

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, April 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. Mayoral Proclamation for National Volunteer Week
2. Veteran of the Month, Dean Stetson II, Ward 3
3. Hidden Hero of the Month, Amber Oldfield

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 4 – 45

Open Public Comment – Items 4 – 37

Close Public Comment

CONSENT ITEMS – Items 4 – 37

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

Approve Minutes

4. Approve Minutes for the April 3, 2017 Regular Council meeting.

Tax Increment Finance Set for Hearing (May 1, 2017)

5. No. 17TI001 - A request by Doyle Estes and Kathy Johnson for DTH, LLC for a Resolution approving Revision #2 Project Plan Reallocating Project Costs for Tax Increment District No. 54 for property generally described as being located north of Mall Drive and west of Haines Avenue.

Alcoholic Beverage License Applications Set for Hearing (May 1, 2017)

6. Main Street Square for a SPECIAL EVENT Malt Beverage and Wine License for an Event Scheduled for May 6, 2017 at Main Street Square, 526 Main Street
7. Rushmore German Club for a SPECIAL EVENT Malt Beverage and Wine License for an Event Scheduled for August 18, 2017 through August 27, 2017, at Central States Fairgrounds, 800 San Francisco Street
8. United Food Inc. DBA Toby’s Casino, 720 E North Street, Suite 100 for a Retail (on-off sale) Malt Beverage License TRANSFER from United Food Inc. DBA Toby’s Casino, 720 E North Street

9. United Food Inc. DBA Toby's Casino, 720 E North Street, Suite 110 for a Retail (on-off sale) Malt Beverage License with Video Lottery from Carolyn's Casino, Inc. DBA Carolyn's Casino Inc., 355 11th Street

Public Works Committee Consent Items

10. No. PW041117-01 – Authorize Staff to Advertise for Bids for Station 5 Improvements, Project No. 2073 / CIP No. 51158. Estimated cost: \$500,000.00.
11. No. PW041117-02 – Authorize Staff to Advertise for Bids for Pavement Rehabilitation Project – E Madison and Racine, Project No. 17-2362 / CIP No. 50844. Estimated Cost: \$250,000.00.
12. No. PW041117-03 – Authorize Staff to Advertise for Bids for 2017 Chip Sealing Project, Project No. 17-2379 / CIP No. 50844. Estimated Cost: \$375,000.00.
13. No. PW041117-04 – Authorize Staff to Advertise for Bids for 2017 Lane Line Painting, Project No. 17-2374 / CIP No. 50594. Estimated Cost: \$100,000.00.
14. No. PW032817-09 – Authorize Mayor and Finance Officer to Sign South Dakota Department of Transportation Right-of-Way and Utilities Certificates for Improvements to 6th Street At Grade Railroad Crossing. (Continued from the March 28, 2017, Public Works Committee Meeting)
15. No. PW032817-10 – Authorize Mayor and Finance Officer to Sign South Dakota Department of Transportation Right-of-Way and Utilities Certificates for Improvements to West Boulevard At Grade Railroad Crossing. (Continued from the March 28, 2017, Public Works Committee Meeting)
16. No. PW041117-05 – Authorize Mayor and Finance Officer to Sign an Agreement between the City of Rapid City and Skyline Engineering, LLC for Professional Services for Well No. 9 Electrical Improvements, Project No. 16-2365 / CIP No. 51145 in the amount of \$26,460.00.
17. No. PW041117-06 – Authorize Mayor and Finance Officer to Sign a construction agreement with Black Hills Energy for relocation of existing electrical facilities for Meade/Hawthorne DBDP - Element 48 Project No. 15-2306, CIP No. 50758, in the amount not to exceed \$25,000.00.
18. No. PW041117-07 – Authorize lowering the percentage of work that the Contractor must perform, with their own organization, from 50% to 35% for the Anamosa Street Reconstruction – Midway Street to Milwaukee Street, Project No. 07-1473 / CIP No. 50559.
19. No. PW041117-08 – Approve Extending Contract Bid to Hawkins Inc. for chemicals to Jackson Springs.
20. No. PW041117-09 – Authorize Staff to Purchase a 2017 Class BJ, Truck Utility 4X4, 4WD, 4 Door, Jeep Grand Cherokee with State Bid Contract #16998 from Wegner Auto in the Amount of \$29,100.00 with a Delivery Fee of \$180.00 for a Total Amount of \$29,280.00.
21. No. PW041117-13 – Approve a Request from Tyler Schad to make street improvements within Section Line Right-of-Way, located between Section 32, T2N, R7E and Section 5, T1N, R7E, generally located off Pinedale Circle for access to a Single Family Residence to be located in Pennington County which includes construction of a large embankment immediately upstream of City limits.

Legal & Finance Committee Consent Items

22. No. LF032917-06 – Approve Request for Property Tax Abatement as Follows: Alvin Fransen, 2016, \$207.34; (Total for City of Rapid City: \$207.34)
23. Acknowledge the Following Volunteers for Worker's Compensation Purposes: Maureen Maroney, Lori Desalvo
24. No. LF041217-01 – Acknowledge February 2017 General Cash Balance Report
25. No. LF041217-02 – Approve Request for Property Tax Abatement as Follows: Pamela Adamson, 2016, \$207.85; (Total for City of Rapid City: \$207.85)
26. No. LF041217-03 – Approve Resolution No. 2017-027A a Resolution Fixing Time and Place for Hearing on Assessment Roll for Cleanup of Miscellaneous Property
27. No. LF041217-04 – Acknowledge February 2017 Sales Tax Report.
28. No. LF041217-07 – Approve Application for Abatement of Stormwater Drainage Utility Fee Assessment for Parcel ID Number 52769

29. No. LF041217-08 – Approve Application for Abatement of Stormwater Drainage Utility Fee Assessment for Parcel ID Number 58540
30. No. LF041217-06 – Authorize Mayor and Finance Officer to Sign a Memorandum of Understanding with Chapter 3 of the Disabled American Veterans to Pay for the Installation of a Flag Pole and Memorial with Funds from the City's Vision Account

Community Planning & Development Services Department Consent Items

31. No. 17AN001 – Deny a request by Sylvia Conrad for Resolution No. 2017-008 - Resolution for De-Annexation for property generally described as being located in the southwest of the current terminus of Sedivy Lane. (This item was continued from the February 21, 2017 City Council meeting per the applicant's request.)

Bid Award Consent Items

32. No. CC041717-02.1 – Approve award of Total Bid for Anamosa Street Reconstruction - Midway Street to Milwaukee Street, Project No. 07-1473 / CIP No. 50559 opened on April 11, 2017, to the lowest responsible bidder Hills Materials Company, in the amount of \$3,941,397.20.
33. No. CC041717-02.2 - Approve award of total bid for 2017 Street Patching Project, Project No. 16-2354 / CIP No. 50844 opened on April 11, 2017 to the lowest responsible bidder, Complete Concrete, Inc. DBA Complete Contracting Solutions in the amount of \$156,029.08.
34. No. CC041717-02.3 – Approve award of total bid for East St. James 12" Water Main Loop, Project No. 16-2346 / CIP No. 50917 opened on April 11, 2017 to the lowest responsible bidder Mainline Contracting, Inc. in the amount of \$116,685.48.
35. No. CC041717-02.4 – Approve award of total bid for Tatanka Road Water Main Extension, Project No. 16-2357 / CIP No. 51152 opened on April 11, 2017 to the lowest responsible bidder Hills Materials Company, in the amount of \$82,958.74.
36. No. CC041717-02.5 – Approve award of total bid for Creek Drive Bridge Repairs, Project No. 16-2366 / CIP No. 51154 opened on April 11, 2017 to the lowest responsible bidder J.V. Bailey Company, Inc. in the amount of \$72,680.56.
37. No. CC041717-02.6 – Approve award for Cell 13, 14, & 17 GCCS Expansion, Project No. 16-2370 to DOT Energy, the lowest responsible bidder, for their bid opened on Tuesday, April 11, 2017 of \$725,100.00

END OF CONSENT ITEMS

NON-CONSENT ITEMS – Items 38 - 45

Open Public Comment – Items 38 - 45 [to Public Hearing Items]

Close Public Comment

Ordinances

38. No. PW022817-10 – Second Reading, Ordinance No. 6113, An Ordinance to Amend Park Use Regulations by Amending Chapter 12.24 of the Rapid City Municipal Code. (Continued from the March 20, 2017 City Council Meeting.)

Community Planning & Development Services Department Items

39. No. 17PL022 - A request by KTM Design Solutions, Inc for Boomshockalocka, LLC for a Preliminary Subdivision Plan for proposed Lots 1 thru 12 of Block 1 of Dyess Subdivision, generally described as being located north of Seger Drive and Dyess Avenue intersection.
Recommendation: Approve with stipulations
40. No. 17PL023 - A request by KTM Design Solutions, LLC for Stoneridge LLC for a Preliminary Subdivision Plan for proposed Lot 1 of Stoneridge Subdivision, generally described as being located east of the intersection of Parkview Drive and 5th Street.
Recommendation: Approve with stipulations

Legal & Finance Committee Items

- 41. No. LF041217-05 – Authorize Staff to Issue Request for Proposals for Downtown Parking Study/Strategic Plan

Recommendation: Send to Council without recommendation 3-1.

Public Works Committee Items

- 42. No. PW041117-10 – Sustainability Committee Annual Update.
Recommendation: Send to Council without Recommendation
- 43. No. PW041117-11 – Update on the revised FEMA Flood Insurance Rate Map (FIRM) Special Flood Hazard Area (SFHA, 100 year Floodplain) as a result of the recently completed project - Detailed Analysis of Federal Emergency Management Agency (FEMA) Special Flood Hazard Areas (SFHA), Project Number 15-2244, CIP 51057.
Recommendation: Send to Council without Recommendation for full presentation

- 44. No. PW041117-12 – Appeal of Denied Exception Request from KTM Design Solutions on Behalf of Hagg Brothers, LLC to Waive Curb, Gutter, Water and Sewer in Sammis Trail, and to allow for a 26’ wide paved surface with grass ditches and sidewalks in a 70’ wide right-of-way (City File 17EX064).

Recommendation: Send to Council without Recommendation

Other Board, Commission & Committee Items (NONE)

Bids (NONE)

Alcoholic Beverage License Applications (NONE)

Mayor’s Items

- 45. No. CC041717-04.1 - Confirm the reappointments of Sandy Diegel and Lloyd LaCroix to the Community Investment Committee.

Staff Items (NONE)

PUBLIC HEARING ITEMS – Items 46 - 55

Open Public Hearing - Items 46 –55 [Public Hearing Remains Open]

Close Public Hearing - Items 46 – 55

CONSENT PUBLIC HEARING ITEMS – Item 46 – 53

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

Public Works Committee Items

- 46. No. PW041117-14 – Authorize Mayor and Finance Officer to Sign an Agreement Between the City of Rapid City and Hay Land, LLC for Exchange of Property (Seeger Drive Reconstruction).

Community Planning & Development Services Department Items (NONE)

Alcohol Licenses

- 47. Rapid City Summer Nights for a SPECIAL EVENT Malt Beverage and Wine License for Events scheduled for June 1, 2017; June 8, 2017; June 15, 2017; June 22, 2017; June 29, 2017; July 6, 2017; July 13, 2017; July 20, 2017; July 27, 2017; August 3, 2017; August 10, 2017; August 17, 2017; August 24, 2017 and August 31, 2017 at 7th and Saint Joseph Street

48. Arrowhead Country Club for a SPECIAL EVENT Malt Beverage and Wine License for an Event Scheduled for April 27, 2017, at Freed's Fine Furnishings, 3645 Sturgis Road
49. Big D Oil DBA Big D Oil #54, 3851 Eglin Street for a Package (off-sale) Liquor License TRANSFER from LaGrand Station LLC, DBA LaGrand Station, 3851 Eglin Street
50. Evergreen Restaurant LLC 4211 DBA Outback Steakhouse, 665 E Disk Drive for a Retail (on-sale) Liquor License TRANSFER from Outback Steakhouse of Florida LLC DBA Outback Steakhouse, 665 E Disk Drive
51. Hegg Companies DBA Hilton Garden Inn Rapid City, 815 E Mall Drive for a Retail (on-sale) Liquor License TRANSFER from Calm Waters LLC DBA Great American Grill Hilton Garden Inn, 815 E Mall Drive
52. Minimax Inc. DBA Minimax Inc. DBA Aura, 4040 Cheyenne Blvd Suite B for a Retail (on-off sale) Malt Beverage & SD Farm Wine License
53. LaCosta LLC DBA LaCosta Mexican Restaurant, 603 Omaha Street for a Retail (on-off sale) Malt Beverage License and 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 – Items 54 – 55

54. No. 17RZ011 - Second Reading, Ordinance 6169, An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by AE2S for Black Hills Federal Credit Union for a **Rezoning from General Agricultural District to Light Industrial District** for property generally described as being located at 2700 N. Plaza Drive.
Recommendation: Approve in conjunction with Planned Development #17PD009
55. No. 17VR003 - A request by KTM Design Solutions, Inc for DKEA, LLC for a Vacation of a Section Line Highway for property generally described as being located west of the current terminus of Poppy Trail.
Recommendation: Approve with stipulation

BILLS

56. No. CC041717-01 – Bill List for April 17, 2017

ADJOURN