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, October 4, 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. World Habitat Day Proclamation – Mayor Allender
2. Domestic Violence Awareness Month Proclamation – Mayor Allender

PRESENTATION
3. Sustainability Committee Award Presentation to EchoWorks
4. Presentation from The Cave Collective

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 – 38

Open Public Comment – Items 5 – 34 (3-minute time limit per speaker)

Close Public Comment

CONSENT ITEMS – Items 5 – 34

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

Approve Minutes
5. Approve Minutes for the September 20, 2021 Regular Council meeting.

Alcoholic Beverage License Applications Set for Hearing (October 18, 2021)
6. Western Dakota Tech Foundation DBA Western Dakota Tech Foundation for a SPECIAL EVENT Off-Sale Package Wine Dealer License on October 21, 2021 at 800 Mickelson Drive
7. Naja Shrine Temple DBA Rapid City Shrine Temple for a SPECIAL EVENT On-Sale Dealer License for October 23, 2021 at 4091 Sturgis Road
8. Naja Shrine Temple DBA Rapid City Shrine Temple for a SPECIAL EVENT On-Sale Dealer License for November 6, 2021 at 4091 Sturgis Road
9. Naja Shrine Temple DBA Rapid City Shrine Temple for a SPECIAL EVENT On-Sale Malt Beverage Retailer License for November 6, 2021 at 2820 Harley Drive
10. PW092821-01: Approve Change Order #1F to Bituminous Paving Inc. for 2021 Chip Seal Project, Project #20-2620 / CIP 50549 for a decrease of $18,027.50.

11. PW092821-02: Approve Change Order #1F to Prime Excavation for 515 West Blvd Water Service, Project #19-2499 / CIP 50927 for an increase of $3,537.98.

12. PW092821-03: Authorize Mayor and Finance Director to Sign Amendment No. 2 to the Agreement between the City of Rapid City and Longbranch Civil Engineering, Inc. for Professional Engineering Services for Lime Creek Detailed Analysis of FEMA Special Flood Hazard Area, Project No. 18-2479, CIP No. 51192 in the amount of $10,800.00.

13. PW092821-04: Authorize Mayor and Finance Director to Sign an Amendment to the original Agreement between the City of Rapid and KLJ for Professional Engineering Services for St. Patrick St. Reconstruction – Mt. Rushmore Rd. to 5th St., Project No. 20-2582 / CIP No. 51126, in the amount of $15,280.00.

14. PW092821-05: Approve and Authorize Mayor and Finance Officer to sign Professional Services Agreement with Ferber Engineering Company, Inc. for the Enchantment Road PRV CP and Repair Project No. 20-2590/CIP 51261, in the amount of $33,830.00.

15. PW092821-06: Authorize Mayor and Finance Director to sign the “State of South Dakota Department of Transportation Bridge Improvement Grant Agreement for Preliminary Engineering – State Administration” for the Chapel Lane bridge (Structure # 52-378-315) Chapel Lane Bridge Preliminary Engineering Study, Project Number 21-2666 / CIP 51330.

16. PW092821-07: Authorize Mayor and Finance officer to sign covenant agreement between the City of Rapid City and Skyline Heights, LLC and John and Jeanie Hull, allowing connection to the City water system for properties located at 3445 and 3505 Skyline Heights Court.

17. PW092821-08: Authorize staff to advertise for Saint Cloud Street Reconstruction West Boulevard to 9th Street, Project No. 21-2662 / CIP 51174 for $525,000.

18. PW092821-09: Approve Request from Towey Design Group, Inc. for a time extension for the Development Engineering Plan application associated with the Misty Meadows Subdivision.

19. PW092821-10: Approve Request from Jeff and Kate Collins for a variance to waive the requirement to install sidewalk along 4421 W. Glen Place, Rapid City, per City Ordinance 12.08.060.

20. PW092821-11: Approve Request from AE2S for Hart Ranch Development Company for a variance to waive the requirement to install sidewalk for Village On The Green No. 3 Subdivision, per City Ordinance 12.08.060.

21. PW092821-12: Approve Request to purchase a spare CCTV sewer televising camera and tractor setup for sanitary and storm sewer inspections. The purchase would be through a Sourcewell contract with Titan Machinery at a cost of $74714.09.


23. PW092821-14: Approve Request to Direct the Mayor and Public Works Director to issue Street Lighting Request to WREA to add seven (7) street lights to existing poles on S. Valley Rd.

24. PW092821-15: Acknowledge Discussion about creating a residential street plan.

Legal & Finance Committee Consent Items

25. LF092921-01 – Confirm the Reappointments of Eric Ottenbacher, Rachel Caesar and Erik Braun to the Planning Commission.

26. LF092921-07 – Confirm the Appointment of Jessica Rogers to the HRC/MOA Commission.

27. Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Chuck Berdan (RSVP+), Marilyn Berdan (RSVP+), Rita Bollurt (RSVP+), Floy Brindley (RSVP+), Colleen Butler (RSVP+), Rose Donovan (RSVP+), Sheila Ann Frost (RSVP+), Debra Geiger (RSVP+), Jim Geiger (RSVP+), Jeanette Hoff (RSVP+), Lori Kimball (RSVP+), Michele Post (RSVP+), Mary Riley (RSVP+), Julie Schreibis (RSVP+), Frances Trainer (RSVP+), Steve Waterman (RSVP+), Kathy Wood (RSVP+).
28. LF092921-03 – Acknowledge July 2021 Sales Tax Report
29. LF092921-08 – Authorize Mayor and Finance Director to Sign Second Amended Contract for Private Development Tax Increment District Number Sixty-Five Between Dennis Zandstra Real Estate Holdings, LLC and the City of Rapid City
30. LF092921-09 – Authorize Mayor and Finance Director to Sign Third Amended Contract for Private Development Tax Increment District Number Sixty-Five Between SSST, LLC and the City of Rapid City
31. LF092921-06 – Approve Request by Brian Bach 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 920 Fairview 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.

**CIP Committee Consent Items (NONE)**

**Community Development Consent Items**
32. LF092921-04 – Approve Preliminary Community Development Block Grant (CDBG) FY21 Mid-Year Funding Recommendations.
33. LF092921-05 – Authorize Mayor and Finance Director to Sign the Updated CDBG Certifications

**Bid Award Consent Items**
34. CC100421-04.1 - Approve award of total bid for IGT Subdivision Improvements – Water and Sewer opened on September 28th, 2021 to the lowest responsible bidder, Lind Exco Inc in the amount of $405,091.93.

END OF CONSENT ITEMS

**NON-CONSENT ITEMS** – Items 35 – 38

Open Public Comment – Items 35 – 38 (3-minute time limit per speaker)
Close Public Comment

**Ordinances**
   Recommendation: Approve

**Public Works Committee Items (NONE)**

**Legal & Finance Committee Items (NONE)**

**CIP Committee Items (NONE)**

**Community Development Items**
36. No. 21PL088 - A request by Renner Associates, LLC for Barry Zelickson for a Preliminary Subdivision Plan for proposed Lot 2R and Lot 3 of Tract 4R of Arches Addition, legally described as Lot 2 of Tract 4R of Arches Addition, located in Section 12, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota, located 2700 Mt. Rushmore Road.
   Recommendation: Approve with stipulations
37. No. 21PL090 - A request by D.C. Scott Co. Land Surveyors Inc for Gregory Harberts, Trustee for a Preliminary Subdivision Plan for proposed Lot 1 of Victra Subdivision No. 2 property, located 7400 Longview Road.
   Recommendation: Approve with stipulations
38. No. 21PL092 - A request by KTM Design Solutions, Inc for Watershed Development, LLC for a Preliminary Subdivision Plan for proposed Lots 1 thru 5 of Block 1 of Highpointe Crescent, property located western terminus of Castle Garden Court.
Recommendation: Approve with stipulations

Alcoholic Beverage License Applications (NONE)
Reissuance
Special Event

Mayor’s Items (NONE)

Council Items & Liaison Reports (NONE)
Reconsideration Notices
Motion for Delivery of Items from Committee

Staff Items (NONE)

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

PUBLIC HEARING ITEMS – Items 39 – 46

Open Public Hearing (comment) - Items 39 – 46 (3-minute time limit per speaker)
[Public Hearing Remains Open]

Close Public Hearing (comment) - Items 39 – 46

CONSENT PUBLIC HEARING ITEMS – Items 39 – 43

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

Community Development Items
39. No. 21TI001 – Approve the Minnesota Street TID No. 65 – Resolution 2021-083 - A request by KTM Design Solutions, Inc. for SSST, LLC and Zandstra Real Estate Holdings, LLC to consider an application for a Reallocation of Project Plan Costs for Minnesota Street TID No. 65 for property generally described as being located south and west of Elks Country Estates and east of Elk Vale Road.
Recommendation: Approve

40. No. 21TI002 – Approve the Walpole Heights Subdivision and Arches Addition - Resolution 2021-084 - A request by Brian E. Bangs Skyline Pines East, LLLP for Bruce E. Schreiner Skyline Pines East, LLLP to consider an application for a Reallocation of Projects Plan Costs for Tower Road TID No. 47 for property generally described as being located Tower Road west of U.S. Highway 16.
Recommendation: Approve

Alcohol Licenses
41. Breakroom Billiards and Darts LLC DBA Breakroom Billiards and Darts, 355 11th Street Suite 1 for a Retail (on-sale) Malt Beverage and SD Farm Wine License with VL Designation
42. Big D Oil Co. DBA Big D Oil #45, 251 Stumer Road for a Package (off-sale) Liquor License TRANSFER from Big D Oil Co. DBA Big D Oil #54 located at 3851 Eglin Street
43. Big D Oil Co. DBA Big D Oil Co. #54, 3851 Eglin St for a Retail (on-off sale) Malt Beverage & SD Farm Wine License TRANSFER from Big D Oil Co. #45 located at 251 Stumer Road

Assessment Rolls (NONE)

Other Items Requiring Public Hearings (NONE)

END OF CONSENT PUBLIC HEARING CALENDAR

NON-CONSENT PUBLIC HEARING ITEMS – Items 44 – 46

44. No. 21RZ020 - Second Reading, Ordinance 6504, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KTM Design Solutions, Inc for Watershed II, LLC for a Rezoning request from No Use District to Park Forest District for property generally described as being located north of terminus of Cloud Peak Drive.

Recommendation: Approve

45. 21OA003 – Second Reading of Ordinance No. 6500 an Ordinance to Adopt Comprehensive Zoning Regulations for Medical Cannabis Establishments by Amending Title 17 of the Rapid City Municipal Code.

Recommendation: Approve

46. 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: (This item was continued from the June 21, 2021 city council meeting.) Continue to the October 18, 2021 City Council Meeting per the applicant’s request.

BILLS

47. No. CC100421-01 – Bill List for October 4, 2021

ADJOURN