

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, January 18, 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. Black Hills Stock Show Presentation – Ron Jeffries

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 2 – 48

Open Public Comment – Items 2 – 37 (3-minute time limit per speaker)

Close Public Comment

CONSENT ITEMS – Items 2 – 37

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

Approve Minutes

2. Approve Minutes for the January 3, 2022 Regular Council meeting.
3. Approve Minutes for the January 10, 2022 Special Council meeting.

Alcoholic Beverage License Applications Set for Hearing (February 7, 2022)

4. Knights of Columbus Council 8844 for a SPECIAL EVENT (on-sale) Malt Beverage License and a (on-sale) Wine License on February 25, 2022 at Blessed Sacrament Church, 4500 Jackson Blvd
5. Working Against Violence Inc. (WAVI) for a SPECIAL EVENT (off-sale) Package Dealer License on March 26, 2022 at Best Western Ramkota, 211 N LaCrosse Street
6. R.C. Young Professional for a SPECIAL EVENT (on-sale) Malt Beverage License and a (on-sale) Wine License on April 21, 2022, at Elevate Rapid City, 18 E. Main St.

Public Works Committee Consent Items

7. PW011122-09: Authorize Mayor and Finance Director to Sign Title V/Part 70 Permit Modification Application for the Solid Waste Division.
8. PW011122-01: Acknowledge the findings of the Lime Creek Detailed Analysis of FEMA Special Flood Hazard Area (SFHA) Project No. 18-2479 / CIP No. 51192.

9. PW011122-02: Approve Change Order #1 to Mainline Contracting Inc. for Elk Vale Lift Station Gravity Main & Force Main Upgrades, Project 18-2480/CIP 50729 for an increase of \$237,775.00.
10. PW011122-03: Authorize Mayor and Finance Director to Sign Professional Services Agreement with FMG Engineering for Perrine & Unnamed Tributary Drainage Design Plan, Project No. 18-2430, CIP No. 51189.3, in the amount not to exceed \$93,495.00.
11. PW011122-04: Request Authorization for Mayor and Finance Director to Sign Professional Services Agreement with HDR, Inc. for Jackson Boulevard and W Main Street Intersection and Utility Improvements, Project No. 11-1945, CIP No. 50858, in the amount not to exceed \$110,740.00.
12. PW011122-05: Authorize Staff to Advertise Bids for Trenchless Sanitary Sewer Rehabilitation Jackson Boulevard, Project No. 12-2075 / CIP No. 50818. Estimated Cost \$480,000.
13. PW011122-06: Approve a Request from Tony Marshall for an exception to allow more than 40 dwelling units along Golden Eagle Drive with only one point of access. Per Section 2.6 of the Infrastructure Design Criteria Manual (IDCM), a single access can only serve 40 dwelling units unless an exception is approved by City Council.
14. PW011122-07: Approve a Request from KTM Design Solutions, Inc. for an exception to allow more than 40 dwelling units along Clarkson Road with only one point of access. Per Section 2.6 of the Infrastructure Design Criteria Manual (IDCM), a single access can only serve 40 dwelling units unless an exception is approved by City Council.
15. PW011122-08: Authorize staff to advertise for Meadowbrook Bank Stabilization, Project PR21-6183 for \$147,000.

Legal and Finance Committee Consent Items

16. LF011222-01 – Acknowledge the Report on Community Investment Committee Process for Making Recommendations for CDBG Funding – Michelle Schuelke
17. LF011222-06 – Authorize the Mayor and Finance Director to Sign the Agreement Between the City of Rapid city and Volunteers of America, Northern Rockies Inc. for Community Co-Response Services
18. LF011222-10 – Authorize Staff to Purchase Two F-150 Trucks for \$36,501 each from McKie Ford to Replace Aging Vehicles in the Police Department for a Total Cost of \$73,002.00
19. LF011222-11 – Authorize Staff to Purchase 1 Ram 1500 Truck (\$34,980), 4 Dodge Chargers (\$30,796 each), and 4 Dodge Durangos (\$37,530 each), for a Total Price of \$308,284.00 from Wegner Auto to Replace Aging Vehicles in the Police Department Fleet and to Account for the Needs of Increased Staffing, and Authorize Staff to Trade 2 Ford Interceptors and 2 Dodge Chargers Which are Retired PD Fleet Vehicles with Wegner Auto for a \$21,000.00 credit toward the New Purchase for a Total Cost of \$287,284.00
20. Acknowledge the Following Volunteers for Worker's Compensation Purposes: Jacki Clancy (RSVP+), Judith Conley (RSVP+), Terry Elwood (RSVP+), Dolores Ginter (RSVP+), Dawn Hlavac (RSVP+), Lola Killam (RSVP+), Mike MacDonald (RSVP+), Judy Messmer (RSVP+), Marilyn Pruter (RSVP+), Rhoda Summers (RSVP+), Shirley Barnes Tate (RSVP+), Larry Wilbur (RSVP+), Yvonne Wilber (RSVP+)
21. LF011222-02 – Acknowledge November 2021 General Fund Cash Balance Report
22. LF011222-03 – Approve Resolution No. 2022-007 A Resolution Levying Assessment for Abatement of Nuisances
23. LF011222-04 – Approve Resolution No. 2022-006 A Resolution Establishing 2022 Encumbrances
24. LF011222-09 – Acknowledge 2021 Annual TID Report to Council.
25. LF011222-12 – Approve Resolution No. 2022-008 a Resolution Declaring Miscellaneous Personal Property Surplus to be Surplused as Traded

CIP Committee Consent Items

26. No. CIP121721-00 – Acknowledge updates and minutes from December 2021 meeting.
27. No. CIP121721-03 – Approve Capital Plans for Government Facilities – (Fire & Emergency Services, Parks & Recreation, Summary)

- 28. No. CIP121721-04 – Approve Capital Plan for Fire Vehicles
- 29. No. CIP121721-05 – Approve Capital Plan for Parks & Recreation
- 30. No. CIP121721-06 – Approve Capital Plan for Information Technology
- 31. No. CIP121721-01 – Acknowledge Financial Report (Summary, DCA Charges and Debt Service)
- 32. No. CIP121721-02 – Approve Capital Plan for PW Infrastructure

Community Development Consent Items

- 33. No. 21AN005 – Approve Resolution 2021-092, a request by KTLDCO, LLC for a Petition of De-Annexation for, property generally described as being located west of the current terminus of Santana Court.
- 34. LF011222-08 – Approve Final FY22 Community Development Block Grant (CDBG) Funding Recommendations

Bid Award Consent Items

- 35. CC011822-04.1 - Approve award of total bid for Sewer Force Main Air Release Valve Replacement - Haines Avenue, Project No. 21-2663 / CIP No. 50846 opened on January 11, 2022 to the lowest responsible bidder, Prime Excavation LLC in the amount of \$89,180.36.
- 36. CC011822-04.2 - Approve award of total bid for Perrine and Unnamed Tributary Phase 3 Saint Patrick Street Box Culvert, Project No. 18-2430 / CIP No. 51189.3 opened on January 11, 2022 to the lowest responsible bidder, Precision Grading LLC in the amount of \$580,176.81.
- 37. CC011822-04.3 - Continue the award of St. Cloud Reconstruction Project 5th Street to Highland Court, Project No. 19-2487 / CIP No. 51036 opened on January 11, 2022 to the February 7, 2022 City Council Meeting.

END OF CONSENT ITEMS

NON-CONSENT ITEMS – Items 38 – 48

Open Public Comment – Items 38 – 48 (3-minute time limit per speaker)

Close Public Comment

Ordinances

- 38. No. 21RZ032 - First Reading, Ordinance 6523, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Shane Boyum for a Rezoning request from Office Commercial District to Medium Density Residential District for property generally described as being located southeast of the intersection of Wesleyan Boulevard and Plaza Boulevard.
Recommendation: Approve
- 39. No. 21RZ033 - First Reading, Ordinance 6524, 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, LLC for a Rezoning request from General Agricultural District to Medium Density Residential District for property generally described as being located northeast of the intersection of E. Anamosa Street and Valley Drive.
Recommendation: Approve in conjunction with a Planned Development Designation.
- 40. No. 21RZ034 - First Reading, Ordinance 6525, 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, LLC for a Rezoning request from General Agricultural District to General Commercial District for property generally described as being located northeast of the intersection of E. Anamosa Street and Valley Drive.
Recommendation: Approve in conjunction with a Planned Development Designation
- 41. No. 21RZ035 - First Reading, Ordinance 6526, 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, LLC for a Rezoning request from General Agricultural District to General Commercial District for

property generally described as being located northeast of the intersection of E. Anamosa Street and Valley Drive.

Recommendation: Approve in conjunction with a Planned Development Designation

- 42. No. 21RZ036 - First Reading, Ordinance 6527, 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, LLC for a Rezoning request from General Agricultural District to Medium Density Residential District for property generally described as being located northeast of the intersection of E. Anamosa Street and Valley Drive.

Recommendation: Approve in conjunction with a Planned Development Designation

- 43. LF011222-07 – First Reading of Ordinance No. 6528 an Ordinance Repealing Chapter 1.08 of the Rapid City Municipal Code Relating to Wards and Precincts and Adopting a New Revised Chapter 1.08 of the Rapid City Municipal Code.

Recommendation: Send to council without recommendation.

Public Works Committee Items (NONE)

Legal and Finance Committee Items (NONE)

Community Development Items

- 44. No. 21PL034 - A request by KTM Design Solutions, Inc for Murphy Brothers Partnership LLC for a Preliminary Subdivision Plan for proposed Lot 11 and Lot 12 of Block 1, Lots 1 thru 72 and Drainage Lot 1 of Block 15, Lots 1 thru 33 and Drainage Lot 3 of Block 16, Lots 1 thru 23 and Drainage Lot 2 of Block 17, Lots 1 thru 10 and Lot D Revised of Block 18 and dedicated public right-of-way of Murphy Ranch Estates Subdivision, property generally described as being located southeast of Longview Road and Reservoir Road.

Recommendation: Approve with Stipulations

- 45. No. 21PL119 - A request by KTM Design Solutions, Inc for BH Capital LLC for a Preliminary Subdivision Plan for proposed Lot 3 of Block 6, Lot 1 and 2 of Block 7, Lot 1 and Drainage Lot of Block 8, Lot 1 and 2 of Block 9, Lot 1 and Drainage Lot of Block 10 of Shepherd Hills South Subdivision and Lots 17 and 18 of Block 7, Lots 29 and 30 of Block 3 of Diamond Ridge Subdivision, generally described as being located mostly northeast of the intersection of Mickelson Drive and E. Anamosa Street.

Recommendation: Approve with Stipulations

- 46. No. 21PL129 - A request by KTM Design Solutions, Inc for US Hotel and Resort Management Inc for a Preliminary Subdivision Plan for proposed Lot F1 and Lot F2 of Buffalo Crossing West, generally described as being located at 1920 Hope Court.

Recommendation: Approve with Stipulations

- 47. No. 21PL140 - A request by Baseline Surveying Inc for Cameron Fullerton for a Preliminary Subdivision Plan for proposed Lots 1 and 2 of Rushmore Candy Acres, generally described as being located at 9815 S. Hwy 16.

Recommendation: Approve with Stipulations

- 48. No. 21PL145 - A request by Baseline Surveying for Gordon Howie for a Preliminary Subdivision Plan for proposed Lots 4, 5 and Drainage Lot 1 of Trailwood Village, generally described as being located northwest of the intersection of Reservoir Road and Long View Road.

Recommendation: Approve with Stipulations

CIP 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 (NONE)

Planning Commission Appeals

License Appeals

Sign Code Appeals

Other Appeals Heard by the Council

PUBLIC HEARING ITEMS – Items 49 – 51

Open Public Hearing (comment) - Items 49 – 51 (3-minute time limit per speaker)

[Public Hearing Remains Open]

Close Public Hearing (comment) - Items 49 – 51

CONSENT PUBLIC HEARING ITEMS – Items 49 – 51

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

Community Development Items (NONE)

Alcohol Licenses

- 49. 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
- 50. 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

Assessment Rolls (NONE)

Other Items Requiring Public Hearings

- 51. LF011222-05 – Authorize Mayor and Finance Director to Sign Resolution No. 2022-005, a Resolution to Enter into a Use Agreement with Rapid City BMX, Inc.

END OF CONSENT PUBLIC HEARING CALENDAR

NON-CONSENT PUBLIC HEARING ITEMS – (NONE)

BILLS

- 52. No. CC011822-01 – Bill List for January 18, 2022

ADJOURN