

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 17, 2023**

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. Human Relations Commission Annual Review Presentation
2. National League of Cities Summit Presentation – Ritchie Nordstrom

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 – 40

Open Public Comment – Items 3 – 31 (3-minute time limit per speaker)

Close Public Comment

CONSENT ITEMS – Items 3 – 31

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

Approve Minutes

3. Approve Minutes for the January 3, 2023 Regular Council meeting.

Alcoholic Beverage License Applications Set for Hearing (Monday, February 6, 2023)

4. Naja Shrine for a SPECIAL EVENT (on-sale) Dealer License for an event scheduled for June 24, 2023 at Naja Shrine, 4091 Sturgis Road
5. American Heart Association for a SPECIAL EVENT (on-sale) Wine License and and (off-sale) Wine License for an event scheduled for February 25, 2023 at The Monument, 444 Mt. Rushmore Road

Enter into Lease Set for Hearing (Monday, February 6, 2023)

6. A Resolution to Enter into a Lease - Concessionaire Agreement with Dinosaur Park.

Vacation of Right-of-Way Set for Hearing (Tuesday, February 21, 2023)

7. No. 22VR008 - A request by KTM Design Solutions, Inc for Peerless Tyre Co for a Vacation of Right-of-Way for property generally described as being located at 1221 E. St. Joseph Street.

Public Works Committee Consent Items

8. PW011023-01: Authorize Staff To Advertise For Bid Well 12 VFD Upgrade Equipment Installation, Project No. 22-2723.2, CIP No. 51372. Estimated Cost: \$350,000.00.
9. PW011023-02: Authorize Staff To Advertise For Bids For Saint Joseph Street Valve Repair – West Boulevard to 4th Street, Project No. 22-2731 / CIP 50445.23C for \$1,340,000.
10. PW011023-03: Authorize Mayor and Finance Director to sign a Three-Year Contract with Azteca Systems, LLC – CityWorks for an upgrade to the Standard AMS Enterprise License Agreement (ELA) licensing already in place in the amount of \$50,000.00 for year, \$58,000.00 for year two and \$65,000.00 for year three, for a total expenditure of \$173,000.00
11. PW011023-04: Approve Change Order #2F to Lind-Exco, Inc. for Anamosa Street Water Main Extension, Project# 2541, CIP# 51256, for a decrease of \$6,082.11.
12. PW011023-05: Authorize Staff to Purchase Two (2) 2023 Dodge Ram 1500 Tradesman Reg Cab 4x4 for Water Division in the amount of \$76,638.00.
13. PW011023-06: Authorize Staff to Purchase One (1) 2023 Dodge Ram 2500 Tradesman Reg Cab 4x4 for Water Division in the amount of \$50,132.00.
14. PW011023-07: Authorize Mayor and Finance Director to Sign Resolution No. 2023-003 Construction Fee Resolution for Auburn Hills Phase 8 Oversize Water - Per Acre Fee, Project No. DEV1561.
15. PW011023-08: Authorize Mayor and Finance Director to Sign Professional Services Agreement Between the City of Rapid City and Bartlett & West, Inc. for EAFB Meter Facility Reconstruction, Project No. 22-2733, CIP No. 51384, for an amount not to exceed \$535,000.00.

Legal and Finance Committee Consent Items

16. LF011123-01 – Confirm the Reappointments of Nick Patton and Rick Denherder to the Downtown Business Improvement District (BID) Board
17. LF011123-09 – Confirm the Appointment of Walt Swan and the Reappointments of Paula Long Fox and Lloyd Lacroix to the HRC/MOA Commission
18. LF011123-10 – Authorize Mayor and Interim Finance Director to sign Co-Responder Agreement with Journey On! , Inc. in the Amount of up to \$360,000.00 to continue provide collaborative street level responses to those in crisis and in need of services in Rapid City
19. LF011123-11 – Authorize Mayor and City Finance Officer to sign Co-Responder Agreement with the Volunteers of America to provide collaborative support to those in crisis and in need of services in Rapid City, in an amount up to the maximum approved budgeted amount of \$150,000
20. Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Sandy Monger (Police Department)
21. LF011123-02 – Approve Resolution No. 2023-002 A Resolution Establishing 2023 Encumbrances
22. LF011123-04 – Approve Resolution No. 2022-090 a Resolution Levying Assessment for Abatement of Nuisances
23. LF011123-05 – Acknowledge October 2022 General Fund Cash Balance Report
24. LF011123-06 – Acknowledge November 2022 General Fund Cash Balance Report
25. LF011123-07 – Acknowledge September 2022 Sales Tax Report
26. LF011123-08 – Acknowledge October 2022 Sales Tax Report
27. LF011123-03 – Approve Resolution No. 2023-006 a Resolution of Intent to Enter into a Concessionaire Agreement with Dinosaur Park
28. LF011123-12 – 2023 Insurance Renewals for Property, Liability and Excess Worker’s Compensation

Community Development Consent Items (NONE)

Bid Award Consent Items

29. CC011723-04.1 - Well
30. CC011723-04.2 - Fulton
31. CC011723-04.3 - Reject and re-advertise for Reservoir Road Rehabilitation and Manhole Repair, Project No. 22-2712 / CIP No. 51356 opened on January 10, 2023 as no bids were received. Will

open new bids for the project Winter/Spring 2023. Project will be bid using the 2007 Standard Specifications.

END OF CONSENT ITEMS

NON-CONSENT ITEMS – Items 32-40

Open Public Comment – Items 32-40 (3-minute time limit per speaker)

Close Public Comment

Ordinances

32. No. 22RZ015 – First Reading, Ordinance 6554, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KTM Design Solutions, Inc for Yasmeen Dream II, LLC for a Rezoning from General Agricultural District to Low Density Residential District II for property generally described as being located south of the intersection of Diamond Ridge Boulevard and Cadillac Drive.

Recommendation: Approve

33. No. 22RZ017 – First Reading, Ordinance 6577, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Substance Architecture for NDN Holdings, LLC for a Rezoning request from Low Density Residential District I to Low Density Residential District II for property generally described as being located at 315 Wright Street.

Recommendation: Approve

34. No. 22RZ018 – First Reading, Ordinance 6558, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by KTM Design Solutions, Inc for Yasmeen Dream III, LLC for a Rezoning request from Medium Density Residential District to Public District for property generally described as being located southeast of the intersection of E. Philadelphia Street and E. Anamosa Street.

Recommendation: Approve

35. No. 22RZ019 – First Reading, Ordinance 6559, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Eric Willadsen for John Samuelson for a Rezoning request from General Commercial District to Office Commercial District for property generally described as being located northwest of the intersection of Mount Rushmore Road and Golden Eagle Drive.

Recommendation: Approve

36. No. 22RZ020 – First Reading, Ordinance 6560, an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by FMG Engineering for Fifth Park LLC for a Rezoning request from General Commercial District to Office Commercial District for property generally described as being located at 4908 5th Street.

Recommendation: Approve

Public Works Committee Items (NONE)

Legal and Finance Committee Items (NONE)

Community Development Items

37. No. 22PL137 - A request by Howe Land Surveying for Wind River, LLC for a Preliminary Subdivision Plan for proposed Lot 15A and Lot 15B of Pleasant View Subdivision, property generally described as being located at 6920 Long View Road.

Recommendation: Approve with stipulations

38. No. 22PL138 - A request by Longbranch Civil Engineering, Inc at Lage Construction, Inc. for a Preliminary Subdivision Plan for proposed Lot 5R and 6 through Lot 9 and Reservoir Lot 1 of Block 4 of the Ranch at Black Gap, property generally described as being located east of the intersection of Highway 79 and Ambush Ranch Road.

Recommendation: Approve with stipulations

39. No. 22PL144 - A request by PLS Interstate Engineering, Inc for Carey Kassube for a Preliminary Subdivision Plan for proposed Lot 1A and 2A of Lot J in Parcel No. 2 of Canyon Park, property generally described as being located at 5900 West Highway 44.

Recommendation: Approve with stipulations

Other Board, Commission & Committee Items (NONE)

Bid Awards (NONE)

Alcoholic Beverage 2023 Renewal License Application

40. Justin Henrichson DBA Windsor Block Bar for a renewal of Retail (on-sale) Liquor License RL-5859 (Inactive) at 627 Saint Joseph Street

Recommendation: Approve (This license was approved by PD and FD.)

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 41-42

Open Public Hearing (comment) - Items 41-42 (3-minute time limit per speaker)

[Public Hearing Remains Open]

Close Public Hearing (comment) - Items 41 – 42

CONSENT PUBLIC HEARING ITEMS – Items 41 – 42

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

Community Development Items (NONE)

Alcohol Licenses

41. Moyle Petroleum Company DBA Sheridan Lake Common Cents #105 for a new Package (off-sale) Liquor License at 2808 Sheridan Lake Road

42. Hana Korean Grill LLC DBA Hana Restaurant, 3550 Sturgis Road for a Retail (on-off sale) Wine and Cider license and a Retail (on-off sale) Malt Beverage & SD Farm Wine TRANSFER from Eni Tulistiya DBA Hana Restaurant, 3350 Sturgis Road

Assessment Rolls (NONE)

Other Items Requiring Public Hearings (NONE)

END OF CONSENT PUBLIC HEARING CALENDAR

NON-CONSENT PUBLIC HEARING ITEMS – (NONE)

BILLS

43. No. CC011723-01 – Approve Bill List for January 17, 2023

ADJOURN