

OFFICIAL PROCEEDINGS OF THE CITY COUNCIL
Rapid City, South Dakota
March 18, 2002

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, March 18, 2002 at 7:00 P.M.

Mayor Jerry Munson, Asst. Finance Officer Coleen Schmidt, and the following Alderpersons were present: Alan Hanks, Tom Johnson, Babe Steinburg, Tom Murphy, Bill Waugh, Ron Kroeger, Ray Hadley, Rick Kriebel and Mel Dreyer; the following arrived during the course of the meeting: None; and the following were absent: Martha Rodriguez.

Motion was made by Hanks, seconded by Dreyer and carried to correct the minutes of February 18, 2002 to delete Stipulation No. 2 relative to File No. 01UR055 for Daniel Tackett at 3751 Skyline Drive; and **approve the minutes** of March 4, 2002.

Bid Openings

The following bids for **Sixth & Main Parking Lot Overlay** and Landscaping Project PL02-1178 were opened on March 14, 2002:

1)	Black Hills Landscapes (check submitted)	\$ 7,784.50*
2)	Hills Materials Company (bond submitted)	\$14,598.00
3)	Simon Contractors of SD (bond submitted)	\$19,478.00
4)	J&J Asphalt Company (bond submitted)	\$24,573.65
	* Incomplete bid	

Staff has reviewed the bids and recommends award to Hills Materials. Motion was made by Hanks, seconded by Steinburg and carried to award the bid for PL02-1178 to Hills Materials Company, the lowest responsible bidder meeting specifications, based on their low unit prices bid, for a total contract amount of \$14,598.

The following bid for 2002 **Roadway Marking Contract** Project PM02-1192 was opened on March 14, 2002:

1)	United Rentals Hwy. Tech., Inc. (bond submitted)	\$60,500.00
----	--	-------------

Staff has reviewed the bids and recommends award. Motion was made by Kriebel, seconded by Hanks and carried to award the bid for PM02-1192 to United Rentals Highway Technologies, the only bidder, for a total contract amount of \$60,500.

The following bid for **Taped Pavement Marking Contract** Project PM02-1193 was opened on March 14, 2002:

1)	United Rentals Hwy. Tech., Inc. (bond submitted)	\$42,928.00
----	--	-------------

Staff recommends that the bid be rejected. Motion was made by Kriebel, seconded by Steinburg and carried to reject this bid and pursue an alternate method of pavement marking.

The following bids for **Water Reclamation Facility Improvements Administration Building** Project WRF01-1132 were opened on March 15, 2002:

1)	Glenn Barber & Associates (bond submitted)	\$2,073,000.00
2)	Dean Kurtz Construction (bond submitted)	\$2,038,000.00
3)	John Jones Construction (bond submitted)	\$2,900,000.00

Tieszen expressed concern about the location as well as the applicant for this license transfer. The Police Dept. has experienced considerable problems with a liquor license operating at this location. The petitioner is a student and has a clean record. However, his experience in the liquor business comes from his association with the prior management of the Uptown Bar at the same location. Mr. Serfling also proposes to employ other members of the previous management team which operated at this location. Tieszen also expressed major concerns about allowing another liquor license at this location. Because of the applicant's association with prior management and the difficulties the Police Department has had at this location, Tieszen did not recommend approval. Motion was made by Hadley and seconded by Murphy to deny the transfer application. Fire Chief Shepherd also objected to the location of the proposed transfer. The Fire Department has requested information about the detailed plans of the business, however, no information has been submitted. The Fire Department cannot make a recommendation for approval until more information is submitted. Greg Geiger, Dennis Matkins and Lee Geiger spoke against allowing another liquor license at this location. The other business owners in this area have had to endure a lot of negative things because of the bar at 615 Main Street (trash, fighting, broken windows, etc.) Also, the bar management has never made an attempt to clean up the messes caused by its patrons. Serfling stated that he understands that the bar at this location has had a lot of problems in the past, but he intends to do his best to change that. Also, they will be serving food at this location. Johnson stated that he is not comfortable with the fact that the applicant did not contact the Fire Department about the information they need relative to this location. Upon vote being taken, the motion to deny the transfer carried unanimously.

Other

Motion was made by Hadley, seconded by Hanks and carried to authorize consumption of alcoholic beverages at **The Journey Museum**, 222 New York Street, on Wednesday, September 18, 2002 (No. CC031802-01).

Consent Calendar

The following items were removed from the Consent Calendar:

21. No. PW022702-14 – Approve the Proposed 2002 Swimming Pool Rates.
22. Authorize staff to prepare for year round ice operations.
23. Approve the Pool & Ice Committee recommendation to obtain a contract with Lund Associates to design the entire recreation complex, based on the 1997 plan to adapt to the Roosevelt site and allow phased construction.
28. No. PW031302-12 – Approve the Mayor's Golf Course Assessment Committee's recommended changes to existing Resolution Establishing Golf Course Fees adopted January 15, 2001.
30. Authorize staff to apply for funds under the Fire Grant Act in the sum of \$72,000.
47. No. CC031802-04 – Approve the Resolution extending the moratorium on receiving new applications for off-premise signs to June 30, 2002, and to continue the Off-Premise Signs Task Force Report and recommendation to the March 27, 2002, Legal and Finance Committee meeting.
48. Request that the Mayor bring the list of committee members on the adult-oriented businesses committee to the Council meeting on March 18, 2002, for approval.

Motion was made by Hadley, seconded by Johnson and carried to approve the following items as they appear on the Consent Calendar:

Set for Hearing (None)

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 Tax Increment District Project Plan for Tax Increment District Number Thirty-five be, and is hereby, approved as submitted by the Rapid City Planning Commission.

DATED this 18th day of February 2002.

ATTEST: s/ James F. Preston Finance Officer (SEAL)	CITY OF RAPID CITY s/ Jerry Munson, Mayor
---	--

- 36. No. LF031302-02 - Approve Request Approval for Farmer's Market to Operate on City Land at 145 E. Omaha.
- 37. No. LF031302-03 - Approve the bus advertising program and authorize Mayor and Finance Officer to sign the following contracts for advertising on Rapid Transit vehicles: the Millstone (\$50 a month for 10 months), Culvers (\$50 a month for 10 months), JoAnne O'Brien (\$50 a month for 6 months), Juanita Christianson (\$50 a month for 6 months), Sue Drysdale (\$50 a month for 6 months), Gene Hensley (2 spaces each \$50 a month for 6 months), Signature Development (\$50 a month for 6 months), JoAnne O'Brien (Dial A Ride \$50 a month for 6 months), Karen Soderquist (\$50 a month for 6 months), Paula Lewis (2 spaces each \$50 a month for 6 months).
- 38. Direct staff to bring to the March 27, 2002, Legal and Finance Committee meeting an agreement between the Dahl Fine Arts Center and the City for operation and management of the MDU building.
- 39. No. LF031302-04 - Approve Resolution Declaring Property Surplus.

RESOLUTION DECLARING 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 disposal, sale, transfer to other government agency, or trade-in on new equipment:

Golf Course
 1988 Bobcat, Model 643, SN 5015M22106

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 18th day of March, 2002.

ATTEST: s/ James F. Preston Finance Officer (SEAL)	CITY OF RAPID CITY s/ Jerry Munson, Mayor
---	--

- 40. No. LF022702-07R - Authorize Mayor and Finance Officer to Sign Agreement for Professional Services for the City of Rapid City and the Rushmore Plaza Civic Center

MEMORANDUM:

TO: MAYOR MUNSON
CITY COUNCIL

FROM: BONNIE HUGHES

SUBJECT: FARMER'S MARKET LOCATION

DATE: MARCH 7, 2002

The Farmer's Market has been operating out of the Frisbee location on Omaha and Cross Street for the past several years. This has been an excellent location for the operation however the past two summers we have seen an explosion of residents shopping at the market for locally grown food products.

This past summer we experienced parking problems and worked with the Farmer's Market group to attempt to resolve those problems. Due to the number of participations selling produce and locally grown products this site has become much too small and the parking is inadequate for this operation.

The Farmer's Market organization requests permission to use the property just east of the present Harley Davidson property on East Omaha Street on Tuesdays, Thursdays, and Saturdays beginning July 9 until approximately October 5. I have contacted Bill Gikling owner of the present Harley Davidson site and he is not opposed to such a use. As you may recall the City entered into an agreement with Mr. Gikling for improvements and maintenance of this area.

Action requested: Approval of the Farmer's Market operation to utilize the East Omaha Street park property from July through October annually.