

**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 17, 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. Rockside Ranch Presentation – Amy Painter
2. ~~Ellsworth Housing Office Presentation – Laura Frink and Rebecca Pisle~~ **(Unable to Attend)**
3. “Good News” Journey Museum Presentation – Troy Kilpatrick

**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 4 – 27

**Open Public Comment** – Items 4 – 26 (3-minute time limit per speaker)

**Close Public Comment**

**CONSENT ITEMS** – Items 4 – 26

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

***Approve Minutes***

4. Approve Minutes for the October 3, 2022 Regular Council meeting.

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

5. Zonta Club of the Black Hills for a SPECIAL EVENT (On-Sale) Malt Beverage; (On-Sale) Wine and (Off-Sale) Package Wine for an event scheduled for March 8, 2023 at Western Dakota Tech at 800 Mickelson Drive
6. Western Dakota Gaming Inc. DBA Valley Sports Casino, 1865 S. Valley Drive, Suite 2 for a Retail (on-off sale) Malt Beverage & SD Farm Wine with Video Lottery TRANSFER from Poker Joe’s Inc. DBA Poker Joes, 211 Campbell Street

***Public Works Committee Consent Items***

7. PW101122-01: 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.

8. PW101122-02: Authorize Mayor and Interim Finance Director to sign Change Order No. 2 to Agreement between the City of Rapid City and Heavy Constructors, Inc. for Deadwood Avenue Reconstruction Phase 1, Project No. 2375, CIP No. 50437.1. This is a no-cost change order, correcting a fund coding error from pay Change Order No. 1.
9. PW101122-03: Authorize Mayor and Interim Finance Director to sign Change Order No. 1F to Agreement between the City of Rapid City and Tru-Form Construction, Inc. for 5th Street Panel Repair – Minnesota to Stumer, Project No. 2657, CIP No. 50445 for a decrease of \$36,941.68.
10. PW101122-04: Authorize Mayor and Interim Finance Director to sign Change Order No. 1F to Agreement between the City of Rapid City and Dakota Asphalt LLC for Pavement Rehabilitation Project Chateaux Ridge Court, Project No. 2659, CIP No. 50844.22A for a decrease of \$11,400.60.
11. PW101122-05: Authorize Mayor and Interim Finance Director to sign Amendment No. 2 to Agreement between the City of Rapid City and FMG Engineering for Landfill Permit Renewal, Project No. 18-2448, CIP No. 51202. This is a zero-cost amendment.
12. PW101122-06: Authorize Mayor and Interim Finance Director to sign an Agreement between the City of Rapid City and FMG Engineering, Inc. for Sunburst Drive Reconstruction Project No.19-2532 / CIP No. 51253 for Construction Professional Services for an amount not to exceed \$26,170.00.
13. PW101122-07: Authorize Mayor and Interim Finance Director to sign an Amendment No. 1 to Agreement between the City of Rapid City and Chamberlain Architect. for Rapid City Fire Station #1, Project No. 2512, CIP No. 51310. This is a no-cost amendment, changing the remaining funding source from 0132 Vision Funds to 8915 CIP Government Buildings.
14. PW101122-08: Authorize staff to advertise for the Pavement Rehabilitation Project – Red Rock Canyon Rd. & Idlewild Ct., Project No. 22-2698 / CIP 50549.22D for \$625,000.
15. PW101122-09: Authorize Staff to seek competitive selection proposals for Well 12 VFD Upgrade Equipment Procurement, Project No. 22-2723.1, CIP No. 51372. Cost: \$150,000.00.
16. PW101122-10: Approve Request from Holly Wells to refund the \$49 fee applied to utility account on August 24, 2022.

***Legal and Finance Committee Consent Items***

17. LF101222-01 – Confirm the reappointments of Haven Stuck, Mike Gollither, Mike Quasney, and Kelly Arguello to the Planning Commission
18. LF101222-04 – Authorize the Mayor and Finance Director to Sign Agreement between the American Federation of State, County, and Municipal Employees Local 1031, and the City of Rapid City for the Period of January 1, 2023 through December 31, 2024
19. LF101222-03 – Approve Resolution No. 2022-078 a Resolution Levying Assessment for Abatement of Nuisances
20. LF101222-05 – Authorize the Mayor and Finance Director to sign Real Property Purchase Agreement in the amount of \$45,000 between City of Rapid City and Thane Roark and Jennifer Roark and Authorize Public Works Director to Accept the Deed for Lots 3 and 4 in Block 6 of Lampert’s Addition

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

***Community Development Consent Items***

21. LF101222-02 – Authorize Mayor and Interim Finance Director to Sign the FY22 CDBG – Working Against Violence, Inc. Covenants

***Bid Award Consent Items***

22. CC101722-04.1 – Approve award of total bid for WRF Aeration Basin Clariflocculator, Project No. 20-2629 / CIP No. 51129 opened on October 6, 2022 to the lowest responsible bidder, PKG Contracting, Inc. in the amount of \$13,069,000.00.

- 23. CC101722-04.2 – City Staff requests a continuance for Block 75 Parking Structure Maintenance, Project No. 21-2689 opened on October 11, 2022 to the November 7, 2022
- 24. CC101722-04.3 - Approve Conditional Award of Three Package (Off-Sale) Liquor Licenses to Moyle Petroleum Company for 2660 Mt. Rushmore Road, 2808 Sheridan Lake Road, and 1129 Omaha Street.
- 25. CC101722-04.4 - Approve award of Rental Rates for Snow Removal Operations. Estimated cost: \$100,000.00
- 26. CC101722-04.5 – Reject all bids for Canyon Lake Pond Walls Reconstruction, Project PR20-6176 opened on October 11, 2022. Project will be rebid at a later date.

END OF CONSENT ITEMS

**NON-CONSENT ITEMS** – Item 27

**Open Public Comment** – Item 27 (3-minute time limit per speaker)

**Close Public Comment**

**Ordinances (NONE)**

**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**

- 27. CC101722-02.1 – Hold Random Drawing for Two (2) Video Lottery Machine Authorizations To Allow the Successful Applicant(s) to Apply for On-Sale Alcohol License with Video Lottery.

**Appeals**

*Planning Commission Appeals*

*License Appeals*

*Sign Code Appeals*

*Other Appeals Heard by the Council*

**PUBLIC HEARING ITEMS** – Items 28-31

**Open Public Hearing (comment)** - Items 28-31 (3-minute time limit per speaker)

**[Public Hearing Remains Open]**

**Close Public Hearing (comment)** – Items 28-31

**CONSENT PUBLIC HEARING ITEMS** – Items 28 – 31

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

**Community Development Items (NONE)**

**Alcohol Licenses**

- 28. 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
- 29. 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
- 30. 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
- 31. 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 October 3, 2022, City Council Meeting.)*

**Assessment Rolls (NONE)**

**Other Items Requiring Public Hearings (NONE)**

END OF CONSENT PUBLIC HEARING CALENDAR

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

**BILLS**

- 32. No. CC101722-01 – Bill List for October 17, 2022

**ADJOURN**