

PROCEEDINGS FOR THE CITY COUNCIL
City of Rapid City, South Dakota
August 2, 2021

Pursuant to due call and notice thereof, a regular meeting of the City Council of the City of Rapid City was held at City Hall, 300 Sixth Street, in Rapid City, South Dakota on Monday, August 2, 2021 at 6:30 P.M.

The following members were present: Mayor Steve Allender and the following Alderpersons: Ritchie Nordstrom, Greg Strommen, Lance Lehmann, Jason Salamun, Darla Drew, Ron Weifenbach, Pat Jones and Bill Evans; the following Alderpersons arrived during the course of the meeting: None; and the following were absent: Laura Armstrong and John Roberts

Staff members present included: Assistant City Attorney Wade Nyberg, Police Chief Don Hedrick, Public Works Director Dale Tech, Parks and Recreation Director Jeff Biegler, Finance Director Pauline Sumption, Interim Community Development Director Vicki Fisher, IT Director Jim Gilbert, Fire Chief Jason Culberson, Assistant City Attorney Kinsley Groote, CDBG Program Manager Michelle Schuelke, Communications Coordinator Darrell Shoemaker, and Administrative Coordinator Heidi Weaver.

ADOPTION OF AGENDA

Mayor Allender asked that item 42A be added to the agenda. This is regarding the deadline for Vision Fund applications. Motion was made by Jones, second by Evans to adopt the agenda as amended. Motion carried 8-0.

GENERAL PUBLIC COMMENT (3-minute time limit per speaker)

Bill Casper gave the council an update on the Veterans Honor Banner Project. He stated they will put up 225 this year. He also indicated there would be a Veteran's Alley by the VFW. Chuck Henrie said there is a problem with the ADA button on the corner of East North Street and LaCrosse Street. Julie Frye would like benches removed downtown. She reported on incidences that have happened in the downtown area.

NON-PUBLIC HEARING ITEMS -- Items 1 – 42

Carolyn Mazzeo asked about item (WS072821-18) and what it gets used for.

CONSENT ITEMS – Items 1 – 35

The following items were removed from the Consent Items:

8. WS072821-06: Approve Resolution No. 2021-070 a Resolution Writing Off Uncollectable Ambulance Billing Accounts
10. WS072821-18: Authorize Staff to Apply for and Accept if Awarded, the 2021 JAG Grant Totaling \$107,517.00 to be Allocated Towards Salary and Benefits of One FTE Detective for 18 Months

Motion was made by Jones, second by Lehmann and carried to approve items 1-35 with the exceptions of items 8 and 10.

Approve Minutes

1. Approve Minutes for the July 19, 2021 Regular Council meeting.

Intent to Lease Set for Hearing (August 16, 2021)

2. The City of Rapid City intends to enter into a lease for property located at 1615 Sedivy Lane with Rapid City Midget Football Association, Inc.
3. The City of Rapid City intends to enter into a lease for property located at 235 Waterloo Street with Rushmore Hockey and Skating Association

- 4. The City of Rapid City intends to enter into a lease for property located at 235 Waterloo Street with Black Hills Figure Skating Club

Alcoholic Beverage License Applications Set for Hearing (August 16, 2021)

- 5. West Boulevard Neighborhood Association for a SPECIAL EVENT on-sale malt beverage license and an on-sale wine license for an event scheduled for September 11, 2021 located on West Boulevard between South Street and Fairview Street
- 6. Special Olympics South Dakota for a SPECIAL EVENT on-sale malt beverage license and an on-sale wine license for an event scheduled for October 30, 2021 located at Black Hills Harley Davidson, 2820 Harley Drive
- 7. DB Hospitality LLC DBA Days Inn by Wyndham West, PO Box 91, Appleton, MN, for a Retail (on-sale) Liquor License Transfer from Jackson Blvd Hospitality LLC DBA Days Inn & Lounge

Working Session Committee Consent Items

- 9. WS072821-17: Authorize Staff to Remount Ambulance Patient Care Compartment to a 2022 Ford E450 Chassis in the Amount of \$100,981.00 due to an Accident in which the Chassis was Totaled by Travelers Insurance
- 11. WS072821-14: Approve Resolution No. 2021-040 a Resolution of Intent to Enter into a Lease with Rapid City Midget Football Association, Inc. for property located at 1615 Sedivy Lane

RESOLUTION NO. 2021-040 A RESOLUTION OF INTENT TO ENTER INTO LEASE WITH RAPID CITY MIDGET FOOTBALL ASSOCIATION, INC. PURSUANT TO SDCL 9-12-5.2

BE IT RESOLVED by the City Council that the City of Rapid City intends to enter into a lease with Rapid City Midget Football Association, Inc. for real property which is located in the City of Rapid City, South Dakota, and legally described as follows:

A portion of the property Lot Four (4) of Dairyland Subdivision, Rapid City, Pennington County, South Dakota;

which property generally consists of one building; and

BE IT FURTHER RESOLVED that a hearing will be held on August 16, 2021, at 6:30 p.m. to be held at City Hall, 300 Sixth Street, Rapid City, South Dakota, to consider the lease of such property, or as soon thereafter as the item may come on for hearing at said meeting; and

BE IT FURTHER RESOLVED that notice of the time and place of this public hearing shall be published once, at least ten days prior to the hearing, by copy of this Resolution of Intent or by separate notice; 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 2nd day of August, 2021.

CITY OF RAPID CITY
s/Steve Allender
Mayor

ATTEST:
s/Pauline Sumption
Finance Director
(SEAL)

- 12. WS072821-15: Approve Resolution No. 2021-072 a Resolution of Intent to Enter into a Lease with Rushmore Hockey and Skating Association for property located at 235 Waterloo Street, Rapid City, SD

RESOLUTION NO. 2021-072
 A RESOLUTION OF INTENT TO ENTER INTO LEASE WITH
 RUSHMORE HOCKEY AND SKATING ASSOCIATION PURSUANT TO SDCL 9-12-5.2

BE IT RESOLVED by the City Council that the City of Rapid City intends to enter into a lease with Rushmore Hockey and Skating Association for the use of a specified area within the Roosevelt Ice Arena located at 235 Waterloo Street, Rapid City, South Dakota 57701; and

BE IT FURTHER RESOLVED that a hearing will be held on August 16, 2021, at 6:30 p.m. to be held at City Hall, 300 Sixth Street, Rapid City, South Dakota, to consider the lease of such property, or as soon thereafter as the item may come on for hearing at said meeting; and

BE IT FURTHER RESOLVED that notice of the time and place of this public hearing shall be published once, at least ten days prior to the hearing, by copy of this Resolution of Intent or by separate notice; 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 2nd day of August, 2021.

CITY OF RAPID CITY
s/Steve Allender
 Mayor

ATTEST:
s/Pauline Sumption
 Finance Director
 (SEAL)

- 13. WS072821-16: Approve Resolution No. 2021-073 a Resolution of Intent to Enter into a Lease with Black Hills Figure Skating Club for property located at 235 Waterloo Street, Rapid City, SD

RESOLUTION NO. 2021-073
 A RESOLUTION OF INTENT TO ENTER INTO LEASE WITH
 BLACK HILLS FIGURE SKATING CLUB PURSUANT TO SDCL 9-12-5.2

BE IT RESOLVED by the City Council that the City of Rapid City intends to enter into a lease with Black Hills Figure Skating Club for the use of a specified area within the Roosevelt Ice Arena located at 235 Waterloo Street, Rapid City, South Dakota 57701; and

BE IT FURTHER RESOLVED that a hearing will be held on August 16, 2021, at 6:30 p.m. to be held at City Hall, 300 Sixth Street, Rapid City, South Dakota, to consider the lease of such property, or as soon thereafter as the item may come on for hearing at said meeting; and

BE IT FURTHER RESOLVED that notice of the time and place of this public hearing shall be published once, at least ten days prior to the hearing, by copy of this Resolution of Intent or by separate notice; 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 2nd day of August, 2021.

CITY OF RAPID CITY
s/Steve Allender
 Mayor

ATTEST:
s/Pauline Sumption
 Finance Director
 (SEAL)

14. Acknowledge the Following Volunteers for Worker's Compensation Purposes: Michael A. Bay (RCPD Auxiliary Program), Breanna Lee Hawkins (Police Department) RSVP Volunteers: Orin Bader, William Bosch, Gary Goodrich, Karen Greetis, Janeen Larsen, Linda Lester, Charles (Mike) Madler, Larry Miller, Donald Petersen, Robin Pladson, Gary Renner, Jon Veltman, Betty Weyrauch
15. WS072821-08: Acknowledge June 2021 General Fund Cash Balance Report
16. WS072821-01: Approve change Order 3F to Tru-Form Construction for 2020 ADA Project, Project #2602/CIP 50761 for an Increase of \$12,432.81
17. WS072821-02: Authorize Mayor and Finance Officer to Enter Into the First Amendment to Agreement with Kent and Karin Hagg for Reimbursement of Expenses Related to Regency Ct. Storm Sewer and Slope Repair
18. WS072821-03: Approve Change Order 1 to RCS Construction for Regency Court Storm Sewer Improvement, Project 20-2599 / CIP 51301 for an Increase of \$20,660.28, Contingent Upon Approval of Item WS072821-02
19. WS072821-04: Authorize Staff to Advertise Bids for Tower Road Stabilization Project, Project No. 19-2537/ CIP No. 51254 in the amount of \$200,000.00
20. WS072821-05: Authorized Mayor and Finance Director to Sign Amendment No. 2 to the Agreement between the City of Rapid City and Ferber Engineering Company for Professional Engineering Services for FEMA LOMR – Southeast and Truck Bypass Drainages, Project No. 20-2569, CIP No. 51275 in the amount of \$59,120.00
21. WS072821-09: Approve Change Order 1F to Askland Ditching for Milwaukee Street Water Line Extension – E Watertown Street, Project #21-2652/CIP 51328 for a Decrease of \$602.20
22. WS072821-10: Approve Change Order 1 to Underground Construction LLC for St Andrew Street East of Palo Verde Dr Reconstruction and Utility Project, Project #21-2604/CIP 51260 for an increase of \$10,206.00
23. WS072821-11: Authorize Staff to Purchase One (1) New S76 T4 Bobcat Skid Steer Loader Through the Sourcewell Cooperative Contract #040319-CEC with Clark Equipment in the Amount of \$51,074.36
24. WS072821-12: 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
25. WS072821-13: Authorize Staff to Advertise for Bids 2021 Roof Replacement Project No. 21-2654 CIP No. 50098

CIP Committee Consent Items

26. No. CIP071621-00 – Acknowledge Capital Improvement Programs Committee Monthly Updates for July 2021.
27. No. CIP071621-03 – Approve Capital Plans for Government Facilities – (Fire & Emergency Services, Parks & Recreation, Summary)
28. No. CIP071621-04 – Approve Capital Plan for Fire Vehicles

- 29. No. CIP071621-05 – Approve Capital Plan for Parks & Recreation
- 30. No. CIP071621-06 – Approve Capital Plan for Information Technology
- 31. No. CIP071621-01 – Acknowledge Financial Report (Summary, DCA Charges and Debt Service)
- 32. No. CIP071621-02 – Approve Capital Plan for PW Infrastructure
- 33. No. CIP071621-07 – Approve PETT Building Rooftop Units – Rod Johnson

Community Development Consent Items

- 34. WS072821-23: Authorize Mayor and Finance Director to Sign Amended Community Development Block Grant FY21 SF-424
- 35. 21CA002 – Approve Resolution 2021-069 A request by Longbranch Civil Engineering, Inc. for Doeck, LLC to Consider an Application for a Comprehensive Plan Amendment to Allow for the New Alignment of Bunker Drive Located at the Western Terminus of Coal Bank Drive

RESOLUTION NO. 2021 - 069
 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 2nd day of August 2021, at which the Council 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 Major Street Plan by realigning Bunker Drive a proposed collector street located Section 14, T2N, R7E; and

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

WHEREAS, the Rapid City Common Council finds that it is in the best interest of the City of Rapid City to amend the Comprehensive Plan by changing the Major Street Plan by realigning Bunker Drive a proposed collector street located Section 14, T2N, R7E.

NOW THEREFORE, BE IT RESOLVED, by the City of Rapid City, that the Comprehensive Plan be amended by changing the Major Street Plan by realigning Bunker Drive a proposed collector street located Section 14, T2N, R7E, and, along with the accompanying maps, plats, charts and descriptive and explanatory matter as attached as attached hereto, and incorporated herein, filed with the City Finance Office.

Dated this 2nd day of August, 2021.

CITY OF RAPID CITY
s/Steve Allender
 Mayor

ATTEST:
s/Pauline Sumption
 Finance Director
 (SEAL)

END OF CONSENT ITEMS

Mayor Allender read in item (WS072821-06) Approve Resolution No. 2021-070 a Resolution Writing Off Uncollectable Ambulance Billing Accounts. Jones asked how much the city was writing off; Sumption

said \$688029.07 and this covers from 2009 to 2019. Sumption stated there is a statute of limitations on uncollectible accounts. Weifenbach thinks these should be written off sooner. Motion was made by Jones, second by Nordstrom to approve. Motion carried 8-0.

Resolution No. 2021-070
RESOLUTION WRITING OFF UNCOLLECTABLE
AMBULANCE BILLING ACCOUNTS

WHEREAS, The City Finance Office has determined that certain ambulance billing accounts, shown on Appendix A, attached to the resolution at the City Finance Office, and totaling \$688,029.07 are uncollectible; and

WHEREAS, It is necessary to relieve the accounts receivable of the City of Rapid City for these accounts.

NOW, THEREFORE BE IT RESOLVED, by the City of Rapid City, that the City Finance Officer be directed to remove such accounts from the active receivable of the City, said accounts being detailed in the official files of the City Finance Office.

Dated this 2nd day of August, 2021.

CITY OF RAPID CITY
s/Steve Allender
Mayor

ATTEST:
s/Pauline Sumption
Finance Director
(SEAL)

Mayor Allender read in item (WS072821-18) Authorize Staff to Apply for and Accept if Awarded, the 2021 JAG Grant Totaling \$107,517.00 to be Allocated Towards Salary and Benefits of One FTE Detective for 18 Months. Hedrick explained this position was needed because the City is short on detectives and each of them currently carry a high case load. Motion was made by Jones, second by Evans to approve. Motion carried 8-0.

NON-CONSENT ITEMS – Items 36 – 42

Chuck Henrie spoke on item (WS072821-19) and thinks the hazard pay should go to the Fire Department and the Police Department.

Ordinances

Mayor Allender read in item (WS072821-22) First Reading of Ordinance No. 6456, An Ordinance to Amend and Adopt Provisions of the Rapid City Municipal Code Relating to Animals in Title 6. (This item was originally numbered WS061621-21 and it was continued from the July 19, 2021 city council meeting.) Jones said the new ordinance came together very well with Ms. Groote's help. Motion was made by Jones, second by Drew and carried 8-0 that Ordinance 6456 be placed upon its first reading and the title was fully and distinctly read and second reading set for August 16, 2021.

Community Development Items

Mayor Allender read in item (No. 21PL059) A request by Fisk Land Surveying & Consulting Engineers, Inc. for Thomas and Pamela Kovarik for a Preliminary Subdivision Plan for proposed Lots 1 and 2 of Highwood Estates Subdivision, generally described as being located at 2102 Highwood Road. Motion was made by Salamun, second by Lehmann and carried to approve with the following stipulations: 1. Upon submittal of a Development Engineering Plan application, the plat document shall be revised to

show the dedication of right-of-way for a turnaround at the western terminus of Highland Road and construction plans for the turnaround and the proposed 50-foot wide access easement identifying a proposed typical street section with a minimum 20-foot wide gravel surface and ditch in compliance with the Infrastructure Design Criteria Manual shall be submitted for review and approval; 2. Prior to submittal of a Final Plat application, proposed Lot 2 shall be rezoned from General Agriculture District to Low Density Residential District I; 3. Prior to submittal of a Final Plat application, the applicant shall contact the Fire Department to conduct a wildland fuels mitigation assessment to determine if a Wild Fire Mitigation Plan for the property is needed. In addition, a copy of the approved plan shall be submitted with the Final Plat application or written documentation from the Fire Department shall be submitted indicating that a plan is not needed; 4. Prior to submittal of a Final Plat application, the correct Certificate of Titles for a Final Plat shall be shown on the plat document. In particular, the Certificate of Finance Director Certificate shall be revised eliminating the reference to the Public Works Director; 5. Upon submittal of a Final Plat application, a Covenant Agreement shall be entered into with the City to ensure that fire suppression systems are installed in any new residential structures or expansions to the existing residence that results in the expansion of the fire flow calculation area as defined by the International Fire Code. The system design and installation shall meet the system requirements of NFPA 13, 13R and 13D, as applicable; 6. Upon submittal of a Final Plat application, a Covenant Agreement shall be entered into with the City to ensure that exterior building construction materials, building separations and landscaping provision are in conformance with the best practices established by the Rapid City Fire Department Survivable Space Initiative; 7. Upon submittal of a Final Plat application, surety for any required subdivision improvements that have not been completed shall be posted and the subdivision inspection fees shall be paid; and, 8. Prior to the City's acceptance of the public improvements, a warranty surety shall be submitted for review and approval as required.

Mayor Allender read in item (No. 21PL064) A request by KTM Design Solutions, Inc for Yasmeen Dream, LLC for a Preliminary Subdivision Plan for proposed Lots 1 thru 4 of Block 1 of Scotland Hills Subdivision #2, generally described as being located north of Strumer Road and Ranchester Street intersection. Motion was made by Drew, second by Nordstrom and approved with the following stipulations: 1. Upon submittal of a Development Engineering Plan application, construction plans shall be submitted for review and approval showing the extension of approximately 45 feet of water main along Ranchester Street and for a temporary turnaround at the western terminus of Ranchester Street or an Exception shall be obtained. If an Exception is obtained, a copy of the approved document shall be submitted with the Development Engineering Plan application; 2. Prior to submittal of a Development Engineering Plan application, an Exception shall be obtained to allow 37 dwelling units on a cul-de-sac street in lieu of a maximum of 20 dwelling units or the plat document shall be revised accordingly. If an Exception is obtained, then upon submittal of a Final Plat application, a Covenant Agreement shall be entered into with the City to ensure that fire suppression systems are installed in all residential structures. The system design and installation shall meet the system requirements of NFPA 13, 13R and 13D, as applicable. In addition, a Covenant Agreement shall be entered into with the City to ensure that exterior building construction materials, building separations and landscaping provision are in conformance with the best practices established by the Rapid City Fire Department Survivable Space Initiative; 3. Prior to submittal of a Final Plat application, the applicant shall contact the Fire Department to conduct a wildland fuels mitigation assessment to determine if a Wild Fire Mitigation Plan for the property is needed. In addition, a copy of the approved plan shall be submitted with the Final Plat application or written documentation from the Fire Department shall be submitted indicating that a plan is not needed; 4. Upon submittal of a Development Engineering Plan application, a cost estimate for the required subdivision improvements shall be submitted for review and approval; 5. Prior to approval of the Development Engineering Plan application, a Development Agreement shall be entered into with the City for all public improvements; 6. Prior to approval of the Development Engineering Plan application, approval from the South Dakota Department of Agriculture and Natural Resources shall be secured; 7. Upon submittal of a Development Engineering Plan application, a plat document shall be submitted for review and approval showing all existing easements located on the subject property. In particular, the easements for the two power transmission lines shall be shown to ensure that they do not conflict with proposed driveway

locations; 8. Prior to approval of the Development Engineering Plan application, any necessary off-site easements shall be recorded; 9. Upon submittal of a Final Plat application, surety for any required subdivision improvements that have not been completed shall be posted and the subdivision inspection fees shall be paid; and, 10. Prior to the City's acceptance of the public improvements, a warranty surety shall be submitted for review and approval as required.

Allender read in item (No. 21PL065) A request by KTM Design Solutions, Inc for Redrock Apartments LLC for a Preliminary Subdivision Plan for proposed Lots 1A thru 12B of Block 2 of Red Rock Shadows Subdivision, generally described as being located southeast of the intersection of Portrush Road and Muirfield Drive. Motion was made by Lehmann, second by Jones and approved with the following stipulations: 1. Upon submittal of a Development Engineering Plan application, the lot layout shall be revised to ensure that all lots will have compliant driveways for corner clearances. In addition, the lot lines shall be revised to be perpendicular to the street right-of-way where shared driveways will be required; 2. Upon submittal of a Development Engineering Plan application, a plat document shall be submitted for review and approval identifying the existing right-of-way for Portrush Road and Muirfield Drive and the dedication of additional right-of-way if necessary to meet the minimum width of 68 feet pursuant to the Infrastructure Design Criteria Manual; 3. Upon submittal of a Development Engineering Plan application, construction plans for Road 1 and Road 2 shall be submitted for review and approval pursuant to Figure 2-1 of the Infrastructure Design Criteria Manual for a local street or shall meet criteria for obtaining an Exception. In addition, the cul-de-sac bulb(s) at the street terminus shall be constructed pursuant to Table 2-4 of the Infrastructure Design Criteria Manual or shall meet criteria for obtaining an Exception. If Exception(s) are obtained, a copy of the approved document(s) shall be submitted with the Development Engineering Plan application; 4. Prior to submittal of a Development Engineering Plan application, an Exception shall be obtained to allow 24 dwelling units on a cul-de-sac street in lieu of a maximum of 20 dwelling units or the plat document shall be revised accordingly. If an Exception is obtained, then upon submittal of a Final Plat application, a Covenant Agreement shall be entered into with the City to ensure that fire suppression systems are installed in all residential structures. The system design and installation shall meet the system requirements of NFPA 13, 13R and 13D, as applicable; 5. Prior to submittal of a Development Engineering Plan application, proposed street names for Road 1 and Road 2 shall be submitted to the Emergency Services Communication Center for review and approval. In addition, the construction plans shall identify the approved street names; 6. Upon submittal of a Development Engineering Plan application, a cost estimate for the required subdivision improvements shall be submitted for review and approval; 7. Prior to approval of the Development Engineering Plan application, a Development Agreement shall be entered into with the City for all public improvements; 8. Prior to approval of the Development Engineering Plan application, engineering design reports (in part to include water, sewer, drainage, and pavement) required for construction approval shall be accepted and agreements required for construction approval shall be executed pursuant to Chapter 1.15 of the Infrastructure Design Criteria Manual. In addition, permits required for construction shall be approved and issued and construction plans shall be accepted in accordance with the Infrastructure Design Criteria Manual. All final engineering reports shall be signed and sealed by a Professional Engineer and contain a Certification Statement of Conformance with City Standards, as required by the Infrastructure Design Criteria Manual; 9. Prior to approval of the Development Engineering Plan application, approval from the South Dakota Department of Environment and Natural Resources shall be secured; 10. Prior to approval of the Development Engineering Plan application, any necessary off-site easements shall be recorded; 11. Upon submittal of a Final Plat application, an agreement shall be submitted for recording securing ownership and maintenance of the existing drainage pond and any other drainage elements created with the proposed development. In addition, Major Drainage Easements shall be dedicated for all drainage improvements; 12. Upon submittal of a Final Plat application, surety for any required subdivision improvements that have not been completed shall be posted and the subdivision inspection fees shall be paid; and, 13. Prior to the City's acceptance of the public improvements, a warranty surety shall be submitted for review and approval as required.

Mayor's Items

Mayor Allender read in item (WS072821-19) Consider Taking Item to Approve COVID Hazard Pay for First Responders (Police and Fire) off the Table and Discussion Regarding the Payment of Hazard Pay or a COVID Bonus to City Employees. Motion was made by Jones, second by Weifenbach to grant the hazard pay to firefighters and police officers. Nordstrom was in favor of including all city employees. Motion carried 6-2 with Lehmann and Nordstrom voting no.

Mayor Allender read in item (WS072821-20) Discussion about Forming a Committee to Review the City's Ordinances and Policies on the Issuance of Video Lottery Licenses and Direction to the City Staff Regarding the Issuance of the Six Additional Video Lottery Licenses the City Council has authorized. Motion was made by Lehmann, second by Evans to approve a committee to review the city's ordinances and policies on the issuance of video lottery licenses. Motion passed 8-0.

Mayor Allender read in item (WS072821-21) Discussion Regarding Council Working Sessions Including a Discussion of whether the Sessions should continue or if the Council should go back to the Previous Committee Structure. Motion was made by Weifenbach, second by Nordstrom to have the first Public Works session resume on Tuesday, September 14, 2021 at 12:30 p.m. and the first Legal and Finance session resume on Wednesday, September 15, 2021 at 12:30 p.m. Both at City Hall in counsel chambers at 300 Sixth Street, Second Floor. Motion passed 8-0.

Mayor Allender asked Council to extend the Vision Fund deadline to August 20, 2021. Motion was made by Weifenbach, second by Lehmann to approve extending the deadline. Allender explained that he received requests to extend the deadline to consider other projects that were slightly delayed over the past year because of COVID circumstances. Evans and Weifenbach said they each asked for an extension. Sumption stated there were 27 applicants so far and approximately \$27 million to allocate to projects. Motion was made by Weifenbach, second by Lehmann to adopt the new timeline. Motion carried 5-3 with Jones, Salamun and Drew voting no.

PUBLIC HEARING ITEMS – Items 43 – 46

Julie Frye spoke on item (WS072821-07). She is not in favor of increasing the levy for the Business Improvement District this year. She hasn't noticed any improvements being made over the past year. She wants benches removed from downtown in order to detour the homeless from using that space.

CONSENT PUBLIC HEARING ITEMS – Items 43 – 46**Alcohol Licenses**

43. Storybook Island Inc. for a SPECIAL EVENT on-sale malt beverage license and an on-sale wine license for an event scheduled for September 18, 2021 at Storybook Island, 1301 Sheridan Lake Road
44. Naja Shrine Temple for a SPECIAL EVENT on-sale malt beverage license for an event scheduled for August 8, 2021, at Rapid City Shrine Temple, 4091 Sturgis Road
45. Naja Shrine Temple for a SPECIAL EVENT on-sale dealer license for an event scheduled for August 28, 2021, at Rapid City Shrine Temple, 4091 Sturgis Road

Motion was made by Jones, second by Strommen to approve items 43-45. Motion carried 8-0.

Assessment Rolls

Mayor Allender read in item (WS072821-07) Approve Resolution No. 2021-065B a Resolution Levying Assessment for Downtown Business Improvement District 2021. Motion was made by Jones, second by Nordstrom to approve. Substitute motion made by Weifenbach, second by Salamun and carried to continue discussion. It was explained that the people on the assessment are allowed to find out where this money is going and where it has been spent. Sumption stated that Destination Rapid City would be responsible in communicating to the Downtown Business Improvement District citizens. Hedrick stated that RCPD is continually trying to help the homeless. The jail is not the holding place for low level crimes

anymore. They have social workers riding with the police in order to help. The Hope Center and the mission are still places where they can go. Jones would like to know where the BID money is used as well. He asked if someone from Destination Rapid City could make a presentation on September 7, 2021 to the council explaining what the assessments are being used for. Discussion took place between Drew and Julie Frye. Motion was made by Evans, second by Lehmann and carried 8-0 to approve.

RESOLUTION NO. 2021-065B
RESOLUTION LEVYING ASSESSMENT FOR
DOWNTOWN BUSINESS IMPROVEMENT DISTRICT 2021

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

1. The City Council has made all investigations which it deems necessary and has found and determined that the amount which each lot or tract shall be benefited by the Business Improvement District 2021 is the amount stated in the proposed assessment roll.

2. The Assessment Roll for Business Improvement District 2021 is hereby approved and assessments thereby specified are levied against each and every lot, piece, or parcel of land thereby described.

3. Such assessments, unless paid within thirty (30) days after the filing of the assessment roll in the Office of the Finance Officer shall be collected by the City Finance Office in accordance with SDCL ch. 9-43, as amended, and shall be payable in one annual installment bearing interest at the rate not to exceed six and one-half percent (6.5%).

Dated this 2nd day of August, 2021.

CITY OF RAPID CITY, SOUTH DAKOTA
s/Steve Allender
Mayor

ATTEST
s/Pauline Sumption
Finance Director
(SEAL)

END OF CONSENT PUBLIC HEARING CALENDAR

NON-CONSENT PUBLIC HEARING ITEMS (NONE)

BILLS

BILL LIST - AUGUST 2, 2021

P/ROLL PERIOD END 07/17/21, PD 07/23/21	2,112,180.91
CDEV P/ROLL PERIOD END 07/17/21, PD 07/23/21	2,468.62
PIONEER BANK & TRUST, 07/17/21 P/ROLL TAXES, PD 07/23/21	532,103.07
CDEV PIONEER BANK & TRUST, 07/17/21 P/ROLL TAXES, PD 07/23/21	565.67
SOUTH DAKOTA DEPARTMENT OF REVENUE, JUN21 SALES TAX PAYABLE, PD 07/26/21	61,319.69
SOUTH DAKOTA DEPARTMENT OF REVENUE, JUN21 EXCISE TAX PAYABLE, PD 07/26/21	143.40
SOUTH DAKOTA DEPT OF REVENUE, JUN21 CCTR SALES TAX PAYABLE, PD 07/26/21	12,907.33
WELLMARK INC, HEALTH CLAIMS THROUGH 07/09/21, PD 07/15/21	186,027.43

WELLMARK INC, HEALTH CLAIMS THROUGH 07/16/21, PD 07/22/21	295,693.77
WELLMARK INC, HEALTH CLAIMS THROUGH 07/23/21, PD 07/29/21	131,891.26
WAGE WORKS, SECTION 125 PAYMENTS THROUGH 07/19/21, PD 07/20/21	5,609.29
WAGE WORKS, SECTION 125 PAYMENTS THROUGH 07/26/21, PD 07/27/21	6,138.00
RISK ADMIN SERVICES INC WORK COMP CLAIMS THROUGH 07/14/21, PD 07/15/21	20,066.36
RISK ADMIN SERVICES INC WORK COMP CLAIMS THROUGH 07/21/21, PD 07/22/21	9,364.04
RISK ADMIN SERVICES INC WORK COMP CLAIMS THROUGH 07/28/21, PD 07/29/21	9,716.43
SOUTH DAKOTA DEPT OF LABOR-REEMPLOYMENT, BENEFIT CHARGES, PD 07/23/21	625.76
AR GROUP LLC, TID39 ANAMOSA/AR GROUP LLC, PD 07/21/21	13,222.92
BANK WEST, TID47 TOWER RD, PD 07/21/21	11,328.02
BANK WEST, TID56 RUSHMORE CROSSING, PD 07/21/21	131,561.55
BANK WEST, TID65 MINNESOTA ST, PD 07/21/21	4,007.68
BANK WEST, TID78 UNNAMED TRIBUTARY, PD 07/21/21	5,310.44
CITY OF RAPID CITY, TID39 ANAMOSA/AR GROUP LLC, PD 07/21/21	13,222.93
CITY OF RAPID CITY, TID64 CABELA'S, PD 07/21/21	26,941.43
FIRST INTERSTATE BANK, TID50 FEDERAL BEEF/FOUNDERS PARK DEV, PD 07/21/21	3,866.22
WEST RIVER ELECTRIC ASSOCIATION, ELECTRICITY, PD 07/16/21	30,315.05
BLACK HILLS ENERGY, ELECTRICITY, PD 07/23/21	149,829.42
MONTANA DAKOTA UTILITIES, NATURAL GAS, PD 07/23/21	20,579.59
COMPUTER BILL LIST	8,364,116.26
CDEV COMPUTER BILL LIST	5,187.77
SUBTOTAL	12,166,310.31
RSVP, P/ROLL PERIOD END 07/17/21, PD 07/23/21	2,695.28
RSVP, PIONEER BANK & TRUST, 07/17/21 P/ROLL TAXES, PD 07/23/21	618.68
RSVP, COMPUTER BILL LIST	2,047.26
TOTAL	12,171,671.53

Sumption presented the bill list of \$12,171,671.53. Motion was made by Jones, second by Drew and carried to authorize (No. CC080221-01) the Finance Director to issue warrants or treasurer checks, drawn on proper funds, in payment thereof. Motion carried 8-0.

ADJOURN

There being no further business to come before the Council at this time, motion was made by Salamun, second by Lehmann and carried to adjourn the meeting at 7:54 p.m.

Dated this 2nd day of August, 2021.

CITY OF RAPID CITY
s/Steve Allender
Mayor

ATTEST:
s/Pauline Sumption
Finance Director
(SEAL)

Published at the approximate cost: _____