

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, March 7, 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

PRESENTATION

1. The Monument Update Presentation – Craig Baltzer
2. Department of Equalization Presentation – Shannon Rittberger

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 – 46

Open Public Comment – Items 3 – 42 (3-minute time limit per speaker)

Close Public Comment

CONSENT ITEMS – Items 3 – 42

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

Approve Minutes

3. Approve Minutes for the February 22, 2022 Regular Council meeting.

Intent to Lease – Set for Hearing (March 21, 2022)

4. The City of Rapid City intends to enter into a lease for property located at Sioux Park, Steele Avenue Park, and Roosevelt Park with Rapid City Youth Baseball

Alcoholic Beverage License Applications - Set for Hearing (March 21, 2022)

5. MG Oil Company DBA Country Market II, 2803 Deadwood Ave for a Retail (on-sale) Liquor license TRANSFER from Hungry’s Restaurants Inc. DBA Marlin’s Roadhouse Grill, 2803 Deadwood Ave

Public Works Committee Consent Items

6. PW030122-01: Approve to set a hearing date for the State Revolving Fund Application pertaining to the 2020 Miscellaneous Water and Wastewater Facility Type and Fencing Improvements Projects.

7. PW030122-02: Authorize staff to submit transit grant to FTA for American Rescue Plan (ARP) Act funds for operating assistance in the amount of \$564,082.
8. PW030122-03: Authorize staff to advertise for bids of Two (2) new current model year tandem axle roll-off trucks with hook lift systems as replacement units for Water Reclamation. Estimated amount is \$183,750 each.
9. PW030122-04: Approve Change Order #4 to Simon Contractors of SD Inc. for 2020 Miscellaneous Improvements Projects, General Civil Projects, Project 20-2605 / CIP 51132.1 for no cost change.
10. PW030122-05: Approve Change Order #1 to Layne Christensen Company for Well No. 12 2021 Improvements, Project No. 21-2684 / CIP No. 51340, for an increase of \$5,895.00.
11. PW030122-06: Approve Change Order #2 to Mainline Contracting Inc. for Una Del Drive Reconstruction, Project 19-2505 / CIP 50914 for a decrease of \$45,881.07.
12. PW030122-07: Approve correction to Award Recommendation for E Main Street N Bridge Repair, Project No. 19-2525 / CIP No. 51247 awarded at the October 18, 2021 Council Meeting to the lowest responsible bidder, Heavy Constructors, Inc. in the amount of \$1,407,815.01. Due to a calculation error, the total bid amount was incorrect and should be \$1,407,815.02.
13. PW030122-08: Authorize the Mayor and Finance Director to sign the Bridge Reinspection Program Resolution. Project No. 22-2702 / CIP 50630.
14. PW030122-09: Authorize the Mayor and Finance Director to sign Professional Services Agreement with Ferber Engineering Company for the Sheridan Lake Road Reconstruction – Corral Drive to Catron Boulevard, Project No. 20-2579 / CIP 51122 in the amount of \$928,960.00.
15. PW030122-10: Authorize Mayor and Finance Director to sign Amendment 1 Between the City of Rapid City and Longbranch Civil Engineering, Inc. for Southeast Area Trunk Sewer Reconstruction – Elm Avenue to Prairie Avenue Project, Project No 20-2571 / CIP 50829, in the amount of \$380,890.00.
16. PW030122-11: Authorize Mayor and Finance Officer to Sign Amendment No. 2 to Professional Services Agreement between the City of Rapid City and Ferber Engineering Company, Inc. for 12th Street Reconstruction – West Main Street to Fulton Street, Project No.19-2499 / CIP No. 50927, in the amount of \$36,410.00.
17. PW030122-12: Approve Request from Larry Martian for a variance to waive the requirement to install sidewalk along 3067 Creek Drive, per City Ordinance 12.08.060.
18. PW030122-13: Approve Request for Authorization to seek proposals for concessionaire services for Canyon Lake Park Boat Launch.
19. PW020122-24: Acknowledge Withdrawal of the Request from Jon Eizinger to appeal the denial of Exception 21EX212, which is to waive the requirement to install sanitary sewer main within Nameless Cave Road right-of-way in conjunction with the proposed subdivision of Lot 2 of Block 1 of Irene Estates.

Legal and Finance Committee Consent Items

20. LF030222-08 – Confirm the Appointments of Laura Jones and Garth Wadsworth to the Parking Advisory Board.
21. LF030222-04 – Authorize Staff to Apply for and Accept if Awarded the Fire Prevention and Safety Grant in the amount of \$97,123.56.
22. LF030222-07 – Authorize Staff to Apply for and Accept if Awarded the South Dakota Heroes Wellness Grant in the Amount of \$17,792.00.
23. Acknowledge the Following Volunteers for Worker's Compensation Purposes: Patricia Casteel (RSVP+), Patrick Flanigan (Police Department).
24. LF030222-01 – Authorize the Mayor and Finance Director to Sign the 2022 Amendment to Golf Course Food and Beverage Concession Agreement between the City of Rapid City and Platinum Restaurant Group, Inc..
25. LF030222-02 – Accept Property (Tax ID 42257) Donated by Philip Weger and Yvonne Weger and Authorize the Mayor and Finance Director to Sign All Documentation Related to the Donation.

26. LF030222-14 – Acknowledge December 2021 Sales Tax Report.
27. LF030222-06 – Approve Resolution No. 2022-023 a Resolution of Intent to Enter into a Lease with Rapid City Youth Baseball.

CIP Committee Consent Items

28. No. CIP021822-00 – Acknowledge updates and minutes from December 2021 meeting.
29. No. CIP021822-03 – Approve Capital Plans for Government Facilities – (Fire & Emergency Services, Parks & Recreation, Summary)
30. No. CIP021822-04 – Approve Capital Plan for Fire Vehicles
31. No. CIP021822-05 – Approve Capital Plan for Parks & Recreation
32. No. CIP021822-06 – Approve Capital Plan for Information Technology
33. No. CIP021822-01 – Acknowledge Financial Report (Summary, DCA Charges and Debt Service)
34. No. CIP021822-02 – Approve Capital Plan for PW Infrastructure
- 34A. No. CIP021822-07 – Approve Funds Reallocation for Parks and Recreation

Community Development Consent Items

35. LF030222-09 – Approve the FY22 CDBG Preliminary Funding Recommendations
36. LF030222-10 – Approve the Preliminary FY22 CDBG Annual Action Plan
37. LF030222-11 – Approve the CDBG Program Section 3 Plan
38. LF030222-12 – Approve Resolution No. 2022-022 a Resolution Acknowledging Corrections to the February 7, 2022 Council Minutes

Bid Award Consent Items

39. CC030722-04.1 - Approve award of total bid for 2022 Lane Line Painting, Project No. 22-2695 / CIP No. 50594 opened on March 1, 2022 to the lowest responsible bidder, Dakota Barricade LLC in the amount of \$183,790.00.
40. CC030722-04.2 - Approve award of total bid for 2021 Roadway Surfacing Project, Project No. 21-2673 / CIP No. 50297 opened on March 1, 2022 to the lowest responsible bidder, Western Construction, Inc. in the amount of \$163,257.00
41. CC030722-04.3 - Approve award of total bid for Meadowbrook Bank Stabilization, Project No. PR21-6183 opened on March 1, 2022 to the lowest responsible bidder, Iron Horse Excavating, Inc. in the amount of \$116,124.00.
42. CC030722-04.4 - Continue the award of Dinosaur Park Accessibility Improvements, Project No. PR20-6180 opened on March 1, 2022 to the March 21, 2022 City Council Meeting.

END OF CONSENT ITEMS

NON-CONSENT ITEMS – Items 43 – 46

Open Public Comment – Items 43 – 46 (3-minute time limit per speaker)

Close Public Comment

Ordinances

43. LF030222-03 – First Reading of Ordinance No. 6533 Regarding Supplemental Appropriation #1 for 2022.
Recommendation: Approve

Public Works Committee Items (NONE)

Legal and Finance Committee Items

44. LF011222-13 – Adoption of the Updated Non-union Guide and Employee Handbook (continued from 1/12/2022, 2/02/2022 and 2/16/2022 Legal and Finance meetings).
Recommendation: Send to council without recommendation.

CIP Committee Items (NONE)

Community Development Items

45. No. 21PL152 - A request by Dream Design International, Inc for David Lamb and Andrea Andersen Revocable Trust, E.M. Hoff Family Ranch Limited Partnership and Marvin and Kay Paschke for a Preliminary Subdivision Plan for proposed Lots 1 thru 7 of Block 1, Lots 1 thru 5 of Block 2, Lots 1 thru 8 of Block 3 of Black Hills Industrial Center Subdivision, generally described as being located southeast of the intersection of Highway 79 and Old Folsom Road.

Recommendation: Approve with stipulations

46. No. 22PL006 - A request by Renner Associates, LLC for Lilac Flowers LLC for a Preliminary Subdivision Plan for proposed Tract J of Wesleyan Christian Center, generally described as being located northeast of the current terminus of Wesleyan Boulevard.

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 (NONE)

Appeals (NONE)

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

PUBLIC HEARING ITEMS – Items 47 – 52

Open Public Hearing (comment) - Items 47 – 52 (3-minute time limit per speaker)
[Public Hearing Remains Open]

Close Public Hearing (comment) - Items 47 – 52

CONSENT PUBLIC HEARING ITEMS – Items 47 – 51

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

Community Development Items (NONE)

Alcohol Licenses

47. Main Street Square Inc., 512 Main Street Ste 980 for one SPECIAL EVENT on-sale dealer license for an event scheduled for June 18, 2022; one SPECIAL EVENT on-sale wine license and

on-sale malt beverage license for an event scheduled for July 23, 2022; one SPECIAL EVENT on-sale dealer license for an event scheduled for August 20, 2022; one SPECIAL EVENT on-sale dealer license for an event scheduled for August 24, 2022; and one SPECIAL EVENT on-sale wine and on-sale malt beverage license for an event scheduled for September 24, 2022; all being held at Main Street Square and 6th Street between Main Street and Omaha Street.

48. MG Oil Company DBA Market Square Casino 3, 1624 E. St. Patrick St. Suite 105 for a Retail (on-off sale) Malt Beverage & SD Farm Wine license with video lottery TRANSFER from MG Oil Company DBA The Park 3, 707 Mt. View Rd. Suite C
49. MG Oil Company DBA Market Square Casino 4, 1624 E. St. Patrick St. Suite 106 for a Retail (on-off sale) Malt Beverage & SD Farm Wine license with video lottery TRANSFER from MG Oil Company DBA Happy Jacks Omaha 2 (Inactive), 1109 W Omaha St, Suite B.

Assessment Rolls (NONE)

Other Items Requiring Public Hearings

50. LF030222-05 – Authorize Mayor and Finance Director to Sign Resolution No. 2022-021, a Resolution to Enter into a Use Agreement with Harney League Sports.
51. LF021622-11 – Authorize Mayor and Finance Director to sign Resolution No. 2022-013 a Resolution to Enter into a Lease Agreement with Security First Bank. *(This item was continued from February 22, 2022 City Council meeting.)*

END OF CONSENT PUBLIC HEARING CALENDAR

NON-CONSENT PUBLIC HEARING ITEMS – Item 52

52. No. 22TI001 – Approve Resolution 2022-009 a request by C.R. Lloyd Associates, Inc for Block 5, LLC to create Tax Increment District Number Eighty-Five and approve Resolution 2022-010 a Project Plan for the Block Five Project, Tax Increment Financing District Number Eighty-Five for property generally described as being located at 525 St. Joseph Street.

Recommendation: Continue to the March 30, 2022 Legal and Finance Meeting and the April 4, 2022 City Council Meeting

BILLS

53. No. CC030722-01 – Bill List for March 7, 2022

ADJOURN