

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 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

PRESENTATION

1. Elevate Rapid City Housing Study Presentation

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 – 38

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 September 19, 2022 Regular Council meeting.

Vacations of Right-Of-Way Set for Hearing (NONE)

Alcoholic Beverage License Applications Set for Hearing (October 17, 2022)

3. Black Hills Provisions LLC DBA The Pack Mule for a new Retail (on-off sale) Malt Beverage and SD Farm Wine License and a Retail (on-off sale) Wine and Cider License at 100 St. Joseph St
4. Naja Shrine for a SPECIAL EVENT (On-Sale) Malt Beverage License and (On-Sale) Wine License for an event scheduled for November 12, 2022 at Rapid City Shrine Temple at 4091 Sturgis Road
5. Naja Shrine for a SPECIAL EVENT (On-Sale) Malt Beverage License for an event scheduled for November 5, 2022, at Black Hills Harley Davison, 2820 Harley Drive

Public Works Committee Consent Items

6. PW092722-01: Authorize Mayor and Finance Director to Sign Amendment No. 5 to the Agreement between the City of Rapid City and FMG Engineering for Professional Engineering

- Services for Perrine and Unnamed Tributary Drainage Basin Design Plans (DBDPs) Amendment – Phase 2, Project No. 18-2430, CIP No. 51189.2. This is a no cost amendment.
7. PW092722-02: Authorize Mayor and Finance Director to sign the Agreement between the City of Rapid City and Creek Drive LLC for Construction of Public Water Main and for Oversize Water Main Cost Reimbursement, not to exceed \$115,000.
 8. PW092722-03: Approve Change Order #5 to Complete Concrete Inc. dba Complete Concrete Sol for Lacrosse Street Interchange Utility Improvements, Project# 2318, CIP# 51108, for an increase of \$13,439.08.
 9. PW092722-04: Approve Change Order #1F to Simon Contractors of SD, Inc. for Pavement Rehabilitation Project – Locust & Ivy, Project# 2623, CIP# 50844, for an increase of \$14,442.57.
 10. PW092722-05: Approve Change Order #1F to Simon Contractors of SD, Inc. for 2022 Chip Seal, Project# 2706, CIP# 50549.22B, for a decrease of \$6,108.94.
 11. PW092722-06: Approve Change Order #2F to Layne Christensen Company for Well 11 Pump and Motor Replacement, Project# 2717, CIP# 51363, for a decrease of \$1,725.00
 12. PW092722-07: 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 Tomahawk Drive Bridge (Structure #52-391-316). Tomahawk Drive Bridge Replacement, Project 22-2721 / CIP 51370.
 13. PW092722-08: Authorize Staff to Advertise for Bids for One (1) Current Model Year ½ Ton 4x4 Pickup Truck for Water Division. Estimated Cost \$42,000.
 14. PW092722-09: Authorize Staff to Advertise for Bids for One (1) Current Model Year 1 Ton 4x4 Pickup Truck for Water Division. Estimated Cost \$62,000
 15. PW092722-10: Confirm the appointment of Laura Jones to the TIF District Review Committee.

Legal and Finance Committee Consent Items

16. LF092822-03 – Request Authorization to Sign the 2022-2023 Grant Agreement with the South Dakota Department of Health for the Community Health Worker Grant (SD DOH-CHW) in an Amount up to \$50,000.00
17. LF092822-04 - Authorize Staff to Apply for and Accept if Awarded the Community Wildfire Defense Grant in the Amount of \$2,316,439.68
18. Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Barbara Carlson (RSVP+), Carol Hess (RSVP+), Lori Johnson (RSVP+), Connie Uris (RSVP+)
19. LF092822-01 – Acknowledge Update from the Opportunity Capture Fund Committee
20. LF092822-02 – Approve Moving Opportunity Capture Fund Vision Allocation from 2024 to 2022
21. LF092822-05 – Authorize Mayor and Finance Director to Sign Agreement between the City of Rapid City, Central States Fair, Inc., and First Interstate Bank Assigning Vision Funds to the Bank that have been Awarded to Central States Fair, Inc. in order for them to obtain a Loan for Advance Funding to Construct Renovations Contemplated by the Award
22. LF092822-06 – Youth City Council Requests Authorization for Expenditure of \$1,200.00 of Approved Budget for Marketing and Community Relations
23. LF092822-07 – Approve the Tentative Real Estate Purchase Agreement for Lots 4 & 5 of Owen Hibbard Subdivision and Authorize Mayor and Staff to Execute Any Documents Necessary to Complete the Transfer of the Property Consistent with the Purchase Agreement.
24. LF092822-08 – Acknowledge August 2022 General Fund Cash Balance Report.
25. LF092822-09 – Acknowledge July 2022 Sales Tax Report.

CIP Committee Consent Items

26. No. CIP081922-00 - Approve August 19, 2022 Capital Improvement Plan Minutes
27. No. CIP091622-03 – Approve Capital Plans for Government Facilities – (Fire & Emergency Services, Parks & Recreation, Summary)
28. No. CIP091622-04 – Approve Capital Plan for Fire Vehicles
29. No. CIP091622-05 – Approve Capital Plan for Parks & Recreation
30. No. CIP091622-06 – Approve Capital Plan for Information Technology

- 31. No. CIP091622-02 – Acknowledge Capital Plan for PW Infrastructure
- 32. No. CIP091622-01 – Acknowledge Financial Report (Summary, DCA Charges and Debt Service)
- 33. No. CIP091622-07 – Approve \$250,000 from undesignated cash for Fire Station 1 remodel and build that came in over budget – Chief Culberson
- 34. No. CIP091622-08 – Approve moving \$375,000 from Fire Station 1 Asphalt Project to Fire Station 1 Remodel Project, all within Government Facilities – Chief Culberson
- 35. No. CIP091622-09 – Approve transfer of \$11,480 from CIP Government Facilities Fire Station 2 to the Fire Department General Fund operating budget, to replace flooring – Chief Culberson

Community Development Consent Items (NONE)

Bid Award Consent Items

- 36. CC100322-04.1 - Approve award of total bid for Saint Patrick Street Reconstruction – Mt. Rushmore Road to 5th Street, Project No. 20-2582 / CIP No. 51126 opened on September 27, 2022 to the lowest responsible bidder, Heavy Constructors, Inc. in the amount of \$5,280,947.00.
- 37. CC100322-04.2 - No bids were received for two current model year tandem axle roll-off trucks with hook lift systems opened on September 27, 2022. Staff recommends negotiating a contract in accordance with SDCL 5-18A-5(9).

END OF CONSENT ITEMS

NON-CONSENT ITEMS – Item 38

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

Close Public Comment

Ordinances

- 38. LF091422-01 – Approve Second Reading of Ordinance No. 6552 Regarding Supplemental Appropriation #4 for 2022
Recommendation: Approve

Public Works Committee Items (NONE)

Legal and Finance Committee Items (NONE)

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 39 – 41

Open Public Hearing (comment) - Items 39 – 41 (3-minute time limit per speaker)
[Public Hearing Remains Open]

Close Public Hearing (comment) - Items 39 – 41

CONSENT PUBLIC HEARING ITEMS – Items 39 – 41

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

Community Development Items (NONE)

Alcohol Licenses

- 39. BE LLC, DBA Benevolent Beauty for a new Retail (on-off sale) Malt Beverage and SD Farm Wine License and a Retail (on-off sale) Wine and Cider License at 623 St Joseph Street
- 40. Elevate Rapid City for a SPECIAL EVENT (On-Sale) Malt Beverage License and an (On-Sale) Wine License for an event scheduled for November 8, 2022, at Western Dakota Tech, 800 Mickelson Drive
- 41. Rapid City Cannabis, Inc. DBA Rapid City Cannabis for a new Retail (on-off sale) Malt Beverage and SD Farm Wine License and a Retail (on-off sale) Wine and Cider License at 3075 N. Plaza Drive, Suite B *(This item was continued from the September 19, 2022, City Council Meeting.)*
*****Finance received a written request from the applicant stating he is out of town and requested to continue this item to the October 17, 2022 meeting.*****

Assessment Rolls (NONE)

Other Items Requiring Public Hearings (NONE)

END OF CONSENT PUBLIC HEARING CALENDAR

NON-CONSENT PUBLIC HEARING ITEMS – ***(NONE)***

EXECUTIVE SESSION - Consult with legal counsel about proposed or pending litigation and contractual matters pursuant to SDCL 1-25-2(3).

BILLS

- 42. No. CC100322-01 – Bill List for October 3, 2022

ADJOURN