

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, March 19, 2018**

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, Edward Knudsen

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 – 35

Open Public Comment – Items 2 – 28 (3-minute time limit per speaker)
Close Public Comment

CONSENT ITEMS – Items 2 – 28

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

Approve Minutes

2. Approve Minutes for the March 5, 2018 Regular Council meeting.

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

Alcoholic Beverage License Applications Set for Hearing (April 2, 2018)

3. Main Street Square DBA Main Street Square for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine license for events scheduled for May 5, 2018; May 12, 2018; August 12, 2018; and October 6, 2018 at Main Street Square, 526 Main Street.
4. Ana Line Enterprises, LLC DBA Sabor A Mexico, 208 E North St. for a Retail (on-off sale) wine License.
5. Apple RAP, LLC DBA Applebee’s Neighborhood Grill & Bar, 2160 Haines Ave for a Retail (on-sale) Liquor License TRANSFER from Porter Apple Company, DBA Applebee’s Neighborhood Grill & Bar, 2160 Haines Avenue.

Public Works Committee Consent Items

6. PW031318-01 – Confirm the Reappointments of Bob Brandt, David Asbridge, and Michele Seaman and New Appointment of Herbert ‘Andy’ Mitchell to the Building Board of Appeals.
7. PW031318-02 – Approve Change Order 3 to Lind-Exco, Inc. for West Omaha Drainage and Utility Improvements, Project No. 15-2316 / CIP No. 50904.1 for an increase of \$9,365.13.

8. PW031318-03 – Approve Change Order 3 to R.C.S. Construction, Inc. for E. Idaho, E. Nevada, Ivy Ave Street and Utility Reconstruction and Meade/Hawthorne Drainage Element 221 Improvements, Project No. 15-2253 / CIP No. 5421.3.1B for an increase of \$71,401.29.
9. PW031318-04 – Authorize Staff to Advertise for Bids for Pavement Rehabilitation Project – E Van Buren Street, Project No. 17-2418 / CIP No. 50844. Estimated Cost: \$250,000.00.
10. PW031318-05 – Authorize Staff to Advertise for Bids for Pavement Rehabilitation Project – Berry Boulevard, Project No. 17-2413 / CIP No. 50549. Estimated Cost: \$200,000.00.
11. PW031318-06 – Authorize Staff to Advertise for Bids for Cationic Sludge Polymer. Estimated Cost: \$60,000.00.
12. PW031318-07 – Authorize Mayor and Finance Officer to Sign an Agreement Between the City of Rapid City and Bella Vista LLC for Installation of Water and Sewer Service Infrastructure.
13. PW031318-08 – Authorize Mayor and Finance Officer to Sign a Permanent Utility Easement with Black Hills Power, Inc. for Landfill Cell 18 Liner and Leachate Collection, Project No. 16-2371.
14. PW031318-09 – Approve request by Bella Vista, LLC, for authorization to prepare an H-Lot located in Lot I, Utility Subdivision, NW¼NE¼ of S27, T1N, R7E, B.H.M., Rapid City, Pennington County, SD, and to authorize the acceptance of deed.
15. PW031318-10 – Approve Acceptance of Infrastructure for Menard Subdivision, Childcare Facility Public Sewer Main - DEV17-1386.
16. PW031318-11 – Authorize Staff to Purchase One (1) Current Model Year Bobcat E85 T4 R-Series Compact Excavator from the National Joint Powers Agreement, Contract #042815-CEC. Estimated Cost: \$91,069.94.
17. PW031318-12 – Authorize Staff to Purchase a 2018 Ford F750 Diesel Super Cab Chassis with 14' Chipper Body from National Auto Fleet Group with NJPA Pricing for a total price of \$100,005.00.
18. PW031318-13 – Authorize Staff to Purchase Three (3) Hustler Z Diesel Mowers from Power House with Trade-in of a 2008 Walker Super B Mower, a Jacobson Sweeper, Two (2) Exmark Diesel Mowers and a Jacobson Mower with NJPA Pricing in the Amount of \$36,695.00.
19. PW031318-14 – Authorize Mayor and Finance Officer to sign Permanent Access Easement to allow Rapid City School District to use the property for lighting, parking lot construction and maintenance of the property located north of Meadowbrook Elementary School.

Legal & Finance Committee Consent Items

20. LF031418-02 – Approve the Appointment of Harry Christianson to the Hotel BID Board
21. Acknowledge the Following Volunteers for Worker's Compensation Purposes: Robert Hodgens (RSVP+), Easton Stout (RSVP+), Connor Gronski (RSVP+), Chris Linder (RSVP+), Heidi Weis (RSVP+), Jim Jeffries (RSVP+), Alice Mensinger (RSVP+), Tessa Mitchell (Police Department), Hung Pham (Library)
22. LF031418-04 – Approve Resolution No. 2018-024 a Resolution Declaring Miscellaneous Personal Property Surplus
23. LF031418-08 – Approve Audit Report of City of Rapid City – 2016 Financial and Compliance Report
24. LF031418-09 – Acknowledge January 2018 Sales Tax report
25. LF031418-03 – Acknowledge Update from the Opportunity Capture Fund Committee
26. LF031418-05 – Approve FY2013 & FY2017 Community Development Block Grant – Youth & Family Services CDBG Grant Funds Subordination Request with minor language changes made by the City Attorney's Office
27. 18TP011 – Authorize Mayor and Finance Officer to Sign the Professional Services Agreement for the Coordinated Public Transit – Human Services Transportation Plan with Nelson-Nygaard Consulting Associates, Inc. in an amount not to exceed \$83,330 with minor legal language changes.

CIP Committee Consent Items (NONE)

Community Planning & Development Services Department Consent Items (NONE)**Bid Award Consent Items**

28. No. CC031918-02.1 - Approve award of total bid for two (2) Paratransit Vehicles, opened March 13, 2018, to the lowest responsible bidder, Telin Transportation in the amount of \$159,272.

END OF CONSENT ITEMS

NON-CONSENT ITEMS – Items 29 – 35

Open Public Comment – Items 29 – 35 (3-minute time limit per speaker)

Close Public Comment

Ordinances

29. LF022818-05 – Second Reading, Ordinance 6225, an Ordinance to Amend Provisions Concerning Appeals to the Building Board of Appeals by Amending Sections 15.04.120 and 15.04.130 of the Rapid City Municipal Code.

Recommendation: Approve

30. LF031418-06 – First Reading, Ordinance 6243, an Ordinance Regarding Supplemental Appropriation #2 for 2018

Recommendation: Approve

31. No. 18RZ006 - First Reading, Ordinance 6241, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Aces for Mike Kuhl of Pennington County for a Rezoning request from General Commercial District to Public District for property generally described as being located south of Kansas City Street between 4th Street and 1st Street.

Recommendation: Approve

Public Works Committee Items

32. PW031318-15 – Request funding to construct an approximately 1,400 ft. collector street to provide access to a proposed 175 acre residential subdivision located south of Catron Blvd. and east of Wellington Drive. Estimated cost of \$1,500,000.

Recommendation: Send to Council without Recommendation

33. PW031318-16 – Approve Staff's Request to Acknowledge the Downtown Parking Study Recommendations, Establish a Parking Advisory Committee, and Direct Staff to Develop a Parking Implementation Strategy

Recommendation: Send to Council without Recommendation

Legal & Finance Committee Items

34. LF031418-07 – Authorize Mayor and Finance Officer to Sign Contract for Construction of Public Improvements Through Private Developer Tax Increment District Number Eighty Between The North Atlantic Developers, LLC and the City of Rapid City

Recommendation: Approve 3-2 with Scott and Laurenti voting no

CIP Committee Items (NONE)**Community Planning & Development Services Department Items**

35. No. 18PL005 - A request by Renner Associates, LLC for ETC Venture, LLC for a Preliminary Subdivision Plan for Lots 10A, 10B, 11-18, and Park Tract of Block 7; LOTS 3-8 of Block 8; Lots 1-9, 10A, 10B, 11A, 11B, 12A, 12B, 13A, and 13B of Block 9; Lots 1A, 1B, 2A, 2B, 3A, 3B, and 4-23 of Block 10; Lots 1A, 1B, 2A, 2B, 3A, 3B, 4A, 4B, 5A, 5B, 6A, 6B, 7A, 7B, 8A, 8B, 9A, 9B, 10A, 10B, 11A, 11B, 12A, 12B, Drainage Lot, and Sign Lot of Block 11; LOTS 1A, 1B, 2A, 2B, 3A, 3B, 4A, 4B, 5A, 5B, 6A, 6B, 7A, 7B, 8A, 8B, 9A, 9B, 10A, 10B, 11A, 11B, 12A, 12B, 13A, 13B, AND 14-23 of Block 12; Lots 1A, 1B, 2A, 2B, 3A, 3B, 4A, 4B, 5A, 5B, 6A, 6B, 7A, 7B, 8A, 8B, 9A, 9B,

10A, 10B, 11A, and 11B of Block 13 of Copperfield Vistas Subdivision, generally described as being located northeast of the intersection of Homestead Street and Summerfield 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 (NONE)

- Reconsideration Notices*
- Motion for Delivery of Items from Committee*

Staff Items (NONE)

Appeals (NONE)

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

PUBLIC HEARING ITEMS – Items 36 – 44

Open Public Hearing (comment) - Items 36 – 44 (3-minute time limit per speaker)

Close Public Hearing (comment) - Items 36 – 44

CONSENT PUBLIC HEARING ITEMS – Items 36 – 40

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

Community Planning & Development Services Department Items (NONE)

Alcohol Licenses

36. Eni Tulistiya DBA Hana Restaurant, 3550 Sturgis Rd for a Retail (on-off sale) Malt Beverage License and Retail (on-off sale) Wine License TRANSFER from Hana Corp. DBA Hana, 3550 Sturgis Rd
37. Rapid City Chamber of Commerce DBA Rapid City Chamber of Commerce for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine license for an event scheduled for April 10, 2018 at Black Hills Corporation / Black Hills Energy, 7001 Mt. Rushmore Road
38. Rapid City Chamber of Commerce DBA Rapid City Chamber of Commerce for a SPECIAL EVENT Off-Sale Package Wine and Off-Sale Package Malt Beverage license for an event scheduled for April 28, 2018 at Best Western Ramkota, 2111 N. LaCrosse Street
39. Special Olympics South Dakota DBA Special Olympics South Dakota for a SPECIAL EVENT On-Sale Malt Beverage and On-Sale Wine license for an event scheduled for April 7, 2018 at Black Hills Harley Davidson, 2820 Harley Drive

Assessment Rolls

- 40. LF031418-01 – Approve Resolution No. 2018-013B a Resolution Levying Assessment for Cleanup of Miscellaneous Property

Other Items Requiring Public Hearings (NONE)

END OF CONSENT PUBLIC HEARING CALENDAR

NON-CONSENT PUBLIC HEARING ITEMS – Items 41 – 44

- 41. No. 18RZ001 - Second Reading, Ordinance 6226, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Dana Forman of KLJ for South Dakota Game Fish and Parks for a Rezoning from Low Density Residential District to Public District for property generally described as being located northwest of the intersection of Knutson Lane and Sturgis Road.

Recommendation: Approve

- 42. No. 18RZ003 - Second Reading, Ordinance 6238, 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 from General Commercial District to Urban Commercial District for property generally described as being located east of 4th Street to South Dakota School of Mines Campus, south of railroad tracks north of Kansas City Street.

Recommendation: Approve

- 43. No. 18RZ004 - Second Reading, Ordinance 6239, 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 from High Density Residential District to Urban Commercial District for property generally described as being located south of East St. Joseph Street between Maple Avenue and Birch Avenue.

Recommendation: Approve

- 44. No. 18RZ005 - Second Reading, Ordinance 6240, 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 from Light Industrial District to Urban Commercial District for property generally described as being located north of Main Street between East Boulevard and Maple Avenue.

Recommendation: Approve

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

BILLS

- 45. No. CC031918-01 – Bill List for March 19, 2018

ADJOURN