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, June 21, 2021

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. Juneteenth Day Proclamation by Mayor Allender

PRESENTATION
2. Presentation by Brosz Engineering regarding Bridge Inspections
3. Presentation by Director Melanie Timm of the Hope Center

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 5 – 44

Open Public Comment – Items 5 – 32 (3-minute time limit per speaker)
Close Public Comment

CONSENT ITEMS – Items 5 – 32

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

Approve Minutes
5. Approve Minutes for the June 7, 2021 Regular Council meeting.

Alcoholic Beverage License Applications Set for Hearing (July 6, 2021)
6. Youth and Family Services for a SPECIAL EVENT on-sale malt beverage license, an on-sale wine license and an off-sale package wine dealer license for an event scheduled for October 1, 2021 and October 2, 2021 including an online auction that will close on October 5, 2021 at 120 E. Adams Street
6A. Naja Shrine Temple for a SPECIAL EVENT on-sale malt beverage license for an event scheduled For July 17, 2021 at RC Shrine Temple, 4091 Sturgis Road
7. RC Summer Nights Inc. for a SPECIAL EVENT on-sale malt beverage license and an on-sale wine license for an event scheduled for July 31, 2021 at the 500 Block of 7th Street between Main Street and Saint Joseph Street on behalf of the Combat Veteran Motorcycle Association
Intent to Enter a Lease Set for Hearing (July 6, 2021)
7A. The City of Rapid City intends to enter into a lease for property located at 4415 Parkview Drive, with Rapid City Girls Junior Olympics ASA Softball property.

Working Session Committee Consent Items
8. WS060221-42: Authorize the Mayor and Finance Director to Sign an Infill Agreement between the City of Rapid City and Lazy P6 Land Company for the Construction of Public Improvements and Acceptance of H-Lots. (This item was continued from the June 7, 2021 city council meeting.)
9. WS061621-02: Authorize the Police and Fire Department to apply for and accept the Bureau of Justice Assistance Fiscal Year 2022 (BJA FY 22) grant if awarded.
10. WS061621-03: Approval to apply for the DOJ Community Oriented Policing Cops Hiring Program, and accept if awarded.
11. WS061621-04: Approval to apply for DOJ Crime Gun Intelligence Center Grant, and accept if awarded.
12. WS061621-05: Authorize Mayor and Finance Officer to sign the Rapid City Area School District School Resource Officer Program Agreement.
13. WS061621-06: Authorize Staff to Advertise for Mt Calvary Infrastructure Additions, Project PR20-6179 for $195,000.
14. WS061621-07: Approve Resolution No. 2021-062 a Resolution of Intent to Enter into a Lease with Rapid City Girls Junior Olympics (RCGJO) ASA Softball for property located at 4415 Parkview Drive.
15. WS061621-08: Authorize Mayor and Finance Director to Sign Resolution No. 2021-060, a Resolution to Enter into a Lease Agreement with Black Hills Lacrosse Association.
16. WS060221-49: Approve Resolution 2021-059 A Step Increase and COLA Adjustment for Non-Union Employees (This item was continued from the June 7, 2021 city council meeting.)
17. WS061621-09: Acknowledge April 2021 Sales Tax Report
18. WS061621-10: Resolution No. 2021-061 – Resolution Levying Assessment for Abatement of Nuisances
19. WS061621-11: Approve Change Order #2-Final for Fitzgerald Stadium Renovations Project No. 19-2508 CIP #51231 with MAC Construction for an increase of $27,360.19.
20. WS061621-12: Approve change order 1F Black River Inc. for Robbinsdale Drain Sediment Removal, Project #2594 for a decrease of $1,452.00.
21. WS061621-13: Authorize Mayor and Finance Director to Sign Professional Service Agreement With Dakota Pump Inc. (DPI) For Supervisory Control And Data Acquisition (SCADA) System Support Services Related To The Ongoing Maintenance And Enhancement Of Software, Hardware, And Communication Components, For An Amount Not To Exceed $50,000.
22. WS061621-14: Authorize Mayor and Finance Director To Sign Agreement Between The City Of Rapid City And Eastern Slope Land Corporation For Oversize Water Main Cost Reimbursement, not to exceed $25,061.59.
23. WS061621-15: Authorize Mayor and Finance Director to Sign an Agreement between the City of Rapid City and FMG Engineering for Engineering Services for Trenchless Sanitary Sewer Rehabilitation – Jackson Boulevard, Project No. 12-2075 / CIP No. 50818, in the amount of $48,460.00.
24. WS061621-16: Authorize Mayor and Finance Director to sign Amendment No. 3 to the Agreement between the City of Rapid City and Black & Veatch Corporation for Master Planning Professional Services for the Wastewater Utility System Master Plan Update / Model Recalibration, Project No 14-2192 / CIP 50819 for an extension of the contract through December 31, 2021.
25. WS061621-17: Authorize staff to advertise for bids Anamosa Street Water Main. Project #20-2541 CIP #51256. Estimated Cost $940,000.
26. WS061621-18: Authorize staff to advertise for the Pavement Rehabilitation Project – Creek Drive, Project No. 20-2627 / CIP 50844 for $620,000.
27. WS061621-19: Approve request and authorize staff to purchase (1) one new 2022 Ford F350 Super Cab 6.75’ box Pickup truck from McKie Ford with matching State Bid Contract #17343 pricing in the amount not to exceed budget of $45,000.00 for the Wastewater Collection Utility.

28. WS061621-20: Request by Crystal Philpot for a determination by the City Council that there are no feasible and prudent alternatives to the proposed project in a historic district located at 921 11th Street, and that the proposal contains planning to minimize harm to the historic property pursuant to SDCL1-19A-11.1 and RCMC 17.54.080

29. WS061621-23: Authorize Mayor and Finance Officer to Sign Retention Agreement with Nooney & Solay, LLP

Community Development Consent Items (NONE)

Bid Award Consent Items

30. CC062121-04.1 - Approve award of total bid for Pavement Rehabilitation Project – Brookside Drive, Project No. 20-2603 / CIP No. 50549 opened on June 15, 2021 to the lowest responsible bidder, Dakota Asphalt LLC in the amount of $229,964.00

31. CC062121-04.2 - Approve award of total bid for Pavement Rehabilitation Project – Cleveland & Oakland, Project No. 20-2622 / CIP No. 50549 opened on June 15, 2021 to the lowest responsible bidder, J&J Asphalt in the amount of $589,588.00

32. CC062121-04.3 – Approve award of total bid for Thirty-Seven (37) Two-way, opened on June 15, 2021 to the lowest responsible bidder, Western Communications, Inc. in the amount of $102,573.90.

END OF CONSENT ITEMS

NON-CONSENT ITEMS – Items 33 – 44

Open Public Comment – Items 33 – 44 (3-minute time limit per speaker)

Close Public Comment

Ordinances

33. WS060221-39: Second Reading of Ordinance No. 6497 an Ordinance Clarifying the Status and Legality of Medical Cannabis Establishments in City Limits Prior to the State’s Issuance of Rules Governing such Establishments by Amending Titles 5 and 17 of the Rapid City Municipal Code


35. WS060221-32: Second Reading of Ordinance No. 6488 an Ordinance to Adopt the 2020 Edition of the National Electrical Code and to Amend Local Provisions by Amending Chapter 15.16 of the Rapid City Municipal Code


37. WS060221-44: Second Reading Of Ordinance No. 6482 An Ordinance To Amend And Clarify Provisions Concerning Trenching Contractor’s Licenses By Amending Chapter 13.24 Of The Rapid City Municipal Code


Working Session Committee Items (NONE)
**Community Development Items**

40. No. 21PL046 - A request by Baseline Surveying for T & A Properties, LLC for a Preliminary Subdivision Plan for proposed Lot 1A and Lot 1B of Lot C of Golden Eagle Subdivision, generally described as being located at 2450 Seger Drive.

   Recommendation: Approve with Stipulations

41. No. 21PL050 - A request by Longbranch Civil Engineering, Inc. for ZCO Incorporated for a Preliminary Subdivision Plan for Lot 39 thru Lot 46 of Block 10; Lot 22 through Lot 31 of Block 11; Lot 2 thru Lot 15 of Block 12; Lot 5 thru Lot 9 of Block 14; Lot 5 and Lot 10 thru Lot 12 of Block 15; Lot 12 thru Lot 37 of Block 16; Lot 1 thru Lot 9 of Block 17; and Lot 1 thru Lot 15 of Block 18 of Elks Country Estates, generally described as being located southeast of the intersection of Augusta Drive and Willowbend Road.

   Recommendation: Approve with Stipulations

42. No. 21PL051 - A request by Fisk Land Surveying & Consulting Engineers, Inc. for Saxe Development LLC for a Preliminary Subdivision Plan for proposed 13A and 13B of Chalkstone Subdivision, generally described as being located at 5218 Chalkstone Court.

   Recommendation: Approve with Stipulations

43. No. 21PL052 - A request by Fisk Land Surveying & Consulting Engineers, Inc. for Terrance and Mardonna Hulm Living Trust for a Preliminary Subdivision Plan for proposed Lots 1 and 2 of Hulm Subdivision, generally described as being located at 4601 225th Street.

   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**

44. WS061621-01: Appeal of abatement late fee

**PUBLIC HEARING ITEMS** – Items 45 – 52

   [Open Public Hearing (comment)] - Items 45 - 52 (3-minute time limit per speaker)

   [Public Hearing Remains Open]

   [Close Public Hearing (comment)] - Items 45 – 52

   CONSENT PUBLIC HEARING ITEMS – Items 45 and 46

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

**Community Development Items (NONE)**
Alcohol Licenses

45. Dakota Butcher – Rapid City Inc. DBA Dakota Butcher, 651 N. Creek Dr. Ste. 108, for a Package (off-sale) Liquor License TRANSFER from Nash-Finch Company DBA Family Fare #265 (Inactive)

46. Storming Crab Dakota LLC DBA Storming Crab Dakota, 1756 Eglin Street, for a new Retail (on-off sale) Wine and Cider License and a Retail (on-off sale) Malt Beverage & SD Farm Wine license

Assessment Rolls (NONE)

Other Items Requiring Public Hearings (NONE)

END OF CONSENT PUBLIC HEARING CALENDAR

NON-CONSENT PUBLIC HEARING ITEMS – Items 47 – 52

47. No. 21CA001 - A request to approve Resolution 2021-052 by KTM Design Solutions, Inc. for 605 Storage LLC for a Comprehensive Plan Amendment to the Major Street Plan for property generally described as being located at 3276 and 3300 Cambell Street.
   Recommendation: Continue to the September 20, 2021 City Council Meeting at the applicant’s request

48. No. 21RZ013 - Second Reading, Ordinance 6492, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Michael Powell for a Rezoning request from General Commercial District to Medium Density Residential District for property generally described as being located at 306 E. Denver Street.
   Recommendation: Approve

49. No. 21RZ014 - Second Reading, Ordinance 6493, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KTM Design Solutions, Inc. for BH Capital 4, LLC for a Rezoning request from Light Industrial District to Medium Density Residential District for property generally described as being located east of North Valley Drive terminus.
   Recommendation: Approve

50. No. 21RZ015 - Second Reading, Ordinance 6494, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Towey Design Group for Pink Cabin LLP for a Rezoning request from Office Commercial District to Medium Density Residential District for property generally described as being located west of Healing Way between Moon Meadows and Sammis Trail.
   Recommendation: Approve

51. No. 21RZ016 - Second Reading, Ordinance 6495, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Longbranch Civil Engineering, Inc for Coldwell Banker BlackHills Legacy for a Rezoning request from General Agricultural District to Medium Density Residential District for property generally described as being located north of Catron Boulevard between Wellington Drive and Tartan Court.
   Recommendation: Approve

52. No. 21RZ017 - Second Reading, Ordinance 6496, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Longbranch Civil Engineering, Inc for Coldwell Banker BlackHills Legacy for a Rezoning request from General Agricultural District to Low Density Residential District II for property generally described as located north of Catron Boulevard between Wellington Drive and Tartan Court.
   Recommendation: Approve

BILLS

53. No. CC062121-01 – Bill List for June 21, 2021

ADJOURN