary of the purpose of the Historic Sign Review Committee, which is made up of a five person committee, appointed by the City Council, to review proposals for new signage in the historic district. The committee, in the review process, based on the ordinance, considers such factors as size, position, projection, color, message, texture, materials, illumination and lettering style. Hanzel presented examples of applications they have reviewed over the past few years and went through the application process. The process begins when an applicant submits an application to the sign code technician who then forwards it to Hanzel, which is then prepared for the next Historic Sign Board agenda. The Historic Sign Board meetings occur on the second and fourth Wednesday of each month; therefore, depending on
when the application is submitted, there may be up to a two week delay or more until the permit is reviewed. She shared the current sign parameters that are in place today and described the detail that is lacking in the information the committee is looking for when reviewing signs in the historical district. In 2018, there were 23 historic sign applications. All were approved with the average meeting being about five to fifteen minutes long taking considerable time to prepare for such short meetings. A few issues in the process included the difficulty in establishing quorums and having to reschedule meetings, recruiting new members to the sign board, and the criteria itself lacked description or explanation of the goals of the Sign Board. This amendment also grants authority to city staff to review applications and gives the Sign Board the opportunity to adopt design guidelines so over time they can adapt and create more guidance to the community on the goals and objectives for signage in historic districts. The changes made regarding the criteria and guidelines are now more specific and detailed giving the applicants more information upfront and making the expectations clear. If a staff member doesn’t feel comfortable making a decision on an application it can referred to the committee and they can meet on an as needed basis. All decisions made by staff can be appealed to the committee as well. This amendment also creates a historic sign register, which would be a new tool for Rapid City to help preserve some of the old signage that may not conform with the sign code today. Lewis moved to approve the First Reading and Introduction of Ordinance No. 6295—an Ordinance to Allow the Historic Sign Review Committee to Adopt Guidelines for Administrative Approval of Sign Permit Applications by Amending Subsection 17.50.080Q of the Rapid City Municipal Code. Second by Drury. Motion carried.

14) 18OA017 – Lewis moved to approve the First Reading and Introduction of Ordinance No. 6296 - An Ordinance to Update and Clarify the Criteria and Procedure for Granting Variances to the Zoning Code by Amending Section 17.54.020 of the Rapid City Municipal Code. Second by Salamun. Motion carried.

15) 18OA018 – Ken Young, Director of the Department of Community Development shared that items 15-19 are considered housekeeping updates to these codes. Young deferred to Fletcher Lacock, Planner, from the Department of Community Development to give a brief introduction of each item to explain the purpose and what each amendment is to accomplish. Lacock explained the purpose of the ordinance amendment is to clarify that townhomes are allowed as a conditional use in the low density residential district for everyone to be able to interpret it correctly. Lewis moved to approve the First Reading and Introduction of Ordinance No. 6297 - An Ordinance to Amend the LDR-1 Zoning District to add Townhouses as a Conditional Use by Amending Section 17.10.030 of the Rapid City Municipal Code. Second by Drury. Motion carried.

16) 18OA019 – Lacock defined that townhomes and duplexes are identified as a permitted use in medium density residential which supports higher density development. The wording was refined and additional language added to update this ordinance. Salamun moved to approve the First Reading and Introduction of Ordinance No. 6298 - An Ordinance to Revise the Conditional Uses in the Medium Residential Zoning District by Amending Section 17.12.030 of the Rapid City Municipal Code. Second by Drury. Motion carried.

17) 18OA020 – Lacock described the language change that was needed to clarify screening fences. The change was made from adjacent (meaning it can share right of way with a residential property) to abutting (meaning a commercial property would have to be touching a residential property in order to require a screening fence). Salamun moved to approve the First Reading and Introduction of Ordinance No. 6299 – An Ordinance to Amend Screening Requirements between Zoning Districts by Amending Sections 17.18.080, 17.20.080, 17.30.070, 17.32.070, 17.36.080 and 17.40.070 of the Rapid City Municipal Code. Second by Laurenti. Motion carried.
18) 18OA021 – Lacock reported a reference to manufacturing of firearms and ammunition had been identified twice in the ordinance. The amendment replaces one with allowing utility substations as a permitted use provided they are not within 250 feet of a residential district or a residential dwelling. If there is a dwelling or residential use within 250 feet, the utility substation will be reviewed as a Conditional Use Permit. Drury moved to approve the First Reading and Introduction of Ordinance No. 6300 - An Ordinance to Revise the Uses Permitted in the Light Industrial Zoning District by Amending Section 17.22.020 of the Rapid City Municipal Code. Second by Laurenti. Motion carried.

19) 18OA022 – Lacock explained ordinance amendment allows carwashes as a permitted use in the General Commercial District provided it meets the criteria of not being within 250 feet of a residential zoning district or dwelling, rather than going through the conditional use permit process. Salamun moved to approve the First Reading and Introduction of Ordinance No. 6301 - An Ordinance to Allow a Car Wash as a Permitted Use in the General Commercial Zoning District by Amending Section 17.18.020 of the Rapid City Municipal Code. Second by Drury. Motion carried.

ADDENDUM NO. 1

FINANCE OFFICE
20) LF013019-09 – Laurenti moved to Approve Resolution No. 2019-010–Resolution Levying Assessment for Abatement of Nuisances. Second by Drury. Motion carried.

ADJOURN
There being no further business to come before the Committee at this time, motion was made by Laurenti second by Drury and carried to adjourn the meeting at 12:54 p.m.
LEGAL AND FINANCE COMMITTEE MINUTES  
Rapid City, South Dakota

February 13, 2019

A Legal and Finance Committee meeting was held at the City/School Administration Center in Rapid City, South Dakota, on Wednesday, February 13, 2019, at 12:32 p.m.

A quorum was determined with the following members answering the roll call: Laura Armstrong, Steve Laurenti, Jason Salamun, Lisa Modrick for Becky Drury, Richie Nordstrom for Chad Lewis.

(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 AGENDA
Motion was made by Salamun, second by Laurenti and carried to adopt the agenda.

GENERAL PUBLIC COMMENT
Gene Tyon is asking for reconsideration of their application for Community Development Block Grant funds (CDBG). Mr. Tyon works in the substance abuse and recovery field. The Oaye Luta Okolakiciye is a nonprofit cultural based program with a focus on cultural identity development for those who have been disconnected from their way of life for a variety of reasons. They would like to use the funds for rent of pending office space with Hani Shafi on Kansas City Street and start-up costs. Mr. Tyon provided a packet of information on the program to committee members.

CONSENT ITEMS
Motion was made by Modrick, second by Nordstrom and carried to approve Items 1-10 as they appear on the Consent Items with the exception of Item No. 5.

1) Approve Minutes for January 30, 2019

FIRE DEPARTMENT
2) LF021319-03 – Authorize Staff to apply and accept if awarded the FY 2019 South Dakota Office of Emergency Management Hazardous Materials Emergency Preparedness Training Grant in the Amount of $2,000.00

3) LF021319-10 – Authorize Staff to apply and accept if awarded the 2019 Homeland Security Grant for a Confined Space Air Cart ($10,000) and a Water Rescue, Diver Operations Boat ($100,000) for a total Amount of $110,000

FINANCE DEPARTMENT
4) Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Sandra Franke (RSVP+), Mary Mackinlay (RSVP+), Diane Minion (RSVP+), and Paul Cohen (Library)

5) LF021319-09 – Sarah Hanzel, Long Range Planner, from Community Development, provided a presentation detailing the new parking plan. The proposed plan is requesting a $713,000 investment as an outright purchase or through a lease, of new parking technology and related services with IPS Group Inc. For over more than a year, an extensive amount of research has been conducted, a pilot project was completed, and numerous public outreach events were held. Hanzel detailed the products and services requested in this purchase agreement to improve downtown parking. The bulk of the purchase request is for “Smart Meters” which offer several different payment methods which include credit card, coins, mobile app, and digital payments. The meters also have a free button for quick trips which the City can program to allow 10 or 15 minutes of free parking for those coming downtown for just a very short stay. The meters offer a high level of
consumer security features and are highly customizable so over time, as the City wants to adapt to changing conditions downtown, there is the opportunity to change rates, where meters are located, and hours of enforcement. The purchase requested identifies a need for 620 meters. This number was determined by the parking study that was completed last year parking demand. The boundary has been extended slightly in order to accommodate parking demand created by the YMCA, the school facility, the TURNAC building and the Federal Courthouse. There will be a $1.00 minimum per hour for credit card payments which is the basic minimum to cover transaction fees. This parking solution comes with a mobile app which will work at the smart meters and also the pay stations. The convenience of this feature allows you to purchase additional time from your phone and be able to add multiple vehicles and accounts. Businesses can also use this to validate their customer parking if they would like if they know the parking space number. There are also mapping features with the sensor meters, which will be able to tell us where parking spots are available. Hanzel explained the sensors detect the presence or absence of a vehicle in a parking space. This offers many benefits to the City and parking division as it has real time occupancy data that will give valuable information for parking management. We will be able to determine how often a space is used and the duration a vehicle is there so we can watch the parking trends over time to see how the demand is changing. The sensors also create the capability and option to reset the meter when a vehicle leaves alleviating the next person parking from using any remaining time. The sensors also prevent meter feeding if and where prohibited. They are not currently proposing to instate time limitations on the meters, however, if there was a point in which demand was such that we needed to, the sensors can be programmed to prohibit someone from feeding it continuously. Sensors also improve the effectiveness of the quick trip or courtesy time if we use this option as it will immediately move the time to zero when a vehicle leaves. This is a very cost effective tool that is expected to pay for itself within one year if the reset capacity is enabled. The proposed parking plan also includes three pay stations to be installed in the parking garage. This technology uses license plates and accepts a wide range of payment methods. Pay stations are the industry standard for parking ramp environments because they can manage a high number of spaces with a minimal amount of technology which saves energy and time. The pay stations in the pilot project this summer brought concerns and critique from the community which gave the City great feedback and many lessons were learned. During the pilot project there was some confusion with pay stations among users since there were three different companies with three different types of technology all in one location along with only temporary signage. Once there is just one company /technology, most of that will automatically go away. There were also concerns regarding potential waiting lines, so with this in mind, the request is now for 3 pay stations rather than two that were used in the pilot. Once the public is comfortable with the new technology, more will begin to use the mobile app and will not have as many actually paying at the pay stations. All concerns are being addressed that were brought up in the pilot. The purchase agreement has a small purchase of a $1,000 collection cart which will substantially improve the efficiency of the collecting process and safety and security of the way we collect coins from the meters. They are designed to integrate right into the meter so the coins go directly into the canister which then go into a trolley and straight to the bank. Staff will not have to interface with the cash at any time during the transaction. In addition to the hardware solutions, there are also some software requests to include the ability to accept payments online. There are monthly fees for these enforcement services which are included in the agreement and the quote. Similarly, they would like to create more online programs for permit parking. Currently there are lease permits but would like to introduce employee on street permits, and potentially a daily permit. This is an online solution IPS offers building it for us, that would allow people to purchase permits online and we can manage them in a more cohesive and holistic way. There is a onetime set-up charge of $4,000 and there would be a per permit fee going forward. Included with the purchase of the technology, IPS provides assistance in developing public information tools to educate the public which include graphic design, a website design that integrates into the City’s website and populates informational videos and other information. Hanzel also reviewed two different scenarios in the cost revenue analysis for projected costs in revenues
anticipated with the system. The scenario with sensors, the anticipated cost recovery is within eighteen months leaving the remaining life of the technology to accrue profit estimated at 2.1 million after five years. Since the life expectancy is beyond that (6 to 7 years), we would have profit potential beyond the five year period. Under the scenario with sensors and sensor resets, the anticipated cost recovery is just over a year with a total profit after five years of 3.1 million. IPS built the projections using very conservative estimates. If the purchase is approved, they will begin building out the software for the mobile application, working on employee/resident permitting enforcement tools, and also develop a waitlist feature with the focus on the employee permit system. They can then start to prepare the ground for meter poles to be installed quickly in June before the tourist season begins. The other important need will be to have an ordinance amendment completed to officially adopt the policy changes. Salamun asked Finance Officer, Pauline Sumption where the revenue funds are going to go. Sumption explained nothing has been determined, but right now the money goes into the parking lot area fund, (an enterprise fund), where it is held and tracked separately. The City Council decides how the money is spent. She is hoping that after the five or six years, the bonds are already paid off and the focus can then be on improving existing parking or looking at other avenues for parking structures. This system will truly determine where the parking needs are to help decide what the next steps will be. Sumption added that currently, parking is under-funded, even in maintaining the parking we already have with our surface lots that are in need of some repair. A couple of ideas that have been discussed are having better technology in the lots such as an arm to monitor rather than having parking enforcement going through them; and, to have parking become its own division with a parking manager, rather than spread into three different departments (Police Department, Finance Department, Public Works) that have a part of the work, as it is currently. Salamun asked Hanzel how the new plan will affect employees who work downtown. Hanzel explained they are looking to create 30 additional lease permits in the 6th and St. Joe lot and also adding an on street employee/resident permit program which looks at the peripheral areas of downtown to allow parking for more than 2 hours if you have the employee permit. City Attorney Landeen added that we are currently losing money on the downtown parking system and the first thing revenues will be used for is maintenance of the current parking. He also explained the importance of a parking manager because of the difficulty in the City trying to manage the downtown parking the way it is currently structured, with it being spread out among departments. Landeen shared information regarding the Sioux Falls parking system and how they manage it. Nordstrom asked Hanzel to explain the plan regarding public education on the new parking. Hanzel addressed the current contractor's policy that allows them to obtain a permit to work in the right of way and occupy parking spaces, which will likely remain the same. They are currently looking into options for people needing to extend the two hour parking for a longer period of time with a possible daily pass, but no determinations have been made. Nordstrom moved to authorize the Mayor and Finance Officer to Sign Agreement to Purchase Parking Technology and Related Services with IPS Group, Inc. Second by Laurenti. Motion carried.

6) LF021319-05 – Approve Resolution No. 2019-013 a Resolution Levying Assessment for Abatement of Nuisances

7) LF021319-06 – Acknowledge December 2018 Sales Tax Report

8) LF021319-07 – Authorize Mayor and Finance Officer to sign Covered Agency Security Authorization with RBC for Managed Account

COMMUNITY DEVELOPMENT
LEGAL AND FINANCE COMMITTEE
February 13, 2019

9) LF021319-02 – Authorize the Mayor and Finance Officer to sign the FY 2018 Youth and Family Services (YFS) Community Development Block Grant (CDBG) Reallocation Contract and Indenture

10) LF021319-04 – Authorize Staff to Purchase 2 -2019 Dodge Journey vehicles from Liberty Superstores, Rapid City, SD: EPA Standard Sport Utility Vehicle, State Contract #17259 number 8, Page 14, in the amount of $47,600

END OF CONSENT CALENDAR

NON-CONSENT ITEMS – Items 11 - 20

Public Comment opened – Items 11 - 20
Public Comment closed

POLICE DEPARTMENT

11) LF021319-01 – Nordstrom asked Assistant City Attorney Kinsley Groote to explain to the public what we want to accomplish with this ordinance amendment. Groote explained we are repealing what we currently have for aggressive solicitation (panhandling) and are looking at behaviors that are problematic in public spaces. The change will be to regulate conduct to address problematic behaviors instead of regulating speech. Lt. Sitts from the Police Department explained that education to the public will be handled through press releases, through public service announcements, and several public meetings that will occur over time. He will also go door to door and speak directly to business owners. Police Chief Jegeris added that it is a clear policy at the Rapid City Police Department for officers to always consider alternatives to arrest whenever possible. The aggressive solicitation ordinance has not been enforced for about two years due to constitutional issues, so this proposed ordinance would restore officers’ ability to take enforcement action on problematic behaviors. When dealing with a person exhibiting problematic behaviors, the Rapid City Police Department’s intention would be to try to stop the behavior with alternatives to arrest. But in those special cases where someone is absolutely not going to be compliant, the Police Department needs an enforcement tool to keep the public safe. Salamun asked for verification that the amendment establishes a behavior based ordinance to ensure that members of the public have a right to go on their way unhindered, but the ordinance does so without violating the free speech rights of other people. Attorney Groote reiterated the change creates an ordinance that is behavior based only, creating safety for the community without infringing upon free speech. Nordstrom moved to approve the Introduction and First Reading of Ordinance No. 6303, An Ordinance to Repeal Section 9.08.020 of the Rapid City Municipal Code and to Enact and Amend Provisions Concerning Certain Behaviors that are a Public Safety Risk. Second by Modrick. Motion carried.

FINANCE DEPARTMENT

12) LF021319-08 – Salamun asked Finance Officer Sumption to update the Committee on these funds and where they are coming from. Sumption explained that in 2005 as part of the vision plan 2.8 million was allocated to downtown parking ramps. The City has tried to use that money periodically over the years with the 6th and St. Joe parking ramp, using 1.1 million for part of that process that is still not completed and nothing is happening currently. There is approximately 1.7 million left in the fund. In 2008 The City added the third level of the parking ramp in which bonds were taken out and refinanced in 2014 and in 2015. She expressed that a new parking ramp on 6th and St. Joe would easily exceed 11 million, so the amount we have is really a drop in the bucket and we would have to look at different funding sources to fund something of that nature. Sumption’s request would be to take approximately $1,640,000 of the remaining 1.7 million allocation and call the current parking revenue bonds due on June 1, 2019, leaving roughly $50,000 in the vision fund that could
go back to the bottom line. Doing this would save roughly 1.7 million in interest expense if we were to pay off these bonds over time, as well as being able to eliminate the bond covenants that we are required to follow every year. We currently have approximately $900,000 in the parking lot and revenue fund and could pay for the new parking meters and all of the technology outright instead of leasing it. If we were to take a loan on that purchase, it would be an additional 4.5% interest on that $700,000, so you would have to add that to the 1.7 million. The interest on the current bonds is at 2.95% which is more than what we are making at the bank currently. Salamun asked Hanzel what explain the differences in leasing verses buying. Hanzel stated the maintenance and one year warranty are the same so essentially leasing will just add interest. Sumption commented that leasing is through a third party vendor so there is no real savings at all. Salamun asked how this affects the 6th and St. Joe parking lot that the money was earmarked for or other future projects and or developments. Sumption replied that they are still figuring out feasibility for the corner on 6th and St. Joe to determine the best plan. City Attorney Landeen expanded that with the way the 6th and St. Joe project evolved, whoever decided to develop it was going to be forced to incorporate a public parking structure which complicated the project. Moving forward with the project there is probably going to be a change in the philosophy in which the developer will be the driver and if they want to include or discuss a public parking structure, we can certainly have that discussion. The 2.8 million we have is a very small amount; therefore, if we would choose to participate with a private developer, further discussions would need to take place then, but right now we do not know when that would occur. We have a need for the money right now, so the question is, do we continue to sit on the money for another couple of years, or do we use it now and then look at the project in a couple of years. He reiterated Sumption's comment of using it now and freeing up the bond covenants. Since there are leased spots in this parking lot, whether or not there is a public parking component, if we were to enter into an agreement with a developer in the future, and that area is no longer used for public parking, we would have to look at some replacement parking. Laurenti offered his support and emphasized the importance of paying off the debt pointing out the amount of interest savings that will exceed the principal balance of the debt. Nordstrom moved to approve the Request for Authorization to use Vision Fund allocation designated for Downtown Parking Ramp to Call Outstanding Parking Revenue Bonds. Second by Modrick. Motion carried.

COMMUNITY DEVELOPMENT
13) 18OA016 – Laurenti moved to approve the Second Reading and Recommendation of Ordinance No. 6295 – An Ordinance to Allow the Historic Sign Review Committee to Adopt Guidelines for Administrative Approval of Sign Permit Applications by Amending Subsection 17.50.080Q of the Rapid City Municipal Code. Second by Nordstrom. Motion carried.

14) 18OA017 - Laurenti moved to approve the Second Reading and Recommendation of Ordinance No. 6296 - An Ordinance to Update and Clarify the Criteria and Procedure for Granting Variances to the Zoning Code by Amending Section 17.54.020 of the Rapid City Municipal Code. Second by Nordstrom. Motion carried.

15) 18OA018 – Salamun moved to approve the Second Reading and Recommendation of Ordinance No. 6297 - An Ordinance to Amend the LDR-1 Zoning District to add Townhouses as a Conditional Use by Amending Section 17.10.030 of the Rapid City Municipal Code. Second by Laurenti. Motion carried.


20) LF013019-01 – Laurenti moved to approve the Second Reading and Recommendation of Ordinance No. 6265, An Ordinance to Amend Chapter 15.26 of the Rapid City Municipal Code to Adopt the 2018 International Mechanical Code. Second by Modrick. Motion carried.

ADJOURN
There being no further business to come before the Committee at this time, motion was made by Salamun second by Modrick and carried to adjourn the meeting at 1:21 p.m.
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 Tuesday, February 19, 2019, at 6:30 P.M.

The following members were present: Council President Amanda Scott and the following Alderpersons: Jason Salamun, Lisa Modrick, Ritchie Nordstrom, Darla Drew, Becky Drury, Steve Laurenti, Laura Armstrong, and John Roberts; the following Alderpersons arrived during the course of the meeting: None; and the following were absent: Chad Lewis.

Staff members present included: Finance Officer Pauline Sumption, City Attorney Joel Landeen, Police Chief Karl Jegeris, Fire Captain Nick Carlson, Public Works Director Dale Tech, Community Development Director Ken Young, Planning Manager Vicki Fisher, Parks and Recreation Director Jeff Biegler, IT Officer Jim Gilbert, Long Range Planner Sarah Hanzel, Lieutenant Cathy Bock, and Administrative Coordinator Heidi Weaver-Norris

ADOPTION OF AGENDA
Motion was made by Laurenti, second by Drew to hear item 43 following items 27-28 and to adopt the agenda as amended.

GENERAL PUBLIC COMMENT
Gene Tyon, Director of non-profit organization Oaye Luta (which translates into moving forward in a sacred way), spoke to the council. He said they are a culturally based recovery program. He is asking for reconsideration of CDBG funding. They would use the funding for rent on a building for their services. Program is cultural based on Lakota cultural spirituality for those suffering from alcohol and drug addiction. He believes utilizing a cultural approach would help adjust their behaviors. They have several cultural programs to help the Native American people.

Kellyanne Kirkland-Snyder addressed the Council. She took possession of 708 St. Patrick Street last February. They have been rebuilding the inside of the home for a year and working with code enforcement on the cleanup of the outside. They make monthly trips to the dump and they missed November's trip to the dump. She said she came home in December and their pile was gone. She stated she received no notice. Her mail has been mistakenly taken to 708 East St Patrick Street. She said she didn't get the letter or receive any notice. She was instructed by code enforcement to go to the city Finance Office to get the notice and the bill. She wanted council to add this item to the agenda. Scott suggested putting this on the next Legal and Finance Committee meeting. The applicant asked for an extension of the $500 which was due tomorrow. Sumption stated the information was given to her and they extended the time frame so the item could be added to the next Legal and Finance meeting.

John Hebrard, past President of the Red Rock Meadows Homeowners Association, addressed the council. He said he was at the council meeting last November. He said he wrote an email to the Mayor, City Attorney, Ward-3, the HOA board, and the HOA attorney last week. He said he had yet to receive anything. He did receive an email from Jason Salamun today asking if Hebrard had heard anything. Hebrard said not yet. Hebrard showed the document from 2005 between the city and DKEA developer. Around August 2017, DKEA owner decided he's not taking care of the lights anymore. He said Red Rock Park is not owned by Red Rock Association. The DKEA owner never did what he promised to do. There are several light poles installations that was never done. The light bulbs were not replaced every 4-5 years. He said a light on Waterville Court and Holly Drive blinks on and off which means it's defective. He said there are three lights like that out there. He would like to hear back from the city on what they are going to do since they own the street lights.
Dwayne Abata addressed council regarding a traffic situation. He said there is a potential industrial operation that is trying to establish a rock quarry south on Highway 16 within the three-mile platting jurisdiction. He said the traffic from the rock quarry will be tremendous. They plan on 150 trucks and trailers per day. This will end up being a truck every 1-2 minutes. Council should be aware of the traffic situation on the corner of Catron and Highway 16. He advises that the traffic engineer do a study and possibly prepare a short report on the traffic impact of this potential industrial site. He is concerned about the safety of the area.

NON-PUBLIC HEARING ITEMS — Items 1 – 34
CONSENT ITEMS — Items 1 – 26
Motion was made by Drew, second by Armstrong to approve items 1-26 as they appear on the Consent Items.

Approve Minutes
1. Approve Minutes for the January 31, 2019 Special Council meeting.
2. Approve Minutes for the February 4, 2019 Regular Council meeting.

Alcoholic Beverage License Applications Set for Hearing (March 4, 2019)
3. Special Olympics South Dakota for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine Retailer license for an Event scheduled for April 6, 2019 at Black Hills Harley Davidson, 2820 Harley Drive

Public Works Committee Consent Items
4. PW021219-01: Approve Request for 2019 Stormwater Drainage Utility Fee Abatement for CITCRA, LLC, for property located at 4114 Brooke Street Tax ID 68057, in the amount of $1,099.54
5. PW021219-02: Authorize Mayor and Finance Officer to Sign an Amendment to the Agreement between the City of Rapid City and HDR Engineering, Inc. for LaCrosse Street Interchange Utility Improvements, Project No. 16-2318 / CIP No. 51108, for an increase of $3,425.00.
6. PW021219-03: Authorize staff to advertise for bids for Disk Drive and Haines Avenue Intersection, Project No. 16-2347 / CIP No. 51121. Estimated Cost $1,361,000.00.
7. PW021219-04: Authorize Mayor and Finance Officer to Sign Agreement Between the City of Rapid City and Pennington County for Traffic Signal at Sheridan Lake Road and Dunsmore Road
8. PW021219-05: Approve Change Order 6 to Lind-Exco, Inc. for West Omaha Utility Reconstruction Project #15-23160/CIP 50904.1 for a decrease of $87,028.52.
9. PW021219-06: Approve Change Order 3 to Simon Contractors of SD, Inc. for E. Blvd/E. North Street Utility Reconstruction Project, Project #14-2170/CI P 50866.1. This is a no cost change order to correct a bid item
10. PW021219-07: Request from Highland Properties, LLC, for a Variance to waive the requirement to install sidewalk on the Sedivy Lane portion of property per City Ordinance 12.08.060 C.
11. PW021219-09: Authorize Mayor and Finance Office to sign permanent easement to Black Hills Power, Inc. for construction of an electrical system in advance of the W. Omaha Street to 12th Street Project No. 16-2099/ CIP No. 50904.
12. PW021219-10: Authorize Mayor and Finance Officer to Sign a Joint Funding Agreement between U.S. Department of Interior, U.S. Geological Survey and City of Rapid City for 2019 Water Resource Investigations for operation and maintenance of selected stream gaging stations, hydrogeological data collection and analysis, application and regionalization of groundwater flow model, stormwater monitoring, and Rapid Creek water quality monitoring.
13. PW021219-11: Authorize Staff to Advertise Bids for Knollwood Drive Inlay Project 19-2473 / CIP No. 50798. Estimated Cost $95,000
14. PW021219-15: Request for Mayor and Finance Officer to sign Professional Services Amendment for Project 17-2424/CIP No. 5063 with American Engineering Testing, Inc., for Citywide
Geotechnical, Construction Materials, and QA/QC services for an to increase the contract amount by $2,398.05.

15. PW021219-12: Approve Change Order No. 2F to RCS Construction, Inc. for Cemetery Storage Building Project No. PR18-6165, for an increase of $293.05.

16. PW021219-13: Approve Change Order No. 2F to Simon Contractors of SD, Inc. for Mt. View Cemetery & Mt. Calvary Cemetery Improvements Project No. PR18-2409, for an increase of $335.83.

17. PW021219-16: Request Advertising Authority for 2019 Parks and Recreation Asphalt Paving Project PR19-6166 for an estimated cost of $635,000.

Legal & Finance Committee Consent Items

18. LF021319-03 – Authorize Staff to apply and accept if awarded the FY 2019 South Dakota Office of Emergency Management Hazardous Materials Emergency Preparedness Training Grant in the Amount of $2,000.00

19. LF021319-10 – Authorize Staff to apply and accept if awarded the 2019 Homeland Security Grant for a Confined Space Air Cart ($10,000) and a Water Rescue, Diver Operations Boat ($100,000) for a total Amount of $110,000

20. Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Sandra Franke (RSVP+), Mary Mackinlay (RSVP+), Diane Minion (RSVP+), Paul Cohen (Library)

21. LF021319-09 – Authorize the Mayor and Finance Officer to Sign Agreement to Purchase Parking Technology and Related Services with IPS Group, Inc.

22. LF021319-05 – Approve Resolution No. 2019-013 a Resolution Levyng Assessment for Abatement of Nuisances

RESOLUTION NO. 2019-013
RESOLUTION LEVYING ASSESSMENTS FOR
ABATEMENT OF NUISANCES

BE IT RESOLVED by the City Council of the City of Rapid City, South Dakota, as follows:

1. The City Council has made all investigations which it deems necessary and has found and determined that the condition of your property had constituted a nuisance. The City abated this nuisance. The cost of the abatement, including administrative costs, is the amount stated in the proposed Assessment Roll for Abatement of Nuisances.

2. The Assessment Roll for Abatement of Nuisances is hereby approved and assessments thereby specified are levied against each and every lot, piece, or parcel of land thereby described.

3. Such assessments, unless paid within thirty (30) days after the filing of the assessment roll in the Office of the Finance Officer, shall be certified as delinquent to the Pennington County Auditor and payable through the Pennington County Treasurer’s Office with the statutory interest rate.

Dated this 19th day of February, 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:
s/ Pauline Sumption
Finance Officer

23. LF021319-06 – Acknowledge December 2018 Sales Tax Report
24. LF021319-07 – Authorize Mayor and Finance Officer to sign Covered Agency Security Authorization with RBC for Managed Account

25. LF021319-02 – Authorize the Mayor and Finance Officer to sign the FY 2018 Youth and Family Services (YFS) Community Development Block Grant (CDBG) Reallocation Contract and Indenture

26. LF021319-04 – Authorize Staff to Purchase 2 -2019 Dodge Journey vehicles from Liberty Superstores, Rapid City, SD: EPA Standard Sport Utility Vehicle, State Contract #17259 number 8, Page 14, in the amount of $47,600

END OF CONSENT ITEMS

NON-CONSENT ITEMS – Items 27 – 34

Item 43 was included in non-consent open public comment since this item was being voted on in conjunction with items 27 and 28.

John Samuelson, Samuelson Development, addressed the Council. He said as requested he got together with staff and discussed several different photo simulations for 3-4 story buildings. They asked the neighbors which they preferred and they said 4-storey in order to keep the back space open. Developer was asked if they were open to fence and landscaping. They agreed and showed them drawings. Neighbors want developer to extend fence along Fox Road. He said despite the additional cost, he is showing his willingness to compromise. Samuelson said their request is within the city's future land use and apartments are appropriate for this use. Jeff Bendt said the neighbors didn't feel this is the right place for these buildings to go. He feels the complex will cause traffic congestion. He doesn't like the elevations, they are too high. He said the property isn't properly zoned for high density apartments. The applicant is asking the city to change the zoning and reduce the setbacks so the buildings and garages can be closer to the highway and remove the current height restrictions. The rezone will also affect the traffic, safety and drainage. The council should follow rules and ordinances and not make numerous exceptions. Tim Bradeen, President of the Enchanted Hills Homeowner's Association, addressed the Council. He said the association represented 52 property owners. They are opposed to the rezone and the overall project. He said they are concerned with traffic and safety. They think 14 variances are too many. There is already difficulty turning on the east side of Highway 16. He said this project doesn't follow the Mt. Rushmore Road Comprehensive Plan. Robert Hurst spoke. He said some neighbors formed a group called the Bergland Neighborhood Organizational Group. They sent out 1100 postcards and the people who responded were all against the project. Mary Casey stated she was opposed to the project. She said each person is going to be impacted by 4000 extra vehicles going down the corridor. She is asking the council to deny the rezone. Jodi Bendt is opposed to the project. She feels the neighbors have been overlooked. She wants the project denied. Nancy Jensen is opposed to the concept. She would like the city to stick with the comprehensive plan. Others who spoke and agreed with the denial are: Marcia Beshara, Bob Rosenquist, Karen Bulman, Ashley Holmgren, Tim Matthew, and Richard Edelen. Mike Wheeler, attorney representing the homeowners, said the group was in opposition to the rezone and to the planned development overlay district, which includes the apartments. He said there are way too many exceptions being granted. Wheeler also noted that the property owner is not Samuelson Development but instead an entity called Second Story LLC. He said in order for the exception to be granted there should be an undue hardship and he hasn't heard what that is. Bob Brandt stated he was in favor of the project. He said the traffic study will be implemented before the planned development is granted. This area now has Black Hills Corp and the new orthopedic facility. The comprehensive study was done years ago. No one could have foreseen the new developments that are here now. There is a need for nice apartments near these higher paying facilities. Lead Pastor First Assembly of God, Craig Moore, addressed the council. He said these apartments are going to obstruct their view. He would like the council to listen to the people. Debra Jensen, President of the Mt. Rushmore Road Group, addressed the council. She listed several land use plans surrounding the Mt. Rushmore Road Corridor. She stated this was not the right location for this project. Jerry Cope spoke to the council. He's involved in commercial agriculture development. He doesn't think this is the right location for this
Tony DeMarco spoke in favor of item (LF021319-01). He said when someone visits Rapid City they should leave with a memorable experience with the culture; shopping, dining, etc. Every time someone leaves, they should say that was incredible. With every ordinance that protects our city, it also helps bring visitors back to Rapid City. Julie Santella said she had concerns about the ordinance. She said affordable housing is a real problem. She encouraged council to think about people who live here instead of focusing on the tourists. She feels like council is criminalizing people who are having a hard time making ends meet. She wants them to think about directing resources toward programming services and creating more affordable housing. LacQuetta Fasthorse stated that instead of punishing panhandlers, give them better resources with employment, housing and food. Not all homeless people are alcoholics or drug users. This is where stereotyping and discrimination come into play. She believes the ordinance is solely based on racial profiling. She believes the ordinance is a joke. Ramona Herrington spoke against the ordinance. She stated that she is a veteran. She said the homeless conduct is a substance abuse and mental health crisis. She knows there are other solutions other than to arrest and fine them. Natalie Stites Means, member of Cheyenne tribe, is appalled by the effort of the city. She has researched it and looked at the quotes from the Mayor. She quoted him as saying the panhandling issue is a Native American issue. She said these individuals have been traumatized and they need the city’s help not their criminalization. Panhandlers are the most victimized people in Rapid City. The city needs to increase victim’s services. She said the Native American’s are being racially targeted. She feels this effort is transparently racist and it indicates the absolute failure in social services and healthcare here in this region. Robert Horse Stands Waiting stated he is opposed to this ordinance. He feels it’s biased. He said the police should use their time to stop real crime. He believes Rapid City is a good place but can be a better place. He thinks the city can find solutions to this problem instead of criminalizing people. Chase Iron Eyes, Lakota Peoples Law Prosecutor, spoke against the ordinance. He feels the ordinance is targeting the Native American people. Anna Robinson said her generation is looking for honesty and community and she doesn’t believe this ordinance upholds those values. She said the language seems very vague and seems biased toward the homeless and disadvantaged. Karissa Loewen said she is opposed to the ordinance. She said the city noted that they already have a non-solicitation ordinance on the books that they feel is unconstitutional. She feels that ordinance needs to be repealed, but not replaced. She feels enough laws are in place and this ordinance infringes on people’s civil rights. She feels there is unresolved trauma, unresolved mental health issues and a huge housing crisis. She thinks the language in the ordinance is problematic and almost entirely fear-based. She does not think this is enforceable ordinance. She feels the ordinance is targeted at homeless people. The community needs to see data as to why this ordinance is needed. She asked what are the problems that aren’t being addressed by the current laws? Dan Seftner stated he works and lives downtown. Destination Rapid City is looking to form an ambassador program and encourages people to join to help. There is a lot of help if people want it. He said the citizens need a behavioral change. He said this isn’t race-oriented, it is for everyone on our streets. He supports this. Mozzarella Long is against the ordinance. She deals with racial discrimination and racial profiling. She wants everyone to work together instead of pointing fingers.

Tim Rose spoke on Item (CC02192019-04) and asked council to reinstate his taxi license. He said it was revoked because he violated his probation. He would like his license back so he can start working for Rapid Taxi. He doesn’t agree with the separate rules for taxi’s and LYFT. He said there is 123 LYFT drivers and only three cab companies. He thinks there are too many hoops to jump through to get a taxi license. He asked that his taxi license be reinstated.

In response to a question from Scott regarding due process, Landeen said it’s about the fairness of the process for the applicant and for those opposed. He said there are two conflicting principles. One is the fairness of the process so to have a fair process if you’re talking to people outside of the hearings and
not both parties are there, lawyers call that ex-parte communication, where there is only party involved. The other side doesn’t know about those conversations and they can’t adequately respond to it. The second principle, as elected officials, you are expected to interact and talk to your constituents and get their input on the decision you need to make. The courts have struggled with how to balance the requirements you have as elected officials to interact with your constituents with the process. South Dakota has adopted some laws. One states if an officer relies on any evidence not produced at a public hearing or meeting, the officer shall disclose the evidence publicly and include information in the public record to afford all opportunities an opportunity to respond or participate. If any of the outside information is factored into your decision, the officer is required, by South Dakota law, to disclose the information.

Ordinances
Scott read in items 27 (No. 18RZ027), 28 (No. 18RZ028) and 43 (No. 18PD029) in their entirety. Salamun said he spoke with the developer and the neighbors. Salamun had hoped the developer would change his plan to build a 3-story complex instead of a 4-story complex. Salamun is concerned about the traffic. He said most neighbors do not want the apartments built. He asked Vicki Fisher to explain what she had discussed with Samuelson since the last meeting. Fisher said the applicant went back and looked at his project and brought in photo simulations that would show the apartment building adjacent to Mount Rushmore Road lowered to three-stories. Fisher and Green sat down with six property owners and went through the photo simulations. It was suggested that trees and a fence be placed along Mt. Rushmore Road and Samuelson said he would do that. The neighbors preferred that the development be located heavy on the eastside, preserving the openness at the western portion of the property. Fisher was clear in stating that the neighbors preferred not to have apartments there at all. But between the two choices presented to them, the bottom elevation is the one the neighbors chose. Fisher indicated that if the allowance was going to be approved for the height, there would be an assurance that the open area would be preserved to the greatest degree possible, including retaining as many trees as possible. Armstrong said she spoke with the developer and neighbors. She appreciates all the work Samuelson has put into the project. In response to a question from Armstrong, Fisher said this is an initial plan development and if council grants the exceptions with the contingencies, when the final plan development comes in which it will require another public hearing before the Planning Commission, then staff and the Planning Commission will be looking for that criteria to be met. So if the council grants the exceptions, it will be contingent upon these other components being met. Armstrong asked Fisher to clarify staff’s recommendation. Fisher said based on the direction given by council to consider one of the two options, and listening to the neighbors, staff will support what the neighbor’s chose which is loading heavy the east side, doing the (4) four-story structures, preserving the open space on the western end with the stipulations, that very importantly include: a traffic impact study with the final planned development and all improvements coming forward on that street section as needed to address the traffic. Drury said she talked to neighbors but not Samuelson. She said council should follow the rules and not make exceptions. Roberts thinks it’s a good development. He said the neighbors might not get what they want, but the complex might be better than something else that could have gone there. Motion was made by Modrick, second by Drury to deny (No. 18RZ027) Ordinance 6287, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KW Commercial for Samuelson Development, LLC for a Rezoning request from General Agricultural District to Office Commercial District for property generally described as being located northwest of the intersection of Mount Rushmore Road and Fox Road. And motion was made by Modrick, second by Drury to deny (No. 18RZ028) Ordinance 6288, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KW Commercial for Samuelson Development, LLC for a Rezoning request from General Commercial District to Office Commercial District for property generally described as being located northwest of the intersection of Mount Rushmore Road and Fox Road. They said they would vote on these two items together. Modrick said she talked to both sides. She said she agrees with the neighbors. Laurenti said he spoke with both sides. The city needs housing in locations where it is developing. Samuelson has a good product and cares about his properties. Nordstrom spoke with both sides. He would like to see more of a compromise. He asked Fisher to clarify the loopholes. Fisher said in office commercial or business-park that apartments are permitted. Drew said she spoke to both sides.
She understands the traffic concerns. She also said the homeowners were aware that Mt. Rushmore Road is a busy road no matter what goes out there. In response to a question from Drew, Fisher said the drainage stipulations have to be met. Modrick asked Samuelson if there was a backup plan if the rezone didn’t go through. He said no. Motion to deny (18RZ027 and 18RZ028) both failed 5-4 with Scott, Modrick, Armstrong and Drury voting yes. Motion by Roberts, second by Laurenti to approve (18RZ027 and 18RZ028) both passed 6-3 with Armstrong, Drury and Modrick voting no.

Motion was made by Modrick, second by Drury to deny (No. 18PD029) Appeal of Planning Commission’s decision on a request by KW Commercial for Samuelson Development, LLC for an Initial Planned Development Overlay to allow an apartment development for property generally described as being located northwest of the intersection of Mount Rushmore Road and Fox Road. Nordstrom said he would vote against the denial since employment is part of the comprehensive plan. Substitute motion made by Laurenti, second by Roberts to approve (18PD029) with stipulations. Laurenti said it didn’t make sense to make multiple motions on this item when council already voted on items 27 and 28. Salamon verified with Fisher that all 14 stipulations would have to be met. Fisher agreed. Salamon said he wished the complex had 3 stories instead of 4 so he was going to vote against it. Fisher said this was the initial plan and the developer still needs to pass the final plan. Motion passed 5-4 with Modrick, Salamon, Armstrong and Drury voting no.

Ordinance 6303 (LF021319-01) An Ordinance to Repeal Section 9.08.020 of the Rapid City Municipal Code and to Enact and Amend Provisions Concerning Certain Behaviors that are a Public Safety Risk. In response to a question from Salamon, Landeen said this ordinance has to do with citizens being obstructed. It is about protecting the public from the bad behavior and actions of others. Landeen said the police department came to them to rewrite the ordinance. Salamon said there should not be discrimination against anyone. Jegeris said this ordinance is behavior-based. An arrest should always be the last resort. This will allow police officers to manage public safety in open spaces. The vulnerable should always be treated with compassion. In response to a question from Laurenti, Landeen said this is a tool that law enforcement feels they need. Laurenti said no one should be discriminated against. If this serves in making behaviors better, that’s what is important. Modrick said the ordinance is matter of fact and critical to our community. Armstrong said she received many issues regarding this issue. She said it is not the panhandling, but the aggressive behavior, that is being addressed. In response to a question from Drew, Jegeris said this is needed now because of the increasing data coming from the Sheriff’s office. An officer is sent out hourly to protect the public. They need to protect the public the best they can. Motion was made by Nordstrom, second by Salamon and carried to approve.

Ordinance 6265 (LF013019-01) An Ordinance to Amend Chapter 15.26 of the Rapid City Municipal Code to Adopt the 2018 International Mechanical Code having passed its first reading on February 4, 2019 motion was made by Laurenti, second by Modrick that the title be read the second time: Upon vote being taken, the following voted AYE: Salamon, Modrick, Nordstrom, Drew, Scott, Drury, Laurenti, Roberts and Armstrong. NO: None, whereupon the Council President declared the motion passed and Ordinance 6265 was declared duly passed upon its second reading.

Public Works Committee Items
Drew read in item (PW021219-14) Acknowledge informational presentation on the Black Hills Energy West Rapid City Substation and Transmission Line Project. Motion was made by Drew, second by Drury and carried to acknowledge.

Drew read in item (PW021219-08) Request from Highland Properties, LLC, for a Variance to waive the requirement to install sidewalk on the East Saint Patrick Street portion of property per City Ordinance 12.08.060 C. Modrick asked 'Tech if this item was being withdrawn, he said no. Motion was made by Drew, second by Nordstrom and carried to deny the variance.
**Legal & Finance Committee Items**
Armstrong read in item (LF021319-08) Approve the Request for Authorization to use Vision Fund allocation designated for Downtown Parking Ramp to Call Outstanding Parking Revenue Bonds. Motion was made by Armstrong, second by Laurenti to approve. Sumption explained why this was being authorized. Motion carried.

**Appeals**
Armstrong read in item (No. CC02192019-04) - License Appeal – Tim Rose, applicant. Jegeris presented the information regarding Mr. Rose to the Council. Jegeris said Rose needed to comply with the rules of the license and the law. Rose was arrested for a felony warrant. He continued with felony behavior and was not compliant with the court. Rose said he was taking steps to move forward and if council granted him the license, he had a job lined up with Rapid Taxi. Motion was made by Nordstrom, second by Laurenti, to deny appeal.

**PUBLIC HEARING ITEMS** – Items 35 – 50

**CONSENT PUBLIC HEARING ITEMS** – Items 35 – 42

**Alcohol Licenses**
35. Naja Shrine for a SPECIAL EVENT On-Sale Dealer License for an Event scheduled for March 2, 2019 at Naja Shrine, 4091 Sturgis Road
36. Working Against Violence Inc. for a SPECIAL EVENT Off-Sale Package Wine Dealer License for an Event scheduled for March 23, 2019 at Best Western Ramkota, 2111 N. LaCrosse Street
37. Western Dakota Tech Foundation for a SPECIAL EVENT On-Sale Malt Beverage Retailer and On-Sale Wine Retailer License for an Event scheduled for March 27, 2019 at Western Dakota Technical Institute Event Center, 800 Michelson Drive
38. Rapid City Chamber of Commerce for a SPECIAL EVENT On-Sale Malt Beverage Retailer and On-Sale Wine Retailer License for an Event scheduled for March 12, 2019 at Western Dakota Tech Event Center, 800 Michelson Drive
39. Rapid City Chamber of Commerce for a SPECIAL EVENT On-Sale Malt Beverage Retailer and On-Sale Wine Retailer License for an Event scheduled for March 21, 2019 at Liberty Superstores, 600 Cambell Street
40. Rapid City Chamber of Commerce for a SPECIAL EVENT Off-Sale Package Wine Dealer and Off-Sale Package Malt Beverage Dealer License for an Event scheduled for May 4, 2019 at Best Western Ramkota, 2111 N. LaCrosse Street
41. Rapid City Chamber of Commerce for a SPECIAL EVENT On-Sale Malt Beverage Retailer and On-Sale Wine Retailer License for an Event scheduled for May 14, 2019 at Mt. Rushmore Society, 830 Main Street
42. Rapid City Chamber of Commerce for a SPECIAL EVENT On-Sale Malt Beverage Retailer and On-Sale Wine Retailer License for an Event scheduled for June 11, 2019 at West River Electric Association, 3250 E Hwy 44

Motion was made by Laurenti, second by Drury and carried to approve Items 35-42.

**END OF CONSENT PUBLIC HEARING CALENDAR**

**NON-CONSENT PUBLIC HEARING ITEMS**
Ordinance 6295 (18OA016) An Ordinance to Allow the Historic Sign Review Committee to Adopt Guidelines for Administrative Approval of Sign Permit Applications by Amending Subsection 17.50.080Q of the Rapid City Municipal Code having passed its reading on February 4, 2019 motion was made by Armstrong, second by Laurenti that the title be read the second time. Upon vote being taken, the following voted AYE: Salamun, Modrick, Drew, Nordstrom, Drury, Scott, Laurenti, Roberts and Armstrong; NO: None; whereupon the Council President declared the motion passed and Ordinance No. 6295 was declared duly passed upon its second reading.
Ordinance 6296 (18OA017) An Ordinance to Update and Clarify the Criteria and Procedure for Granting Variances to the Zoning Code by Amending Section 17.54.020 of the Rapid City Municipal Code having passed its reading on February 4, 2019 motion was made by Armstrong, second by Drury that the title be read the second time. Upon vote being taken, the following voted AYE: Salamun, Modrick, Drew, Nordstrom, Drury, Scott, Laurenti, Roberts and Armstrong; NO: None; whereupon the Council President declared the motion passed and Ordinance No. 6296 was declared duly passed upon its second reading.

Ordinance 6297 (18OA018) An Ordinance to Amend the LDR-1 Zoning District to add Townhouses as a Conditional Use by Amending Section 17.10.030 of the Rapid City Municipal Code having passed its reading on February 4, 2019 motion was made by Armstrong, second by Salamun that the title be read the second time. Upon vote being taken, the following voted AYE: Salamun, Modrick, Drew, Nordstrom, Drury, Scott, Laurenti, Roberts and Armstrong; NO: None; whereupon the Council President declared the motion passed and Ordinance No. 6297 was declared duly passed upon its second reading.

Ordinance 6298 (18OA019) An Ordinance to Revise the Conditional Uses in the Medium Residential Zoning District by Amending Section 17.12.030 of the Rapid City Municipal Code having passed its reading on February 4, 2019 motion was made by Armstrong, second by Drew that the title be read the second time. Upon vote being taken, the following voted AYE: Salamun, Modrick, Drew, Nordstrom, Drury, Scott, Laurenti, Roberts and Armstrong; NO: None; whereupon the Council President declared the motion passed and Ordinance No. 6298 was declared duly passed upon its second reading.

Ordinance 6299 (18OA020) An Ordinance to Amend Screening Requirements between Zoning Districts by Amending Sections 17.18.080, 17.20.080, 17.30.070, 17.32.070, 17.36.080 and 17.40.070 of the Rapid City Municipal Code having passed its reading on February 4, 2019 motion was made by Armstrong, second by Modrick that the title be read the second time. Upon vote being taken, the following voted AYE: Salamun, Modrick, Drew, Nordstrom, Drury, Scott, Laurenti, Roberts and Armstrong; NO: None; whereupon the Council President declared the motion passed and Ordinance No. 6299 was declared duly passed upon its second reading.

Ordinance 6300 (18OA021) An Ordinance to Revise the Uses Permitted in the Light Industrial Zoning District by Amending Section 17.22.020 of the Rapid City Municipal Code having passed its reading on February 4, 2019 motion was made by Armstrong, second by Drew that the title be read the second time. Upon vote being taken, the following voted AYE: Salamun, Modrick, Drew, Nordstrom, Drury, Scott, Laurenti, Roberts and Armstrong; NO: None; whereupon the Council President declared the motion passed and Ordinance No. 6300 was declared duly passed upon its second reading.

Ordinance 6301 (18OA022) An Ordinance to Allow a Car Wash as a Permitted Use in the General Commercial Zoning District by Amending Section 17.18.020 of the Rapid City Municipal Code having passed its reading on February 4, 2019 motion was made by Drew, second by Drury that the title be read the second time. Upon vote being taken, the following voted AYE: Salamun, Modrick, Drew, Nordstrom, Drury, Scott, Laurenti, Roberts and Armstrong; NO: None; whereupon the Council President declared the motion passed and Ordinance No. 6301 was declared duly passed upon its second reading.

BILLS
The following bills have been audited:

BILL LIST - FEBRUARY 19, 2019

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WELLMARK INC, HEALTH CLAIMS THROUGH 01/25/19, PD 01/31/19 69,184.73
WELLMARK INC, HEALTH CLAIMS THROUGH 02/01/19, PD 02/07/19 56,378.71
WELLMARK INC, HEALTH CLAIMS THROUGH 02/08/19, PD 02/14/19 91,934.26
WAGE WORKS, SECTION 125 CLAIMS THROUGH 02/04/19, PD 02/05/19 3,590.53
WAGE WORKS, SECTION 125 CLAIMS THROUGH 02/11/19, PD 02/12/19 9,947.25
SOUTH DAKOTA RETIREMENT SYSTEM, JAN19 RETIREMENT, PD 02/05/19 477,735.23
BERKLEY ASSIGNED RISK SERVICES, JAN19 CLAIMS, PD 02/06/19 61,499.38
BERKLEY ASSIGNED RISK SERVICES, ADD'L CLAIM, PD 02/08/19 13,932.03
1ST NATIONAL BANK IN SIOUX FALLS, 2010 CFC BOND PYMT, PD 02/06/19 32,166.67
1ST NATIONAL BANK IN SIOUX FALLS, 2011A AIRPORT BOND PYMT, PD 02/06/19 80,619.38
1ST NATIONAL BANK IN SIOUX FALLS, 2015 PARKING REV BOND PYMT, PD 02/06/19 15,183.33
1ST NATIONAL BANK IN SIOUX FALLS, 2018 SALES TAX REV BOND PYMT, PD 02/06/19 786,181.02
WEST RIVER ELECTRIC ASSOCIATION, ELECTRICITY, PD 02/12/19 22,853.56
BLACK HILLS ENERGY, ELECTRICITY, PD 02/12/19 18,062.08
COMPUTER BILL LIST, 3,588,033.77
CDEV COMPUTER BILL LIST 1,821.92
SUBTOTAL 7,765,431.49
RSVP, P/ROLL PERIOD END 2/02/19, PD 2/08/19 1,432.80
RSVP, PIONEER BANK & TRUST, 02/02/19 P/ROLL TAXES, PD 02/08/19 410.35
RSVP, COMPUTER BILL LIST 17.42
TOTAL 7,767,292.06

Sumption presented the bill list of $7,767,292.06. Motion was made by Salamun, second by Laurenti and carried to authorize (No. CC02192019-01) 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 Salamun, second by Drury and carried to adjourn the meeting at 9:58 p.m.

Dated this 19th day of February, 2019.

ATTEST:

Finance Officer

(SEAL)

CITY OF RAPID CITY

Mayor
LEGAL AND FINANCE COMMITTEE MINUTES
Rapid City, South Dakota

April 10, 2019

A Legal and Finance Committee meeting was held at the City/School Administration Center in Rapid City, South Dakota, on Wednesday, April 10, 2019, at 12:30 p.m.

A quorum was determined with the following members answering the roll call: Jason Salamun, Laura Armstrong, Becky Drury, Steve Laurenti and Chad Lewis. Absent: None

(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 AGENDA
Motion was made by Salamun, second by Drury and carried to adopt the agenda.

GENERAL PUBLIC COMMENT
None.

CONSENT ITEMS

Motion was made by Laurenti, second by Drury and carried to approve Items 1-11 as they appear on the Consent Items with the exception of items No. 2 and No. 7.

1) Approve Minutes for March 27, 2019

MAYOR’S ITEMS

2) LF041019-06 – Salamun asked Nick Stroot, Director of Human Resources, if we have a master facilities plan for all of the City’s assets. Stroot explained the intention today is to fill the immediate need to make sure we have someone in place for this building to do the facility maintenance as the school will be moving out on or around July 1, 2019, otherwise there will not be anyone. Stroot indicated right now it is City Hall focused with the potential to have discussions for growth. He told the Committee there has been some discussion in regard to growing this into more of a buildings and grounds type of department leader position, which could consolidate the various contracts we have, or determine whether to bring things in house; however, this is more of a policy vision question that he would defer to the Mayor. Salamun’s hope for approving this position is to see a master facilities plan in the future to manage all of the buildings and grounds the City operates to put maintenance/upgrades on a schedule which can be budgeted and planned for so we are maintaining and upgrading as we go, therefore, investing wisely in our facilities to reduce having to rebuild and/or renovate. Laurenti asked Stroot what the City is doing today for facilities management. Stroot deferred to Finance Officer Pauline Sumption, who explained that we do not have personnel in this building but have an agreement with the school district and they provide their personnel or contracted personnel to do the routine maintenance. The school also has contracts with various companies for HVAC and other specific services. Those contracts come up July 1, 2019. If the school is gone, we have the option to extend those contracts or go out and bid those services ourselves. In addition, the school district has hired AMS for janitorial services in which we pay 60% and the school pays 40%, which also comes due July 1, 2019. We again have the option to renew with AMS or choose to do something different. Sumption has copies of all of the contracts but does not have a summary of those with her today. Our contracts with the school will end when they move out. Salamun moved to approve the Authorization of the Mayor and Human Resources Department to Create a Facilities manager Position for CSAC. Second by Drury. Motion carried.

FINANCE DEPARTMENT
LEGAL AND FINANCE COMMITTEE
April 10, 2019

3) Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Susan Bass (RSVP+), Sam Bockover (Library), Theresa Stelzle (Library), Matthew VanVugt (Library)

4) LF041019-07 – Approve Resolution 2019-026 a Resolution Declaring Miscellaneous Property Surplus to be traded

5) LF041019-08 – Approve Resolution No. 2019-027 a Resolution Levying Assessment for Abatement of Nuisances

6) LF041019-09 – Acknowledge February 2019 Sales Tax Report

7) LF041019-10 – Drury asked Pauline Sumption, Finance Officer where the $145,000.00 is coming from. Sumption stated the Parks Department will be paying the loan on an amortization schedule which will come out of their operating budget. The 2019 budget did not include the purchase outright which is why they are going through the loan process with the bank, however, they have budgeted for debt service. Lewis moved to approve the Authorization of the Mayor and Finance Officer to sign loan documentation with Black Hills Community Bank for Parks Division Equipment in the amount of $145,000.00. Second by Laurenti. Motion carried.

FIRE DEPARTMENT
8) LF041019-02 – Authorize Staff to Apply and Accept if awarded the LEPC (Local Emergency Planning Committee) Grant for the Amount of $826.00. Funding is for Carbon Mitts and Wipes, for Decontamination ($331.00) and Hazardous Material ID PEAC Software ($495.00).

COMMUNITY DEVELOPMENT
9) LF041019-03 – Approve Final FY2018 Community Development Block Grant (CDBG) Recommendation of Fund Reallocation

10) LF041019-04 – Approve Final FY2019 Community Development Block Grant (CDBG) Recommendation of Funds Allocation

11) LF041019-05 – Authorize the Mayor and Finance Officer to sign the FY2019 Community Development Block Grant Contract and the Indenture of Restrictive Covenants with Black Hills Works

END OF CONSENT CALENDAR

NON-CONSENT ITEMS – Items 12 – 15

Public Comment opened – Items 12 – 15

Curt Small spoke to the committee on behalf of the Elks Theatre with regards to the parking changes coming up with the meters and the time change from three hour to two hour parking. He has concerns with his matinee attendance which is approximately 1200 people a day during the summer months during enforcement hours, and is critical to his business to have places for these customers to park. Mr. Small has been to every forum and public event we have had regarding downtown parking. He does think downtown needs more standardization especially for those customers who don’t frequent downtown. Mr. Small is okay with the meters in the core, and believes customers are willing to bear paying $1.00 an hour to park but is not sure it will help with employee shuffling. He states that there is already more private parking downtown than there is public in the historic core. His observations show 2650 private parking spots and 2600 public spots. The main concern he has is the number of metered parking spaces to give people the opportunity to come and stay in our downtown longer than 2 hours is too small. He was informed by Sarah Hanzel, Long
LEGAL AND FINANCE COMMITTEE
April 10, 2019

Range Planner, there is 620 parking spaces available for people to stay longer than two hours. The theatre alone holds more than that. Everything beyond that area is two hour parking which does not work for his business and does not allow his customers the opportunity to stay downtown to do other things. Planning could not give him an exact number of two hour metered spaces but just by what he has looked at, believes that the percentage of eight hour meters is in the 35% range which means 65% of all the downtown parking is at a two hour hard limit and he doesn’t feel this number is reasonable. He would like to see the meter numbers increase or an even easier solution would be to make everything that is designated two hour parking on this proposal be three hour parking, which he believes would be a reasonable solution until the parking meters can generate some money and the City could then get a better handle on how that actually affected the parking flow downtown without damaging his business and other businesses.

Public Comment closed

COMMUNITY DEVELOPMENT
12) 18TI002 – Laurenti asked Patsy Horton, Transportation Planning Coordinator, if this agenda item was denied at committee level and if staff is still recommending approval under the new guidelines. Horton said the item was continued last fall to work out a solution with the Developer on some regional detention costs and then was approved in October of 2018. The staff still recommends approval with the new guidelines. The resolution does qualify as a TIF because it scores 11 points based on the existing evaluation chart, is within the priority areas that we identified, and targets not only affordable housing but also workforce housing. Horton stated that if they do not meet the affordable housing requirements based on state law, the Department of Revenue most likely will not identify it as a housing district then property tax fares within the school district will pay for the school’s portion of the increment instead of a statewide allocation. Horton added that the agreement for both affordable housing and workforce housing meets both the City and State requirements.

CITY ATTORNEY’S OFFICE
13) LF032719-09 – Drury asked City Attorney Joel Landeen to address the concerns Mr. Small brought to the meeting today. Landeen explained the meters will not have a time limit and there will be a phone app in which you can add time to your meter without going back to the actual meter. The recommendation for outside of the metered area (which is primarily on Main Street, St. Joe and the cross streets), is to be designated two hour time limit parking and the rest of the downtown area. Previous and prior consultants have indicated to the City that traditionally 2 hours is standard and three hours is too long. To better utilize our parking resources outside of Main Street and St. Joe, there will be some on street parking permits added for residents and employees that have no place to park. Landeen addressed employee shuffling and assured everyone that parking enforcement can verify this actually does occur. Landeen pointed out this discussion right now is one of the problems we have always had because we try to make our parking downtown be all things to all people and we need to understand we will not be able to please everyone. Landeen asks for the committee to consider following the recommendation to implement this proposal, see how it works and address any issues as they arise, rather than anticipating problems that we don’t know will
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actual become a problem. One of the things that has been changed with these ordinance amendments is more authority and flexibility for staff to make changes as needed, so if issues do arise, they can be addressed fairly quickly. Landeen expressed that there will also be a downtown parking board created that will have input into the parking regulations to make recommendations and any policy changes or adoption of rules the City would consider would also be brought before the board for their input before making the changes. After more than two years of studying the parking downtown, the staff feels strongly that this is the best way to proceed to properly manage the parking and suspects that there may be a few bumps in the road but believes the ordinances now allow us the flexibility to deal with those. Drury asked Sarah Hanzel who the Parking Board will be made up of and what their duties would be. Hanzel explained the Parking Advisory Board will consist of seven members of which at least four of them must have a stake in downtown such as a property owner, business owner or employee. The Board would be tasked with looking at parking policy, how the operation of the new system is working, how the capacity is going based on the data that is being collected, and also look at appeals of parking citations. Through the online system that we will be using, some appeals will be easily handled at the staff level and those that are more contentious would be forwarded to the board. Salamun asked Hanzel to comment on Mr. Smalls comments. Hanzel stated that there are an additional 90 metered spaces in the parking ramp which would put that number over 700 that would be available for any amount of time you purchase. There will also be several block faces along Columbus Street to park that will be unmonitored entirely where you can park all day. Another option that is being developed is a daily permit in the two hour zone that can be purchased. Salamun asked Hanzel to explain the on street permit plan. Hanzel detailed the on street permit process which allows employees or residents to purchase a permit via a website. An individual would log on, set up an account, look at a map of the parking system and select a couple of options for where they would like to purchase a permit (which will be limited by block space). City staff will then look at demand and figure out where the needs are and assign those. This permit allows you to park in the two hour zone (non-metered spaces) all day within a certain block area and will be based on your license plate number so you won’t have a hang tag. The cost of the permit will be $30.00 a month. Meters will be a $1.00 an hour with a minimum of $1.00. Hanzel said they are looking at a demo of the website next month and would like the website and permit process up and running for about a month before we go live on June 1, 2019, to give the public the opportunity to sign up for permits. Implementation of the meters and permits will go live at the same time. Lewis expressed his sensitivity to Mr. Smalls needs but also understands the City has spent $100,000.00 of tax payer money for a parking study to come up with a plan that was neutral, which takes the committees opinions out of it. Lewis believes it would be a disservice to the people of Rapid City to spend the money on resources and developing a plan to turn around and change it again. Lewis asked Hanzel what the parking will be for East Boulevard and 5th Street. Hanzel said 5th Street to East Boulevard along Main and St. Joe will be two hour parking and the side streets will be unmonitored. Salamun added that he wants to make sure that we are continuously informing the public of the new plan. Laurenti likes the plan, agrees there has been a lot of time and effort put into this and feels it is a great effort in getting away from the a la carte style of trying to satisfy everyone. He is hoping that future councils will honor the proposal, give it time to work out the kinks without going back to changing things and instead making smart decisions. Drury Moved to approve the Introduction and First Reading of Ordinance No. 6321 An Ordinance Allowing the Installation of Parking Meters and Revising the Existing Time Zones in Downtown Rapid City by Amending Chapter 10.44 of the Rapid City Municipal Code (RCMC). Second by Laurenti. Motion carried.

14) LF041019-11 – Drury Moved to approve the Introduction and First Reading of Ordinance No. 6324 An Ordinance Updating and Revising the General Parking Regulations of the City of Rapid City by Amending Chapter 10.40 of the Rapid City Municipal Code (RCMC). Second by Laurenti. Motion carried.

ALDERMAN ITEMS
15) LF041019-01 – Shannon Rittberger Director of Equalization, delivered a power point presentation on the property tax process and shared handouts of the presentation with the committee. He began with a review of the Property Tax Timeline Calendar and an explanation of tax definitions. He simplified how a property’s assessed value is determined using a mass appraisal process and listed reasons why property values always change every year. He gave an overview of the Assessment notification and Appeal process. Laurenti asked if there is an online appeal form. Rittberger stated currently no, however the Department of Revenue is currently working on putting all of their forms online which will include an appeal form. Rittberger, however, does not require the form to be filled out, only that the appeal be in writing as state law requires, whether it be an email, sticky note or other. Next on the presentation was a thorough delineation of how assessed values are set, the tax formulas that are used and how taxable value is defined. He then went on to give an explanation of an Equalization Taxable Factor. Laurenti asked for an example of how the tax levy goes up. Rittberger walked through the steps: 1) County assessor assess all of the property (which gives the County taxable value) 2) Department of Revenue gives the County a taxable factor to equalize assessed values to 85% of market value (which gives the County taxable value) 3) Total taxable value is the available valuation you are going to collect property taxes from. Therefore, if the levy goes up, one of the other parts of that formula has to change. An example then, is if taxable value stays the same but you want more property taxes, the levy has to go up to give you more money from the same valuation. He made an important point that the levy is only a mathematical result after deciding how much property tax is put in the budget which then shows how much taxable value is available and the level is just a result. Rittberger also went over different variables of the tax formulas. Also in the presentation was a graph of the City’s budget showing the proportion of property taxes at 27%. He explained the Property tax budget request and limitations. The two exceptions to the limitations are: 1) CPI (Consumer Price Index) (making a note that State Law allows for certain entities to store any unused CPI from the previous three years), and 2) Percentage of new construction that occurred within the last year. He specified that you can increase your budget by the same amount as that new growth will contribute in taxes. The new growth does not affect the levy if you opt to increase the budget by the same amount of taxes that the new property will pay because it is a wash. The presentation gave clear and precise definition on the calculation of levies and how levies change in response to changes in taxable value and budgets. Every variable in the formula changes, (taxable value, budget, and taxable factor). There is never a situation where one of those stays exactly the same from year to year. After the last formula of taxable value was reviewed, tax exemptions, Tax Increment Financing (TIF) and Agricultural Land classification criteria were covered. Lastly, Rittberger shared the Rapid City 2019 assessment. Salamun moved to acknowledge the Property Tax Process Presented by Shannon Rittberger, Pennington County Equalization – Amanda Scott. Second by Laurenti. Motion carried. This video presentation is available online at:
https://www.youtube.com/watch?v=lb66QziOVSo&list=PL2srjb8vLj1Flc3GTUyOxYU6rac2LH1y
&index=1. A copy of the power point presentation is available on the City’s website at:
https://www.rcgov.org/index.php?option=com_docman&view=download&alias=13803-lf041019-
01-assessment-and-taxation-2019-1&category_slug=04-april-lf-3&Itemid=149

ADJOURN
There being no further business to come before the Council at this time, motion was made by Salamun second by Laurenti and carried to adjourn the meeting at 1:51 p.m.
PROCEEDINGS OF THE CITY COUNCIL  
Rapid City, South Dakota  

April 15, 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, April 15, 2019, at 6:30 P.M.

The following members were present: Mayor Steve Allender and the following Alderpersons: Jason Salamun, Lisa Modrick, Ritchie Nordstrom, Amanda Scott, Darla Drew, Becky Drury, Laura Armstrong, Chad Lewis, and John Roberts; the following Alderpersons arrived during the course of the meeting: None; and the following were absent: John Roberts and Laura Armstrong.

Staff members present included: Finance Officer Pauline Sumption, City Attorney Joel Landeen, Police Chief Karl Jegeris, Fire Chief Rod Seals, Public Works Director Dale Tech, Community Development Director Ken Young, Parks and Recreation Director Jeff Biegler, and Administrative Coordinator Heidi Weaver-Norris.

ADOPTION OF AGENDA
Mayor asked that item 2A be added to the agenda as a presentation from the Military Order of the Purple Heart to the City of Rapid City. Motion was made by Salamun, second by Drury and carried to adopt the agenda as amended.

AWARDS AND RECOGNITIONS
Mayor read in the Proclamation for Telecommunicators. All emergency personnel were recognized and thanked for all that they do 24/7, 365 days per year. Their job is very important and appreciated.

There was an Award Presentation from Sherry Thurston and the Sustainability Committee to Dr. Kelsey Murray and Brian Mitchell of Western Dakota Tech on their ATTUNED project. It focuses on integrating sustainability concepts into Western Dakota Tech’s program curriculum. The centerpiece of the project is developing aquaponics systems with forward-thinking electrical control and environmental monitoring systems, which are designed to produce organic, healthy food while remaining carbon neutral. They were recognized for their efforts in sustainability.

Commander Kenneth Teunissen of the Military Order of the Purple Heart, Department of the Dakotas, Chapter 5355 presented Mayor Allender and City Council with the Purple Heart City sign. This symbolizes Rapid City as a Purple Heart City and recognizes the community for its support of veterans.

GENERAL PUBLIC COMMENT
Gene Tyon spoke to the Council regarding community development block grant reconsideration. He spoke on behalf of Oaye Luta which is a substance abuse recovery program. The program reconnects values and ancestral values. It instills Native American values. It addresses issues of alcohol and drug abuse; the homeless; and detox. He would like the city to reconsider funding request.

Darla Drew spoke on the behalf of Readiatrics, book drive program. She founded this cause because some families can't afford books. She encouraged people to find used books a good home. They have been doing this for 20 years. There have been over 160,000 books that have gone back into the community. The drop-off points are open until May 6.

NON-PUBLIC HEARING ITEMS -- Items 3 - 44

CONSENT ITEMS -- Items 3 - 38

The following were removed from the Consent Items:
13. PW040919-04: Approve contract extension on contract awarded May 2017 to Simon (Hills Materials) for the purchase of Hot Mix Asphalt for use by various City departments.

22. LF041019-06 – Approve the Authorization of the Mayor and Human Resources Department to create a Facilities Manager Position for CSAC.

27. LF041019-10 – Authorize the Mayor and Finance Officer to sign loan documentation with Black Hills Community Bank for Parks Division Equipment in the amount of $145,000.00.

32. LF041019-01 – Acknowledge the Property Tax Process Presented by Shannon Rittberger, Pennington County Equalization – Amanda Scott.

Motion was made by Scott, second by Lewis and carried to approve items 3-38 with the exception of items 13, 22, 27 and 32.

Approve Minutes
3. Approve Minutes for the April 1, 2019 Regular Council meeting.

Alcoholic Beverage License Applications Set for Hearing (May 6, 2019)
4. Rushmore German Club for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine Retailer license for an event scheduled for August 15-25, 2019 at the Central States Fair, 800 San Francisco Street
5. Knights of Columbus for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine Retailer license for events scheduled for June 8, 2019 and July 19, 2019 at Blessed Sacrament Church, 4500 Jackson Blvd
6. Firehouse Brewing Co. for a SPECIAL EVENT On-Sale Dealer license for an event scheduled for May 13, 2019 at Prairie Edge, 606 Main Street
7. NAJA Shrine for a SPECIAL EVENT On-Sale Dealer license for an event scheduled for June 1, 2019 at Rapid City Shrine Center, 4091 Sturgis Road
8. The Gyro Hub LLC DBA The Gyro Hub, 1301 W Omaha Street Suite 104 for a Retail (on-off sale) Malt Beverage & SD Farm Wine license
9. DNJ LLC for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine Retailer license for an event scheduled for May 9, 2019 at the Rushmore Mall, 2200 N Maple, fenced area near Rue 21

Public Works Committee Consent Items
10. PW040919-01: Approve Change Order #4F to Western Construction, Inc. for Catron Boulevard Widening Project, Project# 16-2343/CIP 51115 for a decrease of $56,547.90
11. PW040919-02: Authorize Staff to Seek Proposals for Engineering Services for 12th Street Reconstruction - West Main Street to Fulton Street, Project No. 19-2499 / CIP 50927.
12. PW040919-03: Approve contract extension on contract awarded May 2017 to Simon (Hills Materials) for the purchase of Limestone Gravel for use by various City departments.
14. PW040919-05: Authorize Mayor and Finance Officer to sign Amendment No. 1 to Bartlett and West for Northridge Booster Pump Station and Stoney Creek Booster Pump Station Improvements, Project No. 14-2178/CIP No. 50812.CD, in the amount of $12,242.00.
15. PW040919-06: Authorize Mayor and Finance Officer to sign Amendment No. 3 to Banner Associates for East Rapid City Water Expansion, Project No. 13-2107/CIP No. 50964, in the amount of $142,412.50.
16. PW040919-07: Authorize Mayor and Finance Officer to sign Covenant Agreement to permit a retaining wall to encroach into the adjacent public Right-of-Way.
17. PW040919-08: Approve Request for abatement of 2019 Stormwater Drainage Utility Fee for SD Conf. Assn of 7th Day Adventist, for property located at 305 N 39th Street Tax ID 32011, in the amount of $985.63
18. PW040919-09: Approve Request for abatement of the 2019 Stormwater Drainage Utility Fee for Sylvia Conrad, for property located in N1/2 SW1/4 NE1/4 Section 8 T1N R8E Tax ID 37909, in the amount of $87.08
19. PW040919-10: Approve Advertising Authority for Purchase of One (1) Current Model Year Vacuum Street Sweeper. Estimated cost: $267,000.00.
20. PW040919-11: Authorize staff to advertise for Bids for Cationic Polymer - Coagulant for the Jackson Springs Water Treatment Plant. Estimated Cost: $18,000
21. PW040919-12: Authorize Staff to Advertise for Bids for Concrete Replacement as a result of main break repairs. Estimated Cost: $150,000

Legal & Finance Committee Consent Items

23. Acknowledge the Following Volunteers for Worker's Compensation Purposes: Susan Bass (RSVP+), Sam Bockover (Library), Theresa Stelzle (Library), Matthew VanVugt (Library)
24. LF041019-07 – Approve Resolution 2019-026 a Resolution Declaring Miscellaneous Property Surplus to be traded

Resolution #2019-026
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, including release to insurance company due to total loss:

From: PARKS 201
For Deletion:
2004 48" WALKER BAGGER MOWER
Serial # 70991

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 15th day of April, 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:
s/ Pauline Sumption
Finance Officer

25. LF041019-08 – Approve Resolution No. 2019-027 a Resolution Levying Assessment for Abatement of Nuisances

RESOLUTION NO. 2019-027
RESOLUTION LEVYING ASSESSMENTS FOR ABATEMENT OF NUISANCES

BE IT RESOLVED by the City Council of the City of Rapid City, South Dakota, as follows:
1. The City Council has made all investigations which it deems necessary and has found and
determined that the condition of your property had constituted a nuisance. The City abated this nuisance.
The cost of the abatement, including administrative costs, is the amount stated in the proposed
Assessment Roll for Abatement of Nuisances.

2. The Assessment Roll for Abatement of Nuisances is hereby approved and assessments thereby
specified are levied against each and every lot, piece, or parcel of land thereby described.

3. Such assessments, unless paid within thirty (30) days after the filing of the assessment roll in the
Office of the Finance Officer, shall be certified as delinquent to the Pennington County Auditor and
payable through the Pennington County Treasurer’s Office with the statutory interest rate.

Dated this 15th day of April, 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:
s/ Pauline Sumption
Finance Officer

26. LF041019-09 – Acknowledge February 2019 Sales Tax Report
28. LF041019-02 – Authorize Staff to Apply and Accept if awarded the LEPC (Local Emergency
Planning Committee) Grant for the Amount of $826.00. Funding is for Carbon Mitts and Wipes,
for Decontamination ($331.00) and Hazardous Material ID PEAC Software ($495.00).
29. LF041019-03 – Approve Final FY2018 Community Development Block Grant (CDBG)
Recommendation of Fund Reallocation
30. LF041019-04 – Approve Final FY2018 Community Development Block Grant (CDBG)
Recommendation of Funds Allocation
31. LF041019-05 – Authorize the Mayor and Finance Officer to sign the FY2019 Community
Development Block Grant Contract and the Indenture of Restrictive Covenants with Black Hills
Works

Community Development Consent Items
33. This item has been moved to Non-Consent Public Hearing Items #51A.

Bid Award Consent Items
34. CC041519-04.1 – Bid Award Recommendation for Cationic Polymer – Coagulant for the
Mountain View Water Treatment Plant to Hawkins for the low bid of $0.8934 per pound for a total
estimated extended price of $27,606.06.
35. CC041519-04.2 – Bid Award Recommendation for Cationic Sludge Polymer for Water
Reclamation Polydyne Inc. for the low bid of $1.28/lb with an estimated extended price of
$76,800.00
36. CC041519-04.3 – Bid Award Recommendation for Current Model Year Tandem Dump Truck
w/optimal Plow, Side Wing and Sander for use by Street Department, to low bidder of Eddie’s
Truck Center in the amount of $196,574.00.
37. CC041519-04.4 – Approve award of total bid for 2019 Lane Line Painting, Project No. 19-2496 / CIP No. 50594 opened on 04/09/2019 to the lowest responsible bidder, Dakota Barricade, LLC in
the amount of $113,600.00.
38. CC041519-04.5 – Approve award of Total Base Bid for Fire Suppression Halley, Dinosaur,
Meadowbrook & Executive, Project No. PR19-6167 opened on April 9, 2019 to the lowest
responsible bidder, Western States Fire Protection Co. in the amount of $162,920.00.
END OF CONSENT ITEMS

Mayor read in item (PW040919-04) Approve contract extension on contract awarded May 2017 to Simon (Hills Materials) for the purchase of Hot Mix Asphalt for use by various City departments. Motion was made by Nordstrom, second by Laurenti to approve. Nordstrom stated there have been many calls about potholes and encourages citizens to call the pothole hotline. In response to a question from Drew, Tech said the city does have potholes to fix but rely on the public to call as well. Motion carried.

Mayor read in item (LF041019-06) Approve the Authorization of the Mayor and Human Resources Department to Create a Facilities Manager Position for CSAC. Motion was made by Nordstrom, second by Drury to approve. Nordstrom said this position will start off under the Mayor’s office. Nordstrom is in favor of the position. Stroop said the school office are scheduled to be out by July 1. After that date, the city will be responsible for maintaining the building. In response to a question from Salamun, Mayor said the vision is to look at a cycle of keeping up maintenance. The immediate need is with the CSAC building. This employee will be part of the planning process. They will be in charge of museums, senior centers, maintenance, long-term viability and decision making. He said the position will be temporarily housed in the Mayor’s Office until they find a fit. In response to a question from Scott, Stroop said it was his understanding that this position will increase the FTE but won't be using additional funds. The budget analyst position was not filled after it was vacated. This position will take off extra duties from currently employed staff. They are not 100% sure how the position will work until it’s tried out. Motion carried.

Mayor read in item (LF041019-10) Authorize the Mayor and Finance Officer to sign loan documentation with Black Hills Community Bank for Parks Division Equipment in the amount of $145,000.00. Motion was made by Scott, second by Nordstrom to approve. In response to a question from Scott, Biegler said they have done larger equipment in the past through loans. He said these payments are in his budget. Motion carried.

Mayor read in item (LF041019-01) – Acknowledge the Property Tax Process Presented by Shannon Rittberger, Pennington County Equalization – Amanda Scott. Motion was made by Scott, second by Laurenti to acknowledge. Scott thanked Rittberger for the presentation. She said the presentation was for all tax payers and can be viewed online from the April 10, 2019 Legal and Finance meeting. He explained how property taxes are generated starting with the assessed value. She said some people confuse taxes with assessed value. She said it can be a complicated process but the more information the public is given, the better they will understand. Motion carried.

NON-CONSENT ITEMS – Items 39 - 44

Curt Small, owner of the Elks Theatre, spoke on items 31 and 32. He does not want to see the three hour limits go back to two hours. He thinks 2 hours is not enough time to park for downtown customers. He thinks the city is focused on punishing employees instead of doing what’s right for the customers that come downtown. Outside the core area, customers have limited options. He has knowledge of what the city is trying to do. He stated that a $25 parking ticket for a visitor who didn’t understand how to use the mobile application is steep. The high ticket amount is a deterrent for visitors. It’s a grim message for people downtown.

Talbot Wieczorek, downtown business owner, Gunderson Palmer Nelson & Ashmore; spoke regarding items 31 and 32. He has also served on the parking enforcement task force. He stated the end goal for parking is to try and get the highest desired parking spaces have turnover. A lot of people still move their car around. He said the ordinance needs more tweaking. He would like to see long-term parking on side streets. Rapid City is a different place than ten years ago.

Erin Krueger, owner 5th and main furniture by Freed's, stated her business occupies one of the busiest corners in Rapid City. They need their spots in front of their store for their customers. Their customers
won't pay $1.00 an hour for parking. They don't want their spots taken away from their customers. Given the current options, they would opt for meters on Saturday.

**Ordinances**

Ordinance 6320 (PW032619-17) An Ordinance to Amend Section 8.08.090 of the Rapid City Municipal Code to Prohibit Unlawful Deposits of Refuse at City-Designated Drop-Off Sites. Having passed its first reading on April 1, 2019 motion was made by Scott, second by Drew that the title be read the second time. Upon vote being taken the following voted AYE: Salamun, Modrick, Nordstrom, Drew, Scott, Drury, Laurenti and Lewis. NO: None, whereupon the Mayor declared the motion passed and Ordinance 6320 was declared duly passed upon its second reading.

Ordinance 6319 (No. 19RZ008) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Sperlich Consulting, Inc. for West View LandCompany, LLC for a Rezoning Request from General Commercial District to Light Industrial District for property generally described as being located at 2000 Deadwood Avenue. Motion was made by Drew, second by Lewis and carried that Ordinance 6319 be placed upon its first reading and the title was fully and distinctly read and second reading set for Monday, May 6, 2019.

Ordinance 6321 (LF032719-09) An Ordinance Allowing the Installation of Parking Meters and Revising the Existing Time Zones in Downtown Rapid City by Amending Chapter 10.44 of the Rapid City Municipal Code (RCMC). Motion was made by Drury, second by Laurenti to approve. Salamun stated he appreciates the efforts put into this ordinance. He would like to find common ground and make some compromises with the ordinance. He likes the idea of the meter placement. He suggested the city keeps the 3-hour parking limit. He also thinks the fee of $25 is too much, would like to see that go to $15. He wants to see half a city-block allow for permits and the other half open to allow for fluidity. He said the goal is not just to grow revenue but encourage business growth. Substitute motion made by Modrick, second by Salamun, to keep 3-hour non-metered parking, reducing the fine from $25 to $15 and keeping employees two blocks off the core. Lewis called point of order. Hanzel said the ordinance is separate from the items being discussed for change. She said the ordinance doesn't set the time zones or fees. Mayor ruled the substitute motion to be out of order. Hanzel said if the council is comfortable with suggestions, there is room for compromise. She would take suggestions to the parking advisory board. Laurenti said he appreciated the point of order. He doesn't think the council should craft the ordinance, the suggestions can go to the advisory board, but they should be the ones vetting the process. He said this is just to get the framework in place. Nyberg said the current ordinance lists every block and every fee, this new ordinance takes those elements out. There will be a separate resolution setting the fees. Nyberg urged council to approve the first reading. In response to a question from Scott, Hanzel said it's better to remove specific criteria out of the ordinance and refer changes to the committee for faster action. She thinks 3-hour parking is too easy for employees to abuse on-street parking. She asked if any other businesses want the 3-hour limit besides the Elks Theatre. Hanzel said the parking fees and fines will come back on the next fee resolution. She said they are trying to take a light touch with the permit parking program. There are 34 zones. Lewis agrees with leaving 3-hour parking and says $25 fine is too much, although he said the council shouldn't get to set these parameters. In response to a question from Nordstrom, Hanzel said the hours and fees are not ordained in the ordinance. They need to see the program working for a while to understand supply and demand. Drury thanked Hanzel for all her work on this project. She said Hanzel has been the face leading the study while gathering data and holding public meetings. Drury said that $10 is not a deterrent for people getting fines. She thinks it needs to be more than that. Drew said there have been different parking committees for decades. She said this committee has come a long way with modernizing the way we do parking. A lot of people use phone apps and this is a great attribute. She respects the work being done and appreciates the future forward thinking. Modrick said the council needs to listen to businesses as well as customers regarding suggestions. She appreciates the study but thinks the council still needs to do what's best for the city. In response to a question from Modrick, Hansel said the public will get information a month before the install happens. She will be happy to help get the word out and supply information face to face. Salamun asked if there
could be an appeal to council if citizens aren’t happy. Hanzel said it would be best to let the process start and changes can be made later when there are more statistics. Salamun thinks big items should come through council instead of the parking committee. Laurenti said having council be too involved has gotten them in trouble in the past. He said the advisory board will make this more responsive and quicker. They are the experts not the elected officials. Lewis appreciates Salamun’s concerns and thinks big issues will come to council. Nyberg advised them to be careful about setting hours and fees. Motion carried.

Ordinance 6324 (LF041019-11) An Ordinance Updating and Revising the General Parking Regulations of the City of Rapid City by Amending Chapter 10.40 of the Rapid City Municipal Code (RCMC). Motion was made by Scott, second by Laurenti and carried that Ordinance 6324 be placed upon its first reading and the title was fully and distinctly read and second reading set for Monday, May 6, 2019.

**Community Development Items**

Mayor read in item (No. 19PL020) A request by KTM Design Solutions, Inc. for Hermano, LLC for a Preliminary Subdivision Plan for proposed Lot 2A, 2B, 3A, 3B, 4A, 4B, 5A and 5B of Lot 8 of Fountain View Subdivision, generally described as being located north of Harmony Heights Lane and south of 1-90. Motion was made by Scott, second by Laurenti and carried to approve with the following stipulations: 1. Upon submittal of a Development Engineering Plan application, an Engineering Report per Chapter 1.15 of the Infrastructure Design Criteria Manual shall be submitted for review and approval. In addition, permits required for construction shall be approved and issued and 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; 2. Upon submittal of a Development Engineering Plan application, construction plans showing the installation of one intermediate turnaround for fire access no more than 600-feet from the terminus of Harmony Heights Lane shall be submitted for review and approval, or an Exception shall be obtained. If an Exception is obtained, a copy of the approved document shall be submitted with the Development Engineering Plan application; 3. Upon submittal of a Development Engineering Plan application, construction plans showing the installation of one fire hydrant at an interval not to exceed 450-feet from existing fire hydrants serving the property shall be submitted for review and approval, or an Exception shall be obtained. If an Exception is obtained, a copy of the approved document shall be submitted with the Development Engineering Plan application; 4. Upon submittal of a Development Engineering Plan application, water plans and analysis shall be submitted for review and approval that demonstrate that the water service to the lots is adequate to meet estimated domestic flows and required fire flows to support the proposed development. Design reports shall be in conformance with the Infrastructure Design Criteria Manual and signed and sealed by a professional engineer; 5. Upon submittal of a Development Engineering Plan application, a sewer design report shall be submitted for review and approval that demonstrates that the sanitary sewer capacity is adequate to meet estimated flows and provide sufficient system capacity. The design report shall be in conformance with the Infrastructure Design Criteria Manual, and signed and sealed by a professional engineer; 6. Upon submittal of a Development Engineering Plan application, drainage plans and reports demonstrating stormwater detention at historic rates and stormwater quality management for the proposed lots shall be submitted for review and approval. Additionally, all drainage easements shall be provided as necessary; 7. Prior to approval of the Development Engineering Plan application, a Development Agreement shall be entered into with the City for all public improvements; 8. Upon submittal of a Development Engineering Plan application, a cost estimate of the required subdivision improvements shall be submitted for review and approval; 9. Upon submittal of a Final Plat application, the plat document shall show all necessary easements, including drainage easements and utility easements; 10. Upon submittal of a Final Plat application, an agreement securing ownership and maintenance of proposed drainage elements shall be submitted for recording; 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. In
addition, any utilities and drainage proposed outside of the dedicated right-of-way shall be secured within easement(s).

Mayor read in item (No. 19PL021) A request by KTM Design Solutions, Inc. for KTLDCO, LLC for a Preliminary Subdivision Plan for proposed Lot 36, 37, 38, 39 and 40 of Rockinon Ranch Estates, generally described as being located west of the intersection of Lennon Lane and Hendrix Lane. Motion was made by Scott, second by Drury and carried to approve with the following stipulations: 1. Upon submittal of a Development Engineering Plan application, all redline comments on the "Site/Utility Plan" shall be addressed. In addition, the redline comments shall be returned with the Development Engineering Plan application; 2. Upon submittal of a Development Engineering Plan application, construction plans for Lennon Lane shall be submitted for review and approval showing the street located in a minimum 50-foot wide right-of-way and constructed with a minimum 24-foot wide paved surface, curb, gutter, street light conduit, water and sewer or an Exception shall be obtained. In addition, the cul-de-sac bulb shall be located within a minimum 104-foot diameter right-of-way and constructed with a minimum 84-foot diameter paved surface or an Exception shall be obtained. The construction plans shall also show the construction of a sidewalk along Lennon Lane or a Variance from the City Council shall be obtained. If an Exception and/or Variance is obtained, a copy of the approved documents shall be submitted with the Development Engineering Plan application; 3. Upon submittal of a Development Engineering Plan application, a geotechnical report shall be submitted for review and approval; 4. Upon submittal of a Development Engineering Plan application, water plans and analysis prepared by a Registered Professional Engineer shall be submitted for review and approval in accordance with the Infrastructure Design Criteria Manual and the Rapid City Municipal Code. The water plans shall demonstrate that the water service is adequate to meet estimated domestic flows and required fire flows and provide sufficient system capacity. A Master Plan shall also be provided for review and approval showing how the west side of the property will be serviced from the "Upper Northridge" Zone. In addition, utility easements shall be secured as needed; 5. Upon submittal of a Development Engineering Plan application, sewer plans prepared by a Registered Professional Engineer shall be submitted for review and approval in accordance with the Infrastructure Design Criteria Manual and the Rapid City Municipal Code. In particular, the design report shall demonstrate that the sanitary sewer capacity is adequate to meet estimated flows and provide sufficient system capacity. Utility easements shall also be secured as needed; 6. Upon submittal of a Development Engineering Plan application, an Erosion and Sediment Control Plan in compliance with the adopted Stormwater Quality Manual and the Infrastructure Design Criteria Manual shall be submitted for review and approval; 7. Upon submittal of a Development Engineering Plan application, a drainage plan in compliance with the Infrastructure Design Criteria Manual and the Haines Avenue Drainage Basin Plan shall be submitted for review and approval. The drainage plan shall demonstrate that stormwater is being detained to pre-developed/historic rates and provides stormwater quality. In addition, drainage easements shall be secured as needed; 8. 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, permits required for construction shall be approved and issued and construction plans shall be accepted in accordance with the Infrastructure Design Criteria Manual. The utility plans shall also be reviewed and approved by the South Dakota Department of Environment and Natural Resources. The private utility layout plan shall also be submitted to the respective utility companies. All final engineering reports shall be signed and sealed by a Professional Engineer; 9. Upon submittal of a Development Engineering Plan application, a cost estimate for any required subdivision improvements shall be submitted for review and approval; 10. Prior to approval of the Development Engineering Plan application, a Development Agreement shall be entered into with the City for all public improvements; 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.
PUBLIC HEARING ITEMS – Items 45 – 53
Tony Marshall, President of Park Hill Development spoke on (18TI002). He said they have been working on this for three years. This land was obsoletely zoned. It was residential next to light industrial. He said there is limited use for this property. There is normally a buffer between these zones but in this case it’s not needed. He said this type of zoning is not usually aesthetically pleasing. The biggest help is the landscaping between the zones.

CONSENT PUBLIC HEARING ITEMS – Item 45 – 50
Alcohol Licenses
45. Rapid City Summer Nights for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine Retailer license for events on the following 2019 dates: May 30, June 6, 13, 20 and 27; July 4, 11, 18, 25; and August 1, 8, 15, 22, 29 at 500 Block of 7th and 700 Block of St. Joseph
46. American Legion Post 22 for a SPECIAL EVENT On Sale Malt Beverage license for an event scheduled for June 28, 2019 to July 4, 2019 at American Legion Post 22 parking lot, Tract 8 Rapid City Greenway Tract
47. Family Dollar Stores of South Dakota, LLC DBA Family Dollar #27251, 807 East North Street for a Retail (on-off sale) Malt Beverage & SD Farm Wine and Retail (on-off sale) Wine and Cider license
48. Family Dollar Stores of South Dakota LLC DBA Family Dollar #27118, 1025 East Saint Patrick Street for a Retail (on-off sale) Malt Beverage & SD Farm Wine and Retail (on-off sale) Wine and Cider license
49. Naja Shrine Temple for a SPECIAL EVENT On-Sale Special Event On-Sale Dealer license for an event on May 18, 2019 at Naja Shrine Temple, 4091 Sturgis Road
50. Acknowledge applicant’s request to withdraw applications for Overclock Lounge DBA Overclock Lounge, 632 St Joseph Suite 200 for a Retail (on-off sale) Malt Beverage & SD Farm Wine and Retail (on-off sale) Wine and Cider license

Motion was made by Scott, second by Lewis and carried to approve Items 45-50.

END OF CONSENT PUBLIC HEARING CALENDAR

NON-CONSENT PUBLIC HEARING ITEMS – Items 51 – 53
Ordinance 6317 (No. 19RZ006) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, for a request by City of Rapid City Parks and Recreation Department for a Rezoning request from Medium Density Residential District to Public District for property generally described as being located at the 1000 Block of East Minnesota Street having passed its first reading on April 1, 2019 motion was made by Scott, second by Nordstrom that the title be read the second time. Upon vote being taken, the following voted AYE: Scott, Drew, Nordstrom, Modrick, Salamun, Lewis, Laurenti, and Drury. NO: None; Whereupon, the Mayor declared the motion passed and Ordinance 6317 was declared duly passed upon its second reading.

Motion was made by Scott, second by Lewis to approve (19VR001) with stipulations; A request by Scott O'Meara for OM Properties to consider an application for a Vacation of Right-of-Way for property generally described as being located at 316 and 324 East Boulevard. In response to a question from Nordstrom, Horton said they can’t require landscaping. Tech stated there are no trees; they are currently reconstructing this area. A sidewalk will be installed with no landscaping since there is none there now. If the property owner revitalizes their property there would be appropriate landscaping required. Motion carried with the following stipulations: 1. Upon recording of the Vacation of Right-of-Way resolution, a temporary construction easement shall be submitted for recording; and, 2. Upon recording of the Vacation of Right-of-Way Resolution 2019-019, a public utility easement shall be submitted for recording.
Resolution 2019-019
Resolution of Vacation of Right-of-Way

WHEREAS, it appears that the right-of-way located in that portion of the East Boulevard right-of-way adjacent to the previously vacated 30 foot wide strip adjacent to Lots 30 and 31 of Block 4 of Simmons Addition, located in the NE1/4 of the NE1/4, Section 1, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota, more generally described as being the right-of-way lying west of 316 and 324 East Boulevard, is not needed for public purposes; and

WHEREAS, the owner(s) of property adjacent to the above-described right-of-way desires said public right-of-way to be vacated and released.

NOW THEREFORE, BE IT RESOLVED, by the City of Rapid City, that the public right-of-way heretofore described, and as shown on Exhibit "A", attached hereto, and incorporated herein, is hereby vacated.

BE IT FURTHER RESOLVED, that the Mayor and Finance Officer are hereby authorized to execute a release of public right-of-way in regard thereto.

Dated this 15th day of April, 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:
s/ Pauline Sumption
Finance Officer

Ordinance 6318 (No. 19RZ007) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, for a request by City of Rapid City Parks and Recreation Department for a Rezoning request from Low Density Residential District to Public District for property generally described as being located at 3820 Odde Drive. Having passed its first reading on April 1, 2019 motion was made by Drew, second by Scott that the title be read the second time. Upon vote being taken, the following voted AYE: Scott, Drew, Nordstrom, Salamun, Lewis, Laurenti, Drury, and Modrick. NO: None; Whereupon, the Mayor declared the motion passed and Ordinance 6318 was declared duly passed upon its second reading.

Motion was made by Drury, second by Modrick to approve (18TI002) Approve Resolution 2018–081 – A request by Sperlich Consulting, Inc. for Park Hill Development, Inc. to consider an application for a Resolution Creating Park Hill Tax Increment District and Approval of Resolution 2018 – 082 - Approving Project Plan for property generally described as being located north of Sydney Drive, east of Smith Avenue and west of Cambell Street. Drury said this was a great example of an infill project. She appreciates the applicant’s patience and working with city staff on this project. She thinks it is a win-win situation for both parties. She is excited to see a nice buffer here. Nordstrom thanked Marshall for his patience and thinks this is a good project. Motion carried 7-1 with Laurenti voting no.

RESOLUTION NO. 2018-081
RESOLUTION CREATING THE PARK HILL
TAX INCREMENT DISTRICT NUMBER EIGHTY-ONE
AS SUBMITTED BY THE RAPID CITY PLANNING COMMISSION

WHEREAS, the property within the following described District meets the qualifications and criteria set forth in SDCL 11-9; and
WHEREAS, the Council of the City of Rapid City finds that the aggregated assessed value of taxable property in this District, plus the assessed values of all other districts currently in effect, does not exceed ten percent (10%) of the total assessed value of taxable property in the City of Rapid City; and

WHEREAS, the Council finds that:

(1) Not less than twenty-five percent, by area, of the real property within the district is a blighted area or not less than fifty percent, by area, of the real property within the district will stimulate and develop the general economic welfare and prosperity of the state through the promotion and advancement of industrial, commercial, manufacturing, agricultural, or natural resources development; and

(2) The improvement of the area is likely to significantly enhance the value of substantially all other real property in the district.

NOW, THEREFORE, BE IT RESOLVED, by the City of Rapid City that the real property legally described as:

A portion of the unplatted balance of the NE1/4 of the SE1/4 of the SE1/4 of the NE1/4 and a portion of the unplatted balance of the SE1/4 of the NE1/4 less right-of-way, located in the NE1/4 of the SE1/4 and the SE1/4 of the NE1/4;

a portion of the dedicated right-of-way of Sidney Drive located in the NE1/4 of the SE1/4; the vacated right-of-way of Wilma Street located in the NE1/4 of the SE1/4 and the SE1/4 of the NE1/4;

a portion of the dedicated right-of-way of Wilma Street located in the SE1/4 of the NE1/4; and

Lot H1 of the NE1/4 of the SE1/4 and the SE1/4 of the NE1/4, all located in Section 7, T1N, R8E, B.H.M., Rapid City, Pennington County, South Dakota

is hereby designated as the Park Hill Tax Increment District Number Eighty-One.

Dated this 15th day of April, 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:

s/ Pauline Sumption
Finance Officer

RESOLUTION NO. 2018-082
RESOLUTION APPROVING THE PROJECT PLAN FOR PARK HILL TAX INCREMENT DISTRICT NUMBER EIGHTY-ONE 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, there has been established the Park Hill Tax Increment District Number Eighty-One; and
WHEREAS, the Council deems it desirable to promote affordable workforce housing in the corporate limits of the City of Rapid City; and

WHEREAS, this Tax Increment District forms a residential, affordable housing Tax Increment District; and

WHEREAS, the Project Plan submitted helps make this development feasible by assisting with off-street sidewalks, street reconstruction, grading, regional drainage and landscaping to buffer the affordable housing development from the adjacent industrial uses; 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 Project Plan submitted for this Tax Increment District proposes these improvements; and

WHEREAS, the Council has considered the Project Plan submitted by the Planning Commission and determined that the Project Plan for the Park Hill Tax Increment District Number Eighty-One is economically feasible; and

WHEREAS, the Council has further determined that this Project Plan is in conformity with the adopted Comprehensive Plan.

NOW, THEREFORE, BE IT RESOLVED, by the City of Rapid City that the Park Hill Tax Increment District Project Plan for Tax Increment District Number Eighty-One be and hereby is approved as submitted by the Rapid City Planning Commission.

Dated this 15th day of April, 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:

s/ Pauline Sumption
Finance Officer

BILLS
The following bills have been audited:

BILL LIST - APRIL 15, 2019

P/ROLL PERIOD END 03/30/19, PD 04/05/19 1,860,280.71
CDEV P/ROLL PERIOD END 03/30/19, PD 4/05/19 4,101.46
PIONEER BANK & TRUST, 03/30/19 P/ROLL TAXES, PD 04/05/19 484,735.10
CDEV PIONEER BANK & TRUST, 03/30/19 P/ROLL TAXES, PD 04/05/19 960.15
WAGE WORKS, SECTION 125 CLAIMS THROUGH 04/01/19, PD 04/02/19 10,981.36
WAGE WORKS, SECTION 125 CLAIMS THROUGH 04/08/19, PD 04/09/19 9,026.19
SOUTH DAKOTA RETIREMENT SYSTEM, MAR19 RETIREMENT, PD 04/02/19 475,079.42
BERKLEY ASSIGNED RISK SERVICES, MAR19 CLAIMS, PD 04/02/19 48,709.26
US BANK, CREDIT CARD CHARGES, PD 04/01/19 56,756.78
US BANK, CDEV CREDIT CARD CHARGES, PD 04/01/19 322.60
WEST RIVER ELECTRIC ASSOCIATION, ELECTRICITY, PD 04/09/19 21,077.52
BLACK HILLS ENERGY, ELECTRICITY, PD 04/09/19 14,554.79
CITY COUNCIL

APRIL 15, 2019

COMPUTER BILL LIST 2,212,461.54
CDEV COMPUTER BILL LIST 7,416.95
SUBTOTAL 5,208,463.83
RSVP, P/ROLL PERIOD END 3/30/19, PD 4/05/19 1,432.80
RSVP, PIONEER BANK & TRUST, 03/30/19 P/ROLL TAXES, PD 04/05/19 410.35
RSVP, US BANK, CREDIT CARD CHARGES, PD 04/01/19 197.50
RSVP, COMPUTER BILL LIST 39.22
TOTAL 5,208,543.70

Sumption presented the bill list of $5,208,543.70. Motion was made by Salamun, second by Laurenti and carried to authorize (No. CC041519-01) 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 Scott, second by Lewis and carried to adjourn the meeting at 8:18 p.m.

Dated this 15th day of April, 2019.

ATTEST:  
Finance Officer  
(SEAL)  

CITY OF RAPID CITY  
Mayor
A Legal and Finance Committee meeting was held at the City/School Administration Center in Rapid City, South Dakota, on Wednesday, May 1, 2019, at 12:30 p.m.

A quorum was determined with the following members answering the roll call: Steve Laurenti, Laura Armstrong, Becky Drury and Lisa Modrick. Absent: Jason Salamun, Chad Lewis

(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 AGENDA
Motion was made by Drury, second by Laurenti and carried to adopt the agenda.

GENERAL PUBLIC COMMENT
None.

CONSENT ITEMS
Motion was made by Laurenti second by Drury and carried to approve Items 1-9 as they appear on the Consent Items with the exception of Item No 8.

1) Approve Minutes for April 10, 2019

FINANCE DEPARTMENT
2) Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Trevor Phillips (Parks and Recreation), Alexia Hodgson (Police Department),

3) LF050119-01 – Acknowledge March 2019 General Fund Cash Balance Report

4) LF050119-07 – Acknowledge FY2018 Annual Financial Report

5) LF050119-11 – Approve Resolution No. 2019-036 a Resolution Declaring Miscellaneous Personal Property Surplus to be Traded

COMMUNITY DEVELOPMENT
6) LF050119-05 – Authorize the Mayor and Finance Officer to sign the FY2019 Community Development Block Grant Contract with Pennington County Health & Human Services

7) LF050119-06 – Authorize the Mayor and Finance Officer to sign the FY2019 Community Development Block Grant Contract for Behavior Management Systems

FIRE DEPARTMENT
8) LF050119-08 – Drury has questions on what the break-even point would be on this agreement and if it is not a viable project, would we renew it if we are not making any money after the one year trial period. Laurenti’s questions pertain to increased costs, such as: are we buying additional vehicles to cover that area and those costs involved. These questions will be brought to the City Council meeting on Monday night. Drury moved to send to Council without recommendation, to Authorize the Mayor and Finance Officer to Sign Agreement for Ambulance Services Between the City of Rapid City and the City of Summerset. Second by Modrick. Motion carried.
LEGAL AND FINANCE COMMITTEE
May 1, 2019
9) LF050119-09 – Authorize the Mayor and Finance Officer to Sign Agreement with South Dakota Department of Agriculture, Wildland Fire Division, for Wildland Fire Suppression Assistance

END OF CONSENT CALENDAR

NON-CONSENT ITEMS – Items 10 – 15

Public Comment opened – Items 10 – 15

Diane Roberts, owner of Fifth and Main Furniture, addressed the committee regarding the new parking ordinance changes. Their business would like to respectfully request three things: Permit parking delayed until we have a feel of how the dynamics will change in the periphery; delineate between the paid parking in the metered areas and free parking all day on Saturday in the periphery; monitor and charge for all parking on Saturday or nothing.

Curt Small, owner of the Elks Theatre, addressed his biggest concerns with the proposal: the $25.00 fine, which he understands is now proposed at $15.00 but recommends keeping it at $10.00 for a period of time for customers to adapt to all of the changes in the downtown parking. He also feels the two hour parking limit is not reasonable and would like to see this remain at three hours.

Public Comment closed

FINANCE DEPARTMENT
10) LF050119-03 – Laurenti moved to approve the Introduction and First Reading of Ordinance No. 6327, an Ordinance Regarding Supplemental Appropriation #3 for 2019. Second by Drury. Motion carried.

CITY ATTORNEY’S OFFICE
11) LF050119-02 – Laurenti asked the City Attorney to verify that this ordinance repeals any limitations by the municipality in regards to the carrying of firearms. City Attorney Kinsley Groote clarified that once approved there will be no limitations that are against state statute and will be compliant with state statute. Groote will attend the City Council meeting to address any questions regarding situations where the City is able to make limitations. Drury moved to approve the Introduction and First Reading of Ordinance No. 6325, An Ordinance to Amend Section 9.28.030 and Repeal Section 9.28.040 of the Rapid City Municipal Code Relating to Firearms. Second by Laurenti. Motion carried.

12) LF050119-04 – Laurenti moved to approve the Introduction and First Reading of Ordinance No. 6328, An Ordinance Amending Section 5.12.080 and Adding Section 12.20.110 of the Rapid City Municipal Code Regarding the Consumption, Mixing or Possession of Alcoholic Beverages in Public Places. Second by Modrick. Motion carried.

13) LF032719-09 – Modrick asked City Attorney Joel Landeen to address some of the points regarding the parking ordinances made by the business owners and asked if the feedback given here today has any bearing on the outcome of the public meeting tomorrow night or on the second reading of the two ordinances. Landeen explained that the resolution can be amended on Monday night but if significant amendments are made to the ordinances that change the intent of the ordinance, the second reading of the ordinance amendment would potentially have to be continued. He went on to say if you approve the ordinance, you do not have direct say in a lot of the policies because changing things becomes very cumbersome and takes a lot of time. He asks the committee to be very careful before trying to micro manage the parking because there are lessons learned and very specific reasons why all of the regulations are being taken out of the parking ordinance. Landeen believes the City should rely on the parking committee and give the recommendations of the
parking consultants a chance to work before changing them. Modrick values the opinion but her concern is with the body selected to manage the parking as the Council is in charge of policies/rates/charges and they need to be the voices of those that have concerns. She expressed that had they not been a voice a couple of weeks ago, we would not have the business owners/property owners that are being affected by the change coming before us now and having another public meeting tomorrow night. Therefore, she feels it is important that it has come before the council so the conversations are opened, discussed and there is public comment. She wants to make sure if we go forward with any ordinance that has a piece of the Council’s job of policies/rates/charges, that we are not having exclusion of City Council because the Council is the voice of the people. She asked how this will be addressed with these two recommendations and how will changes in policy come back to the Council. Landeen reiterated that council will not be included in all of the day to day policy changes and management of the downtown parking but if there are recommendations that involve and ordinance change, it would come back to the Council. Modrick has reservations regarding rushing an ordinance that maybe still needs some additional work. Drury asked Sarah Hanzel from Long Range Planning how long the City has been working on the parking proposal, if citizens can bring concerns to the Parking Board, and if she could answer Ms. Alberts and Mr. Small’s concerns. Hanzel explained the downtown master plan was adopted in 2016 which began a year-long study and public engagement. One of the major concerns coming out of that study from the downtown community as a whole, was the downtown parking and how to address it. There were over a thousand people who participated in the study. In 2017, the City contracted Walker Parking Consultants to help develop the parking plan and recommendations. Throughout 2018, staff and the Advisory Board that is currently serving, has been building on those recommendations. The plan has been worked on directly for over two years and three years indirectly. Hanzel defined the Parking Board which will hold public meetings that citizens may attend to discuss the occupancy data collected or to voice issues or concerns. Hanzel addressed the concerns brought today along with what the Council asked them to re visit after the first reading of the amendments, specifically relating to the $25.00 violation fee, which they have proposed at a reduced rate of $15.00. This fee is set by resolution which would always come back to Council as well as the parking meter rate of $1.00. She reiterated that the purpose of a fine is to affect behavior so if it does not affect behavior, it would not stay at $15.00. Time zone limits of two hours versus three hours were also re-evaluated, looking at best practices on managing time limited areas and taking into consideration the parking consultants continued advisement of two hour limits working better than three hours. Lt. Bock from the Police Department, described the software the City has been using which has collected nine months of data. Jim Gilbert, Director of IT, shared what the technology provided using 147 days of data with 45,000 identifiable plates scanned. Looking at the data and frequency of the same plates being downtown at 25%, the data for high frequency number of day’s downtown shows only 80 unique plates. If expanded out to 20%, it shows 195 unique plates. The data indicates that a lot of the people that are parking downtown are parking for a small percentage of the 147 days. The problem is that even at 195 cars when you are only talking about the 500 to 700 of the core spaces, this is a large portion of the core. In addition, the average period of time any one particular car is parked in the downtown area is 1.7 hours. On average when looking at all 45,000 plates, data is seeing 1.7 to 1.8 hours people stay in the downtown area but When looking more specifically at the cars that are downtown a lot, such as the first 80 or 195 then the average goes up to approximately 4 to 6 hours. The data shows high frequency with longer time and low frequency with lower time downtown. Drury mentioned there has been some suggestions to test it for three or six months and then implement it later and asked if this is a feasible option or is it something that makes it more confusing. Hanzel addressed this by saying she’s not sure we can do that because many employees who park downtown currently, do have hang tags and have a place to park when they cannot shuffle conveniently, but there is anywhere from a hundred to two hundred people on wait lists who do not have a place to go. By installing the new meters, those employees “shuffling” will only have the options of feeding a meter, get parking tickets every day, or find unmonitored areas, which is really far to walk, which then concentrates all of those employees on a handful of block faces. In an ideal scenario, we wouldn’t need to have any on street
permit parking and all employees would have an off street place to go, but that is not the case. Fortunately, Rapid City has some streets downtown that have a lot of excess capacity. The City understands the concerns on over saturating employees on any given block face which is what happens now and what the City is trying to get away from. Hanzel expressed that we don't expect that it will get out of the gate perfectly on day one, but we will have a lot more ability to understand the balance between employees and visitors on any given block face. Drury asked if the fine is $15.00 if she stays all day or $15.00 every time they come around and check the vehicle. Landeen communicated it is every time they check your vehicle which is the way it has been enforced. He raised the question regarding how many times they get around and should it be $15.00 for the entire day or how often. He detailed that one of the reasons the staff has been flexible with the ordinance regarding the fines is that we can go down to $15.00 rather than start out at $25.00 but if it is determined that it is not altering people's behavior and have the data to show that, they can bring it back to the Parking Committee and the Council for reconsideration. He gave an example: we have proposed eleven hour enforcement on the meters so technically, you could pay a meter all day for $11.00 and if the fine was kept at $10.00 as Mr. Small proposed, you could park all day and pay a fine of $10.00 or pay $11.00 for the meter; therefore, we could not keep the fine the same as it has been. The City felt $15.00 is as low as they could go to keep it as a deterrent so as not to encourage people to receive violations verses pay the fee. Lt. Bock informed the Committee the ordinance as written today, you receive a ticket for every time zone violation, meaning if it was a three hour zone we could come back every three hours and issue another ticket. This was put into place to de incentivize people from using the one ticket as an all-day pass. This does not apply to meters. Laurenti commented that the current process does not work at all and the new ordinances, with drawing the policies out of it, will let the data dictate how the parking is managed, which is how decisions should be made and not by those who voice their opinions the loudest. Landeen stated it is important to implement the permits the same time we roll out the meters because it will stop some of the shuffling and free up spots in the most desirable areas of Main and St. Joe so when customers come downtown, they have a place to park. The permits will also help from inundating the block faces closest to the core, which is where the shufflers would move to. The whole point of the permit is to more efficiently use our off street resources. Landeen then addressed Saturday enforcement and asked everyone if turnover is important on Main and St. Joe on Saturday? If turnover is important, then the meters need to be enforced otherwise the employees and residents will take a lot of those spaces which they may or may not already be doing. The data doesn't currently show there is justification in enforcing the 2 hour parking periphery when there are only one or two cars on a lot of the block faces. If we have a specific issue using an example of Freed's or another close block face to the core, then these areas would definitely be looked at to determine a solution such as loading zones, or if they need to be included in the first expansion of the meters, but not sure that will be a need yet. The final item Landeen touched on is the debate between the two hour and three hour periphery. Statistics show that Rapid City is no different than any other City with the data showing the average stay downtown is less than two hours. The more time we add, the more it encourages people to shuffle. His concern is allowing three hours in the periphery just moves the shuffling problem there and reminds everyone that part of the goal is to change people's behavior. Modrick believes there are still some things to be looked at before the Monday night meeting and feels we may be shifting the problem to the periphery and wants everyone to recognize the core has expanded. She also added that there may be other ideas that come to the May 2nd meeting. Finance Officer Sumption pointed out, for everyone to please keep into consideration, that all leased lots are free on weekends, holidays, and evenings after 5:00 pm. Drury moved to approve the Second Reading and Recommendation of Ordinance No. 6321 An Ordinance Allowing the Installation of Parking Meters and Revising the Existing Time Zones in Downtown Rapid City by Amending Chapter 10.44 of the Rapid City Municipal Code (RMC). Second by Laurenti. A roll call vote was taken with Armstrong, Laurenti and Drury voting yes. Modrick voting no. Motion carried.
14) LF041019-11 – Drury moved to approve the Second Reading and Recommendation of Ordinance No. 6324 An Ordinance Updating and Revising the General Parking Regulations of the City of Rapid City by Amending Chapter 10.40 of the Rapid City Municipal Code (RCMC). Second by Laurenti. A roll call vote was taken with Armstrong, Laurenti and Drury voting yes. Modrick voting No. Motion carried.

15) LF050119-10 – Laurenti moved to Approve Resolution 2019-035, A Resolution Amending Certain Fees to be Charged in 2019 for Various Licenses, Permits and Applications. Second by Drury. A roll call vote was taken with Armstrong, Laurenti and Drury voting Yes. Modrick Voting No. Motion carried.

ADJOURN

There being no further business to come before the Council at this time, motion was made by Drury second by Laurenti and carried to adjourn the meeting at 1:22 p.m.
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, May 6, 2019, at 6:30 P.M.

The following members were present: Mayor Steve Allender and the following Alderpersons: Jason Salamun, Lisa Modrick, Ritchie Nordstrom, Amanda Scott, Darla Drew, Becky Drury, Laura Armstrong, Chad Lewis, and John Roberts; the following Alderpersons arrived during the course of the meeting: John Roberts; and the following were absent: Laura Armstrong.

Staff members present included: Finance Officer Pauline Sumption, City Attorney Joel Landeen, Police Chief Karl Jegeris, Fire Chief Rod Seals, Public Works Director Dale Tech, Community Development Director Ken Young, Parks and Recreation Director Jeff Biegler, IT Director Jim Gilbert, Long Range Planner, Sarah Hanzel, Lieutenant Cathy Boch and Administrative Coordinator Heidi Weaver-Norris.

ADOPTION OF AGENDA
Motion was made by Salamun, second by Drew and carried to adopt the agenda.

AWARDS AND RECOGNITIONS
Mayor Allender presented Public Works Director, Dale Tech, with the DENR: 2018 Secretary’s Award for Drinking Water Excellence and DENR: 2018 Operation and Maintenance Wastewater Treatment Award. Tech said the awards belong to the city employees. They take their jobs seriously. They are continually trained and certified and take great pride in their work.

Mayor Allender presented the Proclamation for National Small Business Week to Jaime Wood, SBA South Dakota District Director and Pam Selberg, Senior Area Manager of the Rapid City Small Business Association. They are both proud of being connect with small business in South Dakota.

NON-PUBLIC HEARING ITEMS – Items 4 – 75
Amy Taormina spoke on item CIP041219-09. She has lived on E St. Francis since 2011 and it has always had a dust problem. She has to buy larger air filters. The dust is very thick. Her son has asthma and they both have allergies. She would like to fix the road.

Charles Klode also spoke on item CIP041219-09. He would like the street to be fixed also. He has lived in his house since 2009 and needs to replace the filters in his truck 3-4 times per year. The dust is terrible out there. He would like road fixed.

CONSENT ITEMS – Items 4 – 62

55. No. CIP041219-09 – Approve approximately $80,000 to pave E. St Francis - Lisa Modrick

60. No. CC050619-02.2 – Approve award of Base Bid plus Alternate #1 for the Total Bid for Harney Little League Improvements Fence, Bleachers, Dugouts, Project No. PR19-6170 opened on April 30, 2019 to the lowest responsible bidder, Complete Concrete, Inc. dba Complete Contracting Solutions in the amount of $141,511.00.

61. No. CC050619-02.3 – Award Total Bid in the amount of $92,312.50 to Pete Lien & Sons, Inc. opened on April 30, 2019 for Ready Mix Concrete for various City departments.

Approve Minutes
4. Approve Minutes for the April 15, 2019 Regular Council meeting.

Vacations of Right-Of-Way Set for Hearing (June 3, 2019)
5. No. 19VR002 - A request by FMG Engineering for Rapid City Economic Development Foundation for a Vacation of Right-of-Way for property generally described as being located northeast of the intersection of East Boulevard and East Main Street.

Alcoholic Beverage License Applications Set for Hearing (May 20, 2019)
6. KOL LLC for a SPECIAL EVENT On-Sale Malt Beverage license for an event scheduled for June 12, 2019 at Bankwest, Inc., 311 Omaha Street
7. Rapid City Club for Boys, Inc. for a SPECIAL EVENT Off-Sale Package Wine license for an event scheduled for May 21, 2019 at Holiday Inn, 505 N. 5th Street
8. City of Rapid City for a SPECIAL EVENT On-Sale Malt Beverage license for an event scheduled for June 21, 22 and 23, 2019 at Executive Golf Course, 210 Founders Park Drive
9. Jennifer Lynne Thomas Patterson DBA Quintessence Salon and Spa, 512 Main Street, Suites 200 and 230 for a Retail (on-off sale) Malt Beverage & SD Farm Wine license
10. Holiday Stationstores, LLC DBA Holiday Stationstore #465, 1610 Caregiver Circle for a Package (off-sale) Liquor License TRANSFER from Holiday Stationstores, LLC DBA Holiday Stationstore #449, 1846 Eglin Street
11. Holiday Stationstores, LLC DBA Holiday Stationstore #449, 1845 Eglin Street, for a Retail (on-off sale) Wine and Cider license
12. Holiday Stationstores, LLC DBA Holiday Stationstore #455, 3216 E Highway 44, for a Retail (on-off sale) Wine and Cider License and for a Retail (on-off sale) Malt Beverage & SD Farm Wine license

Alcoholic Beverage License Applications Set for Hearing (May 20, 2019)
2019 Retail (on-off sale) Malt Beverage & SD Farm Wine License Renewals
13. Mini Mart Inc. DBA Loaf ‘N Jug #446, 2700 E Hwy 44 for a Retail (on-off sale) Malt Beverage & SD Farm Wine license renewal
14. Big D Oil Co. DBA Big D Oil #45, 251 Stumer Rd for a Retail (on-off sale) Malt Beverage & SD Farm Wine license renewal
15. Platinum Restaurant Group, Inc. DBA Marco’s Pizza #3019 for a Retail (on-off sale) Malt Beverage & SD Farm Wine license renewal

Public Works Committee Consent Items
16. PW043019-02: Authorize Mayor and Finance Officer to Sign Resolution 2019-033, A Resolution to Approve the Formation of the Stonecrest Road District.

Resolution 2019-033
A RESOLUTION TO APPROVE THE FORMATION OF THE STONECREST ROAD DISTRICT

WHEREAS the City of Rapid City finds that the proposed Stonecrest Road District lies within its extraterritorial platting jurisdiction; and

WHEREAS the establishment of such a district within the subdivision jurisdiction of the City of Rapid City must be submitted to the governing body for approval in accordance with SDCL § 31-12A-5.1; and

WHEREAS the City of Rapid City has no objections to the creation and incorporation of the proposed road district.
NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Rapid City that the proposed Stonecrest Road District, sought to be incorporated pursuant to SDCL 31-12A and including the following property, legally described as

LOTS 3-7 INCLUSIVE, LOT 8 REVISED, AND LOTS 9-10 OF CLARKSON 2-C SUBDIVISION, PENNINGTON COUNTY, SOUTH DAKOTA

is hereby approved by the Common Council for the City of Rapid City.

Dated this 6th day of May, 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:

s/ Pauline Sumption
Finance Officer

17. PW043019-01: Approve Change Order 4 to Simon Contractors of SD, Inc. for E. Blvd/E. North Street Utility Reconstruction Project, Project #14-2170/CIP 50866.1 for an increase of $5,369.90.
18. PW043019-03: Authorize staff to advertise for 2019 Chip Seal Project No. 18-2468 / CIP 50844 for $300,000.
19. PW043019-04: Authorize Staff to Advertise Bids for Joint Sealing/Panel Repair Cambell St Project 18-2472 / CIP No. 50445. Estimated Cost $400,000.00.
21. PW043019-06: Authorize staff to advertise bids for Pavement Rehabilitation Project -Fountain Plaza Drive and Rand Road, Project No. 18-2471 / CIP No. 50549. Estimated Cost: $460,000.
22. PW043019-07: Authorize Mayor and Finance Officer to Sign an Agreement between the City of Rapid and Sperlich Consulting, Inc. for Professional Engineering Services for St. Cloud Construction – 5th to Highland Ct., Project No. 18-2487, CIP No. 51036, in the amount of $166,794.00.
23. PW043019-08: Authorize Mayor and Finance Officer to Sign an Amendment to the Agreement between the City of Rapid City and Pennington County for Property Acquisition on the Deadwood Avenue Reconstruction I90 to Meade County. City Project No. 17-2375 / CIP No. 50437.
24. PW043019-09: Authorize Mayor and Finance Officer to Sign an Agreement between the City of Rapid City and Black Hills Power, Inc. for Construction of Public Sanitary Sewer and for Oversize Sanitary Sewer Main Cost Reimbursement, not to exceed $135,572.92.
25. PW043019-10: Authorize Mayor and Finance Officer to sign Oversize Agreement to increase water main from 8" to 12" in Addison Avenue east of Healing Way, not to exceed $27,255.
26. PW043019-11: Authorize Mayor and Finance Officer to Sign an Agreement between the City of Rapid City and Elite Custom Homes, LLC. for Construction of Public Storm Sewer.
27. PW043019-12: Authorize Mayor and Finance Officer to Sign Resolution No. 2019-028 Construction Fee Resolution for 5th Street Water Main Oversize - Per Acre Fee, Project No. DEV12-1098.

Resolution # 2019-028
CONSTRUCTION FEE RESOLUTION FOR 5TH STREET WATER MAIN OVERSIZE
PROJECT NO. DEV12-1098

WHEREAS, Section 13.04.190 of the Rapid City Municipal Code (RCMC) authorizes the City Council to require properties benefited by the construction of water pipes or mains to pay their proportionate share
of the cost to construct such water pipe or main prior to being allowed to connect to the City’s water utility; and

WHEREAS, a 16” water main was extended in 5th Street per City Project No. DEV12-1098; and

WHEREAS, the City’s total oversize cost of constructing this water main was $42,929.00; and

WHEREAS, the City’s engineering staff has identified the total area that will benefit from construction of this water main, as shown on Exhibit A, which has been attached hereto and incorporated herein; and

WHEREAS, the City’s Public Works Director is recommending the cost to construct this main be paid by the properties which will benefit from its construction prior to such properties being served by the City’s water utility; and

WHEREAS, the City’s Public Works Director is recommending the construction fees be apportioned to the benefiting area shown on Exhibit A, based on the benefits that accrue to such property, and as such, should be established on a per-acre basis; and

WHEREAS, the City Council, having considered the recommendation of the City’s Public Works Director and having made such investigation as it finds necessary, determines that it is in the best interests of the City and its water utility that the owners of properties within the benefitting area should pay their proportionate share of the cost to construct this project on a per-acre basis.

NOW THEREFORE, BE IT RESOLVED, by the City of Rapid City, that prior to being allowed to connect to the City’s water system, the owners of property in the benefitting area shown in Exhibit A shall be required to pay a proportionate share of the cost of constructing the 16” water main shown in City Project No. DEV12-1098.

BE IT FURTHER RESOLVED that the owners of the property shown on Exhibit A shall pay $2,060.92 per acre to connect to the City’s water utility.

BE IT FURTHER RESOLVED that all construction fees collected as established herein shall accrue to the water utility enterprise fund.

BE IT FURTHER RESOLVED that such utility construction fees shall remain in effect until such time as the balance of the project costs totaling $42,929.00 has been collected, or until all benefitting properties have connected to City water, at which time this Resolution and the utility construction fee shall automatically expire.

Dated this 6th day of May, 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:
s/ Pauline Sumption
Finance Officer

28. PW043019-13: Authorize Mayor and Finance Officer to Sign Resolution No. 2019-029 Construction Fee Resolution for Krebs Drive Water Main Extension Oversize - Per Acre Fee, Project No. 18-2446.
Resolution # 2019-029
CONSTRUCTION FEE RESOLUTION FOR KREBS DRIVE WATER MAIN EXTENSION OVERSIZE
PROJECT NO. 18-2446

WHEREAS, Section 13.04.190 of the Rapid City Municipal Code (RCMC) authorizes the City Council to require properties benefited by the construction of water pipes or mains to pay their proportionate share of the cost to construct such water pipe or main prior to being allowed to connect to the City's water utility; and

WHEREAS, a 10" water main was extended in Krebs Drive per City Project No. 18-2446; and

WHEREAS, the City's total oversize cost of constructing this water main was $14,305.00; and

WHEREAS, the City's engineering staff has identified the total area that will benefit from construction of this water main, as shown on Exhibit A, which has been attached hereto and incorporated herein; and

WHEREAS, the City’s Public Works Director is recommending the cost to construct this main be paid by the properties which will benefit from its construction prior to such properties being served by the City’s water utility; and

WHEREAS, the City’s Public Works Director is recommending the construction fees be apportioned to the benefiting area shown on Exhibit A, based on the benefits that accrue to such property, and as such, should be established on a per-acre basis; and

WHEREAS, the City Council, having considered the recommendation of the City’s Public Works Director and having made such investigation as it finds necessary, determines that it is in the best interests of the City and its water utility that the owners of properties within the benefitting area should pay their proportionate share of the cost to construct this project on a per-acre basis.

NOW THEREFORE, BE IT RESOLVED, by the City of Rapid City, that prior to being allowed to connect to the City’s water system, the owners of property in the benefitting area shown in Exhibit A shall be required to pay a proportionate share of the cost of constructing the 10" water main shown in City Project No. 18-2446.

BE IT FURTHER RESOLVED that the owners of the property shown on Exhibit A shall pay $489.90 per acre to connect to the City’s water utility.

BE IT FURTHER RESOLVED that all construction fees collected as established herein shall accrue to the water utility enterprise fund.

BE IT FURTHER RESOLVED that such utility construction fees shall remain in effect until such time as the balance of the project costs totaling $14,305.00 has been collected, or until all benefitting properties have connected to City water, at which time this Resolution and the utility construction fee shall automatically expire.

Dated this 6th day of May, 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:
s/ Pauline Sumption
Finance Officer
29. PW043019-14: Authorize Mayor and Finance Officer to Sign Resolution No. 2019-030
Construction Fee Resolution for Auburn Hills Subdivision – Haines Avenue Water Main Oversize - Per Acre Fee, Project No. DEV17-1365.

Resolution # 2019-030
CONSTRUCTION FEE RESOLUTION FOR AUBURN HILLS SUBDIVISION – HAINES AVENUE WATER MAIN OVERSIZE PROJECT NO. DEV17-1365

WHEREAS, Section 13.04.190 of the Rapid City Municipal Code (RCMC) authorizes the City Council to require properties benefited by the construction of water pipes or mains to pay their proportionate share of the cost to construct such water pipe or main prior to being allowed to connect to the City’s water utility; and

WHEREAS, a 12” water main was extended in Haines Avenue north of Cobalt Drive per City Project No. DEV17-1365; and

WHEREAS, the City’s total oversize cost of constructing this water main was $23,933.31; and

WHEREAS, the City’s engineering staff has identified the total area that will benefit from construction of this water main, as shown on Exhibit A, which has been attached hereto and incorporated herein; and

WHEREAS, the City’s Public Works Director is recommending the cost to construct this main be paid by the properties which will benefit from its construction prior to such properties being served by the City’s water utility; and

WHEREAS, the City’s Public Works Director is recommending the construction fees be apportioned to the benefitting area shown on Exhibit A, based on the benefits that accrue to such property, and as such, should be established on a per-acre basis; and

WHEREAS, the City Council, having considered the recommendation of the City’s Public Works Director and having made such investigation as it finds necessary, determines that it is in the best interests of the City and its water utility that the owners of properties within the benefitting area should pay their proportionate share of the cost to construct this project on a per-acre basis.

NOW THEREFORE, BE IT RESOLVED, by the City of Rapid City, that prior to being allowed to connect to the City’s water system, the owners of property in the benefitting area shown in Exhibit A shall be required to pay a proportionate share of the cost of constructing the 12” water main shown in City Project No. DEV17-1365.

BE IT FURTHER RESOLVED that the owners of the property shown on Exhibit A shall pay $890.04 per acre to connect to the City’s water utility.

BE IT FURTHER RESOLVED that all construction fees collected as established herein shall accrue to the water utility enterprise fund.

BE IT FURTHER RESOLVED that such utility construction fees shall remain in effect until such time as the balance of the project costs totaling $23,933.31 has been collected, or until all benefitting properties have connected to City water, at which time this Resolution and the utility construction fee shall automatically expire.

Dated this 6th day of May, 2019.
30. PW043019-15: Approve Request from Justin Hammer & Katie Hammer for a variance to waive the requirement to install sidewalk along Wildwood Drive, Rapid City, per City Ordinance 12.04.060.

31. PW043019-16: Approve Request from Fisk Surveying & Consulting Engineers, Inc. for a Variance to Waive the Requirement to Install Sidewalk per City Ordinance 12.08.060 along Haines Avenue for the proposed Chalkstone Subdivision Development.

32. PW043019-24: Authorize Mayor and Finance Officer to Sign an Construction Administration Professional Service Agreement between the City of Rapid City and FMG Engineering, Inc. for Disk Drive and Haines Avenue Intersection, Project No. 16-2347 l CIP No. 51121. In the amount of $108,322.00.

33. PW043019-17: Approve advertising authority for Purchase of one (1) Current Model Year Single Axle Sander with V-Plow to be used by the Street Department for snow removal/sanding, estimated cost $185,500.00

34. PW043019-18: Approve request to purchase one (1) Current model year Dodge 2500 4x4 Pickup from Liberty Superstore for the amount of $29,500 for use by Water Reclamation Storm Water fleet.

35. PW043019-19: Approve request to purchase one (1) Current model year Dodge Cargo Van from Liberty Superstore for the amount of $26,836.00 for use by Stormwater Drainage fleet.

36. PW043019-20: Approve request to purchase one (1) Current model year Dodge 2500 4x4 Pickup from Liberty Superstore for the amount of $30,931 for use by the Water Reclamation Waste Water Collection fleet.

37. PW043019-21: Authorize staff to advertise for bids for LaCroix Disc Golf and Trails Project PR19-6169, estimated cost $80,000.

38. PW043019-22: Authorize Mayor and Finance Officer to Sign an Agreement between the City of Rapid City and Yasmeen Dream. LLC for negotiated reimbursement in the amount of $184,725.00 for storm water detention improvements in North Valley Park development.


**Legal & Finance Committee Consent Items**

40. Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Trevor Phillips (Parks and Recreation), Alexia Hodgson (Police Department).

41. LF050119-01 – Acknowledge March 2019 General Fund Cash Balance Report

42. LF050119-07 – Acknowledge FY2018 Annual Financial Report

43. LF050119-11 – Approve Resolution No. 2019-036 a Resolution Declaring Miscellaneous Personal Property Surplus to be Traded

**Resolution #2019-036**

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, including release to insurance company due to total loss:

From: PARKS 607
For Deletion (Trade):
2019 BIG TEX 5X10 DUMP TRAILER
VIN# 16VD1028k5081358

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 6th day of May, 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:
s/ Pauline Sumption
Finance Officer

44. LF050119-05 – Authorize the Mayor and Finance Officer to sign the FY2019 Community Development Block Grant Contract with Pennington County Health & Human Services
45. LF050119-06 – Authorize the Mayor and Finance Officer to sign the FY2019 Community Development Block Grant Contract for Behavior Management Systems
46. LF050119-09 – Authorize the Mayor and Finance Officer to Sign Agreement with South Dakota Department of Agriculture, Wildland Fire Division, for Wildland Fire Suppression Assistance

CIP Committee Consent Items
47. No. CIP041219-00 - Acknowledge Capital Improvement Programs Committee Monthly Updates for April 2019
48. No. CIP041219-03 – Approve Capital Plans for Government Facilities – (Fire & Emergency Services, Parks & Recreation, CSAC, Summary)
49. No. CIP041219-04 – Approve Capital Plan for Fire Vehicles
50. No. CIP041219-05 – Approve Capital Plan for Parks & Recreation
51. No. CIP041219-06 – Approve Capital Plan for Information Technology
52. No. CIP041219-01 – Acknowledge Financial Report (Summary, DCA Charges and Debt Service)
53. No. CIP041219-02 – Approve Capital Plan for PW Infrastructure
54. No. CIP041219-07 – Approve 5-year CIP Plan 2020-2024

Community Development Consent Items
56. 19TP007: Acknowledge 2016-2018 Socio-economic Report (Informational Only)
57. 19TP009: Acknowledge Coordinated Public Transit-Human Services Transportation Plan – Final Report (Informational Only)
58. 19TP013: Acknowledge East Rapid City Traffic and Corridor Analysis Study – Draft Report (Informational Only)

Bid Award Consent Items
59. No. CC050619-02.1 – Approve award of Total Base Bid for Parks and Recreation Bridge Improvements, Project No. PR18-2406 opened on April 30, 2019 to the lowest responsible bidder, Corr Construction Services in the amount of $195,361.70.
62. No. CC050619-02.4 - Award Total Bid in the amount of $233,766.00 to Eddie’s Truck Center/Northern Truck Equipment., opened on April 30, 2019 for Two (2) Current Model Year Single Axle Dump Trucks.

END OF CONSENT ITEMS

Mayor read in item (No. CIP041219-09) Approve approximately $80,000 to pave E. St Francis - Lisa Modrick. Motion was made by Modrick, second by Salamun to approve up to $80,000. Tech clarified the motion and asked that it be corrected to “approximately $80,000” Modrick and Salamun agreed to the amended language. In response to a question from Scott, Tech said paving the road should take care of most of the current problems. Tech explained that this portion of the city was annexed in from the county. When the county was in charge of this land, there allowed homes to be built without a road system. It was never a county maintained road. Scott asked if there are other gravel roads out there. Tech said there is a total of approximately eight miles of roads that are not paved. He said it is a good choice to pave this road due to the amount of dust. He stated the city should be paving primary accesses instead of alleys behind houses. Tech said they review the priority list of roads annually. Roberts arrived at 6:56 p.m. In response to a question from Drew, Tech said CIP stands for Capital Improvement Program. These funds are approved for street maintenance, paving and reconstruction. Sumption said there is approximately $20 million in CIP for streets. Motion carried.

Mayor read in item (No. CC050619-02.2) Approve award of Base Bid plus Alternate #1 for the Total Bid for Harney Little League Improvements Fence, Bleachers, Dugouts, Project No. PR19-6170 opened on April 30, 2019 to the lowest responsible bidder, Complete Concrete, Inc. dba Complete Contracting Solutions in the amount of $141,511.00. In response to a question from Scott, Biegler said there was a clerical error in the calculation. The amount out of vision should be $93,667.04 and the amount of $47,843.96 coming out of Parks and Rec CIP. This doesn’t change the total amount, only the allocation. Motion was made by Nordstrom, second by Lewis and carried to approve.

Mayor read in item (No. CC050619-02.3) Award Total Bid in the amount of $92,312.50 to Pete Lien & Sons, Inc. opened on April 30, 2019 for Ready Mix Concrete for various City departments. Scott asked to abstain from the item. Motion was made by Salamun, second by Drury to approve. Motion carried 8-0 with Scott abstaining.

NON-CONSENT ITEMS – Items 63 – 75

Curt Small spoke on the parking ordinance. He said the city did a great job of collecting data. He stated there was one of data during the months of June, July and August. He would like council to postpone the vote until after the summer when they can collect more data. Casey Peterson spoke about his concerns. He said he has a different set of issues. He has concerns around the area of 5th Street and Main, near the YMCA, Turnac Tower and Black Hills Energy. There are a lot of parking challenges near that area. He would like to see vote delayed to work more on the ordinance.

Kyle Trelor spoke on item (PW011519-14.2) He said Dream Design would like to be reimbursed for oversize costs. Hani Shafai spoke on the same item. He said they have been going back and forth on this item for two years. He said other businesses are asking for similar requests on the agenda and those are being granted. He said he was told if they upfront the costs, the costs would be recovered. He was told the city has no money, yet they reimburse other projects. He is asking that $110,000 be reimbursed.

Ordinances

Ordinance 6322 (No. 19RZ009) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Sperlich Consulting, Inc. for Doeck, LLC for a Rezoning from Medium Density Residential District to Low Density Residential District for property generally described as being located north of the intersection of Cobalt Drive and Coal Bank Court. Motion was made by Salamun,
second by Drury and carried that Ordinance 6322 be placed upon its first reading and the title was fully and distinctly read and second reading set for Monday, May 20, 2019.

Ordinance 6323 (No. 19RZ010) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Sperlich Consulting, Inc. for Doeck, LLC for a Rezoning from General Agricultural District to Low Density Residential District for property generally described as being located north of the intersection of Cobalt Drive and Misty Woods Lane. Motion was made by Lewis, second by Drury and carried that Ordinance 6323 be placed upon its first reading and the title was fully and distinctly read and second reading set for Monday, May 20, 2019.

Ordinance 6321 (LF032719-09) An Ordinance Allowing the Installation of Parking Meters and Revising the Existing Time Zones in Downtown Rapid City by Amending Chapter 10.44 of the Rapid City Municipal Code (RCMC). Motion was made by Lewis, second by Laurenti to approve. Modrick said she attended many parking meetings in the past years. She said some compromises have been met. She is in favor of installing the meters and then writing the ordinance. She feels there are many great members who will be a great asset to the parking committee. Motion carried 6-3 with Modrick, Salamun and Roberts voting no.

Ordinance 6324 (LF041019-11) An Ordinance Updating and Revising the General Parking Regulations of the City of Rapid City by Amending Chapter 10.40 of the Rapid City Municipal Code (RCMC). Motion was made by Laurenti, second by Drew to approve. Salamun acknowledged all the people and hard work that went into this ordinance. He likes the idea of smart meters. He thinks the intended purpose is good but still thinks there are some changes that need to be made. He would like to wait and vote until summer is over. Lewis said he is not an expert in parking and no one on the council is. He said there are many opinions and speculating. He thinks that getting council involved in parking is a mistake. Council hired the experts to direct them. The council should listen to the experts. He said that not everyone is going to be happy. He stated the parking board should take on the concerns and not the council. Roberts said that parking has been a problem downtown for a long time. He agrees that changes need to be made but every business is different. He said one bad month could be death to a small business. He thinks the 90’s and 00’s when they didn’t have these experts and they got nowhere. She said the parking plan frees up spaces in front of businesses and allows customers to park in front of the downtown businesses. Hanzel said they are going to see what works and what doesn’t. The mobile application is even more helpful instead of leaving whatever you are doing to plug the meter. Drury said should follow the expert’s advice. They have bought the meters and now it’s time to try them out. She said the parking board can respond faster than council if there are concerns. Nordstrom said we have to start someplace. He wants to start now and allow board to make changes when needed. Lt. Bach said that Gilbert was able to do a license plate recognition (LPR) pilot program with the meter company. Hanzel said the data collected does not indicate that another parking structure is needed. Rapid City is just not utilizing what they have to their advantage. Scott said once the meters are implemented the new process can start. Scott said each block has been looked at as its own environment. The city will be able to adjust meters if certain zones aren’t working effectively. Salamun said Hanzel and Bach are two of the best people to work with. He said the city staff is really solid. Motion carried 6-3 with Modrick, Salamun and Roberts voting no.

Ordinance 6327 (LF050119-03) An Ordinance Regarding Supplemental Appropriation #3 for 2019. Motion was made by Drury, second by Laurenti and carried that Ordinance 6327 be placed upon its first reading and the title was fully and distinctly read.

Ordinance 6325 (LF050119-02) An Ordinance to Amend Section 9.28.030 and Repeal Section 9.28.040 of the Rapid City Municipal Code Relating to Firearms. Motion was made by Salamun, second by
Lewis to approve. Grote explained where firearms are allowed. This does not include anything regarding a gun manufacturer or pawn shops. Motion passed 9-0.

Ordinance 6328 (LF050119-04) An Ordinance Amending Section 5.12.080 and Adding Section 12.20.110 of the Rapid City Municipal Code Regarding the Consumption, Mixing or Possession of Alcoholic Beverages in Public Places. Motion was made by Scott, second by Drury and carried that Ordinance 6328 be placed upon its first reading and the title was fully and distinctly read.

Public Works Committee Items
Drew read in item (PW011519-14.2) Request by KTM Design Solutions on behalf of Yasmeen Dream, LLC for reimbursement for repayment of one-half of construction cost for sanitary sewer improvements for the North Valley Park in the amount of $110,445.05. Motion was made by Drew, second by Roberts to approve the repayment of $110,445.05. Scott called point of order to get clarification on the difference between oversize agreement and construction costs/fees, which Landeen explained. After further discussion, it was moved by Lewis, second by Laurenti and carried to send this request back to the May 14, 2019 Public Works meeting.

Legal & Finance Committee Items
Drew read in item (LF050119-08) Authorize the Mayor and Finance Officer to Sign Agreement for Ambulance Services Between the City of Rapid City and the City of Summerset. Motion was made by Laurenti, second by Lewis to approve. In response to a question from Drury, Seals said Summerset was protected by Piedmont but they wanted Rapid City to service them instead. Seals said they have been providing advanced life support to others for a long time. He said the city doesn’t lose any money. There is no change to personnel or equipment. He said Rapid City also provides service to Pennington County, Meade County and Custer County. They help where they are needed. Motion carried.

Drew read in item (LF050119-10) Approve Resolution 2019-035, A Resolution Amending Certain Fees to be Charged in 2019 for Various Licenses, Permits and Applications. Motion was made by Laurenti, second by Scott to approve with higher parking fine at $25.00 per ticket. Laurenti said that the fine needs to be high enough to make it something the public wants to avoid. In response to a question from Scott, Sumption said the original proposed fine was $25, then after seven days, an additional $10, then after additional time another $15, for the maximum fee of $50. Modrick said that Laurenti was contradicting himself by saying they weren’t experts and should leave rules up to parking board. Then he tried to impose a steeper fine back to $25. She said they made a compromise at $15 and they could stick with that. Modrick said the higher fee shouldn’t be passed because the public was under the impression the council was leaving the parking fine at $15. It is not suitable to change it after the entire audience is gone and has no say in it. Scott agrees a higher fee would make them more aware of their parking habits, but doesn’t think it should be changed yet. She thinks $10 was too low and $15 was a compromise. If the $15 doesn’t change their behavior, then this can be brought back to council to consider the $25 fee. Substitute motion by Salamun, second by Roberts to approve the amount of $15 in the resolution as currently presented. Motion carried.

RESOLUTION NO. 2019-035
A RESOLUTION AMENDING CERTAIN FEES TO BE CHARGED IN 2019 FOR VARIOUS LICENSES, PERMITS AND APPLICATIONS.

WHEREAS, the City charges fees for various licenses, permits and applications to cover its administrative costs; and

WHEREAS, in the past the City has generally adopted fees for licenses, permits and applications by ordinance; and
WHEREAS, on May 18, 2015, the Common Council adopted Resolution No. 2015-50 setting forth a fee schedule intended to replicate and supplement the fees discussed in the ordinances; and

WHEREAS, Resolution No. 2015-50 consolidates the information on fees charged by the City in one location, to make it easier to track and change the fees when they become insufficient to cover the City’s administrative costs; and

WHEREAS, on multiple occasions the Common Council has adopted resolutions to Amend and/or Add Fees to the City Fee Schedules; and

WHEREAS, the City of Rapid City is implementing a new parking management system; and

WHEREAS, new and updated fees must be established for the said parking system; and

WHEREAS, the remainder of the fees remain the same; and

WHEREAS, the City Council finds it to be in the best interests of the City and its citizens to adopt an updated comprehensive fee resolution.

NOW THEREFORE, BE IT RESOLVED, by the City of Rapid City that the following fees are established and will be effective June 1, 2019:

City Attorney’s Office

City Attorney’s Office has no fees

Community Planning & Development Services Department

### Air Quality Permit Fees

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>Construction permit 1-5 acres</td>
<td>$150.00 per permit</td>
<td>8.34.100.D</td>
</tr>
<tr>
<td>Construction permit 5+ acres</td>
<td>$200.00 per permit</td>
<td>8.34.100.D</td>
</tr>
<tr>
<td>Construction permit renewal</td>
<td>$25.00 per permit</td>
<td>8.34.100.D</td>
</tr>
<tr>
<td>Construction permit modification</td>
<td>$25.00 per permit</td>
<td>8.34.100.E</td>
</tr>
<tr>
<td>Parking storage area permit</td>
<td>$100.00 per permit</td>
<td>8.34.110.D</td>
</tr>
<tr>
<td>Parking storage area permit + amendment</td>
<td>$25.00 per permit amendment</td>
<td>8.34.110.E</td>
</tr>
<tr>
<td>Compliance Plan</td>
<td>$150.00 per permit</td>
<td>8.34.120.D</td>
</tr>
<tr>
<td>Failure to pay for or obtain a permit</td>
<td>$250.00 per week</td>
<td>8.34.130</td>
</tr>
</tbody>
</table>

### Streets Sidewalks and Public Places Fees

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
</table>
### Building Contractor License Fees

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>General Building Contractor License fees</td>
<td>$200.00 per initial 3 year license/$100.00 per 3 year renewal license for Class A - General Contractor&lt;br&gt;$200.00 per initial 3 year license/$100.00 per 3 year renewal license for Class B - one &amp; two-family residential contractor&lt;br&gt;$200.00 per initial 3 year license/$100.00 per 3 year renewal license for Class C - residential remodeling/additions contractor</td>
<td>15.04.140</td>
</tr>
<tr>
<td>Trade License fees - initial/renewal</td>
<td>No fee per initial 3 year license/ no fee per 3 year renewal license Class EA - Apprentice Electrician&lt;br&gt;$200.00 per initial 3 year license/$100.00 per 3 year renewal license for Class EB - Class B Electrician&lt;br&gt;$300 per initial 3 year license/$200.00 per 3 year renewal license for Class EC - Electrical Contractor&lt;br&gt;$50.00 per Initial 3 year license/$50.00 per 3 year renewal license for Class EJ - Journeyman Electrician&lt;br&gt;$100.00 per initial 3 year license/$50.00 per 3 year renewal license for Class EM - Master Electrician/Inactive&lt;br&gt;$10.00 per initial 3 year license/$10.00 per 3 year renewal license for Class GA - Gas Fitting Apprentice&lt;br&gt;$200.00 per initial 3 year license/$50.00 per 3 year renewal license for Class GC - Gas Fitting Contractor&lt;br&gt;$25.00 per initial 3 year license/$25.00 per 3 year renewal license for Class GF - Gas Fitter&lt;br&gt;$25.00 per initial 3 year license/$25.00 per 3 year renewal license for Class MA - Mechanical Apprentice&lt;br&gt;$205.00 per initial 3 year license/$80.00 per 3 year renewal license for Class MAS - Appliance Specialist&lt;br&gt;$205.00 per initial 3 year license/$80.00 per 3 year renewal license for Class MC - Mechanical Contractor&lt;br&gt;$40.00 per Initial 3 year license/$40.00 per 3 year renewal license for Class MI - Mechanical Installer&lt;br&gt;$25.00 per initial 1 year license/$25.00 per annual renewal license for Class P - Plumber&lt;br&gt;$10.00 per initial1 year license/$10.00 per annual renewal license for Class PA - Plumbers Apprentice&lt;br&gt;$200.00 per initial 1 year license/$50.00 per annual renewal license for Class PC - Plumbing Contractor&lt;br&gt;$200.00 per initial 1 year license/$50.00 per annual renewal license for Class PW - Water Softening Contractor&lt;br&gt;$200.00 per initial 3 year license/$100.00 per 3 year renewal license for Class R - Roofing Contractor&lt;br&gt;$200.00 per initial 3 year license/$50.00 per 3 year renewal license for Class S - Sign Contractor/Inactive&lt;br&gt;* Fee doubled for performing work without a license.</td>
<td>15.04.140</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>Application fee Building Board of Appeals</td>
<td>$150.00 per appeal application concerning a building code and/or building code amendment requirement. No charge per appeal regarding an action taken by the Building Official concerning a contractor's license.</td>
<td>15.04.130</td>
</tr>
<tr>
<td>License exam fee</td>
<td>None. Testing is through a third party vendor. A list of testing facilities can be obtained from the Building Official.</td>
<td>15.04.140</td>
</tr>
<tr>
<td>IRC building permit and plan check fees</td>
<td>Table 100-A Residential Permit Fees (listed below)</td>
<td>15.04.330</td>
</tr>
<tr>
<td>IEBC building permit and plan check fees</td>
<td>Table 100-A Residential Permit Fees (listed below)</td>
<td>15.04.330</td>
</tr>
<tr>
<td>IBC building permit and plan check fees</td>
<td>Table 100-C Commercial Permit Fees (listed below)</td>
<td>15.04.330</td>
</tr>
<tr>
<td>IBC prefabricated structure building permit and plan check fees</td>
<td>Table 100-C Commercial Permit Fees (listed below)</td>
<td>15.12.360</td>
</tr>
<tr>
<td>Gas Code permit and plan check fees</td>
<td>Table 100-C Commercial Permit Fees (listed below)</td>
<td>15.04.330</td>
</tr>
<tr>
<td>Plumbing Code</td>
<td>Table 100-C Commercial Permit Fees (listed below)</td>
<td>15.04.330</td>
</tr>
<tr>
<td>Pressure reducing valves</td>
<td>No charge</td>
<td>15.04.330</td>
</tr>
<tr>
<td>Sign permit</td>
<td>Table 100-C Commercial Permit Fees (listed below). Electrical and outline lighting signs per adopted State Wiring Bulletin</td>
<td>15.04.330, 17.50.080.I.2, 17.50.080.K.2.</td>
</tr>
<tr>
<td>Temporary sign permit</td>
<td>Table 100-C Commercial Permit Fees (listed below). Per permit up to twice a year for no longer than 30 days.</td>
<td>15.04.330, 17.50.080.S.1.</td>
</tr>
<tr>
<td>IMC permit</td>
<td>Table 100-A Residential Permit Fees and Table 100-C Commercial Permit Fees as applicable (listed below)</td>
<td>15.04.330</td>
</tr>
<tr>
<td>IPMC building permit and plan check fees</td>
<td>Table 100-A Residential Permit Fees and Table 100-C Commercial Permit Fees as applicable (listed below)</td>
<td>15.04.330</td>
</tr>
<tr>
<td>Moving of building permit</td>
<td>$100.00 per permit Violation of Chapter 15.08, 15.44 or 12.24 with respect to moving of buildings subject to a fine of not less than $25.00 nor more than $100.00, and/or 30 days in jail per violation</td>
<td>15.08.010. A, 15.08.060. A.</td>
</tr>
<tr>
<td>Manufactured home parks operating permit</td>
<td>$50.00 per manufactured home park up to 10 manufactured homes and an additional $2.00 for each manufactured home in excess of 10. Annual permit required to be filed with the Finance Officer by July 30th of each year.</td>
<td>15.48.020</td>
</tr>
<tr>
<td>Travel park permit</td>
<td>$25.00 plus $1.00 for every 10 spaces or fraction thereof over the minimum 100 spaces per permit application</td>
<td>15.52.030. B.</td>
</tr>
<tr>
<td>Travel park operating permit</td>
<td>$35.00 for the first 10 trailer spaces and an additional $0.50 for each trailer space in excess of 10. Annual permit and an additional $0.50 will be charged for any trailer space added during the permit year.</td>
<td>15.52.060</td>
</tr>
</tbody>
</table>

### TABLE 100-A RESIDENTIAL PERMIT FEES

<table>
<thead>
<tr>
<th>TOTAL VALUATION</th>
<th>FEE</th>
<th>CODE</th>
<th>DESCRIPTION</th>
</tr>
</thead>
<tbody>
<tr>
<td>$1.00 to $1,600.00</td>
<td>$37.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td>$1,601 to $2,000.00</td>
<td>$37.00 for the first $1,600.00 plus $2.00 for each additional $1,000.00, or fraction thereof, to and including $2,000.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td>$2,001 to $25,000.00</td>
<td>$45.00 for the first $2,000.00 plus $9.00 for each additional $1,000.00, or fraction thereof, to and including $25,000.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td>$25,001.00 to $50,000</td>
<td>$252.00 for the first $25,000.00 plus $8.50 for each additional $1,000.00, or fraction thereof, to and including $50,000.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td>$50,001.00 to $100,000,000</td>
<td>$414.50 for the first $50,000.00 plus $4.50 for each additional $1,000.00, or fraction thereof, to and including $100,000.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td>$100,001.00 to $500,000,000</td>
<td>$639.50 for the first $100,000.00 plus $3.50 for each additional $1,000.00, or fraction thereof, to and including $500,000.00</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
Other Inspections and Fees:
1. Inspections outside of normal business hours ................................................................. $42.00 per hour\(^1\)
   (minimum charge – two hours)
2. Re-inspection fees ........................................................................................................ $42.00 per hour\(^1\)
3. Inspections for which no fee is specifically indicated ...................................................... $42.00 per hour\(^1\)
   (minimum charge – one hour)
4. Additional plan review required by changes, additions, or revisions to plans ............... $42.00 per hour\(^1\)
   (minimum charge – one hour)
5. For use of outside consultants for plan checking and inspections, or both ................. Actual costs\(^2\)
6. Plan review fees for 1 and 2 family dwellings and accessory structures shall be 10% of the building permit fee.
7. Plan review fees for all occupancies except 1 and 2 family dwellings shall be 50% of the building permit fee.

\(^1\) Or the total hourly cost to the jurisdiction, whichever is the greatest. This cost shall include supervision, overhead, equipment, hourly wages, and fringe benefits of the employees involved.
\(^2\) Actual costs include administrative and overhead costs.

### TABLE 100-C COMMERCIAL PERMIT FEES

<table>
<thead>
<tr>
<th>TOTAL VALUATION</th>
<th>FEE</th>
</tr>
</thead>
<tbody>
<tr>
<td>$1.00 to $1,600.00</td>
<td>$37.00</td>
</tr>
<tr>
<td>$1,601 to $2,000.00</td>
<td>$69.25</td>
</tr>
<tr>
<td>$2,001 to $25,000.00</td>
<td>$69.25 for the first $2,000.00 plus $14.00 for each additional $1,000.00, or fraction thereof, to and including $25,000.00</td>
</tr>
<tr>
<td>$25,001.00 to $50,000</td>
<td>$391.25 for the first $25,000.00 plus $10.10 for each additional $1,000.00, or fraction thereof, to and including $50,000</td>
</tr>
<tr>
<td>$50,001.00 to $100,000.00</td>
<td>$643.75 for the first $50,000.00 plus $7.00 for each additional $1,000.00, or fraction thereof, to and including $100,000.00</td>
</tr>
<tr>
<td>$100,001.00 to $500,000.00</td>
<td>$993.75 for the first $100,000.00 plus $5.60 for each additional $1,000.00, or fraction thereof, to and including $500,000.00</td>
</tr>
<tr>
<td>$500,001.00 to $1,000,000.00</td>
<td>$3,233.75 for the first $500,000.00 plus $4.75 for each additional $1,000.00, or fraction thereof, to and including $1,000,000.00</td>
</tr>
<tr>
<td>$1,000,001.00 and up</td>
<td>$5,608.75 for the first $1,000,000.00 plus $3.15 for each additional $1,000.00, or fraction thereof</td>
</tr>
</tbody>
</table>

Other Inspections and Fees:
1. Inspections outside of normal business hours ................................................................. $47.00 per hour\(^1\)
   (minimum charge – two hours)
2. Re-inspection fees ........................................................................................................ $47.00 per hour\(^1\)
3. Inspections for which no fee is specifically indicated ...................................................... $47.00 per hour\(^1\)
   (minimum charge – one hour)
4. Additional plan review required by changes, additions, or revisions to plans ............... $47.00 per hour\(^1\)
   (minimum charge – one hour)
5. For use of outside consultants for plan checking and inspections, or both ................. Actual costs\(^2\)
6. Plan review fees for 1 and 2 family dwellings and accessory structures shall be 10% of the building permit fee.
7. Plan review fees for all occupancies except 1 and 2 family dwellings shall be 50% of the building permit fee.

\(^1\) Or the total hourly cost to the jurisdiction, whichever is the greatest. This cost shall include supervision, overhead, equipment, hourly wages, and fringe benefits of the employees involved.
\(^2\) Actual costs include administrative and overhead costs.

### Electrical Code Permit Fees

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>Electrical Code permit</td>
<td>Minimum $50.00 per permit</td>
<td>15.04.330</td>
</tr>
<tr>
<td>Electrical permit</td>
<td>Each dwelling unit inspection fee shall be the greater of Table 1 or Table 2</td>
<td>15.04.330</td>
</tr>
</tbody>
</table>
for new single and
two-family
residences

below:

<table>
<thead>
<tr>
<th>TABLE 1</th>
</tr>
</thead>
<tbody>
<tr>
<td>flat rate - service size in amperes/inspection fee:</td>
</tr>
<tr>
<td>0 - 200/ $135.00</td>
</tr>
<tr>
<td>201 to 400/ $275.00</td>
</tr>
<tr>
<td>401 and larger/ $300.00 plus circuitry</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>TABLE 2</th>
</tr>
</thead>
<tbody>
<tr>
<td>square footage:</td>
</tr>
<tr>
<td>5 cents per square foot finished area</td>
</tr>
<tr>
<td>2.5 cents per square foot unfinished area</td>
</tr>
<tr>
<td>2.5 cents per square foot garage</td>
</tr>
</tbody>
</table>

| Electrical | 15.04.330 |
| inspection fee for | service change. |
| service change only. All | Fee for service |
| new circuits will use | TABLE 5 |

<table>
<thead>
<tr>
<th>TABLE 3</th>
</tr>
</thead>
<tbody>
<tr>
<td>service size in amperes / inspection fee</td>
</tr>
<tr>
<td>0 - 200/ $75.00</td>
</tr>
<tr>
<td>201 - 400/ $100.00</td>
</tr>
<tr>
<td>401 - 800/ $125.00</td>
</tr>
<tr>
<td>801 - 1600/ $150.00</td>
</tr>
<tr>
<td>1601 and over/ $175.00</td>
</tr>
</tbody>
</table>

| Electrical | 15.04.330 |
| inspection fees for | new service |
| installation. New | circuits added use |
| circuits will use | TABLE 5. |

<table>
<thead>
<tr>
<th>TABLE 4</th>
</tr>
</thead>
<tbody>
<tr>
<td>service size in amperes / inspection fee</td>
</tr>
<tr>
<td>0 - 200/ $35.00</td>
</tr>
<tr>
<td>201 - 400/ $50.00</td>
</tr>
<tr>
<td>401 - 800/ $75.00</td>
</tr>
<tr>
<td>801 - 1600/ $125.00</td>
</tr>
<tr>
<td>1601 and over/ $250.00</td>
</tr>
</tbody>
</table>

| Electrical | 15.04.330 |
| inspection fees for | circuitry |
| installations or | alterations. |

<table>
<thead>
<tr>
<th>TABLE 5</th>
</tr>
</thead>
<tbody>
<tr>
<td>0-30A CCT - $5.00 each</td>
</tr>
<tr>
<td>31-60A CCT - $10.00 each</td>
</tr>
<tr>
<td>61-100A CCT - $12.00 each</td>
</tr>
<tr>
<td>each additional one hundred amperes or fraction thereof - $8.00.</td>
</tr>
</tbody>
</table>

| Electrical | 15.04.330 |
| inspection fee for | electric signs |

<table>
<thead>
<tr>
<th>TABLE 6</th>
</tr>
</thead>
<tbody>
<tr>
<td>Greater of $50.00 for each sign, feeder, or branch circuit, or the fee calculated based on the Table 4 and Table 5 above with a maximum of $60.00. Fee is applicable to permanently installed electric signs, outline lighting, field assembled skeletal neon systems and area lighting.</td>
</tr>
</tbody>
</table>

| Electrical | 15.04.330 |
| inspection fees for | electrical |
| installations associated with | remodeling |

<table>
<thead>
<tr>
<th>TABLE 7</th>
</tr>
</thead>
<tbody>
<tr>
<td>First 40 openings or connections - $1.00 each.</td>
</tr>
<tr>
<td>Each additional opening or connection - $0.50 each.</td>
</tr>
<tr>
<td>First 40 lighting fixtures - $1.00 each.</td>
</tr>
<tr>
<td>Each additional lighting fixture - $0.50 each.</td>
</tr>
<tr>
<td>Each motor or special equipment - $6.00 each.</td>
</tr>
</tbody>
</table>

| Electrical | 15.04.330 |
| fees for | electrical |
| installations in | apartment |
| buildings |

<table>
<thead>
<tr>
<th>TABLE 8</th>
</tr>
</thead>
<tbody>
<tr>
<td>Three or more unit buildings - $35.00 per unit. Services, feeders and branch circuits serving other apartment building loads shall be per Table 4 and Table 5 above.</td>
</tr>
</tbody>
</table>

| Electrical | 15.04.330 |
| fees for | mobile home |
| service equipment | and feeders. |

<table>
<thead>
<tr>
<th>TABLE 9</th>
</tr>
</thead>
<tbody>
<tr>
<td>First Service - $50.00</td>
</tr>
<tr>
<td>Each Additional Unit - $25.00</td>
</tr>
</tbody>
</table>

| Electrical | 15.04.330 |
| fees for | recreational |
| vehicle park unit. |

<table>
<thead>
<tr>
<th>TABLE 10</th>
</tr>
</thead>
<tbody>
<tr>
<td>Inspection fee is $20.00 per recreational vehicle park unit.</td>
</tr>
<tr>
<td>Service and Other Wiring shall be Table 4 and Table 5 above.</td>
</tr>
</tbody>
</table>

| Electrical | 15.04.330 |
| fees for | swimming pools. |

<table>
<thead>
<tr>
<th>TABLE 11</th>
</tr>
</thead>
<tbody>
<tr>
<td>Residential pools $125.00</td>
</tr>
<tr>
<td>All other pools use Table 4 and Table 5</td>
</tr>
</tbody>
</table>

| Electrical | 15.04.330 |
| administrative fees |

<table>
<thead>
<tr>
<th>TABLE 12</th>
</tr>
</thead>
<tbody>
<tr>
<td>Correction made after 30 days from receipt of inspection report may be assessed a fee of $100.00 per violation.</td>
</tr>
<tr>
<td>If an inspector has to notify the master electrician/electrical contractor that their apprentice is not being properly supervised per the ordinance a fee of</td>
</tr>
</tbody>
</table>
$100.00 may be assessed per violation. An Exception may be granted for Western Dakota Technical Institute or an accredited higher education facility.

After hour inspections shall be a minimum two hour fee of $100.00.

| State Electrical Affidavit | TABLE 13 | $5.00 per permit | 15.04.330 |

Electrical Inspection violation fee

Fee doubled for work started without a permit. Noncompliance with any provision of the code or through use of defective material or due to negligence on the part of workmen, a subsequent inspection becomes necessary, an additional fee of $50.00 shall be charged for each such inspection.

Failure to obtain a final inspection prior to the expiration of the permit is subject to a fee of $100.00. Re-inspection may be subject to a fee of $50.00 per occurrence.

15.04.330

Grading Permit Fees

<table>
<thead>
<tr>
<th>IBC grading permit</th>
<th>Table 100-D Grading Permit Fees (attached to this resolution)</th>
<th>15.12.510 Appendix J</th>
</tr>
</thead>
<tbody>
<tr>
<td>IBC grading plan review</td>
<td>Table 100-E Grading Plan Review Fees (attached to this resolution)</td>
<td>15.12.510 Appendix J</td>
</tr>
</tbody>
</table>

**TABLE 100-D GRADING PERMIT FEES**

<table>
<thead>
<tr>
<th>CUBIC YARDS</th>
<th>FEE</th>
</tr>
</thead>
<tbody>
<tr>
<td>50 or less</td>
<td>$23.50</td>
</tr>
<tr>
<td>51 to 100</td>
<td>$37.00</td>
</tr>
<tr>
<td>101 to 1,000</td>
<td>$37.00 for the first 100 cubic yards plus $17.50 for each additional 1,000 cubic yards or fraction thereof</td>
</tr>
<tr>
<td>1,001 to 10,000</td>
<td>$194.50 for the first 1,000 cubic yards plus $14.50 for each additional 1,000 cubic yards or fraction thereof</td>
</tr>
<tr>
<td>10,001 to 100,000</td>
<td>$325.00 for the first 10,000 cubic yards plus $66.00 for each additional 10,000 cubic yards or fraction thereof</td>
</tr>
<tr>
<td>100,001 cubic yards or more</td>
<td>$919.00 for the first 100,000 cubic yards plus $36.50 for each additional 10,000 cubic yards or fraction thereof</td>
</tr>
</tbody>
</table>

**Other Inspections and Fees:**

1. Inspections outside of normal business hours. (minimum charge - two hours) $50.50 per hour²
2. Re-inspection fees (minimum charge - one hour) $50.50 per hour²
3. Inspections for which no fee is specifically indicated (minimum charge - one hour) $50.50 per hour²

¹ The fee for a grading permit authorizing additional work to that under a valid permit shall be the difference between the fee paid for the original permit and the fees shown for the entire project.

² Or the total hourly cost to the jurisdiction, whichever is the greatest. This cost shall include supervision, overhead, equipment, hourly wages and fringe benefits of the employees involved.

For excavation and fill on the same site, the fee shall be based on the volume of excavation or fill, whichever is greater.

**TABLE 100-E GRADING PLAN REVIEW FEES**

<table>
<thead>
<tr>
<th>CUBIC YARDS</th>
<th>FEE</th>
</tr>
</thead>
<tbody>
<tr>
<td>50 or less</td>
<td>No fee</td>
</tr>
<tr>
<td>51 to 100</td>
<td>$23.50</td>
</tr>
<tr>
<td>101 to 1,000</td>
<td>$37.00</td>
</tr>
<tr>
<td>1,001 to 10,000</td>
<td>$49.25</td>
</tr>
<tr>
<td>10,001 to 100,000</td>
<td>$49.25 for the first 10,000 cubic yards plus $24.50 for each additional 10,000 cubic yards or fraction thereof</td>
</tr>
<tr>
<td>100,001 to 200,000</td>
<td>$269.75 for the first 100,000 cubic yards plus $13.25 for each additional 10,000 cubic yards or fraction thereof</td>
</tr>
<tr>
<td>200,001 or more</td>
<td>$402.25 for the first 200,000 cubic yards plus $7.25 for each additional 10,000 cubic yards or fraction thereof</td>
</tr>
</tbody>
</table>
### Planning, Subdivisions, and Zoning Application Fees

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>Annexation</td>
<td>$250.00 per application</td>
<td></td>
</tr>
<tr>
<td>Involuntary Annexation</td>
<td>$250.00 per application if property owner requests but cannot meet voluntary application requirements</td>
<td></td>
</tr>
<tr>
<td>Comprehensive Plan Amendment</td>
<td>$250.00 per application</td>
<td>2.60.160.G. 17.54.040, G</td>
</tr>
<tr>
<td>Layout plan</td>
<td>No fee per application</td>
<td>16.24.010</td>
</tr>
<tr>
<td>Preliminary plan</td>
<td>$250.00 per application</td>
<td>16.24.010</td>
</tr>
<tr>
<td>Final plat</td>
<td>$250.00 per application</td>
<td>16.24.010</td>
</tr>
<tr>
<td>Minor plat</td>
<td>$250.00 plus $20.00 per lot per application</td>
<td>16.24.010</td>
</tr>
<tr>
<td>Development Engineering Plans</td>
<td>$250.00 plus $20.00 per lot per application</td>
<td>16.24.010</td>
</tr>
<tr>
<td>Consolidation and lot-line adjustment plats</td>
<td>$250.00 plus $20.00 per lot per application</td>
<td>16.24.010</td>
</tr>
<tr>
<td>Vacation of easements</td>
<td>$250.00 per application if applicant is responsible</td>
<td>16.24.010</td>
</tr>
<tr>
<td>Vacation of public right-of-way and section line highway</td>
<td>$200.00 per application</td>
<td>16.24.010</td>
</tr>
<tr>
<td>Plat errors and omissions</td>
<td>$50.00 per application</td>
<td>16.24.010</td>
</tr>
<tr>
<td>Planned Development Designation</td>
<td>$50.00 per application</td>
<td>17.50.050.E</td>
</tr>
<tr>
<td>Initial Planned Development</td>
<td>$250.00 per application</td>
<td>17.50.050.F</td>
</tr>
<tr>
<td>Final Planned Development</td>
<td>$250.00 per application</td>
<td>17.50.050.F</td>
</tr>
<tr>
<td>Planned Development Major Amendment</td>
<td>$250.00 per application</td>
<td>17.50.050.G</td>
</tr>
<tr>
<td>Planned Development Administrative Amendment</td>
<td>No fee per application</td>
<td>17.50.060.G</td>
</tr>
<tr>
<td>Planned Unit Development Concept Plan</td>
<td>No fee per application</td>
<td>17.50.060.D</td>
</tr>
<tr>
<td>Planned Unit Development Zone Document</td>
<td>$250.00 per application</td>
<td>17.50.060.E</td>
</tr>
<tr>
<td>Planned Unit Development Major Amendment</td>
<td>$250.00 per application</td>
<td>17.50.060.F</td>
</tr>
<tr>
<td>Planned Unit Development Administrative amendment</td>
<td>No fee per application</td>
<td>17.50.060.F</td>
</tr>
<tr>
<td>Administrative Exception</td>
<td>No fee per application</td>
<td>17.50.070. D. 1</td>
</tr>
<tr>
<td>Tax Increment District</td>
<td>$2,500.00 per application</td>
<td>3.26.030</td>
</tr>
<tr>
<td>Temporary use</td>
<td>$75.00 per permit whenever there is a gathering of more than 15 people for</td>
<td>17.50.230.F.3</td>
</tr>
<tr>
<td>Permit for trailer parks and campgrounds</td>
<td>longer than 36 hours.</td>
<td></td>
</tr>
<tr>
<td>----------------------------------------</td>
<td>----------------------</td>
<td></td>
</tr>
<tr>
<td>Temporary use permit for a retail business or structure</td>
<td>$50.00 per event permit 17.50.230.H.4</td>
<td></td>
</tr>
<tr>
<td>Temporary use permit for seasonal retail business or structure</td>
<td>$150.00 per permit 17.50.230.J.4</td>
<td></td>
</tr>
<tr>
<td>Permit for a continuous retail business or structure</td>
<td>$250.00 per permit 17.50.230.J.3</td>
<td></td>
</tr>
<tr>
<td>Variance application</td>
<td>$250.00 per application 17.54.020.A</td>
<td></td>
</tr>
<tr>
<td>Conditional use permit application</td>
<td>$250.00 per initial application. $250.00 per application for a major amendment 17.54.030.B</td>
<td></td>
</tr>
<tr>
<td>Zoning and Rezoning</td>
<td>$250.00 per application 17.54.040.G</td>
<td></td>
</tr>
<tr>
<td>Zoning Ordinance Amendment</td>
<td>$250.00 per application 17.54.040.G</td>
<td></td>
</tr>
<tr>
<td>Zoning ordinance violation</td>
<td>$100.00 per violation plus the cost of the action 17.54.070</td>
<td></td>
</tr>
</tbody>
</table>

### Community Planning & Development Services Department Duplication Fees

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>Duplication and file scanning fees:</td>
<td>D. Duplication and file scanning fees for sizes A, legal, and B are free for the first 10 sheets. Duplication requests for 11 or more sheets in sizes A, legal, and B and all other sizes will be charged according to the following rates:</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$0.25 per sheet (black &amp; white) $0.50 per sheet (color) at 8.5&quot; by 11&quot; (A)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$0.50 per sheet (black &amp; white) $0.75 per sheet (color) at 11&quot; by 17&quot; (B)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$0.75 per sheet (black &amp; white) $1.00 per sheet (color) at 18&quot; by 24&quot; (C)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$10.00 per sheet (black &amp; white) $15.00 per sheet (color) at 24&quot; by 36&quot; (D)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$15.00 per sheet (black &amp; white) $20.00 per sheet (color) at 36&quot; by 48&quot; (E)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$2.00 per disc for CD-ROM or DVD</td>
<td></td>
</tr>
<tr>
<td></td>
<td>For file duplication the City Staff reserves the right to use a third party vendor for duplication and scanning of files. Any request that is to be processed by City Staff through a third party vendor will be charged the greater of the invoiced or receipted amount plus $30.00 administrative cost per file. Any party requesting this service shall be required to pay the invoiced amount and administrative cost prior to the commencement of the duplication or scanning of the files.</td>
<td></td>
</tr>
</tbody>
</table>

### Community Resources Department

### Code Enforcement Division Fees

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>Off-premises sign license</td>
<td>$75.00 per annual sign license for each off premise sign 17.50.080</td>
<td></td>
</tr>
<tr>
<td>Property abatement</td>
<td>$42.00 per property abatement for administration plus actual cost of property abatement</td>
<td></td>
</tr>
</tbody>
</table>

### GIS Division Fees

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rapid City area orthophotography</td>
<td>$75.00 per tile for latest available photography</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$25.00 per tile for older photography</td>
<td></td>
</tr>
</tbody>
</table>
Note: photography created using federal funds can only be sold at the cost of processing the data for delivery to the customer.

<table>
<thead>
<tr>
<th>County area orthophotography</th>
<th>$20.00 per tile for latest available photography.</th>
</tr>
</thead>
<tbody>
<tr>
<td>County area rectified photography</td>
<td>$20.00 per tile</td>
</tr>
<tr>
<td>Rapid City area topography and related products</td>
<td>$25.00 per tile. Note: Photography and related products created using federal funds can only be sold at the cost of processing the data for delivery to the customer.</td>
</tr>
<tr>
<td>Customized map products or data requests</td>
<td>$75.00 per hour, minimum ½ hour charge plus materials (if any)</td>
</tr>
<tr>
<td>Standard map products and materials fees</td>
<td>$0.50 per map or sheet at 8.5 inches by 11 inches (A)</td>
</tr>
<tr>
<td></td>
<td>$1.00 per map or sheet at 11 inches by 17 inches (B)</td>
</tr>
<tr>
<td></td>
<td>$15.00 per map or sheet at 18 inches by 24 inches (C)</td>
</tr>
<tr>
<td></td>
<td>$20.00 per map or sheet at 24 inches by 36 inches (D)</td>
</tr>
<tr>
<td></td>
<td>$25.00 per map or sheet at 36 inches by 48 inches (E)</td>
</tr>
<tr>
<td></td>
<td>$2.00 per disc for CD-ROM or DVD</td>
</tr>
</tbody>
</table>

Note: GIS Division Fees must be approved by both the Rapid City Council and Pennington County Commission.

## Finance Department Fees

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>Adult oriented businesses</td>
<td>$400.00 per initial and renewal application and investigation</td>
<td>5.70.050</td>
</tr>
<tr>
<td></td>
<td>$200.00 per initial and renewal of business license</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$50.00 per initial and renewal of escort license</td>
<td></td>
</tr>
<tr>
<td>Business licenses</td>
<td>$50.00 per 24 month license for pawnbrokers, secondhand dealers, and gem &amp; precious metal dealers</td>
<td>5.36.040</td>
</tr>
<tr>
<td></td>
<td>$200 initial and $25.00 annual renewal per vehicle for house moving business</td>
<td>5.44.040</td>
</tr>
<tr>
<td></td>
<td>$50.00 initial and $50.00 biennial renewal per vehicle for mobile ice cream vendor</td>
<td>5.50.060</td>
</tr>
<tr>
<td></td>
<td>$1,500.00 initial and annual renewal for transportation network company license</td>
<td>5.60.040</td>
</tr>
<tr>
<td></td>
<td>$250.00 initial and $200.00 biennial renewal per vehicle for taxicab license</td>
<td>5.60.040</td>
</tr>
<tr>
<td></td>
<td>$75.00 initial and $50.00 renewal every 24 months per driver for taxicab drivers license</td>
<td>5.64.010</td>
</tr>
<tr>
<td></td>
<td>$50.00 annual per machine for video lottery machine license</td>
<td>5.56.050</td>
</tr>
<tr>
<td></td>
<td>$100.00 annual per location for sidewalk vendor license</td>
<td>5.60.100</td>
</tr>
<tr>
<td></td>
<td>$250.00 initial and $200.00 biennial renewal for each merchant security business license</td>
<td>5.52</td>
</tr>
<tr>
<td></td>
<td>$75.00 initial and $50.00 biennial renewal per individual for merchant security and private security license</td>
<td>5.52</td>
</tr>
<tr>
<td>Central Station Service</td>
<td>$50.00 initial and $50 annual renewal</td>
<td>5.24.030</td>
</tr>
<tr>
<td>Liquor licenses</td>
<td>$100,000.00 per initial and $1,500.00 per renewal for on-sale dealer</td>
<td>5.12.030. A</td>
</tr>
<tr>
<td></td>
<td>Market price as set by City Council per initial and $1,500.00 per renewal for on-sale dealer (full service restaurant)</td>
<td>5.12.030. A &amp; B</td>
</tr>
<tr>
<td></td>
<td>$100,000.00 per initial and $1,500.00 per renewal for convention facility on-sale dealer</td>
<td>5.12.030. A &amp; B</td>
</tr>
<tr>
<td></td>
<td>$100,000.00 per initial and $1,500.00 per renewal for municipal auditorium On-Sale Dealer</td>
<td>5.12.030. A &amp; B</td>
</tr>
<tr>
<td></td>
<td>$500.00 or greater amount as determined by sealed bid process for initial and $500.00 per renewal for off-sale dealer</td>
<td>5.12.030. A &amp; B</td>
</tr>
<tr>
<td></td>
<td>$300.00 per initial and $300.00 per renewal for malt beverage retailer and wine produced by a farm winery retailer package dealers and on-sale dealers</td>
<td>5.12.030. A &amp; B</td>
</tr>
<tr>
<td></td>
<td>$500.00 per initial and $500.00 per renewal for wine and cider retailer package dealers and on-sale dealers</td>
<td>5.12.030. A &amp; B</td>
</tr>
<tr>
<td>Fee</td>
<td>Amount &amp; Unit of Measure</td>
<td>Municipal Code Section</td>
</tr>
<tr>
<td>-----</td>
<td>--------------------------</td>
<td>------------------------</td>
</tr>
<tr>
<td>Ambulance rates</td>
<td>$2,463.96 per event for specialty care transport</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$1,708.89 per event for basic rate transport</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$1,024.32 per event for ALS1 Emergency rate transport</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$926.90 per event for ALS basic rate transport</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$655.00 per event for BLS emergency (BLS crew)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$462.22 per event for BLS base rate (BLS crew)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$0 per event for BLS emergency (ALS crew)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$0 per event for BLS base rate (ALS crew)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$14.30 per mile for transport</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$40.00 per hour for Event Medic</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$75.00 per hour for Team only transports</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$109.08 per hour for school and non-profit transports</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$125.27 per hour for standby rate</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$200.00 per event for stretcher fee/hospice</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$205.18 per event for treat and release</td>
<td></td>
</tr>
</tbody>
</table>

**Fire Department Permit and Inspection Fees**

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>Open burn permit</td>
<td>No fee per permit</td>
<td>8.34.170</td>
</tr>
<tr>
<td>Fire protection systems permit and inspection</td>
<td>150% of the basic fee building permit fee for new systems and retrofitted systems</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$129.00 per standpipe installation</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$95.55 per permit for plan review of fire pumps</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$382.00 per permit for inspection and testing of fire pumps</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$107.00 per permit for kitchen hood extinguishing system installation</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$53.65 per permit for kitchen hood extinguishing system modification</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$0.38 per square foot of covered area per permit for special fire</td>
<td></td>
</tr>
</tbody>
</table>
extinguishing systems  
$128.00 plus $2.00 for each initiation and signaling device per permit for fire alarm systems
$64.00 per permit for plan review and acceptance test of control unit
$64.00 per hour for additional inspection or testing of control unit with a minimum charge of one hour
$64.00 per installation plus $2.00 for each initiation and signaling device for existing fire alarm system modification permits.

Flammable liquid storage tanks permit and inspections  
$107.00 per permit for the installation of a flammable liquid storage tank
$64.00 per permit for the removal of a flammable liquid storage tank
$107.00 per permit for the modification of a flammable liquid storage tank
$55.55 per permit for the modification of flammable liquid storage tank piping

General site plan review and inspections  
$64.00 per hour for site plan review and inspections
$84.00 per hour for additional plan review with a minimum charge of one hour

### Hazardous Materials Emergency Assistance – Pennington County Fees

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>Engine rates</td>
<td>$100.00 per hour and $1.75 per mile for Class 1: Engines</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$175.00 per hour and $1.75 per mile for Haz-Mat vehicle</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$125.00 per hour and $1.75 per mile for Class 2: Ladder Truck</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$230.00 per hour and $2.30 per mile for Class 4: Aircraft Fire Rescue</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$230.00 per hour and $2.30 per mile for trucks</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$50.00 per hour and $0.75 per mile for Class 5: Water Tenders</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$40.00 per hour and $0.75 per mile for Class 6: Brush Trucks</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$125.00 per hour and $0.50 per mile for Class 7: Special Service vehicle</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$15.00 per hour and $0.30 per mile for Class 8: Service vehicle</td>
<td></td>
</tr>
<tr>
<td>Hazardous materials Team rates</td>
<td>$35.00 per hour for labor</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$175.00 per hour and $0.50 per mile for vehicle</td>
<td></td>
</tr>
<tr>
<td>Dive Rescue Team</td>
<td>$35.00 per hour for labor</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$25.00 per hour and $0.50 per mile for vehicle</td>
<td></td>
</tr>
</tbody>
</table>

### South Dakota Wildland Fire Suppression Fees

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>Engine rates</td>
<td>$115.00 per hour and $0.51 per mile for Type 1 (structural)</td>
<td>Contract #SDFD2011RCFX</td>
</tr>
<tr>
<td></td>
<td>$110.00 per hour and $0.51 per mile for Type 2 (structural)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$70.00 per hour and $0.51 per mile for Type 3</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$70.00 per hour and $0.51 per mile for Type 4</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$85.00 per hour and $0.51 per mile for Type 5</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$85.00 per hour and $0.51 per mile for Type 6</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$30.00 per hour and $0.51 per mile for Type 7</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$15.00 per hour and $0.51 per mile for Type 8</td>
<td></td>
</tr>
<tr>
<td>Tactical tenders</td>
<td>$70.00 per hour and $0.51 per mile for Type 1</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$65.00 per hour and $0.51 per mile for Type 2</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$20.00 per hour and $0.51 per mile for Type 3</td>
<td></td>
</tr>
<tr>
<td>Support tenders</td>
<td>$107.00 per hour and $0.51 per mile for Type 1</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$92.00 per hour and $0.51 per mile for Type 2</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$72.00 per hour and $0.51 per mile for Type 3</td>
<td></td>
</tr>
<tr>
<td>ATV and UTV rates</td>
<td>$30.00 per shift or ATV</td>
<td></td>
</tr>
<tr>
<td>Power saw rate</td>
<td>$5.00 per hour and $30.00 per shift</td>
<td></td>
</tr>
<tr>
<td>Portable pump rates</td>
<td>$30.00 per 24 hours for 0 to 200 gallon per minute pump</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$40.00 per 24 hours for 200+ gallon per minute pump</td>
<td></td>
</tr>
<tr>
<td>Portable tanks</td>
<td>$20.00 per 24 hours for tank under 1,500 gallons</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$25.00 per 24 hours for tank 1,500+ gallons</td>
<td></td>
</tr>
<tr>
<td>Other vehicle rates</td>
<td>$65.00 per 24 hours plus $0.51 per mile for STEN, DIVS, or any vehicle assigned to the line of duty</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$0.51 per mile for crew/chase vehicle</td>
<td></td>
</tr>
</tbody>
</table>
## Parks and Recreation Department

### Aquatics Division Fees

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Annual pass</strong></td>
<td>$357.00 per pass for adult (age 26 to 61)</td>
<td></td>
</tr>
<tr>
<td>(not including sales tax)</td>
<td>$353.00 per yearly pass for couples*</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$250.00 per yearly pass for senior (age 62 and above)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$378.00 per yearly pass for senior couples (age 62 and above)*</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$272.00 per yearly pass for youth (age 2 to 17)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$296.00 per yearly pass for young adult (age 18 to 25)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$642.00 per yearly pass for family (up to 4 people)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$65.00 per additional family member (over 4 people)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>* Couple defined as married or both customers producing documents with the same mailing address</td>
<td></td>
</tr>
<tr>
<td><strong>Quarterly pass</strong></td>
<td>$96.00 per quarterly pass for adult (age 26 to 61)</td>
<td></td>
</tr>
<tr>
<td>(not including sales tax)</td>
<td>$147.00 per quarterly pass for couples</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$65.00 per quarterly pass for senior (age 62 and above)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$105.00 per quarterly pass for senior couples (age 62 and above)*</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$77.00 per quarterly pass for youth (age 2 to 17)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$82.00 per quarterly pass for young adult (age 18 to 25)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$210.00 per quarterly pass for family (up to 4 people)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$35.00 per additional family member (over four people)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>* Couple defined as married or both customers producing documents with the same mailing address</td>
<td></td>
</tr>
<tr>
<td><strong>Daily rate</strong></td>
<td>$6.00 per individual per day</td>
<td></td>
</tr>
<tr>
<td>(Includes sales tax)</td>
<td>$5.00 per senior (age 62 and above) per day</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$11.00 per family on designated family nights</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$5.00 per individual for groups of 30 or more</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$80.00 per twenty day punch pass</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$61.00 per twenty day punch pass for senior (age 62 and above)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$201.00 per twenty day punch pass for family (up to 4 twenty punch passes)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$36.00 per additional 20 day punch pass for families (over four people)</td>
<td></td>
</tr>
<tr>
<td><strong>Racquetball court rate</strong></td>
<td>$6.00 per hour</td>
<td></td>
</tr>
<tr>
<td>(Includes sales tax)</td>
<td>$38.00 per 10 day punch pass</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$61.00 per 20-day punch pass</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$115.00 per quarterly pass</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$284.00 per yearly pass</td>
<td></td>
</tr>
<tr>
<td><strong>Rapid City Swim Center rental</strong></td>
<td>$193.00 per hour for an individual or organization</td>
<td></td>
</tr>
<tr>
<td>(Includes sales tax)</td>
<td>Rental rates include natatorium, racquetball courts, and multi-purpose room</td>
<td></td>
</tr>
<tr>
<td><strong>Natatorium only rental</strong></td>
<td>$160.00 per hour for an individual or organization</td>
<td></td>
</tr>
<tr>
<td>(Includes sales tax)</td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Outdoor pools only rental</strong></td>
<td>$160.00 per hour for an individual or organization</td>
<td></td>
</tr>
<tr>
<td>(Includes sales tax)</td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>50-Meter Pool</strong></td>
<td>$105 per hour for an individual or organization</td>
<td></td>
</tr>
<tr>
<td>(Includes sales tax)</td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Multi-purpose room rental</strong></td>
<td>$44.00 per hour for an individual or organization</td>
<td></td>
</tr>
<tr>
<td>(Includes sales tax)</td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Party room rental</strong></td>
<td>$89.00 per 2 ½ hour event (specific times slots available)</td>
<td></td>
</tr>
<tr>
<td>(Includes sales tax)</td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Lap lanes rate</strong></td>
<td>$8.00 per hour per lane for an individual or organization</td>
<td></td>
</tr>
<tr>
<td>(Includes sales tax)</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
## Cemetery Division Fees

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>Grave space cost (tax included)</td>
<td>$930.77 per single adult grave</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$1,142.60 per double stack grave</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$3,979.85 per family section (4 graves)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$251.48 per infant grave</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$885.84 per small child grave</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$462.17 per cremation grave</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$925.30 per County grave (no tax)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$459.46 per County cremation grave (no tax)</td>
<td></td>
</tr>
<tr>
<td>Opening and closing costs (tax included)</td>
<td>$885.44 per adult grave</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$266.25 per infant grave</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$727.18 per small child grave</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$407.77 per cremation grave</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$925.30 per County grave (no tax)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$382.88 per County cremation grave (no tax)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$305.81 per grave additional surcharge for Saturday</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$80.48 per monument setting fee</td>
<td></td>
</tr>
<tr>
<td>Ossuarium Fees (tax included)</td>
<td>$550.00 Ossuary</td>
<td>13.32.290</td>
</tr>
<tr>
<td></td>
<td>$1,400.00 Niches, Rows A &amp; G</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$1,700.00 Niches, Rows B &amp; C</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$2,000.00 Niches Rows D &amp; F</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$3,400.00 Niches, Row E (behind memorial ring)</td>
<td></td>
</tr>
</tbody>
</table>

## Golf Division Fees (does not include sales tax)

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>Meadowbrook season passes</td>
<td>$820.00 per pass for single adult</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$1,308.00 for two passes for adult couple*</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$731.00 per pass for single senior (age 62 and above)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$1,138.00 for two passes for senior couple (age 62 and above)*</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$248.00 per pass for youth (age 17 and under)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$315.00 per pass for young adult (ages 18 to 25)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$2,460.00 per Corporate pass (4 passes; must pay with corporation check or credit card)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>* Couple defined as married or both customers producing documents with the same mailing address</td>
<td></td>
</tr>
<tr>
<td>Meadowbrook daily rates</td>
<td>$31.50 per round of 9 holes</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$29.50 per round of 9 holes for senior (age 62 and above)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$29.50 per round of 9 holes for junior (age 17 and under)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$48.50 per round of 18 holes</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$44.00 per round of 18 holes for senior (age 62 and above)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$83.00 per locker rental</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$5.00 per bucket of range balls (small)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$9.00 per bucket of range balls (large)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$185.00 per 50 punch card for range balls</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$203.00 per punch card for ten 9 hole rounds</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$477.00 per punch card for twenty-five 9 hole rounds</td>
<td></td>
</tr>
<tr>
<td>Meadowbrook golf cart rates</td>
<td>$476.00 per cart for electric cart storage</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$409.00 per cart for gas cart storage</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$249.00 per annual trail fee</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$19.00 per daily trail fee</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$11.00 per ½ cart rental for 9 holes</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$17.00 per ½ cart rental for 18 holes</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$394.00 per ½ cart annual pass</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$84.00 per cart rental punch pass for ten 9 hole rounds</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$182.00 per cart rental punch pass for twenty-five 9 hole rounds</td>
<td></td>
</tr>
<tr>
<td>Executive season passes</td>
<td>$315.00 per pass for single adult</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$430.00 for two passes for adult couple*</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$262.00 per pass for single senior (age 62 and above)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$367.00 for two passes for senior couple (age 62 and above)*</td>
<td></td>
</tr>
</tbody>
</table>
### Executive daily rates
- $10.00 per round of 9 holes
- $8.00 per round of 9 holes junior (age 17 and under)
- $17.00 per round of 18 holes
- $20.00 per all day play
- $30.00 per punch card for ten 9 hole rounds
- $180.00 per punch card for twenty-five 9 hole rounds

### Executive cart rental
- $113.00 per annual trail fee
- $9.00 per daily trail fee
- $15.00 per cart rental for 9 holes
- $23.00 per cart rental for 18 holes
- $8.00 per ½ cart rental for 9 holes
- $12.00 per ½ cart rental for 18 holes
- $165.00 per annual ½ cart pass

### Development fees
- $1.00 per 9 hole round at Meadowbrook*
- $2.00 per 18 hole round at Meadowbrook*
- $1.00 per 9 hole round at Executive*
- $2.00 per 18 hole round at Executive*
- $3.00 per All-Day Play at Executive*

*The development fees are included in the daily rate fees. The development fee is not included in the season pass fee and will be charged to all the season pass holders at fee time.

### Ice Division Fees (does not include sales tax)

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>Season pass</td>
<td>$142.00 per individual season pass</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$344.00 per family season pass (up to four people)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$49.00 per additional family member</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$47.00 per 10 session Punch Pass</td>
<td></td>
</tr>
<tr>
<td>Daily rates</td>
<td>$6.00 per individual per day</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$5.00 per individual senior (age 62 and over) per day</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$21.00 per family on designated family nights</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$5.00 per individual for groups of 30 or more includes skate rental</td>
<td></td>
</tr>
<tr>
<td>Ice rink rental rates</td>
<td>$145.00 per hour for prime time ice rental</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$87.00 per hour for non-prime time ice rental</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$234.00 per hour for prime time ice rental includes skate rental</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$183.00 per hour for non-prime time ice rental includes skate rental</td>
<td></td>
</tr>
<tr>
<td>Skate rental and sharpening</td>
<td>$4.00 per pair for skate rental</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$8.00 per pair for skate sharpening performed on the same day</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$6.00 per pair for skate sharpening performed for pick up the following day</td>
<td></td>
</tr>
</tbody>
</table>

### Parks Division Fees (includes sales tax)

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>Park shelter fees (tax included)</td>
<td>$75.00 per permit from 10:00 am to 3:00 pm (5 hours)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$75.00 per permit from 4:30 pm to 10:00 pm (5½ hours)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$20.00 per hour for the Canyon Lake gazebo</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$100.00 per day for the Memorial Park bandshell</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$150.00 per day for the Memorial Park bandshell with sound system</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$500.00 deposit for Memorial Park bandshell with sound system</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$10.00 administrative fee charged for cancellations made less than 30 days prior to permitted event</td>
<td></td>
</tr>
<tr>
<td>Miscellaneous Fees</td>
<td>$50.00 per event</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$100.00 per unit for Mobile Food Vending Permit</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$45.00 per hour for facility lighting</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$40.00 per hour for Community Center rental</td>
<td></td>
</tr>
</tbody>
</table>
## Police Department

### Police Department Fees

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>Video &amp; photographic services</td>
<td>$30.00 per video tape duplication</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$25.00 per CD with photographs</td>
<td></td>
</tr>
<tr>
<td>Police reports (includes sales tax)</td>
<td>$4.00 per accident report</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$8.00 per arrest report</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$8.00 per case report</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$275.00 per traffic crash reconstruction report</td>
<td></td>
</tr>
<tr>
<td>Blood and drug Analysis</td>
<td>$40.00 per blood alcohol analysis</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$37.00 per drug analysis for marijuana (not toxicological)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$60.00 per drug analysis for controlled substance</td>
<td></td>
</tr>
<tr>
<td>Calls for service/log entry</td>
<td>$1.00 per call for service/log entry</td>
<td></td>
</tr>
<tr>
<td>Expert testimony</td>
<td>Actual cost of travel and accommodations if necessary</td>
<td></td>
</tr>
<tr>
<td>Fingerprinting services</td>
<td>$20.00 per fingerprinting service (includes sales tax)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$30.00 per fingerprint comparison service</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$20.00 per latent fingerprint examination service</td>
<td></td>
</tr>
<tr>
<td>Consultations &amp; interpretations</td>
<td>No charge</td>
<td></td>
</tr>
<tr>
<td>Special lab services</td>
<td>$50.00 per hour for special lab services (weighing etc.)</td>
<td></td>
</tr>
</tbody>
</table>

### Parking Fees by Type (includes tax)

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>Parking meter fees</td>
<td>$1.00 per one hour of parking (Monday through Friday)</td>
<td>10.44.060</td>
</tr>
<tr>
<td></td>
<td>$1.00 per two hours of parking (Saturday)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$0.25 coin per 15 minutes of parking</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$1.00 minimum charge for credit card/app use</td>
<td></td>
</tr>
<tr>
<td>Monthly on-street employee/resident permit</td>
<td>$30.00 per month (non-metered zones only)</td>
<td></td>
</tr>
<tr>
<td>On-street daily permit</td>
<td>$7.00/day (non-metered zones only)</td>
<td></td>
</tr>
<tr>
<td>Federal Juror Permit</td>
<td>$4.00/day (non-metered zones only)</td>
<td></td>
</tr>
<tr>
<td>Daily Construction Permit</td>
<td>$10.00/day (all zone and meter locations)</td>
<td></td>
</tr>
</tbody>
</table>

### Parking Violation Fees

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>Contrary to posted sign</td>
<td>$15.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>No parking zone</td>
<td>$25.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Within intersection</td>
<td>$25.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>On crosswalk</td>
<td>$25.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Within 25' of an</td>
<td>$15.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Description</td>
<td>Fine ($):</td>
<td>Code</td>
</tr>
<tr>
<td>-----------------------------------------------------------------</td>
<td>----------------------------------</td>
<td>--------------------------------</td>
</tr>
<tr>
<td>Intersection after 30 days</td>
<td>$50.00 per violation; $20.00 late fee after 7 days; additional $30.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Within 20' of fire station entrance</td>
<td>$50.00 per violation; $20.00 late fee after 7 days; additional $30.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Within 10' of fire hydrant</td>
<td>$25.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>In front of private driveway</td>
<td>$25.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>On a sidewalk</td>
<td>$25.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Within 10' of a residential mailbox</td>
<td>$15.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Obstructing traffic</td>
<td>$25.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Across/over a line</td>
<td>$15.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Yellow curb</td>
<td>$25.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Against traffic</td>
<td>$15.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>More than 12&quot; from a curb</td>
<td>$15.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Closer than 4' to any other vehicle (parallel)</td>
<td>$15.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Not entirely within designated area</td>
<td>$15.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Alley non-temporary</td>
<td>$15.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Blocking alley</td>
<td>$25.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Alley contrary to sign</td>
<td>$15.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Near entrance to building</td>
<td>$15.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Between 2 a.m. and 6 a.m.in Central Business District</td>
<td>$15.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Within 6' of a railroad track</td>
<td>$15.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Bus &amp; taxi stand</td>
<td>$15.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Handicapped space</td>
<td>$100.00 per violation; $20.00 late fee after 7 days; additional $30.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Commercial vehicles</td>
<td>$50.00 per violation; $20.00 late fee after 7 days; additional $30.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Freight on Main &amp; St. Joseph</td>
<td>$25.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Loading zone violation</td>
<td>$15.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Fire lane violation</td>
<td>$50.00 per violation; $20.00 late fee after 7 days; additional $30.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Sight triangle violation</td>
<td>$25.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>No permit for zone</td>
<td>$25.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Double parking</td>
<td>$15.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Civic center zone violation</td>
<td>$15.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Airport loading zone violation</td>
<td>$25.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
</tbody>
</table>
### Snow removal area
$25.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days

### Improper parking
$15.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days

### Timed zone violation
$15.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days

### Expired Meter
$15.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days

### Immobilization, towing, and storage fees
$100.00 per immobilized vehicle plus actual costs for vehicle towing and vehicle storage as applicable; $20.00 late fee after 7 days; additional $30.00 late fee after 30 days

### Violation Fee Appeal Application
$10.00 per appeal application to the Parking Advisory Board

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### Public Works Department

### Engineering Division Fees

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>Stormwater Drainage Utility</td>
<td>$0.00040/unit financial charge.</td>
<td>13.28.020.B.3</td>
</tr>
</tbody>
</table>
| Fee for Inspection of subdivision improvements prior to acceptance. | City Engineers Estimate:  
Less than $10,000 - 5.0% of the estimate  
$10,001 to $25,000 - 3.0% of the estimate  
$25,001 to $50,000 - 2.5% of the estimate  
$50,001 to $100,000 - 2.0% of the estimate  
More than $100,000 - 1.5% of the estimate | 12.04.170.C                     |
| Driveway approach construction permit (curb cuts)   | $30.00 for each curb cut                                                                 | 13.04.100              |
| Sidewalk or curb/gutter construction permit         | $15.00 for first 5 feet of sidewalk or curb and gutter  
$15.00 additional for the next 45 linear feet of sidewalk or curb and gutter  
$25.00 additional for the next 150 linear feet of sidewalk or curb and gutter | 13.04.100              |
| Pavement installation permit                        | $40.00 each permit                                                                      | 13.04.100              |
| Temporary occupancy in right-of-way permit           | $15.00 each                                                                            | 13.04.100              |
| Private utility installation permit                 | $25.00 each                                                                            | 13.04.100              |
| Excavation in concrete or asphalt pavement permit   | $20.00 - 0 to 70 square feet  
$30.00 - 71 to 350 square feet  
$40.00 - 351 to 1,000 square feet  
$50.00 - 1,001 to 2,000 square feet  
$1.00 each additional square foot or part thereof | 13.04.100              |
| Excavations in non-paved public right-of-way or easements | $15.00 - 0 to 70 square feet  
$20.00 - 71 to 350 square feet  
$30.00 - 351 to 1,000 square feet  
$40.00 - 1,001 to 2,000 square feet.  
$1.00 each additional square foot or part thereof | 13.04.100              |
<p>| Non-compliance additional inspection                | $10.00 per inspection                                                                   | 13.04.100              |
| Floodplain                                          | $100.00 per permit                                                                      | 15.32.120. A           |</p>
<table>
<thead>
<tr>
<th>Permit Type</th>
<th>Fee</th>
<th>Amount (Max)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Development Permit</td>
<td>$100.00 per permit</td>
<td>15,323.00</td>
</tr>
<tr>
<td>Floodplain Development Permit Variance Application</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Onsite Wastewater System (Septic) Permit</td>
<td>$20.00 per permit for existing systems and renewals every 6 years</td>
<td>13,208.00</td>
</tr>
<tr>
<td></td>
<td>$300.00 per each new system</td>
<td>13,163.50</td>
</tr>
<tr>
<td></td>
<td>$300.00 per each repaired or modified system</td>
<td>13,041.90</td>
</tr>
<tr>
<td></td>
<td>Actual cost for construction fees</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Actual cost for construction fees</td>
<td></td>
</tr>
<tr>
<td>Erosion and Sediment Control Permit</td>
<td>$100.00 per permit for site less than 10,000 square feet</td>
<td>8,460.20</td>
</tr>
<tr>
<td></td>
<td>$250.00 per permit for site 10,000 square feet to 43,560 square feet</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$500.00 per permit for site greater than 43,560 square feet</td>
<td></td>
</tr>
<tr>
<td>Commercial Parking Permit</td>
<td>$5 per parking spot per day</td>
<td>10,440.75</td>
</tr>
</tbody>
</table>

### Solid Waste Division Fees

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
</tr>
</thead>
<tbody>
<tr>
<td>Residential collection rates</td>
<td>$14.99 per month for 35 gallon container</td>
</tr>
<tr>
<td></td>
<td>$16.83 per month for 65 gallon container</td>
</tr>
<tr>
<td></td>
<td>$18.68 per month for 95 gallon container</td>
</tr>
<tr>
<td></td>
<td>$46.84 per month for 300 gallon container</td>
</tr>
<tr>
<td></td>
<td>$11.99 per month for 35 gallon container for senior citizen</td>
</tr>
<tr>
<td></td>
<td>$13.47 per month for 65 gallon container for senior citizen</td>
</tr>
<tr>
<td></td>
<td>$14.94 per month for 95 gallon container for senior citizen</td>
</tr>
<tr>
<td>Landfill disposal rates for residential customer</td>
<td>$0.00 up to 1,000 lbs. with use of a City utility bill showing garbage services</td>
</tr>
<tr>
<td></td>
<td>$5.00 per carload</td>
</tr>
<tr>
<td></td>
<td>$20.00 per pickup load</td>
</tr>
<tr>
<td></td>
<td>$5.00 minimum disposal charge</td>
</tr>
<tr>
<td>Landfill rates for materials for disposal</td>
<td>$59.00 per ton for mixed waste (garbage)</td>
</tr>
<tr>
<td></td>
<td>$59.00 per ton for construction debris</td>
</tr>
<tr>
<td></td>
<td>$130.00 per ton for non-manifested medical waste</td>
</tr>
<tr>
<td></td>
<td>$87.00 per ton for regulated medical waste with manifest</td>
</tr>
<tr>
<td></td>
<td>$59.00 per ton for grit and screenings from sumps (car wash grit)</td>
</tr>
<tr>
<td></td>
<td>$59.00 per ton for ash</td>
</tr>
<tr>
<td></td>
<td>$100.00 per ton for asbestos-containing material with manifest (minimum charge is $150.00/load)</td>
</tr>
<tr>
<td></td>
<td>$10.00 per ton for petroleum contaminated soil</td>
</tr>
<tr>
<td></td>
<td>$240.00 per ton for 6 tires or more</td>
</tr>
<tr>
<td></td>
<td>$3.75 per tire less than 16&quot; with no rim</td>
</tr>
<tr>
<td></td>
<td>$8.95 per tire greater than or equal to 16&quot; or less than 16&quot; on rim</td>
</tr>
<tr>
<td></td>
<td>$100.00 per ton for dead animals (special handling required)</td>
</tr>
<tr>
<td></td>
<td>$10.00 per ton for concrete</td>
</tr>
<tr>
<td></td>
<td>$59.00 per ton for asphalt shingles</td>
</tr>
<tr>
<td></td>
<td>$59.00 per ton for wood shingles</td>
</tr>
<tr>
<td></td>
<td>$20.00 per ton for pallets and clean wood</td>
</tr>
<tr>
<td>Landfill rates for recyclables for disposal</td>
<td>$0.00 for asphalt</td>
</tr>
<tr>
<td></td>
<td>$0.00 for metals (FE, AL, CU, etc.)</td>
</tr>
<tr>
<td></td>
<td>$0.00 for newspaper</td>
</tr>
<tr>
<td></td>
<td>$0.00 for corrugated cardboard</td>
</tr>
<tr>
<td></td>
<td>$0.00 for HDPE and PETE plastics</td>
</tr>
<tr>
<td></td>
<td>$0.00 for glass</td>
</tr>
<tr>
<td></td>
<td>$0.00 for aluminum</td>
</tr>
<tr>
<td></td>
<td>$0.00 for steel (tin) cans</td>
</tr>
<tr>
<td></td>
<td>$0.00 for yard waste (tree limbs, grass clippings etc.)</td>
</tr>
<tr>
<td></td>
<td>$0.00 for manure</td>
</tr>
<tr>
<td></td>
<td>$0.00 for clean fill dirt</td>
</tr>
<tr>
<td>Landfill products for sale</td>
<td>$20.00 per ton for 3/8 inch yard waste compost, less $2.00 per ton for loads greater than 10 yards</td>
</tr>
<tr>
<td></td>
<td>$20.00 per ton 3/8&quot; yard waste compost with biosolids</td>
</tr>
</tbody>
</table>
### Streets Division Fees

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>Contractor</td>
<td>$5.35 per square foot at 5' depth</td>
<td>13.04.120</td>
</tr>
<tr>
<td>Patching Costs</td>
<td>$1.07 per square foot at 1' depth</td>
<td>13.04.120</td>
</tr>
<tr>
<td>Pavement Sawing</td>
<td>$3.50 per lineal foot</td>
<td></td>
</tr>
</tbody>
</table>

### Transit Division Fees

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rapid Ride</td>
<td>$1.50 per fare – adults</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$13.50 per coupon book containing 10 coupons</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$0.75 per fare for Honored Citizen (60+, disabled and Medicare card holders)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$6.75 per coupon book containing 10 coupons for Honored Citizen (60+, disabled and Medicare card holders)</td>
<td></td>
</tr>
<tr>
<td>Dial-A-Ride</td>
<td>$3.00 per one way trip</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$27.00 per ten punch coupons</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$3.50 per Zone 2 fare</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$31.50 per Zone 2 ten punch coupons</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$90.00 per monthly unlimited pass</td>
<td></td>
</tr>
<tr>
<td>Trolley</td>
<td>$2.00 per fare for adult</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$1.00 per fare for children 12 and under</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$1.00 per fare for Honored Citizen (60+, disabled and Medicare card holders)</td>
<td></td>
</tr>
</tbody>
</table>

### Water Division Fees

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>Hydrant administrative (deposit)</td>
<td>$1,500.00 per hydrant</td>
<td>13.08.190</td>
</tr>
<tr>
<td>Pactola conservation surcharge</td>
<td>$1.00 per 100 cubic feet over the amount specified in RCMC 13.08.440 C, 1 and 2</td>
<td>13.08.440</td>
</tr>
<tr>
<td>Late fee</td>
<td>6.5% per month</td>
<td>13.08.470</td>
</tr>
<tr>
<td>Sewer and water contractor license</td>
<td>$200.00 initial</td>
<td>13.24.040</td>
</tr>
<tr>
<td></td>
<td>$100.00 renewal</td>
<td></td>
</tr>
<tr>
<td>Sewer and water installer license</td>
<td>$40.00 initial</td>
<td>13.24.040</td>
</tr>
<tr>
<td></td>
<td>$20.00 renewal</td>
<td></td>
</tr>
<tr>
<td>Trenching contractor license</td>
<td>$200.00 initial</td>
<td>13.24.040</td>
</tr>
<tr>
<td></td>
<td>$100.00 renewal</td>
<td></td>
</tr>
<tr>
<td>Trenching</td>
<td>$200.00 initial</td>
<td>13.24.040</td>
</tr>
<tr>
<td>Service</td>
<td>Amount &amp; Unit of Measure</td>
<td>Municipal Code Section</td>
</tr>
<tr>
<td>---------</td>
<td>--------------------------</td>
<td>------------------------</td>
</tr>
<tr>
<td>Contractor (plumbers rider) license renewal</td>
<td>$100.00 renewal</td>
<td></td>
</tr>
<tr>
<td>Trenching journeyman license initial</td>
<td>$40.00 initial</td>
<td>13.24.040</td>
</tr>
<tr>
<td>Trenching journeyman license renewal</td>
<td>$20.00 renewal</td>
<td></td>
</tr>
<tr>
<td>Move in Charge – City Limits</td>
<td>$45.00 per account</td>
<td></td>
</tr>
<tr>
<td>Move in Charge – Outside City Limits</td>
<td>$52.00 per account</td>
<td></td>
</tr>
<tr>
<td>Surcharge After Hours</td>
<td>$96.00</td>
<td></td>
</tr>
<tr>
<td>No Access Surcharge – Business Hours</td>
<td>$32.00</td>
<td></td>
</tr>
<tr>
<td>No Access Surcharge – After Hours</td>
<td>$79.00</td>
<td></td>
</tr>
<tr>
<td>Water Tapping (includes inspection) 1 tap</td>
<td>$158.00 per 1&quot; tap</td>
<td></td>
</tr>
<tr>
<td>Water Tapping (includes inspection) 1.5&quot; tap</td>
<td>$105 per 1.5&quot; or 2&quot; tap</td>
<td></td>
</tr>
<tr>
<td>Water Tapping (includes inspection) 4&quot; tap</td>
<td>$439.00 per 4&quot; or 6&quot; tap</td>
<td></td>
</tr>
<tr>
<td>Water Tapping (includes inspection) 8&quot; tap</td>
<td>$527.00 per 8&quot; or larger tap</td>
<td></td>
</tr>
<tr>
<td>Water Inspection Only</td>
<td>$95.00</td>
<td></td>
</tr>
<tr>
<td>Re-Inspection</td>
<td>$44.00</td>
<td></td>
</tr>
<tr>
<td>Remote water meter reading device installation</td>
<td>$30.00 per installation</td>
<td>13.08.380</td>
</tr>
<tr>
<td>Remote water meter reading device installation</td>
<td>$6.00 per month</td>
<td></td>
</tr>
<tr>
<td>Water meter testing</td>
<td>$100.00 per test for 5/8&quot;, 3/4&quot; and 1&quot; meters</td>
<td></td>
</tr>
<tr>
<td>Water meter testing Charge from testing facility plus shipping to and from for meters larger than 1&quot;</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Meter Deposit (first month only)</td>
<td>$48.00 per ¾&quot; or smaller</td>
<td></td>
</tr>
<tr>
<td>Meter Deposit (first month only)</td>
<td>$194 per meter larger than ¾&quot;</td>
<td></td>
</tr>
<tr>
<td>Temporary Account (flat rate)</td>
<td>$42.00 per account</td>
<td></td>
</tr>
<tr>
<td>Water Service Call Fee</td>
<td>$49.00 per call</td>
<td></td>
</tr>
<tr>
<td>Water Service Call Fee</td>
<td>$81.00 per call after hours</td>
<td></td>
</tr>
<tr>
<td>Inactive Account Fee</td>
<td>$5.00 per month during deactivation time</td>
<td></td>
</tr>
<tr>
<td>Hydrant Meter Move Charge</td>
<td>$60.00 per move of hydrant meter to new hydrant</td>
<td></td>
</tr>
<tr>
<td>Hydrant Meter Monthly Charge</td>
<td>$60.00 per month</td>
<td></td>
</tr>
</tbody>
</table>

**Water Reclamation Fees**

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>Tap fees 4 inch tap</td>
<td>$220.00 per 4 inch tap</td>
<td>13.16.310</td>
</tr>
<tr>
<td>Tap fees 6 inch tap</td>
<td>$293.00 per 6 inch tap</td>
<td></td>
</tr>
<tr>
<td>Minor user Industrial waste permit</td>
<td>$250.00 per permit</td>
<td>13.16.320</td>
</tr>
<tr>
<td>Significant industrial users and categorical users - existing</td>
<td>$3,000.00 per permit</td>
<td>13.16.320</td>
</tr>
<tr>
<td>Significant industrial</td>
<td>$3,000-per permit</td>
<td>13.16.320</td>
</tr>
</tbody>
</table>
### Service inspections

<table>
<thead>
<tr>
<th>Users and Categorical Users - New</th>
</tr>
</thead>
<tbody>
<tr>
<td>Service inspections</td>
</tr>
<tr>
<td>$87.00 per inspection</td>
</tr>
<tr>
<td>$40.00 per re-inspection</td>
</tr>
</tbody>
</table>

**Sewer use charge**

<table>
<thead>
<tr>
<th>Meter Size</th>
<th>2018</th>
<th>2019</th>
<th>2020</th>
<th>2021</th>
<th>2022</th>
</tr>
</thead>
<tbody>
<tr>
<td>All Usage</td>
<td>$3.49</td>
<td>$3.88</td>
<td>$3.87</td>
<td>$4.06</td>
<td>$4.40</td>
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</tbody>
</table>

**Meter charge residential**

<table>
<thead>
<tr>
<th>Meter Size</th>
<th>2018</th>
<th>2019</th>
<th>2020</th>
<th>2021</th>
<th>2022</th>
</tr>
</thead>
<tbody>
<tr>
<td>½&quot;</td>
<td>$4.85</td>
<td>$5.10</td>
<td>$5.34</td>
<td>$5.59</td>
<td>$5.59</td>
</tr>
<tr>
<td>¾&quot;</td>
<td>$6.18</td>
<td>$6.51</td>
<td>$6.82</td>
<td>$7.14</td>
<td>$7.14</td>
</tr>
<tr>
<td>1&quot;</td>
<td>$8.85</td>
<td>$9.32</td>
<td>$9.77</td>
<td>$10.24</td>
<td>$10.24</td>
</tr>
<tr>
<td>1½&quot;</td>
<td>$15.51</td>
<td>$16.35</td>
<td>$17.15</td>
<td>$17.99</td>
<td>$17.99</td>
</tr>
<tr>
<td>2&quot;</td>
<td>$23.49</td>
<td>$24.77</td>
<td>$26.00</td>
<td>$27.27</td>
<td>$27.27</td>
</tr>
<tr>
<td>3&quot;</td>
<td>$42.15</td>
<td>$44.45</td>
<td>$46.66</td>
<td>$48.97</td>
<td>$48.97</td>
</tr>
<tr>
<td>4&quot;</td>
<td>$66.79</td>
<td>$72.56</td>
<td>$76.18</td>
<td>$79.95</td>
<td>$79.95</td>
</tr>
<tr>
<td>6&quot;</td>
<td>$135.38</td>
<td>$142.82</td>
<td>$149.96</td>
<td>$157.40</td>
<td>$157.40</td>
</tr>
<tr>
<td>8&quot;</td>
<td>$215.29</td>
<td>$227.13</td>
<td>$238.50</td>
<td>$250.33</td>
<td>$250.33</td>
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</table>

**Meter charge commercial and Institutional**

<table>
<thead>
<tr>
<th>Meter Size</th>
<th>2018</th>
<th>2019</th>
<th>2020</th>
<th>2021</th>
<th>2022</th>
</tr>
</thead>
<tbody>
<tr>
<td>½&quot;</td>
<td>$5.00</td>
<td>$5.26</td>
<td>$5.51</td>
<td>$5.77</td>
<td>$5.77</td>
</tr>
<tr>
<td>¾&quot;</td>
<td>$6.54</td>
<td>$6.88</td>
<td>$7.22</td>
<td>$7.56</td>
<td>$7.56</td>
</tr>
<tr>
<td>1&quot;</td>
<td>$9.83</td>
<td>$10.14</td>
<td>$10.64</td>
<td>$11.15</td>
<td>$11.15</td>
</tr>
<tr>
<td>1½&quot;</td>
<td>$17.32</td>
<td>$18.26</td>
<td>$19.17</td>
<td>$20.11</td>
<td>$20.11</td>
</tr>
<tr>
<td>2&quot;</td>
<td>$26.66</td>
<td>$28.01</td>
<td>$29.41</td>
<td>$30.87</td>
<td>$30.87</td>
</tr>
<tr>
<td>3&quot;</td>
<td>$48.11</td>
<td>$50.76</td>
<td>$53.31</td>
<td>$55.96</td>
<td>$55.96</td>
</tr>
<tr>
<td>4&quot;</td>
<td>$78.90</td>
<td>$83.26</td>
<td>$87.45</td>
<td>$91.80</td>
<td>$91.80</td>
</tr>
<tr>
<td>6&quot;</td>
<td>$155.89</td>
<td>$164.51</td>
<td>$172.80</td>
<td>$181.43</td>
<td>$181.43</td>
</tr>
<tr>
<td>8&quot;</td>
<td>$248.27</td>
<td>$262.01</td>
<td>$275.23</td>
<td>$288.98</td>
<td>$288.98</td>
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</tbody>
</table>

**Meter charge industrial**

<table>
<thead>
<tr>
<th>Meter Size</th>
<th>2018</th>
<th>2019</th>
<th>2020</th>
<th>2021</th>
<th>2022</th>
</tr>
</thead>
<tbody>
<tr>
<td>½&quot;</td>
<td>$17.94</td>
<td>$18.91</td>
<td>$19.84</td>
<td>$20.82</td>
<td>$20.82</td>
</tr>
<tr>
<td>¾&quot;</td>
<td>$25.16</td>
<td>$26.53</td>
<td>$27.84</td>
<td>$29.22</td>
<td>$29.22</td>
</tr>
<tr>
<td>1&quot;</td>
<td>$39.61</td>
<td>$41.77</td>
<td>$43.85</td>
<td>$46.03</td>
<td>$46.03</td>
</tr>
<tr>
<td>1½&quot;</td>
<td>$75.73</td>
<td>$79.88</td>
<td>$83.86</td>
<td>$88.05</td>
<td>$88.05</td>
</tr>
<tr>
<td>2&quot;</td>
<td>$119.07</td>
<td>$125.60</td>
<td>$131.86</td>
<td>$138.46</td>
<td>$138.46</td>
</tr>
<tr>
<td>3&quot;</td>
<td>$220.19</td>
<td>$232.29</td>
<td>$243.89</td>
<td>$256.11</td>
<td>$256.11</td>
</tr>
<tr>
<td>4&quot;</td>
<td>$364.65</td>
<td>$384.89</td>
<td>$403.91</td>
<td>$424.17</td>
<td>$424.17</td>
</tr>
<tr>
<td>6&quot;</td>
<td>$725.80</td>
<td>$765.71</td>
<td>$803.98</td>
<td>$844.31</td>
<td>$844.31</td>
</tr>
<tr>
<td>8&quot;</td>
<td>$1,159.18</td>
<td>$1,222.94</td>
<td>$1,284.07</td>
<td>$1,348.49</td>
<td>$1,348.49</td>
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</tbody>
</table>

**Strength Charge**

<table>
<thead>
<tr>
<th>Strength Charge</th>
<th>2018</th>
<th>2019</th>
<th>2020</th>
<th>2021</th>
<th>2022</th>
</tr>
</thead>
<tbody>
<tr>
<td>BOD</td>
<td>$0.29</td>
<td>$0.31</td>
<td>$0.32</td>
<td>$0.33</td>
<td>$0.34</td>
</tr>
<tr>
<td>TSS</td>
<td>$0.23</td>
<td>$0.24</td>
<td>$0.25</td>
<td>$0.26</td>
<td>$0.26</td>
</tr>
</tbody>
</table>

**Liquid waste haulage permits**

- Liquid waste haulage owner's permit $147.00 per initial permit $37.00 per annual renewal permit
- Liquid waste haulage operator's permit $37.00 per initial permit $15.00 per annual renewal permit

**Disposal (domestic sewage)**

- $35.20 for the first 1,000 gallons
- $11.75 for each 500 gallon increment in excess of 1,000 gallons

**Holding tank wastes**

- $35.20 for the first 1,000 gallons
- $11.75 for each 1,000 gallon increment in excess of 1,000 gallons

**Portable toilet wastes**

- $35.20 for the first 1,000 gallons
- $11.75 for each 500 gallon increment in excess of 1,000 gallons

---

**Note:** Sales Tax may be required on some of the fees within this resolution.

BE IT FURTHER RESOLVED that these fees shall remain in place until changed by an act of the City Council.

Dated this 15th day of April, 2019.
### Alcoholic Beverage License Applications Renewals

#### 2019 Retail (on-off sale) Malt Beverage & SD Farm Wine License Renewals

<table>
<thead>
<tr>
<th>License #</th>
<th>Owner/Master Name</th>
<th>DBA</th>
<th>Address</th>
</tr>
</thead>
<tbody>
<tr>
<td>RB-19953</td>
<td>Fuji Japanese Steak House Inc</td>
<td>Fuji Japanese Steak House Inc</td>
<td>1731 Eglin Street</td>
</tr>
<tr>
<td>RB-2010</td>
<td>Unique Ink Promos Inc</td>
<td>Unique Ink Promos Inc</td>
<td>3300 Deadwood Ave. N</td>
</tr>
<tr>
<td>RB-20253</td>
<td>Fuji Asian Restaurant Inc</td>
<td>Fuji Asian Restaurant</td>
<td>2200 N Maple Ave Unit 478</td>
</tr>
<tr>
<td>RB-20607</td>
<td>Kathmandu Bistro LLC</td>
<td>Kathmandu Bistro</td>
<td>727 Main St</td>
</tr>
<tr>
<td>RB-20885</td>
<td>Z'Mariks LLC</td>
<td>Noodle Café</td>
<td>2335 W Main St. #110</td>
</tr>
<tr>
<td>RB-20771</td>
<td>C C W LLC</td>
<td>HuHot Mongolian Grill</td>
<td>1745 Eglin St STE 990</td>
</tr>
<tr>
<td>RB-20789</td>
<td>Platinum Restaurant Group, Inc.</td>
<td>Marcos Pizza #4010</td>
<td>4040 Cheyenne Blvd Suite A</td>
</tr>
<tr>
<td>RB-20940</td>
<td>K &amp; P LLC</td>
<td>Hay Camp Brewing Company</td>
<td>601 Kansas City St</td>
</tr>
<tr>
<td>RB-2132</td>
<td>Dadah Kids Corp</td>
<td>Pauly's Pizzeria &amp; Sub Co</td>
<td>1624 E St Patrick St #101</td>
</tr>
<tr>
<td>RB-22767</td>
<td>LC Beer LLC</td>
<td>Lost Cabin Beer Co</td>
<td>1401 W Omaha St.</td>
</tr>
<tr>
<td>RB-24885</td>
<td>Himalayan Kitchen LLC</td>
<td>Himalayan Kitchen</td>
<td>1720 Mount Rushmore Rd.</td>
</tr>
<tr>
<td>RB-25012</td>
<td>Rapid City Extended Stay, Inc.</td>
<td>Staybridge Suites</td>
<td>1314 Luna Ave.</td>
</tr>
<tr>
<td>RB-25620</td>
<td>Recreational Adventures CO</td>
<td>KOA Kampground</td>
<td>3010 E Highway 44</td>
</tr>
<tr>
<td>RB-25622</td>
<td>Nash Finch Company</td>
<td>Family Fare #253</td>
<td>1516 E Saint Patrick St</td>
</tr>
<tr>
<td>RB-25635</td>
<td>Maverik Inc</td>
<td>Maverik Inc #571</td>
<td>525 E North St</td>
</tr>
<tr>
<td>RB-25640</td>
<td>Target Corporation</td>
<td>Target Store T-2457</td>
<td>1415 Eglin St</td>
</tr>
<tr>
<td>RB-25651</td>
<td>Big D Oil Co</td>
<td>Big D Oil Co #4</td>
<td>1507 E St. Patrick</td>
</tr>
<tr>
<td>RB-25656</td>
<td>Big D Oil Co</td>
<td>Big D Oil Co #8</td>
<td>2303 Jackson Blvd</td>
</tr>
<tr>
<td>RB-25649</td>
<td>Big D Oil Co</td>
<td>Big D Oil Co #17</td>
<td>3540 Sturgis Rd</td>
</tr>
<tr>
<td>RB-25650</td>
<td>Big D Oil Co</td>
<td>Big D Oil Co #22</td>
<td>49 E Omaha</td>
</tr>
<tr>
<td>RB-25654</td>
<td>Big D Oil Co</td>
<td>Big D Oil Co #24</td>
<td>3010 W Main</td>
</tr>
<tr>
<td>RB-25653</td>
<td>Big D Oil Co</td>
<td>Big D Oil Co #41</td>
<td>1160 LaCrosse St.</td>
</tr>
<tr>
<td>RB-25652</td>
<td>Big D Oil Co</td>
<td>Big D Oil Co #42</td>
<td>850 E North St.</td>
</tr>
<tr>
<td>RB-25658</td>
<td>Safeway Stores 46 Inc</td>
<td>Safeway Store #1554</td>
<td>730 Mt View Rd</td>
</tr>
<tr>
<td>RB-25660</td>
<td>I-90 Service Center Inc</td>
<td>I-90 Service Center</td>
<td>2213 N LaCrosse St</td>
</tr>
<tr>
<td>RB-25666</td>
<td>Safeway Stores 46 Inc</td>
<td>Safeway Store #581</td>
<td>2120 Mt Rushmore Rd</td>
</tr>
<tr>
<td>RB-25667</td>
<td>Mini Mart Inc</td>
<td>Leaf 'N Jug #444</td>
<td>1627 Mt. Rushmore Rd</td>
</tr>
<tr>
<td>RB-25668</td>
<td>Mini Mart Inc</td>
<td>Leaf 'N Jug #443</td>
<td>3106 W Main St</td>
</tr>
<tr>
<td>RB-25675</td>
<td>Thrifty Smoke Shop Inc</td>
<td>Thrifty Smoke Shop II</td>
<td>608 E North St</td>
</tr>
<tr>
<td>RB-25679</td>
<td>WV LLC</td>
<td>Zymuracray Beer Company</td>
<td>4624 Creek Dr., Suite 6</td>
</tr>
<tr>
<td>RB-2741</td>
<td>Wine Lard Inc.</td>
<td>Wine Clar Restaurant</td>
<td>513 6th St.</td>
</tr>
<tr>
<td>RB-2981</td>
<td>Pilot Travel Centers LLC</td>
<td>Pilot Travel Center #918</td>
<td>2783 Deadwood Ave.</td>
</tr>
<tr>
<td>RB-3000</td>
<td>WR Rapid City Ventures LP</td>
<td>Minerva's Bar &amp; Restaurant</td>
<td>2111 N LaCrosse St</td>
</tr>
<tr>
<td>RB-3009</td>
<td>NPC International Inc</td>
<td>Pizza Hut #2776</td>
<td>2604 W Main St</td>
</tr>
<tr>
<td>RB-3023</td>
<td>Colonial House, Inc.</td>
<td>Colonial House</td>
<td>2315 Mount Rushmore Rd.</td>
</tr>
<tr>
<td>RB-3805</td>
<td>Deadwood Outfitter, Inc.</td>
<td>Deadwood Outfitter</td>
<td>2820 Harley Dr.</td>
</tr>
<tr>
<td>RB-3812</td>
<td>Rapid City Softball Assoc</td>
<td>Rapid City Softball</td>
<td>1511 Sedivy Lane</td>
</tr>
<tr>
<td>RB-3851</td>
<td>Cortez LLC</td>
<td>Alex Johnson Hotel</td>
<td>523 6th St</td>
</tr>
<tr>
<td>RB-3876</td>
<td>Museum Alliance of Rapid City Inc</td>
<td>The Journey Museum</td>
<td>222 New York St</td>
</tr>
</tbody>
</table>
71. 2019 Retail (on-off sale) Malt Beverage & SD Farm Wine License Renewals WITH VIDEO LOTTERY

<table>
<thead>
<tr>
<th>License #</th>
<th>Owner/Master Name</th>
<th>DBA</th>
<th>Address</th>
</tr>
</thead>
<tbody>
<tr>
<td>RB-2813</td>
<td>Robert W Johnson</td>
<td>Canyon Lake Pub &amp; Casino</td>
<td>4116 Jackson Blvd</td>
</tr>
<tr>
<td>RB-2961</td>
<td>Wyngard Pot-O-Gold Casino Inc</td>
<td>Pot-O-Gold Casino II</td>
<td>530 Campbell St Ste 1A</td>
</tr>
<tr>
<td>RB-2945</td>
<td>Wyngard Pot-O-Gold Casino Inc</td>
<td>Pot-O-Gold Casino</td>
<td>530 Campbell St, Ste 1</td>
</tr>
<tr>
<td>RB-2598</td>
<td>Wyngard Pot-O-Gold Casino Inc</td>
<td>Lucky D's Casino II</td>
<td>1330 E St. Pat St. #2</td>
</tr>
<tr>
<td>RB-3450</td>
<td>Wyngard Pot-O-Gold Casino Inc</td>
<td>Lucky D's Casino</td>
<td>1330 E St. Patrick St</td>
</tr>
<tr>
<td>RB-3017</td>
<td>Cimarron Casino Inc</td>
<td>Royal Casino I</td>
<td>2530 W Main St. #1</td>
</tr>
<tr>
<td>RB-2990</td>
<td>Cimarron Casino Inc</td>
<td>Lucky 7's Casino I</td>
<td>705 Indiana St. Ste A</td>
</tr>
<tr>
<td>RB-2988</td>
<td>Cimarron Casino Inc</td>
<td>Lucky 7's Casino II</td>
<td>705 Indiana St. Ste B</td>
</tr>
<tr>
<td>RB-3054</td>
<td>Cimarron Casino Inc</td>
<td>Lucky 7's Casino III</td>
<td>705 Indiana St. Ste C</td>
</tr>
<tr>
<td>RB-3302</td>
<td>Cimarron Casino Inc</td>
<td>Royal Casino II</td>
<td>2530 W Main St. II</td>
</tr>
<tr>
<td>RB-3592</td>
<td>Wyngard Pot-O-Gold Casino Inc</td>
<td>Lucky D's Casino III</td>
<td>1330 E St Patrick St. STE 1</td>
</tr>
<tr>
<td>RB-2963</td>
<td>Bach Investment Inc</td>
<td>Hideaway Casino</td>
<td>1575 N LaCrosse St. STE D</td>
</tr>
<tr>
<td>RB-3030</td>
<td>Shooters Inc</td>
<td>Shooters Wood Fire Grill</td>
<td>2424 W Main St.</td>
</tr>
<tr>
<td>RB-3010</td>
<td>Rapid Bowl Inc.</td>
<td>Meadowood Lanes</td>
<td>3809 Sturgis Rd</td>
</tr>
<tr>
<td>RB-2809</td>
<td>Robbinsdale Entertainment Center LLC</td>
<td>NU Casino</td>
<td>803 E St. Patrick St.</td>
</tr>
<tr>
<td>RB-2975</td>
<td>Robbinsdale Entertainment Center LLC</td>
<td>Robbinsdale Lanes</td>
<td>803 E St. Patrick St.</td>
</tr>
</tbody>
</table>

72. 2019 Retail (on-off sale) Malt Beverage & SD Farm Wine License Renewals INACTIVE

<table>
<thead>
<tr>
<th>License #</th>
<th>Owner/Master Name</th>
<th>DBA</th>
<th>Address</th>
</tr>
</thead>
<tbody>
<tr>
<td>RB-3026 Inactive</td>
<td>Shooters Inc</td>
<td>Shooters Wood Fire Grill</td>
<td>2424 W Main St.</td>
</tr>
</tbody>
</table>

PUBLIC HEARING ITEMS – Items 76 – 83
CONSENT PUBLIC HEARING ITEMS – Items 76 – 82
The following was removed from the Consent Public Hearing Items:

73. Mexico Tipico LLC DBA Mexico Tipico, 1900 N. Maple for a Retail (on-off sale) Malt Beverage & SD Farm Wine license and a Retail (on-off sale) Wine and Cider license

Motion was made by Scott, second by Drew and carried to approve 76-82 with the exception of item 76.

Alcohol Licenses
74. Rushmore German Club for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine Retailer license for an event scheduled for August 15-25, 2019 at the Central States Fair, 800 San Francisco Street
75. Knights of Columbus for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine Retailer license for events scheduled for June 8, 2019 and July 19, 2019 at Blessed Sacrament Church, 4500 Jackson Blvd
76. Firehouse Brewing Co. for a SPECIAL EVENT On-Sale Dealer license for an event scheduled for May 13, 2019 at Prairie Edge, 606 Main Street
77. NAJA Shrine for a SPECIAL EVENT On-Sale Dealer license for an event scheduled for June 1, 2019 at Rapid City Shrine Center, 4091 Sturgis Road
78. The Gyro Hub LLC DBA The Gyro Hub, 1301 W Omaha Street Suite 104 for a Retail (on-off sale) Malt Beverage & SD Farm Wine license
79. DNJ LLC for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine Retailer license for
an event scheduled for May 9, 2019 at the Rushmore Mall, 2200 N Maple, fenced area near Rue
21

END OF CONSENT PUBLIC HEARING CALENDAR

Mayor read in the following item: Mexico Tipico LLC DBA Mexico Tipico, 1900 N. Maple for a Retail (on-
off sale) Malt Beverage & SD Farm Wine license and a Retail (on-off sale) Wine and Cider license.
Roberts said he needed to abstain. Motion was made by Laurenti, second by Lewis to approve. Motion
carried 8-0 with Roberts abstaining.

NON-CONSENT PUBLIC HEARING ITEMS – Item 83
Ordinance 6319 (No. 19RZ008) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City
Municipal Code, a request by Sperlich Consulting, Inc. for West View LandCompany, LLC for a Rezoning
Request from General Commercial District to Light Industrial District for property generally described as
being located at 2000 Deadwood Avenue. Having passed its first reading on April 15, 2019 motion was
made by Drew, second by Scott that the title be read the second time. Upon vote being taken, the
following voted AYE: Scott, Drew, Nordstrom, Salamun, Lewis, Laurenti, Drury, Roberts and Modrick.
NO: None; Whereupon, the Mayor declared the motion passed and Ordinance 6319 was declared duly
passed upon its second reading.

BILLS
The following bills have been audited:

BILL LIST - MAY 6, 2019

P/ROLL PERIOD END 04/13/19, PD 04/19/19 1,873,687.03
CDEV P/ROLL PERIOD END 04/13/19, PD 04/19/19 4,524.57
PIONEER BANK & TRUST, 04/13/19 P/ROLL TAXES, PD 04/19/19 483,397.97
CDEV PIONEER BANK & TRUST, 04/13/19 P/ROLL TAXES, PD 04/19/19 996.05
SOUTH DAKOTA DEPARTMENT OF REVENUE, MAR19 SALES TAX PAYABLE
PD 04/17/19 32,685.47
SOUTH DAKOTA DEPARTMENT OF REVENUE, MAR19 EXCISE TAX PAYABLE
PD 04/17/19 89.04
SOUTH DAKOTA DEPARTMENT OF REV MAR19 CCTR SALES TAX PAYABLE
PD 04/22/19 51,511.92
WELLMARK INC, HEALTH CLAIMS THROUGH 04/05/19, PD 04/11/19 201,384.73
WELLMARK INC, HEALTH CLAIMS THROUGH 04/12/19, PD 04/18/19 143,177.50
WELLMARK INC, HEALTH CLAIMS THROUGH 04/19/18, PD 04/25/19 138,253.46
WELLMARK INC, HEALTH CLAIMS THROUGH 04/26/19, PD 05/02/19 269,772.36
WAGE WORKS, SECTION 125 CLAIMS THROUGH 04/15/19, PD 04/16/19 8,818.28
WAGE WORKS, SECTION 125 CLAIMS THROUGH 04/22/19, PD 04/23/19 6,669.89
WAGE WORKS, SECTION 125 CLAIMS THROUGH 04/29/19, PD 04/30/19 10,324.70
SOUTH DAKOTA RETIREMENT SYSTEM, APR19 RETIREMENT, PD 05/02/19 471,335.79
BANK WEST, TID47 TOWER RD, PD 04/23/19 6,652.31
BANK WEST, TID54 RAINBOW RIDGE, PD 04/23/19 19,935.04
BANK WEST, TID56 RUSHMORE CROSSING, PD 04/23/19 17,934.62
BANK WEST, TID65 MINNESOTA ST, PD 04/23/19 93,635.67
BANK WEST, TID70 CATRON BLVD, PD 04/23/19 1,046.15
CITY OF RAPID CITY, TID42 ELK VALE/TIMMONS, PD 04/23/19 17,303.34
CITY OF RAPID CITY, TID56 RUSHMORE CROSSING, PD 04/23/19 3,416.12
CITY OF RAPID CITY, TID64 CABELA'S, PD 04/23/19 152,407.71
FIRST INTERSTATE BANK, TID50 FEDERAL BEEF/FOUNDRERS PARK DEV,
PD 04/23/19
US BANK, CREDIT CARD CHARGES, PD 05/02/19
SD DEPT OF LABOR UNEMPLOYMENT INSURANCE BENEFIT CHARGES,
PD 04/25/19
WEST RIVER ELECTRIC ASSOCIATION, ELECTRICITY, PD 04/18/19
BLACK HILLS ELECTRIC COOPERATIVE, ELECTRICITY, PD 04/24/19
BLACK HILLS ENERGY, ELECTRICITY, PD 04/24/19
MONTANA DAKOTA UTILITIES, NATURAL GAS, PD 04/24/19
COMPUTER BILL LIST,
CDEV COMPUTER BILL LIST
SUBTOTAL
RSVP, P/ROLL PERIOD END 4/13/19, PD 04/19/19
RSVP, PIONEER BANK & TRUST, 04/13/19 P/ROLL TAXES, PD 04/19/19
RSVP, COMPUTER BILL LIST
TOTAL

Sumption presented the bill list of $7,189,551.14. Motion was made by Salamun, second by Lewis and carried to authorize (No. CC050619-01) 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 Salamun, second by Laurenti and carried to adjourn the meeting at 9:12 p.m.

Dated this 6th day of May, 2019.

**ATTEST:**

Finance Officer

(SEAL)

**CITY OF RAPID CITY**

Mayor
LEGAL AND FINANCE COMMITTEE MINUTES
Rapid City, South Dakota

May 15, 2019

A Legal and Finance Committee meeting was held at the City/School Administration Center in Rapid City, South Dakota, on Wednesday, May 15, 2019, at 12:30 p.m.

A quorum was determined with the following members answering the roll call: Jason Salamun, Laura Armstrong, Becky Drury, Steve Laurenti and Chad Lewis. Absent: None

(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 AGENDA
Motion was made by Salamun, second by Drury and carried to adopt the agenda.

GENERAL PUBLIC COMMENT
None.

CONSENT ITEMS

Motion was made by Lewis, second by Laurenti and carried to approve Items 1-10 as they appear on the Consent Items with the exception of items No. 5 and No. 6.

1) Approve Minutes for May 1, 2019

FINANCE DEPARTMENT
2) Acknowledge the Following Volunteers for Worker's Compensation Purposes: Andrew Carrier (Parks & Recreation), Taylor Alexis Haire (Police Department), Abbey Rose Lutz (Police Department), Payton Noelle Harrison (Police Department), Kyra Marie Butler (Police Department), Karralynn Shook (RSVP+)

3) LF051519-03 – Acknowledge Update from the Opportunity Capture Fund Committee

4) LF051519-06 – Approve Resolution No. 2019-039 A Resolution to Add Tru by Hilton and Best Western to the City of Rapid City's Business Improvement District No. 1

5) LF051519-07 – Drury asked Tracy Davis, Deputy Finance Officer, when the auction is taking place. Davis stated the auction will be held on June 8, 2019. Salamun Moved to approve Resolution No. 2019-032 A Resolution Declaring Miscellaneous Personal Property Surplus to be Sold at City Auction. Second by Laurenti. Motion carried

6) LF051519-08 – Drury asked Davis to state the growth in sales tax. Davis stated sales tax is up 2.77% through the month of March. Lewis moved to Acknowledge March 2019 Sales Tax Report. Second by Laurenti. Motion carried.

7) LF051519-09 – Approve Resolution No. 2019-034 A Resolution Levyng Assessment for Abatement of Nuisances

COMMUNITY DEVELOPMENT
8) LF051519-04 – Authorize the Mayor and Finance Officer to sign the FY2018 Community Development Block Grant Reallocation Funds Contracts and Indenture of Restrictive Covenant – Abbott House, Inc.
LEGAL AND FINANCE COMMITTEE
May 15, 2019

9) LF051519-05 – Authorize the Mayor and Finance Officer to sign the FY2018 Community Development Block Grant Reallocation Funds Contracts and Indenture of Restrictive Covenants – JB Holdings, Inc.

CITY ATTORNEY’S OFFICE
10) LF051519-10 – Authorize the Mayor and Finance Officer to sign the Agreement between the City of Rapid City and Youth & Family Services, Inc. for the use of City Vision Funds to Construct an Expansion of the Facility Located on East Adams Street

END OF CONSENT CALENDAR

NON-CONSENT ITEMS – Items 11 – 15

Public Comment opened – Items 11 – 15
Public Comment closed

ITEMS FROM THE PUBLIC
11) LF051519-02 – Lewis moved, at the applicants request, to send without recommendation to City Council for the meeting on Monday, Fred Reed’s Request for Reimbursement for Property Damages from Sewer Backup. Second by Drury. Motion carried.

FINANCE DEPARTMENT
12) LF050119-03 – Drury moved to approve the Second Reading and Recommendation of Ordinance No. 6327, an Ordinance Regarding Supplemental Appropriation #3 for 2019. Second by Laurenti. Motion carried.

CITY ATTORNEY’S OFFICE


ALDERMAN ITEMS
15) LF051519-01 – Haverly gave an update on the progress for Ascent-Innovation. She began by sharing a video presentation on the impact of the City’s support. She explained the plan for this campus project at 108 East Main Street is to be a connector between School of Mines & Technology and downtown. The building will be two stories with 40,000 square feet. The final architectural plans will be complete any day now. Once the architectural plans have gone through the process, the next step will be bidding locally for the construction contract. The expectation is for the bid process to start the first or second week of June and late August is the target to begin construction. There has been an Ascent Center task force established to tap into the expertise of the community in shaping the strategic innovation and entrepreneurial direction for Ascent as well as to elevate Rapid City. Ascent-Innovation currently has 21 companies, 112 full-time employees and have also had approximately 50 interns over the past year. Ascent-Innovation.com is the website where the progress is updated regularly and also has a walk-through of the inside of the new building. Salamun encouraged Haverly to continue to keep the Council updated on the progress. Salamun
LEGAL AND FINANCE COMMITTEE
May 15, 2019
moved to acknowledge the Ascent Innovation Update by Terri Haverly – Amanda Scott – Information Item, No Action Required. Second by Lewis. Motion carried.

ADJOURN
There being no further business to come before the Council at this time, motion was made by Drury second by Lewis and carried to adjourn the meeting at 12:45 p.m.
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, May 20, 2019, at 6:30 P.M.

The following members were present: Mayor Steve Allender and the following Alderpersons: Lisa Modrick, Ritchie Nordstrom, Amanda Scott, Darla Drew, Becky Drury, Steve Laurenti, Laura Armstrong, Chad Lewis, and John Roberts; the following Alderpersons arrived during the course of the meeting: None; and the following were absent: Jason Salamun

Staff members present included: Finance Officer Pauline Sumption, City Attorney Joel Landeen, Police Chief Karl Jegeris, Assistant Fire Chief Tim Behlings, Public Works Director Dale Tech, Community Development Director Ken Young, Parks and Recreation Director Jeff Biegler and Administrative Coordinator Heidi Weaver-Norris

ADOPTION OF AGENDA
Motion was made by Scott, second by Drury and carried to approve the agenda.

AWARDS AND RECOGNITIONS
Mayor read in the Proclamation for Home Fire Sprinkler Week and presented the proclamation to Assistant Fire Chief Tim Behlings. He stated that sprinkler fire protection is very important. He said that Rapid City is one of the most pro-active communities in the Midwest. Behlings thanked the mayor for the proclamation.

Mayor read in Proclamation for National Public Works Week and presented the proclamation to Public Works Director Dale Tech. Mayor indicated this was the 59th annual Public Works week sponsored by the American Public Works Association. Tech thanked the mayor and invited the public to an event at Main Street Square on Thursday, May 23, 2019 from 10:00 a.m. to 3:00 p.m.

Mayor introduced Bill Casper for the Update on the Veteran's Banner Project. Casper explained they originally started 18 banners from Main Street Square. They are now up to 92 banners. He is looking to expand the banners east of 5th Street, along West Blvd and possibly on the west side of Rapid City as well. He said he has a waiting list. Modrick said Mt. Rushmore Road would be a good location, he would just need permission from SDDOT. Casper feels they can't do enough to honor the veterans. He would like to see banners all over the city. Drew thanked Casper for his dedication to the project. Larry Simonson, Assistant to the President at SDSM&T, spoke on behalf of the project. He said the school would love to participate in the project and have banners on their campus as well. The school supports veterans and wants to be involved in the city recognition. He said President Rankin is in support of the project. Casper said there would be a veteran's special on PBS on May 26, 2019. Mayor thanked Casper and Simonson for their support of the project. Motion was made by Drew, second by Modrick and carried to acknowledge.

MAYOR'S ITEMS
Mayor introduced Craig Baltzer for the Civic Center Update. Baltzer stated it has been about a year since the election to build the Civic Center went through. He spoke of the concept design, schematic design, design development, and shared graphics of the new design. He believes the ground breaking will be in October 2019. Motion was made by Lewis, second by Laurenti to acknowledge. Drew asked about handicapped access. Baltzer pointed out all the handicap access in yellow. He said there will be plenty of handicap access. He is excited for the project. Motion carried.
GENERAL PUBLIC COMMENT
Suzan Nolan stated some mining companies have permits for several thousand acres to do exploratory mining in the Black Hills. She stated that mining puts water sources at great risk. She doesn't want our water getting contaminated. She would like the council to pass a hardrock mining resolution. The security of our water depends on the council's actions.

Connie LeZotte, Director of Storybook Island, stated the park will celebrate it's 60th anniversary in August. There will be a ribbon cutting for the Carousel House when the park opens on May 25, 2019. She invited the public to attend. She thanked the parks department for all of their help.

NON-PUBLIC HEARING ITEMS – Items 4 – 41
CONSENT ITEMS – Items 4 – 31
There were no items removed from the Consent Items. Motion was made by Scott, second by Laurenti and carried to approve Consent Items 4-31.

Approve Minutes
4. Approve Minutes for the May 6, 2019 Regular Council meeting.

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

Alcoholic Beverage License Applications Set for Hearing (June 3, 2019)

2019 Retail (on-off sale) Malt Beverage & SD Farm Wine License Renewals
5. Eni Tulistya DBA Hana Restaurant, 3550 Sturgis Road for a Retail (on-off sale) Malt Beverage & SD Farm Wine license renewal

Public Works Committee Consent Items
6. PW051419-01: Approve Change Order #7F to Lind-Exco, Inc. for West Omaha Utility Reconstruction Project, Project# 16-2316/CIP 50904.1 for a decrease of $777.56.
7. PW051419-02: Approve Change Order #SF to Western Construction, Inc. for Catron Boulevard Widening Project, Project# 16-2343/CIP 51115 for an increase of $11,200.00.
8. PW051419-03: Approve and Authorize Mayor and Finance Officer to sign Professional Services Agreement with FMG Engineering, Inc for Elk Vale Reservoir Water Level Investigation, Project No. 19-2511/CIP No. 51238, in the amount of $41,254.00.
9. PW051419-04: Authorize staff to advertise for Pavement Rehabilitation Project – E Monroe Street, Project No. 18-2470 / CIP 50844 for $180,000.
10. PW051419-05: Authorize Mayor and Finance Officer to sign professional services agreement amendment with Banner Associates, for construction administration services for East Rapid City Water Expansion, Project 13-2107/CIP 50964 in the amount of $52,734.00.
11. PW051419-07: Authorize staff to Purchase Nine (9) Pre-wet Systems for Streets Division from Dakota Fluid Power, they will honor the Bid letting from 8/14/18 Total price is $25,700.00.
12. PW051419-11: Approve Correction to Funding Source identified for Bid Award in the amount of $233,766.00 to Eddie’s Truck Center/Northern Truck Equipment, opened on April 30, 2019 for Two (2) Current Model Year Single Axle Dump Trucks.
13. PW051419-10: Approve a Request from the Community Development Department to determine the parking requirement for the Civic Center expansion project within the Civic Center District.
14. PW051419-06: Approve. Request from Cassiopeia Investments LLC for a Variance to Waive the Requirement to Install Sidewalk along South that Drive, Rapid City, per City Ordinance 12.08.060.
15. PW051419-08: Approve Appeal by Fisk Land Surveying & Consulting Engineers, Inc. of an Exception Request denial to waive installation of a sewer main in Haines Avenue an arterial street.
16. PW051419-09: Acknowledge Staff Presentation on the Maple Avenue and Nebraska Street Sanitary Sewer Study, Project No. 18-2337.1 / CIP 50975.1.
Legal & Finance Committee Consent Items

17. Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Andrew Carrier (Parks & Recreation), Taylor Alexis Haire (Police Department), Abbey Rose Lutz (Police Department), Payton Noelle Harrison (Police Department), Kyra Marie Butler (Police Department), Karralynn Shook (RSVP+)

18. LF051519-03 – Acknowledge Update from the Opportunity Capture Fund Committee

19. LF051519-06 – Approve Resolution No. 2019-039 A Resolution to Add Tru by Hilton and Best Western to the City of Rapid City’s Business Improvement District No. 1

RESOLUTION 2019-039
A RESOLUTION TO ADD TRU BY HILTON AND BEST WESTERN TO THE CITY OF RAPID CITY’S BUSINESS IMPROVEMENT DISTRICT NO. 1

WHEREAS, pursuant to the provisions of SDCL Chapter 9-55, the City of Rapid City created Business Improvement District No. 1; and

WHEREAS, the purpose of Business Improvement District No. 1 is to market and promote the City of Rapid City and the hotels and motels located within the district through Visit Rapid City; and

WHEREAS, the boundaries of Business Improvement District No. 1 include noncontiguous property within Rapid City; and

WHEREAS, SDCL § 9-55-4 allows any business improvement district that includes noncontiguous property to add, by resolution of the governing body, qualifying property to the district; and

WHEREAS, the Tru by Hilton and Best Western are qualifying properties that currently are not within the boundaries of the district; and

WHEREAS, the Rapid City Common Council deems it in the best interests of the City of Rapid City to add Tru by Hilton and Best Western within the boundaries of Business Improvement District No. 1.

NOW THEREFORE, BE IT RESOLVED, by the City of Rapid City that the following property is hereby included within the boundaries of Business Improvement District No. 1:

<table>
<thead>
<tr>
<th>Property</th>
<th>Rooms</th>
<th>Address</th>
<th>City</th>
<th>State</th>
<th>Zip</th>
</tr>
</thead>
<tbody>
<tr>
<td>Tru by Hilton</td>
<td>219</td>
<td>825 Eglin Street</td>
<td>Rapid City</td>
<td>SD</td>
<td>57701</td>
</tr>
<tr>
<td>Best Western</td>
<td>97</td>
<td>3723 Eglin Street</td>
<td>Rapid City</td>
<td>SD</td>
<td>57701</td>
</tr>
</tbody>
</table>

Dated this 20th day of May, 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:
s/ Pauline Sumption
Finance Officer

20. LF051519-07 – Approve Resolution No. 2019-032 A Resolution Declaring Miscellaneous Personal Property Surplus to be Sold at City Auction.
Resolution #2019-032

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, including release to insurance company due to total loss:

2019 Annual City Auction

AIRPORT – Items on Airport Resolution 2019-03 & 2019-05

<table>
<thead>
<tr>
<th>Item Description</th>
<th>Model/Serial Number</th>
</tr>
</thead>
<tbody>
<tr>
<td>HP ELITE DESK 800 System</td>
<td>S1855</td>
</tr>
<tr>
<td>HP ELITE DESK 800 System</td>
<td>S1856</td>
</tr>
<tr>
<td>22&quot; HP Computer Monitor</td>
<td></td>
</tr>
<tr>
<td>22&quot; Samsung Computer Monitor</td>
<td></td>
</tr>
<tr>
<td>15&quot; Gateway Computer Monitor</td>
<td></td>
</tr>
<tr>
<td>Smart UPS-1500 SUA1500RM2U AS0737232070</td>
<td></td>
</tr>
<tr>
<td>Smart UPS-1500 SUA1500RM2U AS0349310734</td>
<td></td>
</tr>
<tr>
<td>Smart UPS-1500 SUA1500RM2U AS0737232070</td>
<td></td>
</tr>
<tr>
<td>Minuteman UPS</td>
<td></td>
</tr>
<tr>
<td>3-Ring Binders-Assorted Sizes</td>
<td></td>
</tr>
<tr>
<td>Assorted Office Desks</td>
<td></td>
</tr>
<tr>
<td>2003 Chevrolet Tahoe</td>
<td>1GNEK13V03J246310</td>
</tr>
<tr>
<td>Condition: Needs a Transmission</td>
<td></td>
</tr>
<tr>
<td>Mileage: Unknown-Cluster won't light up</td>
<td></td>
</tr>
<tr>
<td>Brother Inkjet Printer LC75/LC71 Series MFC-J430W</td>
<td></td>
</tr>
<tr>
<td>Assorted Interior Doors</td>
<td></td>
</tr>
<tr>
<td>Slotted Display Wall Boards</td>
<td></td>
</tr>
<tr>
<td>Assorted Wall Tiles</td>
<td></td>
</tr>
<tr>
<td>Assorted Floor Tiles</td>
<td></td>
</tr>
<tr>
<td>Assorted Rolls of Wall Paper</td>
<td></td>
</tr>
<tr>
<td>Pallet of Stone</td>
<td></td>
</tr>
<tr>
<td>Lounge Chairs - Used</td>
<td></td>
</tr>
<tr>
<td>47&quot; Monitors (Qty 20)-Not working</td>
<td></td>
</tr>
<tr>
<td>Small Display Cabinets</td>
<td></td>
</tr>
<tr>
<td>Outdoor Display Lights (Qty 4)</td>
<td></td>
</tr>
</tbody>
</table>

AIR QUALITY (708)

1 2002 Dodge Durango VIN #1B8HS38N52F172728

CIVIC CENTER (913)

1993 Ford Ranger – CTY1400 Vin number 1FTCR14U5PTA45398 (does not run)
Walk behind mower (does not run)
55 Theater Lights
16 Work Lights
Pallet fork with Stinger
1 - JITA Xtreme Scooter (does not run)
19 - Electric Hand Dryers
3 - Display Cabinets 5' wide x 56" tall
1 - Six Burner Electric Vulcan Stove
3 - Sony Video Disk Recorders DSR – DR1000A
22 - Can Lights
1 - roll Black Flex Pipe
2 - Large Round Flower Pots
1 - Triangular Flower Pot
19 - Can Lights (old)
1 - Large 2 door metal cabinet (bad latch, pre-dented)
4 - High Power HPG Light Controllers
4 - Klugeil 16 pin Boxes
3 - Lutron Incandescent Light Controllers
3 - Hi Power Dimming Modules
3 - Electric Power Boxes
HP Storage Works X1800 - 2M202402ST - AP794SB
HP x1800 6TB SATA Smart Bay - USE028L2YM
APC UPS - 3B0938x36401 - BX1500G
MINUTEMAN UPS - AE50090800653 - ETR500
APC UPS - AS0921160173 - SC450RM1U
MINUTEMAN UPS - EDB2080800653 - 90000430
BIN OF MOUNTING BRACKETS & CABLES
HP ACCESS POINT - CN4251X01C - J9422A
APC UPS - J50734020732 - SUA3000RMT2U
APC UPS - WS0310140717 - SU3000RMXL3U
MINUTEMAN UPS - EDB20809000073 - 90000631
APC UPS - WS0310140210 - SU3000RMXL3U
APC UPS - QS0523310214 - SU3000RXL3U
DELL MONITOR - CNOU4931-46633-59U-5A3M - E173FPB
LINKSYS WIRELESS G PRINTSERVER - SF5004909245 - WPS54GU2
EMACHINES DESKTOP COMPUTER - PTG1005003833077383001 - EL1200
1-YAMAHA P1200 AMP
1- SHURE MIXER M268
2 - COMMUNITY RS680 SPEAKER
1- PEAVY QF 131 IX31 EQ
2 - YAMAHA QG1031B EQ
1 - ASHLY GQX 3102 EQ
1- TOSHIBA 40RV525R TV
1- SHARP LC32D44V TV
1- ELECTRO VOICE REV-D MIC RECEIVER
1- JVC KD-W110J TAPE PLAYER
1- INFOCUS IN42 LCD PROJECTOR
1- SENNHEISER AUDIO LINK
2 - AMERICAN DJ GALAXIAN 3D
1 - APHEX AURAL EXCITER TYPE 3 250
1- YAMAHA DIGITAL REVERB R1000
1- ROLAND MIDI DELAY SDE2500
1- YAMAHA SPX990 EFFECTS PROCESSOR
1- GOLD LINE DIGITAL RTA
2- YAMAHA AMP P2250
1- YAMAHA AMP PC2002
8- LUTRON DA-2500-TSP
2- DUKANE 3A245A
1- LANSING ALTEC 9444B AMP
2- LANSING ALTEC 9442A AMP
1- JVC H2-2S138U ZOOM SERVO
1- JVC VF-P115BU VIEW FINDER
2- ID JL-2 QUICK CHARGE
1- SUPERMICRO DAKTRONICS VPLAY
2- DAKTRONICS VENUS 7000
2- OCEAN MATRIX OMX-9040 VIDEO SWITCHER
1- LIBEC TRIPOD WITH CASE
1- JVC GY-DV5000U CAMCORDER
1- JVC GY-DV5100U CAMCORDER
1- JVC H2-FM15U FOCUS UNIT
2- HOTRONICS AV21
1- AVITECH VIDEO CARD HOLDER
1- HOTRONICS AX-81 ROUTER
1- DAKTRONICS DSI CPU
4 - CARBONARK SPOTLIGHT
43 - KLIEGL LIGHTS
1- DATA VIDEO SE-500 VIDEO SWITCHER
1- PANASONIC AG-MX70P VIDEO SWITCHER
7- SHURE WIRELESS RECEIVER SLX
1 - MAGNAVOX LXI CAMCORDER
1- POWER PAC EO5F 24 AMP
1- SHURE DFR22 AUDIO PROCESSOR
1- DAKTRONICS VPLAY

**CODE ENFORCEMENT (711)**

Laptop – Gateway 2000  S0532  *Laptops may need batteries
Laptop – Gateway Windows XP Professional  S0880
Laptop – HP Elite 866 OP  S1517
Laptop – HP Elite 800 OP  S1519
HP Photosmart R725 Camera (Needs Battery)

**CBDG PROGRAM**

Printer – Hewlett Packard Laserjet 5N  15329
Swintec Typewriter 2416DM
File Solution Boxes (10)
Various File Holders (3)

**COMMUNITY PLANNING (204)**

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**Finance (104)**

- 1 Keyboard
- Misc Office desk supplies
- 1 HP LaserJet 4 printer

**Fire (202)**

- 1 of 2001 Dodge Ram Van Vin 2B7HB11X51K518281 Plate: CTY4784
  - Odometer: unsure as it will not start but under 33000 as this was its next service mileage
  - Fair condition; Needs battery and may need electrical work (draining battery).
- 1 of Canon ImageRunner 3300 Super G3 b/w printer/fax/copier Serial Number MPH50241
  - "Property of City of Rapid City 10144 Sn XLM36683"
- 5 of HON 5-drawer vertical letter-size file H215, no locks, Black.
  - One has "Property of City of Rapid City 12344"
  - Orange, near-shore buoyant vest – Type II PFD
- 5 of Youth (chest 25-29 in)
- 3 of Child (30 – 50 lb)
- 2 of Adult (more than 90 lbs, chest 36 – 52 in)
- 1 DVD player with cords HamonTec Model DV-105 SN YDF0906009254
- 5 HP Slate
- S1432 HP STATE 500 SN CNU1032NK6
- S1436 HP SLATE 500 SN CNU1032F3G
- S1478 HP SLATE 500 SNCNU1240N7H
- S1479 HP SLATE 500 SN CNU1240RTX
- S1480 HP SLATE 500 SN CNU1240D87
- 1 of Laptop Gateway TA7 SN 0040443286
- 1 of HP docking station Sn: CNU217ZST2
- 1 Camera – Fujifilm FinePix XP70 SN 4TA19862
- 5 keyboards
- Miscellaneous computer cords, monitor stands, and battery chargers

**GIS (105)**

- 1 APC Back-UPS XS 1500 SN 3B0935X01374 Universal power supply, dead battery.
- 1 HP Intel I Xeon 3.5 GHz pc (IT system number S1533) SN 2U8A20622CQ HP pc, Intel R Xeon 3.5 GHz, 16 GB RAM
- 1 Wacom LCD monitor, model DTZ-2100 SN 5HCP01226 21 inch touch screen LCD monitor with pen.
- 1 3M Anti-glare/radiation Filter (for over monitor screens) SN AF200XXL Filter that fits over monitors to help with glare.
- 2 keyboard trays Trays attached to underside of desk to slide keyboard out of way.

**Information Technology (6024)**

- 1997 Grey Ford Taurus, VIN # 1FALP5224VG221593, 78,305 Miles, APC BackUPS BN600, SB735U04273
- Barracuda Email Appliance, BAR-SF-107697
Barrecauda Email Appliance, BAR-SF-258367
Buffalo NAS TS-H2.0TGL/R5, 96821179208082
Buffalo Terastation NAS, U71017
Dell OptiPlex 745 Desktop, BNP78C1, None
Dell OptiPlex 755 Desktop, 3RZG3H1, S0912
Dell OptiPlex 755 Desktop, 3RZG3H1, S0914
Dell OptiPlex 755 Desktop, C186QH1, S0924
Dell OptiPlex 755 Desktop, FC65VH1, S0982
HP Access Point Part #J9358A, RTP550100016-5
HP Access Point Part #J9358B, J9358-80199
HP Access Point Part #J9650A, CN46DY1YDZ
HP Access Point Part #J9650A, CN46DY06M
HP Access Point Part #J9650A, CN46DY06Q
HP Access Point Part #J9650A, CN28DYY3LC
HP Access Point Part #J9650A, CN22DYY0ZZ
HP Access Point Part #J9650A, CN46DYY1ZJ
HP Access Point Part #J9650A, CN53DYY0MH
HP Access Point Part #J9650A, CN38DYY4C0
HP Access Point Part #J9650A, CN38DYY4BX
HP Access Point Part #J9650A, CN22DYY0ZY
HP Access Point Part #J9650A, CN22DYY103
HP Access Point Part #J9650A, CN22DYY0Y0
HP Access Point Part #J9650A, CN23DYY20Q
HP Access Point Part #J9650A, CN46DYY1VB
HP Access Point Part #J9650A, CN46DYY0VY
HP Access Point Part #J9650A, CN46DYY20H
HP Access Point Part #J9650A, CN28DYY3PM
HP Access Point Part #J9650A, CN46DYY1V2
HP Access Point Part #J9650A, CN46DYY1VD
HP Access Point Part #J9650A, CN37DYY1D2
HP Aruba Switch 2930F JL262A, CN65HL305P
HP Compaq 8200 Desktop, MXL2080KS, S1539
HP Compaq 8200 Desktop (RCPL-792), MXL14220GX, S2245
HP Compaq 8300 Desktop, MXL24325BC, S1610
HP Compaq 8300 Desktop, MXL25011Z, S1616
HP Compaq 8300 Desktop, 2UA3010H, S1618
HP Compaq 8300 Desktop, 2UA302141Z, S1630
HP DL 160 G 160 Server, S1335
HP Elitebook 8570P Laptop (RCPL-874), 5CB31808QQ, S2233
HP Elitebook 8570P Laptop (RCPL-882), 5CB34601DC, S2238
HP LeftHand P4500, 2UX9510DS6, NSM4
HP Procurve Switch 10B J3910A, SG65HL305P
HP Procurve Switch 2524 J4813A, SG325NY197
HP ProCurve Switch 2626 J49008, CN610SE15D
HP ProCurve Switch 2650 J48998, CN733SD0SL
HP Procurve Switch 2650 J4899B, CN733SD0P1
HP ProLiant G4 Server, USE09NGJ5, CSAC-DS1
HP ProLiant G5 DL 380, 2UX91207U8, RAPESXI2
HP ProLiant G5 Server, 2UX91207U7, RAPESXI1
HP Switch Module J9154A, SG915G00KM
HP Switch Module J9840A, SG45GD00X
HP Z400 Workstation, 2VA01513CK, S1337
Minuteman E1000RM2U UPS, DE02091200019
Minuteman EnSpire 750 UPS, AF64130400526
Minuteman ETR1500LCD, RK22150600791
Minuteman ETR500 UPS, AE55140100090
Minuteman UPS EN600, AE67061100008
Minuteman UPS EN750, AF64130400527
NetBotz 420E Environmental Monitor, NBRK0420E
NSM2120, 2UX9130738, NSM1
NSM2120, 2UX9130738, NSM2
NSM2120, 2UX9130738, NSM3
NSM2120, 2UX85101A9, RAP-NSM1
Random Barcode Scanners 2 boxes
Random KVM Connectors
Random Power Cords
Random Server Rack hardware and Power strips
Random Spools of Cable/Wire
Rolling Desktop Holder
Sans Digital External HDD Enclosure
SonicWall Slide Rackmount 1U Kit
Sony Projector Bulb dated 2005, 93825950
SuperMicro Server, CN300601B30583
Toshiba Digital Telephone DK210-C,
Toshiba Digital Telephone DKT210-C, CB510304
Toshiba Digital Telephone DKT210-C, LN510371
Toshiba T Digital Telephone DKT3210-5D, LB819540
Tripplite Smart1000RM1U, 9317A10SM460200202
Two boxes mostly used spools of Cat 5e cable

**MAYOR'S OFFICE**
2 – 21" x 26" Oak picture frame with glass
1 – 3' x 14" wall hanging, above desk storage with light, gray
1 – 4' x 32" wall hanging, oak TV cabinet enclosure

**LIBRARY**

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<th>MRLBB-1001</th>
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with composite components

No Key
With Keys
MH-61 Lithium Ion

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<tr>
<td>Easels</td>
<td>2</td>
<td>Wooden</td>
</tr>
<tr>
<td>Emergency Pack</td>
<td>1</td>
<td>Green Bag</td>
</tr>
<tr>
<td>File Cabinet Vector</td>
<td>2</td>
<td>Black</td>
</tr>
<tr>
<td>File Cabinet</td>
<td>1</td>
<td>Black</td>
</tr>
<tr>
<td>File Cabinet</td>
<td>1</td>
<td>Hard Plastic, light</td>
</tr>
<tr>
<td>Filter Set Zeikos</td>
<td>1</td>
<td>3 piece set with leather case</td>
</tr>
<tr>
<td>Flyer Displays Acrylic Clear</td>
<td>25</td>
<td>8.5x11 hanging and table top</td>
</tr>
<tr>
<td>Foot Rests</td>
<td>4</td>
<td>Gray</td>
</tr>
<tr>
<td>Gaming</td>
<td>1 box</td>
<td>Misc items</td>
</tr>
<tr>
<td>Garbage Bin Plastic</td>
<td>2</td>
<td>Light Gray</td>
</tr>
<tr>
<td>Garbage Bin Metal</td>
<td>2</td>
<td>Black</td>
</tr>
<tr>
<td>Garbage Bin Metal</td>
<td>1</td>
<td>Chrome Top</td>
</tr>
<tr>
<td>Gas Grill Char Broil</td>
<td>1</td>
<td>Black</td>
</tr>
<tr>
<td>Google Glasses</td>
<td>1</td>
<td>Google Glass</td>
</tr>
<tr>
<td>HDMI Cord Insignia</td>
<td>1</td>
<td></td>
</tr>
<tr>
<td>Hose Reel</td>
<td>1</td>
<td></td>
</tr>
<tr>
<td>iPad Apple</td>
<td>1</td>
<td>16 GB</td>
</tr>
<tr>
<td>iPad</td>
<td>1</td>
<td></td>
</tr>
<tr>
<td>Keyboard Wired</td>
<td>2</td>
<td></td>
</tr>
<tr>
<td>Kindle PaperWhite</td>
<td>1</td>
<td></td>
</tr>
<tr>
<td>Kindle PaperWhite</td>
<td>1</td>
<td>With Case</td>
</tr>
<tr>
<td>Kindle CharcoalGrey</td>
<td>108</td>
<td></td>
</tr>
<tr>
<td>Kindle CharcoalGrey</td>
<td>109</td>
<td></td>
</tr>
<tr>
<td>Laptop HP ProBook 650</td>
<td>8795</td>
<td>CNU4189FSY 1</td>
</tr>
<tr>
<td>Laptop Acer 878</td>
<td>NXMGAA003343</td>
<td>1 Former director's laptop</td>
</tr>
<tr>
<td>Laptop Desk Stand</td>
<td>1</td>
<td>Metal</td>
</tr>
<tr>
<td>Lens Nikon 18-55 mm</td>
<td>1</td>
<td>in leather pouch</td>
</tr>
<tr>
<td>Lens Xit Digital Vision HD 58mm 2.0X</td>
<td>1</td>
<td>macro in leather pouch</td>
</tr>
<tr>
<td>Lens Xit Digital Vision</td>
<td>1</td>
<td>telephoto in leather pouch</td>
</tr>
<tr>
<td>Light post(s) Magazine Rack</td>
<td>1 or 2</td>
<td>Formerly in front of the library entrance</td>
</tr>
<tr>
<td>Magazine Rack Metal</td>
<td>1</td>
<td>Black</td>
</tr>
<tr>
<td>Mannequin</td>
<td>1</td>
<td>Legs Only</td>
</tr>
<tr>
<td>Metal shelf piece N/A</td>
<td>N/A</td>
<td>N/A N/A 1 Dark gray, large, looks like the bottom of a previous shelving unit</td>
</tr>
<tr>
<td>Micro SD Adapter Sandisk</td>
<td>1</td>
<td></td>
</tr>
<tr>
<td>Micro SD Adapter Samsun</td>
<td>1</td>
<td></td>
</tr>
<tr>
<td>Monitor HP 1702</td>
<td>CNC521DH79</td>
<td>1</td>
</tr>
<tr>
<td>Mop Buckets</td>
<td>2</td>
<td></td>
</tr>
<tr>
<td>Mouse Dell Corded</td>
<td>1</td>
<td></td>
</tr>
<tr>
<td>Music Stands</td>
<td>5</td>
<td></td>
</tr>
<tr>
<td>Office Chair Mobile</td>
<td>9</td>
<td>Multiple Colors</td>
</tr>
<tr>
<td>Office Chair Static</td>
<td>4</td>
<td>Multiple Colors</td>
</tr>
<tr>
<td>Office Products Misc</td>
<td>2 boxes</td>
<td>Misc</td>
</tr>
<tr>
<td>Paint 1 box Misc</td>
<td>1</td>
<td></td>
</tr>
<tr>
<td>Phone Console VOIP</td>
<td>1</td>
<td></td>
</tr>
<tr>
<td>Printer HP LJ Cp1518ni</td>
<td>057</td>
<td>1 Printer from Youth Services Area</td>
</tr>
<tr>
<td>Printer Fusion 3D</td>
<td>1</td>
<td></td>
</tr>
<tr>
<td>Printer HP Laser Jet CP1518Ni</td>
<td>CN130411232</td>
<td>1</td>
</tr>
<tr>
<td>Item</td>
<td>Model/Serial</td>
<td>Quantity</td>
</tr>
<tr>
<td>----------------------</td>
<td>--------------</td>
<td>----------</td>
</tr>
<tr>
<td>Printer Lulzbot Taz 5</td>
<td>KT-PR0038NA-11844</td>
<td>1</td>
</tr>
<tr>
<td>Printer 3D Cubify Sense</td>
<td>1412231129</td>
<td>1</td>
</tr>
<tr>
<td>Printer HP CP1518 Color</td>
<td>EQ062  CND0111503</td>
<td>1</td>
</tr>
<tr>
<td>Printer HP LJ M252</td>
<td>VNB3J/10678</td>
<td>1</td>
</tr>
<tr>
<td>Printer HP LJ Cp1518ni</td>
<td>062</td>
<td>1</td>
</tr>
<tr>
<td>Printer Calculator Sharp</td>
<td>#0D00332X</td>
<td>1</td>
</tr>
<tr>
<td>Projector VVME LED</td>
<td>EQ003 9773437763</td>
<td>1</td>
</tr>
<tr>
<td>Projector VVME LED</td>
<td>EQ004 9777343777</td>
<td>1</td>
</tr>
<tr>
<td>Projector Panasonic PT-F300U</td>
<td>SC0568191</td>
<td>1</td>
</tr>
<tr>
<td>Projector Screen Portable</td>
<td>Silver</td>
<td>2</td>
</tr>
<tr>
<td>Push Sweeper Rubbermaid</td>
<td></td>
<td>1</td>
</tr>
<tr>
<td>PVC Piping</td>
<td></td>
<td>24 pieces</td>
</tr>
<tr>
<td>RFID Pad FEIG Electronics</td>
<td>EQ 072</td>
<td>22611161</td>
</tr>
<tr>
<td>RFID Pad FEIG Electronics</td>
<td>EQ 113</td>
<td>18894991</td>
</tr>
<tr>
<td>RFID Pad FEIG Electronics</td>
<td>EQ 125</td>
<td>18906431</td>
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<td>RFID Pad FEIG Electronics</td>
<td>EQ 123</td>
<td>18908341</td>
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<tr>
<td>RFID Pad FEIG Electronics</td>
<td>EQ 117</td>
<td>22611151</td>
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<tr>
<td>RFID Pad FEIG Electronics</td>
<td>23796521</td>
<td></td>
</tr>
<tr>
<td>RFID Pad FEIG Electronics</td>
<td>EQ 124</td>
<td>18906311</td>
</tr>
<tr>
<td>RFID Pad FEIG Electronics</td>
<td>23795531</td>
<td></td>
</tr>
<tr>
<td>RFID Pad FEIG Electronics</td>
<td>EQ 115</td>
<td>18906301</td>
</tr>
<tr>
<td>RFID Pad FEIG Electronics</td>
<td>EQ 114</td>
<td>18894921</td>
</tr>
<tr>
<td>RFID Pad FEIG Electronics</td>
<td>EQ 073</td>
<td>23796511</td>
</tr>
<tr>
<td>RFID Pad FEIG Electronics</td>
<td>EQ 126</td>
<td>21163231</td>
</tr>
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<td>RFID Pad FEIG Electronics</td>
<td>EQ 127</td>
<td>23725491</td>
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<td>RFID Pad FEIG Electronics</td>
<td>EQ 122</td>
<td>18906421</td>
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<td>RFID Pad FEIG Electronics</td>
<td>EQ 119</td>
<td>18906331</td>
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<tr>
<td>RFID Pad FEIG Electronics</td>
<td>EQ 116</td>
<td>18894961</td>
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<tr>
<td>RFID Pad FEIG Electronics</td>
<td>EQ 120</td>
<td>21152961</td>
</tr>
<tr>
<td>RFID Pad FEIG Electronics</td>
<td>EQ 121</td>
<td>18895051</td>
</tr>
<tr>
<td>RFID Pad FEIG Electronics</td>
<td>18906411</td>
<td></td>
</tr>
<tr>
<td>RFID Pad FEIG Electronics</td>
<td>EQ 081</td>
<td>18906361</td>
</tr>
<tr>
<td>Security Box</td>
<td></td>
<td>B0041182193021344</td>
</tr>
<tr>
<td>Server HP StorageWorks Ultrim 920</td>
<td>EQ-153</td>
<td>1</td>
</tr>
<tr>
<td>Server Dell ML6000</td>
<td></td>
<td>1</td>
</tr>
<tr>
<td>Server HP Proliant DL380 G6</td>
<td>RCPL-Mail</td>
<td>1</td>
</tr>
<tr>
<td>Server Mac Xserve 2RCPL-Stream</td>
<td></td>
<td>1</td>
</tr>
<tr>
<td>Server HP Proliant DL380 G5</td>
<td></td>
<td>1</td>
</tr>
<tr>
<td>Server HP Proliant DL380 G5</td>
<td></td>
<td>1</td>
</tr>
<tr>
<td>Server Dell Optiplex 7010</td>
<td></td>
<td>1</td>
</tr>
<tr>
<td>Server HP 360p gen 8</td>
<td>MXQ4420130</td>
<td>1</td>
</tr>
<tr>
<td>Server HP 360p gen 8</td>
<td>MXQ44206D7</td>
<td>1</td>
</tr>
<tr>
<td>Server HP 360p gen 8</td>
<td>2M24102N2ZZ</td>
<td>1</td>
</tr>
<tr>
<td>Shelf Short Metal</td>
<td>1</td>
<td></td>
</tr>
<tr>
<td>Shelving Metal</td>
<td>110</td>
<td>pieces</td>
</tr>
<tr>
<td>Shopping Baskets Green</td>
<td>15</td>
<td></td>
</tr>
<tr>
<td>Shopping Baskets Blue</td>
<td>8</td>
<td></td>
</tr>
<tr>
<td>Sign Stand Metal</td>
<td>1</td>
<td></td>
</tr>
<tr>
<td>Smoker Towers</td>
<td>2</td>
<td></td>
</tr>
<tr>
<td>Soccer Balls</td>
<td>2</td>
<td>pink/White</td>
</tr>
<tr>
<td>Sound System</td>
<td>2</td>
<td>2 Boxes</td>
</tr>
<tr>
<td>Table Caf  e</td>
<td>1</td>
<td>Round</td>
</tr>
<tr>
<td>Table Marble Top Rectangle</td>
<td></td>
<td>1</td>
</tr>
</tbody>
</table>
Table 1 Small Kids
Table Café 72 1 Round, wood top, chrome legs
Table 1 Small Folding
Table Cart 1 Flat/Mobile
Table Cart 2 Stand Up
Table Top 1 Octagon
Tables 16 Static/Legs fold up
Tailgate Chevy 2016 Silverado 1 Dark Gray
Toner HP 85A Black 3
Travel Charger Kapaxen 1
Travel Suitcases 6 Black
Tripod 2
USB Cable Canon 1
USB Connector Sony 1 w/outlet block
USB Cord 1 with audio components
Wood Pieces 20 Slat pieces for bookshelf
Wood Sheets 8 Books Case Ends
Wood Slabs 8

PARKS DEPARTMENT

Golf Course (664)
2006 F350 Super Duty Pickup Needs Engine, Vin# 1FTWW31Y16ED66149
Greensking TF-60 Reel Mower s/n 62612-1603
Golf Bag pull-carts (6)
Metal Box w/ lid 32.5" W x 60" L x 25" D
Terra Topper Spreader no serial # came from LaCroix Links
60" Broom attachment for Ransome mower
60" snow blade
3 door cooler 24" W x 88" L x 38" D
Small refrigerator
Electric smoker
Small bar sink
22 small chairs
3 small barstool chairs

Aquatics/Ice Arena (612)
Computer S1026, Dell Optiplex 960
Monitor
HP Laserjet 2605dn Printers (2)
HP Officejet 6700 printer
Pool cover with reels (2)
Daktronics PC-2001-13 pool timer clocks (2) need electrical work

Parks & Rec Administration (620)
HP Elitebook Laptop Computer S1058, SN 2CE0033CJR
Gateway Laptop Computer S0608, SN 3601379
Surface Pro Tablet S1989 (doesn't work)

Parks Division (607)
Surface Pro S1989 (doesn't work)
Gateway laptop S0608
2001 Dodge Ram 2500 Pickup 4x4, VIN 3B7KF26Z51M549104, CTY4849
1995 Ford F-150 Pickup 4x4, VIN 1FTEF14N8SLB44977, CTY1450
1991 Jacobsen Snow Blower 62"  
1991 Jacobsen Flail Mower 72", SN 70592 1718  
1991 Jacobsen Turf Mower 4x4 Plus, SN 2455  
1999 Hustler Hillside Mower/Plow, SN 99104650  
2002 Toro 4000-D Mower, SN 30410-220000406  
1996 Chevrolet 2500 4x4 with plow, VIN 1GCGK24R6TJ18146  
1992 Dodge Ram Van 350, VIN 2B5W35U3NK167438  
1992 John Deere 2155, SN XL02155G749279X  
1979 John Deere 301-A, SN 319898T  
2 - 8' Ram 2500 Pickup Boxes  
Sickle Mower and miscellaneous parts  
Fuel Tank 100 plus gallons  
Mechanical Jacks  
5 boxes miscellaneous aerosol cans  
Fox Valley Battery Tester - non-working  
3/8 cored drills  
Miscellaneous tires  
Sioux Valve Grinder Kit  
2 - Weed trimmers - non-running  
Miscellaneous mower parts/sprayer parts  
Tommy Life off a Dodge 2500  
Bobcat Backhoe Bucket 12"

POLICE DEPARTMENT (201)  
Records:  
3 each Black Filing Cabinets  
2 each wooden shelves  
2 each chairs  
108 mini IR flashlights

Evd:  
Large brown 5 drawer desk  
Steelcase ivory & silver desk (3 pieces)  
Brown 4 drawer desk  
Ribbed Plastic Pipe

Parking:  
44 Pom Meters  
308 Electric Eagle Meters  
155 Mechanical Meters  
82 Black Pole Covers (various sizes)  
44 Black Yokes  
17 Gray Yokes  
343 Gray Housings  
94 Black housings  
Miscellaneous Housing hardware/parts/locks  
Miscellaneous Mechanical Meter parts  
2001 KUSTOM SPEED TRAILER W/ READOUT DISPLAY 1K9BS08131K118234  
2001 KUSTOM SPEED TRAILER W/ READOUT DISPLAY 1K9BS08104K118079  
Smart Board

PUBLIC WORKS
(6) Laptop computers - NO HARD DRIVE
   (1) HP EliteBook 850, S1981 - NO HARD DRIVE
   (1) HP EliteBook 8570p, S1649 - NO HARD DRIVE
   (2) HP ProBook 4530s, S1545, S1547 - NO HARD DRIVE
   (1) Dell Latitude E5540, S1982 - NO HARD DRIVE
   (1) Dell Latitude E5550, S2135 - NO HARD DRIVE

**Engineering (108)**
- Monitor stands-14
- Phone Headset-1
- Keyboards:
- Mice:
- Box of computer cables
- HP Compaq Computer-1
- Gas Mask-1
- Office Trays-misc.
- Projector-1
- Image Formula Scanner-1
- Drafting Table-1
- Desk-1
- Computer Speakers:
- Above Desk cabinet-2
- Plotter-1
- Box of misc. office supplies

**RAPID TRANSIT (618)**

<table>
<thead>
<tr>
<th>Item</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Tires</td>
<td>P285/35R19 - Goodyear Brand</td>
</tr>
<tr>
<td>Tires</td>
<td>LT225/75R16 - Michelin Brand</td>
</tr>
<tr>
<td>Tires</td>
<td>LT225/75R16 - UniIl Brand</td>
</tr>
<tr>
<td>Tires</td>
<td>LT225/R16 - Radial RT Brand</td>
</tr>
<tr>
<td>Tires</td>
<td>LT225/R16 - Goodyear Brand</td>
</tr>
<tr>
<td>Tires</td>
<td>265/70R19.5 - Goodyear Brand</td>
</tr>
<tr>
<td>Rims</td>
<td>Ford and Chevy Brands</td>
</tr>
<tr>
<td>Vehicle</td>
<td>Tablet Mounts RAM TAB-TITE HD RPR-377HB, with 1 ball joint mount</td>
</tr>
<tr>
<td>Keyboard</td>
<td>HP Brand, Model Number: SK-2885</td>
</tr>
<tr>
<td>Printer</td>
<td>HP Office Jet Pro 6835 Product Number: J2D37A</td>
</tr>
<tr>
<td>Printer</td>
<td>HP Office Jet Pro 6975 Product Number: J7K42A</td>
</tr>
<tr>
<td>DVD Player</td>
<td>Portable, SONY Brand, Model Number: DVP-FX970 with cords</td>
</tr>
<tr>
<td>Digital</td>
<td>Bus Watch REI Brand, Multi-Channel with hard drive, Serial #: YV8120050</td>
</tr>
<tr>
<td>TV</td>
<td>Samsung Brand, flat screen, 30in, Model Number: DM32E with remote control</td>
</tr>
<tr>
<td>Lockers</td>
<td>Tensco, 6 part 2 x 3 locker set</td>
</tr>
<tr>
<td>Laptop</td>
<td>Gateway Brand, Model No: M465-E, S0848 with cords/charger</td>
</tr>
<tr>
<td>Garage</td>
<td>Door Openers Overhead Door Co. Brand, Model Number: 109130-390</td>
</tr>
<tr>
<td>Cell Phone</td>
<td>Verizon, Casio, flip phone, GzOne Boulder, Model Number: C711SLX8 with accessories</td>
</tr>
<tr>
<td>GPS</td>
<td>Pharos Brand, Traveler GPS 525 with one case, City Number: 13126</td>
</tr>
<tr>
<td>Remote</td>
<td>Controls DVR Brand, silver &amp; Samsung Brand, black</td>
</tr>
</tbody>
</table>

**STREETS (901)**
- 1996 Stone MBW270R Wacker Packer model SM8328, Serial # 1251009 (Unit # S111)
2000 Wacker Generator model G5.6, GX340, Serial # 5188569 (Unit # S126)
Generator model EY400W5733123, Serial #354288
General Electric 2-way Radio Base Station w/microwave, model MVP, Serial #: 8392350. Comb. CT56AAS66
HP CPU model: Compaq Elite 8300, Serial #: MXL2500V18 (Unit # S1320)
Hard drive has already been removed.

**Equipment Maintenance (305)**
Gateway CPU model E-6500, Serial #: 0036027386 w/keyboard, mouse and monitor.
Epson XP-620 Printer model C491H, Serial #: UF3EY165953

**PW/ENGINEERING SERVICES/TRAFFIC ENGINEERING & OPERATIONS (205)**
1 Gateway E-6500 Desktop (tower) computer, system number S0741. Serial number 0036085574
2 HP Deskjet 6940 printers, not sure either works
1 HP Officejet 6500 multi-function printer, unsure if works
1 Sharp AR-M207E multi-function printer, Serial # 83126537. Doesn't scan very well anymore except in 8½x11 but copies/prints fine.
2 Laptop computer bags, dirty
2 tool pouches

**STORM WATER (7401)**
3 Desktop file holders
7 plastic wall file folder holders
2 wire wall file folder holders
2 Gateway computer monitors
2 HP computer monitors (1 does not work)
1 Epson wireless printer (does not work)
2 Dell computer monitors
1 wireless keyboard (no dongle)
1 blueprint rack
1 MSA field tester for confined entry
2 Element monitors

**TRANSPORTATION PLANNING (706)**
1 HP Compaq Elite 8300 (S1673), Serial #MXL3250LCC
1 HP 2275W Monitor
1 HP Elite Display E231 Monitor

**WATER (810)**
2 – HP Printers LaserJet 600
HP Computer SN MXL2061K3T #S1532
HP Computer SN MNL4032vLO #1810
HP Computer SN MNL4032vKZ #S1812
HP Computer SN 2UA2500T4Z #S1615
Gateway Monitor, stand, speakers
Monitor FPD1730, speakers
2 – Gateway Monitors
Gateway Monitor #S1046
2 – Dell Monitors, speakers
Monitor stand/fiser
Logitech Keyboard wireless
6 – Keyboards cabled
3 – Wrist Rests
2 – Mouse, cabled
CITY COUNCIL

3 – Speakers, standalone
Sharp Calculator
Honeywell Personal Heater
2 – Mouse, corded
Scanner, corded
Back Support
RPM Floor Burnisher 20 inch
Plastic Tool Box
Box of Misc Tools
3 – empty Dewalt Drill cases
2 – Black office chairs w/rollers
2 – Chairs, black vinyl

WATER REC FACILITY 830-7072
986 International tractor (76877)
Loader Miller model 12 loader with bucket and grapple (onsite at the Wafer Reclamation Facility)
807 – 2000 Ford F-150 pickup CTY4599 fair to poor condition (uses oil)
807  CTY4599  7072  T.F.  1/2 Ton Ford Pickup  2000  1FTRX18WZYNB65733
Electric fence plastic connectors (two boxes)
Evaporative cooler (from South Plant)
Toro Power Shift 624 Snow blower (RCWTP EQ. NO.17004) bad carburetor
Snapper snow blower (Inventory #9884)
Speedaire 5hp 8 gallon portable air compressor
Dynamight K3000 portable generator (Inventory #12222)
Utilitech water pressure tank (52 Gallon?)
Simmer ½ hp well pressure pump

WATER-UTILITY MAINTENANCE (7012)
4hp Honda 2 ½" trash pumps
4hp Honda 2 ½" Trash pumps
250 amp AC/ DC Welder- works
2- Small card filing cabinets
2-12x24x16 filing cabinets
3- Large diameter Mueller Tapping Machines - Seized do not work
4- 30” (Smith and Blair) Cast Iron Repair Clamps

WATER REC – LAB (830-7073)
HACH DR-4000U  0104U0003731  19910  Functional, but obsolete, no longer supported by mfg. UV-Vis Scanning
Spectrophotometer & Access
ISCO 3710 FR08734-028 Non-functional, scavenged for usable parts Automated Sampler Refrigeration Unit
LABCONCO 22474  245492 NA Obsolete 48" wide chemical fume hood, no blower, 115 V 1.0 A

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 20th day of May, 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:

s/ Pauline Sumption
Finance Officer
21. LF051519-08 – Acknowledge March 2019 Sales Tax Report
22. LF051519-09 – Approve Resolution No. 2019-034 A Resolution Levying Assessment for Abatement of Nuisances

RESOLUTION NO. 2019-034
RESOLUTION LEVYING ASSESSMENTS FOR ABATEMENT OF NUISANCES

BE IT RESOLVED by the City Council of the City of Rapid City, South Dakota, as follows:

1. The City Council has made all investigations which it deems necessary and has found and determined that the condition of your property had constituted a nuisance. The City abated this nuisance. The cost of the abatement, including administrative costs, is the amount stated in the proposed Assessment Roll for Abatement of Nuisances.

2. The Assessment Roll for Abatement of Nuisances is hereby approved and assessments thereby specified are levied against each and every lot, piece, or parcel of land thereby described.

3. Such assessments, unless paid within thirty (30) days after the filing of the assessment roll in the Office of the Finance Officer, shall be certified as delinquent to the Pennington County Auditor and payable through the Pennington County Treasurer’s Office with the statutory interest rate.

Dated this 20th day of May, 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:
s/ Pauline Sumption
Finance Officer

23. LF051519-10 – Authorize the Mayor and Finance Officer to sign the Agreement between the City of Rapid City and Youth & Family Services, Inc. for the use of City Vision Funds to Construct an Expansion of the Facility Located on East Adams Street
24. LF051519-01 – Acknowledge Ascent Innovation Update by Terri Haverly – Amanda Scott

Community Development Consent Items
25. LF051519-04 – Authorize the Mayor and Finance Officer to sign the FY2018 Community Development Block Grant Reallocation Funds Contracts and Indenture of Restrictive Covenant – Abbott House, Inc.
26. LF051519-05 – Authorize the Mayor and Finance Officer to sign the FY2018 Community Development Block Grant Reallocation Funds Contracts and Indenture of Restrictive Covenants – JB Holdings, Inc.

Bid Award Consent Items
27. No. CC052019-02.1 – Approve award of total bid for Park Drive Overlay Project, Project No. 18-2475 / CIP No. 50798 opened on May 14, 2019 to the lowest responsible bidder, Western Construction, Inc. in the amount of $135,951.00
28. No. CC052019-02.2 – Concrete Replacement for Main Breaks approve award of contract to Tru-Form Construction in the amount of $278,863.00
29. No. CC052019-02.3 – Approve award of, “Collection and Disposal of Household Hazardous Waste (HHW) One-day event for Rapid City Solid Waste Customers; Project No. 18 - 2463 / CIP
NO. 51206", to the selected Contractor, Veolia ES / Technical Solutions, L.L.C., in the amount of $72,197.85.

30. No. CC052019-02.4 – Award Total Bid in the amount of $17,943.90 to Hawkins, Inc. for Polymerized Aluminum Solution - JSWTP: for the Jackson Springs Water Treatment Plant.

31. No. CC052019-02.5 – Continue award of bid for One (1) New Current Model Year Vacuum Street Sweeper to the June 3, 2019 City Council meeting for additional time for staff to review bids.

END OF CONSENT ITEMS

Mark Millar submitted a late speaker request form. Mayor allowed him to speak. Millar wanted to speak on Ordinance 6324, which was the parking ordinance. Mayor indicated that was passed at the last meeting. Millar wanted to speak anyway. He doesn't agree with the ordinance. He thinks the city is trying to control his property. He wants all additional vehicles to be allowed parking on private property.

NON-CONSENT ITEMS – Items 32 – 41

Ordinances

Ordinance 6327 (LF050119-03) An Ordinance Regarding Supplemental Appropriation #3 for 2019. Having passed its first reading on May 6, 2019 motion was made by Scott, second by Laurenti that the title be read the second time. Upon vote being taken the following voted AYE: Modrick, Nordstrom, Drew, Scott, Drury, Laurenti, Armstrong, Roberts and Lewis. NO: None, whereupon the Mayor declared the motion passed and Ordinance 6327 was declared duly passed upon its second reading.

Ordinance 6325 (LF050119-02) An Ordinance to Amend Section 9.28.030 and Repeal Section 9.28.040 of the Rapid City Municipal Code Relating to Firearms. Motion was made by Drury, second by Roberts that the title be read the second time. Upon vote being taken the following voted AYE: Modrick, Nordstrom, Drew, Scott, Drury, Laurenti, Armstrong, Roberts and Lewis. NO: None, whereupon the Mayor declared the motion passed and Ordinance 6325 was declared duly passed upon its second reading.

Ordinance 6328 (LF050119-04) Second Reading, Ordinance No. 6328, An Ordinance Amending Section 5.12.080 and Adding Section 12.20.110 of the Rapid City Municipal Code Regarding the Consumption, Mixing or Possession of Alcoholic Beverages in Public Places. Motion was made by Laurenti, second by Armstrong that the title be read the second time. Upon vote being taken the following voted AYE: Modrick, Nordstrom, Drew, Scott, Drury, Laurenti, Armstrong, Roberts and Lewis. NO: None, whereupon the Mayor declared the motion passed and Ordinance 6328 was declared duly passed upon its second reading.

Public Works Committee Items

Drew read in item (PW011519-14.2) Request by KTM Design Solutions on behalf of Yasmeen Dream, LLC for reimbursement for repayment of one-half of construction cost for sanitary sewer improvements for the North Valley Park in the amount of $110,445.05. Motion was made by Scott, second by Laurenti to continue to the June 3, 2019 city council meeting. In response to a question from Scott, Treloar said the applicant agrees to continue to June 3, 2019. Motion carried.

Legal & Finance Committee Items

Armstrong read in item (LF051519-02) Fred Reed - Request Reimbursement for Property Damages from Sewer Backup. Modrick asked Landeen what the solution is. Landeen deferred to Tech. He said likely people are illegally hooking up to the city sewer and exceeding capacity. He indicated they had not found any reason why water is infiltrating the system. Tech said they are forcing smoke into the main to see if they can find the defect. Mayor indicated he lives in this same neighborhood. Motion was made by Laurenti, second by Scott to deny. He said this was an unfortunate circumstance. If they approve this request, they will have to approve everyone's request for sewer backups. He said the city would have to tax property owners if they reimbursed everyone. Reed said many neighbors have issues besides him.
Modrick said they should wait until they get the study back to see what the problem is before the applicant is denied. Reed said he put sewer block in but it failed because the put in 150 new manholes. He said if people are hooking up illegally causing his sewer to back up, he shouldn't have to pay for that. Motion passed to deny the request for reimbursement 8-1 with Modrick voting no.

Community Development Items
Mayor read in item (No. 19PL030) A request by KTM Design Solutions, Inc for Prairie Valley Development Company, LLC for a Preliminary Subdivision Plan for proposed Lots 2 thru 19 of Block 6, Lots 5 thru 15 of Block 7 Lots 1 thru 20 of Block 8 Lots 1 thru 40 of Block 9 of Prairie Fire Subdivision, generally described as being located west of Anderson Road and south of Winton Street. Motion was made by Scott, second by Laurenti and carried 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. Upon submittal of a Development Engineering Plan application, construction plans for Anderson Road shall be submitted for review and approval showing the dedication of one additional foot of right-of-way and the construction of 12 additional feet of pavement, curb, gutter and sidewalk or an Exception shall be obtained. If an Exception is obtained, a copy of the approved Exception shall be submitted with the Development Engineering Plan application; 3. Upon submittal of a Development Engineering Plan application, construction plans for Raceda Street, Albella Street and Mondo Street shall be submitted for review and approval showing the streets located in a 52-foot wide right-of-way and constructed with a minimum 26-foot wide paved surface, curb, gutter, sidewalk, street light conduit, water and sewer or an Exception shall be obtained. If an Exception is obtained, a copy of the approved Exception shall be submitted with the Development Engineering Plan application; 4. Upon submittal of a Development Engineering Plan application, water plans 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. The plans shall include a 12-inch water main loop in Anderson Road from Winton Street to Mondo Street to meet fire flows and velocity constraint. In addition, easements shall be dedicated as needed; 5. Upon submittal of a Development Engineering Plan application, a sewer design report prepared by a Registered Professional Engineer as per 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; 6. Upon submittal of a Development Engineering Plan application, a drainage plan and report prepared by a Registered Professional Engineer as per the Infrastructure Design Criteria Manual and the Rapid City Municipal Code shall be submitted for review and approval for the proposed subdivision improvements. The drainage report shall address storm water quantity control and storm water quality treatment. In addition, the drainage plan shall confirm that downstream culverts can safely pass the increased flows without overtopping roads. Prior to submittal of a Final Plat application, a covenant agreement shall be provided identifying maintenance and ownership of any proposed drainage elements. In addition a Major Drainage Easement shall be dedicated for any proposed drainage improvements; 7. Prior to approval of the Development Engineering Plan application, submitted engineering reports required for construction approval shall be accepted and agreements required for construction approval shall be executed if subdivision improvements are required. In addition, permits required for construction shall be approved and issued and 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; 8. Prior to approval of the Development Engineering Plan application, a Development Agreement shall be entered into with the City for all public improvements, if applicable; 9. Upon submittal of a Development Engineering Plan application, a cost estimate of the required subdivision improvements shall be submitted for review and approval; 10. Prior to submittal of a Final Plat application, the plat document shall be revised to show "Prairie Fire Subdivision" as "Prairie Subdivision"; 11. Prior to submittal of a Final Plat application, the Planned Unit Development shall be
amended by Pennington County to allow the proposed residential development; 12. 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, 13. Prior to the City's acceptance of the public improvements, a warranty surety shall be submitted for review and approval as required. In addition, any utilities and drainage proposed outside of the dedicated right-of-way shall be secured within easement(s).

Mayor read in item (No. 19PL031) A request by Sperlich Consulting Inc for Double L Properties, LLC for a Preliminary Subdivision Plan for proposed Lot 10 of Block 3 of Ranch at Black Gap, generally described as being located south of the intersection of Black Gap Road and Highway 79. Motion was made by Drew, second by Drury and carried to approve with the following stipulations: 1. Prior to submittal of a Final Plat application, the plat document shall be revised to address redline comments. In addition, the redline comments shall be returned with the Final Plat application; 2. Prior to submittal of the Final Plat application, the plat document shall be revised to include two signature lines for the Certificate of Highway or Street Authority for both the South Dakota Department of Transportation and the Ranch at Black Gap Road District authority; 3. Prior to submittal of the Final Plat application, the plat document shall be revised to remove the on-site wastewater note; 4. Prior to submittal of a Final Plat application, that portion of the proposed plat located outside of the City's three mile platting jurisdiction shall be reviewed and approved by Pennington County.

Alcoholic Beverage License Applications

Motion was made by Laurenti, second by Drury and carried to approve items 39-41.

39. 2019 Retail (on-off sale) Malt Beverage & SD Farm Wine License Renewals

<table>
<thead>
<tr>
<th>License #</th>
<th>Owner/Master Name</th>
<th>DBA</th>
<th>Address</th>
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<td>RB-25627</td>
<td>M G Oil Company</td>
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<td>Mini Mart Inc</td>
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<td>WNRRC LLC</td>
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CITY COUNCIL

RB-25646 Holiday Station Stores LLC  Holiday #456  33 Omaha St
RB-3861 Chrisbro LLC  Hampton Inn  1720 Rapp St
RB-25676 Chrisbro LLC  Microtel Inn & Suites  1740 Rapp St
RB-26349 Chrisbro 4 LLC  Hampton Inn & Suites  825 Eglin St
RB-25684 Chrisbro 4 LLC  Tru by Hilton  825 Eglin St
RB-3624 Black Hills Amateur Baseball Inc  Black Hills Amateur Baseball Inc  McKeague Field  2819 Canyon Lake Dr
RB-25621 Jim Buchli  Rushmore Sinclair  2420 Mt. Rushmore Rd.
RB-3444 Botticelli's Ristorante Italiano Inc  Botticelli's Ristorante Italiano  523 Main St.
RB-25673 Mostly Chocolates LLC  Mostly Chocolates  1919 Mount Rushmore Rd.
RB-2052 Rapid City Arts Council Inc  Dahl Arts Center  713 7th Street
RB-19402 Independent Ale House LLC  Independent Ale House  625 Saint Joseph St
RB-24531 Dakota Slice Inc  Blaze Pizza  515 Mountain View Rd
RB-21252 Dakota Slice Inc  Blaze Pizza  1325 Eglin St Suite 100
RB-25674 Victorias Garden LLC  Victorias Garden  320 7th St
RB-19770 Main Street Square Inc.  Main Street Square  526 Main Street
RB-24577 33-7 Worldwide LLC  The Man Salon - Rapid City West  2335 West Main St STE 220
RB-25642 BW Gas & Coonvenience Retail LLC  Yesway # 1189  3275 Campbell St
RB-25940 BW Gas & Coonvenience Retail LLC  Yesway # 1188  2215 Haines Ave
RB-2253 Mai T Goodsell  Saigon Restaurant  221 E North St

40. 2019 Retail (on-off sale) Malt Beverage & SD Farm Wine License Renewals WITH VIDEO LOTTERY

<table>
<thead>
<tr>
<th>License #</th>
<th>Owner/Master Name</th>
<th>DBA</th>
<th>Address</th>
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<td>Continental Leisure Inc</td>
<td>Carousel Casino</td>
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<td>Sam's #2</td>
<td>2730 W Main St STE B</td>
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<tr>
<td>RB-3037</td>
<td>M G Oil Company</td>
<td>Chances Casino 3</td>
<td>1565 Haines Ave Set C-2</td>
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<td>RB-3027</td>
<td>M G Oil Company</td>
<td>Market Square Casino</td>
<td>1624 E St Patrick St</td>
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<tr>
<td>RB-3015</td>
<td>M G Oil Company</td>
<td>Rushmore Casino II</td>
<td>1808 Mount Rushmore Rd STE B</td>
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<tr>
<td>RB-3012</td>
<td>M G Oil Company</td>
<td>BP Casino</td>
<td>609 Mt. View Suite C-1</td>
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<tr>
<td>RB-3011</td>
<td>M G Oil Company</td>
<td>Lacrosse Street Casino #2</td>
<td>720 Lacrosse Street Building B Suite 2</td>
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<tr>
<td>RB-3006</td>
<td>M G Oil Company</td>
<td>Happy Jack's East</td>
<td>909 E St Patrick St #20</td>
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<td>RB-3005</td>
<td>M G Oil Company</td>
<td>Jackpot West II</td>
<td>2144 Jackson Blvd Set 4</td>
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<td>RB-3004</td>
<td>M G Oil Company</td>
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<td>2110 Jackson Blvd</td>
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<td>RB-2996</td>
<td>M G Oil Company</td>
<td>Happy Jacks I-90</td>
<td>4036 Cheyenne Blvd</td>
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<td>RB-2987</td>
<td>M G Oil Company</td>
<td>Uncle Sam's South Too</td>
<td>2110 Jackson Blvd</td>
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<tr>
<td>RB-2986</td>
<td>M G Oil Company</td>
<td>Jackpot Casino II</td>
<td>685 N LaCrosse St STE 2-C</td>
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41. 2019 Retail (on-off sale) Malt Beverage & SD Farm Wine License Renewals INACTIVE

<table>
<thead>
<tr>
<th>License #</th>
<th>Owner/Master Name</th>
<th>DBA</th>
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<tr>
<td>RB-2958</td>
<td>Inactive</td>
<td>Frankie's LLC</td>
<td>Thirsty's</td>
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<tr>
<td></td>
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<td>819 Main</td>
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PUBLIC HEARING ITEMS – Items 42 – 53

CONSENT PUBLIC HEARING ITEMS – Items 42 – 51

Motion was made by Scott, second by Lewis and carried to approve items 42-51.

Alcohol Licenses

42. KOL LLC for a SPECIAL EVENT On-Sale Malt Beverage license for an event scheduled for June 12, 2019 at Bankwest, Inc., 311 Omaha Street

43. Rapid City Club for Boys, Inc. for a SPECIAL EVENT Off-Sale Package Wine license for an event scheduled for May 21, 2019 at Holiday Inn, 505 N. 5th Street

44. City of Rapid City for a SPECIAL EVENT On-Sale Malt Beverage license for an event scheduled for June 21, 22 and 23, 2019 at Executive Golf Course, 210 Founders Park Drive

45. Jennifer Lynne Thomas Patterson DBA Quintessence Salon and Spa, 512 Main Street, Suites 200 and 230 for a Retail (on-off sale) Malt Beverage & SD Farm Wine license

46. Holiday Stationstores, LLC DBA Holiday Stationstore #465, 1610 Caregiver Circle for a Package (off-sale) Liquor License TRANSFER from Holiday Stationstores, LLC DBA Holiday Stationstore #449, 1846 Eglin Street

47. Holiday Stationstores, LLC DBA Holiday Stationstore #449, 1845 Eglin Street, for a Retail (on-off sale) Wine and Cider license

48. Holiday Stationstores, LLC DBA Holiday Stationstore #455, 3216 E Highway 44, for a Retail (on-off sale) Wine and Cider License and for a Retail (on-off sale) Malt Beverage & SD Farm Wine license

Alcoholic Beverage License Applications Set for Hearing (May 20, 2019)

2019 Retail (on-off sale) Malt Beverage & SD Farm Wine License Renewals
49. Mini Mart Inc. DBA Loaf 'N Jug #446, 2700 E Hwy 44 for a Retail (on-off sale) Malt Beverage & SD Farm Wine license renewal
50. Big D Oil Co. DBA Big D Oil #45, 251 Stumer Rd for a Retail (on-off sale) Malt Beverage & SD Farm Wine license renewal
51. Platinum Restaurant Group, Inc. DBA Marco's Pizza #3019 for a Retail (on-off sale) Malt Beverage & SD Farm Wine license renewal

END OF CONSENT PUBLIC HEARING CALENDAR

NON-CONSENT PUBLIC HEARING ITEMS – Items 52 – 53
Ordinance 6322 (No. 19RZ009) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Sperlich Consulting, Inc. for Doeck, LLC for a Rezoning from Medium Density Residential District to Low Density Residential District for property generally described as being located north of the intersection of Cobalt Drive and Coal Bank Court. Having passed its first reading on May 6, 2019 motion was made by Modrick, second by Drew that the title be read the second time. Upon vote being taken, the following voted AYE: Scott, Drew, Nordstrom, Armstrong, Lewis, Laurenti, Drury, Roberts and Modrick. NO: None; Whereupon, the Mayor declared the motion passed and Ordinance 6322 was declared duly passed upon its second reading.

Ordinance 6323 (No. 19RZ010) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Sperlich Consulting, Inc. for Doeck, LLC for a Rezoning from General Agricultural District to Low Density Residential District for property generally described as being located north of the intersection of Cobalt Drive and Misty Woods Lane. Having passed its first reading on May 6, 2019 motion was made by Drew, second by Drury that the title be read the second time. Upon vote being taken, the following voted AYE: Scott, Drew, Nordstrom, Armstrong, Lewis, Laurenti, Drury, Roberts and Modrick. NO: None; Whereupon, the Mayor declared the motion passed and Ordinance 6323 was declared duly passed upon its second reading.

BILLS
The following bills have been audited:

BILL LIST - MAY 20, 2019

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<thead>
<tr>
<th>Description</th>
<th>Amount</th>
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<tr>
<td>P/ROLL PERIOD END 04/27/19, PD 05/03/19</td>
<td>1,865,649.80</td>
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<td>PIONEER BANK &amp; TRUST, 04/27/19 P/ROLL TAXES, PD 05/03/19</td>
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<td>WELLMARK INC, HEALTH CLAIMS THROUGH 05/03/19, PD 05/09/19</td>
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<td>WELLMARK INC, HEALTH CLAIMS THROUGH 05/10/19, PD 05/16/19</td>
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<td>WAGE WORKS, SECTION 125 CLAIMS THROUGH 05/06/19, PD 05/07/19</td>
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<td>WAGE WORKS, SECTION 125 CLAIMS THROUGH 05/13/19, PD 05/14/19</td>
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<td>BERKLEY ASSIGNED RISK SERVICES, APR19 CLAIMS, PD 05/03/19</td>
<td>26,248.73</td>
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<td>WEST RIVER ELECTRIC ASSOCIATION, ELECTRICITY, PD 05/14/19</td>
<td>49,382.57</td>
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<td>BLACK HILLS ENERGY, ELECTRICITY, PD 05/14/19</td>
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<td>COMPUTER BILL LIST</td>
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<td>CDEP COMPUTER BILL LIST</td>
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<td>SUBTOTAL</td>
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<td>RSVP, P/ROLL PERIOD END 4/27/19, PD 05/03/19</td>
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<tr>
<td>RSVP, COMPUTER BILL LIST</td>
<td>29.57</td>
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<td>TOTAL</td>
<td>5,297,731.63</td>
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<td>YOUTH AND FAMILY SERVICES, FIRST YR PAYMENT FROM VISION</td>
<td>1,300,000.00</td>
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<tr>
<td>COMMUNITY HEALTH CENTER OF THE BH, VISION FUNDING</td>
<td>126,091.20</td>
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</table>
GRAND TOTAL

$6,723,822.83

Sumption stated there were two additions to the bill list. One is for Youth and Family Services for their first year payment on the funding allocation from vision in the amount of $1.3 million dollars. The second addition is for the Community Health Center of the Black Hills, this is also vision funding, in the amount of $126,091.20 for a new total of $6,723,822.83. Motion was made by Laurenti, second by Drew and carried to authorize (No. CC052019-01) the Finance Officer to issue warrants or treasurer checks, drawn on proper funds, in payment there of.

ADJOURN

There being no further business to come before the Council at this time, motion was made by Scott, second by Roberts and carried to adjourn the meeting at 7:42 p.m.

Dated this 20th day of May, 2019.

ATTEST:

Finance Officer

(SEAL)

CITY OF RAPID CITY

Mayor
LEGAL AND FINANCE COMMITTEE MINUTES
Rapid City, South Dakota

June 12, 2019

A Legal and Finance Committee meeting was held at the City/School Administration Center in Rapid City, South Dakota, on Wednesday, June 12, 2019, at 12:30 p.m.

A quorum was determined with the following members answering the roll call: Jason Salamun, Laura Armstrong, Steve Laurenti and Chad Lewis. Absent: Becky Drury

(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 AGENDA
Motion was made by Salamun, second by Laurenti and carried to adopt the agenda.

GENERAL PUBLIC COMMENT
None.

CONSENT ITEMS

Motion was made by Lewis, second by Laurenti and carried to approve Items 1-12 as they appear on the Consent Items.

1) Approve Minutes for May 29, 2019

FIRE DEPARTMENT

2) LF061219-01 – Authorize Staff to Purchase a 2019 Nissan NVP for $46,704.00 to Replace a 2007 Ford Van for the Fire Department

3) LF061219-08 – Authorize Staff to Apply and Accept if Awarded the 2019 Farm Credit Services of America Grant for Rural Disaster Relief/Essential Services “Tower Rescue Equipment” ($2,000.00)

POLICE DEPARTMENT

4) LF061219-02 – Authorize the Mayor and Finance Officer to Sign and Accept if Awarded the State Victims of Crime Act (VOCA) Grant.

5) LF061219-03 – Authorize the Mayor and Finance Officer to Sign and Accept the State COPS Meth Grant Subaward

6) LF061219-04 – Authorize the Mayor and Finance Officer to Sign and Accept the Project Safe Neighborhoods (PSN) Agreement Subaward

FINANCE DEPARTMENT

7) Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Charlotte Broege (RSVP+), Donna Olander (Library), Hunter Davis (Library), Molly Davis (Library), Ronda Wooley (Library), Karen Zandstra (Library), Rhonda Engel (Library), Michelle Brown (Library), Nikki Larson (Library), Amanda Baker (Library), Brandon Gabrielson (Library), Jessica Daughtery (Library), Brandy Renville (Library), Pete Brown Eyes (RSVP+), Melissa Elwell (Parks and Recreation)

8) LF061219-05 – Approve Resolution No. 2019-014A a Resolution Fixing Time and Place for Hearing on Assessment Roll for A Business Improvement District 2019
LEGAL AND FINANCE COMMITTEE
June 12, 2019
9) LF061219-06 – Approve Resolution No. 2019-045 a Resolution Amending Certain Fees to be Charged in 2019 for Various Licenses, Permits and Applications

10) LF061219-09 – Approve Resolution No. 2019-054 a Resolution Levying Assessment for Abatement of Nuisances

COMMUNITY DEVELOPMENT
11) LF052919-05 – Acknowledge Public Comments Received on Consolidated Annual Plan Performance Evaluation Report (CAPER) and Approve the FY2018 CAPER

HUMAN RESOURCES
12) LF061219-10 – Authorize the Mayor and Finance Officer to Sign Agreement with RSM for Compensation Study

END OF CONSENT CALENDAR

NON-CONSENT ITEMS – Items 13 - 14

*Public Comment opened* – Items 13 - 14

*Public Comment closed*

FINANCE DEPARTMENT

14) LF061219-07 – Laurenti moved to approve Introduction and First Reading of Ordinance No. 6339 Regarding Supplemental Appropriation #5 for 2019. Second by Lewis. Motion carried.

ADJOURN
There being no further business to come before the Council at this time, motion was made by Laurenti second by Salamun and carried to adjourn the meeting at 12:33 p.m.
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, June 17, 2019, at 6:30 P.M.

The following members were present: Mayor Steve Allender and the following Alderpersons: Jason Salamun, Lisa Modrick, Ritchie Nordstrom, Darla Drew, Amanda Scott, Laura Armstrong, and Chad Lewis; the following Alderpersons arrived during the course of the meeting: None; and the following were absent: Becky Drury, Steve Laurenti and John Roberts.

Staff members present included: Finance Officer Pauline Sumption, City Attorney Joel Landeen, Police Chief Karl Jegeris, Fire Chief Rod Seals, Operations Management Engineer Dan Coon, Community Development Director Ken Young, Parks and Recreation Director Jeff Bieglr, Community Resources Director Nick Stroot, Civic Center Director Craig Baltzer and Administrative Coordinator Heidi Weaver-Norris.

ADOPTION OF AGENDA
Motion was made by Salamun, second by Scott to adopt the agenda.

AWARDS AND RECOGNITIONS
Mayor presented the Veteran Suicide Awareness Proclamation to Kaela Atkins. She invited the public to attend the Mission 22 Heroes Hike in Hill City on June 22, 2019.

Mayor Allender and Civic Director Craig Baltzer presented Gunar Dzintars, Energy Plant Manager, with a Certificate of Recognition for over 40 years of service and retirement from the City of Rapid City. They acknowledge his dedication and service to the City of Rapid City.

GENERAL PUBLIC COMMENT
April Malik, Director of Minneluzahan, invited the council and public to the special candidate panel discussion on Monday, June 24, at 6:30 p.m. for Ward 3 and 4. The public is invited to also attend the monthly potluck at 4:30 p.m. before the panel discussion begins.

Clyde Lichtenecker, stated there would be a forum held for the candidates of Wards 3 and 4 at the Canyon Lake Senior Center on June 18, 2019 at 6:30 p.m. He also said the pickle ball court turned out great.

Carol Merwin spoke in favor of passive solar energy for new houses being built in Rapid City.

Ted Wolk, stated he has been at previous council meetings regarding the sewer back up on his property. He said the common denominator is that the city vacuum trucks were working on a manhole at the same time that the backup occurred. He said the attorney's office determined the backup was an act of God. He asked that his handout be given to the mayor and council. He would like the city to do something about the damage.

NON-PUBLIC HEARING ITEMS – Items 3 – 44
Brian Utzman, member of BH Rushmore LLC, addressed the council regarding item (PW061119-01). He asked that the item be continued to the July 15, 2019 City Council meeting.

CONSENT ITEMS – Items 3 – 32
The following were removed from the Consent Items:
18. PW061119-01: Deny Request from BPRushmore, LLC to eliminate requirements to build subdivision improvements for IGT Subdivision previously approved by City Council in 2007.

Motion was made by Drew, second by Scott and carried to approve items 3-32 with the exception of item 18.

Approve Minutes
3. Approve Minutes for the June 3, 2019 Regular Council meeting.
3A. Approve Minutes for the June 10, 2019 Special Council meeting.

Alcoholic Beverage License Applications Set for Hearing (July 1, 2019)
4. NAJA Shriners for a SPECIAL EVENT On-Sale Dealer License for an event scheduled for July 13, 2019 at Rapid City Shrine Center, 4091 Sturgis Rd
5. Dakota Point Brewing LLC for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine license for an event scheduled for August 3, 2019 at South Dakota School of Mines and Technology, O’Harra Stadium, Ramp C, Fenced Beer Garden, 501 E St. Joseph Street
6. Main Street Square for a SPECIAL EVENT On-sale Malt Beverage and On-Sale Wine license for an event scheduled for August 11, 2019 at Main Street Square between 6th Street and Main Street

Public Works Committee Consent Items
7. PW061119-10: Approve Change Order #1F to Foothills Contracting, Inc. for Cell 17 Final Cover, Project #16-2364 for an increase of $56,204.87.
9. PW061119-12: Approve Change Order #2F to Western Construction Inc. for Pavement Rehabilitation Project East Saint Joseph Street Overlay, Project #17-2363/CIP 51161 for a decrease of $512.05.
10. PW061119-04: Authorize Staff to Advertise Bids for 2019 Roadway Paving Project, Project No. 18-2466 / CIP No. 50297. Estimated Cost $120,000.00
11. PW061119-07: Authorize Mayor and Finance Officer to sign an agreement between the City of Rapid City and FMG Engineering, Inc. for Engineering Services for Rapid City Landfill Cell 16 Final Cover, Project Number: 18 – 2448 / CIP #51202 in the amount of $269,977.00.
12. PW061119-05: Authorize lowering the percentage of work that the Contractor must perform, within their own organization, from 50% to 35% for the Pavement Rehabilitation Project – Fountain Plaza Drive and Rand Road. Project Number 18-2471/ CIP # 50549.
13. PW061119-06: Authorize Amendment No. 2 to FMG Engineering’s Professional Services agreement for Landfill Cell 18 Liner and Leachate Collection, Project No. 16-2371, in the amount of $70,165.00 for additional consulting services.
14. PW061119-13: Authorize Mayor and Finance Officer to sign Amendment No.1 to Construction Administration Professional Service agreement with Ferber Engineering Company, Inc. 38th Street Reconstruction Clifton to Range Road Project, project #15-2232/CIP 50716.1 & .2 in the amount of $30,000.00.
15. PW061119-02 Authorize the Mayor and Finance Officer to sign Addendum A to the Security Services Agreement Between the City of Rapid City and Mountain States Security Services for the Parks and Cemetery restrooms and facilities.
16. PW061119-03: Motion by Modrick, Second by Roberts to Approve Request from Yeshua, LLC for a Variance to Waive the Requirement to Install Sidewalk per City Ordinance 12.08.060 along Holiday Lane and install sidewalk in alternate location for the property located at 3808 Sheridan Lake Road. Motion Carried Unanimously. On consent calendar
17. PW061119-08: Approve. Request from Renner & Associates for an Exception to allow more than 40 dwelling units along Clarkson Road with only one access. Per Section 2.6 of the Infrastructure
Design Criteria Manual (IDCM), a single access can only serve 40 dwelling units unless an exception is approved by City Council.

19. PW061119-09: Acknowledge Discussion of trash collection alley pick up.

Legal & Finance Committee Consent Items

20. LF061219-01 – Authorize Staff to Purchase a 2019 Nissan NVP for $46,704.00 to Replace a 2007 Ford Van for the Fire Department

21. LF061219-08 – Authorize Staff to Apply and Accept if Awarded the 2019 Farm Credit Services of America Grant for Rural Disaster Relief/Essential Services “Tower Rescue Equipment” ($2,000.00)

22. LF061219-02 – Authorize the Mayor and Finance Officer to Sign and Accept if Awarded the State Victims of Crime Act (VOCA) Grant.

23. LF061219-03 – Authorize the Mayor and Finance Officer to Sign and Accept the State COPS Meth Grant Subaward

24. LF061219-04 – Authorize the Mayor and Finance Officer to Sign and Accept the Project Safe Neighborhoods (PSN) Agreement Subaward

25. Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Charlotte Broege (RSVP+), Donna Olander (Library), Hunter Davis (Library), Molly Davis (Library), Ronda Wooley (Library), Karen Zandstra (Library), Rhonda Engel (Library), Michelle Brown (Library), Nikki Larson (Library), Amanda Baker (Library), Brandon Gabrielson (Library), Jessica Daughtery (Library), Brandy Renville (Library), Pete Brown Eyes (RSVP+), Melissa Elwell (Parks and Recreation)

26. LF061219-05 – Approve Resolution No. 2019-014A a Resolution Fixing Time and Place for Hearing on Assessment Roll for A Business Improvement District 2019

RESOLUTION No. 2019-014A

RESOLUTION FIXING TIME AND PLACE FOR HEARING ON ASSESSMENT ROLL
FOR A BUSINESS IMPROVEMENT DISTRICT 2019

BE IT RESOLVED by the City Council of the City of Rapid City, South Dakota, as follows:

1. The Assessment Roll for a Business Improvement District 2018 was filed in the Finance Office on the 17th day of June 2019. The City Council shall meet at the City / School Administration Center in Rapid City, South Dakota, on the 15th day of July 2019 at 6:30 P.M., this said date being not less than twenty (20) days from the filing of said assessment roll for hearing thereon.

2. The Finance Officer is authorized and directed to prepare a Notice stating the date of filing the assessment roll, the time, and place of hearing thereon; that the assessment roll will be open for public inspection at the Office of the Finance Officer, and referring to the assessment roll for further particulars.

3. The Finance Officer is further authorized and directed to publish notice in the official newspaper one week prior to the date set for hearing and to mail copy thereof, by first class mail, addressed to the owner or owners of any property to be assessed at his, her, or their last mailing address as shown by the records of the Director of Equalization, at least one week prior to the date set for hearing.

Dated this 17th day of June, 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:
s/ Pauline Sumption
Finance Officer
27. LF061219-06 – Approve Resolution No. 2019-045 a Resolution Amending Certain Fees to be Charged in 2019 for Various Licenses, Permits and Applications

RESOLUTION NO. 2019-045
A RESOLUTION AMENDING CERTAIN FEES TO BE CHARGED IN 2019 FOR VARIOUS LICENSES, PERMITS AND APPLICATIONS.

WHEREAS, the City charges fees for various licenses, permits and applications to cover its administrative costs; and

WHEREAS, in the past the City has generally adopted fees for licenses, permits and applications by ordinance; and

WHEREAS, on May 18, 2015, the Common Council adopted Resolution No. 2015-50 setting forth a fee schedule intended to replicate and supplement the fees discussed in the ordinances; and

WHEREAS, Resolution No. 2015-50 consolidates the information on fees charged by the City in one location, to make it easier to track and change the fees when they become insufficient to cover the City’s administrative costs; and

WHEREAS, on multiple occasions the Common Council has adopted resolutions to Amend and/or Add Fees to the City Fee Schedules; and

WHEREAS, the City Council finds it to be in the best interests of the City and its citizens to adopt an updated comprehensive fee resolution.

NOW THEREFORE, BE IT RESOLVED, by the City of Rapid City that the following fees are established and will be effective July 1, 2019:

City Attorney’s Office

Community Planning & Development Services Department

Air Quality Permit Fees

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<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
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<td>$150.00 per permit</td>
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<td>Construction permit 5+ acres</td>
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<td>Construction permit renewal</td>
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<td>Parking storage area permit</td>
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<td>Parking storage area permit - amendment</td>
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<td>Compliance Plan</td>
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<td>Failure to pay for or obtain a permit</td>
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<td>Streets Sidewalks and Public Places Fees</td>
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<tr>
<td><strong>Fee</strong></td>
<td><strong>Amount &amp; Unit of Measure</strong></td>
<td><strong>Municipal Code Section</strong></td>
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<tr>
<td>Sidewalk café permit application</td>
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<td>Sidewalk vending cart permit application</td>
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<td>General Building Contractor License fees</td>
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<td></td>
<td>$200.00 per initial 3 year license /$100.00 per 3 year renewal license for Class B - one &amp; two-family residential contractor</td>
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<tr>
<td></td>
<td>$200.00 per initial 3 year license /$100.00 per three year renewal license for Class C - residential remodeling/additions contractor</td>
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<tr>
<td>Trade License fees - initial/renewal</td>
<td>No fee per initial 3 year license/ no fee per 3 year renewal license Class EA - Apprentice Electrician</td>
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<td>$200.00 per initial 3 year license /$100.00 per 3 year renewal license for Class EB - Class B Electrician *</td>
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<td>$100.00 per initial 3 year license /$50.00 per 3 year renewal license for Class EM - Master Electrician/inactive *</td>
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<td>$10.00 per initial 3 year license /$10.00 per 3 year renewal license for Class GA - Gas Fitting Apprentice</td>
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<tr>
<td></td>
<td>$200.00 per initial 3 year license /$50.00 per 3 year renewal license for Class GC - Gas Fitting Contractor</td>
</tr>
<tr>
<td></td>
<td>$25.00 per initial 3 year license /$25.00 per 3 year renewal license for Class GF - Gas Fitter</td>
</tr>
<tr>
<td></td>
<td>$25.00 per initial 3 year license /$25.00 per 3 year renewal license for Class MA - Mechanical Apprentice</td>
</tr>
<tr>
<td></td>
<td>$205.00 per initial 3 year license /$80.00 per 3 year renewal license for Class MAS - Appliance Specialist</td>
</tr>
<tr>
<td></td>
<td>$205.00 per initial 3 year license /$80.00 per 3 year renewal license for Class MC - Mechanical Contractor</td>
</tr>
<tr>
<td></td>
<td>$40.00 per initial 3 year license /$40.00 per 3 year renewal license for Class MI - Mechanical Installer</td>
</tr>
<tr>
<td></td>
<td>$25.00 per initial 1 year license /$25.00 per annual renewal license for Class P - Plumber</td>
</tr>
<tr>
<td></td>
<td>$10.00 per initial 1 year license /$10.00 per annual renewal license for Class PA - Plumbers Apprentice</td>
</tr>
<tr>
<td></td>
<td>$200.00 per initial 1 year license /$50.00 per annual renewal license for Class PC - Plumbing Contractor</td>
</tr>
<tr>
<td></td>
<td>$200.00 per initial 1 year license /$50.00 per annual renewal license for Class PW - Water Softening Contractor</td>
</tr>
<tr>
<td></td>
<td>$200.00 per initial 3 year license /$100.00 per 3 year renewal license for Class R - Roofing Contractor</td>
</tr>
<tr>
<td></td>
<td>$200.00 per initial 3 year license /$50.00 per 3 year renewal license for Class S - Sign Contractor/inactive * Fee doubled for performing work without a license.</td>
</tr>
</tbody>
</table>

| Application fee Building Board of Appeals | $150.00 per appeal application concerning a building code and/or building code amendment requirement. No charge per appeal regarding an action taken by the Building Official concerning a contractor's license. | 15.04.130 |

| License exam fee | None. Testing is through a third party vendor. A list of testing facilities can be obtained from the Building Official. | 15.04.140 |
# Building Permit Fees and Licenses

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>IRC building permit and plan check fees</td>
<td>Table 100-A Residential Permit Fees (listed below)</td>
<td>15.04.330</td>
</tr>
<tr>
<td>IEBQ building permit and plan check fees</td>
<td>Table 100-A Residential Permit Fees (listed below)</td>
<td>15.04.330</td>
</tr>
<tr>
<td>IBC building permit and plan check fees</td>
<td>Table 100-C Commercial Permit Fees (listed below)</td>
<td>15.04.330</td>
</tr>
<tr>
<td>IBC prefabricated structure building permit and plan check fees</td>
<td>Table 100-C Commercial Permit Fees (listed below)</td>
<td>15.12.360</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>Gas Code permit and plan check fees</td>
<td>Table 100-C Commercial Permit Fees (listed below)</td>
<td>15.04.330</td>
</tr>
<tr>
<td>Plumbing Code</td>
<td>Table 100-C Commercial Permit Fees (listed below)</td>
<td>15.04.330</td>
</tr>
<tr>
<td>Pressure reducing valves</td>
<td>No charge</td>
<td>15.04.330</td>
</tr>
<tr>
<td>Sign permit</td>
<td>Table 100-C Commercial Permit Fees (listed below). Electrical and outline lighting signs per adopted State Wiring Bulletin</td>
<td>15.04.330, 17.50.080.12, 17.50.080.K.2.</td>
</tr>
<tr>
<td>Temporary sign permit</td>
<td>Table 100-C Commercial Permit Fees (listed below). Per permit up to twice a year for no longer than 30 days.</td>
<td>17.50.080.S.1.</td>
</tr>
<tr>
<td>IMC permit</td>
<td>Table 100-A Residential Permit Fees and Table 100-C Commercial Permit Fees as applicable (listed below)</td>
<td>15.04.330</td>
</tr>
<tr>
<td>IPMC building permit and plan check fees</td>
<td>Table 100-A Residential Permit Fees and Table 100-C Commercial Permit Fees as applicable (listed below)</td>
<td>15.04.330</td>
</tr>
<tr>
<td>Moving of building permit</td>
<td>$100.00 per permit Violation of Chapter 15.08, 15.44 or 12.24 with respect to moving of buildings subject to a fine of not less than $25.00 nor more than $100.00, and/or 30 days in jail per violation</td>
<td>15.08.010, A, 15.08.060, A,</td>
</tr>
<tr>
<td>Manufactured home parks operating permit</td>
<td>$50.00 per manufactured home park up to 10 manufactured homes and an additional $2.00 for each manufactured home in excess of 10. Annual permit required to be filed with the Finance Officer by July 30th of each year.</td>
<td>15.48.020</td>
</tr>
<tr>
<td>Travel park permit</td>
<td>$25.00 plus $1.00 for every 10 spaces or fraction thereof over the minimum 100 spaces per permit application</td>
<td>15.52.030, B.</td>
</tr>
<tr>
<td>Travel park operating permit</td>
<td>$35.00 for the first 10 trailer spaces and an additional $0.50 for each trailer space in excess of 10. Annual permit and an additional $0.50 will be charged for any trailer space added during the permit year.</td>
<td>15.52.060</td>
</tr>
</tbody>
</table>

## TABLE 100-A RESIDENTIAL PERMIT FEES

<table>
<thead>
<tr>
<th>TOTAL VALUATION</th>
<th>FEE</th>
</tr>
</thead>
<tbody>
<tr>
<td>$1,000.00 to $1,600.00</td>
<td>$37.00</td>
</tr>
<tr>
<td>$1,601 to $2,000.00</td>
<td>$37.00 for the first $1,600.00 plus $2.00 for each additional $1,000.00, or fraction thereof, to and including $2,000.00</td>
</tr>
<tr>
<td>$2,001 to $25,000.00</td>
<td>$45.00 for the first $2,000.00 plus $9.00 for each additional $1,000.00, or fraction thereof, to and including $25,000.00</td>
</tr>
<tr>
<td>$25,001.00 to $50,000</td>
<td>$252.00 for the first $25,000.00 plus $6.50 for each additional $1,000.00, or fraction thereof, to and including $50,000.00</td>
</tr>
<tr>
<td>$50,001.00 to $100,000,000</td>
<td>$414.50 for the first $50,000.00 plus $4.50 for each additional $1,000.00, or fraction thereof, to and including $100,000,000</td>
</tr>
</tbody>
</table>
$100,001.00 to $500,000.00  $639.50 for the first $100,000.00 plus $3.50 for each additional $1,000.00, or fraction thereof, to and including $500,000.00

$500,000.00 to $1,000,000.00  $2,039.50 for the first $500,000.00 plus $3.00 for each additional $1,000.00, or fraction thereof, to and including $1,000,000.00

$1,000,001.00 and up  $3,539.50 for the first $1,000,000.00 plus $2.00 for each additional $1,000.00, or fraction thereof

**Other Inspections and Fees:**

1. Inspections outside of normal business hours .............................. $42.00 per hour\(^1\)
   (minimum charge = two hours)

2. Re-inspection fees ................................................... $42.00 per hour\(^1\)

3. Inspections for which no fee is specifically indicated.................. $42.00 per hour\(^1\)
   (minimum charge = one hour)

4. Additional plan review required by changes, additions, or revisions to plans.......................... $42.00 per hour\(^1\)
   (minimum charge = one hour)

5. For use of outside consultants for plan checking and inspections, or both......................... Actual costs\(^2\)

6. Plan review fees for 1 and 2 family dwellings and accessory structures shall be 10% of the building permit fee.

7. Plan review fees for all occupancies except 1 and 2 family dwellings shall be 50% of the building permit fee.

\(^1\) Or the total hourly cost to the jurisdiction, whichever is the greatest. This cost shall include supervision, overhead, equipment, hourly wages, and fringe benefits of the employees involved.

\(^2\) Actual costs include administrative and overhead costs.

---

**TABLE 100-C COMMERCIAL PERMIT FEES**

<table>
<thead>
<tr>
<th>TOTAL VALUATION</th>
<th>FEE</th>
</tr>
</thead>
<tbody>
<tr>
<td>$1.00 to $1,600.00</td>
<td>$37.00</td>
</tr>
<tr>
<td>$1,601 to $2,000.00</td>
<td>$69.25</td>
</tr>
<tr>
<td>$2,001 to $25,000.00</td>
<td>$69.25 for the first $2,000.00 plus $14.00 for each additional $1,000.00, or fraction thereof, to and including $25,000.00</td>
</tr>
<tr>
<td>$25,001.00 to $50,000</td>
<td>$391.25</td>
</tr>
<tr>
<td>$50,001.00 to $100,000.00</td>
<td>$643.75 for the first $50,000.00 plus $7.00 for each additional $1,000.00, or fraction thereof, to and including $50,000.00</td>
</tr>
<tr>
<td>$100,001.00 to $500,000.00</td>
<td>$993.75</td>
</tr>
<tr>
<td>$500,000.00 to $1,000,000.00</td>
<td>$3,233.75</td>
</tr>
<tr>
<td>$1,000,001.00 and up</td>
<td>$5,608.75 for the first $1,000,000.00 plus $3.15 for each additional $1,000.00, or fraction thereof</td>
</tr>
</tbody>
</table>

**Other Inspections and Fees:**

1. Inspections outside of normal business hours .............................. $47.00 per hour\(^1\)
   (minimum charge = two hours)

2. Re-inspection fees ................................................... $47.00 per hour\(^1\)

3. Inspections for which no fee is specifically indicated.................. $47.00 per hour\(^1\)
   (minimum charge = one hour)

4. Additional plan review required by changes, additions, or revisions to plans.......................... $47.00 per hour\(^1\)
   (minimum charge = one hour)

5. For use of outside consultants for plan checking and inspections, or both......................... Actual costs\(^2\)

6. Plan review fees for 1 and 2 family dwellings and accessory structures shall be 10% of the building permit fee.

7. Plan review fees for all occupancies except 1 and 2 family dwellings shall be 50% of the building permit fee.

\(^1\) Or the total hourly cost to the jurisdiction, whichever is the greatest. This cost shall include supervision, overhead, equipment, hourly wages, and fringe benefits of the employees involved.

\(^2\) Actual costs include administrative and overhead costs.

---

**Electrical Code Permit Fees**

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

---
<table>
<thead>
<tr>
<th>Electrical Code permit</th>
<th>Minimum $50.00 per permit</th>
<th>15.04.330</th>
</tr>
</thead>
<tbody>
<tr>
<td>Electrical permit for new single and two-family residences</td>
<td>Each dwelling unit inspection fee shall be the greater of Table 1 or Table 2 below:</td>
<td>15.04.330</td>
</tr>
<tr>
<td></td>
<td><strong>TABLE 1</strong></td>
<td></td>
</tr>
<tr>
<td></td>
<td>flat rate -service size in amperes/inspection fee:</td>
<td></td>
</tr>
<tr>
<td></td>
<td>0 – 200/$135.00</td>
<td></td>
</tr>
<tr>
<td></td>
<td>201 to 400/$275.00</td>
<td></td>
</tr>
<tr>
<td></td>
<td>401 and larger/$300.00 plus circuitry</td>
<td></td>
</tr>
<tr>
<td></td>
<td><strong>TABLE 2</strong></td>
<td></td>
</tr>
<tr>
<td></td>
<td>square footage:</td>
<td></td>
</tr>
<tr>
<td></td>
<td>5 cents per square foot finished area</td>
<td></td>
</tr>
<tr>
<td></td>
<td>2.5 cents per square foot unfinished area</td>
<td></td>
</tr>
<tr>
<td></td>
<td>2.5 cents per square foot garage</td>
<td></td>
</tr>
<tr>
<td>Electrical inspection fee for service change. Fee for service change only. All new circuits will use TABLE 5</td>
<td><strong>TABLE 3</strong></td>
<td>15.04.330</td>
</tr>
<tr>
<td></td>
<td>service size in amperes / inspection fee</td>
<td></td>
</tr>
<tr>
<td></td>
<td>0 – 200 /$75.00</td>
<td></td>
</tr>
<tr>
<td></td>
<td>201 – 400 - $100.00</td>
<td></td>
</tr>
<tr>
<td></td>
<td>401 – 800 - $125.00</td>
<td></td>
</tr>
<tr>
<td></td>
<td>801 – 1600 - $150.00</td>
<td></td>
</tr>
<tr>
<td></td>
<td>1601 and over - $175.00</td>
<td></td>
</tr>
<tr>
<td>Electrical inspection fees for new service installation. New circuits added use TABLE 5.</td>
<td><strong>TABLE 4</strong></td>
<td>15.04.330</td>
</tr>
<tr>
<td></td>
<td>service size in amperes / inspection fee</td>
<td></td>
</tr>
<tr>
<td></td>
<td>0 – 200 /$35.00</td>
<td></td>
</tr>
<tr>
<td></td>
<td>201 – 400 - $50.00</td>
<td></td>
</tr>
<tr>
<td></td>
<td>401 – 800 - $75.00</td>
<td></td>
</tr>
<tr>
<td></td>
<td>801 – 1600 - $125.00</td>
<td></td>
</tr>
<tr>
<td></td>
<td>1601 and over - $250.00</td>
<td></td>
</tr>
<tr>
<td>Electrical inspection fees for circuitry installations or alterations.</td>
<td><strong>TABLE 5</strong></td>
<td>15.04.330</td>
</tr>
<tr>
<td></td>
<td>0-30A CCT - $5.00 each</td>
<td></td>
</tr>
<tr>
<td></td>
<td>31-60A CCT - $10.00 each</td>
<td></td>
</tr>
<tr>
<td></td>
<td>61-100A CCT - $12.00 each</td>
<td></td>
</tr>
<tr>
<td></td>
<td>each additional one hundred amperes or fraction thereof - $8.00.</td>
<td></td>
</tr>
<tr>
<td>Electrical inspection fee for electric signs</td>
<td><strong>TABLE 6</strong></td>
<td>15.04.330</td>
</tr>
<tr>
<td></td>
<td>Greater of $50.00 for each sign, feeder, or branch circuit, or the fee calculated based on the Table 4 and Table 5 above with a maximum of $60.00. Fees is applicable to permanently installed electric signs, outline lighting, field assembled skeletal neon systems and area lighting.</td>
<td></td>
</tr>
<tr>
<td>Electrical fees for electrical installations associated with remodeling</td>
<td><strong>TABLE 7</strong></td>
<td>15.04.330</td>
</tr>
<tr>
<td></td>
<td>First 40 openings or connections - $1.00 each.</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Each additional opening or connection - $0.50 each.</td>
<td></td>
</tr>
</tbody>
</table>
First 40 lighting fixtures - $1.00 each.
Each additional lighting fixture - $0.50 each
Each motor or special equipment - $6.00 each.

### Electrical fees for electrical installations in apartment buildings

<table>
<thead>
<tr>
<th>TABLE 8</th>
<th>Three or more unit buildings - $35.00 per unit. Services, feeders and branch circuits serving other apartment building loads shall be per Table 4 and Table 5 above.</th>
</tr>
</thead>
<tbody>
<tr>
<td>15.04.330</td>
<td></td>
</tr>
</tbody>
</table>

### Electrical fees for mobile home service equipment and feeders

| TABLE 9 | First Service - $50.00
Each Additional Unit - $25.00 |
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>15.04.330</td>
<td></td>
</tr>
</tbody>
</table>

### Electrical fees for recreational vehicle park unit

| TABLE 10 | Inspection fee is $20.00 per recreational vehicle park unit.
Service and Other Wiring shall be Table 4 and Table 5 above. |
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>15.04.330</td>
<td></td>
</tr>
</tbody>
</table>

### Electrical fees for swimming pools

| TABLE 11 | Residential pools $125.00
All other pools use Table 4 and Table 5 |
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>15.04.330</td>
<td></td>
</tr>
</tbody>
</table>

### Electrical administrative fees

| TABLE 12 | Correction made after 30 days from receipt of inspection report may be assessed a fee of $100.00 per violation.
If an inspector has to notify the master electrician/electrical contractor that their apprentice is not being properly supervised per the ordinance a fee of $100.00 may be assessed per violation. An Exception may be granted for Western Dakota Technical Institute or an accredited higher education facility.
After hour inspections shall be a minimum two hour fee of $100.00. |
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>15.04.330</td>
<td></td>
</tr>
</tbody>
</table>

### State Electrical Affidavit

<table>
<thead>
<tr>
<th>TABLE 13</th>
<th>$5.00 per permit</th>
</tr>
</thead>
<tbody>
<tr>
<td>15.04.330</td>
<td></td>
</tr>
</tbody>
</table>

### Electrical Inspection violation fee

| FEE | Fee doubled for work started without a permit, noncompliance with any provision of the code or through use of defective material or due to negligence on the part of workmen, a subsequent inspection becomes necessary, an additional fee of $50.00 shall be charged for each such inspection.
Failure to obtain a final inspection prior to the expiration of the permit is subject to a fee of $100.00. Re-inspection may be subject to a fee of $50.00 per occurrence. |
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>15.04.330</td>
<td></td>
</tr>
</tbody>
</table>

### Grading Permit Fees

<table>
<thead>
<tr>
<th>IBC grading permit</th>
<th>Table 100-D Grading Permit Fees (attached to this resolution)</th>
</tr>
</thead>
<tbody>
<tr>
<td>15.12.510 Appendix J</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>IBC grading plan review</th>
<th>Table 100-E Grading Plan Review Fees (attached to this resolution)</th>
</tr>
</thead>
<tbody>
<tr>
<td>15.12.510 Appendix J</td>
<td></td>
</tr>
</tbody>
</table>

### TABLE 100-D GRADING PERMIT FEES

<table>
<thead>
<tr>
<th>CUBIC YARDS</th>
<th>FEE</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
</tr>
</tbody>
</table>
60 or less                                   $23.50
51 to 100                                   $37.00
101 to 1,000                                $37.00 for the first 100 cubic yards plus $17.50 for each additional 100 cubic yards or fraction thereof
1,001 to 10,000                             $194.50 for the first 1,000 cubic yards plus $14.50 for each additional 1,000 cubic yards or fraction thereof
10,001 to 100,000                           $325.00 for the first 10,000 cubic yards plus $66.00 for each additional 10,000 cubic yards or fraction thereof
100,001 cubic yards or more                 $919.00 for the first 100,000 cubic yards plus $36.50 for each additional 10,000 cubic yards or fraction thereof

Other Inspections and Fees:
1. Inspections outside of normal business hours....................................................$50.50 per hour\(^2\)
   (minimum charge – two hours)
2. Re-inspection fees ...........................................................................................$50.50 per hour\(^2\)
   (minimum charge – one hour)
3. Inspections for which no fee is specifically indicated.....................................$50.50 per hour\(^2\)

\(^1\) The fee for a grading permit authorizing additional work to that under a valid permit shall be the difference between the fee paid for the original permit and the fee shown for the entire project.

\(^2\) Or the total hourly cost to the jurisdiction, whichever is the greatest. This cost shall include supervision, overhead, equipment, hourly wages and fringe benefits of the employees involved.

For excavation and fill on the same site, the fee shall be based on the volume of excavation or fill, whichever is greater.

**TABLE 100-E GRADING PLAN REVIEW FEES**

<table>
<thead>
<tr>
<th>CUBIC YARDS</th>
<th>FEE</th>
</tr>
</thead>
<tbody>
<tr>
<td>50 or less</td>
<td>No fee</td>
</tr>
<tr>
<td>51 to 100</td>
<td>$23.50</td>
</tr>
<tr>
<td>101 to 1,000</td>
<td>$37.00</td>
</tr>
<tr>
<td>1,001 to 10,000</td>
<td>$49.25</td>
</tr>
<tr>
<td>10,001 to 100,000</td>
<td>$492.25 for the first 10,000 cubic yards plus $24.50 for each additional 10,000 cubic yards or fraction thereof</td>
</tr>
<tr>
<td>100,001 to 200,000</td>
<td>$269.75 for the first 100,000 cubic yards plus $13.25 for each additional 10,000 cubic yards or fraction thereof</td>
</tr>
<tr>
<td>200,001 or more</td>
<td>$402.25 for the first 200,000 cubic yards plus $7.25 for each additional 10,000 cubic yards or fraction thereof</td>
</tr>
</tbody>
</table>

Other Fees:
1. Additional plan review required by changes, additions, or revisions to approved plans............$50.50 per hour* (minimum charge – two hours)

* Or the total hourly cost to the jurisdiction, whichever is the greatest. This cost shall include supervision, overhead, equipment, hourly wages and fringe benefits of the employees involved.

Planning, Subdivisions, and Zoning Application Fees

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>Annexation</td>
<td>$250.00 per application</td>
<td>2.60.180.G, 17.54.040. G</td>
</tr>
<tr>
<td>Involuntary Annexation</td>
<td>$250.00 per application if property owner requests but cannot meet voluntary application requirements</td>
<td></td>
</tr>
<tr>
<td>Comprehensive Plan Amendment</td>
<td>$250.00 per application</td>
<td>16.24.010</td>
</tr>
<tr>
<td>Layout plan</td>
<td>No fee per application</td>
<td>16.24.010</td>
</tr>
<tr>
<td>Preliminary plan</td>
<td>$250.00 per application</td>
<td>16.24.010</td>
</tr>
<tr>
<td>Final plan</td>
<td>$250.00 per application</td>
<td>16.24.010</td>
</tr>
<tr>
<td>Minor plat</td>
<td>$250.00 plus $20.00 per lot per application</td>
<td>16.24.010</td>
</tr>
<tr>
<td>Development Engineering Plans</td>
<td>$250.00 plus $20.00 per lot per application</td>
<td>16.24.010</td>
</tr>
<tr>
<td>Consolidation and lot-line adjustment plats</td>
<td>$250.00 plus $20.00 per lot per application</td>
<td>16.24.010</td>
</tr>
<tr>
<td>Vacation of easements</td>
<td>$250.00 per application if applicant is responsible</td>
<td>16.24.010</td>
</tr>
<tr>
<td>Vacation of public</td>
<td>$200.00 per application</td>
<td>16.24.010</td>
</tr>
<tr>
<td>Service Description</td>
<td>Fee</td>
<td>Code</td>
</tr>
<tr>
<td>---------------------------------------------------------</td>
<td>-------------------------------</td>
<td>--------</td>
</tr>
<tr>
<td>Right-of-Way and Section Line Highway</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Plat errors and omissions</td>
<td>$50.00 per application</td>
<td></td>
</tr>
<tr>
<td>Planned Development Declaration</td>
<td>$50.00 per application</td>
<td>16.24.010</td>
</tr>
<tr>
<td>Initial Planned Development</td>
<td>$250.00 per application</td>
<td>17.50.050.E</td>
</tr>
<tr>
<td>Final Planned Development</td>
<td>$250.00 per application</td>
<td>17.50.050.F</td>
</tr>
<tr>
<td>Planned Development Major Amendment</td>
<td>$250.00 per application</td>
<td>17.50.050.G</td>
</tr>
<tr>
<td>Planned Development Administrative Amendment</td>
<td>No fee per application</td>
<td>17.50.050.G</td>
</tr>
<tr>
<td>Planned Unit Development Concept Plan</td>
<td>No fee per application</td>
<td>17.50.060.D</td>
</tr>
<tr>
<td>Planned Unit Development Zone Document</td>
<td>$250.00 per application</td>
<td>17.50.060.E</td>
</tr>
<tr>
<td>Planned Unit Development Major Amendment</td>
<td>$250.00 per application</td>
<td>17.50.060.F</td>
</tr>
<tr>
<td>Planned Unit Development Administrative amendment</td>
<td>No fee per application</td>
<td>17.50.060.F</td>
</tr>
<tr>
<td>Administrative Exception</td>
<td>No fee per application</td>
<td>17.50.070.D.1</td>
</tr>
<tr>
<td>Tax Increment District</td>
<td>$2,500.00 per application</td>
<td>3.26.030</td>
</tr>
<tr>
<td>Temporary use permit for trailer parks and campgrounds</td>
<td>$75.00 per permit whenever there is a gathering of more than 15 people for longer than 36 hours.</td>
<td>17.50.230.F.3</td>
</tr>
<tr>
<td>Temporary use permit for a retail business or structure</td>
<td>$50.00 per event permit</td>
<td>17.50.230.H.4</td>
</tr>
<tr>
<td>Temporary use permit for seasonal retail business or structure</td>
<td>$150.00 per permit</td>
<td>17.50.230.I.4</td>
</tr>
<tr>
<td>Permit for a continuous retail business or structure</td>
<td>$250.00 per permit</td>
<td>17.50.230.J.3</td>
</tr>
<tr>
<td>Variance application</td>
<td>$250.00 per application</td>
<td>17.54.020.A</td>
</tr>
<tr>
<td>Conditional use permit application</td>
<td>$250.00 per initial application. $250.00 per application for a major amendment</td>
<td>17.54.030.B</td>
</tr>
<tr>
<td>Zoning and Rezoning</td>
<td>$250.00 per application</td>
<td>17.54.040.G</td>
</tr>
<tr>
<td>Zoning Ordinance Amendment</td>
<td>$250.00 per application</td>
<td>17.54.040.G</td>
</tr>
<tr>
<td>Zoning ordinance violation</td>
<td>$100.00 per violation plus the cost of the action</td>
<td>17.54.070</td>
</tr>
</tbody>
</table>
Community Planning & Development Services Department Duplication Fees

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
</tr>
</thead>
<tbody>
<tr>
<td>Duplication and file scanning fees:</td>
<td>Duplication and file scanning fees for sizes A, legal, and B are free for the first 10 sheets. Duplication requests for 11 or more sheets in sizes A, legal, and B and all other sizes will be charged according to the following rates:</td>
</tr>
<tr>
<td></td>
<td>$0.25 per sheet (black &amp; white) $0.50 per sheet (color) at 8.5&quot; by 11&quot; (A)</td>
</tr>
<tr>
<td></td>
<td>$0.50 per sheet (black &amp; white) $0.75 per sheet (color) at 11&quot; by 17&quot; (B)</td>
</tr>
<tr>
<td></td>
<td>$0.75 per sheet (black &amp; white) $1.00 per sheet (color) at 18&quot; by 24&quot; (C)</td>
</tr>
<tr>
<td></td>
<td>$10.00 per sheet (black &amp; white) $15.00 per sheet (color) at 24&quot; by 36&quot; (D)</td>
</tr>
<tr>
<td></td>
<td>$15.00 per sheet (black &amp; white) $20.00 per sheet (color) at 36&quot; by 48&quot; (E)</td>
</tr>
<tr>
<td></td>
<td>$2.00 per disc for CD-ROM or DVD</td>
</tr>
<tr>
<td></td>
<td>For file duplication the City Staff reserves the right to use a third party vendor for duplication and scanning of files. Any request that is to be processed by the City Staff through a third party vendor will be charged greater of the invoiced or receipted amount plus $30.00 administrative cost per file. Any party requesting this service shall be required to pay the invoiced amount and administrative cost prior to the commencement of the duplication or scanning of the files.</td>
</tr>
</tbody>
</table>

Community Resources Department

Code Enforcement Division Fees

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
</tr>
</thead>
<tbody>
<tr>
<td>Off-premises sign license</td>
<td>$75.00 per annual sign license for each off premise sign</td>
</tr>
<tr>
<td>Property abatement</td>
<td>$42.00 per property abatement for administration plus actual cost of property abatement</td>
</tr>
</tbody>
</table>

GIS Division Fees

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rapid City area orthophotography</td>
<td>$75.00 per tile for latest available photography</td>
</tr>
<tr>
<td></td>
<td>$25.00 per tile for older photography</td>
</tr>
<tr>
<td></td>
<td>Note: photography created using federal funds can only be sold at the cost of processing the data for delivery to the customer.</td>
</tr>
<tr>
<td>County area orthophotography</td>
<td>$20.00 per tile for latest available photography.</td>
</tr>
<tr>
<td>County area rectified photography</td>
<td>$20.00 per tile</td>
</tr>
<tr>
<td>Rapid City area topography and related products</td>
<td>$25.00 per tile. Note: Photography and related products created using federal funds can only be sold at the cost of processing the data for delivery to the customer.</td>
</tr>
<tr>
<td>Customized map products or data requests</td>
<td>$75.00 per hour, minimum ½ hour charge plus materials (if any)</td>
</tr>
<tr>
<td>Standard map products and materials fees</td>
<td>$0.50 per map or sheet at 8.5 inches by 11 inches (A)</td>
</tr>
<tr>
<td></td>
<td>$1.00 per map or sheet at 11 inches by 17 inches (B)</td>
</tr>
<tr>
<td></td>
<td>$15.00 per map or sheet at 18 inches by 24 inches (C)</td>
</tr>
<tr>
<td></td>
<td>$20.00 per map or sheet at 24 inches by 36 inches (D)</td>
</tr>
<tr>
<td></td>
<td>$25.00 per map or sheet at 36 inches by 48 inches (E)</td>
</tr>
<tr>
<td></td>
<td>$2.00 per disc for CD-ROM or DVD</td>
</tr>
</tbody>
</table>

Note: GIS Division Fees must be approved by both the Rapid City Council and Pennington County Commission.

Finance Department

Finance Department Fees
<table>
<thead>
<tr>
<th>Business licenses</th>
<th>Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>$50.00 per 24 month license for pawnbrokers, secondhand dealers, and gem &amp; precious metal dealers</td>
<td>5.36.040</td>
</tr>
<tr>
<td>$200 initial and $25.00 annual renewal per vehicle for house moving business</td>
<td>5.44.040</td>
</tr>
<tr>
<td>$50.00 initial and $50.00 biennial renewal per vehicle for mobile ice cream vendor</td>
<td>5.50.060</td>
</tr>
<tr>
<td>$1,500.00 initial and annual renewal for transportation network company license</td>
<td>5.60.040</td>
</tr>
<tr>
<td>$250.00 initial and $200.00 biennial annual renewal per vehicle for taxicabs license</td>
<td>5.60.040, 5.60.040</td>
</tr>
<tr>
<td>$75.00 initial and $50.00 renewal every 24 months per driver for taxicab drivers license</td>
<td>5.64.010</td>
</tr>
<tr>
<td>$50.00 annual per machine for video lottery machine license</td>
<td>5.56.050</td>
</tr>
<tr>
<td>$100.00 annual per location for sidewalk vendor license</td>
<td>5.52</td>
</tr>
<tr>
<td>$250.00 initial and $200.00 biennial annual renewal for each merchant security business license</td>
<td>5.52</td>
</tr>
<tr>
<td>$75.00 initial and $50.00 biennial annual renewal per individual for merchant security and private security license</td>
<td>5.24.030, 5.24.030</td>
</tr>
<tr>
<td>Central Station Service</td>
<td></td>
</tr>
<tr>
<td>$50.00 Initial and $50.00 annual renewal</td>
<td>5.24.030</td>
</tr>
<tr>
<td>Liquor licenses</td>
<td></td>
</tr>
<tr>
<td>$150 per initial and $150 per renewal for off-sale delivery</td>
<td>5.12.030.A</td>
</tr>
<tr>
<td>$50.00 per license for a special event malt beverage retailer</td>
<td>5.12.035. B</td>
</tr>
<tr>
<td>$50.00 per license for a special event on-sale wine retailer</td>
<td>5.12.035. B</td>
</tr>
<tr>
<td>$150.00 per license for a special event on-sale dealer</td>
<td>5.12.035. B</td>
</tr>
<tr>
<td>$50.00 per license for a special event off-sale package wine dealer</td>
<td>5.12.035. B</td>
</tr>
<tr>
<td>$50.00 per license for a special event off-sale package malt beverage dealer</td>
<td>5.12.035. B</td>
</tr>
<tr>
<td>$150 per license for a special event off-sale package dealer</td>
<td>5.12.035. B</td>
</tr>
<tr>
<td>Parking facility rates (includes sales tax)</td>
<td>2019 Rates</td>
</tr>
<tr>
<td>In future years, all rates will be increased by CPI-U Midwest Region, rounded up to the nearest dollar unless otherwise approved</td>
<td></td>
</tr>
<tr>
<td>Refuse Collector</td>
<td>$25.00 per vehicle initial; $25.00 annual renewal per vehicle</td>
</tr>
<tr>
<td>Administrative charges</td>
<td>$25.00 per check with non-sufficient funds</td>
</tr>
<tr>
<td>Stop payment fee shall be assessed in the amount charged by the financial institution</td>
<td></td>
</tr>
<tr>
<td>$0.25 per page for paper copies</td>
<td></td>
</tr>
<tr>
<td>$25.00 per digital copy of City Council meeting</td>
<td></td>
</tr>
</tbody>
</table>
## Fire Department

### Ambulance Fees

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>Ambulance rates</td>
<td>$2,463.96 per event for specialty care transport</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$1,708.89 per event for base rate transport</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$1,024.32 per event for ALS1 Emergency rate transport</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$926.90 per event for ALS base rate transport</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$655.00 per event for BLS emergency (BLS crew)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$462.22 per event for BLS base rate (BLS crew)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$0 per event for BLS emergency (ALS crew)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$0 per event for BLS base rate (ALS crew)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$14.30 per mile for transport</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$40.00 per hour for Event Medic</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$75.00 per hour for Team only transports</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$109.08 per hour for school and non-profit transports</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$125.27 per hour for standby rate</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$200.00 per event for stretcher fee/hospice</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$205.18 per event for treat and release</td>
<td></td>
</tr>
</tbody>
</table>

### Fire Department Permit and Inspection Fees

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>Open burn permit</td>
<td>No fee per permit</td>
<td>8.34,170</td>
</tr>
<tr>
<td>Fire protection systems permit and inspection</td>
<td>150% of the basic fee building permit fee for new systems and retrofitted systems</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$128.00 per standpipe installation</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$95.55 per permit for plan review of fire pumps</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$382.00 per permit for inspection and testing of fire pumps</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$107.00 per permit for kitchen hood extinguishing system installation</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$53.55 per permit for kitchen hood extinguishing system modification</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$0.36 per square foot of covered area per permit for special fire extinguishing systems</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$128.00 plus $2.00 for each initiation and signaling device per permit for fire alarm systems</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$64.00 per permit for plan review and acceptance test of control unit</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$64.00 per hour for additional inspection or testing of control unit with a minimum charge of one hour</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$64.00 per installation plus $2.00 for each initiation and signaling device for existing fire alarm system modification permits</td>
<td></td>
</tr>
<tr>
<td>Flammable liquid storage tanks permit and inspections</td>
<td>$107.00 per permit for the installation of a flammable liquid storage tank</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$64.00 per permit for the removal of a flammable liquid storage tank</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$107.00 per permit for the modification of a flammable liquid storage tank</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$53.55 per permit for the modification of flammable liquid storage tank piping</td>
<td></td>
</tr>
<tr>
<td>General site plan review and inspections</td>
<td>$64.00 per hour for site plan review and inspections</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$64.00 per hour for additional plan review with a minimum charge of one hour</td>
<td></td>
</tr>
</tbody>
</table>

### Hazardous Materials Emergency Assistance – Pennington County Fees

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>Engine rates</td>
<td>$100.00 per hour and $1.75 per mile for Class 1: Engines</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$175.00 per hour and $1.75 per mile for Haz-Mat vehicle</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$125.00 per hour and $1.75 per mile for Class 2: Ladder Truck</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$230.00 per hour and $2.30 per mile for Class 4: Aircraft Fire Rescue</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$230.00 per hour and $2.30 per mile for trucks</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$50.00 per hour and $0.75 per mile for Class 5: Water Tenders</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$40.00 per hour and $0.75 per mile for Class 6: Brush Trucks</td>
<td></td>
</tr>
<tr>
<td>Fee</td>
<td>Amount &amp; Unit of Measure</td>
<td>Municipal Code Section</td>
</tr>
<tr>
<td>------------------------------</td>
<td>----------------------------------------------------------------</td>
<td>------------------------</td>
</tr>
<tr>
<td>$125.00 per hour and $0.50 per mile for Class 7: Special Service vehicle</td>
<td></td>
<td></td>
</tr>
<tr>
<td>$15.00 per hour and $0.30 per mile for Class 8: Service vehicle</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Hazardous materials Team rates</td>
<td>$35.00 per hour for labor</td>
<td></td>
</tr>
<tr>
<td>$175.00 per hour and $0.50 per mile for vehicle</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Dive Rescue Team</td>
<td>$35.00 per hour for labor</td>
<td></td>
</tr>
<tr>
<td>$25.00 per hour and $0.50 per mile for vehicle</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

South Dakota Wildland Fire Suppression Fees

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
</tr>
</thead>
<tbody>
<tr>
<td>Engine rates</td>
<td>$115.00 per hour and $0.51 per mile for Type 1 (structural)</td>
</tr>
<tr>
<td>$110.00 per hour and $0.51 per mile for Type 2 (structural)</td>
<td></td>
</tr>
<tr>
<td>$70.00 per hour and $0.51 per mile for Type 3</td>
<td></td>
</tr>
<tr>
<td>$70.00 per hour and $0.51 per mile for Type 4</td>
<td></td>
</tr>
<tr>
<td>$65.00 per hour and $0.51 per mile for Type 5</td>
<td></td>
</tr>
<tr>
<td>$65.00 per hour and $0.51 per mile for Type 6</td>
<td></td>
</tr>
<tr>
<td>$30.00 per hour and $0.51 per mile for Type 7</td>
<td></td>
</tr>
<tr>
<td>$15.00 per hour and $0.51 per mile for Type 8</td>
<td></td>
</tr>
<tr>
<td>Tactical tenders</td>
<td>$70.00 per hour and $0.51 per mile for Type 1</td>
</tr>
<tr>
<td>$65.00 per hour and $0.51 per mile for Type 2</td>
<td></td>
</tr>
<tr>
<td>$20.00 per hour and $0.51 per mile for Type 3</td>
<td></td>
</tr>
<tr>
<td>$8.00 per hour and $0.51 per mile for Type 4</td>
<td></td>
</tr>
<tr>
<td>Support tenders</td>
<td>$107.00 per hour and $0.51 per mile for Type 1</td>
</tr>
<tr>
<td>$92.00 per hour and $0.51 per mile for Type 2</td>
<td></td>
</tr>
<tr>
<td>$72.00 per hour and $0.51 per mile for Type 3</td>
<td></td>
</tr>
<tr>
<td>ATV and UTV rates</td>
<td>$30.00 per shift or ATV</td>
</tr>
<tr>
<td>$40.00 per shift for UTV</td>
<td></td>
</tr>
<tr>
<td>Power saw rate</td>
<td>$5.00 per hour and $30.00 per shift</td>
</tr>
<tr>
<td>Portable pump rates</td>
<td>$30.00 per 24 hours for 0 to 200 gallon per minute pump</td>
</tr>
<tr>
<td>$40.00 per 24 hours for 200+ gallon per minute pump</td>
<td></td>
</tr>
<tr>
<td>Portable tanks</td>
<td>$20.00 per 24 hours for tank under 1,500 gallons</td>
</tr>
<tr>
<td>$25.00 per 24 hours for tank 1,500+ gallons</td>
<td></td>
</tr>
<tr>
<td>Other vehicle rates</td>
<td>$65.00 per 24 hours plus $0.51 per mile for STEN, DIVS, or any vehicle assigned to the line of duty</td>
</tr>
<tr>
<td>$0.51 per mile for crew/chase vehicle</td>
<td></td>
</tr>
</tbody>
</table>

Parks and Recreation Department

Aquatics Division Fees

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
</tr>
</thead>
<tbody>
<tr>
<td>Annual pass (not including sales tax)</td>
<td>$357.00 per pass for adult (age 26 to 61)</td>
</tr>
<tr>
<td>$355.00 per yearly pass for couples*</td>
<td></td>
</tr>
<tr>
<td>$250.00 per yearly pass for senior (age 62 and above)</td>
<td></td>
</tr>
<tr>
<td>$378.00 per yearly pass for senior couples (age 62 and above)*</td>
<td></td>
</tr>
<tr>
<td>$272.00 per yearly pass for youth (age 2 to 17)</td>
<td></td>
</tr>
<tr>
<td>$296.00 per yearly pass for young adult (age 18 to 25)</td>
<td></td>
</tr>
<tr>
<td>$642.00 per yearly pass for family (up to 4 people)</td>
<td></td>
</tr>
<tr>
<td>$65.00 per additional family member (over 4 people)</td>
<td></td>
</tr>
<tr>
<td>* Couple defined as married or both customers producing documents with the same mailing address</td>
<td></td>
</tr>
<tr>
<td>Quarterly pass (not including sales tax)</td>
<td>$96.00 per quarterly pass for adult (age 26 to 61)</td>
</tr>
<tr>
<td>$147.00 per quarterly pass for couples</td>
<td></td>
</tr>
<tr>
<td>$65.00 per quarterly pass for senior (age 62 and above)</td>
<td></td>
</tr>
<tr>
<td>$105.00 per quarterly pass for senior couples (age 62 and above)*</td>
<td></td>
</tr>
<tr>
<td>$77.00 per quarterly pass for youth (age 2 to 17)</td>
<td></td>
</tr>
<tr>
<td>$82.00 per quarterly pass for young adult (age 18 to 25)</td>
<td></td>
</tr>
<tr>
<td>$21.00 per quarterly pass for family (up to 4 people)</td>
<td></td>
</tr>
<tr>
<td>$35.00 per additional family member (over four people)</td>
<td></td>
</tr>
<tr>
<td>* Couple defined as married or both customers producing documents with the same mailing address</td>
<td></td>
</tr>
</tbody>
</table>
| Daily rate (includes sales tax) | $6.00 per individual per day  
|                                | $5.00 per senior (age 62 and above) per day  
|                                | $11.00 per family on designated family nights  
|                                | $5.00 per individual for groups of 30 or more  
|                                | $80.00 per twenty day punch pass  
|                                | $81.00 per twenty day punch pass for senior (age 62 and above)  
|                                | $201.00 per twenty day punch pass for family (up to 4 twenty punch passes)  
|                                | $36.00 per additional 20 day punch pass for families (over four people)  
| Racquetball court rate (includes sales tax) | $6.00 per hour  
|                                          | $36.00 per 10 day punch pass  
|                                          | $61.00 per 20 day punch pass  
|                                          | $115.00 per quarterly pass  
|                                          | $284.00 per yearly pass  
| Rapid City Swim Center rental (includes sales tax) | $193.00 per hour for an individual or organization  
|                                              | Rental rates include natatorium, racquetball courts, and multi-purpose room  
| Natatorium only rental (includes sales tax) | $160.00 per hour for an individual or organization  
| Outdoor pools only rental (includes sales tax) | $160.00 per hour for an individual or organization  
| 50-Meter Pool (includes sales tax) | $105 per hour for an individual or organization  
| Multi-purpose room rental (includes sales tax) | $44.00 per hour for an individual or organization  
| Party room rental (includes sales tax) | $89.00 per 2 ½ hour event (specific times slots available)  
| Lap lanes rate (includes sales tax) | $8.00 per hour per lane for an individual or organization  

### Cemetery Division Fees

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
</table>
| Grave space cost (tax included)          | $930.77 per single adult grave  
|                                          | $1,142.60 per double stack grave  
|                                          | $3,979.85 per family section (4 graves)  
|                                          | $251.48 per infant grave  
|                                          | $865.84 per small child grave  
|                                          | $462.17 per cremation grave  
|                                          | $925.30 per County grave (no tax)  
|                                          | $459.46 per County cremation grave (no tax)  
| Opening and closing costs (tax included) | $965.44 per adult grave  
|                                          | $268.25 per infant grave  
|                                          | $727.18 per small child grave  
|                                          | $407.77 per cremation grave  
|                                          | $925.30 per County grave (no tax)  
|                                          | $382.88 per County cremation grave (no tax)  
|                                          | $305.81 per grave additional surcharge for Saturday  
|                                          | $80.48 per monument setting fee  
| Ossuarium Fees (tax included)             | $550.00 Ossuary  
|                                          | $1,400.00 Niches, Rows A & G  
|                                          | $1,700.00 Niches, Rows B & C  
|                                          | $2,000.00 Niches Rows D & F  
|                                          | $3,400.00 Niches, Row E (behind memorial ring)  

13.32.290
# Golf Division Fees (does not include sales tax)

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>Meadowbrook</td>
<td></td>
<td></td>
</tr>
<tr>
<td>season passes</td>
<td>$820.00 per pass for single adult</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$1,308.00 for two passes for adult couple*</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$731.00 per pass for single senior (age 62 and above)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$1,138.00 for two passes for senior couple (age 62 and above)*</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$248.00 per pass for youth (age 17 and under)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$315.00 per pass for young adult (ages 18 to 25)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$2,460.00 per Corporate pass (4 passes; must pay with corporation check or credit card)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>* Couple defined as married or both customers producing documents with the same mailing address</td>
<td></td>
</tr>
<tr>
<td>Meadowbrook</td>
<td>$31.50 per round of 9 holes</td>
<td></td>
</tr>
<tr>
<td>daily rates</td>
<td>$29.50 per round of 9 holes for senior (age 62 and above)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$29.50 per round of 9 holes for junior (age 17 and under)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$48.50 per round of 18 holes</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$44.00 per round of 18 holes for senior (age 62 and above)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$63.00 per locker rental</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$5.00 per bucket of range balls (small)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$9.00 per bucket of range balls (large)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$185.00 per 50 punch card for range balls</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$203.00 per punch card for ten 9 hole rounds</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$477.00 per punch card for twenty-five 9 hole rounds</td>
<td></td>
</tr>
<tr>
<td>Meadowbrook</td>
<td>$476.00 per cart for electric cart storage</td>
<td></td>
</tr>
<tr>
<td>golf cart rates</td>
<td>$409.00 per cart for gas cart storage</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$249.00 per annual trail fee</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$19.00 per daily trail fee</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$11.00 per ½ cart rental for 9 holes</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$17.00 per ½ cart rental for 18 holes</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$394.00 per ½ cart annual pass</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$84.00 per cart rental punch pass for ten 9 hole rounds</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$182.00 per cart rental punch pass for twenty-five 9 hole rounds</td>
<td></td>
</tr>
<tr>
<td>Executive</td>
<td></td>
<td></td>
</tr>
<tr>
<td>season passes</td>
<td>$315.00 per pass for single adult</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$430.00 for two passes for adult couple*</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$202.00 per pass for single senior (age 62 and above)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$367.00 for two passes for senior couple (age 62 and above)*</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$56.00 per pass for youth (age 17 and under)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$142.00 per pass for young adult (ages 18 to 25)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$60.00 additional per pass for Meadowbrook season pass holder</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$20.00 additional per pass for youth (age 17 and under) Meadowbrook season pass holder</td>
<td></td>
</tr>
<tr>
<td></td>
<td>* Couple defined as married or both customers producing documents with the same mailing address</td>
<td></td>
</tr>
<tr>
<td>Executive</td>
<td></td>
<td></td>
</tr>
<tr>
<td>daily rates</td>
<td>$10.00 per round of 9 holes</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$6.00 per round of 9 holes junior (age 17 and under)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$17.00 per round of 18 holes</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$20.00 per all day play</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$80.00 per punch card for ten 9 hole rounds</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$180.00 per punch card for twenty-five 9 hole rounds</td>
<td></td>
</tr>
<tr>
<td>Executive cart</td>
<td></td>
<td></td>
</tr>
<tr>
<td>rental</td>
<td>$113.00 per annual trail fee</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$9.00 per daily trail fee</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$15.00 per cart rental for 9 holes</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$23.00 per cart rental for 18 holes</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$8.00 per ½ cart rental for 9 holes</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$12.00 per ½ cart rental for 18 holes</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$165.00 per annual ½ cart pass</td>
<td></td>
</tr>
<tr>
<td>Development</td>
<td></td>
<td></td>
</tr>
<tr>
<td>fees</td>
<td>$1.00 per 9 hole round at Meadowbrook*</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$2.00 per 18 hole round at Meadowbrook*</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$1.00 per 9 hole round at Executive*</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$2.00 per 18 hole round at Executive*</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$3.00 per All-Day Play at Executive*</td>
<td></td>
</tr>
<tr>
<td></td>
<td>* The development fees are included in the daily rate fees. The development fee is not included in the season pass fee and will be charged to all the...</td>
<td></td>
</tr>
</tbody>
</table>
season pass holders at tee time.

### Ice Division Fees (does not include sales tax)

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
</tr>
</thead>
<tbody>
<tr>
<td>Season pass</td>
<td>$142.00 per individual season pass</td>
</tr>
<tr>
<td></td>
<td>$344.00 per family season pass (up to four people)</td>
</tr>
<tr>
<td></td>
<td>$49.00 per additional family member</td>
</tr>
<tr>
<td></td>
<td>$47.00 per 10 session Punch Pass</td>
</tr>
<tr>
<td>Daily rates</td>
<td>$5.00 per individual per day</td>
</tr>
<tr>
<td></td>
<td>$5.00 per individual senior (age 62 and over) per day</td>
</tr>
<tr>
<td></td>
<td>$21.00 per family on designated family nights</td>
</tr>
<tr>
<td></td>
<td>$5.00 per individual for groups of 30 or more includes skate rental</td>
</tr>
<tr>
<td>Ice rink rental rates</td>
<td>$115.00 per hour for prime time ice rental</td>
</tr>
<tr>
<td></td>
<td>$87.00 per hour for non-prime time ice rental</td>
</tr>
<tr>
<td></td>
<td>$234.00 per hour for prime time ice rental includes skate rental</td>
</tr>
<tr>
<td></td>
<td>$183.00 per hour for non-prime time ice rental includes skate rental</td>
</tr>
<tr>
<td>Skate rental and sharpening</td>
<td>$4.00 per pair for skate rental</td>
</tr>
<tr>
<td></td>
<td>$8.00 per pair for skate sharpening performed on the same day</td>
</tr>
<tr>
<td></td>
<td>$5.00 per pair for skate sharpening performed for pick up the following day</td>
</tr>
</tbody>
</table>

### Parks Division Fees (includes sales tax)

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
</tr>
</thead>
<tbody>
<tr>
<td>Park shelter fees (tax included)</td>
<td>$75.00 per permit from 10:00 am to 3:00 pm (5 hours)</td>
</tr>
<tr>
<td></td>
<td>$75.00 per permit from 4:30 pm to 10:00 pm (5½ hours)</td>
</tr>
<tr>
<td></td>
<td>$20.00 per hour for the Canyon Lake gazebo</td>
</tr>
<tr>
<td></td>
<td>$100.00 per day for the Memorial Park bandshell</td>
</tr>
<tr>
<td></td>
<td>$150.00 per day for the Memorial Park bandshell with sound system</td>
</tr>
<tr>
<td></td>
<td>$500.00 deposit for Memorial Park bandshell with sound system</td>
</tr>
<tr>
<td></td>
<td>$10.00 administrative fee charged for cancellations made less than 30 days prior to permitted event</td>
</tr>
<tr>
<td>Miscellaneous Fees</td>
<td>$50.00 per event</td>
</tr>
<tr>
<td></td>
<td>$100.00 per unit for Mobile Food Vending Permit</td>
</tr>
<tr>
<td></td>
<td>$45.00 per hour for facility lighting</td>
</tr>
<tr>
<td></td>
<td>$40.00 per hour for Community Center rental</td>
</tr>
</tbody>
</table>

### Police Department Fees

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
</tr>
</thead>
<tbody>
<tr>
<td>Video &amp; photographic services</td>
<td>$30.00 per video tape duplication</td>
</tr>
<tr>
<td></td>
<td>$25.00 per CD with photographs</td>
</tr>
<tr>
<td>Police reports (includes sales tax)</td>
<td>$4.00 per accident report</td>
</tr>
<tr>
<td></td>
<td>$8.00 per arrest report</td>
</tr>
<tr>
<td></td>
<td>$8.00 per case report</td>
</tr>
<tr>
<td></td>
<td>$275.00 per traffic crash reconstruction report</td>
</tr>
<tr>
<td>Blood and drug Analysis</td>
<td>$40.00 per blood alcohol analysis</td>
</tr>
<tr>
<td></td>
<td>$37.00 per drug analysis for marijuana (not toxicological)</td>
</tr>
<tr>
<td></td>
<td>$60.00 per drug analysis for controlled substance</td>
</tr>
<tr>
<td>Calls for service/log entry</td>
<td>$1.00 per call for service/log entry</td>
</tr>
<tr>
<td>Expert testimony</td>
<td>Actual cost of travel and accommodations if necessary</td>
</tr>
<tr>
<td>Fingerprinting services</td>
<td>$20.00 per fingerprinting service (includes sales tax)</td>
</tr>
<tr>
<td></td>
<td>$30.00 per fingerprint comparison service</td>
</tr>
<tr>
<td></td>
<td>$20.00 per latent fingerprint examination service</td>
</tr>
<tr>
<td>Consultations &amp; Interpretations</td>
<td>No charge</td>
</tr>
<tr>
<td>--------------------------------</td>
<td>-----------</td>
</tr>
<tr>
<td>Special lab services</td>
<td>$50.00 per hour for special lab services (weighing etc.)</td>
</tr>
</tbody>
</table>

### Parking Fees by Type (includes tax)

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>Parking meter fees</td>
<td>$1.00 per one hour of parking (Monday through Friday)&lt;br&gt;$1.00 per two hours of parking (Saturday)&lt;br&gt;$0.25 coin per 15 minutes of parking&lt;br&gt;$1.00 minimum charge for credit card/app use</td>
<td>10.44.060</td>
</tr>
<tr>
<td>Monthly on-street employee/resident permit</td>
<td>$30.00 per month (non-metered zones only)</td>
<td></td>
</tr>
<tr>
<td>On-street daily permit</td>
<td>$7.00/day (non-metered zones only)</td>
<td></td>
</tr>
<tr>
<td>Federal Juror Permit</td>
<td>$4.00/day (non-metered zones only)</td>
<td></td>
</tr>
<tr>
<td>Daily Construction permit</td>
<td>$10.00/day (all zone and meter locations)</td>
<td></td>
</tr>
</tbody>
</table>

### Parking Violation Fees

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>Contrary to posted sign</td>
<td>$15.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>No parking zone</td>
<td>$25.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Within Intersection</td>
<td>$25.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>On crosswalk</td>
<td>$25.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Within 25' of an intersection</td>
<td>$15.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Within 20' of fire station entrance</td>
<td>$50.00 per violation; $20.00 late fee after 7 days; additional $30.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Within 10' of fire hydrant</td>
<td>$50.00 per violation; $20.00 late fee after 7 days; additional $30.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>In front of private driveway</td>
<td>$25.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>On a sidewalk</td>
<td>$25.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Within 10' of a residential mailbox</td>
<td>$15.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Obstructing traffic</td>
<td>$25.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Across/over a line</td>
<td>$15.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Yellow curb</td>
<td>$25.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Against traffic</td>
<td>$15.00 per violation; $10.00 late fee after 7 days; additional $26.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>More than 12' from a curb</td>
<td>$15.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Closer than 4' to any other vehicle (parallel)</td>
<td>$15.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
<tr>
<td>Not entirely within</td>
<td>$15.00 per violation; $10.00 late fee after 7 days; additional $25.00 late fee after 30 days</td>
<td>10.40.205.C</td>
</tr>
</tbody>
</table>
**Public Works Department**

**Engineering Division Fees**

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>Stormwater Drainage Utility</td>
<td>$0.00040/unit financial charge.</td>
<td>13.26.020.B.3</td>
</tr>
</tbody>
</table>
| Fee for Inspection of subdivision        | City Engineers Estimate:  
Less than $10,000 - 5.0% of the estimate  
$10,001 to $25,000 - 3.0% of the estimate | 12.04.170.C            |
<table>
<thead>
<tr>
<th>Service Description</th>
<th>Fees Description</th>
<th>Code Section</th>
</tr>
</thead>
</table>
| Improvements prior to acceptance | $25,001 to $50,000 - 2.5% of the estimate  
$50,001 to $100,000 - 2.0% of the estimate  
More than $100,000 - 1.5% of the estimate | 13.04.100 |
| Driveway approach construction permit (curb cuts) | $30.00 for each curb cut | 13.04.100 |
| Sidewalk or curb/gutter construction permit | $15.00 for first 5 feet of sidewalk or curb and gutter  
$15.00 additional for the next 45 lineal feet of sidewalk or curb and gutter  
$25.00 additional for the next 150 lineal feet of sidewalk or curb and gutter | 13.04.100 |
| Pavement installation permit | $40.00 each permit | 13.04.100 |
| Temporary occupancy in right-of-way permit | $15.00 each | 13.04.100 |
| Private utility installation permit | $25.00 each | 13.04.100 |
| Excavation in concrete or asphalt pavement permit | $20.00 - 0 to 70 square feet  
$30.00 - 71 to 350 square feet  
$40.00 - 351 to 1,000 square feet  
$50.00 - 1,001 to 2,000 square feet  
$1.00 each additional square foot or part thereof | 13.04.100 |
| Excavations in non-paved public right-of-way or easements | $15.00 - 0 to 70 square feet  
$20.00 - 71 to 350 square feet  
$30.00 - 351 to 1,000 square feet  
$40.00 - 1,001 to 2,000 square feet  
$1.00 each additional square foot or part thereof | 13.04.100 |
| Non-compliance additional inspection | $10.00 per inspection | 13.04.100 |
| Floodplain development permit | $100.00 per permit | 15.32.120. A |
| Floodplain development permit variance application | $100.00 per permit | 15.32.300 |
| Onsite wastewater system (septic) permit | $20.00 per permit for existing systems and renewals every 6 years  
$300.00 per each new system  
$300.00 per each repaired or modified system  
Actual cost for construction fees  
Actual cost for construction fees | 13.20.800  
13.16.350  
13.04.190 |
| Erosion and sediment control permit | $100.00 per permit for site less than 10,000 square feet  
$250.00 per permit for site 10,000 square feet to 43,560 square feet  
$500.00 per permit for site greater than 43,560 square feet | 8.46.020 |
| Commercial Parking Permit | $5 per parking spot per day | 10.44.075 |

### Solid Waste Division Fees

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
</table>
| Residential collection rates | $14.99 per month for 35 gallon container  
$16.83 per month for 65 gallon container  
$18.68 per month for 95 gallon container  
$46.84 per month for 300 gallon container  
$11.99 per month for 35 gallon container for senior citizen  
$13.47 per month for 65 gallon container for senior citizen | 15.32.120. A |
<table>
<thead>
<tr>
<th>Landfill rates for materials for disposal</th>
<th>Cost</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>$58.00 per ton for mixed waste (garbage)</td>
<td>$58.00</td>
<td>per ton for construction debris</td>
</tr>
<tr>
<td>$59.00 per ton for non-manifested medical waste</td>
<td>$130.00</td>
<td>per ton for non-manifested medical waste</td>
</tr>
<tr>
<td>$59.00 per ton for regulated medical waste with manifest</td>
<td>$87.00</td>
<td>per ton for regulated medical waste with manifest</td>
</tr>
<tr>
<td>$59.00 per ton for grit and screenings from sumps (car wash grit)</td>
<td>$59.00</td>
<td>per ton for ash</td>
</tr>
<tr>
<td>$59.00 per ton for asbestos-containing material with manifest (minimum charge is $150.00/load)</td>
<td>$100.00</td>
<td>per ton for petroleum contaminated soil</td>
</tr>
<tr>
<td>$10.00 per ton for 6 tires or more</td>
<td>$120.00</td>
<td>per ton for 6 tires or more</td>
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<tr>
<td>$3.75 per tire less than 16&quot; with no rim</td>
<td>$3.75</td>
<td>per tire less than 16&quot; with no rim</td>
</tr>
<tr>
<td>$5.95 per tire greater than or equal to 16&quot; or less than 16&quot; on rim</td>
<td>$5.95</td>
<td>per tire greater than or equal to 16&quot; or less than 16&quot; on rim</td>
</tr>
<tr>
<td>$100.00 per ton for dead animals (special handling required)</td>
<td>$100.00</td>
<td>per ton for concrete</td>
</tr>
<tr>
<td>$58.00 per ton for asphalt shingles</td>
<td>$58.00</td>
<td>per ton for wood shingles</td>
</tr>
<tr>
<td>$59.00 per ton for pallets and clean wood</td>
<td>$59.00</td>
<td>per ton for pallets and clean wood</td>
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<table>
<thead>
<tr>
<th>Landfill rates for recyclables for disposal</th>
<th>Cost</th>
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<tbody>
<tr>
<td>$0.00 for asphalt</td>
<td>$0.00</td>
<td>for asphalt</td>
</tr>
<tr>
<td>$0.00 for metals (FE, AL, CU, etc.)</td>
<td>$0.00</td>
<td>for metals (FE, AL, CU, etc.)</td>
</tr>
<tr>
<td>$0.00 for newspaper</td>
<td>$0.00</td>
<td>for newspaper</td>
</tr>
<tr>
<td>$0.00 for corrugated cardboard</td>
<td>$0.00</td>
<td>for corrugated cardboard</td>
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<tr>
<td>$0.00 for HDPE and PETE plastics</td>
<td>$0.00</td>
<td>for HDPE and PETE plastics</td>
</tr>
<tr>
<td>$0.00 for glass</td>
<td>$0.00</td>
<td>for glass</td>
</tr>
<tr>
<td>$0.00 for aluminum</td>
<td>$0.00</td>
<td>for aluminum</td>
</tr>
<tr>
<td>$0.00 for steel (tin) cans</td>
<td>$0.00</td>
<td>for steel (tin) cans</td>
</tr>
<tr>
<td>$0.00 for yard waste (tree limbs, grass clippings etc.)</td>
<td>$0.00</td>
<td>for yard waste (tree limbs, grass clippings etc.)</td>
</tr>
<tr>
<td>$0.00 for manure</td>
<td>$0.00</td>
<td>for manure</td>
</tr>
<tr>
<td>$0.00 for clean fill dirt</td>
<td>$0.00</td>
<td>for clean fill dirt</td>
</tr>
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</table>

<table>
<thead>
<tr>
<th>Landfill products for sale</th>
<th>Cost</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>$20.00 per ton for 3/8 inch yard waste compost, less $2.00 per ton for loads greater than 10 yards</td>
<td>$20.00</td>
<td>per ton for 3/8&quot; yard waste compost, less $2.00 per ton for loads greater than 10 yards</td>
</tr>
<tr>
<td>$20.00 per ton for 3/4 inch yard waste compost with biosolids</td>
<td>$15.00</td>
<td>per ton for 3/4 inch yard waste compost with biosolids</td>
</tr>
<tr>
<td>$15.00 per ton for 3/4 inch yard waste compost, less $2.00 per ton for loads greater than 10 yards</td>
<td>$20.00</td>
<td>per ton for wood chips, less $2.00 per ton for loads greater than 10 yards</td>
</tr>
<tr>
<td>$10.00 per ton for wood chips, less $2.00 per ton for loads greater than 10 yards</td>
<td>$10.00</td>
<td>per ton for wood chips, less $2.00 per ton for loads greater than 10 yards</td>
</tr>
<tr>
<td>$0.00 for MSW Co-compost</td>
<td>$0.00</td>
<td>for MSW Co-compost</td>
</tr>
<tr>
<td>$15.00 per ton 50:50 MSW/yard waste compost</td>
<td>$15.00</td>
<td>per ton 50:50 MSW/yard waste compost</td>
</tr>
<tr>
<td>$15.00 per ton for recycled asphalt</td>
<td>$15.00</td>
<td>per ton for recycled asphalt</td>
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</table>

<table>
<thead>
<tr>
<th>Administrative</th>
<th>Cost</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>$37.00 per account for set up of garbage only account</td>
<td>$37.00</td>
<td>per account for set up of garbage only account</td>
</tr>
<tr>
<td>Late fee 6.5% per month</td>
<td>$3.00</td>
<td>per service call on residential cart</td>
</tr>
<tr>
<td>$15.00 per service call on residential cart</td>
<td>$15.00</td>
<td>per service call on residential cart</td>
</tr>
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</table>

### Streets Division Fees

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>Contractor Patching Costs-</td>
<td>$5.65 per square foot at 5&quot; depth</td>
<td>13.04.120</td>
</tr>
<tr>
<td>Pavement Sawing</td>
<td>$1.13 per square foot at 1&quot; depth</td>
<td>13.04.120</td>
</tr>
</tbody>
</table>

### Transit Division Fees

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rapid Ride</td>
<td>$1.50 per fare – adults</td>
<td>13.04.120</td>
</tr>
<tr>
<td>Rapid Ride</td>
<td>$13.50 per coupon book containing 10 coupons</td>
<td>13.04.120</td>
</tr>
<tr>
<td>Rapid Ride</td>
<td>$0.75 per fare for Honored Citizen (60+, disabled and Medicare card holders)</td>
<td>13.04.120</td>
</tr>
<tr>
<td>Rapid Ride</td>
<td>$6.75 per coupon book containing 10 coupons for Honored Citizen (60+, disabled and Medicare card holders)</td>
<td>13.04.120</td>
</tr>
<tr>
<td>Fee</td>
<td>Amount &amp; Unit of Measure</td>
<td>Municipal Code Section</td>
</tr>
<tr>
<td>------------------------------------------</td>
<td>-----------------------------------------------------------------------------------------</td>
<td>------------------------</td>
</tr>
<tr>
<td>Hydrant administrative (deposit)</td>
<td>$1,500.00 per hydrant</td>
<td>13.08.190</td>
</tr>
<tr>
<td>Pactola conservation surcharge</td>
<td>$1.00 per 100 cubic feet over the amount specified in RCMC 13.08.440 C, 1 and 2</td>
<td>13.08.440</td>
</tr>
<tr>
<td>Late fee</td>
<td>6.5% per month</td>
<td>13.08.470</td>
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<tr>
<td>Sewer and water contractor license</td>
<td>$200.00 initial</td>
<td>13.24.040</td>
</tr>
<tr>
<td></td>
<td>$100.00 renewal</td>
<td></td>
</tr>
<tr>
<td>Sewer and water installer license</td>
<td>$40.00 initial</td>
<td>13.24.040</td>
</tr>
<tr>
<td></td>
<td>$20.00 renewal</td>
<td></td>
</tr>
<tr>
<td>Trenching contractor license</td>
<td>$200.00 initial</td>
<td>13.24.040</td>
</tr>
<tr>
<td></td>
<td>$100.00 renewal</td>
<td></td>
</tr>
<tr>
<td>Trenching contractor (plumbers rider)</td>
<td>$200.00 initial</td>
<td>13.24.040</td>
</tr>
<tr>
<td>license</td>
<td>$100.00 renewal</td>
<td></td>
</tr>
<tr>
<td>Trenching journeyman license</td>
<td>$40.00 initial</td>
<td>13.24.040</td>
</tr>
<tr>
<td></td>
<td>$20.00 renewal</td>
<td></td>
</tr>
<tr>
<td>Move in Charge -- City Limits</td>
<td>$45.00 per account</td>
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</tr>
<tr>
<td>Move in Charge -- Outside City Limits</td>
<td>$52.00 per account</td>
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</tr>
<tr>
<td>Surcharge After Hours</td>
<td>$96.00</td>
<td></td>
</tr>
<tr>
<td>No Access Surcharge -- Business Hours</td>
<td>$32.00</td>
<td></td>
</tr>
<tr>
<td>No Access Surcharge -- After Hours</td>
<td>$79.00</td>
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</tr>
<tr>
<td>Water Tapping (includes inspection)</td>
<td>$170.00 per 1&quot; tap</td>
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<tr>
<td></td>
<td>$105 per 1.5&quot; or 2&quot; tap</td>
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</tr>
<tr>
<td></td>
<td>$439.00 per 4&quot; or 6&quot; tap</td>
<td></td>
</tr>
<tr>
<td></td>
<td>$527.00 per 8&quot; or larger tap</td>
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<tr>
<td>Water Inspection Only</td>
<td>$95.00</td>
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<tr>
<td>Re-Inspection</td>
<td>$44.00</td>
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<tr>
<td>Remote water meter reading device</td>
<td>$30.00 per installation</td>
<td>13.08.380</td>
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<tr>
<td></td>
<td>$6.00 per month</td>
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### Water Reclamation Fees

<table>
<thead>
<tr>
<th>Fee</th>
<th>Amount &amp; Unit of Measure</th>
<th>Municipal Code Section</th>
</tr>
</thead>
<tbody>
<tr>
<td>Tap fees</td>
<td>$220.00 per 4 inch tap, $293.00 per 6 inch tap</td>
<td>13.16.310</td>
</tr>
<tr>
<td>Minor user industrial waste permit</td>
<td>$250.00 per permit</td>
<td>13.16.320</td>
</tr>
<tr>
<td>Significant industrial users and categorical users - existing</td>
<td>$3,000.00 per permit</td>
<td>13.16.320</td>
</tr>
<tr>
<td>Significant industrial users and categorical users - new</td>
<td>$3,000-per permit</td>
<td>13.16.320</td>
</tr>
<tr>
<td>Service inspections</td>
<td>$87.00 per inspection, $44.00 per re-inspection</td>
<td>13.16.340</td>
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<tr>
<td>Sewer use charge</td>
<td></td>
<td>13.16.360A.</td>
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<tr>
<td>All Usage</td>
<td>2018 2019 2020 2021 2022</td>
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<tr>
<td>1/2&quot;</td>
<td>$3.49 $3.68 $3.87 $4.06 $4.40</td>
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<tr>
<td>3/4&quot;</td>
<td>$4.85 $5.10 $5.34 $5.59 $5.59</td>
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</tr>
<tr>
<td>1&quot;</td>
<td>$6.18 $6.51 $6.82 $7.14 $7.14</td>
<td></td>
</tr>
<tr>
<td>1 1/2&quot;</td>
<td>$8.85 $9.32 $9.77 $10.24 $10.24</td>
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</tr>
<tr>
<td>2&quot;</td>
<td>$15.51 $16.35 $17.15 $17.99 $17.99</td>
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<tr>
<td>3&quot;</td>
<td>$23.49 $24.77 $26.00 $27.27 $27.27</td>
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<td>4&quot;</td>
<td>$42.15 $44.45 $46.66 $48.97 $48.97</td>
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<tr>
<td>6&quot;</td>
<td>$68.79 $72.56 $76.18 $79.95 $79.95</td>
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<tr>
<td>8&quot;</td>
<td>$135.38 $142.82 $149.96 $157.40 $157.40</td>
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<tr>
<td>10&quot;</td>
<td>$215.29 $227.13 $238.50 $250.33 $250.33</td>
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<tr>
<td>Meter charge residential</td>
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<td>13.16.360B.</td>
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<tr>
<td>Meter Size</td>
<td>2018 2019 2020 2021 2022</td>
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</tr>
<tr>
<td>1/2&quot;</td>
<td>$5.00 $5.26 $5.51 $5.77 $5.77</td>
<td></td>
</tr>
<tr>
<td>3/4&quot;</td>
<td>$6.54 $6.88 $7.22 $7.56 $7.56</td>
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<tr>
<td>1&quot;</td>
<td>$9.63 $10.14 $10.64 $11.15 $11.15</td>
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<tr>
<td>1 1/2&quot;</td>
<td>$17.32 $18.26 $19.17 $20.11 $20.11</td>
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<tr>
<td>2&quot;</td>
<td>$26.56 $28.01 $29.41 $30.87 $30.87</td>
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<tr>
<td>3&quot;</td>
<td>$48.11 $50.76 $53.31 $55.96 $55.96</td>
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<td>4&quot;</td>
<td>$78.90 $83.26 $87.45 $91.80 $91.80</td>
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<tr>
<td>6&quot;</td>
<td>$155.89 $164.51 $172.80 $181.43 $181.43</td>
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<tr>
<td>8&quot;</td>
<td>$248.27 $262.01 $275.23 $288.98 $288.98</td>
<td></td>
</tr>
<tr>
<td>Meter charge commercial and institutional</td>
<td></td>
<td>13.16.360B.</td>
</tr>
<tr>
<td>Meter Size</td>
<td>2018 2019 2020 2021 2022</td>
<td></td>
</tr>
<tr>
<td>1/2&quot;</td>
<td>$5.00 $5.26 $5.51 $5.77 $5.77</td>
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</tr>
<tr>
<td>3/4&quot;</td>
<td>$6.54 $6.88 $7.22 $7.56 $7.56</td>
<td></td>
</tr>
<tr>
<td>1&quot;</td>
<td>$9.63 $10.14 $10.64 $11.15 $11.15</td>
<td></td>
</tr>
<tr>
<td>1 1/2&quot;</td>
<td>$17.32 $18.26 $19.17 $20.11 $20.11</td>
<td></td>
</tr>
<tr>
<td>2&quot;</td>
<td>$26.56 $28.01 $29.41 $30.87 $30.87</td>
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<td>$48.11 $50.76 $53.31 $55.96 $55.96</td>
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<td>$155.89 $164.51 $172.80 $181.43 $181.43</td>
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</tr>
<tr>
<td>8&quot;</td>
<td>$248.27 $262.01 $275.23 $288.98 $288.98</td>
<td></td>
</tr>
</tbody>
</table>
28. LF061219-09 – Approve Resolution No. 2019-054 a Resolution Levying Assessment for Abatement of Nuisances

RESOLUTION NO. 2019-054
RESOLUTION LEVYING ASSESSMENTS FOR
ABATEMENT OF NUISANCES

BE IT RESOLVED by the City Council of the City of Rapid City, South Dakota, as follows:

1. The City Council has made all investigations which it deems necessary and has found and determined that the condition of your property had constituted a nuisance. The City abated this nuisance. The cost of the abatement, including administrative costs, is the amount stated in the proposed Assessment Roll for Abatement of Nuisances.

2. The Assessment Roll for Abatement of Nuisances is hereby approved and assessments thereby specified are levied against each and every lot, piece, or parcel of land thereby described.

3. Such assessments, unless paid within thirty (30) days after the filing of the assessment roll in the Office of the Finance Officer, shall be certified as delinquent to the Pennington County Auditor and payable through the Pennington County Treasurer’s Office with the statutory interest rate.
Dated this 17th day of June, 2019.

ATTEST:
s/ Pauline Sumption
Finance Officer

29. LF061219-10 – Authorize the Mayor and Finance Officer to Sign Agreement with RSM for Compensation Study

Community Development Consent Items
30. LF052919-05 – Acknowledge Public Comments Received on Consolidated Annual Plan Performance Evaluation Report (CAPER) and Approve the FY2018 CAPER

Bid Award Consent Items
31. CC061719-02.1 - Approve award of total bid for Pavement Rehabilitation Project – E Monroe Street, Project No. 18-2470 / CIP No. 50844 opened on June 11, 2019 to the lowest responsible bidder, Simon Contractors of SD, Inc. in the amount of $165,968.50
32. CC061719-02.2 - Approve award of total bid for Water Reclamation Digester MCC & UV/Admin. Transfer Switch Replacement Project, Project No. 19-2485 / CIP No. 51216 opened on June 11, 2019 to the lowest responsible bidder, MAC Construction Co., Inc. in the amount of $470,900.00.

END OF CONSENT ITEMS

Motion was made by Drew, second by Scott to continue (PW061119-01) to the July 15, 2019 City Council meeting. It is to deny request from BPRushmore, LLC to eliminate requirements to build subdivision improvements for IGT Subdivision previously approved by City Council in 2007. In response to a question from Modrick, Landeen said continuing will not negatively impact the case. Motion carried 7-0.

NON-CONSENT ITEMS – Items 33 – 44

Ordinances
Ordinance No. 6336 (LF052919-01) An Ordinance Regarding Supplemental Appropriation #4 for 2019. Having passed its first reading on June 3, 2019 motion was made by Scott, second by Nordstrom that the title be read the second time. Upon vote being taken, the following voted AYE: Scott, Drew, Nordstrom, Salamun, Lewis, Armstrong and Modrick. NO: None; Whereupon, the Mayor declared the motion passed and Ordinance 6336 was declared duly passed upon its second reading.

Ordinance 6339 (LF061219-07) An Ordinance Regarding Supplemental Appropriation #5 for 2019. Motion was made by Scott, second by Nordstrom and carried that Ordinance 6339 be placed upon its first reading and the title was fully and distinctly read.

Ordinance 6326 (No. 19PD013) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KTM Design Solutions, Inc. for Citra LLC for a Planned Unit Development Zoning District for property generally described as being located northeast of the intersection of Nicole Street and Brook Street. Motion was made by Drew, second by Salamun and carried that Ordinance 6326 be placed upon its first reading and the title was fully and distinctly read and second reading set for Monday, July 1, 2019.

Ordinance 6332 (No. 19RZ014) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KTM Design Solutions, Inc. for BH Capital 4, LLC for a Rezoning from
General Agricultural District to Medium Density Residential District for property generally described as being located east of East Anamosa Street. Motion was made by Modrick, second by Nordstrom and carried that Ordinance 6332 be placed upon its first reading and the title was fully and distinctly read and second reading set for Monday, July 1, 2019.

Ordinance 6333 (No. 19RZ015) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KTM Design Solutions, Inc. for BH Capital 4, LLC for a Rezoning from General Agricultural District to Low Density Residential District II for property generally described as being located east of East Anamosa Street. Motion was made by Salamun, second by Drew and carried that Ordinance 6333 be placed upon its first reading and the title was fully and distinctly read and second reading set for Monday, July 1, 2019.

Ordinance 6337 (No. 19RZ018) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Brett Kaltvedt for MWM Rapid Holdings Inc. for a Rezoning request from General Agricultural District to Light Industrial District for property generally described as being located at 3414 Eglin Street. Motion was made by Nordstrom, second by Scott and carried that Ordinance 6337 be placed upon its first reading and the title was fully and distinctly read and second reading set for Monday, July 1, 2019.

Ordinance 6338 (No. 19RZ019) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KTM Design Solutions, Inc. for Lyle Hendrickson for a Rezoning request from Low Density Residential District to Medium Density Residential District for property generally described as being located at 1804 E. Highway 44. Motion was made by Nordstrom, second by Drew and carried that Ordinance 6338 be placed upon its first reading and the title was fully and distinctly read and second reading set for Monday, July 1, 2019.

Public Works Committee Items
Drew read in item (PW011519-14.2) Request by KTM Design Solutions on behalf of Yasmeen Dream, LLC for reimbursement for repayment of one-half of construction cost for sanitary sewer improvements for the North Valley Park in the amount of $110,445.05. Motion was made by Lewis, second by Armstrong to continue to July 1 council meeting. Drew stated this item has been going on long enough. In response to a question from Drew, Landeen said they are close to a compromise. Treloar stated they were fine with continuing to July 1. Salamun appreciates the mayor getting involved. Modrick stated the new council will need information regarding this item since it will be their first meeting. Sumpson advised that this item could be put under old business on the next agenda before the new council is sworn in. Motion carried 7-0.

Community Development Items
Mayor read in item (No. 19PL037) A request by KTM Design Solutions, Inc. for BH Capital 4, LLC for a Preliminary Subdivision Plan for proposed Lots 1-90 of Block 1 and Lots 1 thru 26 of Block 2, Lots 1 thru 26 of Block 3, Lots 1 thru 18 of Block 4, Lots 1 thru 8 of Block 5, Lots 1 thru 16 of Block 6, Lots 1 thru 10 of Block 7, Lots 1 thru 15 of Block 8, Lots 1 thru 26 of Block 9, Lots 1 thru 18 of Block 10 Lots 1 thru 10 of Block 11 and Lots 1 and 2 of Block 12 of Shepherd Hills Subdivision, generally described as being located east of East Anamosa Street. Motion was made by Scott, second by Modrick and carried to approve with the following stipulations: 1. Prior to submittal of a Development Engineering Plan application, street names shall be submitted to the Emergency Services Communication Center for review and approval. In addition, the plat document and construction plans shall show the approved street names; 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 pursuant to Chapter 1.15 of the Infrastructure Design Criteria Manual. In addition, permits required for construction shall be approved and issued and 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, construction plans for E. Anamosa Street, a principal arterial street, shall be submitted for review and approval showing the street located in a minimum 100-foot wide right-of-way and constructed pursuant to Figure 2-1 of the Infrastructure Design Criteria Manual or an Exception shall be obtained. If an Exception is obtained, a copy of the approved document shall be submitted with the Development Engineering Plan application; 4. Upon submittal of a Development Engineering Plan application, construction plans for E. Philadelphia Street, a collector street, shall be submitted for review and approval showing the street located in a minimum 68-foot wide right-of-way with an additional 10-feet of right-of-way the first 200 feet extending from E. Anamosa Street and constructed pursuant to Figure 2-1 of the Infrastructure Design Criteria Manual or an Exception shall be obtained. If an Exception is obtained, a copy of the approved document shall be submitted with the Development Engineering Plan application. In addition, prior to submittal of a Development Engineering Plan application for Phase Two, the construction plans shall include that portion of E. Philadelphia Street located east of the property unless already constructed as a part of Shepherd Hills West Subdivision or an Exception shall be obtained from the City Council to allow more than 40 dwelling units with one point of access; 5. Upon submittal of a Development Engineering Plan application, construction plans for Cul-de-sac A, B, C, E (south of Shepherd Hills Boulevard) and Shepherd Hills Boulevard, all local streets, shall be submitted for review and approval showing the streets located in a minimum 52-foot wide right-of-way and constructed pursuant to Figure 2-1 of the Infrastructure Design Criteria Manual. An additional 10-feet of right-of-way for Shepherd Hills Boulevard shall be dedicated the first 200 feet as it extends from E. Anamosa Street or an Exception shall be obtained. 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, construction plans for Cul-de-sac D, E (north of Shepherd Hills Boulevard), F and G, all lane place streets, shall be submitted for review and approval showing the streets located in a minimum 50-foot wide right-of-way and constructed pursuant to Figure 2-1 of the Infrastructure Design Criteria Manual or an Exception shall be obtained. If an Exception is obtained, a copy of the approved document shall be submitted with the Development Engineering Plan application; 7. Upon submittal of a Development Engineering Plan application, construction plans for the cul-de-sac bulb for Street C (over 500 feet in length) shall be submitted for review and approval showing the bulb with a minimum 118-foot right-of-way diameter and a minimum 96-foot pavement diameter. In addition, the cul-de-sac bulbs for Street E and G (under 500 feet in length) shall show a minimum 104-foot right-of-way diameter and a minimum 84-foot pavement diameter or an Exception shall be obtained. If an Exception is obtained, a copy of the approved document shall be submitted with the Development Engineering Plan application; 8. Upon submittal of a Development Engineering Plan application for Phase 10 and/or the "Future" Phase, construction plans for the section line highway located along the east lot line, a local street, shall be submitted for review and approval showing the street located in a minimum 52-foot wide right-of-way and constructed pursuant to Figure 2-1 of the Infrastructure Design Criteria Manual or an Exception shall be obtained or the section line highway shall be vacated. If an Exception is obtained, a copy of the approved document shall be submitted with the Development Engineering Plan application; 9. Upon submittal of a Development Engineering Plan application for Phase Two, the boundaries of the phase shall be extended to include that portion of E. Anamosa Street located in the "Future" Phase as identified on the applicant’s Master Plan; 10. Upon submittal of a Development Engineering Plan application, a revised Master Plan shall be submitted for review and approval incorporating the unplatted remnants along the south lot line of the property or a separate Master Plan for the adjacent property shall be submitted to show how these remnants are being incorporated into the adjacent properties; 11. Upon submittal of a Development Engineering Plan application, water plans 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. Prior to approval of a Development Engineering Plan application, the applicant shall enter into an agreement with the City detailing cost obligations, scope and schedule of replacing the existing low level 12-inch water main with a new 20-inch low level water main in E. Anamosa Street from E. North Street to the development. In addition, easements shall be provided.
as needed; 12. Upon submittal of a Development Engineering Plan application, a sewer design report prepared by a Registered Professional Engineer as per 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 particular, the sewer design report shall evaluate the existing 8-inch sewer main(s) from the proposed development to Sedivy Lane to verify adequate capacity is available to serve the proposed development. In addition, easements shall be provided as needed; 13. Upon submittal of a Development Engineering Plan application, a drainage plan and report prepared by a Registered Professional Engineer as per the Infrastructure Design Criteria Manual and the Rapid City Municipal Code shall be submitted for review and approval for the proposed subdivision improvements. The drainage report shall address storm water quantity control and storm water quality treatment. In addition, easements shall be provided as needed; 14. Upon submittal of a Development Engineering Plan application, an Erosion and Sediment Control Plan in compliance with the adopted Stormwater Quality Manual and the Infrastructure Design Criteria Manual shall be submitted for review and approval if subdivision improvements are required; 15. Upon submittal of a Development Engineering Plan application, a cost estimate for any required subdivision improvements shall be submitted for review and approval; 16. Prior to approval of the Development Engineering Plan application, a Development Agreement shall be entered into with the City for all public improvements; 17. Prior to submittal of a Final Plat application, the associated Rezoning application (19RZ014 and 19RZ015, shall be approved by City Council to allow the proposed lot size(s); 18. Upon submittal of a Final Plat application, an agreement shall be submitted for recording securing ownership and maintenance of any proposed drainage elements. In addition, Major Drainage Easements shall be dedicated for the proposed drainage improvements; 19. 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, 20. Prior to the City’s acceptance of the public improvements, a warranty surety shall be submitted for review and approval as required.

Mayor read in item (No. 19PL043) A request by Centerline for Lazy P-6 Land Co. Inc. for a Preliminary Subdivision Plan for proposed Lots 4, 8, 10 and 11 of North 80 Subdivision, generally described as being located northeast of the intersection of Shelby Avenue and Stumer Road. Motion was made by Scott, second by Drew and carried to approve with the following stipulations: 1. Prior to submittal of a Final Plat application, the plat document shall be revised to show the dedication of 4 additional feet of right-of-way along E. Stumer Road as it abuts proposed Lots 4 and 8 or an Exception shall be obtained from the City Council. If an Exception is obtained, a copy of the approved document shall be submitted with the Development Engineering Plan application; 2. Prior to submittal of a Final Plat application, the plat document shall be revised to show "Stumer Road" as "E. Stumer Road"; and, 3. Prior to submittal of a Final Plat application, the plat document shall be revised to show the lot line between proposed Lot 8 and existing Lot 7 as a solid line in lieu of a dashed line.

Mayor read in item (No. 19PL044) A request by KTM Design Solutions, Inc. for DTH, LLC for a Preliminary Subdivision Plan for proposed Lots 16 thru 46 of Block 12, Lots 1 thru 3 of Block 30 of Big Sky Subdivision, generally described as being located west of the western terminus of Big Sky Drive. Motion was made by Scott, second by Nordstrom and carried to approve with the following stipulations: 1. 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 pursuant to Chapter 1.15 of the Infrastructure Design Criteria Manual. In addition, permits required for construction shall be approved and issued and 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; 2. Prior to submittal of a Development Engineering Plan application, the plat document shall be revised to provide a minimum lot size of 6,500-square feet for Lots 18, 19 and 21 of Block 12 or a Final Planned Development shall be approved granting an Exception; 3. Upon submittal of a Development Engineering Plan application,
construction plans for Patricia Street, a local street, shall be submitted for review and approval showing the street located in a minimum 52-foot wide right-of-way and constructed pursuant to Figure 2-1 of the Infrastructure Design Criteria Manual or the approval of an Exception shall be required. If an Exception is obtained, a copy of the approved document shall be submitted with the Development Engineering Plan application; 4. Upon submittal of a Development Engineering Plan application, construction plans for Chet Street, a local cul-de-sac street, shall be submitted for review and approval showing the street located in a minimum 52-foot wide right-of-way and constructed pursuant to Figure 2-1 of the Infrastructure Design Criteria Manual or the approval of an Exception shall be required. If an Exception(s) is obtained, a copy of the approved document(s) shall be submitted with the Development Engineering Plan application; 5. Prior to submittal of a Development Engineering Plan application, the approval of an Exception shall be required to allow 31 dwelling units on a cul-de-sac street in lieu of a maximum of 20 dwelling units pursuant to Section 2.13.1 of the Infrastructure Design Criteria Manual or the plat document shall be revised accordingly. If an Exception is obtained, a copy of the approved document shall be submitted with the Development Engineering Plan application; 6. Prior to submittal of a Development Engineering Plan application, the approval of an Exception shall be required to waive the requirement to provide an intermediate turnaround every 600 feet on a cul-de-sac street pursuant to Section 2.13.2 of the Infrastructure Design Criteria Manual or the plat document shall be revised accordingly. If an Exception is obtained, a copy of the approved document shall be submitted with the Development Engineering Plan application; 7. Upon submittal of a Development Engineering Plan application, water plans and analysis prepared by a Registered Professional Engineer shall be submitted for review and approval in accordance with the Infrastructure Design Criteria Manual and Rapid Valley Sanitary District. 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, the water plans shall demonstrate how the water main will be looped, tying into Rapid Valley Sanitary District's water system in Patricia Street and the southwest corner of the project at Sweetbriar Street. Easements shall also be provided as needed; 8. Upon submittal of a Development Engineering Plan application, a sewer design report prepared by a Registered Professional Engineer as per the Infrastructure Design Criteria Manual and Rapid Valley Sanitary District shall be submitted for review and approval. The design report shall address whether there is sufficient capacity downstream to accommodate the demand that this development will add to the sewer system as per the Big Sky sanitary sewer masterplan. In addition, easements shall be provided as needed; 9. Upon submittal of a Development Engineering Plan application, a drainage plan and report prepared by a Registered Professional Engineer as per the Infrastructure Design Criteria Manual and the Rapid City Municipal Code shall be submitted for review and approval for the proposed subdivision improvements. The drainage report shall address storm water quantity control and storm water quality treatment. In addition, easements shall be provided as needed; 10. Upon submittal of a Development Engineering Plan application, an Erosion and Sediment Control Plan in compliance with the adopted Stormwater Quality Manual and the Infrastructure Design Criteria Manual shall be submitted for review and approval if subdivision improvements are required; 11. Upon submittal of a Development Engineering Plan application, a cost estimate for any required subdivision improvements shall be submitted for review and approval; 12. Prior to approval of the Development Engineering Plan application, a Development Agreement shall be entered into with the City for all public improvements; 13. Prior to submittal of a Final Plat application, that portion of Big Sky Drive located east of the property shall be renamed to "Patricia Street"; 14. Prior to submittal of a Final Plat application, the plat title shall be revised to read "formerly Tract A of F and N Subdivision less Tract BR"; 15. Upon submittal of a Final Plat application, an agreement shall be submitted for recording securing ownership and maintenance of any proposed drainage elements. In addition, Major Drainage Easements shall be dedicated for the proposed drainage improvements; 16. 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, 17. 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
Motion was made by Scott, second by Drew to Approve 2019 Retail (on-off sale) Malt Beverage & SD Farm Wine License Renewals.

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PUBLIC HEARING ITEMS – Items 45 – 53
CONSENT PUBLIC HEARING ITEMS – Item 45 – 50
The following item was removed from the consent public hearing items:

50. Rapid City Chamber of Commerce for a SPECIAL EVENT On-Sale Special Event Malt Beverage and On-Sale Wine license for an event scheduled for September 10, 2019 at Black Hills Federal Credit Union, 2700 N. Plaza Drive

Motion was made by Scott, second by Drew and carried to approve consent public hearing items 45-50 with the exception of item 50.

Alcohol Licenses
45. Melissa Boehms-Bonham DBA Axe It Out LLC, 811 Disk Drive, Suite 6, for a Retail (on-off sale) Wine and Cider license and a Retail (on-off sale) Malt Beverage & SD Farm Wine license
46. Rapid City Chamber of Commerce for a SPECIAL EVENT On-Sale Special Event Malt Beverage and On-Sale Wine license for an event scheduled for October 8, 2019 at Phase Technologies, 231 East Main Street North
47. Piesano’s Pacchia Inc. DBA Piesano’s Pacchia, Stacey Livermont – owner, 3618 Canyon Lake Drive #121 for a Retail (on-off sale) Malt Beverage & SD Farm Wine TRANSFER from Piesano’s Pacchia, Peggy Livermont, 3618 Canyon Lake Drive #121
48. Rapid City Chamber of Commerce for a SPECIAL EVENT On-Sale Special Event Malt Beverage and On-Sale Wine license for an event scheduled for July 9, 2019 at McKie Ford Lincoln, 2010 E Mall Drive
49. Rapid City Chamber of Commerce for a SPECIAL EVENT On-Sale Special Event Malt Beverage and On-Sale Wine license for an event scheduled for July 18, 2019 at Black Hills Federal Credit Union, 200 Main Street

END OF CONSENT PUBLIC HEARING CALENDAR

Mayor read in item 50. Rapid City Chamber of Commerce for a SPECIAL EVENT On-Sale Special Event Malt Beverage and On-Sale Wine license for an event scheduled for September 10, 2019 at Black Hills Federal Credit Union, 2700 N. Plaza Drive. Salamun said he needed to abstain. Motion was made by Drew, second by Nordstrom and carried to approve 6-0 with Salamun abstaining.

NON-CONSENT PUBLIC HEARING ITEMS – Items 51 – 53
Ordinance 6331 (No. 19RZ013) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KTM Design Solutions, Inc. for Yasmeen Dream, LLC for a Rezoning from General Agricultural District to Medium Density Residential District for property generally described as being located on Johnson Ranch Road east of Providers Boulevard. Having passed its first reading on June 3, 2019 motion was made by Salamun, second by Nordstrom that the title be read the second time. Upon vote being taken, the following voted AYE: Scott, Drew, Nordstrom, Salamun, Lewis, Armstrong
and Modrick. NO: None; Whereupon, the Mayor declared the motion passed and Ordinance 6331 was declared duly passed upon its second reading.

Ordinance 6334 (No. 19RZ2016) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KTM Design Solutions, Inc. for BH Capital 4, LLC and BH Capital 6, LLC for a Rezoning from Light Industrial District to Medium Density Residential District for property generally described as being located east and north of the current terminus of E. Philadelphia Street. Having passed its first reading on June 3, 2019 motion was made by Drew, second by Nordstrom that the title be read the second time. Upon vote being taken, the following voted AYE: Scott, Drew, Nordstrom, Salamun, Lewis, Armstrong and Modrick. NO: None; Whereupon, the Mayor declared the motion passed and Ordinance 6334 was declared duly passed upon its second reading.

Ordinance 6335 (No. 19RZ2017) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KTM Design Solutions BH Capital 6, LLC for a Rezoning from General Commercial District to Mobile Home Residential District for property generally described as being located east and south of the current terminus of E. Philadelphia Street. Having passed its first reading on June 3, 2019 motion was made by Nordstrom, second by Scott that the title be read the second time. Upon vote being taken, the following voted AYE: Scott, Drew, Nordstrom, Salamun, Lewis, Armstrong and Modrick. NO: None; Whereupon, the Mayor declared the motion passed and Ordinance 6335 was declared duly passed upon its second reading.

BILLS
The following bills have been audited:

BILL LIST - JUNE 17, 2019

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Sumption presented the bill list of $9,848,699.06. Motion was made by Salamun, second by Nordstrom and carried to authorize (No. CC061719-01) 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 Scott, second by Drew and carried to adjourn the meeting at 7:15 p.m.

Dated this 17th day of June, 2019.

ATTEST:  
Finance Officer

(SEAL)

CITY OF RAPID CITY
MAYOR

JUNE 17, 2019
A Legal and Finance Committee meeting was held at the City/School Administration Center in Rapid City, South Dakota, on Wednesday, June 26, 2019, at 12:30 p.m.

A quorum was determined with the following members answering the roll call: Jason Salamun, Steve Laurenti, Laura Armstrong, and Chad Lewis. Absent: Becky Drury

(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 AGENDA
Motion was made by Laurenti, second by Salamun and carried to adopt the agenda.

GENERAL PUBLIC COMMENT
None.

CONSENT ITEMS
Motion was made by Laurenti, second by Salamun and carried to approve Items 1-13 as they appear on the Consent Items with the exception of item 12.

1) Approve Minutes for June 12, 2019

MAYOR'S ITEMS
2) LF062619-07 – Confirm the Reappointments of Steve Struble, Dale Schmidt, and Myron Tatum, and the New Appointment of Walter Cline to the Building Board of Appeals

POLICE DEPARTMENT
3) LF062619-02 – Authorize Mayor and Finance Officer to Sign and Accept the Innovations in Community-Based Crime Reduction Grant if Awarded

4) LF062619-04 – Approve Resolution No. 2019-055 a Resolution to Donate Two Obsolete Light Bars and One Controller to the City of Hermosa

FINANCE DEPARTMENT
5) Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Pat Rowe (RSVP+)

6) LF062619-03 – Acknowledge April 2019 Sales Tax Report

7) LF062619-08 – Acknowledge May General Fund Cash Balance Report

COMMUNITY DEVELOPMENT
8) LF062619-05 – Approve Community Development Block Grant (CDBG) FY2019 Annual Action Plan and Authorize the Mayor and Finance Officer to Sign the SF-424 and SF-424D

9) LF062619-06 – Authorize Mayor and Finance Officer to Sign First Amendment to Contract for Private Development for Tax Increment District Number Sixty-seven Between Doeck, LLC and the City of Rapid City
10) 10TI004 – Approve Resolution 2019-047 A request by City of Rapid City to Consider an Application to Dissolve Tax Increment District No. 42

11) 19TP017 – Approve the Letter of Support for South Dakota Department of Transportation’s BUILD Grant Application

CITY ATTORNEY’S OFFICE

12) LF062619-09 – City Attorney Landeen has a correction on a numbering mistake on the agreement, but the corrected one will be linked for the July 1, 2019 City Council meeting. No substance to the agreement changed, only the numbering of the paragraphs. Salamun expressed that the YMCA is doing a tremendous job and the Council was very pleased to support the project and know they will continue to do amazing things in our community. Laurenti moved to authorize the Mayor and Finance Officer to Sign an Agreement Between the City of Rapid City and the Young Men's Christian Association of Rapid City, Inc., for the Use of City Vision Funds to Renovate its Facility 625 9th Street for Use as a Childhood Development Center. Second by Salamun. Motion carries.

13) LF062619-10 – Authorize the Mayor and Finance Office to Sign an Agreement for Utility Relocation Between the City of Rapid City and Black Hills Power, Inc. for Reimbursement of Power Transmission/Distribution Line Relocation Costs for Civic Center Expansion Project No. 18-2452.

END OF CONSENT CALENDAR

NON-CONSENT ITEMS – Items 14 - 15

Public Comment opened – Items 14 - 15
Public Comment closed

FINANCE DEPARTMENT

14) LF061219-07 – Laurenti moved to approve the Second Reading and Recommendation of Ordinance No. 6339 Regarding Supplemental Appropriation #5 for 2019. Second by Salamun. Motion carried.

ITEMS FROM THE PUBLIC

15) LF062629-01 – Dr. Lilias Jarding, with Clean Water Alliance with the Dakota Rural Action Black Hills Chapter, provided a power point presentation regarding concerns with the Rapid Creek watershed. Jarding covered the situation around exploration and mining permits in the central Black Hills and what City Government can do to protect the watershed. She defined what the watershed is and its significance to the City of Rapid City. She shared maps of the area and valuable information regarding potential risks/dangers with modern mining practices. Jarding touched on some of the mining problems in the Black Hills. She gave the Committee some background on applicants that have applied for mining permits or exploration in which they have information on. Jarding went over Federal, State, County, and City Government roles in mining and how mining heavily impacts the City. Dr. Jarding introduced Rick Bell, a professional environmental engineer in Rapid City, PE, in the state and is also the Chair of the Black Hills Chapter of Dakota Rural Action. Bell discussed what the City could do to protect the watershed and the City’s long term well-being by encouraging the Committee to communicate with other governments, pass a resolution to protect our water and oppose exploration, keep the public informed of the City’s efforts and communicate with organizations that are working on this issue. The full presentation is available in video on the City website in the Legal and Finance Committee meeting minutes, June 26, 2019. Lewis believes there may have been a resolution drafted a few years back but would have to check. Salamun would like to make sure our Public Works Department and water engineers are part of
LEGAL AND FINANCE COMMITTEE
June 26, 2019

any discussions on this issue and thanked Dr. Jarding and Mr. Bell for their presentation and
bringing awareness to the issue. Lewis moved to acknowledge the Dakota Rural Action Black Hills
Chapter Presentation Regarding our Watershed – Cheryl Rowe – Laura Armstrong, Second by
Salamun. Motion carried.

ADJOURN
There being no further business to come before the Council at this time, motion was made by Lewis second
by Salamun and carried to adjourn the meeting at 1:02 p.m.
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, July 1, 2019, at 6:30 P.M.

The following members were present: Mayor Steve Allender and the following Alderpersons: Jason Salamun, Lisa Modrick, Ritchie Nordstrom, Darla Drew, Amanda Scott, Steve Laurenti, Laura Armstrong, John Roberts and Chad Lewis; the following Alderpersons arrived during the course of the meeting: None; and the following were absent: Becky Drury.

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

**AWARDS AND RECOGNITIONS**
Mayor Allender and Chief Jegeris acknowledged Chad Sayles, for 10 years of service. He is a detective currently assigned to Project Safe Neighborhoods. They thanked him for his service and dedication to the City of Rapid City.

**OLD BUSINESS**
*Approve Minutes*
Motion was made by Drew, second by Nordstrom to Approve Minutes for the June 17, 2019 Regular Council meeting. Motion carried.

**NON-CONSENT ITEMS**
*Public Works Committee Items*
Drew read in item (PW011519-14.2) Request by KTM Design Solutions on behalf of Yasmeen Dream, LLC for reimbursement for repayment of one-half of construction cost for sanitary sewer improvements for the North Valley Park in the amount of $110,445.05. Motion was made by Drew, second by Modrick to approve option three which is to approve funding for oversize/regional improvement for an amount not to exceed $49,999; this would be budgeted in the utility fund for next year’s payment. Motion carried 8-1 with Laurenti voting no.

**Ordinances**
Ordinance 6339 (LF061219-07) An Ordinance Regarding Supplemental Appropriation #5 for 2019. Having passed its first reading on June 17, 2019 motion was made by Scott, second by Nordstrom that the title be read the second time. Upon vote being taken, the following voted AYE: Laurenti, Roberts, Scott, Drew, Nordstrom, Salamun, Lewis, Armstrong and Modrick. NO: None; Whereupon, the Mayor declared the motion passed and Ordinance 6339 was declared duly passed upon its second reading.

**PUBLIC HEARING ITEMS** (Items 5-12)
**CONSENT PUBLIC HEARING ITEMS** - Items 5-7
5. NAJA Shriners for a SPECIAL EVENT On-Sale Dealer License for an event scheduled for July 13, 2019 at Rapid City Shrine Center, 4091 Sturgis Rd
6. Dakota Point Brewing LLC for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine license for an event scheduled for August 3, 2019 at South Dakota School of Mines and Technology, O'Harra Stadium, Ramp C, Fenced Beer Garden, 501 E St. Joseph Street
7. Main Street Square for a SPECIAL EVENT On-sale Malt Beverage and On-Sale Wine license for an event scheduled for August 11, 2019 at Main Street Square between 6th Street and Main Street

Motion was made by Scott, second by Salamun to approve Items 5-7, motion carried 9-0.

NON-CONSENT PUBLIC HEARING ITEMS – Items 8 - 12
Mayor read in item (No. 19PD013) Second Reading, Ordinance 6326, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KTM Design Solutions, Inc. for Citrca LLC for a Planned Unit Development Zoning District for property generally described as being located northeast of the intersection of Nicole Street and Brook Street. Motion was made by Scott, second by Drew that the title be read the second time. Upon vote being taken the following voted AYE: Drew, Armstrong, Nordstrom, Salamun, Lewis, Scott, Laurenti, Modrick and Roberts. NO: None: whereupon the Mayor declared the motion passed and Ordinance 6326, upon its second reading.

Mayor read in item (No. 19RZ014) Second Reading, Ordinance 6332, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KTM Design Solutions, Inc. for BH Capital 4, LLC for a Rezoning from General Agricultural District to Medium Density Residential District for property generally described as being located east of East Anamosa Street. Motion was made by Salamun, second by Nordstrom that the title be read the second time. Upon vote being taken the following voted AYE: Drew, Armstrong, Nordstrom, Salamun, Lewis, Scott, Laurenti, Modrick and Roberts. NO: None: whereupon the Mayor declared the motion passed and Ordinance 6332 was declared duly passed upon its second reading.

Mayor read in item (No. 19RZ015) Second Reading, Ordinance 6333, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KTM Design Solutions, Inc. for BH Capital 4, LLC for a Rezoning from General Agricultural District to Low Density Residential District II for property generally described as being located east of East Anamosa Street. Motion was made by Laurenti, second by Drew that the title be read the second time. Upon vote being taken the following voted AYE: Drew, Armstrong, Nordstrom, Salamun, Lewis, Scott, Laurenti, Modrick and Roberts. NO: None: whereupon the Mayor declared the motion passed and Ordinance 6333 was declared duly passed upon its second reading.

Mayor read in item (No. 19RZ018) Second Reading, Ordinance 6337, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Brett Kalvedt for MWM Rapid Holdings Inc. for a Rezoning request from General Agricultural District to Light Industrial District for property generally described as being located at 3414 Eglin Street. Motion was made by Scott, second by Drew that the title be read the second time. Upon vote being taken the following voted AYE: Drew, Armstrong, Nordstrom, Salamun, Lewis, Scott, Laurenti, Modrick and Roberts. NO: None: whereupon the Mayor declared the motion passed and Ordinance 6337 was declared duly passed upon its second reading.

Mayor read in item (No. 19RZ019) Second Reading, Ordinance 6338, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KTM Design Solutions, Inc. for Lyle Hendrickson for a Rezoning request from Low Density Residential District to Medium Density Residential District for property generally described as being located at 1804 E. Highway 44. Motion was made by Scott, second by Nordstrom that the title be read the second time. Upon vote being taken the following voted AYE: Drew, Armstrong, Nordstrom, Salamun, Lewis, Scott, Laurenti, and Modrick. NO: None. Roberts abstained: whereupon the Mayor declared the motion passed and Ordinance 6338 was declared duly passed upon its second reading.

END OF "OLD BUSINESS" PUBLIC HEARING CALENDAR
CITY COUNCIL

JULY 1, 2019

CANVASSING OF THE VOTES
Mayor read in item (CC070119-04.1) Approve Emergency Resolution Number 2019-056, Canvassing Vote for the Run-off Election held June 25, 2019 for Ward 3. Motion was made by Salamun, second by Scott to approve. Motion carried 9-0.

Resolution No. 2019-056
EMERGENCY RESOLUTION CANVASSING VOTE FOR THE SECONDARY ELECTION HELD JUNE 25, 2019 – THIRD WARD

WHEREAS there was held in the City of Rapid City, South Dakota, on Tuesday, the 25th day of June, 2019, a Secondary Election of the City of Rapid City, South Dakota, for the purpose of electing an Alderman to represent Ward 3 for a term of three years; and

WHEREAS the results of the Secondary Election for Ward 3 Alderman have been presented to the Common Council for purposes of canvassing the election returns.

NOW, THEREFORE, BE IT RESOLVED by the City of Rapid City that the Official Canvass Sheet, attached hereto and incorporated herein by this reference, is approved by the Common Council in its capacity as the Board of Canvassers for the City of Rapid City.

BE IT FURTHER RESOLVED that Gregory G. Strommen, having received a majority of all votes cast for the office of Alderman for the Third Ward for a term of three years, is hereby declared to be duly elected to the office of Alderman of the City of Rapid City for the Third Ward and for the term as hereinabove set forth, and is entitled to qualify for and hold said office as provided by law.

BE IT FURTHER RESOLVED that this resolution is found and determined to be necessary for the immediate preservation of the public peace, health, and safety, and for the support of the municipal government and its existing public institutions, wherefore an emergency exists and this resolution shall take effect immediately upon its passage and publication according to law.

DATED this 1st day of July, 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:

s/ Pauline Sumption
Finance Officer

(SEAL)

OFFICIAL CANVASS SHEET – WARD 3 SECONDARY ELECTION

Date of Election: June 25, 2019
Type of Election: Secondary Election – Ward 3 Alderman
Jurisdiction: City of Rapid City

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<th>Office</th>
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STATE OF SOUTH DAKOTA)
COUNTY OF PENNINGTON )

We, Steve Allender, Lisa Modrick, Becky Drury, Steve Laurenti, Ritchie Nordstrom, Jason Salamun, Chad Lewis, Amanda Scott, John B. Roberts, Darla Drew, and Laura Armstrong, appointed as the Board of Canvassers because of our positions on the governing board in the jurisdiction of the City of Rapid City for the Ward 3 Alderman election held on the 25th day of June, 2019, hereby certify that the foregoing is a true abstract of the votes cast in the jurisdiction of the Third Ward in the City of Rapid City at the election as shown by the returns certified to the person in charge of the election.

MAYOR
s/ Steve Allender

WARD ONE ALDERMAN
s/Lisa Modrick

WARD TWO ALDERMAN
s/Steve Laurenti

WARD THREE ALDERMAN
s/Jason Salamun

WARD FOUR ALDERMAN
s/Amanda Scott

WARD FIVE ALDERMAN
s/Darla Drew

WARD ONE ALDERMAN
s/Becky Drury (Absent)

WARD TWO ALDERMAN
s/Ritchie Nordstrom

WARD THREE ALDERMAN
s/Chad Lewis

WARD FOUR ALDERMAN
s/John Roberts

WARD FIVE ALDERMAN
s/Laura Armstrong

Subscribed and sworn to before me this 1st day of July, 2019.

s/ Pauline Sumption
Finance Officer

(SEAL)

Mayor read in item (CC070119-04.2) Approve Emergency Resolution Number 2019-057, Canvassing Vote for the Run-off Election held June 25, 2019 for Ward 4. Scott stated she needed to abstain. Motion was made by Drew, second by Laurenti to approve. Motion carried 8-0 with Scott abstaining.

Resolution No. 2019-057
EMERGENCY RESOLUTION CANVASSING VOTE FOR THE SECONDARY
ELECTION HELD JUNE 25, 2019 – FOURTH WARD

WHEREAS there was held in the City of Rapid City, South Dakota, on Tuesday, the 25th day of June, 2019, a Secondary Election of the City of Rapid City, South Dakota, for the purpose of electing an Alderman to represent Ward 4 for a term of three years; and

WHEREAS the results of the Secondary Election for Ward 4 Alderman have been presented to the Common Council for purposes of canvassing the election returns.

NOW, THEREFORE, BE IT RESOLVED by the City of Rapid City that the Official Canvass Sheet, attached hereto and incorporated herein by this reference, is approved by the Common Council in its capacity as the Board of Canvassers for the City of Rapid City.

BE IT FURTHER RESOLVED that Lance Lehmann, having received a majority of all votes cast for the office of Alderman for the Fourth Ward for a term of three years, is hereby declared to be duly elected to the office of Alderman of the City of Rapid City for the Fourth Ward and for the term as hereinabove set forth, and is entitled to qualify for and hold said office as provided by law.

BE IT FURTHER RESOLVED that this resolution is found and determined to be necessary for the immediate preservation of the public peace, health, and safety, and for the support of the municipal government and its existing public institutions, wherefore an emergency exists and this resolution shall take effect immediately upon its passage and publication according to law.

DATED this 1st day of July, 2019.

MAYOR
s/ Steve Allender

WARD ONE ALDERMAN
s/Lisa Modrick

WARD TWO ALDERMAN
s/Steve Laurenti

WARD THREE ALDERMAN
s/Jason Salamun

WARD FOUR ALDERMAN
s/Amanda Scott (abstain)

WARD FIVE ALDERMAN
s/Darla Drew

WARD ONE ALDERMAN
s/Becky Drury (Absent)

WARD TWO ALDERMAN
s/Ritchie Nordstrom

WARD THREE ALDERMAN
s/Chad Lewis

WARD FOUR ALDERMAN
s/John Roberts

WARD FIVE ALDERMAN
s/Laura Armstrong

Subscribed and sworn to before me this 1st day of July, 2019.

s/ Pauline Sumption
Finance Officer

(SEAL)
RECOGNIZE OUTGOING COUNCIL MEMBERS
Mayor Allender recognized Steve Laurenti, Jason Salamun and Amanda Scott for their service to the citizens of Rapid City during their time on the council.

RECESS TO SWEAR IN NEWLY ELECTED COUNCIL MEMBERS
Mayor called the meeting to recess at 7:02 p.m. At this time the Oath of Office was administered to Mayor Allender and Ward Council Members Lisa Modrick, Bill Evans, Greg Strommen, Lance Lehmann and Darla Drew.

RECONVENE
Mayor Allender reconvened the meeting at 7:11 p.m. with the following members present: Lisa Modrick, Bill Evans, Greg Strommen, Lance Lehmann, Darla Drew, Ritchie Nordstrom, Chad Lewis, John Roberts and Laura Armstrong.

ELECTION OF OFFICERS
Mayor Allender opened the floor for nominations for Council President. Motion was made by Lewis, second by Roberts to nominate Laura Armstrong. Motion was made by Drew, second by Modrick to nominate Ritchie Nordstrom. Mayor asked for a ballot vote. Sumption counted the votes. Armstrong had five votes from the following: Roberts, Lehmann, Strommen, Armstrong and Lewis. Nordstrom had four votes from the following: Drew, Modrick, Evans and Nordstrom. Allender declared Alderperson Armstrong Council President.

Mayor Allender opened the floor for nominations for Council Vice-President. Motion was made by Modrick, second by Nordstrom to nominate Darla Drew. Motion was made by Roberts, second by Armstrong to nominate Lewis. Mayor asked for a ballot vote. Sumption counted the votes. Lewis had five votes from the following: Lewis, Strommen, Roberts, Armstrong and Lehmann. Drew had four votes from the following: Drew, Modrick, Evans and Nordstrom. Allender declared Alderperson Lewis as Council Vice-President.

GENERAL PUBLIC COMMENT
Kirstin Livermont, voiced concern over the sewer and water leak near her house that caused property damage. She said she is stuck paying all the costs and would like the city to help.

Natalie LaFrance-Slack stated she was part of civil leadership. The city supports July 7-13 as Pride Week. She is happy they are working together to create equality and opportunity. She invited everyone to attend all of the events.

NON-PUBLIC HEARING ITEMS -- Items 19A – 55
CONSENT ITEMS -- Items 19A – 49
The following item was removed from the Consent Items:

31. 19TP016: Approval of the East Rapid City Traffic and Corridor Analysis Study – Final Report (Informational Item)

Motion was made by Nordstrom, second by Drew and carried to approve items 19A-49 as they appear on the Consent Items with the exception of Item 31.

Comprehensive Plan Amendment Set for Hearing (July 15, 2019)
19A. 19CA002: A request by City of Rapid City to consider an application for a Comprehensive Plan Amendment to revise the Cities Future Land Use Plan.

Alcoholic Beverage License Applications Set for Hearing (July 15, 2019)
19. Rapid City Summer Nights for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine license for an event scheduled for July 27, 2019 at Rapid City Summer Nights location of 500 Block of 7th and 700 Block of St. Joe for the Combat Vets Street Dance
20. G3 Properties LLC DBA Overclock LLC, 4095 Sturgis Road for a Retail (on-off sale) Wine and Cider license and Retail (on-off sale) Malt Beverage & SD Farm Wine license

Public Works Committee Consent Items
21. PW062519-01: Approve Change Order #1 F to Complete Concrete, Inc. for 400 Block Mount Rushmore Road Storm Sewer Repair Project, Project #18-2462 for a decrease of $650.60.
22. PW062519-02: Approve Change Order #1 to R.C.S. Construction, Inc. for Willow Avenue, Ivy Avenue, Fairlane Drive, Street and Utility Reconstruction Project, Project #15-2254 / CIP No. 50421.3-1C for an increase of $45,840.25 plus 8 additional days.
23. PW062519-04: Authorize Staff to Advertise for Bids for Hanover Drive Drainage Crossing, Project No. 18-2460 / CIP No. 51204, Estimated Cost $230,000
24. PW062519-05: Authorize Mayor and Finance Officer to sign Right-of-Way Certificate and Utilities Certificate for Project P TAPU(15) West Memorial Park Sidewalk Improvements
25. PW062519-06: Authorize Mayor and Finance Office to Sign South Dakota Department of Transportation Funding Agreement to Receive 2019 Highway Infrastructure Funding Allocation – Bridge Replacement and Rehabilitation Program funding.
26. PW062519-07: Authorize Mayor and Finance Officer to sign amendment #1 between the City of Rapid City and HDR Engineering, Inc. for Professional Services for Rapid City Water Reclamation Facility Digester Facility MCC and UV/Admin. Transfer Switch Replacement, Project Number: 19 – 2485 / CIP #51216 in the amount of $29,405.00.
27. PW062519-12: Authorize Purchasing Authority for Waste Water Collection Jet Vacuum Truck from Sourcewell contract #122017-FSC and State Bid Contract #17111, for a total of $380,276.00
28. PW062519-08: Authorize Mayor and Finance Officer to sign Permanent Utility Easement with Black Hills Power, Inc. for power line relocation at Horace Mann Pool and Baseball field.
29. PW062519-09: Approve Change Order No. 1 for Parks and Recreation 2019 Asphalt Paving Project PR19-6166, for Simon Contractors of SD, for an increase of $390.
30. 19TP015: Acknowledge the 2020 – 2023 Rapid City Area Transportation Improvement Program – Draft Report
32. PW062519-10: Approve Request from Ryan Gruba for a variance to waive the requirement to install sidewalk along Sturgis Road and Pine Hills Drive, Rapid City, per City Ordinance 12.08.060.
33. 19CA002: Approve Resolution 2019-046 – A request by City of Rapid City to consider an application for a Comprehensive Plan Amendment to revise the Cities Future Land Use Plan. (This item was moved to item 19A.)

Legal & Finance Committee Consent Items
34. LF062619-07 – Confirm the Reappointments of Steve Struble, Dale Schmidt, and Myron Tatum, and the New Appointment of Walter Cline to the Building Board of Appeals
35. LF062619-02 – Authorize Mayor and Finance Officer to Sign and Accept the Innovations in Community-Based Crime Reduction Grant if Awarded
36. LF062619-04 – Approve Resolution No. 2019-055 a Resolution to Donate Two Obsolete Light Bars and One Controller to the City of Hermosa
37. Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Pat Rowe (RSVP+)
38. LF062619-03 – Acknowledge April 2019 Sales Tax Report
39. LF062619-08 – Acknowledge May General Fund Cash Balance Report
40. LF062619-09 – Authorize the Mayor and Finance Officer to Sign an Agreement Between the City of Rapid City and the Young Men’s Christian Association of Rapid City, Inc., for the Use of City Vision Funds to Renovate its Facility 625 9th Street for Use as a Childhood Development Center.
41. LF062619-10 – Authorize the Mayor and Finance Office to Sign an Agreement for Utility Relocation Between the City of Rapid City and Black Hills Power, Inc. for Reimbursement of Power Transmission/Distribution Line Relocation Costs for Civic Center Expansion Project No. 18-2452.

42. LF062619-01 – Acknowledge the Dakota Rural Action Black Hills Chapter Presentation Regarding our Watershed – Cheryl Rowe – Laura Armstrong.

**Community Development Consent Items**

43. LF062619-05 – Approve Community Development Block Grant (CDBG) FY2019 Annual Action Plan and Authorize the Mayor and Finance Officer to Sign the SF-424 and SF-424D

44. LF062619-06 – Authorize Mayor and Finance Officer to Sign First Amendment to Contract for Private Development for Tax Increment District Number Sixty-seven Between Doeck, LLC and the City of Rapid City

45. 10T1004 – Approve Resolution 2019-047 A request by City of Rapid City to Consider an Application to Dissolve Tax Increment District No. 42

46. 19TP017 – Approve the Letter of Support for South Dakota Department of Transportation’s BUILD Grant Application

**Bid Award Consent Items**

47. CC070119-02.1 – Approve award of total bid for Pavement Rehabilitation Project - Fountain Plaza Drive and Rand Road, Project No. 18-2471 / CIP No. 50549 opened on June 25, 2019 to the lowest responsible bidder, Western Construction, Inc. in the amount of $575,529.30

48. CC070119-02.2 – Approve award of Base Bid plus Alternate #1 for the Total Bid for LaCroix Disc Golf and Sidewalk, Project No. PR19-6169 opened on June 25, 2019 to the lowest responsible bidder, BTD Enterprises LLC, in the amount of $114,118.47.

49. CC070119-02.3 – Approve Bid Award Recommendation for Current Model Year Single Axle 4x4 Sander with V-Plow for use by the Street Department, to low bidder of Floyd’s Truck Center/Northern Truck Equipment in the amount of $183,741.00.

END OF CONSENT ITEMS

Mayor read in Item 19TP016: Approval of the East Rapid City Traffic and Corridor Analysis Study – Final Report (Informational Item). Roberts said he compared the number from the 2000 study to this study and the numbers are extremely different. He said the 2000 study from HDR shows the 2045 traffic counts on Anamosa to be 43,000 and the new study shows 12,300. Kip Harrington, Long-range Planner, explained how development patterns change as people move into different areas. Harrington said data and numbers are more complete at this time than 20 years ago. Roberts disagreed and said the numbers seem way off especially with the development of Shepherd Hills is coming in. Roberts calculates closer to 40,000 cars not 12,300 as projected. He has many concerns since this is the largest development that Rapid City has seen. His opinion is that the study is way off. Harrington said the only thing showing on the books in Shepard Hills is 450 housing units. In response to a question from Allender, Harrington said the new metropolitan transportation study will be completed next summer and they will have updated travel demand forecast models. This is always a work in progress. Motion was made to approve by Nordstrom, second by Drew and carried 8-1 with Roberts voting no.

**NON-CONSENT ITEMS – Items 50 – 55**

**Ordinances**

Ordinance 6340 (No. 19RZ020) 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 Drew, second
by Nordstrom and carried that Ordinance 6340 be placed on its first reading and the title was fully and distinctly read and second reading set for Monday, July 15, 2019.

Ordinance 6341 (No. 19RZ021) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Jim Letner for Market Square, LLC for a Rezoning Request from Light Industrial District to Office Commercial District for property generally described as being located at the southwest corner of the intersection of E. Saint Charles Street and Creek Drive. Motion was made by Drew, second by Modrick and carried that Ordinance 6341 be placed on its first reading and the title was fully and distinctly read and the second reading set for Monday, July 15, 2019.

Public Works Committee Items
Drew read in item (PW062519-03) Authorize Staff to Advertise for Bids for Tower Court Storm Sewer Outfall Stabilization, Project No. 18-2455 / CIP No. 51203, Estimated Cost $375,000. Motion was made by Nordstrom, second by Roberts to approve. Modrick is concerned this is a band aid fix and this won't solve the problem. She asked what the city is going to do to stabilize the mountain. She thinks it will cost more than $375,000. Drew stated that this doesn't seem like a real fix. Ted Johnson said this will stabilize the easement and water line. Roberts said the city shouldn't be paying for a compaction issue. Johnson stated the hill is sliding and it's not the city's responsibility. He said this is something the developer should fix. Modrick doesn't want to waste city money on a hillside that is still moving. She doesn't think that $375,000 is the end of it. Johnson said there is no other feasible option to fix this. Motion passed 7-2 with Modrick and Strommen voting no.

Community Development Items
Mayor read in item (No. 19PL026) A request by KTM Design Solutions, Inc for G & G Investments, LLP for a Preliminary Subdivision Plan for proposed Lot 7 of Block 1, Lots 5 and 6 of Block 5 and Lot 1 of Block 6 of Westwind Subdivision, generally described as being located east of the intersection of Elk Vale Road and Anamosa Street. Motion was made by Modrick, second by Drew and carried to approve with the following stipulations: 1. Upon submittal of a Development Engineering Plan application, the redline comments on the construction plans and the Master Plan shall be addressed. In addition, the redline comments shall be returned with the Development Engineering Plan application; 2. Upon submittal of a Development Engineering Plan application, a Traffic Impact Study shall be submitted for review and approval or the approval of an Exception shall be required. If an Exception is obtained, a copy of the approved document shall be submitted with the Development Engineering Plan application; 3. 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, permits required for construction shall be approved and issued and 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; 4. Upon submittal of a Development Engineering Plan application, construction plans for Neel Street and Degeest Drive, collector streets, shall be submitted for review and approval showing the street located in a minimum 68-foot wide right-of-way with an additional 10-feet of right-of-way the first 200-feet extending south from the future intersection of E. Anamosa Street and constructed pursuant to Figure 2-1 of the Infrastructure Design Criteria Manual or the approval of an Exception shall be required. If an Exception is obtained, a copy of the approved document shall be submitted with the Development Engineering Plan application; 5. Upon submittal of a Development Engineering Plan application, water plans 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. The plans shall show the water mains in Neel Street and Degeest Drive being looped. In addition, easements shall be provided as needed; 6. Upon submittal of a Development Engineering Plan application, a sewer design report prepared by a Registered Professional Engineer as per 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; 7. Upon submittal of a Development Engineering Plan application, a drainage plan and report prepared by a Registered Professional Engineer as per the Infrastructure Design Criteria Manual and the Rapid City Municipal Code shall be submitted for review and approval for the proposed subdivision improvements. The drainage report shall address storm water quantity control and storm water quality treatment. In addition, no inter-basin transfer of stormwater shall be allowed. Easements shall also be dedicated as needed; 8. Upon submittal of a Development Engineering Plan application, an Erosion and Sediment Control Plan in compliance with the adopted Stormwater Quality Manual and the Infrastructure Design Criteria Manual shall be submitted for review and approval if subdivision improvements are required; 9. Upon submittal of a Development Engineering Plan application, the Master Plan shall be revised to show the extension of Neel Street and Degeest Street to the north lot line of the property in compliance with the City's Major Street Plan or a Comprehensive Plan Amendment to the Major Street shall be submitted for review and approval eliminating and/or relocating the collector streets; 10. Upon submittal of a Development Engineering Plan application, a cost estimate for any required subdivision improvements shall be submitted for review and approval; 11. Prior to approval of the Development Engineering Plan application, a Development Agreement shall be entered into with the City for all public improvements; 12. Upon submittal of a Final Plat application, an agreement shall be submitted for recording securing ownership and maintenance of any proposed drainage elements. In addition, Major Drainage Easements shall be dedicated for the proposed drainage improvements; 13. 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, 14. Prior to the City's acceptance of the public improvements, a warranty surety shall be submitted for review and approval as required.

Mayor read in item (No. 19PL047) 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 just north of Kathryn Avenue. Motion was made by Drew, second by Modrick and carried to approve with 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, 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 sewer main along the full frontage of Haines Avenue or an Exception shall be required. If an Exception is obtained, a copy of the approved document shall be submitted with the Development Engineering Plan application; 4. Upon submittal of a Development Engineering Plan application, a cost estimate for any required subdivision improvements shall be submitted for review and approval; 5. Prior to approval of the Development Engineering Plan application, a Development Agreement shall be entered into with the City for all public improvements; 6. Prior to submittal of a Development Engineering Plan application, a Traffic Impact Study shall be submitted for review and approval or an Exception shall be required. If an Exception is obtained, a copy of the approved document shall be submitted with the Development Engineering Plan application; 7. 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”; 8. 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, 9. Prior to the City's acceptance of the public improvements, a warranty surety shall be submitted for review and approval as required.
Bid Awards
Mayor read in item (CC070119-02.4) Approve award for 65 gallon and 95 gallon garbage and recycling containers to Rehrig in the amount of $57,517.80. They were the lowest bidder meeting all specifications. Motion was made by Nordstrom, second by Roberts and carried to approve.

PUBLIC HEARING ITEMS – (Presented under old business)
CONSENT PUBLIC HEARING ITEMS – (Presented under old business) ]

END OF CONSENT PUBLIC HEARING CALENDAR

NON-CONSENT PUBLIC HEARING ITEMS – (Presented under old business)]

BILLS
The following bills have been audited.

BILL LIST - JULY 1, 2019

P/ROLL PERIOD END 06/08/19, PD 06/14/19
CDEV P/ROLL PERIOD END 06/08/19, PD 06/14/19
PIONEER BANK & TRUST, 06/08/19 P/ROLL TAXES, PD 06/14/19
CDEV PIONEER BANK & TRUST, 06/08/19 P/ROLL TAXES, PD 06/14/19
SOUTH DAKOTA DEPARTMENT OF REVENUE, MAY19 SALES TAX PAYABLE
PD 06/20/19
SOUTH DAKOTA DEPARTMENT OF REVENUE, MAY19 EXCISE TAX PAYABLE
PD 06/20/19
SOUTH DAKOTA DEPARTMENT OF REV MAY19 CCTR SALES TAX PAYABLE
PD 06/20/19
WELLMARK INC, HEALTH CLAIMS THROUGH 06/07/19, PD 06/13/19
WELLMARK INC, HEALTH CLAIMS THROUGH 06/14/19, PD 06/20/19
WAGE WORKS, SECTION 125 CLAIMS THROUGH 06/17/19, PD 06/18/19
WAGE WORKS, SECTION 125 CLAIMS THROUGH 06/22/19, PD 06/25/19
SDRS-SPECIAL PAY PLAN, SPECIAL PAY PLAN FEE-BELISLE, JOHNSON
PD 06/18/19
BANK WEST, TID47 TOWER RD, PD 06/25/19
BANK WEST, TID54 RAINBOW RIDGE, PD 06/25/19
BANK WEST, TID56 RUSHMORE CROSSING, PD 06/25/19
BANK WEST, TID65 MINNESOTA ST, PD 06/25/19
BANK WEST, TID70 CATRON BLVD, PD 06/25/19
CITY OF RAPID CITY, TID39 ANAMOSA/AR GROUP LLC, PD 06/25/19
CITY OF RAPID CITY, TID65 RUSHMORE CROSSING, PD 06/25/19
CITY OF RAPID CITY, TID64 CABELA’S, PD 06/25/19
DACOTAH BANK, TID40 GANDOLF, PD 06/25/19
FIRST INTERSTATE BANK, TID38 HEARTLAND RETAIL CENTER, PD 06/25/19
FIRST INTERSTATE BANK, TID39 ANAMOSA/AR GROUP LLC, PD 06/25/19
FIRST INTERSTATE BANK, TID50 FEDERAL BEEF/FOUNDERS PARK DEV, PD 06/25/19
GREAT WESTERN BANK, TID72 E ST JOSEPH ST, PD 06/25/19
WEST RIVER ELECTRIC ASSOCIATION, ELECTRICITY, PD 06/20/19
LS ENERGY, ELECTRICITY, PD 06/24/19
MONTANA DAKOTA UTILITIES, NATURAL GAS, PD 06/24/19
COMPUTER BILL LIST,
CDEV COMPUTER BILL LIST
SUBTOTAL

1,944,100.41
120.89
488,987.67
9.25
35,952.83
75.01
23,567.90
99,052.13
447,493.53
2,422.66
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90.00
171,110.77
29,470.72
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714.81
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17,677.38
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164,384.87
24,632.00
28,662.78
24.75
31,629.13
9,513.91
3,027,083.79
6,724,738.07

11
Sumption presented the bill list of $6,726,597.10. Motion was made by Drew, second by Nordstrom and carried to authorize (No. CC070119-01) 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 Drew, second by Lewis and carried to adjourn the meeting at 7:50 p.m.

Dated this 1st day of July, 2019.

ATTEST:

Finance Officer

(SEAL)
A Legal and Finance Committee meeting was held at the City/School Administration Center in Rapid City, South Dakota, on Wednesday, July 10, 2019, at 12:30 p.m.

A quorum was determined with the following members answering the roll call: Becky Drury, Darla Drew, Chad Lewis, Ritchie Nordstrom, Lance Lehmann. Absent: None

(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 AGENDA
Motion was made by Lewis, second by Drew and carried to adopt the agenda.

GENERAL PUBLIC COMMENT
None.

CONSENT ITEMS
Motion was made by Lewis, second by Drew and carried to approve Items 1 - 6 as they appear on the Consent Items with the exception of Items No. 2 and No. 6.

1) Approve Minutes for June 26, 2019

MAYOR’S ITEMS
2) LF071019-06 – Nordstrom moved to Confirm the New Appointment of David Gustafson and Acknowledge the Appointment of Becky Drury to the Rapid City Airport Board of Directors. Second by Lewis. Motion carried with Drury abstaining.

FINANCE DEPARTMENT
3) LF071019-02 – Acknowledge May 2019 Sales Tax Report

4) LF071019-03 – Approve Resolution No. 2019-014B a Resolution Levying Assessment for Downtown Business Improvement District 2019

5) LF071019-05 – Acknowledge Annual TID Report to Council

COMMUNITY DEVELOPMENT
6) LF071019-01 – Helen Usera with Abbott House presented an overview of their project in Rapid City which consists of building two foster homes and will include apartments used in transitioning young adults out of foster care and into the community. Each home has six bedrooms, one home designated for boys and the other for girls (ages 10-17). There will be 2 apartments attached (double occupancy) with a total of four rooms (ages 18-23). Usera thanked the City for supporting the project and asked for continued support. She announced that Scull Construction will be managing the project. Abbott House is expecting to begin within the next 70 to 75 days pending approval from South Dakota Housing and the City Department of Community Development. Nordstrom asked Usera to share the reallocation process. Usera explained the initial allocation award received from CDBG was $50,000 and they were then informed that money came back to CDBG and were able to reapply for additional funds to continue this project. She informed the Committee the Abbott House currently has over a million dollars in pledges from individuals and corporations outside of South Dakota Housing and the City of Rapid City. Nordstrom asked Michelle
Schuelke, CDBG Program Division Manager, to state the reasons why the City did a reallocation. Schuelke explained that when money that was allocated in previous years funding came back for a variety of different reasons, the Investment Committee decided to fund these projects because they demonstrated the ability to meet City priorities in the timeframe allotted. Drew asked Usera to describe for the public, what the Abbott House is. Usera shared that the Abbott House is an agency that provides premier services to youth, which started out in Mitchell South Dakota primarily as an orphanage, but has since transformed over the years to include a psychiatric treatment center that serves girls ages 10 to 17 years old. From there, they evolved into transitioning youth back into the community, especially those that were placed with them by the Department of Corrections or Department of Social Services into foster homes. Abbott House owns the foster homes, manages the homes and hires the couples who live in the homes. The Department of Social Services reached out to Abbott House and asked them to expand in Rapid City. In 2018, the Abbott House served 45 children, ages 10 to 17 in the Rapid City area. Drew asked Ken Young from the Department of Community Development, to explain the changes that can be made by the Investment Committee. Young deferred to Schuelke who explained that reallocation decisions are made by the Investment Committee if they are within the thresholds and the program is not changing substantially. This allows some flexibility within the management of the program so not every change has to go through City Council. Major amendments such as changes above the thresholds or substantial changes in the purpose of the program would require a public comment period and City Council final approval. This money $336,575.83 is a set amount, and our allocation is dependent on congressional allocations which have already been made, therefore we're confident that this number isn't going to change. Schuelke relayed to the committee that all information is recorded on the annual action plan and the annual report which go through City Council. Nordstrom moved to approve the Community Development Block Grant (CDBG) FY2019 Reallocation Funds Preliminary Recommendation. Second by Drew. Motion carried.

END OF CONSENT CALENDAR

NON-CONSENT ITEMS – Item 7

Public Comment opened – Item 7
Public Comment closed

MAYOR'S OFFICE

7) LF071019-04 – Lewis moved to approve the First Reading and Recommendation of Ordinance 6345, an Ordinance to Repeal the Compass Internal Audit Program by Repealing Chapter 2.95 of the Rapid City Municipal Code. Second by Nordstrom. Motion carried.

ADJOURN

There being no further business to come before the Council at this time, motion was made by Lewis second by Nordstrom and carried to adjourn the meeting at 12:46 p.m.
PROCEEDINGS OF THE CITY COUNCIL
Rapid City, South Dakota

July 15, 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, July 15, 2019, at 6:30 P.M.

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

Staff members present included: Finance Officer Pauline Sumption, Assistant City Attorney Carla Cushman, Assistant Police Chief Don Hedrick, Fire Chief Rod Seals, Community Development Director Ken Young, Long-Range Planner Kelly Brennan and Administrative Coordinator Heldi Weaver-Norris.

ADOPTION OF AGENDA
Motion was made Armstrong, second by Roberts to adopt the agenda.

GENERAL PUBLIC COMMENT
Hanna Hill spoke to the council regarding their trip to Apolda, Germany. She stated it was an incredible opportunity. She was thankful to experience the city in person. Megan Green and Gabriel Snyder expressed the same gratitude. Becky Drury also went on the trip. She was very impressed with the exchange program and the host families. She said Rapid City is fortunate for the opportunity to participate in this program. She stated adults from Apolda will be coming to Rapid City September 3-13, 2019. She encouraged more people to participate and is proud of the program.

Stewart Huntington voiced support for providing public information as well as the 6th and St. Joe project. However, he had concerns about the process to date.

Larry Petters voiced concerns on behalf of his client regarding item (No. 19CA002).

Ken Benusis voiced concerns about the parking near his business on the 800 block of Columbus St.

Ben Rolsland, managing member of JB Holdings LLC, provided an update on the project at 614 E Watertown Street in which he is involved and for which he has received CDBG funding.

NON-PUBLIC HEARING ITEMS – Items 1 – 20
Nick Webster voiced concerns against (PW081119-01). Robert Durst would like to see the applicant complete all of the improvements. Brian Utzman and Alan Smoot, members of BP Rushmore, provided feedback on this project and advised that they would be willing to complete the sewer, water and part of Fox Road. However, they did not feel that some of the improvements were necessary.

CONSENT ITEMS – Items 1 – 19
The following were removed from the Consent Items:

9. PW081119-01: Deny Request from BPRushmore, LLC to eliminate requirements to build subdivision improvements for IGT Subdivision previously approved by City Council in 2007. (This item was continued from the June 17, 2019 city council meeting.)

16. LF071019-06 – Confirm the New Appointment of David Gustafson and Acknowledge the Appointment of Becky Drury to the Rapid City Airport Board of Directors.
Motion was made by Drew, second by Drury and carried to approve items 1-19 with the exception of items 9 and 16.

Approve Minutes
1. Approve Minutes for the July 1, 2019 Regular Council meeting.

Vacations of Right-Of-Way Set for Hearing (August 19, 2019)
2. No. 19VR003 - A request by Fisk Land Surveying and Consulting Engineers, Inc. for David Ritter for a Vacation of Right-of-Way for property generally described as being located on Wood Avenue lying south of Knollwood Drive

Alcoholic Beverage License Applications Set for Hearing (August 5, 2019)
3. 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
4. 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
5. 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
6. 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
7. Backroom Productions for a SPECIAL EVENT On-Sale Wine license for an event scheduled October 2, 2019 at Mt. Rushmore Society, 830 Main Street
8. 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

Public Works Committee Consent Items
10. PW070919-06: Confirm the reappointment of Maurice Miller to the Historic Sign Review Committee.
11. PW070919-01: Authorize Mayor and Finance Officer to Master License Agreement with CommNet Cellular Inc. d/b/a Verizon Wireless concerning small wireless facilities on City property and rights of way
12. PW070919-02: Authorize staff to advertise for bids 2019 Fire Hydrant Installation Annual Project.
13. PW070919-03: Authorize Mayor and Finance Officer to sign the “State of South Dakota Department of Transportation Bridge Improvement Grant Agreement for Preservation – Local Administration” for the East Main Street North Bridge (Structure # 52-424-302). City Project Number 19-2525 / CIP 51247.
14. PW070919-04: Authorize Mayor and Finance Officer to Sign Professional Services Agreement between the City of Rapid City and Ferber Engineering Company, Inc. for 12th Street Reconstruction – West Main Street to Fulton Street, Project No.19-2499 / CIP No. 50927, for an Amount not to exceed $379,565.00.
15. PW070919-05: Authorize Mayor and Finance Officer to sign Amendment No. 1 to Franklin Engineering & Consultants, L.L.C. (Franklin) Professional Services agreement for Solid Waste - Landfill Gas Collection and Control System (GCCS) Operations Compliance Assistance, Project No. 19-2510 in the amount of $12,395.00.

Legal & Finance Committee Consent Items
17. LF071019-02 – Acknowledge May 2019 Sales Tax Report
Community Development Consent Items

19. LF071019-01 - Approve the Community Development Block Grant (CDBG) FY2019 Reallocation Funds Preliminary Recommendation.

END OF CONSENT ITEMS

Mayor read in item (PW061119-01) Deny Request from BPRushmore, LLC to eliminate requirements to build subdivision improvements for IGT Subdivision previously approved by City Council in 2007. (This item was continued from the June 17, 2019 city council meeting.) After clarification from Tech, motion was made by Lewis, second by Drew to uphold subdivision improvements with the exception of Berglund Road improvements. Nordstrom, Modrick and Drury spoke in opposition to partial improvements being completed. Substitute motion was made by Modrick, second by Drury to deny request to waive subdivision improvements. Motion carried 6-4 with Lewis, Lehmann, Drew and Roberts voting against the denial.

Mayor read in item (LF071019-06) Confirm the New Appointment of David Gustafson and Acknowledge the Appointment of Becky Drury to the Rapid City Airport Board of Directors. Motion was made by Roberts, second by Nordstrom to approve. Motion carried 9-0 with Drury abstaining.

NON-CONSENT ITEMS – Item 20

Ordinances
Ordinance 6345 (LF071019-04) An Ordinance to Repeal the Compass Internal Audit Program by Repealing Chapter 2.95 of the Rapid City Municipal Code. Motion was made by Modrick, second by Drury and carried that Ordinance 6345 be placed upon its first reading and the title was fully and distinctly read and second reading set for Monday, August 5, 2019.

PUBLIC HEARING ITEMS – Items 21 – 26

CONSENT PUBLIC HEARING ITEMS – Items 21 – 23

Alcohol Licenses
21. Rapid City Summer Nights for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine license for an event scheduled for July 27, 2019 at Rapid City Summer Nights location of 500 Block of 7th and 700 Block of St. Joe for the Combat Vets Street Dance
22. G3 Properties LLC DBA Overclock LLC, 4095 Sturgis Road for a Retail (on-off sale) Wine and Cider license and Retail (on-off sale) Malt Beverage & SD Farm Wine license

Motion was made by Armstrong, second by Drury and carried to approve consent public hearing items 21 and 22.

Assessment Rolls
Mayor read in item (LF071019-03) Approve Resolution No. 2019-014B a Resolution Levying Assessment for Downtown Business Improvement District 2019. Motion was made by Nordstrom, second by Lewis and carried to approve.

RESOLUTION NO. 2019-014B
RESOLUTION LEVYING ASSESSMENT FOR DOWNTOWN BUSINESS IMPROVEMENT DISTRICT 2019

BE IT RESOLVED by the City Council of the City of Rapid City, South Dakota, as follows:
1. The City Council has made all investigations which it deems necessary and has found and determined that the amount which each lot or tract shall be benefited by the Business Improvement District 2019 is the amount stated in the proposed assessment roll.

2. The Assessment Roll for Business Improvement District 2019 is hereby approved and assessments thereby specified are levied against each and every lot, piece, or parcel of land thereby described.

3. Such assessments, unless paid within thirty (30) days after the filing of the assessment roll in the Office of the Finance Officer shall be collected by the City Finance Office in accordance with SDCL ch. 9-43, as amended, and shall be payable in one annual installment bearing interest at the rate not to exceed six and one-half percent (6.5%).

Dated this 15th day of July, 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:

s/ Pauline Sumption
Finance Officer

END OF CONSENT PUBLIC HEARING CALENDAR

NON-CONSENT PUBLIC HEARING ITEMS
Mayor read in item (No. 19CA002) Resolution 2019-059, a request by City of Rapid City for a Comprehensive Plan Amendment to revise the Rapid City Future Land Use Plan. Motion was made by Nordstrom, second by Armstrong to approve. Roberts voiced concern with the amended plan which Brennan addressed. Substitute motion was made by Lewis, second by Roberts to continue to the August 19, 2019 city council meeting. Motion carried 9-1 with Nordstrom voting no.

Ordinance 6340 (No. 19RZ020) 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. Having passed its first reading on July 1, 2019 motion was made by Drew, second by Drury that the title be read the second time. Upon vote being taken, the following voted AYE: Lehmann, Drew, Nordstrom, Strommen, Lewis, Armstrong, Drury, Evans, Roberts and Modrick. NO: None; Whereupon, the Mayor declared the motion passed and Ordinance 6340 was declared duly passed upon its second reading.

Ordinance 6341 (No. 19RZ021) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Jim Letner for Market Square, LLC for a Rezoning Request from Light Industrial District to Office Commercial District for property generally described as being located at the southwest corner of the intersection of E. Saint Charles Street and Creek Drive. Having passed its first reading on July 1, 2019 motion was made by Modrick, second by Armstrong that the title be read the second time. Upon vote being taken, the following voted AYE: Lehmann, Drew, Nordstrom, Strommen, Lewis, Armstrong, Drury, Evans, Roberts and Modrick. NO: None; Whereupon, the Mayor declared the motion passed and Ordinance 6341 was declared duly passed upon its second reading.

BILLS
The following bills have been audited:
BILL LIST - JULY 15, 2019

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Sumption presented the bill list of $8,415,777.40. Motion was made by Drury, second by Nordstrom and carried to authorize (No. CC071519-01) 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 Lewis, second by Drury and carried to adjourn the meeting at 7:44 p.m.

Dated this 15th day of July, 2019.

ATTEST:  

Finance Officer

(CSEAL)
LEGAL AND FINANCE COMMITTEE MINUTES
Rapid City, South Dakota

August 14, 2019

A Legal and Finance Committee meeting was held at the City/School Administration Center in Rapid City, South Dakota, on Wednesday, August 14, 2019, at 12:30 p.m.

A quorum was determined with the following members answering the roll call: Becky Drury, Darla Drew, Lance Lehmann and Greg Strommen. Absent: Chad Lewis

(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 AGENDA
Motion was made by Drew, second by Lehmann and carried to adopt the agenda.

GENERAL PUBLIC COMMENT
None.

CONSENT ITEMS

Motion was made by Drew, second by Lehmann and carried to approve Items 1-9 as they appear on the Consent Items with the exception of Item Nos. 7 and 9.

1) Approve Minutes for July 31, 2019

FINANCE DEPARTMENT
2) Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Fiona Anderson (Library), Christine Jones (Library)

3) LF081419-07 – Acknowledge June 2019 Sales Tax Report

4) LF081419-09 – Approve Resolution No. 2019-068 a Resolution Levying Assessment for Abatement of Nuisances

FIRE DEPARTMENT
5) LF081419-02 – Authorize Staff to Apply and Accept if Awarded the Hazardous Materials Emergency Preparedness (HMEP) Grant for the amount of $38,786.00. Funding is for Three Separate Training Workshops Focused on Hazardous Material Transportation

POLICE DEPARTMENT
6) LF081419-06 – Authorize Staff to Apply for and Accept if Granted, the 2019 JAG Grant, Totaling $92,425.00 to be Evenly Split Between the RCPD and the Pennington County Sheriff’s Office, to be Used to Replace Aging Radios

COMMUNITY DEVELOPMENT
7) 19RD004 – Michael Brown of 4395 Big Sky Drive objects to the renaming of Big Sky to Patricia Street. Brown said it is a significant inconvenience to change his address and he doesn’t see there is truly a need for the change. Dan Winger of 4394 Big Sky Drive stated he is also speaking on behalf of Brian Harms of 4430 Big Sky Drive and Scott and Carrie Brown of 4431 Big Sky Drive. Winger expressed that he owns several businesses which are linked to his home address and the name change would be a colossal inconvenience. He added that there has also been a lack of planning in this area with streets not lining up with each other. Building Services Manager Brad
Solon explained that Planning received a development plan to extend Patricia Street off the end of Big Sky over to Timmons which would create a connection there. The first houses were built in 2000 and two more were built in 2001, so the houses have been there for 19 years. If this item is approved through council, there would have to be a road name change and the City would graciously give residents a year to change their addresses. If the request is denied, the engineer would then have to go back to Planning and submit a different plan. Kyle Hibbs, engineer of record on this project, from KTM Design Solutions, explained the road continuing to the west will eventually connect over to Timmons and the reason the street name change fell on them is simply to have a continuity of street names as it is not good practice to have the same street with two different names. He added that anyone living on the same street alignment as Patricia or Big Sky Drive should be named the same from a life safety standpoint. Doyle Estes, owner of DTH, LLC, (applicant), explained that this road extension was not planned until a year or so ago when the City approached him and needed to take sewer services from the area east of Degeest and bring it west so they could connect to Elk Vale and the way it was constructed was to extend water and sewer through what is now going to be called Patricia or Big Sky Drive. The street east of Degeest is Patricia. Doyle is now proposing to build on what the City did when water and sewer were extended from Degeest through that area to the west. There is a ditch in that area and part of the project is to grade about 340,000 cubic yards to flatten the ditch which will then have houses on both sides. Hibbs shared a map with the committee pointing out the area covered in the plan. Drury asked that the map be attached to the agenda item for the Council meeting on Monday night. Drew commented she is in favor of the name change to Patricia for continuity and growth purposes. Drew moved to approve Resolution No. 2019-064 a Resolution Requesting a Portion of Big Sky Drive be renamed to Patricia Street. Second by Strommen. A vote was taken with Lehmann, Drew and Strommen voting "yes" and Drury voting "no". Motion carried 3-1.

8) LF081419-05 – Approve Final Community Development Block Grant (CDBG) FY2019 Funds Reallocation Recommendation

PUBLIC WORKS

9) LF081419-08 – Authorize Mayor and Finance Officer to Sign Agreement Between the City of Rapid City and Yasmine Dream, LLC, for Construction of Drainage Channel on Johnson Ranch Property. Lehmann moved to continue this item to the October 2nd Legal and Finance Meeting. Second by Drew. Motion carried.

END OF CONSENT CALENDAR

NON-CONSENT ITEMS – Items 10 – 15

Public Comment opened – Items 10 – 15

Public Comment closed

FINANCE DEPARTMENT


11) LF081419-03 – Drew asked Finance Officer Sumption what is changing in this ordinance. Sumption explained the change from Rapid City Economic Development Corp. to Elevate Rapid City, LLC, and also clarifying the terms of the appointed individuals. Lehmann moved to approve the Introduction and First Reading of Ordinance No. 6351 An Ordinance Concerning the Opportunity Capture Fund Oversight Board. Second by Strommen. Motion carried.

12) LF081419-10 – Drew moved to approve the Introduction and First Reading of Ordinance No. 6346
LEGAL AND FINANCE COMMITTEE
August 14, 2019
Regarding FY2020 Appropriation Ordinance. Second by Strommen. A vote was taken with Lehmann, Drew, Strommen voting "yes and Drury voting "no. Motion carried 3-1.

CITY ATTORNEY’S OFFICE

14) LF081419-01 – Drew moved to Approve Resolution No. 2019-062 a Resolution Establishing the City of Rapid City Archery Antlerless Deer Access Permit Program. Second by Lehmann. Motion carried.

15) LF073119-12 – Lehmann moved to approve the Second Reading and Recommendation of 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. Second by Drew. Motion carried.

ADJOURN
There being no further business to come before the Council at this time, motion was made by Drew second by Lehmann and carried to adjourn the meeting at 12:55 p.m.
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, August 19, 2019, at 6:30 P.M.

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

Staff members present included: Finance Officer Pauline Sumption, City Attorney Joel Landeen, Police Chief Karl Jegeris, Assistant Fire Chief Jason Culberson, Community Development Director Ken Young, Public Works Director Dale Tech, Parks and Recreation Director Jeff Biegler, Building Services Division Manager Brad Solon and Administrative Coordinator Heidi Weaver-Norris.

ADOPTION OF AGENDA
Motion was made by Modrick, second by Lewis and carried to adopt the agenda.

PRESENTATION
Lysann Zeller, Chair of the Sustainability Committee, presented the Annual Update. She stated the committee was formed in April 2012. She went over the history and the purpose of the committee. She stated the committee encourages education, stewardship and policy leadership. This year they have added two alternate members, a treasurer position and have a new subcommittee structure. Zach Ricard, Vice Chair of the committee, also spoke on behalf of the committee. They thanked the council for their support and stated they appreciate the help from the council liaison. Motion was made by Lewis, second by Nordstrom and carried to acknowledge the update.

Council heard the Conservation of Irrigation Water and Compost presentation given by “Jerry” Wright, PhD. Findings indicated that compost utilized as a soil amendment to the soil structure can improve soil health and structure for better water infiltration, storage, availability and conservation. The soils that were amended with compost showed a higher total carbon content, higher biomass by weight, less weed infestation, higher crop yields and better moisture content. Motion was made by Armstrong, second by Drew and carried to acknowledge the update.

GENERAL PUBLIC COMMENT
Bill Casper addressed the council with concerns regarding the 2020 proposed budget for the arts contingency as well as the City not increasing fees in at least 12 years.

Don Stover, President of the Rapid City Concert Association shared his concerns regarding the 2020 proposed budget for the arts contingency.

Gigi Lage spoke on behalf of the Allied Arts and showed a slideshow in support of the arts.

NON-PUBLIC HEARING ITEMS – Items 3 – 40
Julie Anderson, Adrian Forrette and Karen Delicate spoke in opposition to allowing bow hunting in the city. Frank Dicesare, Dana Rogers, Jeff Olson, John Kanta and Trenton Haffley spoke in support of the ordinance.

CONSENT ITEMS – Items 3 – 30
The following were removed from the Consent Items:

29. LF081419-01 – Approve Resolution No. 2019-062 a Resolution Establishing the City of Rapid City Archery Antlerless Deer Access Permit Program.

Motion was made Lewis, second by Drew and carried to approve items 3-30 with the exception of items 28 and 29.

**Approve Minutes**

3. Approve Minutes for the August 5, 2019 Regular Council meeting.

4. Approve Minutes for the August 5, 2019 Special Council meeting.

**Vacations of Right-Of-Way Set for Hearing (September 16, 2019)**

5. No. 19VR004 - A request by Davis Engineering, Inc. for Murphy Brothers Partnership, LLC for a Vacation of Right-of-Way for property generally described as being located south of the current terminus of Knuckleduster Road.

**Alcoholic Beverage License Applications Set for Hearing (September 3, 2019)**

6. Naja Shrine Temple for a SPECIAL EVENT On-Sale Dealer license for an event scheduled for September 14, 2019 at Rapid City Shrine Center, 4091 Sturgis Road

7. Western Dakota Tech Foundation for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine license for an events scheduled for September 14, 2019 and October 17, 2019 at Western Dakota Tech Foundation, 800 Mickelson Drive

8. Senior Citizens Inc. for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine license for an event scheduled for October 11, 2019 at Canyon Lake Activity Center, 2900 Canyon Lake Drive

9. Zonta Club of the Black Hills for a SPECIAL EVENT Off-Sale Wine and Off-Sale Package Malt Beverage licenses for an event scheduled for November 7, 2019 at Rushmore Plaza Civic Center, 444 N. Mt. Rushmore Road

10. Black Hawk Oil, Inc. DBA Mr. Liquor, 3609 Sturgis Road for a Package (off sale) Liquor license TRANSFER from Staple & Spice Market Inc., DBA Staple & Spice Market, 601 Mt. Rushmore Road

11. Staple & Spice Market Inc. DBA Staple & Spice Market, 601 Mt. Rushmore Road, for a Retail (on-off sale) Malt Beverage & SD Farm Wine license and a Retail (on-off sale) Wine and Cider license.

12. Hartmann Enterprises LLC DBA Time Square Liquor, 13 New York Street for a Package (off sale) Liquor license TRANSFER from Bach Investment Inc. DBA Hideaway Casino, 1575 LaCrosse Street Suite D

13. Joachley's Studios DBA Board & Brush, 705 Indiana Street, for a Retail (off sale) Malt Beverage & SD Farm Wine license

**Public Works Committee Consent Items**

14. PW081319-01: Authorize Staff to Advertise for Bids for Gray Fox Court and Fox Run Drive Storm Sewer Outfall Stabilization, Project No. 18-2444 / CIP No. 51167, Estimated Cost $400,000.

15. PW081319-02: Authorize staff to advertise for E Saint Francis Street Paving, Project No. 19-2514 / CIP 51237 for $87,000.

16. PW081319-08: Authorize Mayor and Finance Officer to Sign an Agreement between the City of Rapid and Longbranch Civil Engineering, Inc. for Professional Engineering Services for Robbinsdale Phase 6 Design, Project No. 19-2515, CIP No. 51232, in the amount of $517,084.00.

17. PW081319-05: Approve Change Order #1 F to Kaski, Inc. for Creek Drive Utility Easement Reclamation Project, Project #19-2495 / GIP NO. 51035.1 for an increase of $4,212.45.
18. PW081319-06: Approve Change Order #2 to R.C.S. Construction, Inc. for Willow Avenue, Ivy Avenue, Fairlane Drive, Street and Utility Reconstruction Project, Project #15-2254 / CIP NO. 50421.3-1 C. This is a no cost change order.

19. PW081319-07: Approve request from the Herman F. Jones revocable trust and Wanda J. Jones revocable trust for Council Authorization for City of Rapid City (City) to provide water and sewer service outside City Limits.

20. PW081319-10: Authorize Mayor and Finance Officer to Sign Resolution No. 2019-069 Construction Fee Resolution for Southside Drive and Reservoir Road Sanitary Sewer Extension Oversize - Per Acre Fee, Project Nos. 14-2095 & 15-2315.

Resolution # 2019-069
CONSTRUCTION FEE RESOLUTION FOR SOUTHSIDE DRIVE AND RESERVOIR ROAD
SANITARY SEWER EXTENSION - OVERSIZE
PROJECT NOS. 14-2095 & 15-2315

WHEREAS, SDCL 9-48-15 and Section 13.16.350 of the Rapid City Municipal Code (RCMC) authorize the City Council to require properties benefited by the construction of sewer pipes or mains to pay their proportionate share of the cost to construct such sewer pipe or main prior to being allowed to connect to the City’s sewer utility; and

WHEREAS, a 33" sewer main was extended in Southside Drive and Reservoir Road per City Project Nos. 14-2095 & 15-2315; and

WHEREAS, the total oversize cost of constructing this sewer main was $1,332,666.87; and

WHEREAS, the City’s engineering staff had identified the total area that will benefit from construction of this sewer main, as shown on Exhibit A, which has been attached hereto and incorporated herein; and

WHEREAS, the City’s Public Works Director is recommending the cost to construct this main be paid by the properties which will benefit from its construction prior to such properties being served by the City’s sewer utility; and

WHEREAS, the City’s Public Works Director is recommending the construction fees be apportioned to the benefitting area shown on Exhibit A, based on the benefits that accrue to such property, and as such, should be established on a per-acre basis; and

WHEREAS, the City Council, having considered the recommendation of the City’s Public Works Director and having made such investigation as it finds necessary, determines that it is in the best interests of the City and its sewer utility that the owners of properties within the benefitting area should pay their proportionate share of the cost to construct this project on a per-acre basis.

NOW THEREFORE, BE IT RESOLVED, by the City of Rapid City, that prior to being allowed to connect to the City’s sewer system, the owners of property in the benefitting area shown in Exhibit A shall be required to pay a proportionate share of the cost of constructing the 33" sewer main shown in City Project Nos. 14-2095 & 15-2315.

BE IT FURTHER RESOLVED that the owners of the property shown on Exhibit A shall pay $548.42 per acre to connect to the City’s sewer utility.
BE IT FURTHER RESOLVED that all construction fees collected as established herein shall accrue to the sewer utility enterprise fund.

BE IT FURTHER RESOLVED that such utility construction fees shall remain in effect until such time as the balance of the project costs totaling $1,332,666.87 has been collected, or until all benefitting properties have connected to City sewer, at which time this Resolution and the utility construction fee shall automatically expire.

Dated this 19th day of August, 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:
s/ Pauline Sumption
Finance Officer

21. PW081319-09: Approve Change Order No. 2 to Simon Contractors of SD, for Parks and Recreation 2019 Asphalt Paving Project PR19-6166, for an increase of $19,088.85.
22. PW081319-03; Approve with stipulations, a Request from Davis Engineering, Inc. for an Exception for an additional lot generally located at Lot 8 of Hills View Subdivision, 1171 Valley Drive to allow more than 40 dwelling units with one point of access. Per Section 2.6 of the Infrastructure Design Criteria Manual (IDCM), a single access can only serve 40 dwelling units unless an Exception is approved by City Council.

Legal & Finance Committee Consent Items
23. Acknowledge the Following Volunteers for Worker's Compensation Purposes: Fiona Anderson (Library), Christine Jones (Library)
24. LF081419-07 – Acknowledge June 2019 Sales Tax Report
25. LF081419-09 – Approve Resolution No. 2019-068 a Resolution Levyng Assessment for Abatement of Nuisances

RESOLUTION NO. 2019-068
RESOLUTION LEVYNG ASSESSMENTS FOR ABATEMENT OF NUISANCES

BE IT RESOLVED by the City Council of the City of Rapid City, South Dakota, as follows:

1. The City Council has made all investigations which it deems necessary and has found and determined that the condition of your property had constituted a nuisance. The City abated this nuisance. The cost of the abatement, including administrative costs, is the amount stated in the proposed Assessment Roll for Abatement of Nuisances.

2. The Assessment Roll for Abatement of Nuisances is hereby approved and assessments thereby specified are levied against each and every lot, piece, or parcel of land thereby described.

3. Such assessments, unless paid within thirty (30) days after the filing of the assessment roll in the Office of the Finance Officer, shall be certified as delinquent to the Pennington County Auditor and payable through the Pennington County Treasurer's Office with the statutory interest rate.

Dated this 19th day of August, 2019.

CITY OF RAPID CITY
26. LF081419-02 – Authorize Staff to Apply and Accept if Awarded the Hazardous Materials Emergency Preparedness (HMEP) Grant for the amount of $38,786.00. Funding is for Three Separate Training Workshops Focused on Hazardous Material Transportation

27. LF081419-06 – Authorize Staff to Apply for and Accept if Granted, the 2019 JAG Grant, Totaling $92,425.00 to be Evenly Split Between the RCPD and the Pennington County Sheriff’s Office, to be Used to Replace Aging Radios

Community Development Consent Items
30. LF081419-05 – Approve Final Community Development Block Grant (CDBG) FY2019 Funds Reallocation Recommendation

END OF CONSENT ITEMS

Mayor read in item (LF081419-04) Acknowledge Annual TID Report to City Council. Modrick asked Sumption to explain portions of the report. Motion was made by Lewis, second by Armstrong and carried to acknowledge the report.

Mayor read in item (LF081419-01) Approve Resolution No. 2019-062 a Resolution Establishing the City of Rapid City Archery Antlerless Deer Access Permit Program. Modrick, Armstrong and Evans spoke against the resolution. Nordstrom, Drew and Strommen spoke in favor of it. Motion was made by Lewis, second by Lehmann to approve. Motion carried 5-3 with Modrick, Armstrong and Evans voting no.

RESOLUTION NO. 2019-062
A RESOLUTION ESTABLISHING THE CITY OF RAPID CITY ARCHERY ANTLERLESS DEER ACCESS PERMIT PROGRAM

WHEREAS, the deer population throughout the City of Rapid results in a number of conflicts between deer and people, including collisions between automobiles and deer that can result in extensive property damage, bodily injury, and in some cases even death; and

WHEREAS, the deer population can also cause property damage to home gardens, landscaping, and natural environments that are habitats for other species; and

WHEREAS, whitetail deer are a primary host to Black Legged (deer) ticks, the carrier of several human diseases, including Lyme Disease; and

WHEREAS, Chronic Wasting Disease, an always fatal neurological disease of cervids, has been found in the city limits of Rapid City and reducing deer densities has been indicated as one method that may limit the spread of the disease; and

WHEREAS, the Common Council recognizes that deer in urban areas, for the most part, lack predators to control deer populations and, in turn, deer in large numbers can cause significant habitat damage; and

WHEREAS, the City of Rapid City wishes to manage the deer population within the city limits of Rapid City; and
WHEREAS, the City of Rapid City adopted a revised deer management plan in 2012 entitled the Rapid City Deer Management Program in an effort to foster healthy deer populations; and

WHEREAS, sportsmen and women across the nation contribute the majority of the monies used to manage and conserve wildlife; and

WHEREAS, the City of Rapid City has an ordinance that generally prohibits archery deer hunting within City limits except for hunting by those individuals who obtain Access Permits pursuant to the City of Rapid City Archery Antlerless Deer Access Permit Program;

NOW, THEREFORE, BE IT RESOLVED by the Common Council that the City establishes the following City of Rapid City Archery Antlerless Deer Access Permit Program in order to help manage the deer population within the city limits of Rapid City.

City of Rapid City Archery Antlerless Deer Access Permit Program

 Permit Administration

A limited public archery hunt has been set up to manage the deer population within the city limits of Rapid City. This antlerless deer hunting opportunity, called the Rapid City Archery Antlerless Deer Access Permit Program, will be administered by South Dakota Game, Fish and Parks (SDGFP) and the Rapid City Police Department (RCPD).

SDGFP will accept online Access Permit applications from hunters. SDGFP will administer a draw for Access Permits through its online license system. Applications will be accepted September 1st through September 15th. Successful applicants will be notified by September 25th. Any remaining permits will be available on a first come, first served basis. There is no cost to apply for an Access Permit, however, there is a cost to obtain an archery hunting license from SDGFP, as explained further below.

 Archery Hunting Licenses

Those individuals successful in drawing an Access Permit must obtain an archery hunting license from SDGFP before the Access Permit will be provided to the individual. There is a cost to obtain an archery hunting license from SDGFP; however, there is no cost to obtain an Access Permit.

 Rules and Regulations

All big game regulations, as well as the following rules, would apply to anyone hunting within the city limits of Rapid City pursuant to an Access Permit:

- A hunter must be a resident of South Dakota.
- A hunter must be 18 years of age to hunt alone. A hunter under the age of 18 must be accompanied (within arm's reach) by a qualified adult supervisor.
- A hunter must possess a hunter safety education certificate.
- An individual successful in the Access Permit draw will be required to pass a proficiency test prior to being allowed to acquire an Access Permit. The proficiency test will require a hunter to place 3 of 3 arrows in an 8" diameter circle at 30 yards with a broadhead tipped arrow and the archery equipment to be used while hunting with the Access Permit.
A hunter must attend a mandatory briefing and training held at the SDGFP Outdoor Campus - West located at 4130 Adventure Trail in Rapid City.

A hunter must mark his or her arrows with his or her SD archery license number that is printed on his or her archery tag or their printed first and last name. The license number typically starts with the 2 digit year followed by 8 digits (ex. 19-0000000).

A hunter must carry his or her Access Permit while hunting.

A hunter must obtain and display a Parking Permit distributed by SDGFP in his or her vehicle while the hunter is hunting pursuant to the terms of the Access Permit.

A hunter may only hunt antlerless deer. A hunter may only kill one antlerless deer.

Either SDGFP or RCPD may revoke a hunter’s Access Permit for: failure to comply with the rules above and all big game regulations; the violation by a permittee of any provision of the Rapid City Municipal Code, state law, or federal law; or other good cause. A written order of revocation shall be hand-delivered, sent by first class mail to the permittee’s last known address, or sent by email to permittee’s last known email address. A written order of revocation is effective on the date that it is signed by either SDGFP or RCPD. A person whose Access Permit has been revoked may appeal the revocation decision to the Common Council by submitting a written letter of appeal to the Rapid City Finance Officer or his or her designee within 14 calendar days of the effective date of the order of revocation. If, upon consideration, a majority of the Council votes to overturn the order of revocation, then the license shall be reinstated.

**Hunting Locations and Periods**

Hunters will be required to stay within the boundaries of their Access Zone at all times. Within each Access Zone, a specific Hunting Zone will be identified. Harvesting of deer can only occur within the Hunting Zone. If successful, hunters will be allowed to retrieve their game outside of the Hunting Zone but at no time can they leave the Access Zone. Maps will be distributed to hunters and both Access Zones and Hunting Zones will be marked and identifiable while afield via flagging or painted fence posts.

Temporary hunting blinds or trees stands will be allowed, but blinds may not be placed prior to a particular hunter’s access period and must be removed by the last day of their 14-day access window. Temporary tree stands may be used but the use of nails, screws, bolts or anything that will cause lasting damage to the tree is prohibited.

Hunting periods will be for 14 days starting on a Sunday and ending on a Saturday. Hunting periods for 2019 will be as follows:

Sept 29-Oct 12
Oct 13-Oct 26
Oct 27-Nov 9
Nov 10-Nov 23
Nov 24-Dec 7
Dec 8-Dec 21
Dec 22-Jan 1
Using the three areas outlined below, there would be a maximum of 21 hunters licensed for this program during the fall and winter of 2019.

Tentative Access Zones are pictured below. Hunting Zones (depicted in blue) are subject to change following on-site tours pending approval of the antlerless hunt.

Dated this 19th day of August, 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:
s/ Pauline Sumption
Finance Officer

NON-CONSENT ITEMS — Items 31 – 40
Kyle Hibbs, engineer, spoke on behalf of KTM Design Solutions for item 19RD004. He said he was there to answer any questions. Michael Brown, property owner on Big Sky Drive, said he was there representing himself and four neighbors to voice opposition to the change. Brad Solon, Division Manager of Building Services, stated 911 is against keeping the Big Sky name because of continuity. 911 Rescue Services thinks the name should be changed to Patricia Street.

Ordinances
Ordinance 6347 (LF073119-04) An Ordinance to Amend Section 9.28.020 of the Rapid City Municipal Code Relating to Throwing Stones and Missiles. Having passed its first reading on August 5, 2019 motion was made by Lewis, second by Drew that the title be read the second time. Upon vote being taken, the following voted AYE: Lehmann, Drew, Nordstrom, Lewis, and Strommen. NO: Modrick, Evans and Armstrong; Whereupon, the Mayor declared the motion passed and Ordinance 6347 was declared duly passed upon its second reading.

Ordinance 6352 (LF073119-12) 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. Having passed its first reading on August 5, 2019 motion was made by Lewis, second by Drew that the title be read the second time. Upon vote being taken, the following voted AYE: Lehmann, Drew, Nordstrom, Lewis, Modrick, Evans, Armstrong and Strommen. NO: None; Whereupon, the Mayor declared the motion passed and Ordinance 6352 was declared duly passed upon its second reading.

Ordinance 6349 (No. 19RZ025) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Dream Design International, Inc. for Sharaf 5 Properties, LLC for a Rezoning request from High Density Residential District to Urban Commercial District for property generally described as being located 18 E. Kansas City Street. Motion was made by Drew, second by Lehmann and carried that Ordinance 6349 be placed upon its first reading and the title was fully and distinctly read and second reading set for Tuesday, September 3, 2019.

Ordinance 6350 (No. 19RZ026) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Dream Design International, Inc. for BH Capital 4, LLC for a Rezoning request from Low Density Residential District II to Medium Density Residential District for property generally described as being located east of E. Anamosa Street. Motion was made by Lewis, second by Nordstrom and carried that Ordinance 6350 be placed upon its first reading and the title was fully and distinctly read and second reading set for Tuesday, September 3, 2019.

Ordinance 6351 (LF081419-03) An Ordinance Concerning the Opportunity Capture Fund Oversight Board. Motion was made by Drew, second by Nordstrom and carried that Ordinance 6351 be placed
upon its first reading and the title was fully and distinctly read and second reading set for Tuesday, September 3, 2019.

Ordinance 6346 (LF081419-10) regarding FY2020 Appropriation Ordinance. Motion was made by Lewis, second by Drew and carried that Ordinance 6346 be placed upon its first reading and the title was fully and distinctly read and second reading set for Tuesday, September 3, 2019.

**Community Development Items**

Mayor read in item (No. 19PL059) A request by Dream Design International, Inc. for BH Capital 4, LLC for a Preliminary Subdivision Plan for proposed Lots 1 thru 3 of Block 1 of Shepherd Hills Subdivision, generally described as being located east of E. Anamosa Street south of Menards. Motion was made by Modrick, second by Drew and carried to approve with the following stipulations: 1. 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 pursuant to Chapter 1.15 of the Infrastructure Design Criteria Manual. In addition, permits required for construction shall be approved and issued and 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. 2. Upon submittal of a Development Engineering Plan application, construction plans for E. Anamosa Street, a principal arterial street, shall be submitted for review and approval showing the street located in a minimum 100-foot wide right-of-way and constructed pursuant to Figure 2-1 of the Infrastructure Design Criteria Manual 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; 3. Upon submittal of a Development Engineering Plan application, construction plans for E. Philadelphia Street, a collector street, shall be submitted for review and approval showing the street located in a minimum 68-foot wide right-of-way with an additional 10-feet of right-of-way the first 200 feet extending from E. Anamosa Street and constructed pursuant to Figure 2-1 of the Infrastructure Design Criteria Manual 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. In addition, prior to submittal of a Development Engineering Plan application for Phase 1B, the construction plans shall include that portion of E. Philadelphia Street located east of the property unless already constructed as a part of Shepherd Hills West Subdivision or the construction plans shall provide a street connection to N. Valley Drive or an Exception shall be obtained from the City Council to allow more than 40 dwelling units with one point of access; 4. Upon submittal of a Development Engineering Plan application, water plans 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. Prior to approval of a Development Engineering Plan application, the applicant shall enter into an agreement with the City detailing cost obligations, scope and schedule of replacing the existing low level 12-inch water main with a new 20-inch low level water main in E. Anamosa Street from E. North Street to the development. In addition, easements shall be provided as needed; 5. Upon submittal of a Development Engineering Plan application, a sewer design report prepared by a Registered Professional Engineer as per 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 particular, the sewer design report shall evaluate the existing 8-inch sewer main(s) from the proposed development to Sedivy Lane to verify adequate capacity is available to serve the proposed development. In addition, easements shall be provided as needed; 6. Upon submittal of a Development Engineering Plan application, a drainage plan and report prepared by a Registered Professional Engineer as per the Infrastructure Design Criteria Manual and the Rapid City Municipal Code shall be submitted for review and approval for the proposed subdivision improvements. The drainage report shall address storm water quantity control and storm water quality treatment. In addition,
easements shall be provided as needed; 7. Upon submittal of a Development Engineering Plan application, an Erosion and Sediment Control Plan in compliance with the adopted Stormwater Quality Manual and the Infrastructure Design Criteria Manual shall be submitted for review and approval for the required subdivision improvements; 8. Upon submittal of a Development Engineering Plan application, a cost estimate for the required subdivision improvements shall be submitted for review and approval; 9. Prior to approval of the Development Engineering Plan application, a Development Agreement shall be entered into with the City for all public improvements; 10. Upon submittal of a Final Plat application, an agreement shall be submitted for recording securing ownership and maintenance of any proposed drainage elements. In addition, Major Drainage Easements shall be dedicated for the proposed drainage improvements; 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.

Mayor read in (No. 19PL060) A request by Longbranch Civic Engineering, Inc. for Lee Jensen for a Preliminary Subdivision Plan for proposed Lot 2R2 of Block 6 of Elks Country Estates, generally described as being located northwest of the intersection of Willowbend Road and Augusta Drive. Motion was made by Modrick, second by Drew to approve with stipulations: 1. Prior to submittal of a Development Engineering Plan application, redline comments on the construction drawings and the Master Plan 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, permits required for construction shall be approved and issued and 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, construction plans for Willowbend Road shall be submitted for review and approval showing the street located in a minimum 52-foot wide right-of-way and constructed pursuant to Figure 2-1 of the Infrastructure Design Criteria Manual with a temporary turnaround or shall meet criteria for obtaining an Exception. If an Exception is obtained, a copy of the approved document shall be submitted with the Development Engineering Plan application; 4. Upon submittal of a Development Engineering Plan application, a drainage plan and report prepared by a Registered Professional Engineer as per the Infrastructure Design Criteria Manual and the Rapid City Municipal Code shall be submitted for review and approval for the proposed subdivision improvements. The drainage report shall address storm water quantity control and storm water quality treatment. In addition, easements shall be dedicated as needed; 5. Upon submittal of a Development Engineering Plan application, an Erosion and Sediment Control Plan in compliance with the adopted Stormwater Quality Manual and the Infrastructure Design Criteria Manual shall be submitted for review and approval if subdivision improvements are required; 6. Upon submittal of a Development Engineering Plan application, a cost estimate for any required subdivision improvements shall be submitted for review and approval; 7. Prior to approval of the Development Engineering Plan application, a Development Agreement shall be entered into with the City for all public improvements; 8. Prior to submittal of a Final Plat application, that portion of Willowbend Road located north of Augusta Drive shall be renamed. In addition, the plat document shall show the new street name; 9. Prior to submittal of a Final Plat application, the plat document shall be revised to show the Owner's Certificate for a corporate acknowledgement. In addition, the Certificate of Finance Officer shall be revised to show the certification of the signature of the "Community Development Director" in lieu of the "Community Planning Director"; 10. 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, 11. Prior to the City's acceptance of the public improvements, a warranty surety shall be submitted for review and approval as required.
Mayor read in item (No. 19PL061) A request by Fisk Land Surveying & Consulting Engineers, Inc. for Lima Properties LLC for a Preliminary Subdivision Plan for proposed Lots 1 and 2 of Lima Subdivision, generally described as being located 2700 Mount Rushmore Road and 751 Cathedral Drive. Motion was made by Modrick, second by Lewis and carried to approve with the following stipulations: Planning Commission recommended to approve the Preliminary Subdivision Plan with the following stipulations: 1. Prior to submittal of a Development Engineering Plan application, 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, permits required for construction shall be approved and issued and 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, construction plans for the Common Access and Utility Easement shall be submitted for review and approval showing the street located in a minimum 70-foot wide easement and constructed pursuant to Figure 2-1 of the Infrastructure Design Criteria Manual for a commercial street 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; 4. Upon submittal of a Development Engineering Plan application, the plat document shall be revised to show the dedication of four additional feet of right-of-way along Tower Road with five additional feet the first 200 feet extending south from Cathedral Drive or shall meet criteria for obtaining an Exception. If an Exception is obtained, a copy of the approved document shall be submitted with the Development Engineering Plan application; 5. Upon submittal of a Development Engineering Plan application, a drainage plan and report prepared by a Registered Professional Engineer as per the Infrastructure Design Criteria Manual and the Rapid City Municipal Code shall be submitted for review and approval if subdivision improvements are required. The drainage report shall address storm water quantity control and storm water quality treatment. In addition, easements shall be dedicated as needed; 6. Upon submittal of a Development Engineering Plan application, an Erosion and Sediment Control Plan in compliance with the adopted Stormwater Quality Manual and the Infrastructure Design Criteria Manual 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. 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, 10. Prior to the City’s acceptance of the public improvements, a warranty surety shall be submitted for review and approval as required.

Mayor read in item (19RD004) Approve Resolution No. 2019-064 a Resolution Requesting a Portion of Big Sky Drive be Renamed to Patricia Street. Motion was made by Drew, second by Lehmann to approve. Modrick, Evans, Nordstrom and Strommen spoke in opposition to the resolution. Drew spoke in favor of changing the street name. Motion ended in a tie vote 4-4. Mayor Allender broke the tie vote with an aye vote. Motion carried 5-4 with Strommen, Evans, Nordstrom, and Modrick voting no.

Resolution 2016-064
Resolution Renaming Big Sky Drive to Patricia Street

BE IT RESOLVED, by the City of Rapid City, that the right-of-way adjacent to Lot 15 of Block 11, Lot 15 of Block 12, Lot 1 of Block 13 and Lot 1 of Block 14 of Big Sky Subdivision, all located in Section 3, T1N, R8E, BHM, Rapid City, Pennington County, South Dakota be, and is hereby, renamed to Patricia Street.

Dated this 19th day of August, 2019.
ATTEST:
s/ Pauline Sumption
Finance Officer

PUBLIC HEARING ITEMS – Items 41 – 51
CONSENT PUBLIC HEARING ITEMS – Item 41 – 46

Alcohol Licenses
41. 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
42. 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
43. Wisdom Inc. DBA Country Inn & Suites by Radisson, 2321 N. LaCrosse Street for a Retail (on-off sale) Malt Beverage & SD Farm Wine license
44. 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.
45. 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
46. 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

Motion was made by Lewis, second by Armstrong and carried to approve items 41-46.

END OF CONSENT PUBLIC HEARING CALENDAR

NON-CONSENT PUBLIC HEARING ITEMS – Items 47 – 51
Mayor read in item (No. 19CA002) Resolution 2019-059, a request by City of Rapid City for a Comprehensive Plan Amendment to revise the Rapid City Future Land Use Plan. (This item was continued from the July 15, 2019 Council meeting.) Motion was made by Lewis, second by Armstrong and carried to continue this item to September 3, 2019.

Mayor read in item (No. 19VR003) A request by Fisk Land Surveying and Consulting Engineers, Inc. for David Ritter for a Vacation of Right-of-Way for property generally described as being located on Wood Avenue lying south of Knollwood Drive. Motion was made Armstrong, second by Drew to continue this item to September 16, 2019.

Ordinance 6342 (No. 19RZ022) 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. Having passed its first reading on August 5, 2019 motion was made by Modrick, second by Armstrong that the title be read the second time. Upon vote being taken, the following voted AYE: Lehmann, Drew, Nordstrom, Strommen, Lewis, Armstrong, Evans and Modrick. NO: None; Whereupon, the Mayor declared the motion passed and Ordinance 6342 was declared duly passed upon its second reading.
Ordinance 6343 (No. 19RZ023) 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. Having passed its first reading on August 5, 2019 motion was made by Drew, second by Armstrong that the title be read the second time. Upon vote being taken, the following voted AYE: Lehmann, Drew, Nordstrom, Strommen, Lewis, Armstrong, Evans and Modrick. NO: None; Whereupon, the Mayor declared the motion passed and Ordinance 6343 was declared duly passed upon its second reading.

Ordinance 6344 (No. 19RZ024) 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. Having passed its first reading on August 5, 2019 motion was made by Modrick, second by Strommen that the title be read the second time. Upon vote being taken, the following voted AYE: Lehmann, Drew, Nordstrom, Strommen, Lewis, Armstrong, Evans and Modrick. NO: None; Whereupon, the Mayor declared the motion passed and Ordinance 6344 was declared duly passed upon its second reading.

**BILLS**
The following bills have been audited:

**BILL LIST - AUGUST 19, 2019**

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Sumption presented the bill list of $6,200,839.36. Motion was made by Drew, second by Evans and carried to authorize (No. CC081919-01) 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 Lewis and carried to adjourn the meeting at 8:21 p.m.

Dated this 19th day of August, 2019.
A Legal and Finance Committee meeting was held at the City/School Administration Center in Rapid City, South Dakota, on Wednesday, August 28, 2019, at 12:30 p.m.

A quorum was determined with the following members answering the roll call: Becky Drury, Darla Drew, Lance Lehmann, Chad Lewis and Ritchie Nordstrom. Absent: None.

(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 AGENDA
Motion was made by Drew, second by Nordstrom and carried to adopt the agenda.

GENERAL PUBLIC COMMENT
None.

CONSENT ITEMS -- Items 1 – 11

Public Comment opened – Items 1 – 11

Public Comment closed

Motion was made by Lewis, second by Drew and carried to approve Items 1-11 as they appear on the Consent Items with the exception of Item Nos. 4, 9 and 10.

1) Approve Minutes for August 14, 2019

FINANCE DEPARTMENT
2) Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Tim Christofferson (RSVP+), Tina Christofferson (RSVP+), Tina Waring (RSVP+), Kallie Shook (RSVP+), Casey Utte (RSVP+), Brandy Boardman (RSVP+)

3) LF082819-01 – Acknowledge July 2019 General Fund Cash Balance Report

4) LF082819-02 – Drew asked Finance Officer Pauline Sumption what these checks consist of. Sumption stated that these are uncashed checks either to former employees or to vendors. The City is required to report annually and submit to the state as unclaimed property. Sumption defined that warrant is another word for check and explained the process of letters that are sent informing them the check hasn’t been cashed and if they’ve lost the check, to fill out an attached affidavit for a new check to be reissued. The list of checks attached are the remaining checks after all of the processes have been completed. Lewis moved to approve the Resolution No. 2019-065 a Resolution Cancelling Checks or Warrants Not Presented for Payment Within One Year of Date of Issuance. Second by Nordstrom. Motion carried.

5) LF082819-03 – Acknowledge Update from the Opportunity Capture Fund Committee

FIRE DEPARTMENT
6) LF082819-06 – Authorize Staff to Purchase a 2020 Rosenbauer Pumper Apparatus through Source Well (Former NJPA) for the Amount of $512,595.00

POLICE DEPARTMENT
LEGAL AND FINANCE COMMITTEE
August 28, 2019
7) LF082819-07 – Approve Resolution No. 2019-075 a Resolution Declaring Personal Property Surplus and Authorizing the Sale of Such Surplus Property to Other Local Governments

COMMUNITY DEVELOPMENT
8) 19TP020 – Approve the 2020 Unified Planning Work Program – Draft Report

9) LF082819-04 – Ken Young, Department of Community Development Director, gave a short power point presentation providing an overview of the affordable housing policy that has been developed over the last few months. The policy is a brief summary of actions that the Community Development Department along with others can further explore, refine and ultimately implement to reduce barriers to affordable housing development. The policy calls for the establishment of a strategic plan that will set forth several objectives and further detail the targeted strategies the City hopes to accomplish in assisting affordable housing in the community. The City took into consideration the Rapid City Housing Affordability Study that was completed by Black Hills Knowledge Network which identified certain economic areas where there is a shortfall in affordable housing. A public opinion survey was also made available to the public which brought in over a thousand respondents with 93% of the respondents agreeing that more affordable housing is needed. 86% of the respondents supported accessory dwelling units overall with 59% of those supporting ADU’s within, attached or detached. The most common cited need was for owned units in the range of $50,000 to $100,000 and rental units between $300 to $750 ranges in two different categories. Young added that the priority types of desired affordable units in the survey were small single family homes (85%) and standard apartments (50%). Approximately half of those surveyed supported allowing smaller lot sizes, reducing permit costs and creating new zoning districts. Young defined affordable housing as those living situations where housing costs do not exceed 30% of a household’s gross monthly income. He also noted that one of the things they hope to accomplish moving forward is not sacrificing quality construction to just create affordable housing but rather looking for affordable ways to building quality homes. Nordstrom appreciates Young addressing the quality of the housing as he has had concerns regarding cheap housing versus affordable housing. Drury asked for the acronym IDCM be defined for the public. Nordstrom shared that IDCM stands for Infrastructure Design Criteria Manual, a term referenced often when working with infrastructure. Young added that there is an effort moving forward to provide some review and analysis of the existing IDCM and perhaps make some amendments along with looking at the fee structures and how we cover the costs of infrastructure. Drury referenced item number three on the targeted strategies in the policy commenting that the ordinance regarding accessory dwelling units has not yet been approved through council. Young stated that the ordinance has come before Council but was then pulled to do some revising and it will be brought forward again within the next month. Drury has a concern that if we pass this policy, it locks the City in, as the policy says the City will provide for the permitting of legal ADUs when we really don’t know yet how that will be structured. For this reason, Drury will be voting against this policy. She also has concerns regarding the permitting and the costs to the permittee. Drury also raised that nowhere in the policy is there a place for tax decreases and would like to see that worked into the policy as another tool. Young explained the reason that is left out of the plan is because the City doesn’t have any control over the taxation as it is a County function, therefore doesn’t believe adding it to this plan would be appropriate. Nordstrom asked Young what would happen if the ADU’s portion was removed from the policy. Young replied that it has been identified through various means including the recent survey that ADU’s are an important function and part of providing affordable housing in the community, so to not pursue ADU’s or leave it out, he believes would not be a responsible thing to do because that is not meeting some of the objectives that are both in the “Plan Rapid City” as well as the responses that have been received through the survey. Young added that exactly how ADU’s come forward in ordinance form can still be in question and the exact details of the ordinance can be amended at any time before it is finally adopted. He reiterated that this policy does not say exactly how the ordinance for ADU’s is going to be prepared, it acknowledges they are an important component of affordable housing that is listed as a targeted strategy and if it is determined that it is not good, then it can be taken off of the
LEGAL AND FINANCE COMMITTEE
August 28, 2019

policy. Drew voiced her support for this resolution along with the ADU’s. Nordstrom moved to Approve Resolution No. 2019-070 a Resolution to Approve the Adoption of the Rapid City Affordable Housing Policy. Second by Lewis. A vote was taken with Lewis, Nordstrom, Lehmann, Drew voting “yes” and Drury voting “no”. Motion carried 4-1.

10) LF082819-05 – Nordstrom asked Michelle Schuelke, CDBG Program Manager, to explain what the 30-day comment period is. Schuelke explained the 30 day public comment period is to be in compliance with the program but also to share with the public what activities the CDBG program division is doing. This particular 30 day public comment period is in direct correspondence to the resident participation plan and there is an amendment to the annual action plan, therefore, allowing a 30 day public comment period for the public to comment on that amendment to the plan. Schuelke stated the 30 days begins today and will close at 4:00 pm on October 1st. Nordstrom moved to approve the Community Development Block Grant (CDBG) Proposed Amendments to FY2018 Annual Action Plan and 30-Day Comment Period – Preliminary. Second by Drew. Motion carried.

CITY ATTORNEY’S OFFICE
11) LF082819-08 – Authorize the Mayor and Finance Officer to Sign Agreement Between the City of Rapid City and the Rapid City Club for Boys, Inc., for the Use of City Vision Funds to Renovate Two of its Facilities

NON-CONSENT ITEMS – Items 12 – 13

Public Comment opened – Items 12 – 13
Public Comment closed

FINANCE DEPARTMENT

12) LF081419-03 – Drew asked Finance Officer Pauline Sumption to clarify the change to the ordinance and if there are any costs associated to the change. Sumption said her understanding is that Elevate Rapid City is the overarching organization now and Economic Development and the Chamber are underneath, so it is just getting pointed to the overall organizational group and there are no costs to the City. Nordstrom moved to approve the Second Reading and Recommendation of Ordinance No. 6351 An Ordinance Concerning the Opportunity Capture Fund Oversight Board. Second by Drew. Motion carried.

13) LF081419-10 – Lewis moved to approve the Second Reading and Recommendation of Ordinance No. 6346 regarding FY2020 Appropriation Ordinance. Second by Drew. A vote was taken with Lehmann, Lewis, Drew and Nordstrom voting “yes” and Drury voting “no”. Motion carried 4-1.

ADJOURN
There being no further business to come before the Council at this time, motion was made by Nordstrom second by Lehmann and carried to adjourn the meeting at 12:59 p.m.
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 Tuesday, September 3, 2019, at 6:30 P.M.

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

Staff members present included: Finance Officer Pauline Sumption, City Attorney Joel Landeen, Police Chief Karl Jegeris, Fire Chief Rod Seals, Community Development Director Ken Young, Public Works Director Dale Tech, Parks and Recreation Director Jeff Biegler, Community Development Block Grant Program Director Michelle Schuelke, Deputy Finance Officer Tracy Davis, Library Director Terri Davis, Library Assistant Director Sean Minkel, Long Range Planner Kelly Brennan, Long Range Planner Sarah Hanzel, and Administrative Secretary, Angie Boeve.

ADOPTION OF AGENDA
Motion was made by Modrick, second by Armstrong and carried to adopt the agenda.

AWARDS AND RECOGNITION
Mayor presented the Library Card Sign-Up Proclamation to Terri Davis and Sean Minkel and encouraged everyone to get a library card.

Mayor Allender and Chief Jegeris acknowledged Warren Poches, Supervisor for People Crimes and Richard Arland, Detective for Domestic Violence Investigations for 20 years of service. They thanked them for their service and dedication to the City of Rapid City.

GENERAL PUBLIC COMMENT
Erik Heikes invited the council, Police and Fire Departments to the West Boulevard Neighborhood Block Party Saturday, September 7 from 4:00-8:00pm.

Clyde Lichtenecker, Program Coordinator at Canyon Lake Senior Center gave an update on the Pickleball Courts, a Vision Fund Project. Membership recruiting four to five years ago was about five per month and is now averaging 30 per month. He thanked they Council for their time and support.

NON-PUBLIC HEARING ITEMS -- Items 3 – 49

CONSENT ITEMS – Items 3 – 41
Motion was made by Lewis, second by Drew and carried to approve items 3-41 with no exceptions.

Approve Minutes
3. Approve Minutes for the August 15, 2019 Special Council meeting.
4. Approve Minutes for the August 19, 2019 Regular Council meeting.
5. Approve Minutes for the August 26, 2019 Special Council meeting.

Alcoholic Beverage License Applications Set for Hearing (September 16, 2019)
6. Moyle Petroleum Company DBA Common Cents Food Store #125, 1821 N. Elk Vale Rd for a Package (off sale) Liquor license TRANSFER from Moyle Petroleum Company DBA Sheridan Lake Common Cents, 2808 Sheridan Lake Road
7. Moyle Petroleum Company DBA Common Cents Food Store #125, 1821 N. Elk Vale Rd for a Retail (on-off sale) Malt Beverage & SD Farm Wine license TRANSFER from Shooters Inc. DBA Shooters Wood Fire Grill (Inactive), 2424 West Main Street
8. Moyle Petroleum Company DBA Sheridan Lake Common Cents #105, 2808 Sheridan Lake Rd, for a Retail (on-off sale) Wine and Cider license
9. Naja Shrine Temple for a SPECIAL EVENT On-Sale Malt Beverage license for an event scheduled for September 28, 2019 at Rapid City Shrine Center, 4091 Sturgis Road
11. Sheree Schriver DBA Jambonz Deux, 740 Mt. View Road for a Retail (on-off sale) Malt Beverage & SD Farm Wine license and Retail (on-off sale) Wine and Cider license TRANSFER from Sheree Schriver DBA Jambonz Deux, 516 7th Street
12. First National Bank Rapid City DBA Ramada Hotel & Suites F&B, 1902 N. LaCrosse Street for a Retail (on-sale) Liquor license TRANSFER from LaCrosse Hospitality Management LLC DBA Ramada, 1902 N LaCrosse Street

Public Works Committee Consent Items
13. PW082719-03: Request Authorization for Mayor and Finance Officer to sign Professional Services Agreement with FMG Engineering for RC Department Training Facility Project No. 19-2529 in the amount of $53,618.00.
14. PW082719-04: Authorize Mayor and Finance Officer to sign a Water and Sewer Service Agreement Between the City of Rapid City and the Green Valley Sanitary District
15. PW082719-18: Authorize Mayor and Finance Officer to Sign Amendment 1 to the Professional Services Agreement between the City of Rapid City and Verizon for the addition of AVL systems for Solid Waste, Streets and Water Reclamation divisions.
16. PW082719-05: Approve Change Order 5 to Simon Contractors of SD, Inc. for E. Blvd/E. North Street Utility Reconstruction Project, Project #14-2170/CIP 50866.1 for an increase of $9,975.78.
17. PW082719-06: Approve Change Order 1 F to J & J Asphalt for Pavement Rehabilitation Project-Chancery Lane and Huntington Place Project #17-2416/CIP 50549 for an increase of $90,284.71.
18. PW082719-07: Approve Change Order #2 to Tru-Form Construction, Inc. for Disk Drive and Haines Avenue Intersection, Project #16-2347 / CIP NO. 51121 for an increase of $10,208.00.
19. PW082719-08: Approve Change Order 3 to Mainline Contracting, Inc. for 38th Street Reconstruction, Clifton to Range, Project #15-2232/CIP 50716.1 & 50716.2 for an increase of $13,820.56.
20. PW082719-17: Approve Change Order 1F to Western Construction, Inc. for Pavement Rehabilitation Project-Maple Avenue Project #18-2438/CIP 50844 for an increase of $17,448.03.
21. PW082719-09: Approve Request from Upper Deck Architects, Inc. for a Variance to Waive the Requirement to Install Sidewalk per City Ordinance 12.08.060 along the west 240 feet (+/-) of the property adjacent to Oakland Street for the property located at 520 Cathedral Drive.
22. PW082719-11: Approve Request from Scull Construction Inc. for a Variance to waive the requirement to install sidewalk along Skyline Ranch Road, Rapid City, per City Ordinance 12.08.060.
23. PW082719-01: Authorize Mayor and Finance Officer to sign Permanent Utility Easement with Black Hills Power, Inc. for an improved location of cables that serve the City well in Jackson Park.
24. PW082719-02: Approve Change Order No. 1 to Complete Contracting Solutions, for Harney Little League Improvements (Fence, Bleachers, Dugouts) Project PR19-6170 for an increase of $3,450.10.
25. PW082719-10: Authorize staff to purchase playground equipment from Miracle Sourcewell purchasing group, Contract No 030117-LTS, in the amount of $63,438.84.
26. PW082719-13: Approve Change Order No. 1 to Flat Rock, LLC for 2019 Parks and Recreation Concrete Work Project PR19-6168, for a decrease of $4,120.90.
27. 19TP018: Approval of the 2020-2023 Rapid City Area Transportation Improvement Program – Final Report

28. PW082719-12: Approve Resolution No. 2019-074 to support and adopt the 2018 Pennington County Pre-Disaster Mitigation Plan

Resolution 2019-074

A RESOLUTION OF CITY OF RAPID CITY TO SUPPORT AND ADOPT THE 2018 PENNINGTON COUNTY PRE-DISASTER MITIGATION PLAN

WHEREAS the primary role of the government is to provide for the welfare of its citizens; and

WHEREAS the Rapid City Common Council recognizes the threat that natural hazards pose to people and property within the City of Rapid City; and

WHEREAS the City of Rapid City has collaboratively prepared a multi-hazard mitigation plan, hereby known as the 2018 Pennington County Pre-Disaster Mitigation Plan in accordance with the Disaster Mitigation Act of 2000; and

WHEREAS the 2018 Pennington County Pre-Disaster Mitigation Plan identifies mitigation goals and actions to reduce or eliminate long-term risk to people and property in the City of Rapid City from the impacts of future hazards and disasters; and

WHEREAS, the 2018 Pennington County Pre-Disaster Mitigation Plan will be utilized as a guide for planning related to disaster mitigation and other purposes as deemed appropriate by the Rapid City Common Council.

NOW THEREFORE, BE IT RESOLVED that the Rapid City Common Council does hereby support and duly adopts the 2018 Pennington County Pre-Disaster Mitigation Plan for the City of Rapid City, South Dakota.

ADOPTED this 3rd day of September, 2019.

CITY OF RAPID CITY

s/ Steve Allender
Mayor

ATTEST:

s/ Pauline Sumption
Finance Officer

29. PW082719-19: Confirm the reappointment of Kyle Hibbs and Clinton Beck and the new appointment of Garth Wadsworth to the Air Quality Board.

30. PW082719-20: Confirm the appointments of Kelly Arguello (3-Mile Radius), Erik Heikes (Alternate #2), Vince Vidal (voting member), and Eric Ottenbacher (Alternate #1) to the Planning Commission.

31. PW082719-15: Acknowledge Request by Allen McPherson to speak to PW Committee

Legal & Finance Committee Consent Items
32. Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Tim Christofferson (RSVP+), Tina Christofferson (RSVP+), Tina Waring (RSVP+), Kallie Shook (RSVP+), Casey Utke, (RSVP+), Brandy Boardman (RSVP+)

33. LF082819-01 – Acknowledge July 2019 General Fund Cash Balance Report

34. LF082819-02 – Approve Resolution No. 2019-065 a Resolution Cancelling Checks or Warrants Not Presented for Payment Within One Year of Date of Issuance.

RESOLUTION #2019-065
RESOLUTION CANCELLING CHECKS OR WARRANTS NOT PRESENTED FOR PAYMENT WITHIN ONE YEAR OF DATE OF ISSUANCE

WHEREAS SDCL 9-23-21 authorizes the governing body, by resolution, to cancel any check or warrant not presented for payment within one year of the date of issuance; and

WHEREAS the attached Appendix A contains a list of such checks not presented for payment within one year of the date of issuance; and

WHEREAS detailed information on the checks and warrants listed on Appendix A is on file and available for public inspection during normal business hours in the City Finance Office.

NOW, THEREFORE, BE IT RESOLVED that the checks shown on Appendix A totaling $9,243.60 which have not been presented for payment within one year from the date of issuance be cancelled.

DATED this 3rd day of September, 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:

s/ Pauline Sumption
Finance Officer

35. LF082819-03 – Acknowledge Update from the Opportunity Capture Fund Committee

36. LF082819-06 – Authorize Staff to Purchase a 2020 Rosenbauer Pumper Apparatus through Source Well (Former NJPA) for the Amount of $512,595.00

37. LF082819-07 – Approve Resolution No. 2019-075 a Resolution Declaring Personal Property Surplus and Authorizing the Sale of Such Surplus Property to Other Local Governments Resolution # 2019-075

Resolution #2019-075
A RESOLUTION DECLARING PERSONAL PROPERTY SURPLUS AND AUTHORIZING THE SALE OF SUCH SURPLUS PROPERTY TO OTHER LOCAL GOVERNMENTS

WHEREAS, the City of Rapid City currently owns the following property:

Twelve (12) L3 Flash Back 3HD Digital In-car Video Cameras
Serial Nos.: FBH402565, FBH402570, FBH402573, FBH402576, FBH402577, FBH402579, FBH402580, FBH402581, FBH406070, FBH406071, FBH406072, and FBH406073

WHEREAS, the Common Council of the City of Rapid City has determined that the above-described property is no longer necessary, useful, or suitable for municipal purposes; and
WHEREAS, SDCL 6-5-5 authorizes the City of Rapid City to sell any personal property it owns to other units of government, upon such terms and conditions as are provided in a resolution of the Common Council; and

WHEREAS, the City of Spearfish, Lawrence County, and the City of Box Elder are all political subdivisions of the State of South Dakota; and

WHEREAS, the law enforcement organizations designated below have expressed their need and desire to acquire the above-described property; and

WHEREAS, the law enforcement organizations intend to use the above-described property for public purposes.

NOW, THEREFORE, BE IT RESOLVED that the above-described property be and is hereby declared surplus, to be disposed of according to state law.

BE IT FURTHER RESOLVED, that the City of Rapid City sell the above-described property to the following local governments:

- City of Spearfish/Spearfish Police Department: 5 L3 Cameras
- Lawrence County/Lawrence County Sheriff: 4 L3 Cameras
- City of Box Elder/Box Elder Police Department: 3 L3 Cameras

BE IT FURTHER RESOLVED that the terms of sale are as follows:

1. Each camera shall be sold for $200;
2. Each camera shall be sold AS-IS and without any warranties,
3. The warranties of merchantability and fitness for a particular purpose are specifically disclaimed; and
4. Title to and possession of each camera shall pass to the respective agency upon payment.

BE IT FURTHER RESOLVED, that the Mayor and Finance Officer are authorized to substitute one or more alternative qualifying agencies under SDCL 6-5-5, under the same terms of sale, should any sale to the listed agencies above not be finalized as contemplated by this Resolution.

BE IT FURTHER RESOLVED that the Mayor and Finance Officer may do all other acts necessary to dispose of this property in accordance with this resolution and state law.

DATED this 3rd day of September, 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:
s/ Pauline Sumption
Finance Officer
40. LF082819-08 – Authorize the Mayor and Finance Officer to Sign Agreement Between the City of Rapid City and the Rapid City Club for Boys, Inc., for the Use of City Vision Funds to Renovate Two of its Facilities

**Bid Award Consent Items**

41. CC090319-04.1 - Approve award of total bid for 2019 Fire Hydrant Installation Annual Project, Project No. 19-2497 / CIP No. 50808 opened on August 27, 2019 to the lowest responsible bidder, Mainline Contracting Inc. in the amount of $156,751.50.

END OF CONSENT ITEMS

**NON-CONSENT ITEMS** – Items 42 – 49

Pat Roseland, Susan Hughes, Stephen Branch, Julie Mathiesen, and Katie LeClair, all part of the Rapid City Arts Council spoke in favor of item (LF081419-10) and asked that the Arts Council budget stay as proposed by the Mayor.

Justin Henrichson, property owner, spoke in favor of the appeal of item (PW081319-04).

Daene Boomsma, Developer, spoke in favor of the appeal of item (PW081319-14).

David Lust, Black Hills Community Foundation and Affordable Housing Coordinator spoke in favor of item (LF082819-04). He gave credit to Ken Young and his staff for starting this effort and discussion in what Rapid City can do about affordable housing. He added that some of the things in the proposal are the same as what you are seeing across the nation.

**Ordinances**

Ordinance No. 6351 (LF081419-03) an Ordinance Concerning the Opportunity Capture Fund Oversight Board. Having passed its first reading on August 19, 2019 motion was made by Lewis, second by Roberts that the title be as read the second time. Upon vote being taken the following voted AYE: Roberts, Strommen, Armstrong, Lewis, Lehmann, Drury, Evans, Drew, Nordstrom, and Modrick. NO: None, whereupon the Mayor declared the motion passed and Ordinance 6351 was declared duly passed upon its second reading.

Ordinance No. 6346 (LF081419-10) an Ordinance regarding FY2020 Appropriation Ordinance. Having passed its first reading on August 19, 2019 motion was made by Lewis, second by Armstrong that the title be as read the second time. Drew complimented the Rapid City Arts Council for bringing forward what their organization has done and how it helped the community outside their doors more than inside. Upon vote being taken the following voted AYE: Roberts, Strommen, Armstrong, Lewis, Lehmann, Drury, Evans, Drew, Nordstrom, and Modrick. NO: None, whereupon the Mayor declared the motion passed and Ordinance 6346 was declared duly passed upon its second reading.

Ordinance 6353 (No. 19RZ027) 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 Commercial District to Office Commercial District for property generally described as being located northwest of Jaffa Garden Way. Motion was made by Modrick, second by Roberts and carried that Ordinance 6353 be placed upon its first reading and the title was fully and distinctly read and second reading set for Monday, September 16, 2019.

Ordinance 6354 (No. 19RZ028) an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Dream Design International, Inc. for Community Enhancement LLC II for a Rezoning Request from General Commercial District to Office Commercial District for property generally described as being located south of Jaffa Garden Way. Motion was made by Drury, second by Roberts
and carried that Ordinance 6354 be placed upon its first reading and the title was fully and distinctly read and second reading set for Monday, September 16, 2019.

**Public Works Committee Items**
Roberts read in item (PW081319-04) Appeal of a partial denial of an Exception Request to allow for reduced pavement widths, no installation of curb and gutter and street light conduit along Glenside and Homestead Streets. Staff supported not installing curb and gutter and street light conduit, but is requiring the streets be constructed to a rural road section and a turnaround constructed on Glenside Street. Motion was made by Modrick, second by Roberts to approve. Modrick and Evans, spoke in favor of the appeal while Nordstrom spoke against it. Drew asked for this to be continued to the September 16, 2019. Motion carried 9-1 with Nordstrom voting no.

Roberts read in item (PW082719-14) Appeal by Broker Fund Dividend, LLC of an Exception Request partial denial to waive the requirement to install public improvements in Reservoir Road. Motion was made by Drew, second by Lehmann to approve. Modrick & Drew spoke in favor of this appeal while Nordstrom & Evans spoke in opposition to it. After a roll call vote, motion carried 5-4 with Drury, Nordstrom, Strommen, and Armstrong voting no and Roberts abstaining. After the roll call vote, Allender added that he and the Public Works Director will update the Council about the infrastructure plan and what the steps are.

Roberts read in item (PW082719-16) Request by David Bradsky, for Dakri LLC, to reduce June 10, 2019 utility billing by $792.91 incurred for water and sewer usage at property located at 731 St Joseph St. Motion was made by Roberts, second by Nordstrom to deny request. Motion carried.

**Legal & Finance Committee Items**
Mayor read in item (LF082819-04) Approve Resolution No. 2019-070 a Resolution to Approve the Adoption of the Rapid City Affordable Housing Policy. Motion was made by Modrick, second by Armstrong to approve. Motion carried.

RESOLUTION NO. 2019-070
RESOLUTION ADOPTING THE
RAPID CITY AFFORDABLE HOUSING POLICY

WHEREAS, access to quality, safe, attainable housing is a basic need for individuals and families to survive and thrive; and

WHEREAS, availability of housing in Rapid City impacts the strength and resiliency of the local and regional economy; and

WHEREAS, much like communities across the nation, Rapid City is experiencing concerning housing conditions; and

WHEREAS, the Black Hills Knowledge Network conducted the Rapid City Housing Affordability Study (June 26, 2018) to help the Rapid City community understand the local need for affordable housing; and

WHEREAS, the Rapid City Housing Affordability Study found, among other findings, that affordable housing was in short supply for low-income households in the Rapid City market area; and

WHEREAS, in 2014, the City adopted a Plan Rapid City, the City’s Comprehensive Plan, as a tool for ensuring orderly, efficient, and resourceful growth and development in the community; and

WHEREAS, Plan Rapid City Goal BPG-3.2 aims to expand housing varieties to meet the community’s changing needs; and
WHEREAS, Plan Rapid City Goal LC-2.1B directs the City to establish a comprehensive housing strategy and expand the City's purview and approach to housing beyond programs and housing groups currently in place; and

WHEREAS, the City of Rapid City can influence the housing situation through policy interventions and amendments to the Rapid City Municipal Code; and

WHEREAS, the City of Rapid City has adopted zoning regulations in Title 17 of the Rapid City Municipal Code; and

WHEREAS, the purpose of the Rapid City zoning ordinance among others is to promote the safety, health, morals, convenience and general welfare; to encourage the use of lands and natural resources in the city in accordance with their character, adaptability and suitability for particular purposes; to conserve social and economic stability, property values, and the general character and trend of community development; and to prevent excessive concentration of population by providing for the enforcement of such standards.

NOW, THEREFORE, BE IT RESOLVED by the City of Rapid City, hereby adopts the Rapid City Affordable Housing Policy, setting the goals and objectives for establishing Rapid City's Strategic Housing Plan.

DATED this 3rd day of September, 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:

s/ Pauline Sumption
Finance Officer

PUBLIC HEARING ITEMS – Items 50 – 60
CONSENT PUBLIC HEARING ITEMS – Items 50 – 57

Alcohol Licenses
50. Naja Shrine Temple for a SPECIAL EVENT On-Sale Dealer license for an event scheduled for September 14, 2019 at Rapid City Shrine Center, 4091 Sturgis Road
51. Western Dakota Tech Foundation for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine license for an events scheduled for September 14, 2019 and October 17, 2019 at Western Dakota Tech Foundation, 800 Mickelson Drive
52. Senior Citizens Inc. for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine license for an event scheduled for October 11, 2019 at Canyon Lake Activity Center, 2900 Canyon Lake Drive
53. Zonta Club of the Black Hills for a SPECIAL EVENT Off-Sale Wine and Off-Sale Package Malt Beverage licenses for an event scheduled for November 7, 2019 at Rushmore Plaza Civic Center, 444 N. Mt. Rushmore Road
54. Black Hawk Oil, Inc. DBA Mr. Liquor, 3609 Sturgis Road for a Package (off sale) Liquor license TRANSFER from Staple & Spice Market Inc., DBA Staple & Spice Market, 601 Mt. Rushmore Road
55. Staple & Spice Market Inc. DBA Staple & Spice Market, 601 Mt. Rushmore Road, for a Retail (on-off sale) Malt Beverage & SD Farm Wine license and a Retail (on-off sale) Wine and Cider license.
56. Hartmann Enterprises LLC DBA Time Square Liquor, 13 New York Street for a Package (off sale) Liquor license TRANSFER from Bach Investment Inc. DBA Hideaway Casino, 1575 LaCrosse Street Suite D
57. Joachley’s Studios DBA Board & Brush, 705 Indiana Street, for a Retail (on-off sale) Malt Beverage & SD Farm Wine license

Motion was made by Armstrong, second by Drew and carried to approve items 50-57.

END OF CONSENT PUBLIC HEARING CALENDAR

NON-CONSENT PUBLIC HEARING ITEMS – Items 58 – 60
Mayor read in item (No. 19CA002) Resolution 2019-059, a request by City of Rapid City for a Comprehensive Plan Amendment to revise the Rapid City Future Land Use Plan. Motion was made by Drew, second by Drury. Motion carried.

Resolution 2019-059
RESOLUTION AMENDING THE COMPREHENSIVE PLAN
OF THE CITY OF RAPID CITY

WHEREAS, the City of Rapid City has engaged in the comprehensive planning process for the physical development of the municipality, including the areas outside the boundary and within its planning jurisdiction since the initial “City Plan” was adopted in 1949; and

WHEREAS, the Rapid City Planning Commission, after careful study and a public hearing in accordance with SDCL 11-6-17, recommends to this Council a comprehensive plan amendment to update both the Future Land Use Map and the Neighborhood Land Use Categories, components of Rapid City’s Comprehensive Plan titled “Plan Rapid City,” and

WHEREAS, the City Council of Rapid City, carefully considered the proposed amendments along the accompanying maps, plats, charts and descriptive and explanatory matter attached hereto, identified as 19CA002, and incorporated herein as if fully set forth; and

WHEREAS, the City Council of Rapid City South Dakota, held a public hearing in accordance with SDCL 11-6-18 on the proposed revisions to the Rapid City Comprehensive Plan for the City of Rapid City and finds that said revisions constitute a suitable, logical, and timely plan for the future development of the Rapid City area.

NOW, THEREFORE, BE IT RESOLVED, by the City of Rapid City, that the attached comprehensive plan amendment identified as 19CA002, including the accompanying text, maps, charts, and diagrams is hereby approved in accordance with SDCL ch. 11-6.

DATED this 3rd day of September, 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:
s/ Pauline Sumption
Finance Officer

Ordinance 6349 (No. 19RZ025) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Dream Design International, Inc. for Sharaf 5 Properties, LLC for a Rezoning request from High Density Residential District to Urban Commercial District for property
generally described as being located 18 E. Kansas City Street. Having passed its first reading on August 19, 2019 motion was made by Drew, second by Roberts that the title be read the second time. Upon vote being taken the following voted AYE: Roberts, Strommen, Armstrong, Lewis, Lehmann, Drury, Evans, Drew, Nordstrom, and Modrick. NO: None, whereupon the Mayor declared the motion passed and Ordinance 6349 was declared duly passed upon its second reading.

Ordinance 6350 (No. 19RZ026) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Dream Design International, Inc. for BH Capital 4, LLC for a Rezoning request from Low Density Residential District II to Medium Density Residential District for property generally described as being located east of E. Anamosa Street. Having passed its first reading on August 19, 2019 motion was made by Modrick, second by Lehmann that the title be read the second time. Upon vote being taken the following voted AYE: Roberts, Strommen, Armstrong, Lewis, Lehmann, Drury, Evans, Drew, Nordstrom, and Modrick. NO: None, whereupon the Mayor declared the motion passed and Ordinance 6350 was declared duly passed upon its second reading.

**BILLS**
The following bills have been audited:

**BILL LIST - SEPTEMBER 3, 2019**

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Sumption presented the bill list of $5,281,548.00. Motion was made by Nordstrom, second by Drury and carried to authorize (No. CC090519-01) 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 8:12 p.m.

Dated this 3rd day of September, 2019.

ATTEST:

[Signature]
Finance Officer

(SEAL)

CITY OF RAPID CITY

[Signature]
Mayor
A Legal and Finance Committee meeting was held at the City/School Administration Center in Rapid City, South Dakota, on Wednesday, September 11, 2019, at 12:30 p.m.

A quorum was determined with the following members answering the roll call: Laura Armstrong, Darla Drew, Bill Evans, Ritchie Nordstrom, and Lance Lehmann. Absent: Chad Lewis, Becky Drury

(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 AGENDA
Motion was made by Armstrong, second by Lehman and carried to adopt the agenda.

GENERAL PUBLIC COMMENT
None.

CONSENT ITEMS

Motion was made by Armstrong, second by Evans and carried to approve Items 1-10 as they appear on the Consent items with the exception of item No. 5.

1) Approve Minutes for August 28, 2019

MAYOR'S ITEMS

2) LF091119-03 – Confirm the New Appointment of Jamie Toennies and the Reappointment of Herb Kron and Judy Duhamel to the Community Investment Committee

FINANCE DEPARTMENT

3) Acknowledge the Following Volunteers for Worker's Compensation Purposes: Marcia Wald (Fire Department), Della Gissel (Library), Elias Martinez (Library), Riley Murphy (Library)

4) LF091119-05 – Approve Resolution No. 2019-078 a Resolution Levying Assessment for Abatement of Nuisances

5) LF091119-06 – Nordstrom asked Dave Yuhas, Grants Compliance Manager, and Ann Hines, RSVP+ Volunteer Coordinator, to explain to the committee what the possibility of this grant means to the RSVP+ program. Yuhas stated that Black Hills State University had previously sponsored this grant for several years which covered nine counties, and just recently decided to relinquish the grant. The state office then reached out to the City to see if there was an interest in applying for the grant. Yuhas explained that it is important to keep these funds in South Dakota because if the funds leave, they will not come back. The grant would bring an additional $82,000 in federal funds to the program. Yuhas thanked the committee for their support of the program. Hines said there are only three or four RSVP+ programs left in the state and there are currently a little over 600 volunteers in the Pennington County, Fall River area. She added that the grant is a great funding opportunity to help grow the funds, the volunteer base and the program in general, in turn keeping the program off the City budget. Hines said the grant does require approximately 275 volunteers in the Northern Hills area after three years, which currently has between three to four hundred volunteers in that area. Hines has met with Black Hills State and the Advisory Council and they do not see a concern, feeling assured the program will be successful. Finance Officer Sumption pointed out that a couple of years ago the City was looking at discontinuing the program because it was receiving so much
supplemental income from the general fund. Sumption credits Hines and Yuhas for bringing the program where it is today, because not only has the current program been maintained without any general fund money, but also they now have been given this opportunity to expand the program, which is a remarkably quick turnaround in just a couple of years. Hines informed the committee that the Annual Recognition Banquet for the volunteers will be held this Saturday at the Canyon Lake Activities Center at 11:00 am. Nordstrom moved to authorize the Mayor and Finance Officer to sign the 2020 Corporation for National Community Services (CNCS) Grant Application and to Accept if Awarded. Second by Drew. Motion carried.

POLICE DEPARTMENT
6) LF091119-02 – Approve Resolution No. 2019-077 a Resolution Declaring Miscellaneous Personal Property Surplus to be Retired Due to Age and Medical Issues

COMMUNITY DEVELOPMENT
7) LF091119-04 – Authorize Mayor and Finance Officer to Sign the State of South Dakota Agreement/Letter of Agreement with the Department of Environmental and Natural Resources for the Air Quality Program

8) 08TI001 – Brookfield Subdivision – Approve Resolution No. 2019-071 A request by Sperlich Consulting, Inc. for Doeck, LLC to consider an application to Dissolve Tax Increment District No. 67 for property generally described as being located east and west of Haines Avenue and north and south of Country Road

ATTORNEY’S OFFICE
9) LF091119-01 – Authorize Mayor and Finance Officer to Sign Presidential Statues Memorandum of Agreement between the City of Rapid City and the City of Presidents Foundation

10) LF091119-09 – Authorize Mayor and Finance Officer to Sign Amendment to Agreement for Utility Relocation Between the City of Rapid City and Black Hills Power, Inc. for Reimbursement of Power Transmission/Distribution Line Relocation Costs for the Civic Center Expansion Project No. 18-2452

END OF CONSENT CALENDAR

NON-CONSENT ITEMS – Items 11 – 12

Public Comment opened – Items 11 – 12

Public Comment closed

FINANCE DEPARTMENT

12) LF LF091119-08 – Finance Officer Sumption reported that the audit report will not be ready for the Monday night meeting. A special council meeting is being scheduled at the end of September and she is requesting this item be taken to that meeting without recommendation. Nordstrom moved to take item “Approve Audit Report of City of Rapid City – 2018 Financial and Compliance Report” to a special council meeting that will be held at the end of September, a date yet to be determined. Second by Armstrong. Motion carried.

ADJOURN
There being no further business to come before the Council at this time, motion was made by Armstrong second by Evans and carried to adjourn the meeting at 12:40 p.m.
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, September 16, 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, Lance Lehmann, Becky Drury, Bill Evans, and Darla Drew; the following Alderpersons arrived during the course of the meeting: None; and the following were absent: John Roberts and Chad Lewis.

Staff members present included: Finance Officer Pauline Sumption, City Attorney Joel Landeen, Police Chief Karl Jegeris, Assistant Fire Chief Jason Culberson, Community Development Director Ken Young, Public Works Director Dale Tech, and Administrative Coordinator Heidi Weaver-Norris.

ADOPTION OF AGENDA
Motion was made by Drury, second by Modrick and carried to adopt the agenda.

AWARDS AND RECOGNITIONS
Mayor presented the Proclamation for Constitution Week to Debra Shelton of the Daughters of the American Revolution.

Alexandra Licht spoke of her experiences at both Girls State and Girls Nation. She was grateful to have a memorable experience at both.

CONSENT ITEMS – Items 3 – 37
Motion was made by Armstrong, second by Drury and carried to approve items 3-37 with the exception of item 26.

Approve Minutes
3. Approve Minutes for the September 3, 2019 Regular Council meeting.
4. Approve Minutes for the September 10, 2019 Special Council meeting.

Alcoholic Beverage License Applications Set for Hearing (October 7, 2019)
5. Rapid City Chamber of Commerce for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine license for an event scheduled for October 17, 2019 at SDSM&T Pearson Alumni and Conference Center, 330 E Kansas City Street

5A. Rapid City Chamber of Commerce for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine license for an event scheduled for November 12, 2019 at Youth and Family Services, 120 E Adams Street

6. Nash-Finch Company DBA Family Fare, 1516 E Saint Patrick Street for a Package (off sale) Liquor license (Inactive) TRANSFER from Eaglecav LLC DBA Sooper Dooper Liquor, 915 E St Patrick Street

7. Wisdom Inc. DBA Wisdom Inc., 2205 N LaCrosse Street for a Retail (on-sale) Liquor License (Inactive) TRANSFER from The Guadalajara's LLC DBA Guadalajara's Mexican Restaurant & Cantina, 2205 N LaCrosse Street

7A. Brenda Howard DBA Rare Finds Décor, 1141 Deadwood Ave #3, for a retail (on-off sale) Wine and Cider license

Public Works Committee Consent Items
8. PW091019-02: Confirm the new appointment of David Williams to the Historic Preservation Commission and confirm the appointment corrections for John Riker, Chris Wehrle, Patrick Roseland and Jeff Drahotka to the Historic Preservation Commission.

9. PW091019-03: Approve Request for Stormwater Drainage Utility Fee Abatement for Daylight Investments III, LLC, for property located at 1700 Seger Dr., Tax ID 42318, in the amount of $4,739.34 (2018 and 2019)

10. PW091019-04: Authorize Staff to Advertise Bids for Lion Drive Rehabilitation Project No. 18-2474/CIP No. 50549. Estimated Cost $365,000.00

11. PW091019-05: Authorize staff to Advertise for Bids Project No. 2527 / CIP No. 51249 Star of the West Restrooms

12. PW091019-06: Authorize Staff to Advertise for Bids for Park Drive Storm Sewer Repair, Project No. 19-2483 / CIP No. 51184, Estimated Cost $60,000.

13. PW091019-07: Approve Change Order 1 F to Underground Construction, Inc. for 7th Street Water Extension St. Cloud to Franklin St. and St. James Sanitary Sewer Mt. Rushmore Rd to 9th St. Project #18-2433/CIP 51199 for an increase of $12,891.95.

14. PW091019-08: Approve Correction to funding source identified in original award recommendation for bid of 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

15. PW091019-14: Approve Correction to funding source identified in original award recommendation for bid of Joint Sealing/Panel Replacement Campell Street, Project No. 18-2472 / CIP No. 50445 opened on May 28, 2019 to the lowest responsible bidder, J.V. Bailey Co., Inc. in the amount of $387,710.80.

16. PW091019-11: Authorize Mayor and Finance Office to Sign Agreement between the City of Rapid City and Yasmeen Dream 111, LLC for Oversize Water Main Cost Reimbursement, not to exceed $72,200.00, for approximately 1,280 linear feet within the future E Philadelphia Street Right-Of-Way.

17. PW091019-12: Authorize Mayor and Finance Office to Sign Agreement between the City of Rapid City and Yasmeen Dream 111, LLC for Oversize Water Main Cost Reimbursement, not to exceed $191,000.00, to increase the size of low level water main from 8" to 20" for approximately 820 linear feet and upsize the high level water main from 12" to 16" for approximately 750 linear feet within future E. Anamosa Street Right-Of-Way.

18. PW091019-13: Authorize Mayor and Finance Office to Sign Agreement between the City of Rapid City and Yasmeen Dream 111, LLC to allow conversion of existing 12" Low Level Water Main to High Level Water Main (North Rapid Zone) and payment be made to the City for replacement of their share of the costs for original 12" pipe.

19. PW091019-10: Authorize Mayor and Finance Office to sign Joint Powers Financial and Maintenance Agreement with the Department of Transportation for Roadway Safety Improvement Project PH 005S(401) PCN 06C6 to install retroreflective back plates on 53 City-owned traffic signals.

20. PW091019-01: Authorize the Solid Waste Division to purchase a recycling baler for the Material Recovery Facility (MRF) from Source Well with vendor Recovery Systems, Inc. for a total cost of $537,287.00. Funding will be from the Solid Waste Division with a 50% reimbursement from a SDDENR Solid Waste Grant

21. PW091019-09: Authorize Mayor and Finance Office to sign Resolution No. 2019-072 to apply for and, if awarded, accept an SD DENR grant and loan for the Cell 16 Closure/GCCS System, Litter Control Netting Along Perimeter of Cell #18, and Cell #15 Project Analysis, and authorizing the Public Works Director or designee to administer the grant, if awarded.

RESOLUTION NO. 2019-072
A RESOLUTION SUPPORTING A SOLID WASTE MANAGEMENT GRANT AND LOAN FOR CELL 16 CLOSURE/GCCS SYSTEM, LITTER CONTROL NETTING ALONG PERIMETER OF CELL 18, AND CELL #15 PROJECT ANALYSIS
WHEREAS, the City of Rapid City Solid Waste Division wishes to fund four project components necessary for operation of its Solid Waste Division; and

WHEREAS, the City of Rapid City Solid Waste Division is eligible to apply for a South Dakota Department of Environment and Natural Resources (SD DENR) Solid Waste Management grant and loan for funding of these project; and

WHEREAS, the City Council and Mayor support the need for these projects and support securing grant and loan funding from SD DENR for these projects; and

WHEREAS, the Common Council adopts this Resolution to authorize Public Works staff to take any action necessary to apply for and to administer the SD DENR grant and loan, to facilitate project reimbursement, and to effectuate application and reimbursement requests.

NOW, THEREFORE, BE IT RESOLVED the Common Council authorizes the Mayor and Finance Officer to take any action necessary to apply for this grant and loan and, if awarded, to accept the SD DENR grant and loan.

BE IT FURTHER RESOLVED that the Common Council authorizes the Director of Public Works or his designee to administer the SD DENR grant and loan and to facilitate project reimbursement, and to otherwise act on the City’s behalf to process and fulfill the terms of the SD DENR grant and loan. Such authorization includes, but is not limited to, certification and execution of payment requests on behalf of the City.

I, Steve Allender, Mayor of the City of Rapid City, hereby certify that the foregoing resolution was passed by the City of Rapid City Common Council at a meeting held on the 16 day of September 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:
s/ Pauline Sumption
Finance Officer

22. 19VR004: Murphy Ranch Estates and Murphy’s Subdivision – Acknowledge the Tabling of Resolution 2019-067 - A request by Davis Engineering, Inc. for Murphy Brothers Partnership, LLC to consider an application for a Vacation of Right-of-Way for right-of-way adjacent to Lots 1 and 2 of Murphy’s Subdivision and Tract F of NW1/4 of Section 14, T1N, R8E, BHM, Pennington County, South Dakota, more generally described as being located south of the current terminus of Knuckleduster Road.

23. PW091019-15: Approve Resolution No. 2019-080 Amending the Policy of the City of Rapid City to Defray the Cost of Cleaning of Property Damaged by Sewer Backups.

RESOLUTION # 2019-080
A RESOLUTION AMENDING THE POLICY OF THE CITY OF RAPID CITY TO DEFRAY THE COST OF CLEANING OF PROPERTY DAMAGED BY SEWER BACKUPS

WHEREAS, from time to time a blockage of a portion of the City’s sewer system causes sewage to backflow into private buildings without fault on the part of the City; and
WHEREAS, the City has no legal liability for such events not occasioned by negligence on the part of the City; and

WHEREAS, homeowner's insurance typically does not cover the damage for such events; and

WHEREAS, the City finds that the public health, safety, and interest would be served by having property damaged by sewer backup flows cleaned by commercial cleaners; and

WHEREAS, the Common Council of the City of Rapid City has previously adopted a policy concerning the reimbursement of property owners for damage caused by sewer backups; and

WHEREAS, the Common Council desires to amend said policy.

NOW THEREFORE, BE IT RESOLVED by the City of Rapid City that the City hereby declares the following policy:

1. The City shall provide a reimbursement to help defray the cost of clean up to the owner or renter of a private building which experiences a backflow of sewage from the City sewer system into such building. Such reimbursement shall be according to the terms of this Resolution.

2. The amount of such reimbursement shall be four dollars ($4.00) per affected square foot per event. The reimbursement is to defray the cost in time and expense for cleaning of the affected area and is not meant to compensate the property owner for loss, damage to, or replacement of real or personal property. If the property owner has insurance which covers the cost of cleanup, the amount of the reimbursement shall be limited to the deductible and other out of pocket costs related to clean up not covered by insurance. "Affected square foot" shall mean each square foot of floor space that came into contact with sewage that flowed from the City sewer system. Any reimbursement above Five Thousand Dollars ($5,000) requires Council notification at a public meeting. Alternatively, the City shall reimburse such owner or occupant for the cost of rental of cleaning equipment, not to exceed Two Hundred Dollars ($200).

3. No reimbursement shall be made if the Public Works Director, or their designee, shall determine the obstruction occurred in the service line of the building or was caused by the action or negligence of a person or entity other than the City.

4. Once a claim has been paid, the matter shall be considered settled, and no additional claims may be made or payments processed.

5. Before any reimbursement shall be made, the owner or occupant shall execute a full release and hold harmless agreement releasing and indemnifying the City from any liability arising from the event, and warranting against any future claims against the City arising from that specific event.

6. No agent of the City is authorized to make any representation regarding the City’s policy, except to provide copies of this resolution.

7. The City and its agents shall not recommend any particular commercial cleaner; however, the Public Works Department may provide a list of commercial cleaners who have expressed willingness to do such clean-up work.
8. Any reimbursement under this policy shall be made only to the owner or occupant and shall, in no event, be made directly to a commercial cleaner.

9. The City Council of the City of Rapid City shall, in any event, be the authority in determining any interpretation, exception, appeal, or other issues relating to this policy or the operation of the sewer system.

10. For more information on filing a claim, please contact Utility Maintenance at 394-4163.

DATED this 16th day of September, 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:
s/ Pauline Sumption
Finance Officer

Legal & Finance Committee Consent Items

24. LF091119-03 – Confirm the New Appointment of Jamie Toennies and the Reappointment of Herb Kron and Judy Duhamel to the Community Investment Committee

25. Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Marcia Wald (Fire Department), Della Gissel (Library), Elias Martinez (Library), Riley Murphy (Library)

27. LF091119-06 – Authorize the Mayor and Finance Officer to sign the 2020 Corporation for National Community Services (CNCS) Grant Application and to Accept if Awarded.

28. LF091119-02 – Approve Resolution No. 2019-077 a Resolution Declaring Miscellaneous Personal Property Surplus to be Retired Due to Age and Medical Issues

Resolution #2019-077
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:
   K9 Stryker
   -retiring due to age and medical issues

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 16th day of September, 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:
s/ Pauline Sumption  
Finance Officer

29. LF091119-01 – Authorize Mayor and Finance Officer to Sign Presidential Statues Memorandum of Agreement between the City of Rapid City and the City of Presidents Foundation

30. LF091119-09 – Authorize Mayor and Finance Officer to Sign Amendment to Agreement for Utility Relocation Between the City of Rapid City and Black Hills Power, Inc. for Reimbursement of Power Transmission/Distribution Line Relocation Costs for the Civic Center Expansion Project No. 18-2452

Community Development Consent Items

31. LF091119-04 – Authorize Mayor and Finance Officer to Sign the State of South Dakota Agreement/Letter of Agreement with the Department of Environmental and Natural Resources for the Air Quality Program

32. 08T1001 – Brookfield Subdivision – Approve Resolution No. 2019-071 A request by Sperlich Consulting, Inc. for Doeck, LLC to consider an application to Dissolve Tax Increment District No. 67 for property generally described as being located east and west of Haines Avenue and north and south of Country Road

RESOLUTION NO. 2019-071
A RESOLUTION DISSOLVING TAX INCREMENT DISTRICT NUMBER SIXTY SEVEN

WHEREAS, the City of Rapid City created Tax Increment District Number Sixty Seven effective February 13, 2009; and

WHEREAS, there are no longer any reimbursable project costs remaining to be paid; and

WHEREAS, the City Council of the City of Rapid City is authorized to dissolve this Tax Increment District pursuant to SDCL 11-9-46(2),

NOW, THEREFORE, BE IT RESOLVED by the City of Rapid City that the Tax Increment District Number Sixty Seven be and is hereby dissolved.

BE IT FURTHER RESOLVED that any funds which are deposited in the Tax Increment District Number Sixty Seven Special Fund, pursuant to SDCL 11-9-31, be distributed as provided by SDCL 11-9-45.

DATED this 16th day of September, 2019.

CITY OF RAPID CITY  
s/ Steve Allender  
Mayor

ATTEST:  
s/ Pauline Sumption  
Finance Officer

Bid Award Consent Items

33. CC091619-04.1 – Approve award of total base bid plus Alternate 1, Alternate 2, Alternate 4 and Alternate 5 for City Hall Administration Center Renovation, Project No. 19-2491 / CIP No. 51225 opened on September 10, 2019 to the lowest responsible bidder, MAC Construction Co., Inc. in the amount of $1,710,000.00.
34. CC091619-04.2 – Approve award of total bid for E Saint Francis Street, Project No. 19-2514 / CIP No. 51237 opened on September 10, 2019 to the lowest responsible bidder, Simon Contractors of SD, Inc. in the amount of $102,282.50.

35. CC091619-04.3 – Approve award of total bid for Gray Fox Court and Fox Run Drive Storm Sewer Outfall Stabilization, Project No. 18-2444 / CIP No. 51167 opened on September 10, 2019 to the lowest responsible bidder, Lind-Exco, Inc. in the amount of $346,936.17.

36. CC091619-04.4 – Approve award of total bid for Tower Court Storm Sewer Outfall Stabilization, Project No. 18-2455 / CIP No. 51203 opened on September 10, 2019 to the lowest responsible bidder, Lind-Exco, Inc. in the amount of $392,917.38.

37. CC091619-04.5 – Continue award of bid for One Stationary 75 KVA Natural Gas Fueled Generator and Automatic Transfer Switch opened on September 10, 2019 to the October 7, 2019 Council meeting.

END OF CONSENT ITEMS

Mayor read in item (LF091119-05) Approve Resolution No. 2019-078 a Resolution Levying Assessment for Abatement of Nuisances. Sumption stated that the Secretary of Housing and Urban Development had paid the two assessments for the property at 216 E Fairmont Blvd. Motion was made by Modrick, second by Evans to approve the assessment roll with the exception of items 12 and 13. Motion carried.

RESOLUTION NO. 2019-078
RESOLUTION LEVYING ASSESSMENTS FOR ABATEMENT OF NUISANCES

BE IT RESOLVED by the City Council of the City of Rapid City, South Dakota, as follows:

1. The City Council has made all investigations which it deems necessary and has found and determined that the condition of your property had constituted a nuisance. The City abated this nuisance. The cost of the abatement, including administrative costs, is the amount stated in the proposed Assessment Roll for Abatement of Nuisances.

2. The Assessment Roll for Abatement of Nuisances is hereby approved and assessments thereby specified are levied against each and every lot, piece, or parcel of land thereby described.

3. Such assessments, unless paid within thirty (30) days after the filing of the assessment roll in the Office of the Finance Officer, shall be certified as delinquent to the Pennington County Auditor and payable through the Pennington County Treasurer’s Office with the statutory interest rate.

DATED this 16th day of September, 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:

s/ Pauline Sumption
Finance Officer

NON-CONSENT ITEMS – Items 38 – 43

Ordinances
Ordinance 6348 (LF091119-07) an Ordinance Regarding Supplemental Appropriation #6 for 2019. Motion was made by Modrick, second by Nordstrom and carried that Ordinance 6348 be placed upon its first reading and the title was fully and distinctly read and second reading set for Monday, October 7, 2019.
Ordinance 6357 (No. 19RZ030) an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KTM Design Solutions, Inc. for Yasmeen Dream, LLC for a Rezoning request from Medium Density Residential District to Office Commercial District for property generally described as being located south of Jaffa Garden Way and west of Elderberry Boulevard. Drew was concerned the zoning is not diverse enough. Young confirmed there is enough recreation and open space. Motion passed 8-0. Ordinance 6357 was placed upon its first reading and the title was fully and distinctly read and second reading set for Monday, October 7, 2019.

Ordinance 6358 (No. 19RZ031) an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KTM Design Solutions, Inc. for Yasmeen Dream, LLC for a Rezoning request from General Agricultural District to Office Commercial District for property generally described as being located south of Jaffa Garden Way and west of Elderberry Boulevard. Motion was made by Modrick, second by Drury and carried that Ordinance 6358 be placed upon its first reading and the title was fully and distinctly read and second reading set for Monday, October 7, 2019.

Ordinance 6359 (No. 19RZ032) an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KTM Design Solutions, Inc. for Yasmeen Dream, LLC for a Rezoning request from General Agricultural District to Office Commercial District for property generally described as being located south of Jaffa Garden Way and west of Elderberry Boulevard. Motion was made by Modrick, second by Drury and carried that Ordinance 6359 be placed upon its first reading and the title was fully and distinctly read and second reading set for Monday, October 7, 2019.

Ordinance 6360 (No. 19RZ033) an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Longbranch Civil Engineering, Inc for John Parker and Rob Scull for a Rezoning Request from Office Commercial District to General Commercial District for property generally described as being located southeast of the intersection of 5th Street and Parkview Drive. Motion was made by Drew, second by Drury and carried to approve in conjunction with associated Final Planned Development Overlay (File #19PD038) and that Ordinance 6360 be placed upon its first reading and the title was fully and distinctly read and second reading set for Monday, October 7, 2019.

**Public Works Committee Items (NONE)**

Mayor stated that council needed to decide the effective date on item PW091019-15. Landeen said it could be retroactive as of January 1, 2019 or it could be today's date. Mayor suggested that January 1, 2019 be the effective date. Motion was made by Modrick, second by Lehmann that the effective date of resolution 2019-080 be January 1, 2019.

**Legal & Finance Committee Items**

Drury read in Item (LF091119-08) Approve Audit Report of City of Rapid City – 2018 Financial and Compliance Report. Sumpion stated that the second audit review did not take place because an auditor had an emergency. Motion was made by Lehmann, second by Nordstrom and carried to schedule a special council meeting on Wednesday, September 25, 2019 at 12:00 p.m.

**PUBLIC HEARING ITEMS – Items 44 – 53**

**CONSENT PUBLIC HEARING ITEMS – Item 44 – 50**

**Alcohol Licenses**

44. Moyle Petroleum Company DBA Common Cents Food Store #125, 1821 N. Elk Vale Rd for a Package (off sale) Liquor license TRANSFER from Moyle Petroleum Company DBA Sheridan Lake Common Cents, 2808 Sheridan Lake Road
45. Moyle Petroleum Company DBA Common Cents Food Store #125, 1821 N. Elk Vale Rd for a Retail (on-sale) Malt Beverage & SD Farm Wine license TRANSFER from Shooters Inc. DBA Shooters Wood Fire Grill (Inactive), 2424 West Main Street
46. Moyle Petroleum Company DBA Sheridan Lake Common Cents #105, 2808 Sheridan Lake Rd, for a Retail (on-sale) Wine and Cider license
47. Naja Shrine Temple for a SPECIAL EVENT On-Sale Malt Beverage license for an event scheduled for September 28, 2019 at Rapid City Shrine Center, 4091 Sturgis Road
49. Sherree Schriver DBA Jambonz Deux, 740 Mt. View Road for a Retail (on-sale) Malt Beverage & SD Farm Wine license and Retail (on-sale) Wine and Cider license TRANSFER from Sherree Schriver DBA Jambonz Deux, 516 7th Street
50. First National Bank Rapid City DBA Ramada Hotel & Suites F&B, 1902 N. LaCrosse Street for a Retail (on-sale) Liquor license TRANSFER from LaCrosse Hospitality Management LLC DBA Ramada, 1902 N LaCrosse Street

Motion was made by Armstrong, second by Strommen and carried to approve Items 44-50.

END OF CONSENT PUBLIC HEARING CALENDAR

NON-CONSENT PUBLIC HEARING ITEMS – Items 51 – 53
Ordinance 6353 (No. 19RZ027) Second Reading, Ordinance 6353, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Dream Design International, Inc. for Yasmen Dream, LLC for a Rezoning Request from General Commercial District to Office Commercial District for property generally described as being located northwest of Jaffa Garden Way. Having passed its first reading on September 3, 2019 motion was made by Nordstrom, second by Drury that the title be read the second time. Upon vote being taken the following voted AYE: Strommen, Armstrong, Lehmann, Drury, Evans, Drew, Nordstrom, and Modrick. NO: None, whereupon the Mayor declared the motion passed and Ordinance 6353 was declared duly passed upon its second reading.

Ordinance 6354 (No. 19RZ028) Second Reading, Ordinance 6354, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Dream Design International, Inc. for Community Enhancement LLC II for a Rezoning Request from General Commercial District to Office Commercial District for property generally described as being located south of Jaffa Garden Way. Having passed its first reading on September 3, 2019 motion was made by Modrick, second by Nordstrom that the title be read the second time. Upon vote being taken the following voted AYE: Strommen, Armstrong, Lehmann, Drury, Evans, Drew, Nordstrom, and Modrick. NO: None, whereupon the Mayor declared the motion passed and Ordinance 6353 was declared duly passed upon its second reading.

19VR003 - Airport Addition - Deny Resolution 2019-058 - A request by Fisk Land Surveying and Consulting Engineers, Inc for David Ritter to consider an application for a Vacation of Right-of-Way for that portion of Wood Avenue right-of-way adjoining Blocks 11 and 12 of Airport Addition, located in the NW1/4 of Section 25, T2N, R7E, BHM, Rapid City, Pennington County, South Dakota, more generally described as being located within Wood Avenue lying south of Knollwood Drive. Tech indicated that this area is identified as a future connector and the city should not give up the right-of-way. Motion was made by Nordstrom, second by Strommen and carried to deny the resolution.

EXECUTIVE SESSION
Motion was made by Armstrong, second by Drury and carried to go into Executive Session at 7:03 p.m. to consult with legal counsel regarding proposed or pending litigation pursuant to SDCL 1-25-2(3). Motion was made by Armstrong, second by Lehmann and carried to come out of Executive Session at 8:11 p.m. with all members present except Drury. She returned at 8:12 p.m.
BILLS
The following bills have been audited:

BILL LIST - SEPTEMBER 16, 2019

P/ROLL PERIOD END 08/31/19, PD 09/06/19 1,847,006.71
PIONEER BANK & TRUST, 08/31/19 P/ROLL TAXES, PD 09/06/19 485,240.23
WELLMARK INC, HEALTH CLAIMS THROUGH 09/06/19, PD 09/12/19 157,625.37
WAGE WORKS, SECTION 125 CLAIMS THROUGH 09/02/19, PD 09/03/19 3,565.63
WAGE WORKS, SECTION 125 CLAIMS THROUGH 09/09/19, PD 09/10/19 3,945.58
SOUTH DAKOTA RETIREMENT SYSTEM, AUG19 RETIREMENT, PD 09/09/19 473,418.11
BERKLEY ASSIGNED RISK SERVICES, AUG19 CLAIMS, PD 09/06/19 44,209.06
US BANK, CREDIT CARD CHARGES, PD 08/30/19 66,488.31
US BANK, CDEV CREDIT CARD CHARGES, PD 08/30/19 840.44
WEST RIVER ELECTRIC ASSOCIATION, ELECTRICITY, PD 09/10/19 21,018.30
BLACK HILLS ENERGY, ELECTRICITY, PD 09/10/19 38,747.31
COMPUTER BILL LIST, 3,688,483.90
CDEV COMPUTER BILL LIST 1,208.09
SUBTOTAL 6,831,794.94
RSVP, P/ROLL PERIOD END 08/31/19, PD 09/06/19 1,447.13
RSVP, PIONEER BANK & TRUST, 08/31/19 P/ROLL TAXES, PD 09/06/19 412.31
RSVP, COMPUTER BILL LIST 201.26
TOTAL 6,833,855.64

Sumption presented the bill list of $6,833,855.64. Motion was made by Nordstrom, second by Modrick and carried to authorize (No. CC091619-01) 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 Modrick, second by Armstrong and carried to adjourn the meeting at 8:12 p.m.

Dated this 16th day of September, 2019.

ATTEST:

[Signature]
Finance Officer

(SEAL)

CITY OF RAPID CITY

[Signature]
Mayor
LEGAL AND FINANCE COMMITTEE MINUTES
Rapid City, South Dakota
October 2, 2019

A Legal and Finance Committee meeting was held at the City/School Administration Center in Rapid City, South Dakota, on Wednesday, October 02, 2019, at 12:30 p.m.

A quorum was determined with the following members answering the roll call: Becky Drury, Darla Drew, Lance Lehmann, Ritchie Nordstrom and Chad Lewis. Absent: None

(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 AGENDA
Motion was made by Nordstrom, second by Drew and carried to adopt the agenda.

GENERAL PUBLIC COMMENT
None.

CONSENT ITEMS
Drew conveyed that she would like to see the meetings again televised.
Motion was made by Lewis, second by Drew and carried to approve Items 1-18 as they appear on the Consent Items with the exception of Item Nos. 7 and 17.

1) Approve Minutes for September 11, 2019

MAYOR’S ITEMS
2) LF100219-08 – Confirm the New Appointments of Alan Solano and Liz Hamburg and the Reappointment of Judy Duhamel and Jamie Toennies to the Community Investment Committee.

POLICE DEPARTMENT
3) LF100219-07 – Authorize the Mayor and Finance Officer to Sign and Accept the SAMHSA Garrett Lee Smith/Tribal Youth Suicide Sub-Award

FIRE DEPARTMENT
4) LF100219-09 – Authorize Staff to Apply for and Accept if Awarded the Fire Adapted Communities Learning Network Grant

FINANCE DEPARTMENT
5) Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Danielle High Bear (Parks and Recreation), Lynne Enochson (Parks and Recreation), Ashley Vincent (Parks and Recreation), Bruce Conger (Parks and Recreation)

6) LF100219-01 – Approve Request for Property Tax Abatement as follows: Bruce Nerison on Behalf of Daylight Investment III LLC; 2017, $3,351.90; and 2018, $3,438.52 [Combined Total for all Rapid City: $6,790.42] Assessed Value Based on 9.7 Acre Site, 1.7 Acres is the Actual Size

7) LF100219-02 – Nordstrom pointed out the early dip in the general fund cash balance on the report that is normally seen in September and October, but is now seen here in August. Finance Officer Sumption clarified that there was only one sales tax check received in August but have since received the second payment, bringing the general fund right at 8 million. Sumption added that there have been three payments received in September which should even it out at that point.
LEGAL AND FINANCE COMMITTEE
October 2, 2019

Nordstrom made a motion to acknowledge the August 2019 General Fund Cash Balance Report. Second by Lehmann. Motion carried.

8) LF100219-03 – Acknowledge July 2019 Sales Tax Report

9) LF100219-11 – Approve Resolution No. 2019-082 a Resolution Authorizing the Issuance and Sale of Airport Revenue Refunding Bonds, Series 2019A (PFC Supported)

COMMUNITY DEVELOPMENT

10) LF100219-04 – Authorize the Mayor and Finance Officer to Sign the FY2019 Community Development Block Reallocation Grant Contract for Abbott House, Inc.

11) LF100219-05 – Authorize the Mayor and Finance Officer to Sign the FY2019 Community Development Block Reallocation Grant Contract and the Indenture of Restrictive Covenants for Feeding South Dakota

12) LF100219-06 – Authorize the Mayor and Finance Officer to Sign the FY2019 Community Development Block Reallocation Grant Contract and the Indenture of Restrictive Covenants for JB Holdings

13) LF100219-10 – Approve the Proposed Amendments to the FY2018 Annual Action Plan and 30-Day Comments if Applicable

14) 19TP022 – Approve the 2020 Unified Planning Work Program – Final Report

15) 19TP023 – Approve the Agreement between the City of Rapid City and the South Dakota Department of Transportation for Accomplishing the Rapid City Area Transportation Planning Process in the Amount of $533,684.62

16) 19TP024 – Approve the 2019 Unified Planning Work Program Amendment #19-03

17) 19TP025 – Drew asked for the approximate start date of the study and what prompted the request for the study. Kip Harrington from Long Range Planning stated that once the contract is signed, it should start by the end of October, expecting the study to take six to eight months to complete. He explained that the study derived from the downtown masterplan which identified the desire for a better connection between downtown, Memorial Park and the Civic Center. There is anticipation of increased traffic between downtown and the new event center as the Civic Center is redeveloped. The City is looking for ways to improve that area as a pedestrian and bicycle walkway for people to utilize downtown without having to drive back and forth. He expressed the difficulty in crossing Omaha Street due to the volume of traffic and with it being a divided six lane road, pedestrians do not feel safe crossing it a majority of the time. The pedestrian signal is also difficult to coordinate with the traffic signals at both 5th Street and Mt. Rushmore Road and the Department of Transportation is very supportive of removing another signal from their system. The City is looking at possibly creating a grade separated intersection in which Omaha Street would be lowered in grade below the normal roadway surface and Sixth Street would continue over the top of that to provide that opportunity for pedestrians to cross over Omaha Street without any conflicts with vehicular traffic. The study will look at Sixth Street from the Performing Arts Center on the south to the Civic Center at the north, examining all of the different bicycle and pedestrian connections along with looking at how to reroute the bus system if the Sixth and Omaha intersection were to be closed off. The study will answer a lot of these questions. The Department of Community Development Director, Ken Young will be at the City Council meeting Monday night to answer any questions. Lewis moved to authorize the Mayor and Finance Officer to Sign the Professional Services Agreement for the Sixth and Omaha Street Pedestrian and Bicycle Crossing Study and
LEGAL AND FINANCE COMMITTEE
October 2, 2019
Sixth Street Promenade Corridor Master Plan with Felsburg Holt & Ullevig in an Amount not to exceed $125,097.00. Second by Nordstrom. Motion carried.

PUBLIC WORKS
18) LF081419-08 – Authorize Mayor and Finance Officer to Sign Agreement Between the City of Rapid City and Yasmeen Dream, LLC, for Construction of Drainage Channel on Johnson Ranch Property (Continued from August 14, 2019 Legal and Finance Committee Meeting)

END OF CONSENТ CALENDAR

NON-CONSENT ITEMS – Items 19 – 20

Public Comment opened – Items 19 – 20
Public Comment closed

FINANCE DEPARTMENT
19) LF091119-07 – Lewis moved to approve the Second Reading and Recommendation of Ordinance No. 6348 Regarding Supplemental Appropriation #6 for 2019. Second by Drew. Motion carried.

COMMUNITY DEVELOPMENT
20) 19OA005 – Drew asked Assistant City Attorney Carla Cushman to explain the ordinance amendment. Cushman explained that this ordinance amendment clarifies that the City does not regulate small cell facilities through its zoning code but instead requires that an agreement must be executed between the provider/company and the City before these (small cell facilities) can be placed on public property, including the right-of-way. Verizon recently entered into an agreement with the City which came before the City Council and this is what the City wants other companies coming in to do before they use public space for these types of small cell facilities. Cushman said some cities have decided to use their ordinances to regulate these and other cities such as Sioux Falls, Spearfish and Sturgis have passed an ordinance regulating small cells with agreements. Rapid City has decided to go the route of negotiating with each company individually through an agreement. Nordstrom asked if there is availability to go to 5G. Cushman pointed out that small cells provide 4G as well as 5G and the City has been told by Verizon, that they are not promising 5G at all, they are increasing the quality of the 4G network. She also noted that these small cell facilities provide 5G elsewhere, so in the future, these will become more and more common everywhere, including Rapid City. She added that the Federal government makes the distinction between microcell and small cells and federal law defines small wireless facilities as technology generally attached to existing poles in the right of way; they are generally less than fifty feet in height, the antenna is less than three cubic feet in volume, and the associated equipment is a small size also. The large towers are continuing to be regulated under the zoning code and no changes are being made to that. Lewis moved to approve the Introduction and First Reading of Ordinance No. 6355 An Ordinance Amendment Amending Title 17 of the Rapid City Municipal Code to Exempt Small Wireless Facilities from the Definition of Microcell Wireless Communication Facilities. Second by Lehmann. Motion carried.

ADJOURN
There being no further business to come before the Council at this time, motion was made by Lewis second by Drew and carried to adjourn the meeting at 12:49 p.m.
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, October 7, 2019, at 6:30 P.M.

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

Staff members present included: Finance Officer Pauline Sumption, City Attorney Joel Landeen, Police Chief Karl Jegeris, Assistant Fire Chief Jason Culberson, Community Development Director Ken Young, Engineering Project Manager Ted Johnson, Engineering Division Manager Dan Coon, Long-Range Planner Kip Harrington, Parks and Recreation Director Jeff Biegl and Administrative Coordinator Heidi Weaver-Norris.

ADOPTION OF AGENDA
Motion was made by Modrick, second by Armstrong and carried to adopt the agenda.

AWARDS AND RECOGNITIONS
Mayor Allender, along with Jeff Biegl, Chief Karl Jegeris, Assistant Chief Jason Culberson, and Dan Coon presented the following individuals with their Employee Years of Service Recognitions: Amy Graves, Christopher Hall, Kyle Akers, Richard Holt, Jeffrey Barber and Jeffrey Haberstroh. They were thanked for their service and dedication to the City of Rapid City.

Lysann Zeller presented the Sustainability Award to the Fork Real Community Café. Rhonda and David Pearcy accepted the award and thanked everyone.

Mayor Allender presented the World Habitat Day Proclamation to Scott Engmann, Executive Director of the Black Hills Habitat for Humanity. Engmann thanked all involved and looked forward to helping with more projects.

GENERAL PUBLIC COMMENT
Darla Drew called a point of privilege. She was thankful that over 200 people could exercise their right to protest in a peaceful manner. She indicated that environmental activists Greta Thunberg and Tokatawin Iron Eyes spoke eloquently. She thanked Laura Armstrong and all that were involved for keeping it peaceful and safe. Armstrong stated that it was a remarkable event. She was proud of Rapid City today. She said it was peaceful, positive, productive, and powerful. She also thanked the police department for keeping everyone safe.

NON-PUBLIC HEARING ITEMS — Items 4 – 50
CONSENT ITEMS — Items 4 – 44
The following item was removed from the Consent Items:

44. 19TP025 — Authorize the Mayor and Finance Officer to Sign the Professional Services Agreement for the Sixth and Omaha Street Pedestrian and Bicycle Crossing Study and Sixth Street Promenade Corridor Master Plan with Felsburg Holt & Ullevig in an Amount not to exceed 125,097.00.
Motion was made by Lewis, second by Armstrong and carried to approve items 4-44 with the exception of item 44.

Approve Minutes
4. Approve Minutes for the September 16, 2019 Regular Council meeting.
5. Approve Minutes for the September 25, 2019 Special Council meeting.

Alcoholic Beverage License Applications Set for Hearing (October 21, 2019)
6. Pennington County Democratic Party for a SPECIAL EVENT On-Sale Malt Beverage license for an event scheduled for November 3, 2019 at Canyon Lake Activity Center, 2900 Canyon Lake Dr.
7. PV Rapid LLC DBA Puerto Vallarta Mexican Restaurant & Tequila Bar, 2205 N Lacrosse Street for a Retail (on-sale) Liquor License (Inactive) TRANSFER from Wisdom, Inc. DBA Wisdom Inc., 2205 N. Lacrosse Street
9. OC Rapid City LLC DBA Old Chicago Restaurant, 1718 Eglin Street for a Retail (on-sale) Liquor – Restaurant license TRANSFER from Black Hills BBQ Inc. DBA Famous Dave’s BBQ, 1718 Eglin Street

Public Works Committee Consent Items
10. PW100119-01: Confirm the reappointments of Galen Hoogestraat, Kelly Arguello (3-mile Radius), Mike Quasney and Mike Golliher to the Planning Commission
11. PW100119-02: Confirm the reappointment of Brittany Neiles; Chris Wehrle and Patrick Roseland to the Historic Preservation Commission.
12. PW100119-03: Approve Change Order 1 F to Western Construction, Inc. for Park Drive Overlay Project. Project #18-2475/CIP 50798 for an increase of $5,706.23.
14. PW100119-05: Authorize Mayor and Finance Office to Sign an Agreement between the City of Rapid City and Bartlett & West for Final Design, Bidding and Construction Professional Services for Northridge Booster Pump Station and Stone Creek Booster Pump Station Improvements, Project Number 14-2178/ CIP 50812.CD, in the amount of $133,142.
15. PW100119-06: Authorize Mayor and Finance Officer to sign the “South Dakota Department of Transportation Agreement for Use and Restoration of Detour and/or Wet Weather Detour” for the LaCrosse Street Interchange Utility Improvements, Project No. 16-2318 / CIP No. 51108.
16. PW100119-07: Authorize Mayor and Finance Officer to Sign an Agreement between the City of Rapid City and FMG Engineering, Inc. for Wildwood Area Reconstruction Projects, Project No. 19-2504 / CIP No. 51004. In the amount of $393,101.00.
17. PW100119-08: Authorize Mayor and Finance Officer to Sign an Amendment to Agreement Number 614730 with the State of South Dakota Department of Transportation for cost-sharing and property transfers between the City and the State for City project W. Omaha Street Utilities – Sheffer Street to 12th Street, Project No. 16-2099 / CIP 50904, State projects P 0231(13)79 PCN 03CP, NH 0044(167)44 PCN 027K and P 0044(00) PCN 06WX.
18. PW100119-09: Authorize staff to re-advertise for W Main and Jackson Blvd Panel Repair Project, Project No. 19-2513 / CIP 50445 for $260,000.
19. PW100119-10: Authorize Staff to Advertise for Bids for Knollwood Drainage Basin Element 3 Improvement, Project No. 19-2526 / CIP No. 51248, Estimated Cost $170,000.
21. PW100119-12: Authorize Mayor and Finance Officer to sign an agreement between the City of Rapid City and Richard and Suzanne Gabrielson for construction of a public sewer main along Jake Road.
22. PW100119-14: Approve Extension of contract bid to the following contractors for the Parking Lot Contracts for the 2019-2020 snow season: G.J. Holsworth Lots 6-2 and 9, JMD Excavating Lots 4, 5, 7, 8 and West Boulevard Lot.


24. PW100119-17: Authorize Mayor and Finance Office to Sign an Agreement between the City of Rapid City and FMG Engineering for Professional Engineering Services for Tower Road Stabilization Project, Project No. 19-2537/CIP No. 51254 in the amount of $41,650.00

25. PW100119-16: Authorize Mayor and Finance Officer to sign agreement between the City of Rapid City and Dakota Pump, Inc. (DPI) for Professional Services Supervisory Control and Data Acquisition (SCADA) improvements associated with the Water Reclamation Facility Digester MCC and UV/Admin. Transfer Switch Replacement, Project No. 19-2485/CIP No. 51216 in the amount of $6,780.00.

26. 19TP026: Authorize Mayor and Finance Officer to sign SD DOT Authorization Form designating Patsy Horton and Kip Harrington as Bidding Administrators for Rail Proposers

27. PW100119-17: Approve Memorandum of Understanding between the City of Rapid City, SD Game, Fish and Parks, SD Sportsmen Against Hunger and BH Sportsmen Club, Inc., for operation of Rapid City’s annual deer harvest.

Legal & Finance Committee Consent Items

28. LF100219-08 – Confirm the New Appointments of Alan Solano and Liz Hamburg and the Reappointment of Judy Duhamel and Jamie Toennies to the Community Investment Committee.

29. LF100219-07 – Authorize the Mayor and Finance Officer to Sign and Accept the SAMSHA Garrett Lee Smith/Tribal Youth Suicide Sub-Award.

30. LF100219-09 – Authorize Staff to Apply for and Accept if Awarded the Fire Adapted Communities Learning Network Grant.

31. Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Danielle High Bear (Parks and Recreation), Lynne Enochson (Parks and Recreation), Ashley Vincent (Parks and Recreation), Bruce Conger (Parks and Recreation)

32. LF100219-01 – Approve Request for Property Tax Abatement as follows: Bruce Nerison on Behalf of Daylight Investment III LLC; 2017, $3,351.90; and 2018, $3,438.52 [Combined Total for all Rapid City: $6,790.42] Assessed Value Based on 9.7 Acre Site, 1.7 Acres is the Actual Size


34. LF100219-03 – Acknowledge July 2019 Sales Tax Report

35. LF100219-11 – Approve Resolution No. 2019-082 a Resolution Authorizing the Issuance and Sale of Airport Revenue Refunding Bonds, Series 2019A (PFC Supported)

RESOLUTION NO. 2019-082

RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF AIRPORT REVENUE REFUNDING BONDS, SERIES 2019A (PFC SUPPORTED), TO REFINANCE THE COST OF IMPROVEMENTS TO THE RAPID CITY REGIONAL AIRPORT AND DEFINING THE TERMS AND MANNER OF PAYMENT OF THE BONDS AND THE SECURITY THEREFOR

BE IT RESOLVED by the City Council of the City of Rapid City, South Dakota (the "City"), as follows:

Section 1. Recitals.
1.1 Pursuant to Chapter 50-7, South Dakota Codified Laws and Rapid City Code of Ordinances, Section 2.72.010 et seq., the Rapid City Regional Airport (the "Airport") is owned by the City and operated by the Board of Rapid City Regional Airport (the "Board").

1.2 The City has heretofore issued its Airport Revenue Refunding Bonds, Series 2011A (PFC Supported) (the "Series 2011A Bonds"), dated as of March 1, 2011, in the aggregate principal amount of $11,675,000, pursuant to an Indenture of Trust, dated as of December 1, 2010, as supplemented by a First Supplemental Indenture of Trust, dated as of March 1, 2011, each between the City and The First National Bank in Sioux Falls, in Sioux Falls, South Dakota. The proceeds of the Series 2011A Bonds were used to refund the City's Airport Revenue Bonds, Series 2010A (PFC Supported), which were issued to finance a portion of the costs of remodeling of and additions to the existing terminal at the Airport, together with related costs (collectively, the "Project").

1.3 The City desires to refinance the Project by the issuance of its Airport Revenue Refunding Bonds, Series 2019A (PFC Supported) (the "Series 2019A Bonds") the proceeds of which will be used to refund all or a portion of the Series 2011A Bonds. The aggregate principal amount of the Series 2019A Bonds shall not exceed $9,615,000. The Series 2019A Bonds will be issued pursuant to this resolution, a resolution expected to be adopted by the Board on October 8, 2019 (the "Board Resolution"), and an Indenture of Trust (the "Indenture") to be entered into by the City and U.S. Bank National Association, as trustee.

1.4 Under the provisions of South Dakota Codified Laws, Chapters 50-7 and 6-8B (the "Act"), and Sections 142 of the Internal Revenue Code of 1986, as amended (the "Code"), the City is authorized to issue the Series 2019A Bonds. The Series 2019A Bonds shall be special, limited obligations of the City payable, as provided in the Indenture, from passenger facility charges and revenues of the Airport. The Series 2019A Bonds to be issued are not general obligations of the City, and the general credit and taxing powers of the City are not pledged to the payment thereof.

Section 2. Approval of Issuance of the Series 2019A Bonds. The City hereby approves the issuance of the Series 2019A Bonds pursuant to the Indenture, provided that the Series 2019A Bonds shall mature not later than December 1, 2035 and provided that debt service savings as a result of the refunding has a net present value of at least thirty percent (30%).

Section 3. Official Statement. The Mayor, Finance Officer and City Attorney are authorized, in cooperation with the Underwriter and President and Secretary of the Airport Board, to prepare an Official Statement to be distributed to prospective purchasers of the Series 2019A Bonds. The Mayor and Finance officer are hereby authorized and directed to approve, and, if requested, to execute the Official Statement.

Section 4. Authorization of Documents. In connection with the authorization, issuance and delivery of the Series 2019A Bonds, the officers designated by Section 5 of this Resolution shall enter into, execute and deliver the following agreements and documents:

4.1 the Indenture to provide for the issuance of the Series 2019A Bonds and setting forth the terms thereof;

4.2 the Bond Purchase Agreement or similar agreement providing for sale of Series 2019A Bonds;

4.3 a continuing disclosure agreement or undertaking satisfying the requirements of Rule 15c2-12 adopted by the Securities and Exchange Commission under the Securities Exchange Act of 1934, as amended; and
4.4 such other documents, agreements or instruments as may be necessary to make covenants and recite facts required to demonstrate the validity and enforceability of the Series 2019A Bonds under the laws of the State of South Dakota and to assure the exclusion of the interest thereon from the gross income of the owners of the Series 2019A Bonds under the Internal Revenue Code of 1986, as amended, and to effectuate the terms and intent of this Resolution. The execution and delivery of such indenture, agreements and documents is hereby authorized and directed, the indenture, agreements and documents to be in such form and to contain such terms, consistent with this Resolution, as the officers designated by Section 5 hereof shall determine to be necessary and desirable.

Section 5. Officers. The Mayor, Finance Officer and City Attorney of the City are hereby authorized and directed to execute and deliver the Indenture, agreements and documents authorized by Section 4 hereof. Execution and delivery of such items by the Mayor, Finance Officer and City Attorney shall constitute evidence that such items are consistent with the terms of this Resolution and have been duly authorized, executed and delivered by the City and are enforceable against the City in accordance with their terms, subject to customary exceptions relating to bankruptcy, reorganization, insolvency and other laws affecting creditors' rights. The Mayor, Finance Officer and City Attorney are further authorized to take such other actions as may be required to effectuate the terms and intent of this Resolution for the issuance of the Bonds and security therefor, including the solicitation and acceptance of proposals for credit enhancement, if any, of the Bonds and funding and provision of the reserve fund therefor. In the event of the absence or disability of the Mayor, Finance Officer or City Attorney, the acting Mayor or Finance Officer, as applicable, are hereby authorized to act in the place and stead of the Mayor, Finance Officer and City Attorney, and to take all actions and execute all documents approved hereby.

Section 6. Retention of Underwriter and Bond Counsel. The City hereby retains D.A. Davidson & Co., in Omaha, Nebraska, as senior managing underwriter (the "Underwriter"). The City hereby retains the firm of Dorsey & Whitney LLP, Minneapolis, Minnesota, to act as bond counsel with respect to the Series 2019A Bonds.

Section 7. Amendment. This resolution may be amended from time to time, prior to the issuance of the Series 2019A Bonds, by an administrative resolution adopted by the City.

Section 8. Effective Date. This resolution shall become effective in accordance with Section 9-19-8, South Dakota Codified Laws.

Dated this 7th day of October, 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:
s/ Pauline Sumpthion
Finance Officer

36. LF081419-08 – Authorize Mayor and Finance Officer to Sign Agreement Between the City of Rapid City and Yasmeen Dream, LLC, for Construction of Drainage Channel on Johnson Ranch Property.
Community Development Consent Items

37. **LF100219-04** – Authorize the Mayor and Finance Officer to Sign the FY2019 Community Development Block Reallocation Grant Contract for Abbott House, Inc.

38. **LF100219-05** – Authorize the Mayor and Finance Officer to Sign the FY2019 Community Development Block Reallocation Grant Contract and the Indenture of Restrictive Covenants for Feeding South Dakota

39. **LF100219-06** – Authorize the Mayor and Finance Officer to Sign the FY2019 Community Development Block Reallocation Grant Contract and the Indenture of Restrictive Covenants for JB Holdings

40. **LF100219-10** – Approve the Proposed Amendments to the FY2018 Annual Action Plan and 30-Day Comments if Applicable

41. **19TP022** – Approve the 2020 Unified Planning Work Program – Final Report

42. **19TP023** – Approve the Agreement between the City of Rapid City and the South Dakota Department of Transportation for Accomplishing the Rapid City Area Transportation Planning Process in the Amount of $533,684.62

43. **19TP024** – Approve the 2019 Unified Planning Work Program Amendment #19-03

END OF CONSENT ITEMS

Mayor read in item (19TP025) Authorize the Mayor and Finance Officer to Sign the Professional Services Agreement for the Sixth and Omaha Street Pedestrian and Bicycle Crossing Study and Sixth Street Promenade Corridor Master Plan with Felsburg Holt & Ullevig in an Amount not to exceed 125,097.00. Young stated that approximately 82% of the money to fund the study would come from federal funds. Those funds can only be allocated toward long-range planning projects. Young explained the duties of the Metropolitan Planning Organization. Drew wanted local businesses to be part of the study. Harrington explained that the SDDOT would need to be involved with the project. He also said once the study is completed, the Planning Department can apply for another federal grant to help fund the actual project. Roberts is against the study. He is concerned about the price and the safety issues that lowering the road could cause. Motion was made by Nordstrom, second by Drew to approve. Lewis spoke in favor of the study. Modrick wanted to know the number of people who cross Omaha each day. Harrington said the state has control over the light, the city helps maintain it. Motion failed 5-5 with Lehmann, Drury, Modrick, Roberts and Strommen voting no. Mayor Allender could not break the tie vote since it involves spending city money.

NON-CONSENT ITEMS – Items 45 – 50

**Ordinances**

Ordinance 6348 (LF091119-07) Regarding Supplemental Appropriation #6 for 2019. Having passed its first reading on September 16, 2019 motion was made by Nordstrom, second by Drew that the title be read the second time. Upon vote being taken, the following voted AYE: Lehmann, Drew, Nordstrom, Lewis, Modrick, Evans, Armstrong, Roberts, Drury and Strommen. NO: None; Whereupon, the Mayor declared the motion passed and Ordinance 6348 was declared duly passed upon its second reading.

Ordinance 6362 (No. 19RZ034) an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Renner Associates, LLC for Roadside Outdoor Advertising, LLC for a Rezoning Request from Office Commercial District to Low Density Residential District II for property generally described as being located north of Tower Road. Motion was made by Drury, second by Lehmann and carried that Ordinance 6362 be placed upon its first reading and the title was fully and distinctly read and second reading set for October 21, 2019.

Ordinance 6355 (19OA005) An Ordinance Amendment Amending Title 17 of the Rapid City Municipal Code to Exempt Small Wireless Facilities from the Definition of Microcell Wireless Communication Facilities. Motion was made by Drew, second by Drury and carried that Ordinance 6355 be placed upon its first reading and the title was fully and distinctly read and second reading set for October 21, 2019.
Public Works Committee Items
Roberts read in Item (PW100119-13) A request from Deborah and Harold Steele for Council Authorization allowing the City of Rapid City (City) to provide water service outside City Limits for property located at 2905 Bunker Drive by allowing an exception from the requirement that property adjacent to City limits be required to annex prior to obtaining City water service, with the stipulation that an agreement be drafted between the City and the property owner meeting the requirements of Resolution No. 2014-092 for non-contiguous property. Motion was made by Roberts, second by Modrick and carried to approve with the stipulation that an agreement be drafted.

Community Development Items
Mayor read in Item (No. 19PL078) A request by Centerline for Lazy P-6 Land Co., Inc. for a Preliminary Subdivision Plan for proposed Lot 21 of Block 1 of Gemstone Subdivision, generally described as being located east of 5th Street, north of Sandra Lane. Motion was made by Drury, second by Roberts to approve with the following stipulations: 1. Upon submittal of a Development Engineering Plan application, construction plans for the proposed Access and Utility Easement shall be submitted for review and approval showing the street located in a minimum 50-foot wide easement and constructed pursuant to Figure 2-1 of the Infrastructure Design Criteria Manual for a lane place street 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; 1. Upon submittal of a Development Engineering Plan application, construction plans for Elm Avenue shall be submitted for review and approval showing the dedication of 50 feet of right-of-way, half of the 100 feet of right-of-way required for a minor arterial street, and constructed pursuant to Figure 2-1 of the Infrastructure Design Criteria Manual 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; 3. Upon submittal of a Development Engineering Plan application, construction plans for Sandra Lane shall be submitted for review and approval showing the street located in a minimum 52-foot wide right-of-way and constructed pursuant to Figure 2-1 of the Infrastructure Design Criteria Manual for a local street 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; 4. Upon submittal of a Development Engineering Plan application, water plans and analysis prepared by a Registered Professional Engineer shall be submitted for review and approval in accordance with the Infrastructure Design Criteria Manual. In particular, the water plans shall include the extension of a water main to serve the proposed lot. The design report shall also 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; 5. Upon submittal of a Development Engineering Plan application, a sewer design report prepared by a Registered Professional Engineer as per the Infrastructure Design Criteria Manual shall be submitted for review and approval. In particular, the sewer plans shall include the extension of a sewer main to serve the proposed lot if extended from Topaz Lane. The design report shall also 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; 6. Upon submittal of a Development Engineering Plan application, a drainage plan and report prepared by a Registered Professional Engineer as per the Infrastructure Design Criteria Manual and the Rapid City Municipal Code shall be submitted for review and approval if subdivision improvements are required. The drainage report shall address storm water quantity control and storm water quality treatment. In addition, easements shall be dedicated as needed; 7. Upon submittal of a Development Engineering Plan application, an Erosion and Sediment Control Plan in compliance with the adopted Stormwater Quality Manual and the Infrastructure Design Criteria Manual shall be submitted for review and approval if subdivision improvements are required; 8. Upon submittal of a Development Engineering Plan application, a cost estimate for any required subdivision improvements shall be submitted for review and approval; 9. 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, permits required for construction shall be approved and issued and 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; 10. Prior to approval of the Development Engineering Plan application, a Development Agreement shall be entered into with the City for all public improvements; 11. Prior to submittal of a Final Plat application, the proposed Access and Utility Easement shall be recorded at the Register of Deed’s Office as a miscellaneous document. In addition, the recording document number shall be shown on the Final Plat document: 12. Prior to submittal of a Final Plat application, the plat document shall be revised to show the recording information for the previously vacated section line highway located along the north lot line of proposed Lot 21; 13. Prior to submittal of a Final Plat application, the plat document shall be revised to show the correct year, “2019”, on all applicable certificates. In addition, the plat shall be revised to show the “Community Planning & Development Services Director” as the “Community Development Director”. The plat shall also be revised to add a timeline to the Register of Deed’s Certificate; 14. Upon submittal of a Final Plat application, an agreement shall be submitted for recording securing ownership and maintenance of the proposed Major Drainage Easement; 15. 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, 16. Prior to the City’s acceptance of the public improvements, a warranty surety shall be submitted for review and approval as required.

Bid Awards
Mayor read in item (No. CC100719-02.1) Award of bid to Cummins Sales and Service for $28,125.00, for One Stationary 75 KVA Natural Gas Fueled Generator and Automatic Transfer Switch opened on September 10, 2019. Motion was made by Nordstrom, second by Modrick and carried to approve.

CONSENT PUBLIC HEARING ITEMS – Items 51 – 59

Alcohol Licenses
51. Rapid City Chamber of Commerce for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine license for an event scheduled for October 17, 2019 at SDSM&T Pearson Alumni and Conference Center, 330 E Kansas City Street
52. Rapid City Chamber of Commerce for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine license for an event scheduled for November 12, 2019 at Youth and Family Services, 120 E Adams Street
53. Nash-Finch Company DBA Family Fare, 1516 E Saint Patrick Street for a Package (off sale) Liquor license (Inactive) TRANSFER from Eaglecav LLC DBA Sooper Dooper Liquor, 915 E St Patrick Street
54. Wisdom Inc. DBA Wisdom Inc., 2205 N LaCrosse Street for a Retail (on-sale) Liquor License (Inactive) TRANSFER from The Guadalajara’s LLC DBA Guadalajara’s Mexican Restaurant & Cantina, 2205 N LaCrosse Street
55. Brenda Howard DBA Rare Finds Décor, 1141 Deadwood Ave #3, for a retail (on-off sale) Wine and Cider license

Motion was made by Armstrong, second by Lewis and carried to approve items 51-55.

END OF CONSENT PUBLIC HEARING CALENDAR

NON-CONSENT PUBLIC HEARING ITEMS – Items 56 – 59
Ordinance 6357 (No. 19RZ030) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KTM Design Solutions, Inc. for Yasmeen Dream, LLC for a Rezoning request from Medium Density Residential District to Office Commercial District for property generally described as being located south of Jaffa Garden Way and west of Elderberry Boulevard. Having passed
its first reading on September 16, 2019 motion was made by Drury, second by Modrick that the title be read the second time. Upon vote being taken, the following voted AYE: Lehmann, Drew, Nordstrom, Lewis, Modrick, Evans, Armstrong, Roberts, Drury and Strommen. NO: None; Whereupon, the Mayor declared the motion passed and Ordinance 6357 was declared duly passed upon its second reading.

Ordinance 6358 (No. 19RZ031) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KTM Design Solutions, Inc. for Yasmeen Dream, LLC for a Rezoning request from General Agricultural District to Office Commercial District for property generally described as being located south of Jaffa Garden Way and west of Elderberry Boulevard. Having passed its first reading on September 16, 2019 motion was made by Nordstrom, second by Roberts that the title be read the second time. Upon vote being taken, the following voted AYE: Lehmann, Drew, Nordstrom, Lewis, Modrick, Evans, Armstrong, Roberts, Drury and Strommen. NO: None; Whereupon, the Mayor declared the motion passed and Ordinance 6358 was declared duly passed upon its second reading.

Ordinance 6359 (No. 19RZ032) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KTM Design Solutions, Inc. for Yasmeen Dream, LLC for a Rezoning request from General Agricultural District to Office Commercial District for property generally described as being located south of Jaffa Garden Way and west of Elderberry Boulevard. Having passed its first reading on September 16, 2019 motion was made by Lewis, second by Lehmann that the title be read the second time. Upon vote being taken, the following voted AYE: Lehmann, Drew, Nordstrom, Lewis, Modrick, Evans, Armstrong, Roberts, Drury and Strommen. NO: None; Whereupon, the Mayor declared the motion passed and Ordinance 6359 was declared duly passed upon its second reading.

Ordinance 6360 (No. 19RZ033) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Longbranch Civil Engineering, Inc. for John Parker and Rob Scull for a Rezoning Request from Office Commercial District to General Commercial District for property generally described as being located southeast of the intersection of 5th Street and Parkview Drive. Having passed its first reading on September 16, 2019 motion was made by Modrick, second by Roberts that the title be read the second time. Upon vote being taken, the following voted AYE: Lehmann, Drew, Nordstrom, Lewis, Modrick, Evans, Armstrong, Roberts, Drury and Strommen. NO: None; Whereupon, the Mayor declared the motion passed and Ordinance 6360 was declared duly passed in conjunction with associated Final Planned Development Overlay (File #19PD038) upon its second reading.

**BILLS**
The following bills have been audited:

**BILL LIST - OCTOBER 7, 2019**

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Sumption presented the bill list of $8,642,564.58. Motion was made by Roberts, second by Drury and carried to authorize (No. CC100719-01) 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 Lehmann and carried to adjourn the meeting at 7:37 p.m.

Dated this 7th day of October, 2019.

ATTEST:

[Signature]

Finance Officer

(SEAL)
LEGAL AND FINANCE COMMITTEE MINUTES
Rapid City, South Dakota

October 16, 2019

A Legal and Finance Committee meeting was held at the City/School Administration Center in Rapid City, South Dakota, on Wednesday, October 16, 2019, at 12:30 p.m.

A quorum was determined with the following members answering the roll call: Becky Drury, Lance Lehmann, Chad Lewis and Ritchie Nordstrom. Absent: Darla Drew.

(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 AGENDA
Motion was made by Nordstrom, second by Lewis and carried to adopt the agenda.

GENERAL PUBLIC COMMENT
None.

CONSENT ITEMS

Motion was made by Lehmann, second by Nordstrom and carried to approve Items 1-9 as they appear on the Consent Items.

CONSENT ITEMS -- Items 1 – 9

Public Comment opened – Items 1 – 9
Public Comment closed

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

1) Approve Minutes for October 2, 2019

MAYOR’S ITEMS
2) LF101619-07 – Authorize the Mayor and Finance Officer to Sign City Hall Service Agreements with JCI and Kone for Ongoing Facility Services

POLICE DEPARTMENT
3) LF101619-03 – Authorize Staff to Purchase Jeep Grand Cherokee at State Bid Price to Replace Aging Vehicle in the Police Department Fleet

4) LF101619-05 – Approve Resolution No. 2019-085 a Resolution Declaring Miscellaneous Personal Property Surplus to be traded

FINANCE DEPARTMENT
5) Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Kevin Carpenter (RSVP+), Kim Crago (RSVP+), Samantha Kellar (Fire Department), Marleah McClain (RSVP+), Kathleen Steiner (RSVP+)

6) LF101619-02 – Acknowledge August 2019 Sales Tax Report

7) LF101619-06 – Approve Resolution No. 2019-084 a Resolution Levying Assessment for Abatement of Nuisances

OPPORTUNITY CAPTURE FUND COMMITTEE
LEGAL AND FINANCE COMMITTEE
October 16, 2019

8) **LF101619-01** – Acknowledge Update from the Opportunity Capture Fund Committee

COMMUNITY DEVELOPMENT
9) **LF101619-04** – Authorize the Mayor and Finance Officer to Sign the FY2019 Community Development Block Grant Contract for the Black Hills Community Loan Fund

END OF CONSENT CALENDAR

NON-CONSENT ITEMS – Item 10

*Public Comment opened* – Item 10
*Public Comment closed*

ADDENDUM NO1.

COMMUNITY DEVELOPMENT
10) 19OA005 – Nordstrom moved to approve the Second Reading and Recommendation of Ordinance No. 6355 an Ordinance Amendment Amending Title 17 of the Rapid City Municipal Code to Exempt Small Wireless Facilities from the Definition of Microcell Wireless Communication Facilities. Second by Lehmann. Motion carried.

ADJOURN
There being no further business to come before the Council at this time, motion was made by Nordstrom second by Lewis and carried to adjourn the meeting at 12:33 p.m.
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, October 21, 2019, at 6:30 P.M.

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

Staff members present included: Finance Officer Pauline Sumption, City Attorney Joel Landeen, Police Chief Karl Jegeris, Assistant Fire Chief Jason Culberson, Community Development Director Ken Young, and Administrative Coordinator Heidi Weaver-Norris.

ADOPTION OF AGENDA
Motion was made by Modrick, second by Armstrong and carried to adopt the agenda.

AWARDS AND RECOGNITIONS
Mayor Allender presented Dr. Willis Sutliff with the Proclamation of World Polio Day. Thursday, October 24, is World Polio Day in Rapid City. The city is recognizing the work of Rapid City’s two Rotary Clubs in efforts to address poverty, disease, hunger, illiteracy, and the environment in Rapid City, the state and abroad, and efforts by Rotary with the global effort to eradicate polio, which has dropped 99.9 percent since 1988 worldwide.

Mayor Allender along with Bill Casper honored the family of Ralph Schwab with the Proclamation of Ralph Schwab Day on October 21, 2019, which would have been his 100th birthday. Ralph served his country and volunteered many hours to the VFW, Knights of Columbus, DAV and the Central States Fair. Ralph’s Veteran’s banner will be displayed as part of the Veteran’s Banner Project in Rapid City.

NON-PUBLIC HEARING ITEMS — Items 3 – 38
Several people spoke in opposition of item (PW101519-09), they included: Sam Schmeltzer, Richard Walker, Erica Harvey, Keven Crosby, Michelle Hudson, Joe Leichtnam, Brenda Warren, and Diane Knutson. They are all in favor of dark sky lighting and said the best example of dark sky lighting can be seen at Founders Park. Dan Senftner, spoke in favor of doing the bid now. He said the only streets getting new lights are Main and Saint Joseph. He stated he’s not opposed to dark sky lighting, but the lights they found are not dark sky compliant. He said they have been working on this for four years and wants to move forward. He does not want think they should have to change the bid criteria.

CONSENT ITEMS — Items 3 – 30
The following item was removed from the Consent Items:

18. PW101519-09: Authorize staff to advertise for bids Downtown Lighting Project. Project #19-2500 CIP #51228 Engineers Estimate $1,177,560.

Motion was made by Roberts, second by Lehmann and carried to approve items 3-30 with the exception of item 18.

Approve Minutes
3. Approve Minutes for the October 7, 2019 Regular Council meeting.
Tax Increment District Set for Hearing (November 4, 2019)
4. No. 19TI002 - A request by KTM Design Solutions, Inc. for Yasmeen Dream, LLC for a Resolution to approve TID #78 Project Plan Amendment #1 for property generally described as being located east and west of Elk Vale Road between E. Highway 44 and the current terminus of East Fairmont Street.

Alcoholic Beverage License Applications Set for Hearing (November 4, 2019)
5. 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
6. 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
6A. 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

Public Works Committee Consent Items
7. PW101519-03: Approve Request from School House, LLC for a Variance to Waive the Requirement to Install Sidewalk per City Ordinance 12.08.060 along Clarkson Road, Pioneer Circle and section line right-of-way for property located at 9340 Clarkson Road.
8. PW101519-04: Approve extension of contract bid to the following contractors for the Operated Equipment Rental for Street Snow Removal contract for the 2019-2020 snow season: Simon Contractors of SD
9. PW101519-05: Authorize Mayor and Finance Officer to sign an agreement between the City of Rapid City and Gregory and Janet Lester for construction of a public sewer main in Creek Dr.
10. PW101519-07: Authorize Mayor and Finance Officer to sign Professional Services Agreement with Architecture Incorporated for Fitzgerald Stadium Renovations Project No. 19-2508 CIP #51231 for and amount not to exceed $89,942.00.
11. PW101519-08: Authorize staff to advertise for bids 2019 Roof Replacement Project No. 19-2492 / CIP No. 50098 estimated at $900,000.
12. PW101519-10: Authorize Mayor and Finance Officer to sign an agreement between the City of Rapid City and Advanced Engineering and Environmental Services, Inc. (AE2S) for Engineering Services for Elk Vale Lift Station Gravity Main & Force Main Upgrades Project No. 18-2480 / CIP No. 50729, in the amount of $522,701.00.
14. PW101519-15: Authorize Mayor and Finance Officer to sign four permanent utility easements with Black Hills Power Inc. for power line relocation for the Rushmore Plaza Civic Center Arena Expansion Project, project number 18-2452
15. PW101519-01: Approve Resolution No. 2019-083 Authorizing Installation Of Roadway Lighting By The South Dakota Department Of Transportation Along SD79 Between The Intersections Of Us16B/Catron Blvd And Old Folsom Rd, Adjacent To The Rapid City Regional Landfill

RESOLUTION 2019-083

A RESOLUTION AUTHORIZING INSTALLATION OF ROADWAY LIGHTING BY THE SOUTH DAKOTA DEPARTMENT OF TRANSPORTATION ALONG SD79 BETWEEN THE INTERSECTIONS OF SD16B/CATRON BLVD AND OLD FOLSOM RD, ADJACENT TO THE RAPID CITY REGIONAL LANDFILL

WHEREAS, the South Dakota Department of Transportation is undertaking Project PH 0044(322), PCN 06K3 which includes construction of an offset right turn/acceleration lane for southbound traffic at the Rapid City Regional Landfill entrance on SD79; and

2
WHEREAS, lighting does not currently exist along Highway SD79 between the intersections of SD 16B/Catron Blvd and Old Folsom Rd, adjacent to the Rapid City Regional Landfill; and

WHEREAS, it is the policy of the South Dakota Department of Transportation to provide roadway lighting, when warranted, as part of the regular highway construction program; and

WHEREAS, the South Dakota Department of Transportation has proposed to include funding the installation of roadway lighting as part of the scheduled project, such lighting to be accepted by the City of Rapid City upon completion of the project;

NOW, THEREFORE, BE IT RESOLVED by the Common Council that the City of Rapid City is willing to provide for all of the operational and maintenance costs of any proposed lighting that is installed by the South Dakota Department of Transportation within the Highway SD79 Right of Way adjacent to the Rapid City Regional Landfill.

I, Steve Allender, Mayor of the City of Rapid City, hereby certify that the foregoing resolution was passed by the City of Rapid City Common Council at a meeting held on the 21st day of October, 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:
s/ Pauline Sumption
Finance Officer

16. PW101519-11: Authorize Mayor and Finance Officer to sign a three-year contract with ESRI for an Enterprise License Agreement for GIS software in the amount of $57,900 the first year, and $56,000 year two and three, for a total expenditure of $169,900.

17. PW101519-06: Approve a request by BH Capital 7, LLC for authorization to prepare an H-Lot located in Section 32, T2N, R8E, BHM, Rapid City, Pennington County, South Dakota and to authorize acceptance of the deed.

19. PW101519-12: Approve with Stipulations, A Request from KTM Design Solutions, Inc. for an Exception to allow more than 40 dwelling units with one point of access. Per Section 2.6 of the Infrastructure Design Criteria Manual (IDCM), a single access can only serve 40 dwelling units unless an Exception is approved by City Council.


Legal & Finance Committee Consent Items

21. LF101619-07 – Authorize the Mayor and Finance Officer to Sign City Hall Service Agreements with JCI and Kone for Ongoing Facility Services

22. LF101619-03 – Authorize Staff to Purchase Jeep Grand Cherokee at State Bid Price to Replace Aging Vehicle in the Police Department Fleet

23. LF101619-05 – Approve Resolution No. 2019-085 a Resolution Declaring Miscellaneous Personal Property Surplus to be traded

Resolution #2019-085
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 (TRADE):
2009 FORD EXPLORER
-VIN# 1FMEU73E29UA30922

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 21st day of October, 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:
s/ Pauline Sumption
Finance Officer

24. Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Kevin Carpenter (RSVP+), Kim Crago (RSVP+), Samantha Kellar (Fire Department), Marleah McClain (RSVP+), Kathleen Steiner (RSVP+)

25. LF101619-02 – Acknowledge August 2019 Sales Tax Report

26. LF101619-06 – Approve Resolution No. 2019-084 a Resolution Levying Assessment for Abatement of Nuisances

RESOLUTION NO. 2019-084
RESOLUTION LEVYING ASSESSMENTS FOR ABATEMENT OF NUISANCES

BE IT RESOLVED by the City Council of the City of Rapid City, South Dakota, as follows:

1. The City Council has made all investigations which it deems necessary and has found and determined that the condition of your property had constituted a nuisance. The City abated this nuisance. The cost of the abatement, including administrative costs, is the amount stated in the proposed Assessment Roll for Abatement of Nuisances.

2. The Assessment Roll for Abatement of Nuisances is hereby approved and assessments thereby specified are levied against each and every lot, piece, or parcel of land thereby described.

3. Such assessments, unless paid within thirty (30) days after the filing of the assessment roll in the Office of the Finance Officer, shall be certified as delinquent to the Pennington County Auditor and payable through the Pennington County Treasurer’s Office with the statutory interest rate.

Dated this 21st day of October, 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:
s/ Pauline Sumption
Finance Officer
27. LF101619-01 – Acknowledge Update from the Opportunity Capture Fund Committee

Community Development Consent Items
28. LF101619-04 – Authorize the Mayor and Finance Officer to Sign the FY2019 Community Development Block Grant Contract for the Black Hills Community Loan Fund

Bid Award Consent Items
29. No. CC102119-02.1 – Approve award of total bid for PARK DRIVE STORM SEWER REPAIR, Project No. 19-2483 / CIP No. 51184 opened on OCTOBER 15, 2019 to the lowest responsible bidder, BTD Enterprises, LLC in the amount of $47,139.38.
30. No. CC102119-02.2 – Approve award of total bid for Lion Drive Rehabilitation Project, Project No. 18-2474 / CIP No. 50549 opened on 10/15/2019 to the lowest responsible bidder, Simon Contractors of SD, Inc. in the amount of $359,445.00.

END OF CONSENT ITEMS

Mayor read in item (PW101519-09) Authorize staff to advertise for bids Downtown Lighting Project. Project #19-2500 CIP #51228 Engineers Estimate $1,177,560. Modrick is in favor of down lighting. She thinks the bid should include dark sky lighting options. Evans suggested a different bid criteria should be put together to include dark sky lighting. Motion was made by Drury, second by Modrick to continue the item for 30 days. Drury wants the process to include dark sky lighting. Armstrong said she reviewed the meeting minutes when this was approved for Vision Fund use and there was not a stipulation that said it had to be dark sky compliant. Sentner said they considered dark sky lighting, but didn't choose it. He stated it would take a lot of time to start the bid criteria over. Armstrong said the city is not being fraudulent with vision funds just because dark sky lighting wasn't chosen. Nordstrom is not in favor of stopping the process at the 11th hour. Motion failed 6-3 with Modrick, Evans and Drury in favor of continuing. Motion was made by Lehmann, second by Roberts to approve. Motion carried 7-2 with Evans and Drury voting no.

NON-CONSENT ITEMS – Items 31 – 38
Trevor Messinger spoke on item (PW101519-02). He asked that the 315 feet of sidewalk be waived until the adjoining properties put their sidewalks in. He said there is no curb and gutter there. He is willing to do the 315 feet plus the 1000 feet in front of their building if it can be waived until neighboring sidewalks are put in.

Ordinances
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. Motion was made by Modrick, second by Roberts and carried that Ordinance 6356 be placed upon its first reading and the title was fully and distinctly read and second reading set for November 4, 2019.

Public Works Committee Items
Roberts read in item (PW101519-02) Request from Hermanson Egge Engineering, INC. for a variance to waive the requirement to install sidewalk along North Plaza Drive, Rapid City, per City Ordinance 12.08.060. Motion was made by Modrick, second by Roberts to approve variance. Modrick said they shouldn't be responsible for a sidewalk to nowhere. The city is creating a burden that is not necessary at this time. Tech said staff is not authorized to make exceptions and council is the only body that can do that. Messinger said he is not opposed to putting in the sidewalk, he would just like others to put theirs in as well. Roberts thinks it would be a liability to have the sidewalk put in now. Armstrong is against
waiving the sidewalk requirement. She thinks more sidewalks should be called in. Motion passed 5-4 with Nordstrom, Strommen, Armstrong and Drury voting no.

**Community Development Items**

Mayor read in item (No. 19PL063) A request by Longbranch Civic Engineering, Inc for Broker Dividend Fund, LLC for a Preliminary Subdivision Plan for proposed Lots 1 thru 10 of Block 1, Lots 1 thru 14 of Block 2, Lots 1 thru 27 of Block 3, Lots 1 thru 19 of Block 4, Lots 1 thru 18 of Block 5, Lots 1 thru 2 of Block 6, and Lots 1 thru 3 of Block 7 of Hillview Estates Subdivision, generally described as being located at the northern terminus of Haakon Street. Motion was made by Nordstrom, second by Modrick to approve with the following stipulations: 1. Prior to submittal of a Development Engineering Plan application, street names shall be submitted to the Emergency Services Communication Center for review and approval for Streets A, B, C and D. In addition, the plat document and construction plans shall show the approved street names; 2. Prior to submittal of a Development Engineering Plan application for Phase 3 or 4, the applicant shall demonstrate that the 55 lots located north of the intersection of Haakon Street and Street C shall be provided with more than one point of access by either including the construction of E. Anamosa Street as it abuts the north lot line to Reservoir Road or extending one of the proposed cul-de-sac streets (Street A or B) to provide a connection to Reservoir Road or shall meet criteria for obtaining an Exception to allow 55 dwelling units with one point of access pursuant to Section 2.6 of the Infrastructure Design Criteria Manual. If an Exception is obtained, a copy of the approved document shall be submitted with the Development Engineering Plan application; 3. Upon submittal of a Development Engineering Plan application, construction plans for E. Anamosa Street shall be submitted for review and approval showing the dedication of 50 feet of right-of-way, half of the 100 feet of right-of-way required for a principal arterial street, and constructed pursuant to Figure 2-1 of the Infrastructure Design Criteria Manual 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; 4. Upon submittal of a Development Engineering Plan application, construction plans for Ziebach Street, Haakon Street and Streets A, B, C and D, all local streets, shall be submitted for review and approval showing the streets located in a minimum 52-foot wide right-of-way with an additional 10 feet of right-of-way for Street C the first 200 feet as it extends from Reservoir Road and an additional 10 feet of right-of-way for Haakon Street the first 200 feet as it extends from E. Anamosa Street. In addition, the construction plans shall show the streets constructed pursuant to Figure 2-1 of the Infrastructure Design Criteria Manual with the cul-de-sac bulb(s) for Streets A and B located in a minimum 118-foot diameter right-of-way and constructed with a minimum 96-foot diameter pavement 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; 5. Upon submittal of a Development Engineering Plan application, the plat document shall show the dedication of 50 feet of right-of-way, half of the 100 feet of right-of-way required for a principal arterial street, for Reservoir Road. In addition, a profile for any future construction of Reservoir Road shall be submitted to ensure that the subdivision grades match the future right-of-way elevations; 6. Upon submittal of a Development Engineering Plan application, the intersection of Haakon Street and Street D shall be analyzed and adjusted, if possible, to minimize the skewed alignment; 7. Upon submittal of a Development Engineering Plan application, water plans 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; 8. Upon submittal of a Development Engineering Plan application, a 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; 9. Upon submittal of a Development Engineering Plan application, a drainage plan and report prepared by a Registered Professional Engineer as per the Infrastructure Design Criteria Manual and the Rapid City Municipal Code shall be submitted for review
and approval. The drainage report shall address storm water quantity control to pre-developed, historic rates and provide storm water quality treatment. In addition, easements shall be dedicated as needed; 10. Upon submittal of a Development Engineering Plan application, an Erosion and Sediment Control Plan in compliance with the adopted Stormwater Quality Manual and the Infrastructure Design Criteria Manual shall be submitted for review and approval if subdivision improvements are required; 11. Upon submittal of a Development Engineering Plan application, a cost estimate for any required subdivision improvements shall be submitted for review and approval; 12. 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, permits required for construction shall be approved and issued and 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; 13. Prior to approval of the Development Engineering Plan application, a Development Agreement shall be entered into with the City for all public improvements; 14. Prior to submittal of a Final Plat application, the plat document shall show the proposed “10-foot wide right-of-way” located between Lots 2 and 3 of Block 5 as a “10-foot wide Pedestrian Access Easement”. In addition, an agreement shall be submitted for recording securing maintenance of the proposed easement. The sidewalk shall be constructed as a part of the subdivision improvements for this phase of the development; 15. Prior to submittal of a Final Plat application, that portion of the property zoned Office Commercial District and Neighborhood Commercial District shall be rezoned to Medium Density Residential District in compliance with the City’s Future Land Use Plan; 16. Prior to submittal of a Final Plat application for Phase Three or prior to submittal of a Rezoning application to change the zoning designation for this area from Office Commercial District to Medium Density Residential District, whichever occurs first, the existing mobile home shall be removed; 17. Upon submittal of a Final Plat application, an agreement shall be submitted for recording securing ownership and maintenance of proposed Lot 6 of Block 5 and Lot 3 of Block 6, Major Drainage Easement(s). In addition, any proposed drainage elements shall be secured within a Major Drainage Easement and the agreement shall include these elements to secure ownership and maintenance; 18. 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, 19. Prior to the City’s acceptance of the public improvements, a warranty surety shall be submitted for review and approval as required. Motion carried 8-0 with Roberts abstaining.

**Alcoholic Beverage License Applications Renewals for 2020**

34. **2020 Retail (on-sale) Liquor License Renewals**

<table>
<thead>
<tr>
<th>License #</th>
<th>Owner/Master Name</th>
<th>DBA</th>
<th>Address</th>
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<tr>
<td>RL-5734</td>
<td>HEINSEL INVESTMENTS LLC</td>
<td>COMFORT SUITES</td>
<td>1333 N ELK VALLEY</td>
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<tr>
<td>RL-5742</td>
<td>TEXAS ROADHOUSE HOLDINGS LLC</td>
<td>TEXAS ROADHOUSE</td>
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<td>RL-5810</td>
<td>RUSHMORE CUISINE INC</td>
<td>RUBY TUESDAY</td>
<td>321 FARMONT BLVD</td>
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<td>RL-6327</td>
<td>DOGBS LLC</td>
<td>BUFFALO WILD WINGS</td>
<td>715 MOUNTAIN VIEW RD</td>
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35. **2020 Package Delivery Renewal**

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<th>Owner/Master Name</th>
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<th>Address</th>
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<tbody>
<tr>
<td>PD-28200</td>
<td>CORTEZ LLC</td>
<td>ALEX JOHNSON HOTEL</td>
<td>523 6TH STREET</td>
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### 2020 Retail (on-sale) Liquor License Renewals WITH Video Lottery

<table>
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<th>License #</th>
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<tbody>
<tr>
<td>RL-5863</td>
<td>JACOBSON BLVD HOSPITALITY LLC</td>
<td>DAY'S INN &amp; LOUNGE</td>
<td>725 JACOBSON BOULEVARD</td>
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<td>RL-5867</td>
<td>CORTEZ LLC</td>
<td>ALEX JOHNSON HOTEL</td>
<td>523 61TH ST</td>
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<tr>
<td>RL-5873</td>
<td>MEADOWOOD LOUNGE INC</td>
<td>MEADOWOOD LOUNGE</td>
<td>3805 STURGIS RD</td>
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<td>RL-5874</td>
<td>HUNGRY'S RESTAURANTS INC</td>
<td>MARLINS ROADHOUSE GRILL</td>
<td>2803 DEADWOOD AVE</td>
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<tr>
<td>RL-8155</td>
<td>FRATERNAL ORDER OF EAGLES</td>
<td>RAPID CITY AERIE NO 3555</td>
<td>1410 CENTRE ST</td>
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<td>RL-8318</td>
<td>FRESCH INC</td>
<td>JOES PLACE</td>
<td>4302 PENDLETON DR</td>
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<td>RL-5883</td>
<td>ATLANTIS LLC</td>
<td>FAIRFIELD INN &amp; SUITES BY MARRIOTT</td>
<td>1314 N ELK VALE RD</td>
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### 2020 Retail (on-off sale) Wine License Renewals

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<td>RW-18170</td>
<td>BOWGREEN CO</td>
<td>BOWGREENS #10656-MT RUSHMORE RD</td>
<td>1902 MOUNT RUSHMORE RD</td>
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<td>RW-19172</td>
<td>BOWGREEN CO</td>
<td>BOWGREENS #0843-MTN VIEW-RAPID CITY</td>
<td>540 MOUNTAIN VIEW RD</td>
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<td>RW-19173</td>
<td>MAIN STREET SQUARE INC.</td>
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<td>526 MAIN STREET</td>
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<td>RW-20249</td>
<td>PLATINUM RESTAURANT GROUP INC</td>
<td>MARCOS PIZZA #1019</td>
<td>3825 JACOBSON BLVD</td>
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<td>RW-20700</td>
<td>PLATINUM RESTAURANT GROUP INC</td>
<td>MARCOS PIZZA #1010</td>
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<tr>
<td>RW-21470</td>
<td>IMPRESSIVE NAILS INCORPORATED</td>
<td>IMPRESSIVE NAILS</td>
<td>1301 W OMAHA ST STE 105</td>
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<td>RW-22311</td>
<td>LC BEER LLC</td>
<td>LOST CABIN BEER CO</td>
<td>1401 W OMAHA ST</td>
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<tr>
<td>RW-28207</td>
<td>BW GAS &amp; CONVENIENCE RETAIL, LLC</td>
<td>YESWAY # 1187</td>
<td>4030 CHEYENNE BLVD</td>
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<td>RW-8479</td>
<td>WINE LAND INC</td>
<td>WINE CELLAR RESTAURANT</td>
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<td>RW-8521</td>
<td>ROBERTW. W. JOHNSON</td>
<td>CANYON LAKE PUB &amp; CASINO</td>
<td>4116 JACOBSON BLVD</td>
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<td>RW-8572</td>
<td>PIENOS PACCHA INC</td>
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<td>3618 CANYON LAKE DR #121</td>
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### 2020 Package (off-sale) Liquor Renewals

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<td>PL-18233</td>
<td>WALMART INC</td>
<td>WALMART SUPERCENTER #1604</td>
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<td>PL-20188</td>
<td>BIG D OIL CO</td>
<td>BIG D OIL CO #64</td>
<td>3851 EGLIN ST</td>
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<td>PL-20189</td>
<td>BOWGREEN CO</td>
<td>BOWGREENS #09512-LACROSSE ST-RAPID</td>
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<td>PL-20720</td>
<td>WALMART INC</td>
<td>WALMART #35272</td>
<td>100 STUMER RD</td>
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<td>PL-20176</td>
<td>SKYWAY ENTERPRISES INC</td>
<td>AMERICAN MOTEL</td>
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<td>PL-20177</td>
<td>WISDOM INC</td>
<td>COUNTRY INN &amp; SUITES BY CARLSON RC</td>
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<td>PL-20178</td>
<td>ATLANTIS LLC</td>
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<td>PL-18720</td>
<td>SAMS WEST INC</td>
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<td>925 EGLIN ST</td>
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<td>PL-4048</td>
<td>THIRTY SMOKE SHOP INC - KURT SCHMIDT</td>
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<td>1101 W OMAHA #3</td>
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<td>PL-4351</td>
<td>TIMMONS MARKET, LLC</td>
<td>TIMMONS MARKET</td>
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Motion was made by Armstrong, second by Drury and carried to approve items 34-38.

**PUBLIC HEARING ITEMS** – Items 39 – 44

**CONSENT PUBLIC HEARING ITEMS** – Items 39 – 42

The following item was removed from the Consent Items:

41. 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 Modrick, second by Armstrong to approve items 39-42 with the exception of item 41.

Alcohol Licenses

39. Pennington County Democratic Party for a SPECIAL EVENT On-Sale Malt Beverage license for an event scheduled for November 3, 2019 at Canyon Lake Activity Center, 2900 Canyon Lake Dr.
40. PV Rapid LLC DBA Puerto Vallarta Mexican Restaurant & Tequila Bar, 2205 N Lacrosse Street for a Retail (on-sale) Liquor License (Inactive) TRANSFER from Wisdom, Inc. DBA Wisdom Inc., 2205 N. Lacrosse Street
42. OC Rapid City LLC DBA Old Chicago Restaurant, 1718 Eglin Street for a Retail (on-sale) Liquor – Restaurant license TRANSFER from Black Hills BBQ Inc. DBA Famous Dave’s BBQ, 1718 Eglin Street

END OF CONSENT PUBLIC HEARING CALENDAR

Sumption asked that item 41 be continued to the November 4, 2019 city council meeting per the applicant’s request. 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 Lehmann and carried that item 41 be continued to the November 4, 2019 city council meeting.

NON-CONSENT PUBLIC HEARING ITEMS – Items 43 and 44

Ordinance 6362 (No. 19RZ034) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Renner Associates, LLC for Roadside Outdoor Advertising, LLC for a Rezoning Request from Office Commercial District to Low Density Residential District II for property generally described as being located north of Tower Road. Having passed its first reading on October 7, 2019 motion was made by Lewis, second by Nordstrom that the title be read the second time. Upon vote being taken, the following voted AYE: Lehmann, Nordstrom, Lewis, Modrick, Evans, Armstrong, Roberts, Drury and Strommen. NO: None; Whereupon, the Mayor declared the motion passed and Ordinance 6362 was declared duly passed upon its second reading.

Ordinance 6355 (19OA005) An Ordinance Amendment Amending Title 17 of the Rapid City Municipal Code to Exempt Small Wireless Facilities from the Definition of Microcell Wireless Communication Facilities. Having passed its first reading on October 7, 2019 motion was made by Lewis, second by Lehmann that the title be read the second time. Upon vote being taken, the following voted AYE: Lehmann, Nordstrom, Lewis, Modrick, Evans, Armstrong, Roberts, Drury and Strommen. NO: None; Whereupon, the Mayor declared the motion passed and Ordinance 6355 was declared duly passed upon its second reading.

BILLS

The following bills have been audited:

BILL LIST - OCTOBER 21, 2019

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
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<tbody>
<tr>
<td>P/Roll Period End 09/28/19, PD 10/04/19</td>
<td>1,888,875.81</td>
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<tr>
<td>Supp P/Roll Period End 09/28/19, PD 10/04/19</td>
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<td>25.08</td>
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<td>Wellmark Inc, Health Claims Through 10/11/19, PD 10/17/19</td>
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<td>Wage Works, Section 125 Claims Through 10/07/19, PD 10/08/19</td>
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<tr>
<td>Wage Works, Section 125 Claims Through 10/14/19, PD 10/15/19</td>
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</tr>
</tbody>
</table>
CITY COUNCIL

SOUTH DAKOTA RETIREMENT SYSTEM, SEP19 RETIREMENT, PD 10/04/19 484,405.20
BERKLEY ASSIGNED RISK SERVICES, SEPT19 CLAIMS, PD 10/04/19 30,315.61
BERKLEY ASSIGNED RISK SERVICES, ADD'L CLAIM, PD 10/15/19 23,529.81
WEST RIVER ELECTRIC ASSOCIATION, ELECTRICITY, PD 10/17/19 31,175.82
BLACK HILLS ENERGY, ELECTRICITY, PD 10/17/19 15,761.71
COMPUTER BILL LIST 3,842,532.97
CDEV COMPUTER BILL LIST 6,002.04

SUBTOTAL 7,048,718.19
RSVP, P/ROLL PERIOD END 9/28/19, PD 10/04/19 1,447.13
RSVP, PIONEER BANK & TRUST, 09/28/19 P/ROLL TAXES, PD 10/04/19 412.31
RSVP, COMPUTER BILL LIST 1,024.24

TOTAL 7,051,601.87

Sumption presented the bill list of $7,051,601.87. Motion was made by Nordstrom, second by Roberts and carried to authorize (No. CC102119-01) 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 Nordstrom, second by Lehmann and carried to adjourn the meeting at 8:00 p.m.

Dated this 21st day of October, 2019.

ATTEST:

(CITY OF RAPID CITY)

Mayor

Finance Officer

(SEAL)
LEGAL AND FINANCE COMMITTEE MINUTES
Rapid City, South Dakota

November 13, 2019

A Legal and Finance Committee meeting was held at the City/School Administration Center in Rapid City, South Dakota, on Wednesday, November 13, 2019, at 12:30 p.m.

A quorum was determined with the following members answering the roll call: Lisa Modrick, Darla Drew, Lance Lehmann, Chad Lewis and Ritchie Nordstrom. Absent: Becky Drury.

(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 AGENDA
Motion was made by Nordstrom, second by Lehmann and carried to adopt the agenda.

GENERAL PUBLIC COMMENT
None.

CONSENT ITEMS
Motion was made by Modrick, second by Lewis and carried to approve Items 1-12 as they appear on the Consent Items with the exception of Item Nos. 4, 9 and 12.

CONSENT ITEMS – Items 1 – 12

Public Comment opened – Items 1 – 12
Public Comment closed

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

1) Approve Minutes for October 30, 2019

MAYOR’S ITEMS
2) LF111319-02 – Confirm the New Appointment of Valeriah Big Eagle to Fill the Unexpired Term of Hayley Brooks to the MARC Board, Also Known as the Journey Museum Board of Directors

3) LF111319-07 – Authorize Staff to Purchase One 2020 Dodge Ram 1500 Extended Cab, Short Box Pickup Truck in the Amount of $23,906.09 for the City Hall Maintenance Department

FIRE DEPARTMENT
4) LF111319-03 – Nordstrom asked Fire Chief Rod Seals, for the interest of the public, to summarize the memo attached to the agenda including the breakdown of numbers, the reasons for the write off, and also to clarify no tax dollars were used. Chief Seals explained that these write offs typically occur once or twice a year with one write off last year and only one write off again this year. He shared information from the memo beginning with the amount of the write off requested this year of $790,207.06, (which is less than last year), and put it in perspective by identifying that over 14,000 ambulance bills are sent out annually, so this amount represents only 1,190 ambulance bills spanning from 2005 to 2019. He broke down the numbers of those 1,190 bills: 827 are due to the 6 year statute of limitations that has expired and the debt is uncollectable according to the debt collection agency; 316 are due to the patient being deceased with no estate; 21 are mandatory write offs per Medicaid; 18 are due to Bankruptcies; 5 are due to the patient be incarcerated; and 3 are due to mandatory write-offs per private insurance. The Fire Department follows best practices and all accepted accounting principles which are set forth by the Governmental Accounting
Standards Board which are used by state and local governments. Chief Seals also clarified that
the ambulance is an enterprise fund, therefore, no taxpayer dollars have ever gone into fund the
ambulance side of the business. Seals said the ambulance budget is approximately 4 million dollars
a year and the ambulance enterprise fund supports 37 employees and all of the equipment. Drew
asked if these costs (losses) are incorporated into the budget. Seals said this is an unfortunate cost
with this type of business as there will always be people who are either deceased or that do not
pay their bill for one reason or another and many times patients say they can’t pay the bill because
it is so expensive, but one of the reasons it is so expensive is because many don’t pay, resulting in
a vicious cycle. Lewis believes some of the collection issues are statewide and are partly due to
some insurance companies paying the insured individuals directly, which in turn removes the ability
for the ambulance service to negotiate directly with the insurance company, leaving the municipality
to deal with and eventually have to write off. Modrick moved to Approve Resolution No. 2019-087
a Resolution to Write Off Uncollectable Ambulance Billing Accounts. Second by Lehmann. Motion
carried.

FINANCE DEPARTMENT
5) Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Haleigh Timmer
   (Library)

6) LF111319-06 – Approve Resolution No. 2019-088 a Resolution Levying Assessment for
   Abatement of Nuisances

7) LF111319-08 – Authorize the Mayor and Finance Officer to Sign Renewal Ready Subscriber
   Agreement with Black Hills Power, Inc., dba Black Hills Energy

8) LF111319-09 – Acknowledge September 2019 Sales Tax Report

9) LF111319-10 – Nordstrom asked Finance Officer Pauline Sumption to define suspension and
   debarment for the public and how this item originated. Sumption said this finding came forward as
   a result of the 2018 audit with regard to federal grant dollars. She explained that if any department
   is purchasing with federal dollars, they must make sure the vendor they are purchasing from has
   not been suspended or debarred from doing business with the federal government. This
   requirement ensures any departments receiving federal funding are verifying that the vendor is not
   listed on the SAM.gov website as either suspended or debarred. Sumption clarified that this
   requirement applies only to purchases $25,000 or over. Lewis moved to approve the Addition of
   Suspension and Debarment Policies and Procedures to the City’s Uniform Grant Guidance
   Policies/Procedures. Second by Lehmann. Motion carried.

COMMUNITY DEVELOPMENT
10) LF111319-04 – Authorize the Mayor and Finance Officer to Sign the FY2020 Performance Contract
    for the City of Rapid City and Black Hills Council of Local Governments (BHCOLG)

11) LF111319-05 – Authorize the Mayor and Finance Officer to Sign Funding Approval/Agreement for
    FY2019 Community Development Block Grant Funding

12) LF111319-11 – Nordstrom asked Deputy City Attorney Wade Nyberg to explain the movement of
    funds ($265,521.79 for the gravity line) on the project. Nyberg explained the sewer line was not
    included in the original project plan, but rather a lift station was contemplated. A project plan
    amendment was approved a week and a half ago at the City Council meeting, so this is cleaning
    up the agreement to match the project plan. Modrick moved to Authorize the Mayor and Finance
    Officer to Sign First Amendment to Contract for Construction of Public Improvements Through
    Private Developer for Tax Increment District Number Seventy-Eight. Second by Lewis. Motion
    carried.
LEGAL AND FINANCE COMMITTEE
November 13, 2019

END OF CONSENT CALENDAR

NON-CONSENT ITEMS — Items 13 – 16

Public Comment opened — Items 13 – 16
Public Comment closed

FINANCE DEPARTMENT
13) LF111319-01 — Lewis moved to approve the Introduction and First Reading of Ordinance No. 6371 Regarding Supplemental Appropriation #8 for 2019. Second by Lehmann. Motion carried.

14) LF103019-01 — Lehmann moved to approve the Second Reading and Recommendation of Ordinance No. 6367 Regarding Supplemental Appropriation #7 for 2019. Second by Lewis. Motion carried.

COMMUNITY DEVELOPMENT
15) 19OA007 — Rachel Caesar from the Planning Commission shared with the committee information she obtained from a study published in the American Economic Journal of Macroeconomics regarding housing flexibility and its economic impact on communities. The cities included in the study were New York, San Jose and San Francisco. The study, which included an economic analysis of each city, discussed what happens when cities become a little more lenient with their housing policy and land use policy, and found that it opens up the door for more housing for more people to fit and increases the ability to attract people to your city. Caesar identified the study determined if these cities relaxed their land use restrictions, they could actually increase the national GDP by 3.7%. She believes if Rapid City is a little bit more lenient on its land use policies, it would attract more people to come and the ADU ordinance amendment is one of the ways to do that. She also pointed out that when this item passed at the Planning Commission on Thursday 6-3, two of those who voted against it were on opposite ends of the spectrum; one believed it was too restrictive and another felt it was not restrictive enough. Caesar expressed that this ordinance amendment should be looked at as maybe a happy medium, and if most of the opposing people can’t agree on why they oppose it, that attention should be payed to that as well. Ken Young, Director of Community Planning, added that this item has come before the Planning Commission twice with recommended approval both times, but having a bit of a split vote, emphasizing that the reasons are on the opposite ends of the spectrum and feels strongly that with all of the time that has been spent on this over the last couple of years with open houses, work sessions, media coverage, and public participation, it has been refined to a good middle ground proposal. He reiterated that it meets the objectives of the comprehensive master plan; it meets many of the objectives that are in various areas and plans of the City; it is also one of the strong components of the targeted strategies in the recently approved affordable housing policy; and it is needed. Sarah Hanzel from the Division of Long Planning provided a presentation that included the definition of an accessory dwelling unit, the policy reasons as to why it is an important policy for the City to make in order to improve housing conditions, along with an overview of what is in the ordinance, and the criteria that has been created to establish this middle ground for how this particular ADU policy can help Rapid City to meet the housing needs, without being too restrictive and not too lack. Hanzel began by defining an accessory dwelling unit as an additional living space that has its own separate eating, sleeping and sanitation facilities that fits functionally and aesthetically in a lot that would generally otherwise only be a single-family home and must have a permanent foundation. She stated that all across the country communities are responding to the housing crisis, starting to peel back restrictions, and recognizing ADU’s as important living units within neighborhoods. She shared some photographic examples of what units can look like, whether they are internal, attached or detached. She expects basement ADU’s will be fairly common. Hanzel pointed out that the comprehensive plan addresses expanding the variety of housing available and also identifies
different strategies that can be taken for affordable housing. The action plan specifically recommends removing barriers to housing diversity and to allow accessory dwelling units with criteria. In September, the City Council adopted the Rapid City Affordable Housing Policy, Resolution No. 2019-070, that directs the City to pursue providing as many practical and necessary strategies to promote affordable housing situations. ADU’s are a good step to take to provide some units within new and existing neighborhoods. Hanzel said the City is recommending these units be allowed in all of the residential zoning districts where units “fit the criteria that has been put in place”. One of the criteria is that either the primary dwelling or the ADU must be owner occupied according to the Pennington County Tax Assessment roll. She pointed out that there are some neighborhoods that have covenants in place today that would restrict this use and the City does not get involved in those private covenants. There is a large section in the ordinance that describes specific area regulations which cover:

1) Lot size setbacks
2) Height regulations
3) Location of structures must be in the back yard not the front
4) Lot coverage requirements (generally 30%)
5) detached ADU’s cannot cover more than 10% of the lot area-if you need to exceed that 10% area, then a variance must be requested from the Zoning Board of Adjustment
6) An existing ADU on a lot that is less than 6500 square feet, must be internal to the home, not detached.

These criteria are put in place to make sure that these units will be compatible with neighborhoods. The principal unit and ADU will have different address numbers. There is also a provision stating ADU’s exceeding 500 square feet shall have a residential appearance. Parking was addressed and a requirement was established with a minimum of one off street parking space provided (3 total since the primary dwelling is required to have 2). Hanzel explained that ADU’s cannot be used for short term rentals and registration under this ordinance requires a minimum rental term of 28 days or longer. To register an existing ADU, the ADU must meet the minimum requirements: 1) definition 2) owner occupancy 3) zoning district 4) number of units (only 1), 5) parking. People will not be penalized for units that were previously built (example: 1940) to meet the current standards. Hanzel relayed that existing, remodeled and new units must be registered with the Community Development Department. Registration will require a site plan and floor plan submitted, they must show that the requirements listed above are met, and there will be a small fee set by the City Council (amount yet to be determined). Modrick asked about the history of ADU’s and how Code Enforcement will be able to enforce the code. Vicki Fisher, Planning Manager, said the City’s first ordinance was adopted in 1935 and ADU’s were not a provision within the ordinance from the start, but they did exist and many also existed before the 1968 regulations when the City looked at mandating the number of units on each lot, so several are legal non-conforming and several of them are not legal. The hope is that the City can get them legal ensuring that they meet some minimum design standards to minimize the impact to the neighborhood. Fisher disclosed that Code Enforcement currently does not really receive many calls on existing ADU’s today so overall they are not an issue; however, looking at new ADU’s, the occupancy, location, parking, and size will all be reviewed before issuing a registration and then similar to any residential structure, noise or other obtrusive calls would go to the police. If Code Enforcement does receive those calls, the regulation is set up so the Director of Community Development can suspend that ADU registration and if the property owner feels it is unfair they can appeal to the City Council. Fire Chief Seals said the fire department is ready regarding the safety aspect of the ADU’s. Fisher explained that once the ordinance is in place and the City Council has a fee established for the registration application, keeping in mind that there are some provisions that existing ADU’s will not have to meet, they should be registered within that first two years but will encourage them to register immediately. If they do not register within that two year window, it would become “not a legally permitted use” which would put them in violation of the code, then when they came in to register, they would have to make provisions to meet the code or would have to seek a variance from the Zoning Board of Adjustment. Regardless if it is a new or existing ADU, if all criteria is not met, it is an automatic
LEGAL AND FINANCE COMMITTEE
November 13, 2019

variance before the City Council and the Director does not have authority to grant exceptions. Fisher also added that if the unit is owner-occupied and they move out and we receive a complaint, this gives the City the ability to suspend it and eventually revoke it if the regulations are not abided by. Fisher wants to make sure that everyone understands that there are many things that will limit the number of ADU's and they are not meant to fit everywhere. She also told the committee there will only be one service line (water/sewer) so the owner remains responsible for it. Lewis voiced his concerns regarding why registration is needed, short-term rentals/Airbnb’s, and also the 500 square foot rule for residential, which he feels becomes subjective to say that it is not residential in its appearance. Hanzel responded by saying this was left somewhat open so they can kind of see whether it is an issue or not. Lewis asked for the definition of family. Fisher said for purposes of this ordinance, a family related by blood, has no limitation to the number of people that can live in a dwelling, but if you are unrelated, then it is a maximum of five. Drew voiced her support for the ordinance. For additional information the presentation is located on the City website attached to the meeting agenda. Modrick moved to approve the First Reading and Introduction of Ordinance No. 6310 - A request by City of Rapid City to consider an application for an Ordinance Amendment to Allow for Accessory Dwelling Units in Residential Districts by Amending Title 17 of the Rapid City Municipal. Second by Nordstrom. Motion carried.

ADDENDUM NO. 1

CITY ATTORNEY’S OFFICE
16) LF111319-12 – Megan Gould, Rapid Transit Division Manager, said there are no changes to the policy, the only change is the state now mandates there is a written policy. Lehmann moved to Approve Rapid Transit System (RTS) Procurement Policy per Federal Transit Administration Regulations. Second by Lewis. Motion carried.

ADJOURN

There being no further business to come before the Council at this time, motion was made by Lewis second by Lehmann and carried to adjourn the meeting at 1:25 p.m.
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 18, 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, John Roberts, Darla Drew and Bill Evans; the following Alderpersons arrived during the course of the meeting: None; and the following were absent: Becky Drury

Staff members present included: Finance Officer Pauline Sumption, Assistant City Attorney Wade Nyberg, Police Chief Karl Jegeris, Community Development Director Ken Young, Parks and Recreation Director Jeff Biegl, Planning Manager Vicki Fisher, Public Works Director Dale Tech, Fire Chief Rod Seals, Long Range Planner Sarah Hanzel and Administrative Coordinator Heidi Weaver-Norris.

ADOPTION OF AGENDA
Motion was made by Armstrong, second by Lewis and carried to adopt the agenda.

PRESENTATION
Scott Engmann, Executive Director of Black Hills Area Habitat for Humanity spoke on the Garfield Green Project. Darla Drew spoke about her trip to the Sister City (Nikko, Japan).

NON-PUBLIC HEARING ITEMS -- Items 3 – 40

CONSENT ITEMS -- Items 3 – 29
No items were removed from the Consent Items.

Approve Minutes
3. Approve Minutes for the November 4, 2019 Regular Council meeting.

Alcoholic Beverage License Applications Set for Hearing (December 2, 2019)
4. Wobbly Bobby British Pub LLC DBA Wobbly Bobby British Pub, 510 Main Street, for a Retail (on-off sale) Malt Beverage and SD Farm Wine license

Alcohol Beverage License Application 2020 Renewal Set for Hearing (December 2, 2019)
5. Dakota Point Brewing LLC, 405 Canal St Ste. 1200, DBA Dakota Point Brewing, 405 Canal St Ste. 1200, for a Retail (on-off sale) Wine and Cider license renewal

Public Works Committee Consent Items
6. PW111219-03: Approve Change Order 1 F to Dakota Barricade, LLC. for 2019 Lane Line Painting, Project #19-2496/CIP 50594 for a decrease of $2,602.78.
7. PW111219-04: Approve Change Order 1 F to Complete Concrete for West Chicago Utilities Reconstruction, Project #12-2022/CIP 50448 for an increase of $9,393.70.
8. PW111219-05: Authorize Staff to Advertise Bids for Pavement Rehabilitation Project - Summerset Area Project No. 18-2478 / CIP No. 50844. Estimated Cost $450,000.00
9. PW111219-06: Authorize staff to advertise for bids for Concrete Panel Repair Project at 5th Street and at Healing Way, Project No. 19-2542 / CIP 50445 for $55,000.
10. PW111219-07: Authorize Mayor and Finance Office to Sign Amendment No. 1 to the Agreement between the City of Rapid City and Advanced Engineering and Environmental Services, Inc. (AE2S) for Professional Engineering Services for Analysis of Federal Emergency Management
Agency (FEMA) Special Flood Hazard Area (SFHA) Meade/Hawthorne Drainage Basin, Project Number 18-2458, CIP 51190.

11. PW111219-08: Authorize Mayor and Finance Officer to Sign a revised Amendment to Agreement Number 614730 with the State of South Dakota Department of Transportation for cost-sharing and property transfers between the City and the State for City project W. Omaha Street Utilities – Sheffer Street to 12th Street, Project No. 16-2099 / CIP 50904, State projects P 0231(13)79 PCN 03CP, NH 0044(167)44 PCN 027K and P 00445(00) PCN 06WX. This supersedes Agreement approved at the 10/7/2019 City Council Meeting.

12. PW111219-09: Authorize Mayor and Finance Officer to Sign a Mutual Access Easement and Parking Agreement with 2020 West Omaha LLC.

13. PW111219-10: Authorization to sign Covenant agreement between the City of Rapid City and Deborah Steele and Harold Steele allowing connection to City water system.


15. PW111219-12: Approve Change Order No. 3 to Simori Contractors of SD for Parks and Rec 2019 Asphalt Paving Project No. PR19-6166, for an increase of $33,145.64, and to extend the contract time by 198 days for a new project completion date of May 15, 2020.

16. PW111219-13: Authorize staff to solicit Proposals for an Annual Fireworks Display in Rapid City, South Dakota.

Legal & Finance Committee Consent Items

17. LF111319-02 – Confirm the New Appointment of Valeriah Big Eagle to Fill the Unexpired Term of Hayley Brooks to the MARC Board, Also Known as the Journey Museum Board of Directors

18. LF111319-07 – Authorize Staff to Purchase One 2020 Dodge Ram 1500 Extended Cab, Short Box Pickup Truck in the Amount of $23,906.09 for the City Hall Maintenance Department


Resolution No. 2019-087
RESOLUTION WRITING OFF UNCOLLECTABLE AMBULANCE BILLING ACCOUNTS

WHEREAS, The City Finance Office has determined that certain ambulance billing accounts, shown on Appendix A, attached, and totaling $790,207.06 are uncollectible; and

WHEREAS, It is necessary to relieve the accounts receivable of the City of Rapid City for these accounts.

NOW, THEREFORE BE IT RESOLVED, by the City of Rapid City, that the City Finance Officer be directed to remove such accounts from the active receivable of the City, said accounts being detailed in the official files of the City Finance Office.

Dated this 18th day of November, 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:

s/ Pauline Sumption
Finance Officer
20. Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Haleigh Timmer (Library)

21. LF111319-06 – Approve Resolution No. 2019-088 a Resolution Levying Assessment for Abatement of Nuisances

RESOLUTION NO. 2019-088
RESOLUTION LEVYING ASSESSMENTS FOR ABATEMENT OF NUISANCES

BE IT RESOLVED by the City Council of the City of Rapid City, South Dakota, as follows:

1. The City Council has made all investigations which it deems necessary and has found and determined that the condition of your property had constituted a nuisance. The City abated this nuisance. The cost of the abatement, including administrative costs, is the amount stated in the proposed Assessment Roll for Abatement of Nuisances.

2. The Assessment Roll for Abatement of Nuisances is hereby approved and assessments thereby specified are levied against each and every lot, piece, or parcel of land thereby described.

3. Such assessments, unless paid within thirty (30) days after the filing of the assessment roll in the Office of the Finance Officer, shall be certified as delinquent to the Pennington County Auditor and payable through the Pennington County Treasurer’s Office with the statutory interest rate.

Dated this 18th day of November, 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:

s/ Pauline Sumption
Finance Officer

22. LF111319-08 – Authorize the Mayor and Finance Officer to Sign Renewal Ready Subscriber Agreement with Black Hills Power, Inc., dba Black Hills Energy

23. LF111319-09 – Acknowledge September 2019 Sales Tax Report

24. LF111319-10 – Approve the Addition of Suspension and Debarment Policies and Procedures to the City’s Uniform Grant Guidance Policies/Procedures.

25. LF111319-12 – Approve Rapid Transit System (RTS) Procurement Policy per Federal Transit Administration Regulations.

Community Development Consent Items

26. LF111319-04 – Authorize the Mayor and Finance Officer to Sign the FY2020 Performance Contract for the City of Rapid City and Black Hills Council of Local Governments (BHCOLG)

27. LF111319-05 – Authorize the Mayor and Finance Officer to Sign Funding Approval/Agreement for FY2019 Community Development Block Grant Funding

28. LF111319-11 – Authorize the Mayor and Finance Officer to Sign First Amendment to Contract for Construction of Public Improvements Through Private Developer for Tax Increment District Number Seventy-Eight.

Bid Award Consent Items

29. No. CC111819-02.1 – Approve award of total bid for Downtown Lighting, Project No. 19-2500 / CIP No. 51228 opened on November 12, 2019 to the lowest responsible bidder, Swiftec Inc. in the amount of $808,900.00.
END OF CONSENT ITEMS

NON-CONSENT ITEMS – Items 30 – 40
Mike Derby, Rachel Caesar and Eirik Heikes all spoke in favor of item (19OA007). The ordinance would allow for accessory dwelling units in residential districts by amending Title 17 of the Rapid City Municipal Code. Kale McNaboe spoke on behalf of Longbranch Civic Engineering, Inc. he asked that the exception for the driveway be granted.

Ordinances
Ordinance 6367 (LF103019-01) Regarding Supplemental Appropriation #7 for 2019. Having passed its first reading on November 4, 2019 motion was made by Drew, second by Nordstrom that the title be read the second time. Upon vote being taken, the following voted AYE: Lehmann, Drew, Nordstrom, Lewis, Modrick, Evans, Armstrong, Roberts, and Strommen. NO: None; Whereupon, the Mayor declared the motion passed and Ordinance 6367 was declared duly passed upon its second reading.

Ordinance 6368 (No. 19RZ038) an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Renner Associates, LLC for Lilac Flowers LLC for a Rezoning request from General Agricultural District to Light Industrial District for property generally described as being located southwest of the intersection of North Plaza Boulevard and Wesleyan Boulevard. Motion was made by Lewis, second by Roberts and carried that Ordinance 6368 be placed upon its first reading and the title was fully and distinctly read and second reading set for December 2, 2019.

Ordinance 6372 (PW111219-01) an Ordinance To Amend Chapter 10.48 Of The Rapid City Municipal Code Relating To Parking During Snow Removal. Motion was made by Drew, second by Armstrong and carried that Ordinance 6372 be placed upon its first reading and the title was fully and distinctly read and second reading set for December 2, 2019. Tech explained the amendment. Motion carried.

Ordinance 6371 (LF111319-01) Regarding Supplemental Appropriation #8 for 2019. Motion was made by Lewis, second by Lehmann and carried that Ordinance 6371 be placed upon its first reading and the title was fully and distinctly read and second reading set for December 2, 2019.

Ordinance 6363 (19OA007) A request by the City of Rapid City to consider an application for an Ordinance Amendment to Allow for Accessory Dwelling Units in Residential Districts by Amending Title 17 of the Rapid City Municipal. Sarah Hanzel gave a brief presentation regarding the ordinance. She said there is no current code today regarding these structures. This would give the city the opportunity to work toward housing goals. Motion was made by Lewis, second by Modrick that Ordinance 6363 be placed upon its first reading and the title was fully and distinctly read and second reading set for December 2, 2019. In response to a question from Drew, Hanzel said the houses in the historic district have extra criteria that will be reviewed. The ADU has to have a separate eating, sleeping and sanitation area and be on permanent foundation, to be considered. When there is an ADU present on the property, one of the homes has to be owner occupied. There is a minimum of 28-day occupancy. Each ADU will be registered with the city. Lewis, Drew, Evans, Strommen and Roberts all spoke in favor of the ordinance. Nyberg explained sales tax would not be collected for stays longer than 28 days. Motion carried 9-0.

Public Works Committee Items
Roberts read in item (PW111219-02) Request from Longbranch Civil Engineering, Inc. for an exception to the driveway width requirement for a townhouse with a setback greater than thirty feet, per the Infrastructure Design Criteria Manual. Motion was made by Lewis, second by Modrick to approve the exception. In response to a question from Lewis, McNaboe said the house was originally moved back to accommodate the drainage easement. In response to a question from Evans, Tech gave input on the item. Motion carried 9-0.
Community Development Items
Mayor read in item (No. 19PL082) A request by KTM Design Solutions, Inc. for Justin Henrichsen for a Preliminary Subdivision Plan for proposed Lot D of Lot 3A and Lot D of Lot 3B of Marshall Subdivision, generally described as being located northwest of the intersection of Glendale Street and Homestead Street. Motion was made by Nordstrom, second by Lehmann to approve with the following stipulations: 1. Prior to submittal of a Final Plat application, the plat document shall be revised to show the proposed lots as Lot A and B or Lots 1 and 2 of Marshall Subdivision #2. 2. If a turnaround is proposed along Glenside Drive, then it shall be located to the north lot line of proposed Lot D of Lot 3B, secured within an access easement and constructed in compliance with Figure 2-8 of the Infrastructure Design Criteria Manual; 3. Upon submittal of a Final Plat application, a Covenant Agreement shall be submitted for recording requiring that new residential structure(s) be fire sprinkler protected; 4. Upon submittal of a Final Plat application, the plat document shall show the dedication of 10 additional feet of right-of-way along Glenside Street and one additional foot of right-of-way along Homestead Street; and, 5. Upon submittal of a Final Plat application, a copy of the approved Exceptions shall be submitted. The street name of Glendale Street was corrected and read into the minutes as Glenside Street.

Mayor read in item (No. 19PL088) A request by Renner Associates, LLC for School House LLC for a Preliminary Subdivision Plan for proposed Lots 1 and 2 of Pioneer Subdivision No. 3, generally described as being located at 9340 Clarkson Road. Motion was made by Nordstrom, second by Drew to approve with the following stipulations: 1. Upon submittal of a Development Engineering Plan application, the plat document shall be revised to remove the proposed Vacation of Right-of-Way or the right-of-way shall be vacated through Pennington County and the recording number identified on the plat prior to submittal of a Final Plat application; 2. Upon submittal of a Development Engineering Plan application, the plat document shall be revised to show the existing overhead powerline located within an existing easement or, including the recording information, or a utility easement shall be dedicated on the plat; 3. Upon submittal of a Development Engineering Plan application, the property owner’s certificate shall be revised to identify Larry Teuber signing as a member of School House, LLC; 4. Upon submittal of a Final Plat, a signed covenant agreement for fire sprinkler protection shall be submitted for review and approval and recording with the Final Plat document; and, 5. Upon submittal of a Final Plat, a Wildland Fuels Mitigation Plan shall be approved.

Mayor read in item (No. 19PL089) A request by Fisk Land Surveying & Consulting Engineers, Inc. for Keiz Larson for a Preliminary Subdivision Plan for proposed Lot 5 of Block 3 of Dunham Estates, generally described as being located west of the intersection of Heidway Court and Heidway Lane. Motion was made by Strommen, second by Lehmann to approve with the following stipulations: Staff recommends that the Preliminary Subdivision Plan be approved with the following stipulations: 1. Upon submittal of a Development Engineering Plan application, construction plans for Heidway Lane shall be submitted for review and approval showing the street constructed pursuant to Figure 2-1 of the Infrastructure Design Criteria Manual for a lane place street 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; 2. Upon submittal of a Development Engineering Plan application, water plans and analysis prepared by a Registered Professional Engineer shall be submitted for review and approval in accordance with the Infrastructure Design Criteria Manual. In particular, the water plans shall include the extension of a water main to serve the proposed lot. The design report shall also 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; 3. Upon submittal of a Development Engineering Plan application, a sewer design report prepared by a Registered Professional Engineer as per the Infrastructure Design Criteria Manual shall be submitted for review and approval. The design report shall also 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; 4. Upon submittal of a Development Engineering Plan application, a cost estimate for any required subdivision improvements shall be submitted for review and approval; 5. Prior to approval of the Development
Engineering Plan application, a Development Agreement shall be entered into with the City for all public improvements; 6. Prior to submittal of a Final Plat application, the property shall be rezoned to Low Density Residential District; 7. 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, 8. Prior to the City’s acceptance of the public improvements, a warranty surety shall be submitted for review and approval as required.

Mayor read in item (No. 19PL092) A request by Renner Associates, LLC for Lilac Flowers LLC for a Preliminary Subdivision Plan for proposed Tract T of Fountain Springs Business Park, generally described as being located southwest of the intersection of North Plaza Boulevard and Wesleyan Boulevard. Motion was made by Nordstrom, second by Strommen to approve with the following stipulations: 1. Prior to submittal of a Final Plat application, the plat document shall be revised to address redline comments. In addition, the redline comments shall be returned with the Final Plat application; 2. Prior to submittal of a Final Plat application, a revised Master Plan identifying street extensions and right-of-way dedications in accordance with the City’s Major Street Plan shall be submitted for review and approval.

2020 Alcoholic Beverage License Renewals (Item 40, A-FFF = 58 licenses)

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<th>Item #</th>
<th>License #</th>
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<td>Inactive PL-4782</td>
<td>Nash-Finch Company</td>
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Mayor read in item 40 regarding 2020 alcohol beverage license renewals. Motion was made by Lewis, second by Armstrong and carried to approve Item 40, A-FFF.

**PUBLIC HEARING ITEMS** — Items 41 – 49

Vince Baker, General Manager of Arrowhead Country Club, addressed the council. He said he was there if the council had any questions.

**CONSENT PUBLIC HEARING ITEMS** — Items 41 – 46
Alcohol Licenses

41. 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
42. Smith's Liquor Gallery Inc. DBA Smith's Liquor Gallery, 2218 Jackson Blvd Suite 1, for a Package Delivery license.
43. Arrowhead Country Club DBA Arrowhead Country Club, 3675 Sheridan Lake Road, for a Retail (on-off sale) Wine and Cider license
44. 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
45. Staple and Spice Market LLC DBA Staple and Spice Market, 601 Mt. Rushmore Road for a Retail (on-off sale) Wine and Cider license
46. 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

Motion was made by Lehmann, second by Armstrong and carried to approve items 41-46.

END OF CONSENT PUBLIC HEARING CALENDAR

NON-CONSENT PUBLIC HEARING ITEMS – Items 47 – 49

Mayor read in item (No. 19RZ035) Ordinance 6364, 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. Drew expressed concern over losing ecosystems. Roberts stated wetlands aren't going anywhere. Having passed its first reading on November 4, 2019 motion was made by Lewis, second by Lehmann that the title be read the second time. Upon vote being taken, the following voted AYE: Lehmann, Nordstrom, Lewis, Modrick, Evans, Armstrong, Drew, Roberts and Strommen. NO: None; Whereupon, the Mayor declared the motion passed and Ordinance 6364 was declared duly passed upon its second reading.

Mayor read in item (No. 19RZ036) Ordinance 6365, 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. Having passed its first reading on November 4, 2019 motion was made by Roberts, second by Modrick that the title be read the second time. Upon vote being taken, the following voted AYE: Lehmann, Nordstrom, Lewis, Modrick, Evans, Armstrong, Drew, Roberts and Strommen. NO: None; Whereupon, the Mayor declared the motion passed and Ordinance 6365 was declared duly passed upon its second reading.

Mayor read in item (No. 19RZ037) Ordinance 6366, 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. Having passed its first reading on November 4, 2019 motion was made by Nordstrom, second by Drew that the title be read the second time. Upon vote being taken, the following voted AYE: Lehmann, Nordstrom, Lewis, Modrick, Evans, Armstrong, Drew, Roberts and Strommen. NO: None; Whereupon, the Mayor declared the motion passed and Ordinance 6366 was declared duly passed upon its second reading.

BILLS

The following bills have been audited:
BILL LIST - NOVEMBER 18, 2019

P/ROLL PERIOD END 10/26/19, PD 11/01/19, 1,943,774.58
SUPP P/ROLL PERIOD END 10/26/19, PD 11/04/19 406.13
SUPP P/ROLL PERIOD END 10/26/19, PD 11/05/19 (2,633.60)
PIONEER BANK & TRUST, 10/26/19 P/ROLL TAXES, PD 11/01/19 490,591.57
PIONEER BANK & TRUST, SUPP 10/26/19 P/ROLL TAXES, PD 11/05/19 (665.97)
WELLMARK INC, HEALTH CLAIMS THROUGH 11/01/19, PD 11/07/19 159,113.20
WAGE WORKS, SECTION 125 CLAIMS THROUGH 11/04/19, PD 11/05/19 5,153.13
WAGE WORKS, SECTION 125 CLAIMS THROUGH 11/11/19, PD 11/12/19 6,416.97
SOUTH DAKOTA RETIREMENT SYSTEM, OCT19 RETIREMENT, PD 11/06/19 481,702.03
BERKLEY ASSIGNED RISK SERVICES, OCT19 CLAIMS, PD 11/07/19 37,260.92
WEST RIVER ELECTRIC ASSOCIATION, ELECTRICITY, PD 11/14/19 51,725.04
BLACK HILLS ENERGY, ELECTRICITY, PD 11/14/19 38,475.01
COMPUTER BILL LIST 3,164,047.55
CDEV COMPUTER BILL LIST, 1,043.43
SUBTOTAL 6,376,409.99
RSVP, P/ROLL PERIOD END 10/26/19, PD 11/30/19 1,447.13
RSVP, PIONEER BANK & TRUST, 10/26/19 P/ROLL TAXES, PD 11/01/19 412.31
RSVP, COMPUTER BILL LIST 31.89
TOTAL 6,378,301.32

Sumption presented the bill list of $6,378,301.32. Motion was made by Lewis, second by Lehmann and carried to authorize (No. CC111819-01) 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 Roberts, second by Lewis and carried to adjourn the meeting at 8:22 p.m.

Dated this 18th day of November, 2019.

ATTEST:

Finance Officer

(CHEET)

CITY OF RAPID CITY

Mayor

10
LEGAL AND FINANCE COMMITTEE MINUTES
Rapid City, South Dakota

December 11, 2019

A Legal and Finance Committee meeting was held at the City/School Administration Center in Rapid City, South Dakota, on Wednesday, December 11, 2019, at 12:30 p.m.

A quorum was determined with the following members answering the roll call: Becky Drury, Lance Lehmann, Chad Lewis, Darla Drew and Ritchie Nordstrom. Absent: None.

(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 AGENDA
Motion was made by Nordstrom, second by Drew and carried to adopt the agenda.

GENERAL PUBLIC COMMENT
None.

CONSENT ITEMS
Motion was made by Lewis, second by Lehmann and carried to approve Items 1-15 as they appear on the Consent Items with the exception of item nos. 3 and 14. Amended motion was made by Drew to also pull item no. 8. Second by Nordstrom. Motion carried.

CONSENT ITEMS -- Items 1 – 15

Public Comment opened — Items 1 – 15
Public Comment closed

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

1) Approve Minutes for November 27, 2019

MAYOR’S ITEMS
2) LF121119-09 – Authorize the Mayor and Finance Officer to Sign a 2020 Agreement with the Rapid City Fine Arts Council for Arts Contingency Fund Distribution

3) LF121119-10 – Nordstrom, needs for clarification on this item. It looks like there are three different options the Mayor has proposed and Nordstrom prefers number three, but wants to know if that needs to be indicated in the motion or how is that to be made. City Attorney Landeen said his impression from the Mayor regarding item #3 is the idea of having the council members identify people from their wards and the mayor would make a couple appointments of some of those that have cover some area of expertise but the idea is to have a combination of both people that expertise or experience that would make them valuable as well as a cross section of the community. Drew made a comment to making it known to the public that this is a transparent effort and they will be looking to the community to give input on the home rule as it goes forward and looking at each ward to find people that will fill these positions giving people who are interested a great opportunity to be involved in how we go forward with our governance. Nordstrom moved to authorize the Mayor to Create a Home Rule Charter Committee. (Further discussion to be held on Monday, December 16th at the City Council meeting) Second by Lewis. Motion carried.

POLICE DEPARTMENT
LEGAL AND FINANCE COMMITTEE
December 11, 2019

4) LF121119-12 – Authorize the Mayor and Finance Officer to Sign Taser Contract for Rapid City Police Department to Replace Aging Tasers

FIRE DEPARTMENT

5) LF121119-07 – Authorize Staff to Apply and Accept if Awarded the Build Strong Grant Funds in the Amount of $23,650.00 for Hazardous Materials Response Trailer and for Transport of Equipment to a Hazardous Materials Scene

FINANCE DEPARTMENT

6) Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Alexander Brost (Police Department), Colby Anderson (Police Department), Marc Feliz (Police Department), John Williams (Police Department), Savannah Williamson (Police Department), LJ Fillmon (Police Department), Tony Garcia (Police Department), Jim White (Police Department), Alice McCoy (Police Department), Jim McCoy (Police Department), Daniel Scolaro (Police Department), William Clark (Police Department), John Derrek (Police Department), Marie Romano (Police Department), George Larson (Police Department), James Moore (Police Department)

7) LF121119-01 – Authorize Mayor and Finance Officer to Sign Combined Election Agreement with Pennington County for the 2020 Municipal Election to be Held on June 2, 2020 and for any Special Elections in 2020

8) LF121119-02 – Traci Hanson, a partner from Ketel Thorstenson said the partners at the firm would like to request that the Committee consider leaving and keeping $200,000 worth of audit services locally in so doing would save the taxpayers of Rapid City approximately $24,000. She understands the recommendation came from the Finance Department based on the concept of auditor rotation, which is one factor to consider when reviewing auditor proposals but it is not required. She added that Ketel Thorstenson maintains professional standards and has provided the City with quality services over the last several years and would like to continue to do so in the future. Drew asked Tracy Davis from the Finance Office why the decision was made to change and why a company that is out of town to perform auditing. Davis said that Eide Bailly is a new company that has not audited the City’s books before and are not local. She added that over the three-year period, there is an $8,700 difference between Ketel Thorstenson, who the City has had for the past nine years and Eide Bailly. Prior to Ketel Thorstenson the City was with Casey Peterson. Davis said it has been recommended to switch at the end of a multi-year contract. Drew would like to see the audits remain local and stay with Ketel Thorstenson. Drury added that she does see a lot of marketing and sees many accounting firms that are not local and also knows that there are general and accepted accounting practices that tell you to switch once in a while, but she is also a proponent of shopping local. Nordstrom added that he feels it is good to explore but also likes the argument of keeping things local as well and would like to see just a little more information provided by the Finance Department on it. Davis asked the committee what specifically they are looking to see. Nordstrom said he will look over the letter again and touch base with Finance before the Monday night City Council meeting. Nordstrom moved to send Award Contract to Eide Bailly to Perform the Financial and Compliance Audits for the City of Rapid City for Calendar Years 2019, 2020 and 2021 to Council without recommendation. Second by Lewis.

9) LF121119-04 – Approve Resolution No. 2019-095 a Resolution Levying Assessment for Abatement of Nuisances

10) LF121119-06 – Acknowledge the October 2019 Sales Tax Report

11) LF121119-13 – Approve Request for Property Tax Abatement as Follows: Eric Eckholm, 2018, $36.60 [Total $36.60]
LEGAL AND FINANCE COMMITTEE
December 11, 2019
COMMUNITY DEVELOPMENT
12) LF121119-03 - Approve Preliminary Recommendations for FY2020 Community Development Block Grant (CDBG) Entitlement Funds and Neighborhood Lift Lot Allocations

13) 19RD005 - Approve Resolution No. 2019-096 a Resolution Renaming Willowbend Road to Cross Water Court

14) LF121119-08 - Nordstrom asked the Director of Community Development Ken Young to summarize what and how this software program works. Young explained that the TRAKiT permit system has helped the City move from the dark ages of paperwork with permitting to a very organized program. The upgrade will allow the City to receive and do permitting online and the ability to receive plans digitally online or otherwise received digitally, which will make the whole service more efficient and effective. What was initially put into place in 2012, were the basics of the TRAKiT program but the City did not at that time have the full upgrade level that was available and there is now growing concern of how much longer the vendor is going to be able to maintain our current program since they are not working with it or selling it any longer. He emphasized the importance of getting up to speed with the current program but also that it allows the City to jump forward significantly with the online permitting and plans review. Nordstrom shared his excitement for the upgrade as it will allow people to make all of their comments, redlining and inspection notes which will all go back to one location online rather than having to carry around blueprints and other documents. Young added that we are saving trees, time and money. Nordstrom moved to approve to authorize the Mayor and Finance Officer to Sign the Professional Services Agreement for the Upgrade to the TRAKiT Permitting Software and Related Programs with Central Square Technologies in an Amount Not to Exceed $148,740.00. Second by Lewis. Motion carried.

15) LF121119-11 - Approve Resolution No. 2019-098 a Resolution to Set the Fee for Registration of Accessory Dwelling Units

Chair recognized a speaker request form for item number 13 that was received after public comment was closed on consent items 1 – 15. Chair recommended the individual come back to the City Council Meeting on Monday December 16, as the item will be on the agenda and to please turn in a speaker request form before the meeting begins to have the opportunity to discuss their comments. She also added the individual should feel free to contact any council members during the time between now and Monday night.

END OF CONSENT CALENDAR

NON-CONSENT ITEMS - Items 16 – 18

Public Comment opened - Items 16 – 18
Public Comment closed

FINANCE DEPARTMENT
16) LF121119-05 - Drew moved to approve the Introduction and First Reading of Ordinance No. 6374 Regarding Supplemental Appropriation #9 for 2019. Second by Lewis. Motion carried.

PARKS AND RECREATION
17) LF112719-01 - Drew asked Parks and Recreation Director Jeff Biegler if we have a system for registering and tracking remains in perpetuity. Biegler explained that there is a comprehensive electronic record-keeping system called Stone Orchard Software which keeps track of all burials and all historical information has also been entered into it giving a very accurate record including the Ossuary. Nordstrom asked if the electronic software is a database and is it connected to the City Server. Biegler said it is a database and is not cloud based at this time. Lehmann moved to
LEGAL AND FINANCE COMMITTEE
December 11, 2019

CITY ATTORNEY’S OFFICE
18) LF121119-14 – Drew moved to approve the Introduction and First Reading of Ordinance 6370 An Ordinance to Revise the Composition of the Downtown Business Improvement District Board by Amending Section 3.25.060 of the Rapid City Municipal Code. Second by Lewis. Motion carried.

ADJOURN
There being no further business to come before the Council at this time, motion was made by Nordstrom second by Drew and carried to adjourn the meeting at 12:50 p.m.
PROCEEDINGS OF THE CITY COUNCIL
Rapid City, South Dakota

December 16, 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, December 16, 2019, at 6:30 P.M.

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

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, Public Works Director Dale Tech, Fire Chief Rod Seals and Administrative Coordinator Heidi Weaver-Norris.

The Dakota Choral Union sang a song in lieu of the invocation.

ADOPTION OF AGENDA
Motion was made by Drury, second by Lewis and carried to adopt the agenda.

AWARDS AND RECOGNITIONS
Steve Massopust presented the Above and Beyond Award on behalf of the Mayor’s Committee for People with Disabilities to the Rapid City Aquatics Division: Roosevelt Swim Center. Accepting the award was Emily Carstensen and Barbara Iwan from the City of Rapid City.

PRESENTATION

GENERAL PUBLIC COMMENT
Anne Marie Thatcher stated there was a Christmas Benefit at the Performing Arts Center in memory of Ray Hillenbrand to benefit ONEHEART. The benefit is on December 20, 2019 from 7:30 pm to 9:30 pm. It is also being held on December 21, 2019 from 2:00 pm to 4:00 pm.

NON-PUBLIC HEARING ITEMS – Items 3 – 36
Kyle Lambert, treasurer of the Allied Arts Funds, addressed the council on item LF121119-09 – Authorize Mayor and Finance Officer to Sign 2020 Agreement with the Rapid City Fine Arts Council for Arts Contingency Fund Distribution and spoke in opposition to the item. Chance Wheelchel, Rapid City Arts Council President, spoke in favor of the same item. Jim Phoenix spoke on item LF121119-10 - Authorize the Mayor to Create a Home Rule Charter Committee, and is in favor of the Home Rule Charter. Mike Sickler spoke for himself and his wife, Aimée Sickler regarding item 19RD005 - Approve Resolution No. 2019-096 a Resolution Renaming Willowbend Road to Cross Water Court. He said there are only two houses on Willowbend Road and he doesn’t understand why it needs to be changed. He asked that the road name rename the same.

CONSENT ITEMS – Items 3 – 28
12. LF121119-09 – Authorize the Mayor and Finance Officer to Sign a 2020 Agreement with the Rapid City Fine Arts Council for Arts Contingency Fund Distribution

13. LF121119-10 – Authorize the Mayor to Create a Home Rule Charter Committee.
22. 19RD005 – Approve Resolution No. 2019-096 a Resolution Renaming Willowbend Road to Cross Water Court

Motion was made by Lewis, second by Drury and carried to approve items 3-28 with the exception of items 12, 13 and 22.

Approve Minutes
3. Approve Minutes for the December 2, 2019 Regular Council meeting.

Alcoholic Beverage License Applications Set for Hearing (January 6, 2020)
4. Bar K-9 LLC DBA Bar K-9, 2400 N Maple Ave for a Retail (on-off sale) Malt Beverage & SD Farm Wine License
5. 5 Tanks Corp DBA Pour 54 Tap House, 615 Main Street for a Retail (on-off sale) Wine and Cider License and Retail (on-off sale) Malt Beverage & SD Farm Wine License

Public Works Committee Consent Items
6. PW121019-01: Approve Change Order 1 F to Lind-Exec, Inc. for Fulton Street Reconstruction Project, Project #15-2223/CIP 50872 for a decrease of $38,700.18.
7. PW121019-02: Approve Change Order 2F to Site Works Specialists, Inc. for Sturgis Road Area Utilities Reconstruction Project, Project #11-2001/CIP 50824 for an increase of $52,993.97.
8. PW121019-04: Authorize Mayor and Finance Officer to sign agreement between the City of Rapid City and Advanced Engineering and Environmental Services, Inc. (AE2S) for Professional Services for WRF Lift Station and Odor Control Facilities Arc Flash Analysis, Project No. 19-2523 /CIP #51246 in the amount of $54,401.00.
9. PW121019-05: Authorize purchase of a new Electric Minidrdozer, remote operated low-profile loader from Track-O in the amount of $139,425.00. The purchase is a sole-source procurement.
10. PW121019-06: Approve Change Order No. 2F to BTD Enterprises, LLC, for LaCroix Disc Golf and Sidewalk Project No. PR19-6169, for an increase of $2,173.15.
11. PW121019-03: Request Authorization for Mayor and Finance Officer to sign an Amendment to Professional Services Agreement with FMG Engineering for Rushmore Plaza Civic Center Arena Expansion Project #2452 Boundary and Topographic Survey in the amount of $387,483.00.

Legal & Finance Committee Consent Items
14. LF121119-12 – Authorize the Mayor and Finance Officer to Sign Taser Contract for Rapid City Police Department to Replace Aging Tasers
15. LF121119-07 – Authorize Staff to Apply and Accept if Awarded the Build Strong Grant Funds in the amount of $23,650.00 for Hazardous Materials Response Trailer and for Transport of Equipment to a Hazardous Materials Scene
16. Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Alexander Brost (Police Department), Colby Anderson (Police Department), Marc Feliz (Police Department), John Williams (Police Department), Savannah Williamson (Police Department), LJ Fillmon (Police Department), Tony Garcia (Police Department), Jim White (Police Department), Alice McCoy (Police Department), Jim McCoy (Police Department), Daniel Scolaro (Police Department), William Clark (Police Department), John Derrek (Police Department), Marie Romano (Police Department), George Larson (Police Department), James Moore (Police Department)
17. LF121119-01 – Authorize Mayor and Finance Officer to Sign Combined Election Agreement with Pennington County for the 2020 Municipal Election to be Held on June 2, 2020 and for any Special Elections in 2020
18. LF121119-04 – Approve Resolution No. 2019-095 a Resolution Levying Assessment for Abatement of Nuisances
19. LF121119-06 – Acknowledge the October 2019 Sales Tax Report
20. LF121119-13 – Approve Request for Property Tax Abatement as Follows: Eric Eckholm, 2018, $36.60 [Total $36.60]

Community Development Consent Items
21. LF121119-03 – Approve Preliminary Recommendations for FY2020 Community Development Block Grant (CDBG) Entitlement Funds and Neighborhood Lift Lot Allocations
23. LF121119-08 – Authorize the Mayor and Finance Officer to Sign the Professional Services Agreement for the Upgrade to the TRAKIT Permitting Software and Related Programs with Central Square Technologies in an Amount Not to Exceed $148,740.00.
24. LF121119-11 – Approve Resolution No. 2019-098 a Resolution to Set the Fee for Registration of Accessory Dwelling Units
25. No. 19AN001 – Approve Resolution 2019-037, A request by Paul Bradsky for Atlantis, LLC for a De-Annexation for property generally described as being located at 450 S. Interstate 90 Service Road.

Bid Award Consent Items
26. No. CC121619-02.1 – Approve award of total bid for Pavement Rehabilitation Project – Sommerset Area, Project No. 18-2478 / CIP No. 50844 opened on December 10, 2019 to the lowest responsible bidder, GTI Companies, Inc. in the amount of $355,466.39
27. No. CC121619-02.2 – Approve award of total bid for Concrete Panel Repair Project at 5th Street and Healing Way, Project No. 19-2542 / CIP No. 50445 opened on December 10, 2019 to the lowest responsible bidder, Tru-Form Construction Inc. in the amount of $45,448.50.
28. No. CC121619-02.3 – Approve award of total bid for 2019 Annual Roof Replacement, Project No. 19-2492 / CIP No. 50098 opened on December 10, 2019 to the lowest responsible bidder, Black Hills Roofing Co. in the amount of $811,825.00.

END OF CONSENT ITEMS

Mayor read in item (LF121119-09) Authorize the Mayor and Finance Officer to Sign a 2020 Agreement with the Rapid City Fine Arts Council for Arts Contingency Fund Distribution. Modrick and Evans spoke in opposition of the proposed amount. Drew stated they should make the best of what is given. Motion was made by Lehmann, second by Drury to approve. Motion carried 7-3 with Modrick, Evans and Roberts voting no.

Mayor read in item (LF121119-10) Authorize the Mayor to Create a Home Rule Charter Committee. Modrick, Armstrong and Nordstrom spoke in favor of the item. Nordstrom would like more information about the city manager position. He would like that salary based on a wage study. The committee will take between 6-9 months to evaluate the home rule charter and the city manager position. Motion was made Modrick, second by Nordstrom and carried to approve.

Mayor read in item (19RD005) Approve Resolution No. 2019-096 a Resolution Renaming Willowbend Road to Cross Water Court. Motion was made by Drury, second by Roberts to send back to Legal & Finance. Substitute motion by Modrick, second by Roberts to deny the name change. Mayor said substitute motion is out of order. Substitute motion by Modrick, second by Roberts to table the item (19RD005). Motion carried 10-0.

NON-CONSENT ITEMS – Items 29 – 36

Ordinances

Ordinance 6373 (LF112719-01) An Ordinance Amending Sections of the Rapid City Municipal Code Relating to City Cemeteries. Having passed its first reading on December 2, 2019 motion was made by Lewis, second by Lehmann that the title be read the second time. Upon vote being taken, the following voted AYE: Lehmann, Drury, Nordstrom, Lewis, Modrick, Evans, Armstrong, Drew, Strommen and
Roberts. NO: None; Whereupon, the Mayor declared the motion passed and Ordinance 6373 was declared duly passed upon its second reading.

Ordinance 6374 (LF121119-05) Regarding Supplemental Appropriation #9 for 2019. Motion was made by Drury, second by Lewis and carried that Ordinance 6374 be placed upon its first reading and the title was fully and distinctly read and second reading set for January 6, 2019.

Ordinance 6370 (LF121119-14) An Ordinance to Revise the Composition of the Downtown Business Improvement District Board by Amending Section 3.25.060 of the Rapid City Municipal Code. Motion was made by Drew, second by Nordstrom to approve. Modrick is concerned about lowering the number of members. Ordinance 6370 carried and placed upon its first reading and the title was fully and distinctly read and second reading set for January 6, 2019.

**Legal & Finance Committee Items**

LF121119-02 – Award Contract to Eide Bailly to Perform the Financial and Compliance Audits for the City of Rapid City for Calendar Years 2019, 2020 and 2021. Motion was made by Lewis, second by Lehmann and carried to continue item (LF121119-02) to the January 21, 2020 city council meeting.

**Community Development Items**

No. 19PL090 - A request by Fisk Land Surveying & Consulting Engineers, Inc. for Pat Hall for a Preliminary Subdivision Plan for proposed Lots 1 thru 22 of Morris Ranch Estates, generally described as being located on the east side of Old Folsum Road 1/4 mile south of Lamb Road. Motion was made by Drew, second by Drury and carried to approve with the following stipulations: 1. Upon submittal of a Development Engineering Plan application, construction plans for Old Folsum Road, a principal arterial street, shall be submitted for review and approval showing the street located in a minimum 83-foot wide right-of-way (the existing 66-foot wide right-of-way with an additional 17 feet of right-of-way) and constructed pursuant to Figure 2-1 of the Infrastructure Design Criteria Manual and with a dry sewer main designed and constructed pursuant to Figure 3-1 or criteria shall be met to obtain an Exception. If an Exception is obtained, a copy of the approved document shall be submitted with the Development Engineering Plan application; 2. Upon submittal of a Development Engineering Plan application, construction plans for 235th Street, a collector street, shall be submitted for review and approval showing the street located in a minimum 67-foot wide right-of-way (the existing 66-foot wide section line highway with one additional foot of right-of-way) and with an additional 5 feet of right-of-way the first 200 feet as the street extends west from Old Folsum Road and constructed pursuant to Figure 2-1 of the Infrastructure Design Criteria Manual and with a dry sewer main designed and constructed pursuant to Figure 3-1 or criteria shall be met to obtain an Exception. If an Exception is obtained, a copy of the approved document shall be submitted with the Development Engineering Plan application; 3. Upon submittal of a Development Engineering Plan application, construction plans for Chase Street, a local street, shall be submitted for review and approval showing the street located in a minimum 52-foot wide right-of-way with an additional 10 feet of right-of-way the first 200 feet as the street extends west from Old Folsum Road and constructed pursuant to Figure 2-1 of the Infrastructure Design Criteria Manual and with a dry sewer main designed and constructed pursuant to Figure 3-1 or criteria shall be met to obtain an Exception. If an Exception is obtained, a copy of the approved document shall be submitted with the Development Engineering Plan application; 4. Upon submittal of a Development Engineering Plan application, construction plans for Page Street, a local street, shall be submitted for review and approval showing the street located in a minimum 52-foot wide right-of-way and constructed pursuant to Figure 2-1 of the Infrastructure Design Criteria Manual and with a dry sewer main designed and constructed pursuant to Figure 3-1 or criteria shall be met to obtain an Exception. In addition, the cul-de-sac bulb shall be constructed pursuant to Figure 2.13 of the Infrastructure Design Criteria Manual and with an intermediate turnaround designed pursuant to Section 2.13.2 or criteria shall be met to obtain an Exception. If an Exception is obtained, a copy of the approved document shall be submitted with the Development Engineering Plan application; 5. Upon submittal of a Development Engineering Plan application, construction plans for the section line highway, a local street, located adjacent to Page Street
shall be submitted for review and approval showing the section line highway as a 66-foot wide right-of-
way and constructed pursuant to Figure 2-1 of the Infrastructure Design Criteria Manual with a dry sewer
main designed and constructed pursuant to Figure 3-1 or criteria shall be met to obtain an Exception or
the section line highway shall be vacated. If an Exception is obtained, a copy of the approved document
shall be submitted with the Development Engineering Plan application; 6. Prior to submittal of a
Development Engineering Plan application, construction plans shall be submitted for review and approval
showing the construction of sidewalk along each of the streets in compliance with the Infrastructure
Design Criteria Manual and Chapter 12.08 of the Rapid City Municipal Code as a subdivision
improvement or criteria shall be met to obtain a Variance from City Council; 7. 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, permits
required for construction shall be approved and issued and 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; 8. Upon submittal of a Development
Engineering Plan application, water plans 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. If determined that domestic flows and
required fire flows cannot be provided, then a Covenant Agreement shall be submitted for recording with
the Final Plat application stating that fire sprinkler protection shall be provided in all new residential
structures or criteria shall be met to obtain an Exception. If an Exception is obtained, a copy of the
approved document shall be submitted with the Development Engineering Plan application; 9. Upon
submittal of a Development Engineering Plan application, soils data for the proposed lots demonstrating
that the soils are suitable for on-site wastewater treatment systems shall be submitted for review and
approval; 10. Upon submittal of a Development Engineering Plan application, a drainage plan and report
prepared by a Registered Professional Engineer as per the Infrastructure Design Criteria Manual and the
Rapid City Municipal Code shall be submitted for review and approval for the proposed subdivision
improvements. The drainage report shall demonstrate that stormwater is being detained to pre-
developed, historic rates and provide stormwater quality. In addition, easements shall be provided as
needed; 11. Upon submittal of a Development Engineering Plan application, an Erosion and Sediment
Control Plan in compliance with the adopted Stormwater Quality Manual and the Infrastructure Design
Criteria Manual shall be submitted for review and approval if subdivision improvements are required; 12.
Upon submittal of a Development Engineering Plan application, a cost estimate for any required
subdivision improvements shall be submitted for review and approval; 13. Prior to approval of the
Development Engineering Plan application, a Development Agreement shall be entered into with the City
for all public improvements; 14. Prior to submittal of a Final Plat application, the plat document shall
identify a non-access easement along Old Folsom Road; 15. Prior to submittal of a Final Plat application,
the applicant shall submit proof of the legal entity which will provide the mechanism for street
maintenance and snow removal; 16. Prior to submittal of a Final Plat application, a miscellaneous
document shall be recorded at the Register of Deed’s Office securing an easement for the proposed
community well and water distribution corridor located outside the boundaries of the plat. In addition, a
copy of the recorded easement shall be submitted with the Final Plat application; 17. Upon submittal of a
Final Plat application, an agreement shall be submitted for recording securing ownership and
maintenance of the proposed community well and water system; 18. Upon submittal of a Final Plat
application, an agreement shall be submitted for recording securing ownership and maintenance of any
proposed drainage elements. In addition, Major Drainage Easements shall be dedicated for the
proposed drainage improvements; 19. 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, 20. Prior to the City’s acceptance of the public improvements, a warranty surety
shall be submitted for review and approval as required.
No. 19PL097 - A request by FMG Engineering for Harold Bies for a Preliminary Subdivision Plan for proposed Lots 1 thru 4 of Sunset Meadows Subdivision, generally described as being located north of Highway 44 and east of Anderson Road. Motion was made by Modrick, second by Lewis and carried to approve with the following stipulations: 1. Upon submittal of a Development Engineering Plan application, construction plans for Anderson Road shall be submitted for review and approval showing the dedication of 50 feet of right-of-way, half of the 100 feet of right-of-way required for a Minor Arterial Street, and constructed pursuant to Figure 2-1 of the Infrastructure Criteria Design Manual or shall meet criteria for obtaining an Exception or Variance (sidewalk). If an Exception is obtained, a copy of the approved document must be submitted with the Development Engineering Plan application; 2. Upon submittal of a Development Engineering Plan application, soils data shall be provided demonstrating that the soils are suitable for on-site wastewater treatment systems; 3. Upon submittal of a Development Engineering Plan application, a cost estimate of the required subdivision improvements shall be submitted for review and approval if subdivision improvements are required; 4. Prior to approval of the Development Engineering Plan application, a Development Agreement shall be entered into with the City for all public improvements if subdivision improvements are required; 5. Prior to submittal of a Final Plat application, a Variance from the Pennington County Planning Commission shall be approved to allow reduced lot sizes in the Limited Agricultural District for the proposed development. A copy of the minutes of the approval shall be submitted with the Final Plat application; 6. Upon submittal of a Final Plat application, an agreement securing ownership and maintenance of proposed drainage elements shall be submitted for recording; 7. 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, 8. Prior to the City's acceptance of the public improvements, a warranty surety shall be submitted for review and approval as required. In addition, any utilities and drainage proposed outside of the dedicated right-of-way shall be secured within easement(s).

No. 19PL098 - A request by Dream Design International, Inc. for Yasmeen Dream, LLC for a Preliminary Subdivision Plan for proposed Lot 3 of Orchard Meadows Subdivision, generally described as being located west of Elk Vale Road between Orchard Lane and Garden Lane. Motion was made by Drew, second by Drury and carried to approve with the following stipulations: 1. Upon submittal of a Development Engineering Plan application, the redline comments shall be addressed on the site plan. 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 pursuant to Chapter 1.15 of the Infrastructure Design Criteria Manual. In addition, permits required for construction shall be approved and issued and 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, construction plans for the proposed turnaround shall be submitted for review and approval showing the turnaround constructed per Section 2.13 and Figure 2-8 of the Infrastructure Design Criteria Manual within the dedicated right-of-way as shown on the site plan or criteria for obtaining an Exception shall be met. If an Exception is obtained, a copy of the approved document shall be submitted with the Development Engineering Plan application; 4. Upon submittal of a Development Engineering Plan application, water plans 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. The plans shall also show water services constructed per City Standards. In addition, easements shall be provided as needed; 5. Upon submittal of a Development Engineering Plan application, a sewer design report prepared by a Registered Professional Engineer as per 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, the plans shall show sewer services constructed per City Standards. Easements shall also be provided as needed; 6. Upon submittal of a Development Engineering Plan application, a drainage plan and report prepared by a Registered Professional Engineer as per the Infrastructure Design Criteria Manual and the Rapid City Municipal Code shall be submitted for review and approval for the proposed subdivision improvements. The drainage report shall demonstrate that stormwater is being detained to pre-developed, historic rates and provide stormwater quality. In addition, easements shall be provided as needed; 7. Upon submittal of a Development Engineering Plan application, an Erosion and Sediment Control Plan in compliance with the adopted Stormwater Quality Manual and the Infrastructure Design Criteria Manual shall be submitted for review and approval if subdivision improvements are required; 8. Upon submittal of a Development Engineering Plan application, a cost estimate for any required subdivision improvements shall be submitted for review and approval; 9. Prior to submittal of a Final Plat application, the plat document shall show “Garden Way” as “Garden Lane”; 10. Prior to approval of the Development Engineering Plan application, a Development Agreement shall be entered into with the City for all public improvements; 11. Upon submittal of a Final Plat application, an agreement shall be submitted for recording securing ownership and maintenance of any proposed drainage elements. In addition, Major Drainage Easements shall be dedicated for the proposed drainage improvements; 12. 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, 13. Prior to the City’s acceptance of the public improvements, a warranty surety shall be submitted for review and approval as required.

No. 19PL099 - A request by Dream Design International, Inc. for Community Enhancement LLC for a Preliminary Subdivision Plan for proposed Lots 1 thru 6 of Feigel Subdivision #3, generally described as being located 1001 and 1111 E. North Street. Roberts asked to abstain. Motion was made by Lewis, second by Strommen and carried to approve with the following stipulations: 1. Prior to submittal of a Development Engineering Plan application, a Traffic Impact Study shall be submitted for review and approval or shall meet criteria for obtaining an Exception. If an Exception is obtained, a copy of the approved document shall be submitted with the Development Engineering Plan application; 2. Upon submittal of a Development Engineering Plan application, a site plan demonstrating that sufficient parking and access is being provided on each lot for the existing and proposed commercial development of each lot shall be submitted for review and approval or a Covenant Agreement creating shared parking and access shall be submitted for recording with the Final Plat application. In addition, the site plan shall show existing signage to ensure that off-premise signage is not being created as a result of platting the property as proposed and to demonstrate compliance with Chapter 17.50080 of the Rapid City Municipal Code; 3. Upon submittal of a Development Engineering Plan application, construction plans for the installation of sewer along E. Philadelphia Street and a portion of E. North Street and N. Cherry Avenue shall be submitted for review and approval showing the construction of sewer main(s) along the entire right-of-way abutting the property or shall meet criteria for obtaining an Exception. A Master Plan for providing new sanitary sewer mains shall be submitted as a part of the Exception request. If an Exception is obtained, a copy of the approved document shall be submitted with the Development Engineering Plan application; 4. If new sanitary sewer mains are required, then upon submittal of a Development Engineering Plan application, a sewer design report prepared by a Registered Professional Engineer as per the Infrastructure Design Criteria Manual shall be submitted for review and approval. The report shall also identify any existing sanitary sewer services that shall not be used and show the abandonment of such services. In addition, easements shall be provided as needed; 5. Upon submittal of a Development Engineering Plan application, water plans and analysis prepared by a Registered Professional Engineer shall be submitted for review and approval in accordance with the Infrastructure Design Criteria Manual. The report shall also identify any existing water services that shall not be used and show the abandonment of such services. In addition, easements shall be provided as needed; 6. Upon submittal of a Development Engineering Plan application, a drainage plan and report prepared by a Registered Professional Engineer as per the Infrastructure Design Criteria Manual and the Rapid City Municipal Code shall be submitted for review and approval. The drainage report shall address current conditions, detention requirements and water quality. In addition, easements shall be dedicated as
needed; 7. Upon submittal of a Development Engineering Plan application, a plat document shall be submitted for review and approval showing the dedication of 10 feet of additional right-of-way along E. North Street with an additional 10 feet of right-of-way the first 200 feet extending west from the intersection of N. Cambell Street to accommodate the right turn lane or shall meet criteria for obtaining an Exception. If an Exception is obtained, a copy of the approved document shall be submitted with the Development Engineering Plan application; 8. Upon submittal of a Development Engineering Plan application, a plat document shall be submitted for review and approval showing the dedication of additional right-of-way along N. Cambell Street to ensure that 50 feet of right-of-way shall be dedicated for the west half of the minimum 100-foot wide right-of-way required for a principal arterial street with an additional 5 feet of right-of-way the first 200 feet extending south from the intersection of E. North Street or shall meet criteria for obtaining an Exception. If an Exception is obtained, a copy of the approved document shall be submitted with the Development Engineering Plan application; 9. Upon submittal of a Development Engineering Plan application, an Erosion and Sediment Control Plan in compliance with the adopted Stormwater Quality Manual and the Infrastructure Design Criteria Manual shall be submitted for review and approval if subdivision improvements are required; 10. Upon submittal of a Development Engineering Plan application, a cost estimate for any required subdivision improvements shall be submitted for review and approval; 11. Prior to approval of the Development Engineering Plan application, a Development Agreement shall be entered into with the City for all public improvements; 12. Prior to submittal of a Final Plat application, the plat document shall be revised to show the Owner’s Certificate with the appropriate acknowledgment for the entity signing, not an individual acknowledgment; 13. 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, 14. Prior to the City’s acceptance of the public improvements, a warranty surety shall be submitted for review and approval as required. Motion carried 9-0 with Roberts abstaining.

PUBLIC HEARING ITEMS – Items 37 – 39
CONSENT PUBLIC HEARING ITEMS – Item 37 – 39

Alcohol Licenses
37. Pennington County Democratic Party for a SPECIAL EVENT On-Sale wine license for an event scheduled for February 7, 2020 at Prairie Edge, 606 Main Street
38. Elevate Rapid City – Chamber Division for a SPECIAL EVENT On-Sale wine license and On-Sale malt beverage license for an event scheduled for January 14, 2020 at Regional Health Orthopedic & Specialty Hospital, 1635 Caregiver Circle
39. American Heart Association Inc. FOR A SPECIAL EVENT On-Sale wine license and off-sale package wine license for an event scheduled for March 7, 2020 at Rushmore Plaza Civic Center, 444 N. Mt. Rushmore Road

Motion was made by Armstrong, second by Strommen and carried to approve items 37-39.

END OF CONSENT PUBLIC HEARING CALENDAR

NON-CONSENT PUBLIC HEARING ITEMS – (NONE)

BILLS
The following bills have been audited:

BILL LIST - DECEMBER 16, 2019

P/ROLL PERIOD END 11/23/19, PD 11/27/19 1,981,410.40
PIONEER BANK & TRUST, 11/23/19 P/ROLL TAXES, PD 11/27/19 270,073.06
WELLMARK INC, HEALTH CLAIMS THROUGH 12/06/19, PD 12/12/19 222,849.24
WAGE WORKS, SECTION 125 CLAIMS THROUGH 12/02/19, PD 12/03/19 2,105.45
WAGE WORKS, SECTION 125 CLAIMS THROUGH 12/09/19, PD 12/10/19 6,559.55
SOUTH DAKOTA RETIREMENT SYSTEM, NOV19 RETIREMENT, PD 12/06/19 730,933.93
BERKLEY ASSIGNED RISK SERVICES, NOV19 CLAIMS, PD 12/05/19 25,026.13
US BANK, CREDIT CARD CHARGES, PD 12/04/19 46,517.76
BLACK HILLS ENERGY, ELECTRICITY, PD 12/10/19 32,028.47
COMPUTER BILL LIST, 5,076,647.51
CDEV COMPUTER BILL LIST 56,370.03
SUBTOTAL 8,450,521.53
RSVP, P/ROLL PERIOD END 11/23/19, PD 11/27/19 1,447.13
RSVP, PIONEER BANK & TRUST, 11/23/19 P/ROLL TAXES, PD 11/27/19 197.53
RSVP, COMPUTER BILL LIST 118.58
TOTAL 8,452,284.77

Sumption presented the bill list of $8,452,284.77. Motion was made by Lewis, second by Drury and carried to authorize (No. CC121619-01) 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 7:51 p.m.

Dated this 16th day of December, 2019.

ATTEST:

Finance Officer

(SEAL)

CITY OF RAPID CITY

Mayor
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.

Please remember to turn all cell phone off or to vibrate during the meeting. View Policies & Procedures

2020, 01/15 Legal and Finance Committee Agenda

Council Chambers, City/School Administration Center, 300 6th Street

ROLL CALL AND DETERMINATION OF QUORUM

ADOPTION OF AGENDA

GENERAL PUBLIC COMMENT

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.

CONSENT ITEMS -- Items 1 – 11

Public Comment opened – Items 1 – 11

Public Comment closed

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

1) Approve Minutes for December 31, 2019

FIRE DEPARTMENT

2) LF011520-01 – Approve Rental Contract for Storage Building for Rapid City Fire Department
FINANCE DEPARTMENT

3) Acknowledge the Following Volunteers for Worker’s Compensation Purposes:

4) LF011520-02 – Approve Resolution No. 2020-001 Establishing 2020 Encumbrances

5) LF011520-03 – Authorize Mayor and Finance Officer to Sign Life Safety Loan Agreement JB Properties, LLC, and the City of Rapid City

6) LF011520-04 – Approve Resolution No. 2019-101 a Resolution Levying Assessment for Abatement of Nuisances

7) LF011520-07 – Approve Request for Property Tax Abatements as follows: Eric Eckholm, 2019, $37.90; Dennis Hanson, 2019, $442.06; Scott Young, 2019, $77.80; Dorothy Adams Frasier, 2019, $601.90; City of Rapid City, 2019, $570.96; City of Rapid City, 2019, $906.82; Dean Sankovich, 2019, $699.50; Jasper Green Jr., 2019, $410.26; Diocese of Rapid City, 2019, $43,004.56; City of Rapid City, 2019, $45.66; City of Rapid City, 2019, $21,428.00; City of Rapid City, 2019, $18,381.14; Adams Frasier Revocable Trust, 2019, $535.62 [Combined Total for all Rapid City: $87,142.18]

8) LF011520-08 – Approve Resolution No. 2020-002 a Resolution Declaring Miscellaneous Personal Property Surplus to be Surplised

9) LF011520-09 – Acknowledge November 2019 Sales Tax Report

10) LF011520-10 – Authorize the RSVP+ Program to Apply and Accept Year Two of their Corporation for National & Community Service (CNCS) Grant

COMMUNITY DEVELOPMENT

11) LF011520-05 – Approve Final Recommendations for the FY2020 Community Development Block Grant Entitlement Funds and Neighborhood Lift Lot Allocations

END OF CONSENT CALENDAR
NON-CONSENT ITEMS – Items 12 – 13

Public Comment opened – Items 12 – 13

Public Comment closed

COMMUNITY DEVELOPMENT

12) 19OA002 – Introduction and First Reading of Ordinance No. 6310, an Ordinance to Update the Tax Increment Financing District Review Processing by Amending Chapter 3.26 of the Rapid City Municipal Code

13) LF011520-06 – Approve Resolution No. 2019-015 a Resolution Adopting the Rapid City Tax Increment Financing Policy

ADJOURN
Pursuant to due call and notice thereof, a regular meeting of the City Council of the City of Rapid City was held at City Hall in Rapid City, South Dakota on Tuesday, January 21, 2020, at 6:30 P.M.

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

Staff members present included: Deputy Finance Officer Tracy Davis, City Attorney Joel Landeen, Police Chief Karl Jegeris, Community Development Director Ken Young, Parks and Recreation Director Jeff Biegler, Public Works Director Dale Tech, Fire Chief Rod Seals, Community Development Director Michelle Schuelke, and Administrative Secretary Angie Boeve.

ADOPTION OF AGENDA
Motion was made by Drury, second by Roberts and carried to adopt the agenda.

COMMUNITY UPDATE
Ron Jeffries provided an update on the 62nd Annual Black Hills Stock Show & Rodeo. The official dates are January 31 thru February 8, 2020, events actually started January 17th at the Event Center. Big changes this year are moving the Truck Defender Horse Sale to the James Barnett Arena in its entirety, adding the first ever Youth Livestock Show and Wild Ride event. They feel that bringing a youth event will bring growth to the Stock Show.

PRESENTATION
CC012120-04 – Mike Perkovich, P.E. and Eric Meinstra, P.E. from the South Dakota Department of Environment and Natural Resources presented the Environmental Protection Agency’s Aquarius Award to the City of Rapid for the East Rapid City Water System Expansion Project. It was awarded due to the exceptional focus on sustainability and protection of public health; this is a unique project serving more that 600 non-city residents East of city limits. Perkovich credits Morgan Falcone with submitting the nomination. This was one of 10 drinking water projects to receive this award in 2019. He also thanked Mayor Allender, Stacy Titus Falcone, and all City staff for being excellent partners, Bill Lass of the Black Hills Council and Denise Livingston formerly of the Rural Community Assistance Partnership for spearheading the partnership between the City and all of the various water systems. Lastly, Perkovich recognized Cetec Engineering and Banner and Associates for the engineering services provided.

GENERAL PUBLIC COMMENT (3-minute time limit per speaker)

Erik Heikes, Justin Heareman of Protect Pactola and Dr. Lilias Jarding spoke against the exploration and drilling for minerals in the Ginny Gulch and Sunny Side which is Rapid City’s water shed directly above Pactola Reservoir. Citizens have until February 5, 2020 to submit letters to the Forest Service in regard to this matter.

Stephen Farruggia, Seraphim Theatrical Entertainment wanted to let Council know that he was present for any questions in regard to item #33

Councilwoman Drury exercised personal point of privilege, to invite the public to the meet and greet for Robert Joyce, new director of the Rapid City Arts Council, on February 6, from 4-6 p.m. at the Dahl, 713 7th Street.
NON-PUBLIC HEARING ITEMS — Items 3 – 38
Lysann Zeller, on behalf of the Sustainability Committee spoke on item 14; she commended the Parks and Recreation and the City's efforts and offered their help should it be needed.

CONSENT ITEMS — Items 3 – 28

10. PW011420-04: Approve Agreement Between the City of Rapid City and Pyrotechnic Display, Inc. For Annual Fireworks Displays


Motion was made by Drury, second by Lehmann and carried to approve items 3-28 with the exception of items 10, 14, and 23

Approve Minutes
3. Approve Minutes for the January 6, 2020 Regular Council meeting.

Alcoholic Beverage License Applications Set for Hearing (February 3, 2020)

4. 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

5. 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

6. 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

Public Works Committee Consent Items

7. PW011420-01: Approve Change Order #3 to R.C.S. Construction, Inc. for Willow Avenue, Ivy Avenue, Fairlane Drive, Street and Utility Reconstruction Project, Project #15-2254 I CIP No. 50421.3-1 C for an increase of $25,390.66.

8. PW011420-02: Authorize Mayor and Finance Officer To Sign Equipment Purchase Agreement For Purchase Of New Komptech Topturn X63 Compost Turner From Source Well For A Total Of $575,520.00. Purchase Authority Granted January 6, 2020 on Item PW123119-14.

9. PW011420-03: Request to Purchase one (1) Current Model Year ½ Ton Pick-Up Truck, 4X4, Long Box, off the State Contract to be used by Water Billing Department. State Contract #17345 in the amount of $26,237.00.

11. PW011420-05: Authorize Staff to Purchase two (2) 2020 RAM 1500 Extended Cab, 4X4, 5.7L V8 Pickup Trucks from Liberty Superstores with State Bid Pricing Contract #17339, in the amount of $25,406.09 each for a total of $50,812.18.

12. PW011420-06: Authorize Staff to Purchase a 2020 RAM 3500 Crew Cab Dually 4X4 Pickup Truck with 8 ft. box, 6.4L V8 gas engine from Liberty Superstores with State Bid Pricing, Contract #17345 in the amount of $34,053.00.

13. PW011420-07: Authorize Staff to Purchase a 2020 Groundsmaster 4000D T4 AWD with Light Adapter Kit and Road Light Kit from Midwest Turf & Irrigation with Omnia (IPA) Pricing, Contract #2017025 in the amount of $65,995.00.

15. PPW011420-12: Approve Use Agreement between the City of Rapid City and Rapid City Youth Boxing, Inc.
RESOLUTION 2020-001
RESOLUTION ESTABLISHING 2020 ENCUMBRANCES

WHEREAS there are existing bills due and payable relating to Calendar Year 2019 operations of the City of Rapid City totaling $2,574,606.93, and

WHEREAS it is desirable that these bills be charged to the 2019 appropriation;

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Rapid City does hereby request that the Rapid City Finance Officer encumber appropriate balances of December 31, 2019, in the amount of $2,574,606.93.

GENERAL FUND 0101
0101 MAYOR 657.75
0104 FINANCE 4,176.62
0106 ATTORNEY 281.76
0108 PUBLIC WORKS ADMINISTRATION 3,136.69
0109 GENERAL GOVERNMENT BUILDINGS 43,623.62
0111 HUMAN RESOURCES 2,497.84
0201 POLICE 90,488.52
0202 FIRE 2,201.14
0204 DEVELOPMENT SERVICE CENTER 614.64
0205 TRAFFIC ENGINEERING 9,388.51
0301 STREETS & HIGHWAYS 3,785.78
0302 SNOW REMOVAL 18,075.26
0304 STREET LIGHTING 71.18
0305 EQUIPMENT MAINTENANCE 929.87
0401 STREET CLEANING 62.35
0601 RECREATION 0.46
0603 ICE ARENA 7,119.24
0607 PARKS DEPARTMENT 8,480.63
0609 LIBRARY 139,896.68
0610 LIBRARY RURAL 40,956.11
0612 SWIMMING POOL 7,495.29
0615 PARKVIEW POOL 140.00
0616 SIOUX PARK POOL 140.00
0617 HORACE MANN POOL 256.71
0618 PUBLIC TRANSPORTATION 2,475.39
0620 PARK & RECREATION ADMINISTRATN 6,091.00
0706 TRANSPORTATION PLANNING 203.61
0707 HISTORIC PRESERVATION 0.95
0711 CODE ENFORCEMENT 27.50
0714 COMM DEVELOPMENT NON-GRANT 41.20
0860 CEMETARY 1,174.61
1010 COUNCIL 25.92
6024 INFORMATION TECHNOLOGY 3,884.91 398,401.74
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0890 AMBULANCE ENTERPRISE 23,710.17

EDUCATIONAL LOAN FUND 0718
1002 EDUCATIONAL LOAN 1,053.75

CIVIC CENTER ENTERPRISE FUND 0775
0913 CIVIC CENTER OPERATIONS 13,106.06
0915 CIVIC CENTER CAPITAL OUTLAY (9,312.60) 3,793.46

ENERGY PLANT FUND 0777
0914 ENERGY PLANT 972.09

RSVP FUND 0785
0928 RSVP 17.42

LIBRARY BOARD FUND 0996
0971 LIBRARY BOARD 1,858.00

*** GRAND TOTAL *** 2,574,606.93

AND BE IT FURTHER RESOLVED that this Resolution is necessary for the immediate preservation of the public peace, health, safety and support of the municipal government and its existing public institutions, and shall take effect upon the passage and publication thereof.

Dated this 21st day of January, 2020.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:
s/ Pauline Sumption
Finance Officer

19. LF011520-03 – Authorize Mayor and Finance Officer to Sign Life Safety Loan Agreement JB Properties, LLC, and the City of Rapid City


RESOLUTION NO. 2019-101
RESOLUTION LEVYING ASSESSMENTS FOR ABATEMENT OF NUISANCES

BE IT RESOLVED by the City Council of the City of Rapid City, South Dakota, as follows:

1. The City Council has made all investigations which it deems necessary and has found and determined that the condition of your property had constituted a nuisance. The City abated this nuisance. The cost of the abatement, including administrative costs, is the amount stated in the proposed Assessment Roll for Abatement of Nuisances.

2. The Assessment Roll for Abatement of Nuisances is hereby approved and assessments thereby specified are levied against each and every lot, piece, or parcel of land thereby described.
3. Such assessments, unless paid within thirty (30) days after the filing of the assessment roll in the Office of the Finance Officer, shall be certified as delinquent to the Pennington County Auditor and payable through the Pennington County Treasurer's Office with the statutory interest rate.

Dated this 21st day of January, 2020.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:
s/ Pauline Sumption
Finance Officer

21. LF011520-07 – Approve Request for Property Tax Abatements as follows: Eric Eckholm, 2019, $37.90; Dennis Hanson, 2019, $442.06; Scott Young, 2019, $77.80; Dorothy Adams Frasier, 2019, $601.90; City of Rapid City, 2019, $570.96; City of Rapid City, 2019, $906.82; Dean Sankovich, 2019, $699.50; Jasper Green Jr., 2019, $410.26; Diocese of Rapid City, 2019, $43,004.56; City of Rapid City, 2019, $45.66; City of Rapid City, 2019, $21,428.00; City of Rapid City, 2019, $18,381.14; Adams Frasier Revocable Trust, 2019, $535.62 [Combined Total for all Rapid City: $87,142.18]

22. LF011520-08 – Approve Resolution No. 2020-002 a Resolution Declaring Miscellaneous Personal Property Surplus to be Surplused

Resolution #2020-002
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: Parks 607
For Deletion (Trade):
2008 CASE LOADER
SERIAL #: N76P00925

2015 KUBOTA RTV
- SERIAL #: 26004

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 21st day of January, 2020.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:
s/ Pauline Sumption
Finance Officer

24. LF011520-10 – Authorize the RSVP+ Program to Apply and Accept Year Two of their Corporation for National & Community Service (CNCS) Grant.
Community Development Consent Items
25. LF011520-05 – Approve Final Recommendations for the FY2020 Community Development Block Grant Entitlement Funds and Neighborhood Lift Lot Allocations

Bid Award Consent Items
26. No. CC012120-02.1 - Approve award of total bid for Star of the West Restrooms Building 2, Project No. 19-2564 / CIP No. 51249 opened on January 14, 2020 to the lowest responsible bidder, Complete Concrete, Inc. dba Complete Contracting Solutions in the amount of $81,400.00.

27. No. CC012120-02.2 – Approve award and purchase of (1) One New Current Model Year Tandem Dump Truck with Plow, Wing, & Anti-Icing System from Floyd’s Truck Center in the amount of $187,200.00 after trade.

28. No. CC012120-02.3 - Approve award and purchase of (1) One New Current Model Year Single Axle 4X4 Dump Truck with V-Plow from Boyer Trucks Sioux Falls in the amount of $165,800.00 after trade.

END OF CONSENT ITEMS

Mayor read in item (PW011420-04) Approve Agreement Between the City of Rapid City and Pyrotechnic Display, Inc. For Annual Fireworks Displays Drury asked where the money for this comes from and Biegler responded it is a budgeted item under Parks and Recreation. Motion was made by Roberts, second by Armstrong and carried to approve 8-0.

Mayor read in item (PW011420-08) Approve Resolution No. 2019-099 entitled A Resolution of the City Council Designating Rapid City as a BEE CITY USA affiliate. Motion was made by Drury, second by Lehmann to approve. Drury inquired how spraying for mosquitos can affect the bees. Biegler stated they inform the bee community when and where fogging will take place and they relay information on to others so they can cover the hives and minimize the impact of the spray. Most fogging is done in the middle of the night when bees are less active. Motion carried 8-0.

RESOLUTION NO. 2019-099
A RESOLUTION of the City Council designating Rapid City as a BEE CITY USA® affiliate.

WHEREAS, the mission of BEE CITY USA is to galvanize communities to sustain pollinators, responsible for the reproduction of almost 90% of the world’s flowering plant species, by providing them with healthy habitat, rich in a variety of native plants and free to nearly free of pesticides; and

WHEREAS, thanks to the more than 3,600 species of native bees in the United States, along with introduced honey bees, we have very diverse dietary choices rich in fruits, nuts, and vegetables; and

WHEREAS, bees and other pollinators have experienced population declines due to a combination of habitat loss, poor nutrition, pesticides (including insecticides, fungicides, and herbicides), parasites, diseases, and climate change; and

WHEREAS, pollinator-friendly communities can benefit local and regional economies through healthier ecosystems, increased vegetable and fruit crop yields, and increased demand for pollinator-friendly plant materials from local growers; and

WHEREAS, ideal pollinator-friendly habitat (A) Is comprised of mostly native wildflowers, grasses, vines, shrubs, and trees blooming in succession throughout the growing season to provide diverse and abundant nectar and pollen, since many wild pollinators prefer or depend on the native plants with which they co-adapted; (B) is free to nearly free of pesticides, as many pesticides can harm pollinators and/or
their habitat; (C) comprises undisturbed spaces (leaf and brush piles, unmown fields or field margins, fallen trees and other dead wood) for nesting and overwintering; and (D) provides connectivity between habitat areas to support pollinator movement and resilience; and

WHEREAS, Integrated Pest Management (IPM) is a long-term approach to maintaining healthy landscapes and facilities that minimizes risks to people and the environment by: identifying and removing the causes of pest problems rather than only attacking the symptoms (the pests); employing pests’ natural enemies along with cultural, mechanical, and physical controls when prevention is not enough; and using pesticides only when no other method is feasible or effective; and

WHEREAS, supporting pollinators fosters broad-based community engagement in environmental awareness and sustainability; and

WHEREAS, Rapid City should be certified a BEE CITY USA community because the Parks & Recreation Department has already undertaken various efforts to provide pollinator-friendly habitat and feeding grounds and wishes to continue expanding these efforts; and

NOW, THEREFORE, in order to enhance understanding among local government staff and the public about the vital role that pollinators play and what each of us can do to sustain them, Rapid City chooses to support and encourage healthy pollinator habitat creation and enhancement, resolving as follows:

1. The Rapid City Parks & Recreation Department is hereby designated as the BEE CITY USA sponsor.
2. The Landscape Designer/Architect of Rapid City Parks and Recreation Department is designated as the BEE CITY USA Liaison.
3. Facilitation of Rapid City’s BEE CITY USA program is assigned to the Urban Wildlife Committee.
4. The Urban Wildlife Committee is authorized to and shall:
   a. Celebration: Host at least one educational event or pollinator habitat planting or restoration each year to showcase Rapid City’s commitment to raising awareness of pollinator conservation and expanding pollinator health and habitat.
   b. Publicity & Information: Install and maintain at least one authorized BEE CITY USA street sign in a prominent location, and create and maintain a webpage on the City of Rapid City website which includes, at minimum a copy of this resolution and links to the national BEE CITY USA website; contact information for your BEE CITY USA Liaison and Committee; reports of the pollinator-friendly activities the community has accomplished the previous year(s); and your recommended native plant species list and integrated pest management plan (explained below).
   c. Habitat: Develop and implement a program to create or expand pollinator-friendly habitat on public and private land, which includes, but is not limited to, identifying and inventorying Rapid City’s real property that can be enhanced with pollinator-friendly plantings; creating a recommended locally native plant list to include wildflowers, grasses, vines, shrubs, and trees and a list of local suppliers for those species; and, tracking (by square footage and/or acreage) annual area of pollinator habitat created or enhanced.
   d. Pollinator-Friendly Pest Management: Create and adopt an integrated pest management (IPM) plan designed to prevent pest problems, reduce pesticide use, and expand the use of non-chemical pest management methods.
   e. Policy & Plans: Establish a policy in the Plan Rapid City Comprehensive Plan to acknowledge and commit to the BEE CITY USA designation and review the Comprehensive Plan and other relevant documents to consider improvements to pest management policies and practices as they relate to pollinator conservation identify appropriate locations for pollinator-friendly plantings, and consider other appropriate measures.
f. Renewal: After completing the first calendar year as a BEE CITY USA affiliate, each February, apply for renewal of Rapid City’s BEE CITY USA designation following the format provided by BEE CITY USA, including a report of the previous year’s BEE CITY USA activities, and paying the renewal fee based on Rapid City’s population.

Dated this 21st day of January, 2020.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:

s/ Pauline Sumption
Finance Officer

Mayor read in item (LF011520-09) Acknowledge November 2019 Sales Tax Report — Motion was made by Drury, second by Armstrong to acknowledge. Drury inquired when the December 2019 numbers would be received. Davis responded they are expected the first part of February, they are usually about one month behind, the first payment from December has been received, just waiting on the second. Drew followed by asking what the numbers were compared to 2018 and if there was a way to determine the cause of the increase, such as the internet sales tax. Davis reported that in 2019 it was 2.75% compared to 2.45% in 2018. There really isn’t a way for the State to show what the additional revenue is from so it can’t necessarily be attributed to internet sales, but it could have an effect on it. Drew asked if this result is better than anticipated and Davis agreed. Motion carried 8-0.

NON-CONSENT ITEMS — Items 29 – 38
Kathy Johnson, spouse of Doyle Estes spoke against Item 34 (19OA002). Deanna Kelly, Live Well Black Hills, spoke against the approval of item 36 (PW011420-10).

Ordinances
Ordinance 6375 (19RZ039) 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. Motion was made by Modrick, second by Drew and carried that Ordinance 6375 be placed upon its first reading and the title was fully and distinctly read and second reading set for Monday, February 3, 2020.

Ordinance 6377 (19RZ041), 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. Motion was made by Drew, second by Nordstrom and carried that Ordinance 6377 be placed upon its first reading and the title was fully and distinctly read and second reading set for Monday, February 3, 2020.

Ordinance 6378 (19RZ042), 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. Motion was made by Nordstrom, second by Roberts and carried that Ordinance 6378 be placed upon its first reading and the title was fully and distinctly read and second reading set for Monday, February 3, 2020.

Ordinance 6379 (19RZ043) 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 Heidway Court and Heidway Lane. Motion was made by Drury, second by Strommen and carried that Ordinance 6379 be placed upon its first reading and the title was fully and distinctly read and second reading set for Monday, February 3, 2020.

Ordinance 6385 (19RZ044) 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. Drew understands this to be a hybrid of church theater and asked Mr. Farruggia to explain more detail and asked if they planned to rent out the facility to other entities as this is in her ward and she is concerned for the neighborhood. Farruggia explained the function of the theatre and he has no current plans of renting it out. Motion was made by Armstrong, second by Lehmann and carried with Roberts abstaining, that Ordinance 6385 be placed upon its first reading and the title was fully and distinctly read and second reading set for Monday, February 3, 2020.

Ordinance No. 6310 (19OA002) an Ordinance to update the Tax Increment Financing District Review Processing by Amending Chapter 3.26 of Rapid City Municipal Code. Motion was made by Nordstrom to send back to Community Development and recommend that Mayor develops a task force to oversee and review the process, second by Strommen. Nordstrom, Drury and Modrick all spoke in favor of the motion and commended City staff on the hard work and time spent, but feel it isn’t complete. Drew confirmed with Landeen that the existing TIF policy would remain in effect until a new one could be approved. Motion carried 8-0.

Public Works Committee Items
Mayor read in item (PW011420-09) Approve Resolution 2019-015 Adopting the Rapid City Tax Increment Financing Policy - A request by City of Rapid City to consider a Resolution Adopting the Rapid City Tax Increment Financing Policy, Associated with 19OA002 (which is Item 34 on this agenda) **This same item was heard at Legal and Finance under item LF011520-06** Motion was made by Nordstrom to send back to Community Development and recommend that Mayor develops a taskforce to oversee and review the process, second by Drury. Motion carried 8-0.

Mayor read in item (PW011420-10) Request from Semmler Construction for a Variance to Waive the requirement to Install Sidewalk along Deadwood Avenue, Rapid City, per City Ordinance 12.08.060. Drew, Drury, Nordstrom, Armstrong spoke in favor of denying the variance, while Modrick and Roberts spoke in favor of approving the variance. Tech provided information in regards to the staff’s recommendation and if there were any scheduled improvements for the Deadwood Ave. area. Motion to deny was made by Drury, second by Nordstrom. Motion ended in a tie vote 4-4. Drury, Drew, Nordstrom and Armstrong voted aye and Lehman, Modrick, Roberts and Strommen voted no. Mayor Allender broke the tie vote with an aye vote. Motion carried 5-4.

Legal & Finance Committee Items
Mayor read in item (LF121119-02) Award Contract to Ketel Thorstenson to Perform the Financial and Compliance Audit for the City of Rapid City for the Calendar Year of 2019. (The original item to award the contract to Elide Bailly was continued from the December 16, 2019 City Council meeting per Council’s request to re-evaluate the applicants.) Motion was made by Drew, second by Strommen to award contract to Ketel Thorstenson for the 2019 calendar year. Motion carried 8-0.

Community Development Items
No. 19PL105 - A request by Renner Associates, LLC for Fox LLC for a Preliminary Subdivision Plan for proposed Lot 6 and 7 of Moon Ridge Subdivision, generally described as being located at 2251 Moon Meadows Drive. Motion was made by Modrick, second by Roberts and carried to approve with the
following stipulations: 1. 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. In addition, all information required per Chapter 16.12.040 of the Rapid City Municipal Code shall be submitted for review and approval as applicable; 2. Prior to submittal of a Development Engineering Plan application, the plat document shall be revised to show the existing 66-foot wide easement for private access and utilities as shown on Sheet C-2 of the plan set or include documentation that the easement has been vacated. If the easement is existing, construction plans shall be submitted for review and approval showing the easement with a minimum width of 70 feet and constructed pursuant to Figure 2-1 of the Infrastructure Design Criteria Manual for a commercial street or shall meet criteria for obtaining an Exception or the easement shall be vacated. If the easement is vacated, the vacation recording document number shall be shown on the Final Plat document; 3. Upon submittal of a Development Engineering Plan application, construction plans shall be submitted for review and approval for a 16-inch water main and an 8-inch sewer main along Mount Rushmore Road. In addition, a design report shall be submitted for review and approval for the sewer main construction along Mount Rushmore Road. Utilities easements shall be provided as needed; 5. Prior to Development Engineering Plan approval, an Oversize Agreement for the 16-inch water main along Mount Rushmore Road shall be entered into with the City; 4. Prior to approval of the Development Engineering Plan application, a Development Agreement shall be entered into with the City for all public improvements; 6. Prior to Development Engineering Plan approval, a South Dakota Department of Transportation (SDDOT) permit for the utilities to be located within the SDDOT right-of-way shall be obtained; 7. 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; 8. Prior to Development Engineering Plan approval, an engineer's cost estimate shall be signed and approved; 9. Prior to Development Engineering Plan approval, any necessary off-site easements shall be secured; 10. Prior to submittal of a Final Plat application, an Exception shall be obtained from City Council to allow an off-premise sign for "Fox Den," a storage facility, located on proposed Lot 6 to be located on proposed Lot 7 as a result of platting the property as proposed or the sign shall be removed from Lot 7; 11. Prior to submittal of a Final Plat application, the Owner's Certificate shall be revised to add "as Co-Trustee" behind the name of Charise Fox for Mike Grubb; 12. Prior to submittal of a Final Plat application, the plat document shall be revised to show U.S. Highway 16 as "Mount Rushmore Road" or "Mount Rushmore Road (U.S. Highway 16);" 13. Prior to submittal of a Final Plat application, submit verification that the southern portion of the flagpole located on proposed Lot 6 has been annexed into the City limits or annex this portion of the property; 14. Upon submittal of a Final Plat application, an agreement shall be submitted for recording securing ownership and maintenance of the existing drainage pond. In addition all necessary easements shall be shown on the plat document; 15. Upon submittal of a Final Plat application, surety for any required subdivision improvements that have not been accepted shall be posted and the subdivision inspection fees shall be paid; and, 16. Prior to the City’s acceptance of the public improvements, a warranty surety shall be submitted for review and approval as required.

CONSENT PUBLIC HEARING ITEMS – Item 39

Alcohol Licenses
39. Sodaco Inc. DBA Comfort Suites, 1333 N. Elk Vale Rd for a Retail (on-sale) Liquor License TRANSFER from Heinsel Investments LLC DBA Comfort Suites, 1333 N Elk Vale Rd

Motion was made by Modrick, second by Roberts and carried to approve item 39.

END OF CONSENT PUBLIC HEARING CALENDAR

NON-CONSENT PUBLIC HEARING ITEMS – (NONE)
BILL LIST - JANUARY 21, 2020

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Davis presented the bill list of $10,113,849.70. Motion was made by Nordstrom, second by Drew to approve. Drury asked to abstain. Authorize (No. CC012120-01) the Finance Officer to issue warrants or treasurer checks, drawn on proper funds, in payment thereof. Motion carried 7-0 with Drury abstaining.

ADJOURN

There being no further business to come before the Council at this time, motion was made by Armstrong, second by Drury and carried to adjourn the meeting at 7:40 p.m.

Dated this 21st day of January, 2020.

ATTEST:  
Finance Officer

(SEAL)

CITY OF RAPID CITY  
Mayor
PUBLIC NOTICE

COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) TRAINING CLASS FOR FY 2019

FUNDING APPLICATION

A Grant Application Training class will be held on August 23, 2018 at the City/School Administration Center, 306 Sixth Street, 3rd Floor West meeting room, from 9:00 a.m. to 12:00 p.m., for those persons wishing to learn more about the CDBG funds, regulation changes and new priorities. The class will cover the National Objectives of the Housing and Community Development Act of 1992, what types of activities are eligible, as defined by the federal regulations, how to fill out the application form, what information is needed, how the applications are reviewed, how to set goals and develop a logic model, file maintenance and review and reporting requirements. It will also cover requirements pertaining to Fair Housing, Section 3, Minority and Women Contract outreach and Davis Bacon. There is no charge for this training class. Seating is Limited. So please RSVP to: Lucy LaDeaux, CDBG Program Administrative Secretary, CDBG Division, (605) 394-4181 or email Barbara.Garcia@rcgov.org by August 22, 2018.

THE CITY OF RAPID CITY IS ACCEPTING APPLICATIONS FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDING FOR FISCAL YEAR 2018

The Community Development Block Grant (CDBG) Division for the City of Rapid City will be accepting applications for the use of Community Development Block Grant funds for FY 2019. Projects or activities funded must meet the National Objectives of the Housing and Community Development Act of 1992, and be an eligible activity defined by the federal regulations. Funds can be utilized for projects and programs that benefit low- and moderate-income persons, or to eliminate slums and blight, within the corporate limits of Rapid City. Applications will be accepted for projects that will address the needs of low-income people for the following high priority issues:

**Housing Projects**
- 1/2 bedroom and/or efficiency rental units affordable (rents between $360 and $500 per month) at 50% or less of area median income;
- Transitional apartments for emergency occupancy of homeless families; evicted households and households living in substandard housing receiving “do not occupy” notices; Rehabilitation of existing housing;
- Build, rehab or lease a facility for transitional housing;
- Safe Haven housing for chronic substance abusers.

**Public Services**
- Case management services that will support successful occupation and retention of housing for homeless, mental health, and substance abuse clients;
- Housing First programs for chronic homeless, veterans, reentry clients; Early Childhood Education.

**Public Facilities**
- Renovations to provide handicap accessibility, energy efficiency, or improve safety.

**Economic Development**
- Job Training or skill improvement programs; Microenterprise loan and Asset building programs.

The City of Rapid City estimates that the FY 2019 Community Development Block Grant funds available will be $433,000; Program Administration cap is 20% ($86,600), Public Service cap is 15% ($4,700), and Housing and Public Facilities ($282,050). Funding applications must be received by the City by 4:00 p.m. Monday, October 1, 2018.

**ADA Compliance:** The City of Rapid City fully subscribes to the provisions of the Americans with Disabilities Act. If you desire to attend a public meeting and are in need of special accommodations (including TDD/TTY Dial 711), please notify Nick Stroot, (605) 394-4136, 24 hours prior to the meeting so that appropriate auxiliary aids and services are available. Persons with limited English proficiency or vision impairments may request free oral interpretation of written materials or written translation of vital documents by calling (605) 394-4181.
Affidavit of Publication

STATE OF SOUTH DAKOTA

County of Pennington SS:

Sheri Sponder being first duly sworn, upon his/her oath says: That he/she is now and was at all time hereinafter mentioned, an employee of the RAPID CITY JOURNAL, a corporation of Rapid City, South Dakota, the owner and publisher of the RAPID CITY JOURNAL, a legal and daily newspaper printed and published in Rapid City, in said County of Pennington, and has full and personal knowledge of all the facts herein stated as follows: that said newspaper is and at all of the times herein mentioned has been a legal and daily newspaper with a bonafide paid circulation of at least Two Hundred copies daily, and has been printed and published in the English language, at and within an office maintained by the owner and publisher thereof, at Rapid City, in said Pennington County, and has been admitted to the United States mail under the second class mailing privilege for at least one year prior to the publication herein mentioned; that the advertisement, a printed copy of which, taken from said Rapid City Journal, the paper in which the same was published, is attached to this sheet and made a part of this affidavit, was published in said paper once each day for one successive day, the first publication there of being on the 4th day of Aug 2018 that the fees charged for the publication there of are 19.50 dollars and 64 cents.

______________________________
Sheri Sponder

Subscribed and sworn to before me this 8th day of Aug, 2018.

______________________________
Kerri Berard
Notary public

My commission expires 8/21/2019
PUBLIC NOTICE

COMMUNITY DEVELOPMENT BLOCK WILL GRANT (CDBG) TRAINING CLASS FOR FY 2019 FUNDING APPLICATION

A Grant Application Training class will be held on August 23, 2018 at the City/School Administration Center, 300 Sixth Street, 3rd Floor West meeting room, from 9:00 AM to 12:00 PM, for those persons wishing to learn more about the CDBG funds, regulation changes and new priorities. The class will cover the National Objectives of the Housing and Community Development Act of 1992, what types of activities are eligible, as defined by the federal regulations, how to fill out the application form, what information is needed, how the applications are reviewed, how to set goals and develop a logic model, file maintenance and review and reporting requirements. It will also cover requirements pertaining to Fair Housing, Section 3, Minority and Women Contract outreach and Davis Bacon. There is no charge for this training class.

Seating is Limited. So please RSVP to: Luci LaDeaux, CDBG Program Administrative Secretary, CDBG Division, (605) 394-4181 E-mail: Barbara.Garcia@crgov.org by August 23, 2018.

THE CITY OF RAPID CITY IS ACCEPTING APPLICATIONS FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDING FOR FISCAL YEAR 2018

The Community Development Block Grant (CDBG) Division for the City of Rapid City will be accepting applications for the use of Community Development Block Grant funds for FY 2019. Projects and activities funded must meet the National Objectives of Housing and Community Development Act of 1992, and be an eligible activity defined by the federal regulations. Funds can be utilized for projects and programs that benefit low-and moderate-income persons, or to eliminate slums and blight, within the corporate limits of Rapid City. Applications will be accepted for projects that will address the needs of low-income people for the following high priority issues:

Housing projects
1-2 bedroom and/or efficiency rental units affordable (Rents between $350 and $500 per month) at 50% or less of area median income: Transitional apartments for emergency occupancy of homeless families; evicted households and households living in substandard housing receiving "do not occupy" notices; Rehabilitation of existing housing; Build, rehab, or lease a facility for transitional housing; Safe Haven housing for chronic substance abusers.

Public Services
Case management services that will support successful occupation and retention of housing for homeless, mental health, and substance abuse clients; Housing First programs for chronic homeless, veterans, reentry clients; Early Childhood Education.

RTC
The Regional Transportation Commission of Southern Nevada is currently recruiting for the following position:

DIRECTOR SOUTHERN NEVADA STRONG

To be considered, candidates must submit a compelling cover letter and comprehensive resume to apply@ralphandersen.com.

RTC is an Equal Opportunity/Affirmative Action Employer
RTC
The Regional Transportation Commission of Southern Nevada is currently recruiting for the following position:

DIRECTOR SOUTHERN NEVADA STRONG
To be considered, candidates must submit a compelling cover letter and comprehensive resume to apply@ralphandersen.com.
RTC is an Equal Opportunity/Affirmative Action Employer

Native Sun News Today is seeking a Graphic Designer to work full-time in our Production Department. Duties include layout design for the weekly newspaper, photo touch-ups, creating print and web advertisements, page layout, sending files to print and updating our website and our social media pages weekly.

Must have experience with Adobe InDesign, Photoshop and other office technology. The qualified candidate should be detailed-oriented and have the ability to multitask. Must be reliable and able to work on deadlines. Please forward cover letter, resume and samples of your work to editor@nativesunnews.today, or stop by our office and apply.

City will be accepting applications for the use of Community Development Block Grant funds for FY 2019. Projects and activities funded must meet the National Objectives of Housing and Community Development Act of 1992, and be an eligible activity defined by the federal regulations. Funds can be utilized for projects and programs that benefit low- and moderate-income persons, or to eliminate slums and blight, within the corporate limits of Rapid City. Applications will be accepted for projects that will address the needs of low-income people for the following high priority issues:

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Public Services
Case management services that will support successful occupation and retention of housing for homeless, mental health, and substance abuse clients; Housing First programs for chronic homeless, veterans, reentry clients; Early Childhood Education.

Public Facilities
Renovations to provide handicap accessibility, energy efficiency, or improve safety.

Economic Development
Job Training or skill improvement programs; Microenterprise loan and Asset building programs.

The City of Rapid City estimates that the FY 2019 Community Development Block Grant funds available will be $433,000; Program Administration cap is 20% ($86,600), Public Service cap is 15% ($64,950), and Housing and Public Facilities ($282,050). Funding applications must be received by the City by 4:00 PM Monday, October 1, 2019.

ADA Compliance: The City of Rapid City fully subscribes to the provisions of the Americans with Disabilities Act. If you desire to attend a public meeting and are in need of special accommodations (including TDD/TTY Dial 711), please notify Nick Stroot, (605) 394-4136, 24 hours prior to the meeting so that appropriate auxiliary aids and services are available. Persons with limited English proficiency or vision impairments may request free oral interpretation of written materials or written translation of vital documents by calling (605) 394-4181.

EQUAL OPPORTUNITY EMPLOYER
AFFIDAVIT OF PUBLICATION OF NEWSPAPER
NOTICE OF PUBLIC NOTICE

COUNTY OF Pennington

BEFORE ME, the undersigned authority, on this day personally appeared
Jackie Guago, publisher (OR REPRESENTATIVE) of Native Sun News
who, being by
me duly sworn, upon oath deposes and says:

That the attached as published in the NATIVE SUN NEWS, a newspaper published in the English language and of general circulation in the City of RAPID CITY, SOUTH DAKOTA described in the following issue: 21 Volume 10, 2018 and that the attached newspaper clipping is a true and correct copy of said published notice.

Signed: Jackie Guago

SWORN TO AND SUBSCRIBED BEFORE ME, this the 15 day of August, 2018

Christy C. Tibbitts
Notary Public in and for Pennington County, South Dakota
Commission expiring March 28, 2023

(S Seal)

Published at a rate of $ 360.00
PUBLIC NOTICE

THE CITY OF RAPID CITY IS ACCEPTING APPLICATIONS FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDING FOR FISCAL YEAR 2019

The Community Development Division for the City of Rapid City will be accepting applications for the use of Community Development Block Grant funds for FY 2019. Projects or activities funded must meet the National Objectives of the Housing and Community Development Act of 1992, and be an eligible activity defined by the federal regulations. Funds can be utilized for projects and programs that benefit low- and moderate-income persons, or to eliminate slums and blight, within the corporate limits of Rapid City. Applications will be accepted for projects that will address the needs of low-income people for the following high priority issues:

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ADA Compliance: The City of Rapid City fully subscribes to the provisions of the Americans with Disabilities Act. If you desire to attend a public meeting and are in need of special accommodations (including TDD/TTY Dial 711), please notify Nick Stroot, (605) 394-4136, 24 hours prior to the meeting so that appropriate auxiliary aids and services are available. Persons with limited English proficiency or vision impairments may request free oral interpretation of written materials or written translation of vital documents by calling (605) 394-4181.
Affidavit of Publication

STATE OF SOUTH DAKOTA

County of Pennington SS:

Sheri Sponder being first duly sworn, upon his/her oath says: That he/she is now and was at all time hereinafter mentioned, an employee of the RAPID CITY JOURNAL, a corporation of Rapid City, South Dakota, the owner and publisher of the RAPID CITY JOURNAL, a legal and daily newspaper printed and published in Rapid City, in said County of Pennington, and has full and personal knowledge of all the facts herein stated as follows: that said newspaper is and at all of the times herein mentioned has been a legal and daily newspaper with a bonafide paid circulation of at least Two Hundred copies daily, and has been printed and published in the English language, at and within an office maintained by the owner and publisher thereof, at Rapid City, in said Pennington County, and has been admitted to the United States mail under the second class mailing privilege for at least one year prior to the publication herein mentioned; that the advertisement, a printed copy of which, taken from said Rapid City Journal, the paper in which the same was published, is attached to this sheet and made a part of this affidavit, was published in said paper once each day for one successive day, the first publication thereof being on the 12th day of Sept 2018 that the fees charged for the publication thereof are $16.45 dollars and $50 cents.

Sheri Sponder

Subscribed and sworn to before me this 19th day of September, 2018.

Kerr Berard
Notary Public

My commission expires
PUBLIC NOTICE

THE CITY OF RAPID CITY IS ACCEPTING APPLICATIONS FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDING FOR FISCAL YEAR 2019

The Community Development Division for the City of Rapid City will be accepting applications for the use of Community Development Block Grant funds for FY 2019. Projects or activities funded must meet the National Objectives of the Housing and Community Development Act of 1992, and be an eligible activity defined by the federal regulations. Funds can be utilized for projects and programs that benefit low- and moderate-income persons, or to eliminate slums and blight, within the corporate limits of Rapid City. Applications will be accepted for projects that will address the needs of low-income people for the following high priority issues:

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Economic Development

Job Training or skill improvement programs; Microenterprise loan and Asset building programs.

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ADA Compliance: The City of Rapid City fully subscribes to the provisions of the Americans with Disabilities Act. If you desire to attend a public meeting and are in need of special accommodations (including TDD/TTY Dial 711), please notify Nick Stroot, (605) 394-4138, 24 hours prior to the meeting.

Sicangu Oyate Hoo, Inc.

St. Francis Indian School

PO Box 379 • 502 E. Warrior Drive • St. Francis, South Dakota 57752

NOTICE OF BID FOR GAS, FUEL OIL, ETC.

Notice is hereby given that sealed bids will be accepted until 5:00 p.m. Wednesday, September 26, 2018, in the office of the Business Manager, Sicangu Oyate Hoo, Inc., St. Francis Indian School, Crazy Horse Administrative Building, St. Francis, S.D., for furnishing approximately Twelve month's supply of the following items (see below). Bids will be opened at a Regular Board Meeting by the Board Treasurer, and Business Manager (Bidders are welcome to attend).

1. Gasoline
2. Diesel (No. 1).
3. Diesel (No. 2).
4. L.P.G. (Propane)
5. Fuel Oil (No. 1).
6. Fuel Oil (No. 2).

Delivery will be as needed at the school sites as requested for a contract period from October 1, 2018 through September 30, 2019. For number of gallons of gas, oil, and fuel oil, call Clayton Wright, Transportation Director at (605) 747-2266, and number of gallons of propane, call Fred Leader Charge, O&M Director at (605) 747-2447. A minimum amount of $5,000 gallons of propane will be purchased. The bidder/vendor will be responsible for delivery of propane on a fill and keep full basis throughout the contract period and will be liable for any damages that occur as a result of running out of propane or heating fuel. The vendor who is awarded the propane bid will sign a formal contract that includes these and other relevant necessary stipulations.

Bidders are required to submit a per gallon bid for their products and bids must be firm fixed. Under S.D. license, Sicangu Oyate Hoo, Inc. is tax exempt from all motor fuel purchased in bulk. All "regular" vendors are required to comply with the Tribal Commercial Code at time of submital.

Preference on bidding will be given to a minority business enterprise if such preference is requested and approved by the Board of Directors. Indian preference will be considered under P.L.100-287. (However, the Board is not obligated to take the bid quote if other circumstances, such as service, would cause a hardship).

Bids envelopes should be marked: BID-PETROLEUM, c/o Business Manager, Sicangu Oyate Hoo, Inc., P.O. Box 379, St. Francis, SD 57752.

Bids will be awarded at a meeting of the Board of Directors including final action on the bids. The Board of Directors reserves the right to accept or reject any or all bids.

For additional information, please contact Business Manager, Brenda L. Funk at (605) 747-2266.
AFFIDAVIT OF PUBLICATION OF NEWSPAPER
NOTICE OF PUBLIC NOTICE

COUNTY OF Pennington

BEFORE ME, the undersigned authority, on this day personally appeared

Jackie C. Stagg, publisher (OR REPRESENTATIVE) of Native Sun News

who, being by

me duly sworn, upon oath deposes and says:

That the attached as published in the NATIVE SUN NEWS, a newspaper published in the English language and of general circulation in the City of RAPID CITY, SOUTH DAKOTA described in the following issue: 24 Volume 10, 20 18 and that the attached newspaper clipping is a true and correct copy of said published notice.

Signed: Jackie C. Stagg

SWORN TO AND SUBSCRIBED BEFORE ME, this the 24th day of September, 2018

Christy C. Tibbits
Notary Public in and for Pennington County, South Dakota

Commission expiring March 28, 2025

(SEAL)

CHRISTY C. TIBBITS

Published at a rate of $ 270.00
PUBLIC NOTICE

30 Day Public Comment Period for Proposed FY 2019 Community Development Block Grant Reallocations

The City of Rapid City is soliciting public comments on the proposed funding allocations for FY 2019 Community Development Block Grant (CDBG) Funds.

City Council has given preliminary approval for FY 2019 Community Development Block Grant (CDBG) funding allocations. The City has CDBG funding requests totaling $2,047,860.88. Preliminary allocation recommendations are based on estimated FY2019 CDBG funds. Recommended funding allocations include Behavior Management Systems ($46,800), Pennington County Health & Human Services, ($25,000), Black Hills Works ($99,887.88) and Black Hills Community Loan Fund ($30,000). Comments on the proposed FY2019 CDBG Funds will be received until 4:00 p.m. on February 11, 2019. All comments received will be considered and any changes warranted will be made to the plan at the Legal & Finance meeting on February 13, 2019, for final approval of the City Council in February 15, 2019. Copies of the FY2019 CDBG proposed allocations are available on the City website at www.rkgov.org, the Rapid City Public Library (Main Branch), 610 Quincy St., RC Public Library-North (General Beadle School), 10 Van Buren St., CDBG Program Division, 333 6th St., and at the Pennington County Housing and Redevelopment Commission, 1805 Fulton St., Rapid City, SD. Comments should be directed, in writing, to the CDBG Program Division at 333 6th Street by email to michelle.schuelke@rgov.org or by phone at 394-4161.

The City of Rapid City does not discriminate based on disability and provides reasonable accommodations to ensure people with disabilities have equal access to City programs, services, and employment opportunities. To request a reasonable accommodation, please contact Nick Stroot, Section 504 and ADA Coordinator, at (605) 394-4136. To request language assistance to participate in City programs and services, including free oral interpretation or translation of written materials, please call (605) 394-4181. For TDD/TTY, please dial 711.

Equal Opportunity Employer and Lender

Published once at the approximate cost of $137.07

Jan. 9, 2019

21104501

Attorney for
Affidavit of Publication

STATE OF SOUTH DAKOTA

County of Pennington SS:

Sheri Sponder being first duly sworn, upon his/her oath says: That he/she is now and was at all time hereinafter mentioned, an employee of the RAPID CITY JOURNAL, a corporation of Rapid City, South Dakota, the owner and publisher of the RAPID CITY JOURNAL, a legal and daily newspaper printed and published in Rapid City, in said County of Pennington, and has full and personal knowledge of all the facts herein stated as follows: that said newspaper is and at all of the times herein mentioned has been a legal and daily newspaper with a bonafide paid circulation of at least Two Hundred copies daily, and has been printed and published in the English language, at and within an office maintained by the owner and publisher thereof, at Rapid City, in said Pennington County, and has been admitted to the United States mail under the second class mailing privilege for at least one year prior to the publication herein mentioned; that the advertisement, a printed copy of which, taken from said Rapid City Journal, the paper in which the same was published, is attached to this sheet and made a part of this affidavit, was published in said paper once each

day for one successive

day, the first publication thereof being on the

day of 9th, Jan 2019 that the fees charged for
the publication thereof are 137 dollars
and 07 cents.

Sheri Sponder

Subscribed and sworn to before me this 11th
day of January, 2019.

Cathy Dabney
Notary Public

My commission expires 4-16-2024
EXTERNAL VACANCY ANNOUNCEMENT

Rural America Initiatives Ateyapi: Project Wicozani
628 1/2 6th St. Suite 201 • Rapid City, SD 57701
Ph: 605-341-3339 • Fax: 605-341-2314

POSITION: Ateyapi Referral Coordinator/Secretary - Full-time
WAGES: $12.00 per hour
HOURS: 40 hours Monday through Friday
OPENING: January 7, 2019
CLOSING: January 18, 2019 at 4 pm

QUALIFICATIONS:
Must be a high school graduate or have a GED. Must have valid South Dakota driver’s license and be insurable. Must have at least two (2) years sobriety. Must pass a background check for abuse and neglect (this means no felonies on background check) and must pass a pre-employment drug test. A valid driver’s license is required and must be insurable as well, must be at least 21 years old.

Prefer individual who is organized and requires minimal supervision. Red Road, Lakota Language preferred, and cultural knowledge will be highly valued. Native American preference will be given with proof of enrollment or ancestry.

PUBLIC NOTICE

30 Day Public Comment Period for Proposed FY 2019 Community Development Block Grant Recommended Funds

The City of Rapid City is soliciting public comments on the proposed funding allocations for FY 2019 Community Development Block Grant (CDBG) Funds.

City Council has given preliminary approval for FY 2019 Community Development Block Grant (CDBG) funding allocations. The City has CDBG funding requests totaling $2,047,860.88. Preliminary allocation recommendations are based on estimated FY2019 CDBG funds. Recommended funding allocations include Behavior Management Systems ($46,800), Pennington County Health & Human Services, ($25,000), Black Hills Works ($99,687.88) and Black Hills Community Loan Fund ($30,000). Comments on the proposed FY2019 CDBG Funds will be received until 4:00 p.m. on February 11, 2019. All comments received will be considered and any changes warranted will be made to the plan at the Legal & Finance meeting on February 13, 2019, for final approval of the City Council in February 18, 2019.

Copies of the FY2019 CDBG proposed allocations are available on the City website at www.rcgov.org, the Rapid City Public Library (Main Branch), 610 Quincy St., RC Public Library–North (General Beadle School), 10 Van Buren St., CDBG Program Division, 335 6th St., and at the Pennington County Housing and Redevelopment Commission, 1055 Fulton St., Rapid City, SD. Comments should be directed, in writing, to the CDBG Program Division at 335 6th Street, by email to michelle.schubert@rcgov.org or by phone at 394-4181. The City of Rapid City does not discriminate based on disability and provides reasonable accommodations to ensure people with disabilities have equal access to City programs, services, and employment opportunities. To request a reasonable accommodation, please contact Nick Stroot, Section 504 and ADA Coordinator, at (605) 394-4136. To request language assistance to participate in City programs and services, including free oral interpretation or translation of written materials, please call (605) 394-4181. For TDD/TTY, please dial 711.

Equal Opportunity Employer and Lender
AFFIDAVIT OF PUBLICATION OF NEWSPAPER
NOTICE OF PUBLIC NOTICE

COUNTY OF Pennington

BEFORE ME, the undersigned authority, on this day personally appeared

Jackie Goisga, publisher (OR REPRESENTATIVE) of Native Sun News

who, being by

me duly sworn, upon oath deposes and says:

That the attached as published in the NATIVE SUN NEWS, a newspaper published in the English

language and of general circulation in the City of RAPID CITY, SOUTH DAKOTA described in the

following issue: 43 Volume 10 20, and that the attached newspaper clipping is

a true and correct copy of said published notice.

Signed: [Signature]

SWORN TO AND SUBSCRIBED BEFORE ME, this the 14 day of January, 199

Christy C. Tibbits
Notary Public in and for Pennington County, South Dakota

Commission expiring March 29, 2023

(SEAL)

Published at a rate of $15.00
Jan. 9, 2019

PUBLIC NOTICE
30 Day Public Comment Period for
Proposed FY 2018 Community Development Block
Grant Reallocation Funds

The City of Rapid City is soliciting public comments on the proposed funding allocations for FY 2018 Community Development Block Grant (CDBG) Reallocation Funds.

FY 2018 Funding Reallocations

City Council has given preliminary approval for FY 2018 Community Development Block Grant (CDBG) funding reallocations. The City has CDBG funding requests totaling $515,850. Preliminary allocation funding is based on program income, contingency and recovered CDBG funds. Recommended funding allocations include Abbott House ($50,000), Black Hills CPA-JB Holdings, ($89,328.44), and Youth & Family Services ($93,000). Comments on the proposed FY 2018 CDBG Reallocation activities will be received until 4:00 p.m. on February 11, 2019. All comments received will be considered and any changes warranted will be made to the plan at the Legal & Finance meeting on February 13, 2019, for final approval of the City Council on February 19, 2019. Copies of the FY 2018 CDBG proposed allocations are available on the City website at www.rg.gov.org, the Rapid City Library (Main Branch), 610 Quincy St., RC Library North (General Beadle School), 10 Van Buren St., CDBG Program Division, 333 6th St. S., and at the Pennington County Housing and Redevelopment Commission, 1805 Fulton St., Rapid City, SD. Comments should be directed in writing, to the CDBG Program Division at 333 6th Street or by email to Michelle.schulze@rg.gov.org or by phone at 394-4136. The City of Rapid City does not discriminate based on disability and provides reasonable accommodations to ensure people with disabilities have equal access to City programs, services, and employment opportunities. To request a reasonable accommodation, please contact Nick Stroot, Section 504 and ADA Coordinator, at (605) 394-4136. To request language assistance to participate in City programs and services, including free oral interpretation or translation of written materials, please call (605) 394-4181. For TDD/TTY, please dial 711.

Equal Opportunity Employer and Lender

Published once at the approximate cost of $132.07

Attorney for
Affidavit of Publication

STATE OF SOUTH DAKOTA

County of Pennington SS:

Sheri Sponder being first duly sworn, upon his/her oath says: That he/she is now and was at all time hereinafter mentioned, an employee of the RAPID CITY JOURNAL, a corporation of Rapid City, South Dakota, the owner and publisher of the RAPID CITY JOURNAL, a legal and daily newspaper printed and published in Rapid City, in said County of Pennington, and has full and personal knowledge of all the facts herein stated as follows: that said newspaper is and at all of the times herein mentioned has been a legal and daily newspaper with a bonafide paid circulation of at least Two Hundred copies daily, and has been printed and published in the English language, at and within an office maintained by the owner and publisher thereof, at Rapid City, in said Pennington County, and has been admitted to the United States mail under the second class mailing privilege for at least one year prior to the publication herein mentioned; that the advertisement, a printed copy of which, taken from said Rapid City Journal, the paper in which the same was published, is attached to this sheet and made a part of this affidavit, was published in said paper once each day for one successive day, the first publication there of being on the 9th day of Jan 2019 that the fees charged for the publication there of are $137.07 dollars and 07 cents.

______________________________
Sheri Sponder

Subscribed and sworn to before me this 11th day of January, 2019.

______________________________
Cathy Dabney
Notary public

My commission expires 4-16-2024.
The Oglala Lakota County School District 65-1 is accepting applications for the following positions.

**Rockyford School**
- 1-Special Education Aide
- 1-Special Education Teacher
- 3-Aides
- Cook
- Deaf and Hard of Hearing Para
- Custodian
- Response to Intervention Aide
- 6th Grade Teacher
- Lakota Cultural Instructor

**Wolf Creek School**
- Bus Driver
- 1-Special Education Aide
- Permanent Substitute Teacher
- 1st Grade Teacher
- 1-Aide
- Special Education Teacher
- 5th Grade Teacher

**Batesland School**
- Lakota Cultural Instructor
- 1-Mechanic
- Aide
- 2-Bus drivers

**Red Shirt School**
- Aide
- Bus Driver
- School Nurse

**District Wide**
- School Resource Officer

For more information contact:
Ann Red Owl-Human Resources Facilitator Phone: 605-455-6711
Apply online: www.olcsd.com  Ann.RedOwl@k12.sd.us

The Oglala Lakota County School District provides equal opportunity in employment to all persons regardless of age, race, creed, color, sex, national origin, religion or disability.

**Background checks:** SDCL: 13-10-12. The Oglala Lakota County School District requires a pre-employment Background check on all persons who will be applying for employment. Application. Background check and drug test must be completed in the HR Office. Minimum requirement for all positions is a GED or High School Diploma. There is no cost to apply for a position.
AFFIDAVIT OF PUBLICATION OF NEWSPAPER
NOTICE OF PUBLIC NOTICE

COUNTY OF Pennington

BEFORE ME, the undersigned authority, on this day personally appeared Jackie Giago publisher (OR REPRESENTATIVE) of Native Sun News who, being by me duly sworn, upon oath deposes and says:

That the attached as published in the NATIVE SUN NEWS, a newspaper published in the English language and of general circulation in the City of RAPID CITY, SOUTH DAKOTA described in the following issue: 43, Volume 10, 2019, and that the attached newspaper clipping is a true and correct copy of said published notice.

Signed: Jackie Giago

SWORN TO AND SUBSCRIBED BEFORE ME, this the 14th day of January, 2019.

Christy C. Tibbitts
Notary Public in and for Pennington County, South Dakota
Commission expiring March 28, 2023

(SEAL)

Published at a rate of $165.00
PUBLIC NOTICE
$336,575.83
IN COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)
2019 CONTINGENCY AND REALLOCATION FUNDS AVAILABLE
APPLICATIONS DUE 4:00 PM JUNE 20, 2019

The City of Rapid City is soliciting applications for $336,575.83 in CDBG FY19 Contingency and Reallocation funds which included: FY15/16 Reallocation ($136,023.83); FY17 Reallocation ($75,000); FY18 Reallocation ($75,000); and FY18 Contingency ($65,552) funds. These funds are available for eligible affordable housing, public facilities, or economic development projects within the corporate limits of the City of Rapid City. Projects must primarily benefit people earning up to 80% AMI and address high-priority needs.

Priority #1 – Affordable Housing (Funds can be used for acquisition or rehab)
1) Rehabilitation of existing housing;
2) Production of rental housing: efficiencies, 1, or 2 bedroom units preferred;
3) Group homes;
4) Transitional homes;
5) Production of owner-occupied housing

Priority #2 – Public Facilities and Improvements (Funds can be used for acquisition, rehab and construction costs)
1) Emergency shelter;
2) Transitional housing;
3) Accessibility improvements;
4) Energy efficiency improvements;
5) Safety improvements;
6) Other Improvements

Priority #3 – Economic Development
1) Micro enterprise loan program
2) Individual Development Account program for down payment and/or closing cost assistance for home purchase

Applications are available at https://www.rcgov.org/departments/community-planning-development/cdbg-program-division/cdbg-program-division-436.html, at the CDBG Program office located at 333 Sixth Street, Rapid City, SD 57701 or by emailing lucy.ladeaux@rcgov.org.

Completed applications must be delivered via U.S. Postal Service or private mailing service to 300 6th Street, Rapid City, SD 57701 or hand delivered to 333 6th Street, Rapid City, SD 57701 by 4:00 p.m. Mountain Time on June 20, 2019. Applications via facsimile or email will NOT be accepted.

Email or call Michelle Schuelke, CDBG Program Division Manager, at (605) 394-4181 or michelle.schuelke@rcgov.org with questions. Awardees must meet all applicable HUD requirements, including, but not limited to, Environmental Review, Fair Housing Act, Davis-Bacon, Section 3, and Conflict of Interest.

The City of Rapid City fully subscribes to the provisions of the Americans with Disabilities Act. If you are in need of special accommodations for physical disability, hearing (including TDD/TTY Dial 711), or foreign language, please contact our office so that appropriate auxiliary aids, translated documents or services are available by calling 394-4136. Persons with limited English proficiency or vision impairments may request free oral interpretation of written materials or written translation of vital documents by calling (605) 394-4181.
Affidavit of Publication

STATE OF SOUTH DAKOTA

County of Pennington SS:

Sheri Sponder being first duly sworn, upon his/her oath says: That he/she is now and was at all time hereinafter mentioned, an employee of the RAPID CITY JOURNAL, a corporation of Rapid City, South Dakota, the owner and publisher of the RAPID CITY JOURNAL, a legal and daily newspaper printed and published in Rapid City, in said County of Pennington, and has full and personal knowledge of all the facts herein stated as follows: that said newspaper is and at all of the times herein mentioned has been a legal and daily newspaper with a bonafide paid circulation of at least Two Hundred copies daily, and has been printed and published in the English language, at and within an office maintained by the owner and publisher thereof, at Rapid City, in said Pennington County, and has been admitted to the United States mail under the second class mailing privilege for at least one year prior to the publication herein mentioned; that the advertisement, a printed copy of which, taken from said Rapid City Journal, the paper in which the same was published, is attached to this sheet and made a part of this affidavit, was published in said paper once each day for one successive day, the first publication thereof being on the 16th day of May, 2019, that the fees charged for the publication thereof are $221.08 dollars and 08 cents.

Sheri Sponder

Subscribed and sworn to before me this 23rd day of May, 2019.

Cathy Dabney
Notary Public

My commission expires 4-16-2024
AFFIDAVIT OF PUBLICATION OF NEWSPAPER
NOTICE OF PUBLIC NOTICE

COUNTY OF Pemíŋtōŋ

BEFORE ME, the undersigned authority, on this day personally appeared
Manah Schedel, publisher (OR REPRESENTATIVE) of Native Sun News,
who, being by
me duly sworn, upon oath deposes and says:

That the attached as published in the NATIVE SUN NEWS, a newspaper published in the English
language and of general circulation in the City of RAPID CITY, SOUTH DAKOTA described in the
following issue: 9 Volume 11, 2019, and that the attached newspaper clipping is
a true and correct copy of said published notice.

Signed: Manah Schedel

SWORN TO AND SUBSCRIBED BEFORE ME, this the 27th day of May,
2017.

Christy C. Tibbits
Notary Public in and for Pemíŋtōŋ County, South Dakota
Commission expiring March 28, 2023

Published at a rate of $264.00.
PUBLIC NOTICE
30 Day Public Comment Period for Proposed FY
2019 Community Development Block Grant Annual
Action Plan

The City of Rapid City is soliciting public comments on FY2019 Community Development Block Grant (CDBG) Annual Action Plan.

Notice is hereby given that the City of Rapid City CDBG Program Division plans to file their FY2019 Annual Action Plan on July 9, 2019. City Council gave final approval for FY 2019 CDBG Annual Action Plan funding allocations on April 15, 2019. The Annual Action Plan further outlines how the City intends to spend an estimated $450,000 in federal CDBG funds. In addition to the funding source noted above, as estimated $4,300 in program income will be used to fund activities listed under the proposed FY2019 Annual Action Plan. Amounts may change based on actual appropriations from HUD. All Amendments will follow the amendment process outlined in the Resident Participation Plan.

Public participation is an essential part in the development of the Annual Action Plan. Copies of the FY2019 Annual Action Plan are available at www.rcgov.org, the Rapid City Public Library, 610 Quincy St., RC Public Library-North (General Beadle School), 10 Van Buren St., CDBG Program Division Office, 300 6th St., and at the Pennington County Housing and Redevelopment Commission, 1805 Fulton St., Rapid City, SD. Comments on the proposed FY2019 Annual Action Plan will be received until 4:00 p.m. on July 27, 2019. Comments should be directed, in writing, to the CDBG Program Division at 333 6th Street or by email to Michelle Schuelke at michelle.schuelke@rcgov.org.

The City of Rapid City does not discriminate based on disability and provides reasonable accommodations to ensure people with disabilities have equal access to City programs, services, and employment opportunities. To request a reasonable accommodation, please contact Nick Stroot, Section 504 and ADA Coordinator, at (605) 394-4136. To request language assistance to participate in City programs and services, including free oral interpretation or translation of written materials, please call (605) 394- 4181. For TDD/TTY, please dial 711.

Published once at the approximate cost of $141.65
Affidavit of Publication

STATE OF SOUTH DAKOTA

County of Pennington SS:

Sheri Sponder being first duly sworn, upon his/her oath says: That he/she is now and was at all time hereinafter mentioned, an employee of the RAPID CITY JOURNAL, a corporation of Rapid City, South Dakota, the owner and publisher of the RAPID CITY JOURNAL, a legal and daily newspaper printed and published in Rapid City, in said County of Pennington, and has full and personal knowledge of all the facts herein stated as follows: that said newspaper is and at all of the times herein mentioned has been a legal and daily newspaper with a bonafide paid circulation of at least Two Hundred copies daily, and has been printed and published in the English language, at and within an office maintained by the owner and publisher thereof, at Rapid City, in said Pennington County, and has been admitted to the United States mails under the second class mailing privilege for at least one year prior to the publication herein mentioned; that the advertisement, a printed copy of which, taken from said Rapid City Journal, the paper in which the same was published, is attached to this sheet and made a part of this affidavit, was published in said paper once each

day for one successive
day, the first publication there of being on the
25th day of May 2019 that the fees charged for
the publication there of are $141 dollars and 65 cents.

Sheri Sponder

Subscribed and sworn to before me this 31st
day of May, 2019.

Cathy Dabney
Notary public

My commission expires 4-16-2024
PUBLIC NOTICE

30 Day Public Comment Period for Proposed FY2019 Community Development Block Grant (CDBG) Annual Action Plan

The City of Rapid City is soliciting public comments on the FY2019 Community Development Block Grant (CDBG) Annual Action Plan. Notice is hereby given that the City of Rapid City CDBG Program Division plans to submit its FY2019 Annual Action Plan on April 26, 2019. The City Council gave final approval for the FY2019 CDBG Annual Action Plan funding elections on April 19, 2018. The Annual Action Plan further outlines how the City intends to spend approximately $457,900 in Federal CDBG funds. In addition, the funding sources stated above, as outlined in the Annual Action Plan, will be used to fund specific projects under the proposed FY2019 Annual Action Plan. Comments may be submitted in writing at any time prior to the submission of the Plan to the U.S. Department of Housing and Urban Development (HUD). All comments will be considered in the development process outlined in the Federal Register Notice.

Public participation is an essential part of the development of the Annual Action Plan. Copies of the FY2019 Annual Action Plan are available at www.rcg.gov, the Rapid City Public Library, 5055 Century Dr., RCCL Library-Sanford Health South (Children’s), 16 Van Buren St., CDBG Program Division Office at 1004 S. Broadway St., and at the Rapid City Housing and Affordable Housing Commission, 1200 Fiction St., Rapid City, SD. Comments on the proposed FY2019 Annual Action Plan will be accepted until July 26, 2019. Comments should be directed to, in writing, the CDBG Program Division at 300 S. Broadway St. or by email to Michelle Schanne at mschanne@rcg.gov.

The City of Rapid City does not discriminate on the basis of disability and provides reasonable accommodations to ensure people with disabilities have equal access to City programs, services, and employment opportunities. To request a reasonable accommodation, please contact Nick Teske, senior commission, at 605-394-4936. If you have questions or need assistance with this notice, please contact Tim Siefert of the U.S. Department of Housing and Urban Development at 1-877-357-9337.

Equitable Opportunity Employer and Lender

Prairie Wind
CASINO & HOTEL

Request for Proposal (RFP) May 2019

POL: Banquet and Catering, Coffee Shop, and a Restaurant located at the Prairie Wind Casino 35 miles north of Pine Ridge, South Dakota on highway 16.

BID: Prairie Wind Casino & Hotel, Oglala Nation Tribe, Pine Ridge South Dakota 57770

DEADLINE: 6:00 PM Mountain Times, July 1, 2019

CONTACT: Travis Bierie, Purchasing Agent, (605)397-8970 or email Travis.Bierie@prairiewindcasino.net

Ms. Sorensen can provide you the specific required information needed for the RFP.
June 6, 2019

FY2018 Community Development Block Grant Consolidated Annual Performance and Evaluation Report (CAPER)

The City of Rapid City has completed the Consolidated Annual Performance and Evaluation Report (CAPER) for the Community Development Block Grant (CDBG) for Fiscal Year 2018 (April 1, 2018 to March 31, 2019). This performance report is available for public review and comments until June 27, 2019 at 4:00 p.m.

Comments can be submitted in writing to the CDBG Program Division office at 300 Sixth Street, Rapid City, SD 57701; by email to michelle.schualke@rcgov.org; in person at the Legal and Finance meeting June 12, 2019 at 12:30 p.m.; or at the City Council meeting June 17, 2019 at 6:30 p.m. in the Council Chambers at 300 Sixth Street, Rapid City, SD.

The City Council will consider all comments received. Copies of the report can be obtained by visiting the City website at https://www.rcgov.org/departments/community-planning-development/cdbg-program-division/cdbg-program-division-438.html or the CDBG Program office at 300 Sixth Street, Rapid City, SD, the Rapid City Downtown Public Library, 610 Quincy Street, the Rapid City Public Library-North, 10 Van Buren Street, or the Pennington County Housing and Redevelopment Commission office 1805 West Fulton Street, or by calling (605) 394-4181.

ADA Compliance: The City of Rapid City fully subscribes to the provisions of the Americans with Disabilities Act. If you desire to attend a public meeting and are in need of special accommodations (including TDD/TTY Dial 711), please notify the Nick Streut, (605) 394-4136, 24 hours prior to the meeting so appropriate auxiliary aids and services are available.

Persons with limited English proficiency or vision impairments may request oral interpretation of written materials or written translation of vital documents by calling (604) 394-4181.

EQUAL OPPORTUNITY EMPLOYER

(Published once at the approximate cost of $132.48)

______________________________
Attorney for
Affidavit of Publication

STATE OF SOUTH DAKOTA

County of Pennington    SS:

Sheri Sponder being first duly sworn, upon his/her oath says: That he/she is now and was at all time hereinafter mentioned, an employee of the RAPID CITY JOURNAL, a corporation of Rapid City, South Dakota, the owner and publisher of the RAPID CITY JOURNAL, a legal and daily newspaper printed and published in Rapid City, in said County of Pennington, and has full and personal knowledge of all the facts herein stated as follows: that said newspaper is and at all of the times herein mentioned has been a legal and daily newspaper with a bonafide paid circulation of at least Two Hundred copies daily, and has been printed and published in the English language, at and within an office maintained by the owner and publisher thereof, at Rapid City, in said Pennington County, and has been admitted to the United States mail under the second class mailing privilege for at least one year prior to the publication herein mentioned; that the advertisement, a printed copy of which, taken from said Rapid City Journal, the paper in which the same was published, is attached to this sheet and made a part of this affidavit, was published in said paper once each day for one successive day, the first publication there of being on the 6th day of June 2019 that the fees charged for the publication there of are $132 dollars and 48 cents.

[Signature]

Subscribed and sworn to before me this 12th day of June 2019.

[Signature]

CATHY DABNEY
Notary Public

My commission expires
FY2011 Community Development Block Grant Consolidated Annual Performance and Evaluation Report (CAPER)

The City of Rapid City has completed the Consolidated Annual Performance and Evaluation Report (CAPER) for the Community Development Block Grant (CDBG) for Fiscal Year 2010 (April 1, 2010 to March 31, 2011). This performance report is available for public review and comments until June 27, 2011 at 6:00 p.m.

Comments can be submitted in writing to the CDBG Program Division office at 300 Sixth Street, Rapid City, SD 57701; by email to Michele.Schmickle@rcgov.org; in person at the Legal and Finance meeting June 27, 2011 at 6:00 p.m.; or at the City Council meeting June 27, 2011 at 6:30 p.m. in the Council Chambers at 300 Sixth Street, Rapid City, SD.

The City Council will consider all comments received. Copies of the report can be obtained by visiting the City website at https://www.rcgov.org/departments/community-calendar-developments/cdbg-program-division/cdbg-program-division-416.html or the CDBG Program office at 333 Sixth Street, Rapid City, SD, the Rapid City Downtown Public Library, 610 Quincy Street, the Rapid City Public Library-North, 18 Van Buren Street, or the Pennington County Housing and Redevelopment Commission office 1005 West Fulton Street, or by calling (605) 394-4181.

ADA Compliance: The City of Rapid City fully subscribes to the provisions of the Americans with Disability Act. If you desire to attend a public meeting and are in need of special accommodations (including TDD/TTY Dial 711), please notify the Nick Street, (605) 394-4136, 24 hours prior to the meeting so appropriate necessary aids and services are available.

Persons with limited English proficiency or visual impairments may request oral interpretation of written materials or written translation of vital documents by calling (605) 394-4181.

capacity.

- Recommend up to six years of related experience, with three years of project management or supervisory experience may be considered.

Closing Date June 21st, 2011 @ 04:30PM

Application and job description information can be seen at SWO Human Resources Office or http://www.swo-nsn.gov/contact/employment. Application can be downloaded from “Apply Now” and emailed to ArnoldW@SWO-NSN.GOV or DeniseH@SWO-NSN.GOV. Contact can also be at Arnold Williams 698-8238 or Denise Hill 698-8251 with questions. (Tribal preference will apply).

Special Education Services
Request for BIDS/Proposals

Wounded Knee District School Board is requesting bids or proposals from qualified firms or individuals for Special Education Services in the area of a Speech Therapist, Physical Therapist, Occupational Therapist for the 2019-2020 School Year.

Wounded Knee District School Board is also requesting bids or proposals from qualified firms for a School Attorney.

Sealed bids or proposals will be opened and acted upon at the WKDS Finance meeting on Tuesday June 19, 2019 at 6:00 p.m. Wounded Knee District School Board reserves the right to reject any and all bids or proposals or to waive any informality, and to accept the bids or proposal that is to the advantage of and in the best interest of the Wounded Knee District School.
AFFIDAVIT OF PUBLICATION OF NEWSPAPER
NOTICE OF PUBLIC MEETING

COUNTY OF Pennington

BEFORE ME, the undersigned authority, on this day personally appeared Jackie White, publisher (OR REPRESENTATIVE) of Native Sun News, who, being by me duly sworn, upon oath deposes and says:

That the attached as published in the NATIVE SUN NEWS, a newspaper published in the English language and of general circulation in the City of RAPID CITY, SOUTH DAKOTA described in the following issue: 12 Volume 11, 2019, and that the attached newspaper clipping is a true and correct copy of said published notice.

Signed: Jackie White

SWORN TO AND SUBSCRIBED BEFORE ME, this the 29th day of July, 2019.

Christy C. Tibbits
Notary Public in and for Pennington County, South Dakota

Commission expiring March 28, 2023

(SEAL)

Published at a rate of $15.00
PUBLIC NOTICE
30 Day Public Comment Period for Proposed FY 2019 Community Development Block Grant Reallocation Funds

The City of Rapid City is soliciting public comments on the proposed funding allocations for FY 2019 Community Development Block Grant (CDBG) Reallocation Funds.

FY 2019 Funding Reallocations

City Council has given preliminary approval for FY 2019 Community Development Block Grant (CDBG) funding reallocations. The City has CDBG funding available totaling $336,575.83. Funding request totaling $2,980,603 were received. Comments on the proposed FY 2019 CDBG Reallocation activities will be received until 4:00 p.m. on August 12, 2019. All comments received will be considered and any changes warranted will be made at the Legal & Finance meeting on August 14, 2019, for final approval of the City Council on August 19, 2019. Copies of the FY 2019 CDBG proposed allocations are available on the City website at https://www.rcgov.org/departments/community-planning-development/cdbg-program-division.html. The CDBG Program Division, 333 8th St., Rapid City Public Library (Main Branch), 610 Quincy St., AC Public Library, North (General Bragg School), 10 Van Buren St., and at the Pennington County Housing and Redevelopment Commission, 1805 Fulton St., Rapid City, SD. Comments should be directed, in writing, to the CDBG Program Division at 333 8th Street or by email to michelle.schutkar@rcgov.org or by phone at 394-4181. The City of Rapid City does not discriminate based on disability and provides reasonable accommodations to ensure people with disabilities have equal access to City programs, services, and employment opportunities. To request a reasonable accommodation, please contact Nick Stroot, Section 504 and ADA Coordinator, at (605) 394-4186. To request language assistance to participate in City programs and services, including free oral interpretation or translation of written materials, please call (605) 394-4181. For TDD/TTY, please call 777.

(Published according to the approximate cost of $122.46)
Affidavit of Publication

STATE OF SOUTH DAKOTA

County of Pennington SS:

Sheri Sponder being first duly sworn, upon his/her oath says: That he/she is now and was at all time hereinafter mentioned, an employee of the RAPID CITY JOURNAL, a corporation of Rapid City, South Dakota, the owner and publisher of the RAPID CITY JOURNAL, a legal and daily newspaper printed and published in Rapid City, in said County of Pennington, and has full and personal knowledge of all the facts herein stated as follows: that said newspaper is and at all of the times herein mentioned has been a legal and daily newspaper with a bonafide paid circulation of at least Two Hundred copies daily, and has been printed and published in the English language, at and within an office maintained by the owner and publisher thereof, at Rapid City, in said Pennington County, and has been admitted to the United States mail under the second class mailing privilege for at least one year prior to the publication herein mentioned; that the advertisement, a printed copy of which, taken from said Rapid City Journal, the paper in which the same was published, is attached to this sheet and made a part of this affidavit, was published in said paper once each day for two successive days, the first publication thereof being on the 10th day of July 2019 that the fees charged for the publication thereof are $269.96 dollars and 96 cents.

_______________________________
Sheri Sponder

Subscribed and sworn to before me this 23rd day of June, 2020.

_______________________________
Matthew J. Franklin
Notary public

My commission expires December 5, 2025
HAPPY 85TH BIRTHDAY TIM GIAGO
STOP BY THE NATIVE SUN NEWS OFFICE TO WISH TIM A HAPPY BIRTHDAY FRI, JULY 12, 2019 530 CAMBELL STREET

Happy Birthday!

FOR A LITTLE INDIAN BOY BORN IN KYLE, SOUTH DAKOTA ON THE PINE RIDGE RESERVATION YOU SURE HAVE COME A LONG WAY. ENJOY YOUR SPECIAL 85TH BIRTHDAY!

LOVE ALWAYS, FROM JACKIE AND THE REST OF YOUR FRIENDS, FAMILY AND CO-WORKERS AT NATIVE SUN NEWS TODAY.
PUBLIC NOTICE

THE CITY OF RAPID CITY IS ACCEPTING APPLICATIONS FOR COMMUNITY DEVELOPMENT BLOCK Grant (CDBG) FUNDING FOR FISCAL YEAR 2020

The CDBG Program Division for the City of Rapid City will be accepting applications for the use of Community Development Block Grant funds for FY 2020. Projects or activities funded must meet the National Objectives of the Housing and Community Development Act of 1992, and be an eligible activity defined by the federal regulations. Funds can be utilized for projects and programs that benefit low- and moderate-income (LMI) persons, or to eliminate slums and blight, within the corporate limits of Rapid City. Applications will be accepted for projects that will address the needs of LMI people for the following high priority issues:

Housing Projects
- Production of Rental Housing
- Rehabilitation of Existing Housing
- Production of Owner-Occupied Housing
- Group Homes

Public Services
- Rental Assistance/Rapid Re-Housing
- Counseling
- Homelessness Prevention
- Mental Health Treatment/Services
- Substance Abuse Treatment/Prevention
- Disabled Persons Services
- Domestic Violence Services
- Early Childhood Education/Child Care
- Transportation Youth Activities

Public Facilities
- Emergency Shelter
- Transitional Housing
- Safety Improvements
- Accessibility Improvements
- Energy Efficiency Improvements
- Other Improvements

Economic Development
- Micro-Enterprise Loans
- Direct Homeownership Assistance
- Individual Deposit Accounts

The City of Rapid City estimates that $470,000 in FY 2020 CDBG funds will be available; Program Administration cap is 20% ($94,000), Public Service cap is 15% ($70,500), and Housing and Public Facilities and Economic Development ($305,500). Applications are available at https://www.rcgov.org/departments/community-planning-development/cdbg-program-division/cdbg-program-division-436.html, at the CDBG Program office located at 333 Sixth Street, Rapid City, SD 57701 or by emailing lucy.ladeaux@rcgov.org.

Completed applications must be delivered via U.S. Postal Service or private mailing service to 300 6th Street, Rapid City, SD 57701 or hand delivered to 333 6th Street, Rapid City, SD 57701 by 4:00 p.m. Mountain Time on Oct 1, 2019. Applications via facsimile or e-mail will NOT be accepted.

Email or call Michelle Schuelke, CDBG Program Division Manager, at (605) 394-4181 or michelle.schuelke@rcgov.org with questions. Awardees must meet all applicable HUD requirements, including, but not limited to, Environmental Review, Fair Housing Act, Davis-Bacon, Section 3, and Conflict of Interest.

A CDBG Program and Grant Application Training class will be held on July 30, 2019 at the City/School Administration Center, 300 Sixth Street, 3rd Floor West meeting room, from 9:00 a.m. to 11:00 a.m. Topics will cover City priorities, National Objectives of the Housing and Community Development Act of 1992, eligible activities, application review and reporting requirements. It will also cover requirements pertaining to Fair Housing, Section 3, Minority and Women Contract outreach and Davis-Bacon regulations. This class is free. Seating is limited. RSVP to: Lucy LaDeaux, CDBG Program Administrative Secretary, CDBG Division, (605) 394-4181 or email lucy.ladeaux@rcgov.org by July 26, 2019.

ADA Compliance: The City of Rapid City fully subscribes to the provisions of the Americans with Disabilities Act. If you desire to attend a public meeting and are in need of special accommodations (including TDD/TTY Dial 711), please notify Nick Stroot, (605) 394-4136, 24 hours prior to the meeting so that appropriate auxiliary aids and services are available. Persons with limited English proficiency or vision impairments may request free oral interpretation of written materials or written translation of vital documents by calling (605) 394-4181.

EQUAL OPPORTUNITY EMPLOYER
PUBLIC NOTICE

THE CITY OF RAPID CITY IS ACCEPTING APPLICATIONS FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDING FOR FISCAL YEAR 2020.

The CDBG Program Division for the City of Rapid City will be accepting applications for the use of Community Development Block Grant funds for FY 2020. Projects or activities funded must meet the National Objectives of the Housing and Community Development Act of 1992, and be an eligible activity defined by the federal regulations. Funds can be utilized for projects and programs that benefit low- and moderate-income (LMI) persons, or to eliminate slums and blight, within the corporate limits of Rapid City. Applications will be accepted for projects that will address the needs of LMI people for the following high priority issues:

Housing Projects
- Production of Rental Housing
- Rehabilitation of Existing Housing
- Public Services
- Public Facilities
- Economic Development
- Rental Assistance/Rapid Re-Housing
- Counseling
- Montessori Prevention
- Substance Abuse Treatment/Prevention
- Energy Efficiency Improvements
- Accessibility Improvements
- Early Childhood Education/Child Care
- Transportation/Youth Activities
- Disabled Persons Services
- Domestic Violence Services
- Individual Disaster Assistance
- Individual Direct Loans
- Job Training
- Direct Landownership Assistance
- Individual Direct Loans
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The City of Rapid City estimates that $470,000 is available for the 2020 CDBG funds. Applications are available at https://www.rapidcity.gov/department/community-planning-development/cdbg-program-application.html. Applications may be submitted via facsimile or e-mail. All e-mail submissions must be authorized by the applicant. Applications that will be accepted on a first-come, first-served basis. Applications are due on or before Oct. 1, 2020. For more information contact Michelle Schneid, CDBG Program Division Manager, at (605) 394-4181 or michelle.schneid@rapidcity.gov.

Completed applications must be delivered via U.S. Postal Service or private mail service to 333 6th Street, Rapid City, SD 57701 or hand delivered to 333 6th Street, Rapid City, SD 57701 by 3:00 p.m. Mountain Time on Oct. 1, 2020. Applications via facsimile or e-mail will NOT be accepted.

Date: July 13, 2019.

ADA Compliance: The City of Rapid City fully subscribes to the provisions of the Americans with Disabilities Act. If you desire to attend a public meeting or are in need of special accommodations (including TTY/TTD Dial 711), please contact Nick Street, (605) 394-4136, 24-hours prior to the meeting so that appropriate auxiliary aids and services are available. Persons with limited English proficiency or vision impairments may request free oral interpretation of written materials or written translation of vital documents by calling (605) 394-4181.

EAGLE HOUSING OPPORTUNITY
Affidavit of Publication

STATE OF SOUTH DAKOTA

County of Pennington SS:

Sheri Sponder being first duly sworn, upon his/her oath says: That he/she is now and was at all time hereinafter mentioned, an employee of the RAPID CITY JOURNAL, a corporation of Rapid City, South Dakota, the owner and publisher of the RAPID CITY JOURNAL, a legal and daily newspaper printed and published in Rapid City, in said County of Pennington, and has full and personal knowledge of all the facts herein stated as follows: that said newspaper is and at all of the times herein mentioned has been a legal and daily newspaper with a bonafide paid circulation of at least Two Hundred copies daily, and has been printed and published in the English language, at and within an office maintained by the owner and publisher thereof, at Rapid City, in said Pennington County, and has been admitted to the United States mail under the second class mailing privilege for at least one year prior to the publication herein mentioned; that the advertisement, a printed copy of which, taken from said Rapid City Journal, the paper in which the same was published, is attached to this sheet and made a part of this affidavit, was published in said paper once each

____ day for _______ successive days, the first publication there of being on the

13th day of July, 2019 that the fees charged for the publication there of are $221.08 dollars and 08 cents.

Sheri Sponder

Subscribed and sworn to before me this 13th day of July, 2019.

CATHY DABNEY
Notary Public

My commission expires 4-16-2024
PUBLICATION

THE CITY OF RAPID CITY IS ACCEPTING APPLICATIONS FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDING FOR FISCAL YEAR 2020

The CDBG Program Division for the City of Rapid City will be accepting applications for the use of Community Development Block Grant funds for FY 2020. Projects or activities funded must meet the National Objectives of the Housing and Community Development Act of 1992, and be an eligible activity defined by the federal regulations. Funds can be utilized for projects and programs that benefit low- and moderate-income (LMI) persons, or to eliminate slums and blight, within the corporate limits of Rapid City. Applications will be accepted for projects that will address the needs of LMI people for the following high priority issues:

Housing Projects
- Production of Rental Housing
- Rehabilitation of Existing Housing

Public Services
- Rental Assistance/Rapid Re-Housing
- Counseling
- Homelessness Prevention
- Mental Health Treatment/Services
- Substance Abuse Treatment/Prevention

Public Facilities
- Emergency Shelter
- Transient Homeless Housing
- Safety Improvements

Economic Development
- Micro-Enterprise Loans

- Accessibility Improvements
- Energy Efficiency Improvements
- Other Improvements

- Individual Deposit Accounts

- Group Homes
- Domestic Violence Services
- Early Childhood Education/Child Care
- Transportation Youth Activities

- Disabled Persons Services

The City of Rapid City estimates that $470,000 in FY 2020 CDBG funds will be available; Program Administration cap is 20% ($94,000), Public Service cap is 15% ($70,500), and Housing and Public Facilities and Economic Development ($305,500). Applications are available at https://www.rcgov.org/departments/community-planning-development/cdbg-program-division/cdbg-program-division-436.html, at the CDBG Program office located at 333 Sixth Street, Rapid City, SD 57701 or by emailing lucy.ladeaux@rcgov.org.

Completed applications must be delivered via U.S. Postal Service or private mailing service to 300 6th Street, Rapid City, SD 57701 or hand delivered to 333 6th Street, Rapid City, SD 57701 by 4:00 p.m. Mountain Time on Oct 1, 2019. Applications via facsimile or e-mail will NOT be accepted.

Email or call Michelle Schuelke, CDBG Program Division Manager, at (605) 394-4181 or michelle.schuelke@rcgov.org with questions. Awardees must meet all applicable HUD requirements, including, but not limited to, Environmental Review, Fair Housing Act, Davis-Bacon, Section 3, and Conflict of Interest.

A CDBG Program and Grant Application Training class will be held on July 30, 2019 at the City/School Administration Center, 300 Sixth Street, 3rd Floor West meeting room, from 9:00 a.m. to 11:00 a.m. Topics will cover City priorities, National Objectives of the Housing and Community Development Act of 1992, eligible activities, application review and reporting requirements. It will also cover requirements pertaining to Fair Housing, Section 3, Minority and Women Contract outreach and Davis-Bacon regulations. This class is free. Seating is limited. RSVP to: Lucy Ladeaux, CDBG Program Administrative Secretary, CDBG Division, (605) 394-4181 or email lucy.ladeaux@rcgov.org. Completed applications must be delivered via U.S. Postal Service or private mailing service to 300 6th Street, Rapid City, SD 57701 or hand delivered to 333 6th Street, Rapid City, SD 57701 by 4:00 p.m. Mountain Time on Oct 1, 2019. Applications via facsimile or e-mail will NOT be accepted. Applications via facsimile or e-mail will NOT be accepted.

ADA Compliance: The City of Rapid City fully subscribes to the provisions of the Americans with Disabilities Act. If you desire to attend a public meeting and are in need of special accommodations (including TDD/TTY Dial 711), please notify Nick Stroot, (605) 394-4136, 24 hours prior to the meeting so that appropriate auxiliary aids and services are available. Persons with limited English proficiency or vision impairments may request free oral interpretation of written materials or written translation of vital documents by calling (605) 394-4181.
AFFIDAVIT OF PUBLICATION OF NEWSPAPER
NOTICE OF PUBLIC NOTICE
ACCEPTING APPLICATIONS

COUNTY OF Pennington

BEFORE ME, the undersigned authority, on this day personally appeared

Marion Scheele, publisher (OR REPRESENTATIVE) of Native Sun News,
who, being by

me duly sworn, upon oath deposes and says:

That the attached as published in the Native Sun News, a newspaper published in the English language and of general circulation in the City of Rapid City, South Dakota described in the following issue: 15 Volume 11, 2017, and that the attached newspaper clipping is a true and correct copy of said published notice.

Signed: Marion Scheele

SWORN TO AND SUBSCRIBED BEFORE ME, this the 24th day of July, 2017.

Christy C. Tibbits
Notary Public in and for Pennington County, South Dakota
Commission expiring March 29, 2023

(Seal)

Published at a rate of $346.50
PUBLIC NOTICE
30 Day Public Comment Period for Proposed Amendment to FY2018 Community Development Block Grant (CDBG) Annual Action Plan

The City of Rapid City is soliciting public comments on proposed amendments to FY18 CDBG Annual Action Plan. Proposed changes will not create changes to Rapid City's 2018-2022 CDBG Consolidated Plan.

The amendments account for an additional $186,644.77 of funds committed to activities.

<table>
<thead>
<tr>
<th>Goal Name</th>
<th>Original 2018 AAP Allocation</th>
<th>Actual Funded</th>
<th>Diff.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Program Administration</td>
<td>102,550.00</td>
<td>130,934.00</td>
<td>28,384.00</td>
</tr>
<tr>
<td>Increase Affordable Housing Stock</td>
<td>50,552.00</td>
<td>50,552.00</td>
<td>0.00</td>
</tr>
<tr>
<td>Preserve Existing Housing Stock</td>
<td>5,203.00</td>
<td>94,531.44</td>
<td>89,328.44</td>
</tr>
<tr>
<td>Public Facilities and Improvements</td>
<td>279,597.00</td>
<td>298,529.33</td>
<td>18,932.33</td>
</tr>
<tr>
<td>Public Services</td>
<td>78,848.00</td>
<td>124,848.00</td>
<td>46,000.00</td>
</tr>
<tr>
<td></td>
<td>516,790.00</td>
<td>699,384.77</td>
<td>182,644.77</td>
</tr>
</tbody>
</table>

Explanations:
Program Administration: An additional $29,384.00 in program administration was allocated due to 1) receiving more entitlement funds than estimated and 2) receiving more program income than anticipated.

Increase Affordable Housing Stock: No difference.

Preserve Existing Housing Stock: An additional $89,328.44 was allocated to 38 Holdings-Tripex Renovation (activity #54).

Public Facilities and Improvements: Youth and Family Services - Replace HVAC System activity #825 was funded $29,000. $632.33 from Youth & Family Services HVAC/Bathroom (activity #494) was unutilized and moved to Youth and Family Services - Replace HVAC System activity #825. These savings resulted in activity #825 being funded at $30,632.33. Activity #826 - Building Security Improvements was originally funded at $75,000 but the agency decided not to proceed with the project. No funds were drawn on activity #826.

<table>
<thead>
<tr>
<th>Original 2018 AAP Allocation</th>
<th>Youth &amp; Family Services - Replace HVAC System</th>
<th>Youth &amp; Family Services HVAC/Bathroom</th>
<th>Wellfully - Security Improvements</th>
<th>Actual Funded</th>
</tr>
</thead>
<tbody>
<tr>
<td>279,597.00</td>
<td>83,000.00</td>
<td>932.33</td>
<td>-75,000.00</td>
<td>298,529.33</td>
</tr>
</tbody>
</table>

Public Services: $70,848.35 is a misprint and should read $74,048.00. This change will result in a difference of $50,000.00 which is the amount Abbott House - Transitions Homes (activity #825) was funded.

Public participation is an essential part in the development of the Annual Action Plan. Proposed amendments are available at www.rphc.org, the Rapid City Public Library, 810 Quincy St, RC Public Library-North (General Beadle School), 10 Van Buren St, CDBG Program Division Office, 500 8th St, and at the Pennington County Housing and Redevelopment Commission, 1805 Fulton St, Rapid City. Comments on the proposed FY2018 Annual Action Plan amendments will be received until 4:00 p.m. on October 1, 2018. Comments should be directed, in writing, to the CDBG Program Division at 500 8th St or by email to Michelle Schofill at michelle.schofill@rphc.org or at Legal and Finance meetings on October 2, 2018 or at City Council meetings on October 7, 2018.

The City of Rapid City does not discriminate based on disability and provides reasonable accommodations to ensure people with disabilities have equal access to City programs, services, and employment opportunities. To request a reasonable accommodation, please contact Nick Stroot, Section 504 and ADA Coordinator, at (605) 394-4136. To request language assistance to participate in City programs and services, including free oral interpretation or translation of written materials, please call (605) 394-4191. For TTY, please dial 711.

Equal Opportunity Employer and Lender

(Published one time at the total approximate cost of $178.31)
STATE OF SOUTH DAKOTA

County of Pennington    SS:

Sheri Sponder being first duly sworn, upon his/her oath says: That he/she is now and was at all time hereinafter mentioned, an employee of the RAPID CITY JOURNAL, a corporation of Rapid City, South Dakota, the owner and publisher of the RAPID CITY JOURNAL, a legal and daily newspaper printed and published in Rapid City, in said County of Pennington, and has full and personal knowledge of all the facts herein stated as follows: that said newspaper is and at all of the times herein mentioned has been a legal and daily newspaper with a bonafide paid circulation of at least Two Hundred copies daily, and has been printed and published in the English language, at and within an office maintained by the owner and publisher thereof, at Rapid City, in said Pennington County, and has been admitted to the United States mail under the second class mailing privilege for at least one year prior to the publication herein mentioned; that the advertisement, a printed copy of which, taken from said Rapid City Journal, the paper in which the same was published, is attached to this sheet and made a part of this affidavit, was published in said paper once each day for one successive day, the first publication there of being on the 29th day of Aug 2019 that the fees charged for the publication there of are 178 dollars and 31 cents.

Sheri Sponder

Subscribed and sworn to before me this 23rd day of June, 2020.

Matthew J. Trumpull
Notary Public
December 5, 2025

My commission expires
EMPLOYMENT

HELP WANTED: PUBLIC WORKS. The City of Onida is seeking a public works employee. Full Time, with benefits. Salary is DOQ. City of Onida 605-258-2441.

IMMEDIATE OPENING for a full-time mechanic. Wages DOE. Full benefits package. Submit resumes to Willrodt Motor Company, P.O. Box 379, Chamberlain, SD 57325.

CITY OF RAPID CITY
PUBLIC NOTICE

PUBLIC NOTICE
30 Day Public Comment Period for Proposed Amendment to FY2018 Community Development Block Grant (CDBG) Annual Action Plan.

The City of Rapid City is soliciting public comments on proposed amendments to FY18 CDBG Annual Action Plan. Proposed changes will not create changes to Rapid City’s 2018-2022 CDBG Consolidated Plan.

The amendments account for an additional $186,644.77 of funds committed to activities.

Goal Name: Program Administration
Original 2018 AAP Allocation: 102,550.00
Actual Funded: 130,934.00
Diff.: 28,384.00

Goal Name: Increase Affordable Housing Stock
Original 2018 AAP Allocation: 50,352.00
Actual Funded: 50,352.00
Diff.: 0.00

Goal Name: Preserve Existing Housing Stock
Original 2018 AAP Allocation: 5,203.00
Actual Funded: 94,311.44
Diff.: 89,328.44

Explanation: Program Administration: An additional $28,384.00 in program administration was allocated due to 1) receiving more entitlement funds than estimated and 2) receiving more program income than anticipated.

Increase Affordable Housing Stock: No difference.

Preserve Existing Housing Stock: An additional $94,311.44 was allocated to JB Holdings-Triplex Renovation (activity #524).

Public Facilities and Improvements: Youth and Family Services - Replace HVAC System activity #525 was funded $93,000. - $932.33 from Youth and Family Serv...
AFFIDAVIT OF PUBLICATION OF NEWSPAPER
NOTICE OF PUBLIC NOTICE

COUNTY OF Pennington

BEFORE ME, the undersigned authority, on this day personally appeared

Eric Yellow Boy, publisher (OR REPRESENTATIVE) of Native Sun News

who, being by me duly sworn, upon oath deposes and says:

That the attached as published in the Native Sun News, a newspaper published in the English language and of general circulation in the City of RAPID CITY, SOUTH DAKOTA described in the following issue: 24 Volume 11, 2019, and that the attached newspaper clipping is a true and correct copy of said published notice.

Signed

[Signature]

SWORN TO AND SUBSCRIBED BEFORE ME, this the 29th day of August, 2019

[Signature]

Notary Public in and for Pennington County, South Dakota

Commission expiring March 28, 2023

Published at a rate of $ 38.40
Good Morning Everyone,

For your review:

PUBLIC NOTICE

$336,575.83
IN COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)
2019 CONTINGENCY AND REALLOCATION FUNDS AVAILABLE
APPLICATIONS DUE 4:00 PM JUNE 20, 2019

The City of Rapid City is soliciting applications for $336,575.83 in CDBG FY19 Contingency and Reallocation funds which included: FY15/16 Reallocation ($136,023.83); FY17 Reallocation ($75,000); FY18 Reallocation ($75,000); and FY18 Contingency ($50,552) funds. These funds are available for eligible affordable housing, public facilities, or economic development projects within the corporate limits of the City of Rapid City. Projects must primarily benefit people earning up to 80% AMI and address high-priority needs.

Priority #1 – Affordable Housing (Funds can be used for acquisition or rehab)
1) Rehabilitation of existing housing;
2) Production of rental housing: efficiencies, 1, or 2 bedroom units preferred
3) Group homes;
4) Transitional homes;
5) Production of owner-occupied housing

Priority #2 – Public Facilities and Improvements (Funds can be used for acquisition, rehab and construction costs)
1) Emergency shelter;
2) Transitional housing;
3) Accessibility improvements;
4) Energy efficiency improvements;
5) Safety improvements;
6) Other improvements

Priority #3 – Economic Development
1) Micro enterprise loan program
2) Individual Development Account program for down payment and/or closing cost assistance for home purchase

Applications are available at https://www.rcgov.org/departments/community-planning-development/cdbg-program-division/cdbg-program-division-436.html, at the CDBG Program office located at 333 Sixth Street, Rapid City, SD 57701 or by emailing lucy.ladeaux@rcgov.org.

Completed applications must be delivered via U.S. Postal Service or private mailing service to 300 6th Street, Rapid City, SD 57701 or hand delivered to 333 6th Street, Rapid City, SD 57701 by 4:00 p.m.
Mountain Time on June 20, 2019. Applications via facsimile or e-mail will NOT be accepted.

Email or call Michelle Schuelke, CDBG Program Division Manager, at (605) 394-4181 or michelle.schuelke@rcgov.org with questions. Awardees must meet all applicable HUD requirements, including, but not limited to, Environmental Review, Fair Housing Act, Davis-Bacon, Section 3, and Conflict of Interest.

The City of Rapid City fully subscribes to the provisions of the Americans with Disabilities Act. If you are in need of special accommodations for physical disability, hearing (including TDD/TTY Dial 711), or foreign language, please contact our office so that appropriate auxiliary aids, translated documents or services are available by calling 394-4136. Persons with limited English proficiency or vision impairments may request free oral interpretation of written materials or written translation of vital documents by calling (605) 394-4181.

Thank you,

Lucy LeDeaux, Admin. Secretary
CDBG Program Division
300 Sixth Street (Hailing)
333 Sixth Street (Office)
Rapid City, SD 57701
(605) 394-4181 Fax (605) 355-3520

Equal Opportunity Employer and Lender
The City of Rapid City does not discriminate based on disability and provides reasonable accommodations to ensure people with disabilities have equal access to City programs, services, and employment opportunities. To request a reasonable accommodation, please contact Nick Stroot, Section 504 and ADA Coordinator, at (605) 394-4136. To request language assistance to participate in City programs and services, including free oral interpretation or translation of written materials, please call (605) 394-4181. For TDD/TTY, please dial 711.
Good Morning Everyone,

**JUST A REMINDER:** Completed applications for Contingency and Reallocation Funds for FY2019 are being accepted until 4:00 P.M. Mountain Time on June 20, 2019. Completed application must be delivered via US Postal Service or private mailing to 300 6th Street, Rapid City, SD 57701 or hand delivered to 333 6th Street. Application via facsimile or e-mail will **not** be accepted.

Attached is a copy of the application or applications are available at [https://www.rcgov.org/departments/community-planning-development/cdbg-program-division/cdbg-program-division-436.html](https://www.rcgov.org/departments/community-planning-development/cdbg-program-division/cdbg-program-division-436.html), at the CDBG Program office located at 333 6th Street, or by emailing lucy.ladeaux@rcgov.org.

Thank you,

Lucy LaDeaux, Admin. Secretary
CDBG Program Division
300 Sixth Street (Mailing)
333 Sixth Street (Office)
Rapid City, SD 57701
(605) 394-4181 Fax (605) 394-3520

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Good Morning Everyone,

This is just a reminder that CDBG funding applications must be received by the City by 5:00 p.m. Monday, October 1, 2018. Attached are the required documents and information for your review. Please let us know if you have any questions.

Thank you,

Lucy LaDeaux, Admin. Secretary  
CDBG Program Division  
300 Sixth Street (Mailing)  
333 Sixth Street (Office)  
Rapid City, SD 57701  
(605) 394-4181 Fax (605) 355-3520

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To: Broadcast Email List General 1
Cc: Schuelke Michelle
Subject: Contingency & Reallocation CDBG Funds for FY2019

Good Morning Everyone,

For your review:

**PUBLIC NOTICE**

**$336,575.83**
IN COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)
2019 CONTINGENCY AND REALLOCATION FUNDS AVAILABLE
APPLICATIONS DUE 4:00 PM JUNE 20, 2019

The City of Rapid City is soliciting applications for $336,575.83 in CDBG FY19 Contingency and Reallocation funds which included: FY15/16 Reallocation ($136,023.83); FY17 Reallocation ($75,000); FY18 Reallocation ($75,000); and FY18 Contingency ($50,552) funds. These funds are available for eligible affordable housing, public facilities, or economic development projects within the corporate limits of the City of Rapid City. Projects must primarily benefit people earning up to 80% AMI and address high-priority needs.

Priority #1 – Affordable Housing (Funds can be used for acquisition or rehab)
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   2) Production of rental housing: efficiencies, 1, or 2 bedroom units preferred
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   4) Transitional homes;
   5) Production of owner-occupied housing

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   1) Emergency shelter;
   2) Transitional housing;
   3) Accessibility improvements;
   4) Energy efficiency improvements;
   5) Safety improvements;
   6) Other improvements

Priority #3 – Economic Development
   1) Micro enterprise loan program
   2) Individual Development Account program for down payment and/or closing cost assistance for home purchase

Applications are available at [https://www.rcgov.org/departments/community-planning-development/cdbg-program-division/cdbg-program-division-436.html](https://www.rcgov.org/departments/community-planning-development/cdbg-program-division/cdbg-program-division-436.html), at the CDBG Program office located at 333 Sixth Street, Rapid City, SD 57701 or by emailing lucy.ladeaux@rcgov.org.

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Email or call Michelle Schuelke, CDBG Program Division Manager, at (605) 394-4181 or michelle.schuelke@rcgov.org with questions. Awardees must meet all applicable HUD requirements, including, but not limited to, Environmental Review, Fair Housing Act, Davis-Bacon, Section 3, and Conflict of Interest.
The City of Rapid City fully subscribes to the provisions of the Americans with Disabilities Act. If you are in need of special accommodations for physical disability, hearing (including TDD/TTY Dial 711), or foreign language, please contact our office so that appropriate auxiliary aids, translated documents or services are available by calling 394-4136. Persons with limited English proficiency or vision impairments may request free oral interpretation of written materials or written translation of vital documents by calling (605) 394-4181.

Thank you,

Lucy LaDeaux, Admin. Secretary
CDBG Program Division
300 Sixth Street (Mailing)
333 Sixth Street (Office)
Rapid City, SD 57701
(605) 394-4181 Fax (605) 355-3520

Equal Opportunity Employer and Lender

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Good Morning,

PUBLIC NOTICE
30 Day Public Comment Period for
Proposed FY 2019 Community Development Block
Grant Recommended Funds

The City of Rapid City is soliciting public comments on the proposed funding allocations for FY 2019 Community Development Block Grant (CDBG) Funds.

City Council has given preliminary approval for FY 2019 Community Development Block Grant (CDBG) funding allocations. The City has CDBG funding requests totaling $2,047,860.88. Preliminary allocation recommendations are based on estimated FY2019 CDBG funds. Recommended funding allocations include Behavior Management Systems ($46,800), Pennington County Health & Human Services, ($25,000), Black Hills Works ($99,687.88) and Black Hills Community Loan Fund ($30,000). Comments on the proposed FY2019 CDBG Funds will be received until 4:00 p.m. on February 11, 2019. All comments received will be considered and any changes warranted will be made to the plan at the Legal & Finance meeting on February 13, 2019, for final approval of the City Council in February 18, 2019. Copies of the FY2019 CDBG proposed allocations are available on the City web site at www.rcgov.org, the Rapid City Public Library (Main Branch), 610 Quincy St., RC Public Library-North (General Beadle School), 10 Van Buren St., CDBG Program Division, 333 6th St., and at the Pennington County Housing and Redevelopment Commission, 1805 Fulton St., Rapid City, SD. Comments should be directed, in writing, to the CDBG Program Division at 333 6th Street; by email to michelle.schuelke@rcgov.org or by phone at 394-4181. The City of Rapid City does not discriminate based on disability and provides reasonable accommodations to ensure people with disabilities have equal access to City programs, services, and employment opportunities. To request a reasonable accommodation, please contact Nick Stroot, Section 504 and ADA Coordinator, at (605) 394-4136. To request language assistance to participate in City programs and services, including free oral interpretation or translation of written materials, please call (605) 394-4181. For TDD/TTY, please dial 711.

Lucy LaDeaux, Admin. Secretary
CDBG Program Division
300 Sixth Street (Mailing)
333 Sixth Street (Office)
Rapid City, SD 57701
(605) 394-4181 Fax (605) 355-3520

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Good Morning Everyone,

Attached is ad for the FY2019 CDBG Training Class to be held August 23, 2018 at 9:00 a.m. to 12:00 p.m. at the City/School Administration Center 300 6th Street, 3rd Floor West. As seating is limited please RSVP me at lucy.Ladeaux@rcgov.org or Barbara.Garcia@rcgov.org by Aug. 22, 2018.

Thank you,

Lucy Ladeaux, Admin. Secretary
CDBG Program Division
300 Sixth Street (Mailing)
333 Sixth Street (Office)
Rapid City, SD 57701
(605) 394-4181 Fax (605) 355-3520
Hi Everyone,

Attached are the public notices for the CDBG FY2020 and Neighborhood Lift applications. A training class for both programs will be held on July 30th, from 9a.m-11a.m in the City/School Administration Center, 300 Sixth St., 3rd Floor West. Please RSVP me for this training by July 26th and let us know if you have any questions.

Thank you,

Lucy LaDeaux, Admin. Secretary
CDBG Program Division
300 Sixth Street (Mailing)
333 Sixth Street (Office)
Rapid City, SD 57701
(605) 394-4181 Fax (605) 355-3520

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To:
Cc: Schuelke Michelle

Subject: Reminder: CDBG FY2020 and Neighborhood Lift Applications Training

Good Morning,

We will be have a CDBG FY2020 and Neighborhood Lift Applications Training on July 30th from 9a.m-11a.m. 3rd Floor West, CSAC building. We would like to extend an invitation to you to attend our class and speak into your experiences with the CDBG program. Please RSVP or let me know if you have any questions.

Thank you,

Lucy LaDeaux, Admin. Secretary
CDBG Program Division
300 Sixth Street (Mailing)
333 Sixth Street (Office)
Rapid City, SD 57701
(605) 394-4181 Fax (605) 355-3520

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January 23, 2019

Dear Mrs. Barbara Garcia,

I am writing asking the Rapid City Legal and Finance committee and the Rapid City Council to reconsider the Community Development Block Grant decision, which denied the application of Oaye Luta Okolakiciye. I would gratefully appreciate reconsidering our application, due to the fact there is no such program in the community of Rapid City. Oaye Luta is dedicated to healing traumatic behavioral issues affecting our Native American community.

We are a Lakota culture identity development wellness program, focusing on helping our youth and their families identify their strengths by exploring and developing their talents with everyday lifeskills, workforce development, and encouraging higher education.

I have supported alcohol and drug addiction recovery with youth, adults, and families for the past 20 years in the Rapid City community, Pine Ridge Indian Reservation, and other communities throughout Indian country.

If necessary, I have three support letters to accompany my reconsideration request letter.

Respectfully,

Gene Tyon
Director, Oaye Luta Okolakiciye
201 Kansas City Street
Rapid City, SD 57701
(605) 391-6470
Gtyon11@gmail.com
January 23, 2019

Dear Mrs. Barbara Garcia,

I am writing asking the Rapid City Legal and Finance committee and the Rapid City Council to reconsider the Community Development Block Grant decision, which denied the application of Oaye Luta Okolakiciye. I would gratefully appreciate reconsidering our application, due to the fact there is no such program in the community of Rapid City. Oaye Luta is dedicated to healing traumatic behavioral issues affecting our Native American community.

We are a Lakota culture prevention, intervention, and recovery wellness program, focusing on helping our youth identify their strengths by exploring and developing their talents into work development skills and encouraging higher education.

If necessary, I have three support letters to accompany my reconsideration request letter.

Respectfully,

Gene Tyon
Director, Oaye Luta Okolakiciye
201 Kansas City Street
Rapid City, SD 57701
(605) 391-6470
Gtyon11@gmail.com