

**ADA Compliance: The City of Rapid City fully subscribes to the provisions of the Americans with Disabilities Act. If you desire to attend this public meeting and are in need of special accommodations, please notify the City Finance Office 24 hours prior to the meeting so that appropriate auxiliary aids and services are available.**

**AGENDA FOR THE CITY COUNCIL  
City of Rapid City, South Dakota  
6:30 P.M., Monday, September 21, 2020**

**ROLL CALL AND DETERMINATION OF QUORUM**

**INVOCATION** (You are welcome to participate, but not required)

**PLEDGE OF ALLEGIANCE**

**ADOPTION OF AGENDA**

**PRESENTATION**

1. Youth City Council Presentation

**AWARDS AND RECOGNITIONS (NONE)**

**GENERAL PUBLIC COMMENT** (3-minute time limit per speaker)

A time for the members of the public to discuss or express concerns to the Council on any issue not on the agenda. Action will not be taken at the meeting on any issue not on the agenda, except by placement on the agenda by unanimous vote of the Council members present.

**NON-PUBLIC HEARING ITEMS** -- Items 2 – 37

**Open Public Comment** – Items 2 – 31 (3-minute time limit per speaker)

**Close Public Comment**

**CONSENT ITEMS** – Items 2 – 31

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

***Approve Minutes***

2. Approve Minutes for the September 8, 2020 Regular City Council meeting.

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

***Alcoholic Beverage License Applications Set for Hearing (October 5, 2020)***

3. MG Oil Company DBA The Park, 707 Mountain View Rd for a Retail (on-off sale) Malt Beverage and SD Farm Wine license TRANSFER from MG Oil Company DBA Jackpot Casino North, 685 LaCrosse Street Suite 2-B
4. MG Oil Company DBA Jackpot Casino Too #3 for a Retail (on-off sale) Malt Beverage and SD Farm Wine license TRANSFER from MG Oil Company DBA Jackpot Casino North III, 685 LaCrosse Street Suite 2-D
5. MG Oil Company DBA The Park 2, 707 Mountain View Rd Suite B for a Retail (on-off sale) Malt Beverage and SD Farm Wine license TRANSFER from MG Oil Company DBA Jackpot Casino North II, 685 LaCrosse Street Suite 2-C

**Public Works Committee Consent Items**

6. PW091520-01: Revise funding source identified on Change Order #1F to Complete Concrete, Inc for Star of the West Restrooms Bldg 2 Project No. 2564 / CIP No. 51249 that was approved July 20, 2020. The funding source should be Vision 0107-132-4320. It was incorrectly stated as 107-132-4372.
7. PW091520-02: Approve change order 1 F to Simon Contractors of SD, Inc. for 2020 Street Patching Project, Project #2544/CIP NO.50844 for an increase of \$12,636.38.
8. PW091520-03: Request Authorization for Mayor and Finance Officer to sign Professional Services Agreement Amendment with Upper Deck Architects for 2019 Roof Replacement – Hail Damage Project No. 19-2492 in the amount of \$8,000.00.
9. PW091520-04: Request Authorization for Mayor and Finance Officer to sign Professional Services Agreement with FMG Engineering for Fitzgerald Stadium Renovations Project No. 19-2508 CIP #51231 for and amount not to exceed \$34,733.50.
10. PW091520-05: Approve Acceptance of Infrastructure for East Saint Patrick Street 16-Inch Watermain interceptor – Project 20-2577
11. PW091520-06: Authorize Mayor and Finance Officer to Sign Amendment 1 to Railroad Pipeline License WL1130 between the City of Rapid City and the State of South Dakota Department of Transportation.
12. PW091520-07: Request from Mark Cernicky (Property Owner) for a Variance to Waive the Requirement to Install Sidewalk per City Ordinance 12.08.060 along Rosemary Lane and along Wonderland Drive for the property located at 4202 Rosemary Lane.
13. PW091520-08: Request from All Around Construction for a variance to waive the requirement to install sidewalk along Glenside Street, Rapid City, per City Ordinance 12.08.060.
14. PW091520-09: Authorize Staff to Advertise for Bids for 2020 Miscellaneous Improvements Projects, General Civil Projects, Project No. 20-2605 / CIP 51132.1. Estimated Cost \$1,200,000.00.
15. PW091520-10: Authorize Mayor and Finance Officer to sign agreement between the City of Rapid City and HDR Engineering, Inc. for Professional Services for Bidding and Construction Administration Services for 2020 Miscellaneous Improvements Projects, General Civil Projects, Project Number: 20 – 2605 / CIP #51132.1 in the amount of \$86,900.00.
16. PW091520-11: Authorize Staff to Advertise Bids for Miscellaneous Improvements Projects, Facility Type Projects Boiler Pre-purchase, Project No. 20-2607 / CIP 51132.3. Estimated Cost \$250,000.
17. PW091520-12: Approve Request for purchase of one (1) New Bobcat Skid-Steer Loader S595T4, Sourcewell purchase Contract # 040319-CEC with Jenner Equipment in the amount of \$42,000.90.

**Legal & Finance Committee Consent Items**

18. LF091620-03 – Confirm the Appointment of Dustin Dale to the Rapid City Regional Airport Board of Directors
19. LF091620-05 – Confirm the Reappointment of Karen Bulman, John Herr, Eirik Heikes and Vince Vidal to the Planning Commission
20. LF091620-06 – Confirm the Reappointment of Jamie Toennies to the Community Investment Committee
21. LF091620-11 – Authorize the Mayor and Finance Officer to Sign a Memorandum of Understanding Between the City of Rapid City and the Mniluzahan Okolakiciyapi Ambassadors (MOA) to Create a Public-Private Partnership to Continue the Work Begun by Both MOA and the former Human Relations Commission.
22. Acknowledge the Following Volunteers for Worker's Compensation Purposes: Rapid City Youth Council/Common Council: Kristin Kiner (Parks Department), Dusty Kiner (Parks Department), Sean Binder (Parks Department), Grace Bradley (Parks Department), Hannah Churchill (Parks Department), Lance Lehmann (Parks Department), Rylan Barnett (Parks Department), Carrie Churchill (Parks Department), Jeff Churchill (Parks Department), Cathy Thrash (Parks Department)

- Department), Amanda Hill (Parks Department), Tim Caron (Parks Department), Jordyn Kokesh (Parks Department), Lysann Zeller (Parks Department), Bailey Suhl (Parks Department), Kelli Suhl (Parks Department), Darla Drew (Parks Department), Genesis Matthews (Parks Department), Alan Anderson (Parks Department); Central High School Girls Basketball Team: Jessalyn Noyes (Parks Department), Jaylee Noyes (Parks Department), Jim Noyes (Parks Department), Presley McCamly (Parks Department), Beth Young (Parks Department), Adriana Young (Parks Department), Laura Roybal (Parks Department), Fil Roybal (Parks Department), Leila Roybal (Parks Department), Scott Nelson (Parks Department), Lindsey Nelson (Parks Department), Tia Jiron (Parks Department), Teila Jiron (Parks Department), Allan Bertram (Parks Department).
23. Set a Special Council Meeting for December 28, 2020 at 12:00 p.m. to Pay the Final Bills of the Year
  24. LF091620-04 – Approve Resolution No. 2020-070 a Resolution Cancelling Checks or Warrants Not Presented for Payment within One Year of Date of Issuance
  25. LF091620-07 – Authorize the Mayor and Finance Officer to Sign Loan Documentation with Black Hills Community Bank for Executive Golf Course Division Equipment.
  26. LF091620-09 – Approve Resolution No. 2020-074 a Resolution Levying Assessment for Abatement of Nuisances
  27. LF091620-10 – Acknowledge July 2020 Sales Tax Report

***CIP Committee Consent Items (NONE)***

***Community Development Consent Items***

28. LF091620-01 – Authorize the Mayor and Finance Officer to Sign FY20 Youth & Family Services, Inc. Contract and Indentures of Restrictive Covenants
29. LF091620-02 – Authorize the Mayor and Finance Officer to Sign the State of South Dakota Agreement/Letter of Agreement for the Air Quality Program.
30. LF091620-08 – Authorize the Mayor and Finance Officer to Sign the Community Development Block Grant/Neighborhood Lift Contract for Black Hills Area Habitat for Humanity and Indenture of Restrictive Covenants, Quit Claim Deed, Mortgage, Promissory Note and Associated Documents

***Bid Award Consent Items***

31. CC092120-02.1 - Approve award of total bid for City Springs Lane Overlay Project, Project No. 19-2552 / CIP No. 50549 opened on 9/15/2020 to the lowest responsible bidder, J & J Asphalt in the amount of \$126,492.25.

END OF CONSENT ITEMS

**NON-CONSENT ITEMS** – Items 32 – 37

**Open Public Comment** – Items 32 – 37 (3-minute time limit per speaker)

**Close Public Comment**

***Ordinances***

32. 20OA007 – First Reading of Ordinance No. 6439 an Ordinance Amendment to Amend Fence Height Provisions by Amending Section 17.50.340 of the Rapid City Municipal Code.  
**Recommendation: Approve**
33. LF090220-06 – Second Reading of Ordinance 6440 Regarding Supplemental Appropriation 6 for 2020.  
**Recommendation: Approve**

***Public Works Committee Items***

- 34. PW090120-07: Appeal by Lloyd Companies of a stipulation to extend public water main as part of an Exception Request approval. Continued from September 1, 2020 meeting.  
**Recommendation: Deny**
- 35. PW091520-13: Request from Renner Associates, LLC for an Exception to allow more than 40 dwelling units with one point of access, via Bradsky Road. 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.  
**Recommendation: Deny**
- 36. PW091520-14: Appeal by KTM Design Solutions, Inc. of an Exception denial to allow dead-end water mains longer than 600 feet but less than 1,200 feet in Neel Street and Degeest Drive.  
**Recommendation: Deny**

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

**CIP Committee Items (NONE)**

**Community Development Items**

- 37. No. 20PL064 - A request by KTM Design Solutions, Inc for Yasmeen Dream 111, LLC for a Preliminary Subdivision Plan for proposed Lots 1 thru 17 of Block 1, Lots 1 thru 12 of Block 2, Lots 1 thru 11 of Block 3, Lots 1 thru 12 of Block 4, Lots 1 thru 17 of Block 5, Lot 1 thru 2 of Block 6 of Shepherd Hills South Subdivision, generally described as being located east of E. Anamosa Street between E. Philadelphia and Mickelson Drive.  
**Recommendation: Approve with Stipulations**

**Other Board, Commission & Committee Items (NONE)**

**Bid Awards (NONE)**

**Alcoholic Beverage License Applications (NONE)**

- Reissuance*
- Special Event*

**Mayor’s Items (NONE)**

**Council Items & Liaison Reports**

- Reconsideration Notices
- Motion for Delivery of Items from Committee

**Staff Items (NONE)**

**Appeals**

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

**PUBLIC HEARING ITEMS – Items 38 - 41**

**Open Public Hearing (comment) – Items 38 - 41 (3-minute time limit per speaker) [Public Hearing Remains Open]**

**Close Public Hearing (comment) - Items 38 - 41**

**CONSENT PUBLIC HEARING ITEMS** – Item 38

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

***Community Development Items (NONE)***

***Alcohol Licenses***

- 38. Naja Shriners for a SPECIAL EVENT On-Sale Malt Beverage License for an event scheduled for September 27, 2020 at Naja Shrine Center, 4091 Sturgis Road

***Assessment Rolls (NONE)***

***Other Items Requiring Public Hearings (NONE)***

END OF CONSENT PUBLIC HEARING CALENDAR

**NON-CONSENT PUBLIC HEARING ITEMS** – Items 39-41

- 39. No. 20RZ033 - Second Reading, Ordinance 6436, 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 One Heart for a Rezoning request from High Density Residential District to General Commercial District for property generally described as being located at 216 and 218 Quincy Street.  
**Recommendation: Approve**
- 40. No. 20RZ034 - Second Reading, Ordinance 6437, 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 Dennis Casey for a Rezoning request from Medium Density Residential District to Office Commercial District for property generally described as being located at 423 South Street.  
**Recommendation: Acknowledge Applicant’s Withdrawal**
- 41. No. 20RZ035 - Second Reading, Ordinance 6438, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by City of Rapid City for a Rezoning request from Office Commercial District to Low Density Residential District II for property generally described as being located southeast corner of Healing Way and Addison Avenue.  
**Recommendation: Approve**

**BILLS**

- 42. No. CC092120-01 – Bill List for September 21, 2020

**ADJOURN**