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., Tuesday, September 7, 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 (NONE)

PRESENTATION
1. Presentation on Downtown BID Board – Domico Rodriguez
2. Black Hills Works, Inc. CDBG-Funded Project Presentation
3. WAVI Inc. CDBG-Funded Project Presentation
4. Youth & Family Services, Inc. CDBG-Funded Project Presentation

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 – 46

Open Public Comment – Items 5 – 36 (3-minute time limit per speaker)
Close Public Comment

CONSENT ITEMS – Items 5 – 36

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

Approve Minutes
5. Approve Minutes for the August 16, 2021 Regular Council meeting.
6. Approve Minutes for the August 23, 2021 Special Council meeting.
7. Approve Minutes for the August 31, 2021 Special Council meeting.

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

Alcoholic Beverage License Applications Set for Hearing (September 20, 2021)
8. 33-7 Worldwide LLC DBA The Man Salon – Rapid City West, 2335 West Main Street Suite 220 for a Retail (on-off sale) Malt Beverage and SD Farm Wine License
9. Naja Shrine Temple DBA Rapid City Shrine Temple for a SPECIAL EVENT on-sale dealer license on September 25, 2021 at 4091 Sturgis Rd
10. Nebraska / Dakotas Chapter of the American Society of Landscape Architects DBA Mt. Rushmore Society for a SPECIAL EVENT on-sale malt beverage and on-sale wine licenses on September 30, 2021 at 830 Main Street
11. Elevate Rapid City DBA Elevate Rapid City – Ascent Building for a SPECIAL EVENT on-sale malt beverage and on-sale wine licenses on October 12, 2021 at 18 E. Main Street
12. Naja Shrine Temple DBA Rapid City Shrine Temple for a SPECIAL EVENT on-sale dealer license on October 2, 2021 at 4091 Sturgis Rd
13. Naja Shrine Temple DBA Rapid City Shrine Temple for a SPECIAL EVENT on-sale dealer license on October 9, 2021 at 4091 Sturgis Rd

Working Session Committee Consent Items
14. WS090121-19: Authorize Mayor and Finance Director to Sign and Accept the Additional Project Safe Neighborhood Grant Funding
15. WS090121-20: Authorize Mayor and Finance Director to Sign and Accept the Supplemental Project Safe Neighborhood Grant Funding
16. WS090121-17: Confirm the Reappointments of Bob DeMersseman and Peter J. Cappa to the Opportunity Capture Fund Oversight Board
17. Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Daniel Brusseau (Airport), Kathie Brusseau (Airport), Clancy Smith (Police Department), Denise Bakke (RSVP+), Julie Becker (RSVP+), Kelly Becker (RSVP+), Linda Berghorst (RSVP+), Colleen Cooper (RSVP+), Gerie Ericson (RSVP+)
18. WS090121-01: Acknowledge June 2021 Sales Tax Report
19. WS090121-14: Approve Resolution No. 2021-087 a Resolution Declaring Miscellaneous Personal Property Surplus to be Surplus as Trade
21. WS090121-16: Approve Resolution 2021-082 a Resolution Cancelling Checks or Warrants not Presented for Payment Within One Year of Date of Issuance
22. WS090121-02: Approve Change Order #1F to J&J Asphalt Co. for Pavement Rehabilitation Project – Rand Road, Project #20-2618 / CIP 50798 for a decrease of $16,603.37
23. WS090121-03: Approve Change Order #1 to Mainline Contracting for E Watertown Street Water Main Replacement, Project #19-2501 / CIP 51076 for an Increase of $36,225.40
24. WS090121-04: Approve Request from Tony Fischer for a Variance to Waive the Requirement to Install Sidewalk Along Tanager Drive, Rapid City, per City Ordinance 12.08.060
25. WS090121-05: Approve Change Order #2F to Simon Contractors of SD Inc. for Pavement Rehabilitation Project Grand Vista Ct to Kepp Ct, Project #19-2547 / CIP 50549 for an Increase of $61,597.38
26. WS090121-06: Approve Change Order #1F to Simon Contractors of SD Inc. for Northridge Drive Overlay Project, Project #19-2554 / CIP 50549 for an Increase of $38,230.10
27. WS090121-07: Approve Change Order #2F to GTI Companies Inc. for Pavement Rehabilitation Project – Summerset Area, Project #18-2478 / CIP 50844 for a Decrease of $11,392.08
28. WS090121-09: Approve Resolution No. 2021-085 A Resolution Supporting the Submittal of the City’s Water Reclamation Facility South Plant Improvements Project to the State of South Dakota’s Water Facility Plan and Authorizing Staff to Take Further Action
29. WS090121-10: Authorize Purchase of Garbage and Recycling Containers from Rehrig Pacific Company Using Omnia Partners Cooperative Contract Pricing, in the Amount of $86,176.00
30. WS090121-11: Approve Change Order #1 to Simon Contractors of SD Inc. for 2020 Miscellaneous Improvements Projects, General Civil Projects, Project #20-2605 / CIP 51132.1 for a Decrease of $20,022.51
31. WS090121-12: Approve Change Order #2 to Heavy Constructors for West Omaha Street Utilities, Project #16-2099 / CIP 50904 for an Increase of $34,715.35
32. WS090121-13: Authorize Mayor and Finance Director to Sign Amendment No. 1 to the Agreement between the City of Rapid City and GeoStabilization International for Professional Services for Tower Road Stabilization Project, Project No. 19-2537, CIP No. 51254 in the amount of $19,500.00
33. WS090121-21: Approve Request from James Cerone for a Variance to Waive the Requirement to Install Sidewalk Along East Highway 44, Rapid City, per City Ordinance 12.08.060
CIP Committee Consent Items (NONE)

Community Development Consent Items
34. 21TP017 – Approve the 2022-2025 Transportation Improvement Program – Final Report
35. No. 21AN002 – Approve a request by Ferber Engineering Company for Wayne Hellman to waive the requirement for a Petition for Annexation for property generally described as being located at 1470 Cabot Hill Road.

Bid Award Consent Items
36. CC090721-04.1 - Approve award of total bid for 2021 Roof Replacement Project, Project No. 21-2654 / CIP No. 50098 opened on August 31, 2021 to the lowest responsible bidder, Harvey’s Five Star Roofing in the amount of $370,000.00

END OF CONSENT ITEMS

NON-CONSENT ITEMS – Items 37 - 46

Open Public Comment – Items 37 – 46 (3-minute time limit per speaker)
Close Public Comment

Finance
37. CC090721-02.1 – Approve Resolution of Intent #2021-086 to take the statutorily authorized increase in property tax revenue as part of the annual appropriation ordinance for 2022
Recommendation: Approve

Ordinances
38. CC090721-02.2 – First Reading, Ordinance 6506, regarding FY2022 Appropriation Ordinance.
Recommendation: Approve
39. WS081121-22: Second Reading of Ordinance 6502 Regarding Supplemental Appropriation #5 for 2021
Recommendation: Approve
40. WS081121-23: Second Reading of Ordinance No. 6501 An Ordinance to Prohibit Public Smoking of Marijuana by Adopting Section 8.32.060 of the Rapid City Municipal Code
Recommendation: Approve
41. WS090121-18: First Reading of Ordinance No. 6505 An Ordinance to Adopt Rules Governing Medical Cannabis Establishments by Amending Chapter 5.74 of the Rapid City Municipal Code
Recommendation: Approve
42. WS090121-22: First Reading of Ordinance No. 6507 an Ordinance Amending Chapter 2.64 of the Rapid City Municipal Code to Implement the Recommendations Made by the Human Relations Commission Task Force and Reflect the Terms of the Memorandum of Understanding with the Mniluzahan Okolakicyapi Ambassadors
Recommendation: Approve

Working Session Committee Items
43. WS090121-08: Discuss Reconsideration for Other City Departments to Receive Hazard Pay

Community Development Items
44. No. 21PL075 - A request by Brett Grosz for Hart Ranch Development Company for a Preliminary Subdivision Plan for proposed Lots 1 of Block 1 and Lots 1 thru 17 of Block 2 of Village on the Green No. 3 Subdivision, generally described as being located west of Arena Drive and south of Anne Court.
Recommendation: Approve with Stipulations
45. No. 21PL076 - A request by Fisk Land Surveying & Consulting Engineers, Inc for Jay White for a Preliminary Subdivision Plan for proposed Lots 1 and 2 of JW Estates, generally described as being located at 1640 Skyline Ranch Road.
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
46. CC090721-02.3 – Hold Random Drawing for Six (6) Video Lottery Designation Authorizations and Award those Applications

Appeals (NONE)
Planning Commission Appeals
License Appeals
Sign Code Appeals
Other Appeals Heard by the Council

PUBLIC HEARING ITEMS – Items 47 – 56

Open Public Hearing (comment) - Items 47 – 56 (3-minute time limit per speaker)
[Public Hearing Remains Open]

Close Public Hearing (comment) - Items 47 – 56

CONSENT PUBLIC HEARING ITEMS – Items 47 – 55

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

Community Development Items (NONE)

Alcohol Licenses
47. Breakroom Billiards & Darts LLC DBA Breakroom Billiards, 355 11th Street, for a Retail (on-off sale) Malt Beverage & SD Farm Wine License TRANSFER from D & S Time Square Inc. DBA Breakroom Billiards
48. Dolgen Midwest, LLC DBA Dollar General Store #20846, 3402 Haines Avenue for a new Retail (on-off sale) Malt Beverage & SD Farm Wine license and a Retail (on-off sale) Wine and Cider license
49. Z’Mariks Noodle Café, LLC DBA Z’Mariks Noodle Café LLC, 2335 W Main Street for a new Retail (on-off sale) Malt Beverage & SD Farm Wine license
50. Zymurcracy for a SPECIAL EVENT on-sale malt beverage license for an event scheduled for September 18, 2021 at 1301 Sheridan Lake Road on behalf of Storybook Island
51. Western Dakota Tech Foundation for a SPECIAL EVENT on-sale malt beverage license and a on-sale wine license for an event scheduled for October 21, 2021 at 800 Mickelson Drive on behalf of Western Dakota Tech.

52. Field Enterprises LLC DBA Black Hills Party Pub & Pedaler, 629 Main Street for a new Retail (on-off sale) Malt Beverage and SD Farm Wine License

53. The Bestro LLC, DBA The Bestro, 333 Omaha St, Suite 4 for a Retail (on-sale) liquor license TRANSFER from The Retired Enlisted Assoc Chapter 29 (TREA) DBA Chapter #29

54. Senior Citizens Inc. DBA Canyon Lake Activity Center for a SPECIAL EVENT on-sale malt beverage license and on-sale wine license on October 1, 2021 and October 16, 2021 at 2900 Canyon Lake Drive

55. Black Hawk Oil, Inc. DBA Mr. Liquor, 3609 Sturgis Road for a Package (off-sale) Liquor license (Inactive) TRANSFER from DTJ, LLC DBA DTJ, LLC

Assessment Rolls (NONE)

Other Items Requiring Public Hearings (NONE)

END OF CONSENT PUBLIC HEARING CALENDAR

NON-CONSENT PUBLIC HEARING ITEMS – Item 56

56. No. 21RZ018 – Second Reading, Ordinance 6499, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Citcra LLC for a Rezoning request from General Agricultural District to Medium Density Residential District property generally described as being located southeast of the intersection of Country Road West and Brooke Street.

Recommendation: Approve in conjunction with a Planned Development Designation

BILLS

57. No. CC090721-01 – Bill List for September 7, 2021

ADJOURN