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, December 4, 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 (NONE)

MAYOR’S ITEMS
1. No. CC120417-04.1 - Presentation by Mr. Al Scovel & Dr. Steve Manlove regarding the need for mental health treatment facilities.

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 2 – 40

Open Public Comment – Items 2 – 31
Close Public Comment

CONSENT ITEMS – Items 2 – 31

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

Approve Minutes

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

Alcoholic Beverage License Applications Set for Hearing (December 18, 2017)
3. Youth & Family Services DBA Youth & Family Services for a SPECIAL EVENT Malt Beverage and On-Sale Wine License for an Event Scheduled for February 23 and 24, 2018 at 1920 N Plaza Blvd
4. Black Hills Chapter of Germans from Russia Heritage Society DBA Germans from Russia Society for a SPECIAL EVENT Malt Beverage License for an Event Scheduled for March 4, 2018 at Blessed Sacrament Church, 4500 Jackson Blvd
4A. RC Boston’s Company LLC DBA Ramada, 1902 N LaCrosse Street for a Retail (on-sale) Liquor License TRANSFER from RC Boston Company LLC DBA Boston’s Restaurant and Sports Bar, 620 E Disk Drive (Inactive)
Public Works Committee Consent Items

5. PW112817-01 – Approve Change Order #2F to Reede Construction for Silver Street Interchange Utility Reconstruction, Project No. 12-2053 / CIP No. 50940 for a decrease of $72,812.91.
6. PW112817-02 – Approve Change Order #1F to R.C.S. Construction, Inc. for Box Elder Drainage Basin Element S113 Improvements, Project No. 12-2032.1 / CIP No. 50934.4 for a decrease of $783.32.
7. PW112817-03 – Approve Change Order #1F to J & J Asphalt Company for Pavement Rehabilitation Project Chief Drive, Project No. 17-2360 / CIP No. 50549 for an increase of $21,985.40.
8. PW112817-04 – Approve Change Order #1F to Underground Construction, LLC for Meade/Hawthorne DBDP - Element 48, Project No. 15-2306 / CIP No. 50758 for an increase of $13,551.50.
9. PW112817-06 – Authorize Mayor and Finance Officer to Sign Resolution No. 2017-110 a Construction Fee Resolution for Rushmore Hockey Water Main Extension - Per Frontage Fee, Project No. DEV 15-1222.
10. PW112817-07 – Authorize Mayor and Finance Officer to Sign a Construction agreement with Black Hills Energy for removal and replacement of existing electrical facilities for 38th Street Reconstruction, Clifton Street to Range Road; Project No. 15-2232 / CIP No. 50716.1 & 50716.2 in the amount not to exceed $16,000.00.
11. PW112817-08 – Authorize Mayor and Finance Officer to Sign a Construction Professional Services Agreement between the City of Rapid City and Ferber Engineering Company, Inc. for 38th Street Reconstruction, Project No. 15-2232 / CIP No. 50716.1 & 50716.2. in the amount of $298,530.00.
12. PW112817-09 – Approve Request from Brent and Tiffany Bradley for a Variance to Waive the Requirement to Install Sidewalk per City Ordinance 12.08.060 along Penrose Place for the property located at 4012 Penrose Place.
13. PW112817-10 – Approve Request from KTM Design Solutions, Inc. for Jim Meier for a Variance to Waive the Requirement to Install Sidewalk per City Ordinance 12.08.060 along Dyess Avenue for the property located at 3660 Dyess Avenue.
14. PW112817-11 – Authorize Staff to Advertise for Bids for One (1) current model year Vacuum Street Sweeper.
15. PW112817-12 – Authorize Staff to Advertise for Bids for One (1) current model year single axel truck with sander body and 12’ plow.
16. PW112817-13 – Approve Correction to bid award summary for award of bid for Rapid City Landfill Cell 17 Cover, Project No. 16-2364 opened on September 12, 2017.
17. PW112817-14 – Authorize Staff to Advertise for Bids for a lift station standby generator and transfer switch for the Red Rocks Lift Station.
18. PW112817-05 – Authorize Staff to Advertise for Bids for Sturgis Road Area Utility Reconstruction and Extension, Project No. 11-2001 / CIP No. 50824. Estimated Cost $2,100,000.00.
19. PW112817-15 – Authorize Mayor and Finance Officer to Sign Release of Claims Between City of Rapid City and Rapid Construction, LLC.
20. PW112817-16 – Acknowledge the State Historic Preservation Office’s action to de-list the Pap Madison Cabin from the National Register of Historic Places and list it on the South Dakota State Register of Historic Places.
21. PW112817-18 – Approve with Staff Stipulations the Exception Request to allow 52 Dwelling Units with one point of access from Prestwick Road for proposed Phase 1 of Red Rock Estates and to allow 56 Dwelling Units with one point of access from Prestwick Road for proposed Phase 2 of Red Rock Estates, allowing the owner to plat 7 more single family residential lots in proposed Phase 1 and 4 more single family residential lots in proposed Phase 2 (City File 17EX200).
22. PW112817-19 – Confirm the new appointment of Jim Anderson to the Rapid City Area Air Quality Board.
Legal & Finance Committee Consent Items
23. LF112917-01 – Approve Rapid City Regional Airport Rates and Charges for FY2018
24. LF112917-04 – Approve the Appointment of Seth Malott to the Human Relations Commission.
25. Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Paul Swenson (RSVP+), Clarence Larson (RSVP+), Susan Larson (RSVP+), Moira Steiner-Pettit (Police Department), Jace Sears (Parks and Recreation)
26. LF112917-02 – Acknowledge October 2017 General Fund Cash Balance Report
27. LF112917-03 – Approve Resolution No. 2017-091A a Resolution Fixing Time and Place for Hearing on Assessment Roll for Cleanup of Miscellaneous Property
28. LF112917-05 – Approve Request for Property Tax Abatement as Follows: Rhonda Hansen, 2016, $114.98 [Total for City of Rapid City: $114.98]
29. LF112917-06 – Approve Resolution No. 2017-111 a Resolution Recognizing City’s Fulfillment of Warranty Deed Provision Requiring Soccer Complex Property Be Used and Developed for Recreational Purposes and Accepting Quitclaim Deed
30. LF112917-07 – Authorize Mayor and Finance Officer to Sign an Agreement Between the City of Rapid City and the Rapid City Area Schools for the Purchase of the School District’s Ownership Interest in the City School Administration Center. The Committee recommended the Council to approve the purchase of the school’s portion of the building for an amount of $2,904,450.

Community Planning & Development Services Department Consent Items (NONE)

Bid Award Consent Items
31. No. CC120417-02.1 – Approve award of Total Base Bid for City Bike Path Restoration and Rapid Creek Bank Stabilization, Project No. 14-6118 opened on November 28, 2017 to the lowest responsible bidder, Highmark, Inc. in the amount of $270,897.26.

END OF CONSENT ITEMS

NON-CONSENT ITEMS – Items 32 – 40

Open Public Comment – Items 32 – 40
Close Public Comment

Ordinances
32. 17OA002 – Second Reading, Ordinance No. 6028, an Ordinance to Allow Artisan Distillers as a Conditional Use in the Central Business District and the General Commercial District by Amending Title 17 of the Rapid City Municipal Code.
Recommendation: Approve
33. No. 17RZ030 - First Reading, Ordinance 6204, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KTM Design Solutions, Inc for Storage Place, Inc. for a Rezoning from No Use District to Office Commercial District for property generally described as being located southwest of the intersection of Dunsmore Road and Portrush Road.
Recommendation: Approve in conjunction with Planned Development Designation
34. No. 17RZ034 - First Reading, Ordinance 6211, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KTM Design Solutions, Inc for Dean Hamm Trust for a Rezoning from No Use District to Low Density Residential District II for property generally described as being located southeast of the intersection of Muirfield Drive and Portrush Road.
Recommendation: Approve

Community Planning & Development Services Department Items
35. No. 17PL106 - A request by Britton Engineering and Land Surveying Inc for Hewey Clemmons for a Preliminary Subdivision Plan for proposed Lots C, D, E, F, G and H of Clemmons Addition,
generally described as being located southeast of the intersection of Reservoir Road and Highway 44.

**Recommendation: Approve with stipulations**

36. No. 17PL110 - A request by Fisk Land Surveying & Consulting Engineers, Inc for Cory Brown of Redline Automotive, Inc. for a Preliminary Subdivision Plan for proposed Lots 1A and 1B of Anamosa Crossing Subdivision, generally described as being located north of the intersection of Lando Lane and Camden Drive.

**Recommendation: Approve with stipulations**

37. No. 17PL117 - A request by KTM Design Solutions, Inc for Dakota Hills Trailer Sales, LLC for a Preliminary Subdivision Plan for proposed Lots 1 thru 18 of Bella Vista Estates, generally described as being located at 6061 Covenant Drive.

**Recommendation: Approve with stipulations**

38. No. 17PL118 - A request by Sperlich Consulting, Inc for Tony Marshall for a Preliminary Subdivision Plan for proposed Lots 5 thru 19 of Brielle Subdivision, generally described as being located northeast of the intersection of Fairmont Boulevard and Tower Road.

**Recommendation: Approve with stipulations**

39. 17TI004 – Approve Resolution No. 2017-099 a Resolution to Create Promise Road Tax Increment District and Resolution No. 2017-100 a Resolution to Approve Project Plan for Property Generally Described as Being Located Northwest of the Intersection of Catron Boulevard and Mount Rushmore Road.

**Recommendation: Approved 3-1 with Armstrong, Drury and Drew voting yes and Scott voting no.**

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

**Public Works Committee Items**

40. PW092617-13 – Appeal of Denied Exception Request by Prairie Valley Development Company, LLC to Waive the Requirement to construct a 12-inch Diameter Water Main in Anderson Road. (This item was continued from the November 6, 2017 City Council meeting.)

**Original Recommendation: Deny the exception 4-1, with Modrick, Drew, Salamun and Nordstrom voting yes and Roberts voting no.**

**CIP Committee Items (NONE)**

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

**Bids (NONE)**

**Alcoholic Beverage License Applications (NONE)**

**Council Items & Liaison Reports (NONE)**

**Staff Items (NONE)**

**PUBLIC HEARING ITEMS** – Items 41 – 47

- **Open Public Hearing** - Items 41 – 47
- **Close Public Hearing** - Items 41 – 47

**CONSENT PUBLIC HEARING ITEMS** – Item 41 – 47

Remove Items from the “Consent Public Hearing Items” and Vote on Remaining Consent Items
Community Planning & Development Services Department Items (NONE)

Alcohol Licenses

2018 Retail (On-Off Sale) Wine License Renewals
41. Dakota Slice LLC DBA Blaze Pizza, 515 Mountain View Rd for a Retail (on-off sale) Wine License
42. Piesano’s Pacchia Inc. DBA Piesano’s Pacchia, 3618 Canyon Lake Drive #121 for a Retail (on-off sale) Wine License

2018 Retail (On Sale) Liquor License Renewals NO Video Lottery
43. Sodak Mex I Inc. DBA On the Border, 1331 E North Street for a Retail (on sale) Liquor License

2018 Package (Off Sale) Liquor License Renewals
44. DTJ, LLC DBA DTJ, LLC, 3435 West Main for a Package (off-sale) Liquor License
45. Nash Finch Company DBA Family Fare #043, 1516 E St. Patrick Street for a Package (off sale) Liquor License (Inactive)
46. Nash Finch Company DBA Family Fare #254, 751 Mountain View Road for a Package (off sale) Liquor License (Inactive)
47. Hartmann Enterprises LLC DBA Time Square Liquor, 13 New York Street for a Package (off-sale) Liquor License

Assessment Rolls (NONE)

Other Items Requiring Public Hearings (NONE)

END OF CONSENT PUBLIC HEARING CALENDAR

NON-CONSENT PUBLIC HEARING ITEMS – (NONE)

BILLS
48. No. CC120417-01 – Bill List for December 4, 2017

ADJOURN