

PROCEEDINGS OF THE CITY COUNCIL
Rapid City, South Dakota

March 21, 2011

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 21, 2011 at 7:00 P.M.

The following members were present: Mayor Alan Hanks and the following Alderpersons: Ron Weifenbach, Dave Davis, Deb Hadcock, Ron Kroeger, Aaron Costello, Sam Kooiker, Gary Brown and Jordan Mason; and the following Alderpersons arrived during the course of the meeting: None; and the following were absent: Bonny Petersen and Bill Waugh.

Staff members present included: Finance Officer Pauline Sumption, City Attorney Jason Green, Public Works Director Robert Ellis, Acting Growth Management Director Patsy Horton, Police Chief Steve Allender, Fire Chief Mike Maltaverne, Community Resources Director Jeff Barbier and Administrative Coordinator Sharlene Mitchell

ADOPTION OF AGENDA

The following items were added to the agenda:

- Martinez Boxing Club
- Petition Signing
- Raising hens for eggs in Rapid City

Motion was made by Brown, second by Costello and carried to adopt the agenda as amended.

APPROVE MINUTES

Motion was made by Kroeger, second by Costello and carried to approve the minutes of the February 28, 2011 Special Council meeting and the March 7, 2011 Regular Council meeting.

AWARDS AND RECOGNITIONS

Mayor Hanks presented the Veteran of the Month for March, 2011 to Dean F. Wilcox and recognized his efforts and dedication to the service of his country and community.

Sumption administered the Oath of Office to Allison Marsland, Assistant City Attorney.

GENERAL PUBLIC COMMENT

Jim Bussell, Fill the Boot Coordinator, announced that the 2011 MDA fund raiser would be held on May 25, 26 and 27. Bussell indicated that the event receives 100% support from the Fire Department noting that the Mayor and Council members have also supported the event.

NON-PUBLIC HEARING ITEMS

Motion was made by Weifenbach, second by Costello and carried to open public comment on Items 4 – 53. No comments were received. Motion was made by Brown, second by Hadcock and carried to close public comment on Items 4 - 53

CONSENT ITEMS

The following items were removed from the Consent Items:

8. No. PW031511-01 – Deny a variance request to waive the sidewalk requirement at 820 East Boulevard as per Chapter 12.16.080 of the Rapid City Municipal Code.
30. No. LF011211-20A – Acknowledge the Future Land Use Recommendation - Zoning Information – South Valley Drive

43. No. LF031611-06 – Approve Resolution (No. 2011-031) of Intent to Enter into Lease of Land with Rapid City Arts Council, Inc. Pursuant to SDCL 9-12-5.2.

Motion was made by Davis, second by Costello and carried to approve Items 4 – 48 as they appear on the Consent Items with the exception of Items 8, 30 and 43.

Alcoholic Beverage License Applications Set for Hearing (April 4, 2011)

4. Texas Roadhouse Holdings LLC DBA Texas Roadhouse, 2106 North Maple Avenue for a Retail (on-sale) Liquor TRANSFER from Kelly Flannery DBA N/A Inactive License (fka Hamilton's Patio & Grille), 7887 Sheridan Lake Road
5. Sandra Schwan DBA Rapid City Summer Nights, Inc. for a Special Event Malt Beverage License for an Outdoor Event held on Thursday Evenings beginning June 9, 2011 through September 1, 2011 (13 individual events), on 7th Street and Main Street, 5:00 p.m. to 9:00 p.m.
6. Destination Rapid City DBA Destination Rapid City for a Special Event Malt Beverage License for an Outdoor Event held on June 18, 2011, July 16, 2011 and August 27, 2011 (3 individual events) on the W ½ of ROW between Fifth Street and Sixth Street on Kansas City Street, 6:00 p.m. to 10:00 p.m.
7. Rushmore German Club DBA Rushmore German Club for a Special Event Malt Beverage License for the Central States Fair, August 19, 2011 through August 27, 2011, on the area specifically leased from Central States Fair

Public Works Committee Consent Items

9. No. PW031511-02 – Approve a Request for Compost for Educational Garden - Rapid City Garden Club.
10. No. PW020111-02 – Acknowledge Report on Internet Posting of Monthly/Quarterly Income Statements for the Enterprise Funds – Alderman Sam Kooiker and Alderman Jordan Mason.
11. No. PW031511-04 – Authorize Staff to Advertise for Bids for Cambell Street Reinforced Concrete Box Culvert, Project No. DR10-1909 / CIP No. 50020. Estimated cost: \$1,700,000.00.
12. No. PW031511-05 – Authorize Staff to Advertise for Bids for Permanent Pavement Marking Project, Project No. PM11-1935 / CIP No. 50593. Estimated cost: \$56,040.00.
13. No. PW031511-06 – Authorize Staff to Advertise for Bids for Street Rehabilitation Project #3 – Wellington Drive, Fox Run Drive, Triple Crown Court, Oak Avenue, and South Boulevard Area, Project No. ST11-1912 / CIP No. 50844. Estimated cost: \$760,000.00.
14. No. PW031511-07 – Authorize Staff to Advertise for Bids for Intelligent Vehicle System – Automated Voice Annunciator (AVA) for Rapid Transit System. Estimated cost: \$75,000 (80% Federal).
15. No. PW031511-08 – Authorize Mayor and Finance Officer to Sign an Agreement with Steve Becher for the right to harvest alfalfa from a certain property owned by the City of Rapid City in the amount of \$8,101.00.

16. No. PW031511-09 – Authorize Mayor and Finance Officer to Sign an Agreement with SD Department of Transportation for right of way acquisition responsibilities for the Jackson Boulevard Utilities Reconstruction project, Project No. SSW09-1509 / CIP No. 50351, for a maximum amount of \$6,000.00.
17. No. PW031511-10 – Authorize Mayor and Finance Officer to Sign an Agreement with SD Department of Transportation for construction engineering services for Mall Drive Reconstruction, Lowes Driveway to LaCrosse Street, State Project No. P 1608(04) PCN 01FP, City Project No. ST08-1753 / CIP No. 50646, in the amount of \$146,500.00.
18. No. PW031511-14 – Authorize Mayor and Finance Officer to Sign a Professional Services Agreement with CETEC Engineering Services, Inc. for construction administration services for Kepps Water Main Extension, Project No. W10-1702 / CIP No. 50625, in the amount of \$79,108.00.
19. No. PW031511-15 – Authorize Mayor and Finance Officer to Sign a Professional Services Agreement with FMG Engineering, Inc. for construction administration services for Cambell Street Reinforced Concrete Box Culvert, Project No. DR10-1909 / CIP No. 50020, in the amount of \$75,955.00.
20. No. PW031511-16 – Authorize Mayor and Finance Officer to Sign a Professional Services Agreement with FMG, Engineering Inc. for Ellsworth Air Force Base Water Meter Relocation Evaluation, Project No. W11-1936 / CIP No. 50830, in the amount of \$19,900.00.
21. No. PW031511-17 – Authorize Mayor and Finance Officer to Sign a Permanent Utility Easement from City of Rapid City to Black Hills Power for property located near the St. Patrick Street Siphon Odor Control Facility, Project No. SS09-1825 / CIP No. 50774.
22. No. PW031511-18 – Approve Voluntary Temporary Construction Easements for Mall Drive Reconstruction, SDDOT Project No. P1608(04), PCN 01FP, City Project No. ST08-1753 / CIP No. 50646.
23. No. PW031511-19 – Approve Voluntary Temporary Construction Easements for East North Street Reconstruction, SDDOT Project No. P1474(05), PCN 00KC, City Project No. ST08-1511 / CIP No. 50142.
24. No. PW031511-20 – Approve Temporary Construction Easement for East North Street Reconstruction, SDDOT Project No. P1474(05), PCN 00KC, City Project No. ST08-1511 / CIP No. 50142, Parcel No. F14, in the amount of \$1,000.00.
25. No. PW031511-21 – Approve Resolution #2011-030 for the Bridge Reinspection Program for use with SDDOT Retainer Contracts, Annual Bridge Inspections, CIP No. 50630.

RESOLUTION #2011-030
BRIDGE REINSPECTION PROGRAM RESOLUTION FOR USE WITH
SDDOT RETAINER CONTRACTS

WHEREAS, Title 23, Section 151, United States Code and Title 23, Part 650, Subpart C, Code of Federal Regulations, requires initial inspection of all bridges and reinspection at intervals not to exceed two years with the exception of reinforced concrete box culverts that meet specific criteria. These culverts are reinspected at intervals not to exceed four years.

THEREFORE, the City of Rapid City is desirous of participating in the Bridge Inspection Program using Bridge Replacement funds.

The City requests SDDOT to hire Brosz Engineering (Consulting Engineers) for the inspection work. SDDOT will secure Federal approvals, make payments to the Consulting Engineer for inspection services rendered, and bill the City for 20% of the cost. The City will be responsible for the required 20% matching funds.

Dated this 21st day of March, 2011.

ATTEST:
s/ Pauline Sumption
Finance Officer

CITY OF RAPID CITY
s/ Alan Hanks
Mayor

(SEAL)

- 26. No. PW031511-22 – Acknowledgment of South Dakota Engineering Society Black Hills Chapter Project of the Year Award to the City of Rapid City and FMG, Inc. for “Knollwood Drainage Outfall Elements 2 and 20, Project No. DR04-1390 / CIP 50312”.
- 27. No. PW031511-12 – Authorize Staff to Seek Proposals for Engineering Services for Seger Drive / Dyess Avenue Sanitary Sewer Extension, Phase 1 – Project No. SS11-1946 / CIP No. 50277.1-1 and Phase 2 – Project No. SS11-1947 / CIP No. 50277.102. Estimated cost of entire project including both phases: \$3,380,000.00.
- 28. No. PW031511-23 – Authorize Staff to purchase a new current year model ¾ 4X4 Ton Pickup Truck from McKie Ford using State Contract #16030 specifications, for \$23,492.00. (Price is \$1.00 less than state bid.)
- 29. No. 11VE005 – Grandview Tract - Approve a request by Sperlich Consulting, Inc. for Richard Rangel for a **Vacation of a portion of a Utility Easement** for Lot 4-A and Lot 4-B of Block 2 of Grandview Tract, located in the SW1/4 NW1/4 of Section 16, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota, more generally described as being located at the southern terminus of Lee Drive.

2011 – 023
RESOLUTION OF VACATION OF A PORTION OF A UTILITY EASEMENT

WHEREAS it appears that a portion of the Utility Easements on Lot 4-A and Lot 4-B of Block 2 of Grandview Tract, located in the SW1/4 NW1/4 of Section 16, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota, more generally described as being located at the southern terminus of Lee Drive, is no longer needed; and

WHEREAS the owner(s) of the above-described property desire that a portion of said Utility Easements be vacated and released.

NOW THEREFORE, BE IT RESOLVED, by the City of Rapid City, that the portion of the Utility Easements heretofore described, as shown on Exhibit "A", attached hereto and incorporated herein, is not needed and is hereby vacated.

Dated this 21st day of March, 2011.

ATTEST:
s/ Pauline Sumption
Finance Officer

CITY OF RAPID CITY
s/ Alan Hanks
Mayor

(SEAL)

Legal & Finance Committee Consent Items

- 31. No. LF031611-13 – Approve request for designation of public purpose sign at Dakota Middle School – Destination Rapid City
- 32. No. LF031611-17 – Authorize Mayor and Finance Officer to sign Wildland Fire Suppression Agreement Addendum.
- 33. No. LF031611-14 – Authorize Mayor and Finance Officer to sign the contract between Nore Winter/Winter & Company and City of Rapid City for the Design Guidelines for the West Boulevard Historic District Project – Phase I for the Historic Preservation Commission in an amount not to exceed \$6,000.
- 34. No. LF031611-15 – Approve Historic Preservation Commission Certified Local Government Grant application for 2011 – 2012.
- 35. No. LF031611-16 – Authorize Mayor and Finance Officer to sign Amendment #2 to State of South Dakota Historical Preservation Allocation Award between State Historical Preservation Office, Office of History and Rapid City Historic Preservation Commission Project SD-10-016 changing the completion date from May 31, 2011 to July 31, 2011.
- 36. No. 05TI020 - Farrar Business Park – Approve Resolution No. 2011-026 to Dissolve Tax Increment Financing District No. 59 generally described as being located between Interstate 90 and Deadwood Avenue.

RESOLUTION NO. 2011-026
A RESOLUTION DISSOLVING TAX INCREMENT DISTRICT NUMBER FIFTY NINE

WHEREAS, the City of Rapid City created Tax Increment District Number Fifty Nine on February 6, 2006; and

WHEREAS, no expenses have accrued and no expenditures have been made in accordance with the adopted project plan for Tax Increment District Number Fifty-Nine adopted on February 6, 2006; and

WHEREAS, the City Council of the City of Rapid City is authorized to dissolve this Tax Increment District pursuant to SDCL 11-9-46 (2),

NOW, THEREFORE, BE IT RESOLVED by the City of Rapid City that Tax Increment District Number Fifty Nine be and is hereby dissolved.

BE IT FURTHER RESOLVED that any funds which are deposited in the Tax Increment District Number Fifty Nine Special Fund, be distributed as provided by SDCL 11-9-45.

Dated this 21st day of March, 2011.

CITY OF RAPID CITY

ATTEST:
s/ Pauline Sumption
Finance Officer

s/ Alan Hanks
Mayor

(SEAL)

- 37. No. LF031611-01 – Approve Resolution No. 2011-033A, Resolution Fixing Time and Place for Hearing on Assessment Roll for Cleanup of Miscellaneous Property.

RESOLUTION No. 2011-033A
RESOLUTION FIXING TIME AND PLACE FOR HEARING ON ASSESSMENT ROLL
FOR CLEANUP OF MISCELLANEOUS PROPERTY

BE IT RESOLVED by the City Council of the City of Rapid City, South Dakota, as follows:

- 1. The Assessment Roll for Cleanup of Miscellaneous Property was filed in the Finance Office on the 21st day of March, 2011. The City Council shall meet at the City / School Administration Center in Rapid City, South Dakota, on the 18th day of April, 2011 at 7:00 P.M., this said date being not less than twenty (20) days from the filing of said assessment roll for hearing thereon.
- 2. The Finance Officer is authorized and directed to prepare a Notice stating the date of filing the assessment roll, the time, and place of hearing thereon; that the assessment roll will be open for public inspection at the Office of the Finance Officer, and referring to the assessment roll for further particulars.
- 3. The Finance Officer is further authorized and directed to publish notice in the official newspaper one week prior to the date set for hearing and to mail copy thereof, by first class mail, addressed to the owner or owners of any property to be assessed at his, her, or their last mailing address as shown by the records of the Director of Equalization, at least one week prior to the date set for hearing.

Dated this 21st day of March, 2011.

ATTEST:
s/ Pauline Sumption
Finance Officer

CITY OF RAPID CITY
s/ Alan Hanks
Mayor

(SEAL)

- 38. No. LF031611-02 – Deny request for property tax abatement and refund plus interest for Grandbridge Real Estate Capital LLC, 2008, \$29,026.56.
- 39. Acknowledge the following volunteers for workmen’s compensation purposes: Carol Duncan and Jeri Littlejohn.
- 40. No. LF031611-03 – Authorize Mayor and Finance Officer to sign Covenant Agreement between THF Stoneridge and the City of Rapid City Regarding Installation and Maintenance of Certain Traffic Signals and Appurtenances at the Intersection of 5th Street and Stumer Road.
- 41. No. LF031611-04 – Authorize Mayor and Finance Officer to sign Covenant Agreement between THF Stoneridge and the City of Rapid City Regarding Installation and Maintenance of Decorative Street Lights Along Stumer Road.

- 42. No. LF031611-05 – Authorize Mayor and Finance Officer to sign Agreement Between the City of Rapid City and THF Stoneridge Development, L.L.C. for the Completion of Subdivision Improvements.
- 44. No. LF031611-07 – Approve Resolution (No. 2011-034) of Intent to Enter into Lease of Land with Black Hills Area Habitat for Humanity d/b/a The Habitat ReStore Pursuant to SDCL 9-12-5.2.

RESOLUTION NO. 2011-034
 A RESOLUTION OF INTENT TO ENTER INTO LEASE OF
 LAND WITH BLACK HILLS AREA HABITAT FOR HUMANITY
 d/b/a THE HABITAT RESTORE PURSUANT TO SDCL 9-12-5.2

BE IT RESOLVED by the City of Rapid City that the City of Rapid City intends to enter into a lease of real property with Black Hills Area Habitat for Humanity, a South Dakota corporation, d/b/a the Habitat ReStore, which property is described as follows:

A portion of Tract A of the Wasteland Subdivision, located in Section 19, T1N, R8E, B.H.M., Rapid City, Pennington County, South Dakota.

BE IT FURTHER RESOLVED that a copy of this resolution of intent be published once at least ten (10) days prior to the hearing to be held at City Hall, 300 Sixth Street, Rapid City, South Dakota, at 7:00 o'clock, p.m., on the 4th day of April, 2011, or as soon thereafter as the item may come on for hearing at said meeting; and

BE IT FURTHER RESOLVED that following the hearing the City Council may adopt a resolution authorizing a lease upon the terms and conditions as it shall determine in said resolution.

Dated this 21st day of March, 2011.

ATTEST:
s/ Pauline Sumption
 Finance Officer

CITY OF RAPID CITY
s/ Alan Hanks
 Mayor

(SEAL)

- 45. No. LF031611-08 – Approve Resolution (No. 2010-140) to Donate Property No Longer Needed for Public Purposes to Lawrence County for Use by the Nemo Fire Department.

RESOLUTION NO. 2010-140
 RESOLUTION TO DONATE PROPERTY NO LONGER NEEDED FOR PUBLIC PURPOSES TO
 LAWRENCE COUNTY FOR USE BY THE NEMO FIRE DEPARTMENT

WHEREAS, the City of Rapid City currently owns the following property:

1996 Pierce Dash Fire Truck, VIN 4P1CT02D9TA000587, that was formerly known as Engine 7; and

WHEREAS, the Common Council of the City of Rapid City has determined that the above-described property is no longer needed for public purposes; and

WHEREAS, it is the opinion of the Fire Department staff that it is unlikely the City will recoup the funds invested in the fire truck at private sale or public auction; and

WHEREAS, the Nemo Fire Department has expressed its need for a fire truck that meets national standards, its inability to afford a new fire truck, and its desire to acquire the Pierce Dash Fire Truck from the City; and

WHEREAS, the Nemo Fire Department intends to use the fire truck for public purposes; and

WHEREAS, the City of Rapid City is unable to donate the fire truck directly to the Nemo Fire Department; and

WHEREAS, SDCL 6-5-2 authorizes the City of Rapid City to give any personal property it owns to the state or any public corporation thereof, upon such terms and conditions as provided by a resolution of the governing body; and

WHEREAS, Lawrence County is a political subdivision of the State of South Dakota; and

WHEREAS, Lawrence County has agreed to give the fire truck to the Nemo Fire Department, and has acted on such agreement at its January 18, 2011, meeting.

NOW THEREFORE, BE IT RESOLVED, that the City of Rapid City shall donate to Lawrence County, South Dakota, the 1996 Pierce Dash Fire Truck formerly known as Engine 7.

Dated this 21st day of March, 2011.

ATTEST:
s/ Pauline Sumption
Finance Officer

CITY OF RAPID CITY
s/ Alan Hanks
Mayor

(SEAL)

- 46. No. LF031611-09 – Approve Resolution (No. 2011-032) to Authorize the Premises of the Outdoor Campus West as a Shooting Gallery.

RESOLUTION #2011-032
A RESOLUTION TO AUTHORIZE THE PREMISES OF THE OUTDOOR CAMPUS WEST
AS A SHOOTING GALLERY

WHEREAS, Section 9.28.050 of the Rapid City Municipal Code prohibits the discharge of guns, air guns, and other firearms; and

WHEREAS, Section 9.28.050 provides an exception to the prohibition for shooting galleries authorized by the City Council; and

WHEREAS, the South Dakota Department of Game, Fish and Parks has constructed an Outdoor Campus within the city limits where it plans to offer classes and programs that would utilize or require the use of BB guns and archery equipment prohibited from being discharged within city limits; and

WHEREAS, the Department of Game, Fish and Parks has designated areas where shooting and archery activities will take place, has accepted supervisory responsibility for the shooting and archery components of its programs, and assured the City that it will use generally accepted safety practices for conducting the same; and

WHEREAS, the Common Council of the City of Rapid City supports the Department of Game, Fish and Parks in its mission to engage and educate the citizens of Rapid City and the surrounding area with the use of hands on, outdoor learning; and

WHEREAS, the Common Council desires to except the educational programs offered at the Outdoor Campus from the general prohibition provided in Section 9.28.050 of the Rapid City Municipal Code.

NOW THEREFORE, BE IT RESOLVED by the City of Rapid City that the premises of the Outdoor Campus West, located at 4130 Adventure Trail, is hereby authorized as a shooting gallery for the discharge or use of air guns and archery equipment as a part of or incident to South Dakota Department of Game, Fish and Parks sponsored programs.

Dated this 21st day of March, 2011.

ATTEST:
s/ Pauline Sumption
Finance Officer

CITY OF RAPID CITY
s/ Alan Hanks
Mayor

(SEAL)

47. No. LF031611-11 – Acknowledge raffle request from The Club for Boys.

48. No. LF031611-12 – Acknowledge raffle request from American Cancer Society.

END OF CONSENT CALENDAR

Motion was made by Kooiker, second by Costello and carried to (No. PW031511-01) Acknowledge the applicant’s withdrawal of a variance request to waive the sidewalk requirement at 820 East Boulevard as per Chapter 12.16.080 of the Rapid City Municipal Code.

Motion was made by Hadcock, second by Brown and carried to (No. LF011211-20A) Acknowledge the Future Land Use Recommendation - Zoning Information – South Valley Drive as presented.

Motion was made by Kroeger, second by Davis to (No. LF031611-06) Approve Resolution (No. 2011-031) of Intent to Enter into Lease of Land with Rapid City Arts Council, Inc. Pursuant to SDCL 9-12-5.2. In response to a question from Mason, Green clarified that the Arts Council can continue to negotiate the lease terms. Green stated that the item before the Council today is to establish the hearing date, noting that the item can be continued should the Arts Council required additional time. Motion carried.

RESOLUTION NO. 2011-031
A RESOLUTION OF INTENT TO ENTER INTO LEASE OF
LAND WITH RAPID CITY ARTS COUNCIL, INC. PURSUANT TO SDCL 9-12-5.2

BE IT RESOLVED by the City of Rapid City that the City of Rapid City intends to enter into a lease of real property with Rapid City Arts Council, Inc. which property is described as follows:

Lots 1-5 and the North Half of the vacated alley adjacent to said lots; the East Half of Lot 26; all of Lots 27-32; and the South Half of the vacated alley adjacent to Lots 28-32 all in Block 103 of the Original Townsite of the City of Rapid City, Pennington County, South Dakota.

BE IT FURTHER RESOLVED that a copy of this resolution of intent be published once at least ten (10) days prior to the hearing to be held at City Hall, 300 Sixth Street, Rapid City, South Dakota, at 7:00

o'clock, p.m., on the 4th day of April, 2011, or as soon thereafter as the item may come on for hearing at said meeting; and

BE IT FURTHER RESOLVED that following the hearing the City Council may adopt a resolution authorizing a lease upon the terms and conditions as it shall determine in said resolution.

Dated this 21st day of March, 2011.

ATTEST:
s/ Pauline Sumption
Finance Officer

CITY OF RAPID CITY
s/ Alan Hanks
Mayor

(SEAL)

CONTINUED CONSENT ITEMS

Motion was made by Brown, second by Costello and carried to approve Items 49 -53 as they appear on the Continued Consent Items.

Continue the following items until April 4, 2011:

- 49. No. 10PL061 - A request by Dream Design International, Inc. for a **Preliminary Plat** for Lots 1 and 2 of Block 1 of Gateway Business Park, legally described as a portion of the NW1/4 of the SE1/4 and a portion of Lot E of the S1/2 of the SE1/4, Section 28, T2N, R8E, BHM, Rapid City, Pennington County, South Dakota, located between East Mall Drive and Interstate 90 at the southern terminus of Dakota Craft Drive.
- 50. No. 10PL066 - A request by Renner & Associates, LLC for Skyline Pines East Land Co. for a **Preliminary Plat** for Tract 1, Lot 19, and dedicated Fairmont Boulevard Right-of-way of Skyline Pines East Subdivision, legally described as a portion of the N1/2 of the SE1/4 of Section 11, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota, located at the current western terminus of Fairmont Boulevard west of Mt. Rushmore Road.
- 51. No. 11PL002 - A request by Bryan Vulcan for Ian and Amanda Vidinha for a **Preliminary Plat** for proposed Lot 89 of Canyon Springs Preserve, legally described as a portion of Common Area 1 of Block 1 of Canyon Springs Preserve located in the NE1/4 SW1/4 of Section 23, T2N, R6E, BHM, Pennington County, south Dakota, located at 8885 Nemo Road.
- 52. No. 11PL008 - A request by Dream Design International, Inc. for Jim Scull for a **Preliminary Plat** for proposed Lots 4, 5 and 6 and dedicated Lowery Lane right-of-way of GLM Subdivision No. 2, legally described as the unplatted balance located north of Mall Drive in the N1/2 of the SW1/4 of Section 28, T2N, R7E, BHM, Rapid City, Pennington County, South Dakota, located on the north side of East Mall Drive approximately 1/2 mile west of the intersection of Elk Vale Road and East Mall Drive.

Continue the following items until May 16, 2011:

- 53. No. 10PL028 - A request by Dream Design International, Inc. for a **Preliminary Plat** for Lots A and B of White Eagle Ranch, legally described as a portion of the NE1/4 of the SE1/4, Section 19, T1N, R9E, BHM, Rapid City, Pennington County, South Dakota, located at 14870 East Highway 44.

END OF CONTINUED CONSENT ITEMS

NON-CONSENT ITEMS

Motion was made by Brown, second by Costello to open public comment on Items 54 – 73.

Hani Shafai (10SW001) stated that he has visited with the applicant and the applicant has agreed to withdraw the request and seek relocation of the vendor site.

Patti Martinson (CC032111-04) indicated that the Adult Social Center is proceeding with a needs assessment plan. Martinson indicated that following discussions with the Parks Department it was determined that the requests should be presented independently. Martinson requested placement of the Adult Social Center request on the next available 2012 Committee meeting agenda.

Wes Storm (CC032111-04) presented usage information on the gym floor space currently available in Rapid City and voiced support for the development of the Roosevelt Park Field House.

Van Lindquist (CC032111-04) presented the original gymnasium proposal noting the design cost savings that will be realized by utilizing the original drawings. Lindquist addressed the expanded recreational facilities that will be provided to all citizens and requested council consideration of the project. Mayor Hanks recommended that the project be presented to the 2012 Subcommittee for funding recommendation.

Sandy Diegel (CC032111-04) addressed the development of the Rapid City Senior Cooperative Master Plan noting the involved stake holders. Diegel addressed the accomplishments and goals of the work group noting that additional time is required to finalize the Master Plan.

In response to a request from Mayor Hanks, motion was made by Davis, second by Hadcock and carried unanimous to amend the agenda to add Item 57a - No CC032111-04 - Alternate location for Downtown Sidewalk Vending Location.

Motion was made by Davis, second by Costello and carried to close public comment on Items 54 – 73.

Ordinances

Ordinance No. 5713 (No. LF030211-06) An Ordinance Repealing Chapter 1.08 of the Rapid City Municipal Code Relating to Wards and Precincts and Adopting a New Revised Chapter 1.08 of the Rapid City Municipal Code having passed its first reading on March 7, 2011; motion was made by Hadcock, second by Costello, that the title be read the second time. Upon vote being taken, the following voted AYE: Weifenbach, Davis, Hadcock, Kroeger, Costello, Kooiker, Brown and Mason; NO: None; whereupon the Mayor declared the motion passed and Ordinance No. 5713 was declared duly passed upon its second reading.

Ordinance No. 5716 (No. LF031611-10) An Ordinance Allowing Fence Height Exceptions in Second Front Yards by Amending Certain Sections of Chapter 15.40 of the Rapid City Municipal Code. Motion was made by Hadcock, second by Costello and carried that Ordinance No. 5716 be placed upon its first reading and the title was fully and distinctly read and second reading set for Monday, April 4, 2011.

Ordinance No. 5717 (No. 11RZ002), An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, Rezoning the within Described Property as requested by Sperlich Consulting, Inc. for OTS, Inc. for a **Rezoning from General Agriculture District to Low Density Residential District** of a portion of the SW1/4 of the SW1/4, Section 22, T1N, R7E, B.H.M., Rapid City, Pennington County, South Dakota, more fully described as follows: Commencing at the southeasterly corner of Lot 4 of Block 3 of Stoney Creek South Subdivision, common to a point on the westerly edge of the 68 feet wide right-of-way of Nugget Gulch Road; Thence, S26°19'59"W, along the westerly edge of the right-of-way of said

Nugget Gulch Road, a distance of 152.73 feet, to a point of curvature; Thence, southwesterly, along the westerly edge of the right-of-way of said Nugget Gulch Road, curving to the left on a curve with a radius of 409.00 feet, a delta angle of $20^{\circ}35'54''\pm$, an arc length of $147.04\pm$ feet, a chord bearing of $S16^{\circ}02'04''W\pm$, and a chord distance of $146.25\pm$ feet, to a point on the westerly edge of the right-of-way of said Nugget Gulch Road, common to a point on the Section 1/16 line common to the NW1/4 of the SW1/4, and the SW1/4 of the SW1/4 of said Section 22, and the Point of Beginning; Thence, first course: southwesterly, along the westerly edge of the right-of-way of said Nugget Gulch Road, curving to the left on a curve with a radius of 409.00 feet, a delta angle of $05^{\circ}53'11''\pm$, an arc length of $42.02\pm$ feet, a chord bearing of $S02^{\circ}47'32''W\pm$, and a chord distance of $42.00\pm$ feet, to a point of tangency; Thence, second course: $S00^{\circ}08'15''E$, along the westerly edge of the right-of-way of said Nugget Gulch Road, a distance of 293.83 feet, to a point on the westerly edge of the right-of-way of said Nugget Gulch Road, common to the northwesterly corner of Lot H-3 of the SW1/4 of the SW1/4, and the SE1/4 of the SW1/4, of Section 22; Thence, third course: $S00^{\circ}08'50''E$, along the westerly edge of the right-of-way of said Lot H-3, a distance of 40.80 feet, to a point of curvature; Thence, fourth course: southeasterly, along the westerly edge of the right-of-way of said Lot H-3, curving to the left on a curve with a radius of 434.00 feet, a delta angle of $28^{\circ}06'50''$, an arc length of 212.96 feet, a chord bearing of $S14^{\circ}13'03''E$, and a chord distance of 210.83 feet, to a point of reverse curvature; Thence, fifth course: southeasterly, along the westerly edge of the right-of-way of said Lot H-3, curving to the right on a curve with a radius of 366.00 feet, a delta angle of $28^{\circ}13'15''$, an arc length of 180.27 feet, a chord bearing of $S14^{\circ}09'51''E$, and a chord distance of 178.46 feet, to a point of tangency; Thence, sixth course: $S00^{\circ}02'25''E$, along the westerly edge of the right-of-way of said Lot H-3, a distance of 16.75 feet, to a point on the westerly edge of the right-of-way of said Lot H-3, common to a point on the westerly edge of the right-of-way of said Nugget Gulch Road, and common to the northeasterly corner of Lot 8 of Block 2 of Catron Crossing Subdivision; Thence, seventh course: $S89^{\circ}55'17''W$, along the northerly boundary of said Lot 8 of Block 2 of Catron Crossing Subdivision, a distance of 99.88 feet, to the northwesterly corner of said Lot 8 of Block 2 of Catron Crossing Subdivision, common to the northeasterly corner of Lot 7 of Block 2 of Catron Crossing Subdivision; Thence, eighth course: $S89^{\circ}52'45''W$, along the northerly boundary of said Lot 7 of Block 2 of Catron Crossing Subdivision, a distance of 93.85 feet, to the northwesterly corner of said Lot 7 of Block 2 of Catron Crossing Subdivision, common to the northeasterly corner of Lot 6 of Block 2 of Catron Crossing Subdivision; Thence, ninth course: $N89^{\circ}56'47''W$, along the northerly boundary of said Lot 6 of Block 2 of Catron Crossing Subdivision, a distance of 93.70 feet, to the northwesterly corner of said Lot 6 of Block 2 of Catron Crossing Subdivision, common to the northeasterly corner of Lot 5 of Block 2 of Catron Crossing Subdivision; Thence, tenth course: $N89^{\circ}59'19''W$, along the northerly boundary of said Lot 5 of Block 2 of Catron Crossing Subdivision, a distance of 93.72 feet, to the northwesterly corner of said Lot 5 of Block 2 of Catron Crossing Subdivision, common to the northeasterly corner of Lot 4 of Block 2 of Catron Crossing Subdivision; Thence, eleventh course: $S89^{\circ}51'50''W$, along the northerly boundary of said Lot 4 of Block 2 of Catron Crossing Subdivision, a distance of 93.76 feet, to the northwesterly corner of said Lot 4 of Block 2 of Catron Crossing Subdivision, common to the northeasterly corner of Lot 3 of Block 2 of Catron Crossing Subdivision; Thence, twelfth course: $N89^{\circ}52'33''W$, along the northerly boundary of said Lot 3 of Block 2 of Catron Crossing Subdivision, a distance of 93.69 feet, to the northwesterly corner of said Lot 3 of Block 2 of Catron Crossing Subdivision, common to the northeasterly corner of Lot 2 of Block 2 of Catron Crossing Subdivision; Thence, thirteenth course: $S89^{\circ}55'44''W$, along the northerly boundary of said Lot 2 of Block 2 of Catron Crossing Subdivision, a distance of 72.41 feet, to the northwesterly corner of said Lot 2 of Block 2 of Catron Crossing Subdivision, common to the northeasterly corner of Lot 1 of Block 2 of Catron Crossing Subdivision; Thence, fourteenth course: $N76^{\circ}23'31''W$, along the northerly boundary of said Lot 1 of Block 2 of Catron Crossing Subdivision, a distance of 108.68 feet, to the northwesterly corner of said Lot 1 of Block 2 of Catron Crossing Subdivision, common to a point on the easterly edge of the 52 feet wide right-of-way of Bendt Drive; Thence, fifteenth course: $N00^{\circ}08'35''W$, along the easterly edge of the right-of-way of said Bendt Drive, a distance of 63.37 feet, to a point of curvature; Thence, sixteenth course: northeasterly, along the easterly edge of the right-of-way of said Bendt Drive, curving to the right on a curve with a radius of 274.00 feet, a delta angle of $13^{\circ}10'54''$, an arc length of 63.04 feet, a chord bearing of $N06^{\circ}36'18''E$, and a chord distance of 62.90 feet, to a point on the easterly edge of the right-of-way of

said Bendt Drive, common to the southwesterly corner of Lot 9 of Block 2 of Catron Crossing Subdivision; Thence seventeenth course: $S77^{\circ}13'45''E$, along the southerly boundary of said Lot 9 of Block 2 of Catron Crossing Subdivision, a distance of 160.97 feet, to the southeasterly corner of said Lot 9 of Block 2 of Catron Crossing Subdivision; Thence, eighteenth course: $N12^{\circ}46'51''E$, along the easterly boundary of said Lot 9 of Block 2 of Catron Crossing Subdivision, a distance of 121.06 feet, to the northeasterly corner of said Lot 9 of Block 2 of Catron Crossing Subdivision; Thence, nineteenth course: $N76^{\circ}23'05''W$, along the northerly boundary of said Lot 9 of Block 2 of Catron Crossing Subdivision, a distance of 142.67 feet, to the northwesterly corner of said Lot 9 of Block 2 of Catron Crossing Subdivision, common to a point on the easterly edge of the right-of-way of said Bendt Drive; Thence, twentieth course: $N23^{\circ}07'27''E$, along the easterly edge of the right-of-way of said Bendt Drive, a distance of 37.31 feet, to a point of curvature; Thence, twenty-first course: northeasterly, along the easterly edge of the right-of-way of said Bendt Drive, curving to the left on a curve with a radius of 476.00 feet, a delta angle of $27^{\circ}56'54''$, an arc length of 232.19 feet, a chord bearing of $N09^{\circ}22'33''E$, and a chord distance of 229.89 feet, to a point of tangency; Thence, twenty-second course: $N04^{\circ}37'59''W$, along the easterly edge of the right-of-way of said Bendt Drive, a distance of 83.68 feet, to a point of curvature; Thence, twenty-third course: northeasterly, along the easterly edge of the right-of-way of said Bendt Drive, curving to the right on a curve with a radius of 274.00 feet, a delta angle of $13^{\circ}23'57''$, an arc length of 64.08 feet, a chord bearing of $N02^{\circ}02'14''E$, and a chord distance of 63.93 feet, to a point of reverse curvature; Thence, twenty-fourth course: northwesterly, along the easterly edge of the right-of-way of said Bendt Drive, curving to the left on a curve with a radius of 326.00 feet, a delta angle of $16^{\circ}13'25''\pm$, an arc length of $92.31\pm$ feet, a chord bearing of $N00^{\circ}35'12''E\pm$, and a chord distance of $92.00\pm$ feet, to a point on the easterly edge of the right-of-way of said Bendt Drive, common to a point on the Section 1/16 line common to the NW1/4 of the SW1/4, and the SW1/4 of the SW1/4 of said Section 22; Thence, twenty-fifth course: $N89^{\circ}40'17''E\pm$, along said Section 1/16 line common to the NW1/4 of the SW1/4, and the SW1/4 of the SW1/4 of said Section 22, a distance of $551.68\pm$ feet, to a point on the westerly edge of the right-of-way of said Nugget Gulch Road, common to a point on the Section 1/16 line common to the NW1/4 of the SW1/4, and the SW1/4 of the SW1/4 of said Section 22, and the Point of Beginning, located west of the intersection of Overview Lane and Nugget Gulch Road. Motion was made by Hadcock, second by Kroeger and carried that Ordinance No. 5717 be placed upon its first reading and the title was fully and distinctly read and second reading set for Monday, April 4, 2011.

Growth Management Department Items

Motion was made by Hadcock, second by Davis and carried to deny (No. 10SW001) the request by John W. Ashley to consider an application for a **Sidewalk Vendor Permit** for Sidewalk Vendor Location 5 located in the right-of-way adjacent to Tract A of Block 95 of the Original Town of Rapid City, Section 1, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota, more generally described as being a portion of the Saint Joseph Street right-of-way east of the intersection of Sixth Street and Saint Joseph Street.

57a Motion was made by Hadcock, second by Davis and carried to approve (No. CC032111-04) Designate alternate location for Downtown Sidewalk Vending Location #5 as the southwest quadrant of Saint Joseph Street and 6th Street, located immediately east of Audra's Bridal.

Public Works Committee Items

Motion was made Kooiker, second by Kroeger and carried with Costello abstaining to (No. PW031511-03) – Approve Change Order No. 1 to SECO Construction, Inc. for Main Street Square Site Development, Project No. PR10-1901 / CIP No. 50839, for an increase of \$58,450.00.

Bids

The following companies submitted bids for (No. CC032111-02.1) Well No. 8 Pump Replacement Project No. W10-1896 / CIP No. 50832 opened on March 15, 2011: Layne Christensen Company and Weston Engineering Inc. Staff reviewed the bid and recommends bid award to Layne Christensen Company. Motion was made by Kroeger, second by Costello and carried to award the bid to the lowest responsible bidder, Layne Christensen Company, in the amount of \$44,728.29.

The following companies submitted bids for (No. CC032111-02.2) North Pinedale Reservoir for Good Samaritan Society Project No. W10-1890 / CIP No. 50832 opened on March 15, 2011: Mainline Contracting, Inc., Quinn Construction, Inc., Heavy Constructors, Inc. and Hills Materials Company. Staff recommends that the bid award be continued to the March 29, 2011 Public Works Committee meeting. Motion was made by Kroeger, second by Davis and carried to continue the bid award to the March 29, 2011 Public Works Committee meeting to allow Good Samaritan Society an opportunity to review the bids.

The following companies submitted bids for (No. CC032111-02.3) Kepps Water Main Extension Project No. W08-1702 / CIP No. 50625 opened on March 15, 2011: Hills Materials Company, Ladner Excavating & Trenching, LLC, Quinn Construction, Inc., and Mainline Contracting, Inc. Staff reviewed the bid and recommends bid award to Hills Materials Company. Motion was made by Kroeger, second by Davis and carried with Brown abstaining to award the bid to the lowest responsible bidder, Hills Materials Company, in the amount of \$706,711.35.

The following companies submitted bids for (No. CC032111-02.4) Dyess Avenue & Beale Street Overlay Project No. ST09-1826 / CIP No. 50775 opened on March 15, 2011: J & J Asphalt Company, Hills Materials Company and Simon Contractors of SD, Inc. Staff reviewed the bid and recommends bid award to J & J Asphalt Company. Motion was made by Kroeger, second by Hadcock and carried to award the bid to the lowest responsible bidder, J & J Asphalt Company, in the amount of \$60,790.00.

The following companies submitted bids for (No. CC032111-02.5) Rapid Creek Trunk Sewer Manhole Rehabilitation Project No. SS10-1852 / CIP No. 50194 opened on March 15, 2011: Hills Materials Company and Mainline Contracting, Inc. Staff reviewed the bid and recommends bid award to Hills Materials Company. Motion was made by Kroeger, second by Weifenbach and carried with Brown abstaining to award the bid to the lowest responsible bidder, Hills Materials Company, in the amount of \$279,981.00.

The following companies submitted bids for (No. CC032111-02.6) Lane Line Painting Project No. PM11-1934 / CIP No. 50594 opened on March 15, 2011: Dakota Barricade, LLC and Traffic Services Company, LLC. Staff reviewed the bid and recommends bid award to Dakota Barricade. Motion was made by Kroeger, second by Davis and carried to award the bid to the lowest responsible bidder, Dakota Barricade, LLC, in the amount of \$64,455.00.

The following companies submitted bids for (No. CC032111-02.7) Tandem Roll-Off Truck, Solid Waste Division opened on March 15, 2011: Eddies Truck Sales, Inc., Sanitation Products, Sheehan Mack Sales and Boyer Ford Truck Sales. Staff recommends that the bid award be continued to the March 29, 2011 Public Works Committee meeting. Motion was made by Brown, second by Hadcock and carried to continue the bid award to the March 29, 2011 Public Works Committee meeting.

The following companies submitted bids for (No. CC032111-02.8) Water Treatment Coagulant, Water Division opened on March 15, 2011: PENCCO, Inc., Thatcher Company of Montana, Kemira Water Solutions, Inc., and Nalco Company. Staff reviewed the bid and recommends bid award to Kemira Water Solutions. Motion was made by Hadcock, second by Davis and carried to award the bid to the lowest responsible bidder, Kemira Water Solutions, in the amount of \$29,500.00.

The following companies submitted bids for (No. CC032111-02.9) Hydrofluosilicic Acid (Fluoride), Water Division opened on March 15, 2011: PENCCO, Inc., Thatcher Company of Montana, and Hawkins, Inc. Staff reviewed the bid and recommends bid award to Hawkins, Inc. Motion was made by Kroeger, second by Mason and carried to award the bid to the lowest responsible bidder, Hawkins, Inc., in the amount of \$85,280.00.

The following companies submitted bids for (No. CC032111-02.10) Chlorine Gas, Water Division opened on March 15, 2011: PENCCO, Inc. and Hawkins, Inc. Staff reviewed the bid and recommends bid award to Hawkins, Inc. Motion was made by Kroeger, second by Mason and carried to award the bid to the lowest responsible bidder, Hawkins, Inc., in the amount of \$23,380.00.

The following companies submitted bids for (No. CC032111-02.11) Odor Control Chemical for Lift Stations, Water Reclamation Division opened on March 15, 2011: PENCCO, Inc., Thatcher Co of Montana, Hawkins, Inc. and Siemens Water Technologies. Staff reviewed the bid and recommends bid award to Hawkins, Inc. Motion was made by Brown, second by Kroeger and carried to award the bid to the lowest responsible bidder, Hawkins, Inc., in the amount of \$68,640.00.

The following companies submitted bids for (No. CC032111-02.12) Sodium Chloride (Salt), Street Division opened on March 15, 2011: Nebraska Salt & Grain Co., Pheasant Country Express, Blackstrap, Inc. and Cargill. Staff reviewed the bid and recommends bid award to Nebraska Salt & Grain Company. Motion was made by Davis, second by Costello and carried to award the bid to the lowest responsible bidder, Nebraska Salt & Grain Company, in the amount of \$359,500.00.

The following companies submitted bids for (No. CC032111-02.13) Sweeper Broom Refills, Street Division opened on March 15, 2011: United Rotary Brush Company, Old Dominion Brush Company, West Coast Equipment, Inc. and Lecal Equipment Company. Staff recommends that all bids be rejected and that staff be authorized to rebid. Motion was made by Davis, second by Costello to reject all bids and authorize staff to rebid the Sweeper Broom Refills. In response to a question from Mason, Tech addressed the material changes and resulting cost savings. Motion carried.

The following companies submitted bids for (No. CC032111-02.14) New Current Year Model Wide Area Mower, Parks and Recreation Department opened on March 15, 2011: RDO Equipment, Midwest Turf & Irrigation and Turfwerks. Staff reviewed the bid and recommends bid award to Midwest Turf. Motion was made by Kroeger, second by Mason and carried to award the bid to the lowest responsible bidder, Midwest Turf, in the amount of \$47,629.00.

Council Items & Liaison Reports

Motion was made by Hadcock, second by Kooiker to Acknowledge the Report for (No. CC032111-04) 2012 Funding Request for Roosevelt Park Field House and Adult Social Center (*Continued from the December 13, 2010 Council meeting*). In response to a question from Kooiker, Green clarified that the projects are not included in the five year plan but are included in the 2012 recommendations. Hadcock recommended referring the projects to the 2012 Committee to review the impact the original Field House design plans and the Social Center Master Plan will have on the final project requests. Mayor Hanks requested that council leadership work with Field House and Adult Social Center groups to establish a 2012 Committee meeting date. In response to a question from Weifenbach, Diegel addressed the timeframe required to complete the Master Plan. Motion carried.

73a Hadcock reported on the work of the Martinez Boxing Club with children and young adults. Hadcock addressed the materials needed by the club and encouraged the Council to visit the club and assist in securing donations for the facility. Motion was made by Costello, second by Mason and carried to acknowledge the Martinez Boxing Club report.

- 73b Hadcock requested clarification of the policy for signing candidate petitions. Mayor Hanks requested that Green research State Statute and provide a memorandum to the Council and media. Sumption addressed the petition signing guidelines as provided by the Secretary of State. Motion was made by Costello, second by Brown and carried to acknowledge the Candidate Petition signing report.
- 73c Costello advised that he would not pursue the Urban Chicken ordinance at this time noting that through continued education efforts this item may be presented at a future date. Motion was made by Hadcock, second by Davis and carried to acknowledge the Urban Chicken report.

PUBLIC HEARING ITEMS

Motion was made by Brown, second by Kroeger and carried to open public comment on Items 74 - 82.

Maren Hansen Ward (11TI001-11TI002) requested that action on the Tax Increment District be continued to allow for additional clarification of the project and use of the Project Plan funds. Ward stated that while the district boundaries included the landfill there did not appear to be any funding in the project plan for improvements to that area. Ward urged the council to deny the use of tax increment funds to facilitate infrastructure improvements required by the final Planned Commercial Development. Ward stated that there is no comparison between the South Robbinsdale district and those approved for Rushmore Crossing, Catron Boulevard and Stoney Creek.

Hani Shafai (11TI001-11TI002) indicated that he was available to answer questions from the Council.

Deb Baker (11TI001-11TI002) recommended that the Tax Increment District be continued due to the recent staffing changes in the Growth Management Department. Baker urged denial of the request and encouraged the Council to direct the funds into road and school improvements

CONTINUED PUBLIC HEARING CONSENT ITEMS

Motion was made by Weifenbach, second by Mason and carried to approve Items 74 – 76 as they appear on the Continued Public Hearing Consent Items.

Continue the following items until April 4, 2011:

74. No. 10SV008 - A request by Renner & Associates, LLC for Skyline Pines, East, LLLP for a **Variance to the Subdivision Regulations to waive the requirement to install pavement, curb, gutter, sidewalk, street light conduit, water and sewer along a portion of Fairmont Boulevard as per Chapter 16.16 of the Rapid City Municipal Code** for Tract 1 of Lot 19 and the dedicated Fairmont Boulevard Right-of-way of the Skyline Pines East Subdivision, legally described as the unplatted portion of the N1/2 of the SE1/4 of Section 11, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota, located west of Mt. Rushmore Road and North of Tower Road at the western terminus of Cathedral Drive.
75. No. 11SV001 - A request by Bryan Vulcan for Ian and Amanda Vidinha for a **Variance to the Subdivision Regulations to waive the requirement to install curb, gutter, sidewalk, street light conduit, water and sewer, including dry sewer, and to reduce the pavement width along Nemo Road from 36 feet to 24 feet as per Chapter 16.16 of the Rapid City Municipal Code** for proposed Lot 89 of Canyon Springs Preserve, legally described as a portion of Common Area 1 of Block 1 of Canyon Springs Preserve located in the NE1/4 SW1/4 of Section 23, T2N, R6E, BHM, Pennington County, South Dakota, located at 8885 Nemo Road.

Continue the following items until May 16, 2011:

76. No. 10SV007 - A request by Dream Design International, Inc. for a **Variance to the Subdivision Regulations to waive the requirement to install pavement, curb, gutter, sidewalk, street light conduit, water and sewer at the Section Line Highway and to waive the requirement to install curb, gutter, sidewalk, street light conduit, water, sewer at Airport Road as per Chapter 16.16 of the Rapid City Municipal Code** for Lots A and B of White Eagle Ranch, legally described as a portion of the NE1/4 of the SE1/4, Section 19, T1N, R9E, BHM, Rapid City, Pennington County, South Dakota, located 14870 East Highway 44.

END OF CONTINUED PUBLIC HEARINGS CONSENT ITEMS

Motion was made by Kroeger, second by Hadcock and carried to close public comment on Items 74 – 82.

CONSENT PUBLIC HEARING ITEMS

Motion was made by Brown, second by Davis and carried to approve Items 77 – 79 as their appear on the Consent Public Hearing Items.

Growth Management Items

77. No. 11CA002 - A request by CETEC Engineering Services for City of Rapid City for a **Amendment to the Comprehensive Plan to change the land use designation from Park Forest to Low Density Residential** for Tract J in the SW1/4 NW1/4 of Section 11, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota, located on Skyline Drive at Flormann Street.

2011 - 036

RESOLUTION AMENDING THE COMPREHENSIVE PLAN OF THE CITY OF RAPID CITY

WHEREAS, the Rapid City Planning Commission has reviewed the proposed amendment to the Comprehensive Plan and made a recommendation to the Rapid City Council; and

WHEREAS, the Rapid City Council held a public hearing on the 21st day of March, 2011, at which they considered the recommendation of the Planning Commission and the proposed amendment to the Comprehensive Plan; and

WHEREAS, the proposed Amendment to the Comprehensive Plan would change the land use designation from Park Forest to Low Density Residential for Tract J in the SW1/4 NW1/4 of Section 11, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota, more generally described as being located on Skyline Drive at Flormann Street; and

WHEREAS, it appears that good cause exists to amend the Comprehensive Plan.

NOW THEREFORE, BE IT RESOLVED, by the City of Rapid City, that the Amendment to the Comprehensive Plan to change the land use designation from Park Forest to Low Density Residential for Tract J in the SW1/4 NW1/4 of Section 11, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota, more generally described as being located on Skyline Drive at Flormann Street, as attached to the original hereof is hereby adopted and shall be filed with the City Finance Office.

Dated this 21st day of March, 2011.

ATTEST:
s/ Pauline Sumption
Finance Officer

CITY OF RAPID CITY
s/ Alan Hanks
Mayor

(SEAL)

Alcohol Licenses

78. Black Hills Center for Equality, Inc DBA Black Hills Center for Equality for a Special Event Wine License for an Event Scheduled for April 2, 2011 at 1102 West Rapid Street.
79. The Vengeance ASA U-18 Girls Softball Team DBA The Vengeance ASA U-18 Girls Softball Team for a Special Event Malt Beverage License for an Event Scheduled for April 2, 2011 at the National Guard Armory on Range Road.

END OF CONSENT PUBLIC HEARING CALENDAR

NON-CONSENT PUBLIC HEARING ITEMS – Items 80 - 82

Weifenbach advised that due to a conflict of interest he would abstain from voting on Items 80 and 81.

Motion was made by Hadcock, second by Kroeger to approve (No. 11TI001 - South Robbinsdale Tax Increment) A request by Dream Design International, Inc. for Stoneridge, LLC to consider an application for a **Resolution Creating Tax Increment District No. 71** for Lot H2 in Government Lot 2 of Section 19, T1N, R8E, BHM, Rapid City, Pennington County, South Dakota, as recorded in Highway Plat Book 10, Page 136; Lot H2R in the NE1/4 of Section 24, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota, as recorded in Highway Plat Book 10, Page 137; A portion of Lot H1 & all of Lot H2 in Parcel A of MJK Subdivision, Section 18, T1N, R8E, BHM, Rapid City, Pennington County, South Dakota, as recorded in Highway Plat Book 9, Page 85, and in amended plat as recorded in Highway Plat Book 9, Page 97; Lot H2 in the SE1/4 of the SE1/4, Section 18, T1N, R8E, BHM, Rapid City, Pennington County, South Dakota, as recorded in Highway Plat Book 6 Page 7; A portion of Section Line Right-of-Way located along the Section Line common to Sections 18 and 19, in the SE1/4 of the SE1/4 of Section 18, and in the N1/2 of the NE1/4, Section 19, T1N, R8E, BHM, Rapid City, Pennington County, South Dakota; Lot H2 in the E1/2 of the NW1/4 of Section 19, T1N, R8E, BHM, Rapid City, Pennington County, South Dakota, as recorded in Highway Plat Book 11, Page 168; Lot H1 in the NW1/4 of the SW1/4 of Section 19, T1N, R8E, BHM, Rapid City, Pennington County, South Dakota, as recorded in Highway Plat Book 6, Page 16; Lot H1 in the E1/2 of the NW1/4 of Section 19, T1N, R8E, BHM, Rapid City, Pennington County, South Dakota, as recorded in Highway Plat Book 6, Page 5; Lot H1 in the SW1/4 of the NW1/4 of Section 19, T1N, R8E, BHM, Rapid City, Pennington County, South Dakota, as recorded in Highway Plat Book 6, Page 15; Lot H5 in the N1/2 of the NE1/4 of Section 19, T1N, R8E, BHM, Rapid City, Pennington County, South Dakota, as recorded in Highway Plat Book 10, Page 120; Lot H1 in the NW1/4 of the NE1/4 and Lot H2 of the NE1/4 of the NE1/4 of Section 19, T1N, R8E, BHM, Rapid City, Pennington County, South Dakota, as recorded in Highway Plat Book 6, Page 6; A portion of Lot H4 in Lot H3 in the NE1/4 of Section 19, T1N, R8E, BHM, Rapid City, Pennington County, South Dakota, as recorded in Highway Plat Book 10, Page 109; Lot H2 in the SW1/4 of the SW1/4 of Section 24, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota, as recorded in Highway Plat Book 11, Page 129; Lot H2 in the NE1/4 of the SE1/4 of Section 24, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota, as recorded in Highway Plat Book 12, Page 32; Lot H2 in the NW1/4 of the SE1/4 of Section 24, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota, as recorded in Highway Plat Book 12, Page 31; Lot H1 in the SW1/4 of the SW1/4 of Section 24, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota, as recorded in Highway Plat Book 6, Page 22; Lot H1 in the N1/2 of the SW1/4 of Section 24, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota, as recorded in Highway Plat Book 6, Page 11; Lot H1 in the N1/2 of the SE1/4 of Section 24, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota, as recorded in Highway Plat Book 6, Page 14; Lot H1 in the SE1/4 of the NW1/4 of Section 24, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota, as recorded in Highway Plat Book 6, Page 12; Lot H1 in the S1/2 of the NE1/4 of Section 24, T1N, R7E,

BHM, Rapid City, Pennington County, South Dakota, as recorded in Highway Plat Book 6, Page 13; A portion of Section Line Right-of-Way located along the Section Line common to Sections 19 and 24, in the SW1/4 of the NW1/4 and the NW1/4 of the SE1/4 of Section 19, T1N, R8E, and in the SE1/4 of the NE1/4 and the NE1/4 of the SE1/4, Section 24, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota; A portion of Section Line Right-of-Way located along the Section Line common to Sections 23 and 24, in the W1/2 of the SW1/4 of Section 24, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota; Stumer Road public right-of-way located in the S1/2 NE1/4 of Section 24, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota as recorded in Plat Book 34 Page 86 (1&2) and Stumer Road, Black Hills Boulevard, and Bald Eagle Lane public right-of-way located in the SW1/4 NE1/4 and the SE1/4 NW1/4 of Section 24, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota as recorded in Plat Book 33 Page 146 (1&2), The unplatted portion of the NE1/4 and the unplatted portion of the E1/2 of the NW1/4, Section 19, T1N, R8E, BHM, Rapid City, Pennington County, South Dakota; Lots 1 and 3 of Block 1, Lots 1-4 of Block 2, Fifth Street Office Plaza, Section 24, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota; The unplatted portion of the S1/2 of the N1/2 of the NE1/4, and the unplatted portion of the S1/2 of the NE1/4, Section 24, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota; and Lots 1, 2A, 3, and 4, Block 1, Lots 7 and 8 of Block 2, and Lot 1, Block 3, Black Hill Center, Section 24, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota, more generally described as being located east of U.S. Highway 16, west of S.D. Highway 79 and north and south of Catron Boulevard. In response to a question from Mason, Green reviewed SDCL Section 11-9-11 with regard to the blight definition of open areas. Green advised that a written opinion has been provided to the Council for their review in determining the question of blight. Mason asked if staff observed any hindrance to area growth as a result of the proposed development. Fisher addressed the plat review procedure. Mason asked if the required signalization would be necessary without the proposed development. Fisher stated that the signalization improvements were a requirement of the traffic impact study. Shafai stated that the traffic impact study dealt only with the proposed development. Shafai clarified that any development in the area would generate additional traffic and prompt the need for signalization. In response to a question from Mason, Shafai indicated that an independent legal opinion was obtained which does support the position that the open area satisfies the blight criteria. Shafai clarified that all improvements are located in the public right-of-way. Motion carried with Weifenbach abstaining.

RESOLUTION NO. 2011-029

RESOLUTION APPROVING THE PROJECT PLAN FOR SOUTH ROBBINSDALE TAX INCREMENT DISTRICT NUMBER SEVENTY ONE AS SUBMITTED BY THE RAPID CITY PLANNING COMMISSION

WHEREAS, the Council of the City of Rapid City has determined that it is in the best interest of the City to implement plans which promote economic development and growth in the City; and

WHEREAS, the Council embraces the concept of Tax Increment Financing as a tool to encourage this desirable growth and redevelopment; and

WHEREAS, there has been established South Robbinsdale Tax Increment District; and

WHEREAS, the Council deems desirable to promote economic development and create jobs in the corporate limits of the City of Rapid City; and

WHEREAS, the Tax Increment District includes commercially zoned property thereby forming an economic development Tax Increment District; and

WHEREAS, the Project Plan submitted helps make this development feasible by assisting in the development of commercial property located north of Catron Boulevard, east of U.S. Highway 16 and west of S. D. Highway 79 through regional public infrastructure improvements; and

WHEREAS, the Project Plan submitted will utilize funds for Fifth Street improvements and turn lanes, Catron Boulevard Turn lanes, Stumer Road and Black Hills Boulevard turn lanes and boulevard extensions, and traffic signals; and

WHEREAS, the use of Tax Increment Funding to promote this development is in keeping with the statutes adopted by the South Dakota State Legislature; and

WHEREAS, there has been developed a Project Plan for this Tax Increment District which proposes these improvements; and

WHEREAS, the Council has considered the Project Plan submitted by the Planning Commission and determined that the Project Plan for South Robbinsdale Tax Increment District is economically feasible; and

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 South Robbinsdale Tax Increment District Number Seventy One be and hereby is approved as submitted by the Rapid City Planning Commission.

Dated this 21st day of March, 2011.

ATTEST:
s/ Pauline Sumption
Finance Officer

CITY OF RAPID CITY
s/ Alan Hanks
Mayor

(SEAL)

Motion was made by Hadcock, second by Costello to approve (No. 11TI002 - South Robbinsdale Tax Increment) A request by Dream Design International, Inc. for Stoneridge, LLC to consider an application for a **Tax Increment District No. 71 Project Plan** for Lot H2 in Government Lot 2 of Section 19, T1N, R8E, BHM, Rapid City, Pennington County, South Dakota, as recorded in Highway Plat Book 10, Page 136; Lot H2R in the NE1/4 of Section 24, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota, as recorded in Highway Plat Book 10, Page 137; A portion of Lot H1 & all of Lot H2 in Parcel A of MJK Subdivision, Section 18, T1N, R8E, BHM, Rapid City, Pennington County, South Dakota, as recorded in Highway Plat Book 9, Page 85, and in amended plat as recorded in Highway Plat Book 9, Page 97; Lot H2 in the SE1/4 of the SE1/4, Section 18, T1N, R8E, BHM, Rapid City, Pennington County, South Dakota, as recorded in Highway Plat Book 6 Page 7; A portion of Section Line Right-of-Way located along the Section Line common to Sections 18 and 19, in the SE1/4 of the SE1/4 of Section 18, and in the N1/2 of the NE1/4, Section 19, T1N, R8E, BHM, Rapid City, Pennington County, South Dakota; Lot H2 in the E1/2 of the NW1/4 of Section 19, T1N, R8E, BHM, Rapid City, Pennington County, South Dakota, as recorded in Highway Plat Book 11, Page 168; Lot H1 in the NW1/4 of the SW1/4 of Section 19, T1N, R8E, BHM, Rapid City, Pennington County, South Dakota, as recorded in Highway Plat Book 6, Page 16; Lot H1 in the E1/2 of the NW1/4 of Section 19, T1N, R8E, BHM, Rapid City, Pennington County, South Dakota, as recorded in Highway Plat Book 6, Page 5; Lot H1 in the SW1/4 of the NW1/4 of Section 19, T1N, R8E, BHM, Rapid City, Pennington County, South Dakota, as recorded in Highway Plat Book 6, Page 15; Lot H5 in the N1/2 of the NE1/4 of Section 19, T1N, R8E, BHM, Rapid City, Pennington County, South Dakota, as recorded in Highway Plat Book 10, Page 120; Lot H1 in the NW1/4 of the NE1/4 and Lot H2 of the NE1/4 of the NE1/4 of Section 19, T1N, R8E, BHM, Rapid City, Pennington County, South Dakota, as recorded in Highway Plat Book 6, Page 6; A portion of Lot H4 in Lot H3 in the NE1/4 of Section 19, T1N, R8E, BHM, Rapid City, Pennington County, South Dakota, as

recorded in Highway Plat Book 10, Page 109; Lot H2 in the SW1/4 of the SW1/4 of Section 24, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota, as recorded in Highway Plat Book 11, Page 129; Lot H2 in the NE1/4 of the SE1/4 of Section 24, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota, as recorded in Highway Plat Book 12, Page 32; Lot H2 in the NW1/4 of the SE1/4 of Section 24, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota, as recorded in Highway Plat Book 12, Page 31; Lot H1 in the SW1/4 of the SW1/4 of Section 24, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota, as recorded in Highway Plat Book 6, Page 22; Lot H1 in the N1/2 of the SW1/4 of Section 24, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota, as recorded in Highway Plat Book 6, Page 11; Lot H1 in the N1/2 of the SE1/4 of Section 24, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota, as recorded in Highway Plat Book 6, Page 14; Lot H1 in the SE1/4 of the NW1/4 of Section 24, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota, as recorded in Highway Plat Book 6, Page 12; Lot H1 in the S1/2 of the NE1/4 of Section 24, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota, as recorded in Highway Plat Book 6, Page 13; A portion of Section Line Right-of-Way located along the Section Line common to Sections 19 and 24, in the SW1/4 of the NW1/4 and the NW1/4 of the SE1/4 of Section 19, T1N, R8E, and in the SE1/4 of the NE1/4 and the NE1/4 of the SE1/4, Section 24, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota; A portion of Section Line Right-of-Way located along the Section Line common to Sections 23 and 24, in the W1/2 of the SW1/4 of Section 24, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota; Stumer Road public right-of-way located in the S1/2 NE1/4 of Section 24, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota as recorded in Plat Book 34 Page 86 (1&2) and Stumer Road, Black Hills Boulevard, and Bald Eagle Lane public right-of-way located in the SW1/4 NE1/4 and the SE1/4 NW1/4 of Section 24, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota as recorded in Plat Book 33 Page 146 (1&2), The unplatted portion of the NE1/4 and the unplatted portion of the E1/2 of the NW1/4, Section 19, T1N, R8E, BHM, Rapid City, Pennington County, South Dakota; Lots 1 and 3 of Block 1, Lots 1-4 of Block 2, Fifth Street Office Plaza, Section 24, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota; The unplatted portion of the S1/2 of the N1/2 of the NE1/4, and the unplatted portion of the S1/2 of the NE1/4, Section 24, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota; and Lots 1, 2A, 3, and 4, Block 1, Lots 7 and 8 of Block 2, and Lot 1, Block 3, Black Hill Center, Section 24, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota, more generally described as being located east of U.S. Highway 16, west of S.D. Highway 79 and north and south of Catron Boulevard. Kooiker extended his thanks to Mason for his efforts to provide a more reasonable Project Plan. Motion carried with Weifenbach abstaining.

RESOLUTION NO. 2011-029

RESOLUTION APPROVING THE PROJECT PLAN FOR SOUTH ROBBINSDALE TAX INCREMENT DISTRICT NUMBER SEVENTY ONE AS SUBMITTED BY THE RAPID CITY PLANNING COMMISSION

WHEREAS, the Council of the City of Rapid City has determined that it is in the best interest of the City to implement plans which promote economic development and growth in the City; and

WHEREAS, the Council embraces the concept of Tax Increment Financing as a tool to encourage this desirable growth and redevelopment; and

WHEREAS, there has been established South Robbinsdale Tax Increment District; and

WHEREAS, the Council deems desirable to promote economic development and create jobs in the corporate limits of the City of Rapid City; and

WHEREAS, the Tax Increment District includes commercially zoned property thereby forming an economic development Tax Increment District; and

WHEREAS, the Project Plan submitted helps make this development feasible by assisting in the development of commercial property located north of Catron Boulevard, east of U.S. Highway 16 and west of S. D. Highway 79 through regional public infrastructure improvements; and

WHEREAS, the Project Plan submitted will utilize funds for Fifth Street improvements and turn lanes, Catron Boulevard Turn lanes, Stumer Road and Black Hills Boulevard turn lanes and boulevard extensions, and traffic signals; and

WHEREAS, the use of Tax Increment Funding to promote this development is in keeping with the statutes adopted by the South Dakota State Legislature; and

WHEREAS, there has been developed a Project Plan for this Tax Increment District which proposes these improvements; and

WHEREAS, the Council has considered the Project Plan submitted by the Planning Commission and determined that the Project Plan for South Robbinsdale Tax Increment District is economically feasible; and

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 South Robbinsdale Tax Increment District Number Seventy One be and hereby is approved as submitted by the Rapid City Planning Commission.

Dated this 21st day of March, 2011.

ATTEST:
s/ Pauline Sumption
Finance Officer

CITY OF RAPID CITY
s/ Alan Hanks
Mayor

(SEAL)

Ordinance No. 5715 (No. 11RZ001) An Ordinance Regarding Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, Rezoning the within Described Property as requested by CETEC Engineering Services for City of Rapid City for a **Rezoning from Park Forest District to Low Density Residential District** for property legally described as Tract J in the SW1/4 NW1/4 of Section 11, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota, located on Skyline Drive at Flormann Street having passed its first reading on March 7, 2011; motion was made by Hadcock, second by Brown, that the title be read the second time. Upon vote being taken, the following voted AYE: Weifenbach, Davis, Hadcock, Kroeger, Costello, Kooiker, Brown and Mason; NO: None; whereupon the Mayor declared the motion passed and Ordinance No. 5715 was declared duly passed upon its second reading.

BILLS

The following bills have been audited.

BILL LIST - MARCH 21, 2011

P/ROLL PERIOD END 02/26/11, PD 03/04/11	908,794.52
CDEV P/ROLL PERIOD END 02/26/11, PD 03/04/11	2,285.04
ARRA P/ROLL PERIOD END 02/26/11, PD 03/04/11	821.36
SUPPL P/ROLL PERIOD END 02/26/11, PD 03/04/11	323.00
PIONEER BANK & TRUST, 02/26/11 P/ROLL TAXES, PD 03/04/11	206,223.13

PIONEER BANK & TRUST, CDEV 02/26/11 P/R TAXES, PD 03/04/11	159.74
PIONEER BANK & TRUST, ARRA 02/26/11 P/R TAXES, PD 03/04/11	57.19
BERKLEY RISK ADMINISTRATORS, FEBRUARY CLAIMS, PD 03/01/11	41,090.57
BLACK HILLS POWER & LIGHT, ELECTRICITY, PD 03/02/11	94,829.16
FIRST ADMINISTRATORS, CLAIMS THROUGH 03/07/11, PD 03/09/11	116,819.21
FIRST ADMINISTRATORS, CLAIMS THROUGH 03/14/11, PD 03/16/11	165,188.11
MONTANA DAKOTA UTILITIES, NATURAL GAS, PD 03/02/11	21,972.40
SOUTH DAKOTA RETIREMENT SYSTEM, FEB 11 RETIREMENT, PD 03/02/11	360,302.86
CDEV SOUTH DAKOTA RETIREMENT SYSTEM, FEB 11 RETIREMENT, PD 03/02/11	274.22
ARRA SOUTH DAKOTA RETIREMENT SYSTEM, FEB 11 RETIREMENT, PD 03/02/11	98.56
US BANK, CREDIT CARD CHARGES, PD 03/04/11	15,790.57
WEST RIVER ELECTRIC ASSN INC, ELECTRICITY, PD 03/11/11	20,442.21
COMPUTER BILL LIST	4,605,995.00
SUBTOTAL	6,561,466.85
RSVP, P/ROLL PERIOD END 02/26/11, PD 03/04/11	2,877.98
RSVP, 02/26/11 P/ROLL TAXES, PD 03/04/11	218.88
RSVP, CITY-HEALTH INS TRUST, FEB 11 HEALTH	1,010.00
RSVP, IKON FINANCIAL SERVICES, FEB 11 COPIER MAINT	15.23
RSVP, METROPOLITAN LIFE INS, MAR 11 LIFE	6.42
RSVP, SD RETIREMENT SYSTEM, FEB 11 RETIREMENT	325.24
RSVP, WRIGHT EXPRESS, 24.78 G UNL+ & 26.83 G UNL	145.29
TOTAL	6,566,065.89

Sumption presented the bill list in the amount of \$6,566,065.89. Motion was made by Hadcock, second by Kroeger and carried to authorize (No. CC032111-01) the Finance Officer to issue warrants or treasurers checks, drawn on proper funds, in payment thereof.

EXECUTIVE SESSION

Motion was made by Brown, second by Costello and carried to go into Executive Session for the purposes permitted by SDCL 1-25-2 at 8:21 p.m. Motion was made by Costello, second by Kooiker and carried to come out of Executive Session at 8:33 p.m. with all members present.

ADJOURN

There being no further business to come before the Council at this time, motion was made by Costello, second by Davis and carried to adjourn the meeting at 8:33 p.m.

CITY OF RAPID CITY

ATTEST:

Finance Officer

Mayor

(SEAL)