

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

**AGENDA FOR THE CITY COUNCIL
City of Rapid City, South Dakota
6:30 P.M., Tuesday, January 17, 2017**

ROLL CALL AND DETERMINATION OF QUORUM

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

PLEDGE OF ALLEGIANCE

ADOPTION OF AGENDA

AWARDS AND RECOGNITIONS

1. Veteran of the Month, Jace Oldfield, Ward 3

BLACK HILLS STOCK SHOW UPDATE

2. CC011717-04.1 – Black Hills Stock Show Update – Ron Jeffries

EXECUTIVE SESSION to consult with legal counsel regarding pending litigation pursuant to SDCL 1-25-2(3).

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.

NON-PUBLIC HEARING ITEMS – Items 3 - 44

Open Public Comment – Items 3 - 34 (3 minute time limit per speaker)

Close Public Comment

CONSENT ITEMS – Items 3 - 34

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

Approve Minutes

3. Approve Minutes for the January 3, 2017 Regular Council meeting.

Tax Increment District Set for Hearing (February 6, 2017)

4. No. 16TI005 - A request by Doyle Estes and Kathy Johnson for a **Resolution approving Revision #2 Project Plan Reallocating Project Costs for Tax Increment District No.38** for property generally described as being located in the southeast quadrant of Elk Vale Road and Interstate 90.
5. No. 16TI006 - A request by City of Rapid City for a **Resolution Reallocation of Project Costs for Tax Increment District No. 64** for property generally described as being located northeast of the intersection of Interstate 90 and Dyess Avenue.

Alcoholic Beverage License Applications Set for Hearing (February 6, 2017)

6. Pennington County Democratic Party for a SPECIAL EVENT Wine License for an Event Scheduled for February 10, 2017 at Prairie Edge, 606 Main Street
7. Lawrence Adams, Rumours Inc. DBA LMN LLC, DBA Pure Bean SW, 5509 Bendt Drive Ste. 305 for a Retail (on-off sale) Wine and Retail (on-off sale) Malt Beverage TRANSFER from Rumours Inc. DBA Rumours, 5509 Bendt Drive Ste. 305
8. K & P, LLC DBA Hay Camp Brewing Co., 601 Kansas City Street for a Retail (on-off sale) Malt Beverage TRANSFER from K & P LLC DBA Hay Camp Brewing Company, 201 Main Street Suite 109
9. K & P, LLC DBA Hay Camp Brewing Co., 601 Kansas City Street for a Retail (on-off sale) Wine License
10. Youth & Family Services, Inc. for a SPECIAL EVENT Malt Beverage and Wine License for an Event scheduled for February 24-25, 2017 at 120 E Adams Street

Public Works Committee Consent Items

11. No. PW011017-01 – Confirm the Reappointment of John Van Beek and New Appointment of Robert “RC” Scull to the Rapid City Trenching Board.
12. No. PW011017-02 – Approve Change Order #2F to Highmark, Inc. for Dyess Avenue Reconstruction and Downstream Drainage Channel Improvements. Project No. 12-2032 / CIP No. 50934 for a decrease of \$162,983.60.
13. No. PW011017-04 – Authorize Staff to Advertise for Bids East St. James 12” Water Main Loop, Project No. 16-2346 / CIP No. 50917. Estimated Cost: \$125,000.00.
14. No. PW011017-05 – Authorize Mayor and Finance Officer to Sign Agreement between the City of Rapid City and HDR Engineering, Inc. for Professional Services for Water and Water Reclamation Utility Rate Study, Project No. 16-2191 / CIP No. 50935 in the amount of \$199,695.00.
15. No. PW011017-06 – Authorize Mayor and Finance Officer to Sign Agreement between the City of Rapid City and Brian Dail for Purchase of Water Rights.
16. No. PW011017-07 – Authorize Mayor and Finance Officer to Sign Real Property Purchase Agreement between the City of Rapid City and Carla and Ryan Barber for the property located at 103 E. Anamosa Street for Anamosa Street Reconstruction – Midway to Milwaukee, Project No. 07-1473 / CIP No. 50559 in the amount of: \$129,500.00 and Authorize Public Works Director to sign amendments thereto.
17. No. PW011017-08 – Authorize Lowering the Percentage of Work that the General Contractor Must Perform from 50% to 35% for Seger Drive Reconstruction, Project 15-2268 / CIP No. 50277.1-4.
18. No. PW011017-09 – Approve Corrected funding for Bid Award Recommendation for Project #16-2345.
19. No. PW011017-10 – Approve Corrected funding for Advertising Authority and Bid Award Recommendation for Project #16-2351.
20. No. PW011017-11 – Authorize Staff to Advertise for Bids for Cationic Sludge Polymer for the Water Reclamation Facility.
21. No. PW011017-03 – Authorize Staff to Advertise for Bids for Seger Drive Reconstruction – 143rd Ave. to La Crosse Street, Project No. 15-2268 / CIP No. 50277.1-4. Estimated Cost: \$4,600,000.00.

Legal & Finance Committee Consent Items

22. No. LF011117-05 – Confirm the Appointment Faye Bice to the Rapid City Library Board of Trustees
23. No. LF011117-09 – Confirm the Re-Appointment of Donna Winkler to the Civic Center Board of Directors

24. No. LF011117-10 – Confirm the Mayoral Re-Appointment of Donna Fisher and the New Mayoral Appointment of Megan Reder-Schopp to the Museum Alliance of Rapid City (MARC) Board of Directors
25. No. LF011117-06 – Approve Two Change Orders for Purchase of Fire Apparatus
26. Acknowledge the Following Volunteers for Worker's Compensation Purposes: Tom Tolman, Felipa DeLeon, Monique Mousseau, Carissa Dachtler
27. No. LF011117-03 – Approve Resolution No. 2017-006A a Resolution Fixing Time and Place for Hearing on Assessment Roll for Cleanup of Miscellaneous Property
28. No. LF011117-04 – Approve Resolution No. 2017-007 a Resolution Establishing 2017 Encumbrances
29. No. LF011117-07 – Authorize Mayor and Finance Officer to Sign 2017 Corporation for National Community Services (CNCS) Grant Application and to Accept if Awarded
30. No. LF011117-08 – Approve Change Order for Chevy Traverse for IT Purchased from State Contract Due to Pricing Error by Vendor
31. No. LF011117-02 – Approve Special Event Permitting Process.
32. No. LF113016-10 – Approve Resolution No. 2016-096 – A Resolution Adopting a Conflict of Interest Policy for Elected and Appointed Officials (*continued from the December 19, 2016, City Council Meeting*)

Community Planning & Development Services Department Consent Items

33. No. 16CA007 – Approve Resolution 2016-100 a Resolution Amending the Comprehensive Plan by adopting the Box Elder Drainage Basin Design Plan.
34. No. 16AN006 – Approve Resolution No. 2016-103 a Resolution Declaring Intent to Annex for Property Generally Described as being Located East of Elk Vale Road, North of Twilight Drive, West of Reservoir Road, South of Homestead Street.

Bid Award Consent Items (NONE)

END OF CONSENT ITEMS

NON-CONSENT ITEMS – Items 35 - 45

Open Public Comment – Items 35 – 45 (3 minute time limit per speaker)

Close Public Comment

Ordinances

35. No. 16RZ034 - First Reading, Ordinance 6154, An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Steve Wynia for a **Rezoning from General Commercial District to Light Industrial District** for property generally described as being located at 1300 E. Centre Street.
Recommendation: Approve
36. No. 16RZ035 - First Reading, Ordinance 6155, An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KTM Design Solutions for A and J Meier LLC for a **Rezoning from General Agricultural District to Light Industrial District** for property generally described as being located at the northwest terminus of Seger Drive between Dyess Avenue and Elk Vale Road.
Recommendation: Approve
37. No. LF011117-12 – Approve Introduction and First Reading of Ordinance No. 6153 an Ordinance to Amend Provisions Concerning Permitting for Parades and Special Events by Amending Chapter 12.20 of the Rapid City Municipal Code.
Recommendation: Approve

Community Planning & Development Services Department Items

38. No. 16PL121 - A request by Neighbor Works Dakota Home Resources for Dakota Land Trust for a **Preliminary Subdivision Plan** for Proposed Lots 1 thru 5 and common area of Village on Monroe, generally described as being located at 612 Dilger Avenue.
Recommendation: Approve with stipulations
39. No. 16PL129 - A request by Abeln and Associates Architects P.C. - Mark Abeln for Tyler Oliver of Coby 2016 LLC for a **Preliminary Subdivision Plan** for proposed Lots 2A and 2B of John Roberts Subdivision, generally described as being located in the southwest corner of E. St. Patrick Street and Cherry Avenue.
Recommendation: Approve with stipulations
40. No. 16PL130 - A request by Davis Engineering for Duininck Brothers and Gilchrist Land Co for a **Preliminary Subdivision Plan** for Lot A of Patrick Foley Addition, generally described as being located on the east side of Highway 79, 2.5 miles south of RC Landfill.
Recommendation: Approve with stipulations

Legal & Finance Committee Items

41. No. LF011117-01 – Authorize Mayor and Finance Officer to Sign Assignment Agreement for Tax Increment District Number Seventy-Eight Between Yasmeen Dream, LLC, Bank West, and the City of Rapid City.
Recommendation: Approve 3-1 with Modrick, Wright and Roberts voting yes and Laurenti voting no.
42. No. LF011117-11 – Request from Tony Marshall for City Council Authorization to Allow Tax Increment Financing Funds to be used for Landscaping, Grading & Excessive Excavation Costs for Anticipated Park Hill Residential TIF.
Recommendation: Take to Council without recommendation.
43. No. LF011117-13 – Request from James Letner for City Council Authorization to Allow Tax Increment Financing Funds to be Used for Land Acquisition; On-site Professional Fees for Architecture, Mechanical/Electrical Engineering Structural Engineering and Soils; and On-site Drainage and Utility Improvements for Anticipated East St. Charles Street Affordable Housing TIF.
Recommendation: Take to Council without recommendation.
44. No. LF011117-14 – Authorize Mayor and Finance Officer to Sign an Agreement with the Center for Public Safety Management for a Comprehensive Analysis of the Rapid City Fire and EMS Services.
Recommendation: Approve 3-1 with Modrick, Roberts and Wright voting yes and Laurenti voting no.

Public Works Committee Items (NONE)**CIP Committee Items (NONE)****Other Board, Commission & Committee Items (NONE)****Bids (NONE)****Alcoholic Beverage License Applications (NONE)****Mayor's Items (NONE)****Council Items & Liaison Reports (NONE)****Staff Items**

45. Update on Soccer Rapid City – Pauline Sumption

Appeals (NONE)

PUBLIC HEARING ITEMS – Item 46

Open Public Hearing (comment) – Item 46 (3 minute time limit per speaker)
[Public Hearing Remains Open]

Close Public Hearing (comment) – Item 46

CONSENT PUBLIC HEARING ITEMS – Item 46

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

Community Planning & Development Services Department Items (NONE)

Alcohol Licenses

46. The Green Bean LLC DBA Harriet Café, 329 Main Street, Suite 2 for a Retail (on-off sale) Wine License

Assessment Rolls (NONE)

Other Items Requiring Public Hearings (NONE)

END OF CONSENT PUBLIC HEARING CALENDAR

NON-CONSENT PUBLIC HEARING ITEMS (NONE)

BILLS

47. No. CC011717-01 – Bill List for January 17, 2017

ADJOURN