

**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 21, 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)**

**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 1 – 37

**Open Public Comment** – Items 1 – 35 (3-minute time limit per speaker)

**Close Public Comment**

**CONSENT ITEMS** – Items 1 – 35

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

***Approve Minutes***

1. Approve Minutes for the March 7, 2022 Regular Council meeting.

***Vacations of Right-Of-Way Set for Hearing (April 18, 2022)***

2. No. 22VR001 – Approve a request by Renner Associates, LLC for Shiny and Dry Rapid City Eglin, LLC for Resolution 2022-026 a Vacation of Right-of-Way for property generally described as being located between 716 Eglin Street and 1630 Pine Street.
3. No. 22VR002 – Approve a request by Renner Associates, LLC for Shiny and Dry Rapid City Eglin, LLC for Resolution 2022-027 a Vacation of Right-of-Way for property generally described as being located between 716 Eglin Street and 1630 Pine Street.

***Alcoholic Beverage License Applications Set for Hearing (April 4, 2022)***

4. MG Oil Company DBA Country Market II-B, 2803 Deadwood Ave, Suite B for a retail (on-off sale) Malt Beverage & SD Farm Wine with video lottery license TRANSFER from MG Oil Company DBA The Park, 707 Mountain View Rd
5. Tzadik Mount Rushmore Hotel, LLC DBA The Rushmore Hotel & Suites, 445 Mt. Rushmore Rd, for a Retail (on-off sale) Liquor License TRANSFER from Shiba Investments, Inc. DBA The Rushmore Hotel, 445 Mt. Rushmore Rd
6. BIN 605 LLC DBA BIN 605, for a new Retail (on-off sale) Wine and Cider License and a new Retail (on-off sale) Malt Beverage and SD Farm Wine License at 2001 Hope Court, Suite 1

7. Naja Shrine Temple, 4091 Sturgis Rd for a SPECIAL EVENT on-sale Malt Beverage Retailer License and an on-sale Wine Retailer License for an event scheduled for April 23, 2022 at Rapid City Shrine Center, 4091 Sturgis Rd
8. American Legion Post 22, 818 E St. Patrick Street for a SPECIAL EVENT on-sale Malt Beverage Retailer License for an event scheduled for June 29, 2022 through July 4, 2022 at Post 22 Baseball Field Parking Lot, 2721 Canyon Lake Drive
9. Bar K-9 LLC, 2200 N. Maple Ave Suite 508, Rushmore Mall for a SPECIAL EVENT on-sale Malt Beverage License for an event scheduled for April 29-30, 2022 at Rushmore Mall, 2200 N. Maple Ave Suite 508

**Public Works Committee Consent Items**

10. PW031522-01: Authorize staff to submit transit grant to FTA for FFY19 and FFY20 5339 Formula funds for capital assistance in the amount of \$175,707 to allow for RTS to replace two (2) ADA accessible paratransit vehicles at a cost ratio of 85/15.
11. PW031522-02: Authorize Mayor and Finance Director to sign an agreement between the City of Rapid City and HDR Engineering, Inc., for the Water Reclamation Facility South Plant Improvements – Phase 2, Project Number 20-2629.2/ CIP Number 51129.2 In the amount of \$4,145,482.00
12. PW031522-03: Authorize Staff to Advertise for Bids for Limestone Gravel. Estimated Cost \$100,000.00.
13. PW031522-04: Authorize Staff to Advertise for Bids for Hot Mixed Asphaltic Concrete. Estimated Cost \$193,000.00.
14. PW031522-05: Authorize Staff to Advertise for Bids for Ready Mixed Concrete. Estimated Cost \$100,000.00.
15. PW031522-06: Approve extending the contract awarded May 3, 2021 to Prime Excavation LLC for Concrete for Utility Service Locations for Water Division / Utility Maintenance.
16. PW031522-07: Authorize Staff to Advertise for Bids for the Enchantment Road PRV Cathodic Protection and Repair Project No. 20-2590/CIP 51261. Cost: \$160,000.
17. PW031522-08: Authorize Staff to Advertise Bids for Pavement Rehabilitation Project Chateaux Ridge Court, Project No. 21-2659 / CIP 50844.22A. Estimated Cost is \$415,000.
18. PW031522-09: Authorize Mayor and Finance Director to sign an Agreement Between the City of Rapid City and Ferber Engineering Company, Inc. for 143rd Ave and Country Road Trunk Sewer Extension Project, Project No 22-2694 / CIP 51220, in the amount of \$395,015.00.
19. PW031522-10: Approve Change Order #1 to Precision Grading LLC for Perrine/Unnamed Tributary DBDP Phase 3 – East Saint Patrick Street Box Culvert, Project 18-2430 / CIP No. 51189.3, for an increase of \$59,645.57.
20. PW031522-13: Approve with stipulations, a Request from Longbranch Civil Engineering for an exception to allow more than 40 dwelling units along Pinnacle Court 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.
21. PW031522-14: Authorize Staff to Request for Bids to Purchase Two (2) 2022 Dodge Three-Quarter Ton 4X4 Regular Cab Long Box Pickups.
22. PW031522-15: Request Authorization to Seek Proposals for Professional Services for Sioux Park Tennis Court Reconstruction, Project No. PR22-6186

**Legal and Finance Committee Consent Items**

23. LF031622-06 – Authorize Staff to Apply for and Accept if Awarded the State VOCA Grant in the Amount of \$71,366.00
24. LF031622-03 – Approve Change Order #1 in the Amount of \$1,384.00 for the Purchase of HME Ahrens-Fox Type 34 through Houston-Galveston Area Council (HGAC)
25. LF031622-04 – Authorize Staff to Apply for and Accept if Awarded the HMEP (Hazardous Materials Emergency Preparedness) Grant in the Amount of \$60,000.00

26. Acknowledge the Following Volunteers for Worker's Compensation Purposes: Chris Avison (Library)
27. LF031622-01 – Acknowledge January 2022 General Fund Cash Balance Report
28. LF031622-02 – Authorize Mayor and Finance Director to Sign Combined Election Agreement with Pennington County for the 2022 Municipal Election to be Held on June 7, 2022 and for any Special Elections in 2022
29. LF031622-05 – Approve Resolution No. 2022-025 a Resolution Levying Assessment for Abatement of Nuisances
30. LF031622-10 – Approve Resolution No. 2022-031 a Resolution Declaring Miscellaneous Personal Property Surplus
31. LF031622-12 – Authorize the Mayor and Finance Director to Sign Amendment to the Agreement Between City of Rapid City And Local 1031, Council 65, American Federation of State, County, and Municipal Employees AFL-CIO for the Period from January 1, 2021 through December 31, 2022 Adopting Salary Adjustments for Solid Waste Employees and Certain Airport Employees

***CIP Committee Consent Items (NONE)***

***Community Development Consent Items***

32. LF031622-08 – Approve FY22 CDBG Final Funding Recommendations
33. LF031622-09 – Approve FY22 CDBG Final Annual Action Plan

***Bid Award Consent Items***

34. CC030722-04.4 - Approve Award of Revised Total Base Bid plus Alternate 2 for Dinosaur Park Accessibility Improvements, Project No. PR20-6180 opened on March 1, 2022 to MAC Construction Co., Inc. in the amount of \$ 3,494,910.81. (*This item was continued from the March 7, 2022 City Council Meeting.*)
35. CC032122-04.1 - Approve award of total bid for Saint Cloud Street Reconstruction West Boulevard to 9th Street, Project No. 21-2662 / CIP No. 51174 opened on March 15, 2022 to the lowest responsible bidder, Heavy Constructors, Inc. in the amount of \$540,345.88

END OF CONSENT ITEMS

**NON-CONSENT ITEMS** – Items 36 – 37

**Open Public Comment** – Items 36 – 37 (3-minute time limit per speaker)

**Close Public Comment**

***Ordinances***

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

***Public Works Committee Items (NONE)***

***Legal and Finance Committee Items***

37. LF031622-07 – Approve FY2022 Rapid City Arts Council Funding Recommendations for Community Investments (Arts & Humanities).  
**Recommendation: Send to council without recommendation.**

***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

**Staff Items (NONE)**

**Appeals (NONE)**

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

**PUBLIC HEARING ITEMS** – Items 38 – 42

**Open Public Hearing (comment)** - Items 38 – 42 (3-minute time limit per speaker)  
**[Public Hearing Remains Open]**

**Close Public Hearing (comment)** - Items 38 – 42

**CONSENT PUBLIC HEARING ITEMS** – Items 38 – 39

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

**Alcohol Licenses**

- 38. 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

**Assessment Rolls (NONE)**

**Other Items Requiring Public Hearings**

- 39. LF031622-11 – Authorize Mayor and Finance Director to Sign Resolution No. 2022-024, a Resolution to Enter into a Use Agreement with Rapid City Youth Baseball

END OF CONSENT PUBLIC HEARING CALENDAR

**NON-CONSENT PUBLIC HEARING ITEMS** – Items 40 – 42

- 40. 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 April 18, 2022 City Council Meeting per the applicant’s request.** (This item was continued from the January 3, 2022 City Council Meeting.)

**Recommendation: Approve**

- 41. PW031522-11: Approve Resolution 2022-029 Authorizing the Mayor and Finance Director to submit an Application for Financial Assistance to the South Dakota Board of Water and Natural Resources for a project titled, “2020 Miscellaneous Water and Wastewater Facility Type and Fencing Improvements Project, Project No.: WRF 20-2608/CIP 51132.4 for the Wastewater Portion of the Improvements Project.

**Recommendation: Approve**

42. PW031522-12: Approve Resolution 2022-030 Authorizing the Mayor and Finance Director to submit an Application for Financial Assistance to the South Dakota Board of Water and Natural Resources for a project titled, "2020 Miscellaneous Water and Wastewater Facility Type and Fencing Improvements Project, Project No.: WRF 20-2608/CIP 51132.4 for the Water Portion of the Improvements Project.

**Recommendation: Approve**

**BILLS**

43. No. CC032122-01 – Bill List for March 21, 2022

**ADJOURN**