

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, January 3, 2022**

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. Update Presented on OneHeart
2. National League of Cities Presentation – Ritchie Nordstrom

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 3 – 35

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

Close Public Comment

CONSENT ITEMS – Items 3 – 34

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

Approve Minutes

3. Approve Minutes for the December 20, 2021 Regular Council meeting.
4. Approve Minutes for the December 27, 2021 Special Council meeting.

Intent to Lease Set for Hearing (Tuesday, January 18, 2022)

5. The City of Rapid City intends to enter into a lease for a property located at 680 E. Fairmont Blvd with BMX Inc.

Vacations of a Section Line Set for Hearing (February 7, 2022)

6. No. 21VR002 - A request by KTM Design Solutions, Inc. for SSST, LLC for a Vacation of a Section Line for property generally described as being located northwest of the intersection of Caymus Drive and Pahlmeyer Drive

Alcoholic Beverage License Applications Set for Hearing (Tuesday, January 18, 2022)

7. Tiki Investments, LLC DBA Tiki Bar, 615 E. North Street for a Retail (on-sale) Liquor License TRANSFER from LaCroix Investments, Inc. DBA Time Out Lounge located at 615 E. North Street

8. Tiki Investments, LLC DBA Tiki Bar, 615 E North Street for a Package (off-sale) Liquor License TRANSFER from LaCroix Investments, Inc. DBA Bus's Bottle Shop located at 615 E North Street

Public Works Committee Consent Items

9. PW122821-01: Approve Authorization To Seek Proposals For Development And Implementation Of A Utility Rate Study For The Water And Water Reclamation Utilities, Project No. 2687/CIP No. 51342. Estimated Cost of This Study is \$200,000.
10. PW122821-02: Approve Request And Authorize Staff To Purchase (1) One New Single Engine Hydro Excavation With Vacuum On Heavy Duty Chassis, Through The Sourcewell Cooperative Contract #122017-FSC-2 With Vactor Through Sanitation Products In The Amount Of \$496,051.79. For Utility Maintenance
11. PW122821-03: Approve Authorization for Mayor and Finance Director to sign an Amendment 3 to Professional Services Agreement with FMG Engineering for Rushmore Plaza Civic Center Arena Expansion Project #2452 Boundary, Topographic Survey and Testing in the amount of \$40,612.31.
12. PW122821-04: Approve Authorization for Mayor and Finance Director to sign a Professional Services Agreement with Chamberlin Architects PC for Rapid City Fire Station #1 Improvements Project #2612 in the amount of \$838,350.00.
13. PW122821-05: Approve Authorization for Mayor and Finance Director to Sign an Agreement between the City of Rapid City and HDR Engineering, Inc. for E Main Street N Bridge Repair, Project No. 19-2525/CIP No. 51247 in the amount of \$143,090.00.
14. PW122821-06: Approve Authorization for Staff to Advertise Bids for Deadwood Avenue Reconstruction Phase 1, Project No. 17-2375 / CIP 50437.1. Estimated Cost \$2,700,000.
15. PW122821-07: Approve Authorization for Staff to Advertise for Bids for E Anamosa Street – Street and Storm Sewer Repairs, Project No. 21-2639/ CIP No. 51153. Estimated Cost \$575,000.
16. PW122821-08: Approve Authorization for Staff to Advertise Bids for 2021 Roadway Surfacing Project, Project No. 21-2673 / CIP No. 50297. Estimated Cost \$180,000.
17. PW122821-09: Approve Change Order #2 to Complete Concrete Inc. for Lacrosse Street Interchange Utility Improvements, Project 16-2318/CIP 51108 for an increase of \$1,225.31.
18. PW122821-10: Approve Change Order #1 to Mainline Contracting Inc. for Una Del Drive Reconstruction, Project 19-2505/CIP 50914 for an increase of \$9,096.83
19. PW122821-11: Approve Change Order #1F to Simon Contractors of SD Inc. for 2021 Street Patching Project, Project 20-2619/CIP 50549 for a decrease of \$2,333.66.
20. PW122821-12: Approve Change Order #2F to Dakota Barricade LLC for 2021 Lane Line Painting, Project #21-2649/CIP 50594 for a decrease of \$24,869.90.
21. PW122821-13: Approve Authorization for Mayor and Finance Director to Sign Agreement between the City of Rapid City and Fox, LLC for Oversize Water Main Cost Reimbursement, not to exceed \$69,075.00
22. PW122821-14: Approve Request From Todd Seaman (3806 Elysian) And Adam Bodensteiner (3837 Elysian) For A Variance To Waive The Requirement To Install Sidewalk Along Elysian Ct, Per City Ordinance 12.08.060.
23. PW122821-15: Confirm the appointment of Scott Kenner to the Rapid City Air Quality Board.
24. PW122821-16: Approve Authorization For The Mayor And Finance Director To Sign Sewer Service Agreement Between The City Of Rapid City And Rapid Valley Sanitary District To Allow The District To Use The Sewage Treatment System Of The City

Legal and Finance Committee Consent Items

25. LF122921-01 – Confirm the Reappointments of Amy Sazue, Bill May, and Jess Rogers to the Human Relations Commission
26. LF122921-02 – Acknowledge October 2021 Sales Tax Report
27. LF122921-03 – Approve Request for Property Tax Abatements as follows: Jeffery Dewberry Sr. (Tax ID 8002789) 2019, \$146.42; [Total for City of Rapid City: \$146.42]

- 28. LF122921-04 – Approve Resolution No. 2022-001 A Resolution Removing a Rapid City Special Assessment on 631 Lemmon Avenue
- 29. LF122921-05 – Authorize Mayor and Finance Director to Sign Engagement Letter with Addendum with Ketel Thorstenson LLP for the FY 2021 Audit
- 30. LF122921-07 – Approve Resolution No. 2022-004 a Resolution of Intent to Enter into a Lease with Rapid City BMX, Inc. for property located at 680 E. Fairmont Blvd.
- 31. LF122921-10 – Approve the Request for Approval for Youth City Council to Make Expenditures to Travel to Washington DC for National League of Cities Youth Event March 14-22, 2022.
- 32. LF121521-19 – Authorize Mayor and Finance Director to Sign a Memorandum of Understanding Between the City of Rapid City and Local 1031, Council 65, American Federation of State, County, and Municipal employees AFL-CIO Regarding Salary Adjustments for Bargaining Unit Employees in 2022.

CIP Committee Consent Items (NONE)

Community Development Consent Items

- 33. LF122921-06 – Approve a Request by the Code Enforcement Division to Waive the Abatement Fee for 638 E. Boulevard North in the Amount of \$225.00

Bid Award Consent Items

- 34. CC122021-04.4 - Approve award of total Base Bid plus Alternate 1 and Alternate 2 for Well No. 12 2021 Improvements, Project No. 21-2684 / CIP No. 51340 opened on December 14, 2021 to the lowest responsible bidder, Layne Christensen Company in the amount of \$749,100.00. (This item was continued from the December 20, 2021 City Council Meeting.)

END OF CONSENT ITEMS

NON-CONSENT ITEMS – Item 35

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

Ordinances (NONE)

Public Works Committee Items (NONE)

Legal and Finance Committee Items

- 35. LF122921-09 – Approve the Request for Authorization for Youth City Council to Forward Letter of Support re: Statewide Social Studies Curriculum and Standards.
Recommendation: Approve 2-1 with Lehmann voting no.

CIP Committee Items (NONE)

Community Development Items (NONE)

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

Appeals (NONE)

- Planning Commission Appeals*
- License Appeals*
- Sign Code Appeals*
- Other Appeals Heard by the Council*

PUBLIC HEARING ITEMS – Items 36 – 40

Open Public Hearing (comment) - Items 36 – 40 (3-minute time limit per speaker)
[Public Hearing Remains Open]

Close Public Hearing (comment) - Items 36 – 40

CONSENT PUBLIC HEARING ITEMS – Items 36 and 37

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

Community Development Items (NONE)

Alcohol Licenses

- 36. Fuji Sushi and Sake Bar #478 Inc. DBA Fuji Sushi and Sake Bar, 2200 N. Maple Ave #478 for a Retail (on-off sale) Malt Beverage & SD Farm Wine License and Retail (on-off sale) Wine and Cider License TRANSFER from Fuji Asian Restaurant Inc. DBA Fuji Asian Restaurant, located at 2200 N Maple Ave Unit 478

Assessment Rolls (NONE)

Other Items Requiring Public Hearings

- 37. LF122921-08 - Approve Resolution No. 2021-107 A Resolution to Enter into a Lease Agreement from City to Downtown Business Improvement District Board for Main Street Square

END OF CONSENT PUBLIC HEARING CALENDAR

NON-CONSENT PUBLIC HEARING ITEMS – Items 38 – 40

- 38. 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 this item to the March 21, 2022 City Council Meeting per the applicant’s request. (This item was continued from the December 6, 2021 City Council Meeting.)

- 39. No. 21RZ030 - Second Reading, Ordinance 6521, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Indigo Design, LLC for Rice Valley View Properties for a Rezoning request from General Commercial District to Office Commercial District for property generally described as being located south of Omaha Street and west of Cambell Street.

Recommendation: Approve in conjunction with a Planned Development Designation

40. No. 21RZ031 - Second Reading, Ordinance 6522, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Bret and Kathy and Carla McBride for a Rezoning request from General Agricultural District to Medium Density Residential District for property generally described as being located southeast of the intersection of Haines Avenue and Country Road.

Recommendation: Approve

BILLS

41. No. CC010322-01 – Approve Bill List for January 3, 2022

ADJOURN