

*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, May 1, 2023**

**ROLL CALL AND DETERMINATION OF QUORUM**

**INVOCATION** (You are welcome to participate, but not required)

**PLEDGE OF ALLEGIANCE**

**ADOPTION OF AGENDA**

**PRESENTATION (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 – 45

**Open Public Comment** – Items 1 – 41 (3-minute time limit per speaker)

**Close Public Comment**

**CONSENT ITEMS** – Items 1 – 41

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

***Approve Minutes***

1. Approve Minutes for the April 17, 2023 Regular Council meeting.

***Tax Increment District Set for Hearing (May 15, 2023)***

2. No. 23TI001 - A request by Vanocker Development for Eastern Slope Land Corp. for a Resolution to Create a Tax Increment District Boundary and Adopt a Project Plan for property generally described as being located at the western terminus of County Road, west of the intersection of Brooke Street
3. No. 23TI002 - A request by Site Works Inc for Watershed Development II LC for a Resolution to Create Tax Increment Financing District and Resolution to Adopt a Project Plan for property generally described as being located north of Cloud Peak Drive and Targhee Drive.

***Alcoholic Beverage License Applications Set for Hearing (Monday, May 15, 2023)***

4. Nancy Nguyen DBA The Nail Bar, for a new Retail (on-off sale) Wine and Cider License at 705 Mt. View Rd Suite F
5. MG Oil DBA Jokerz 1-90 #2, 1111 Endeavor Blvd, Suite 106B for a Retail (on-off sale) Malt Beverage License with video lottery (Inactive) TRANSFER from MG Oil DBA The Park 2B, 707 Mt View Rd Suite B12
6. MG Oil DBA Jokerz 1-90, 1111 Endeavor Blvd, Suite 106A for a Retail (on-off sale) Malt Beverage License with video lottery (Inactive) TRANSFER from MG Oil DBA 777Casino South A2, 2110 Jackson Blvd Suite A12

7. American Legion Post 22 for a SPECIL EVENT (on-sale) Malt Beverage License for an event scheduled for June 30, 2023 to July 4, 2023 at 4900 Jackson Blvd, Baseball Field Parking Lot.

**Public Works Committee Consent Items**

8. PW042523-01: Approve Change Order #5F to Mainline Contracting, Inc. for Elk Vale Lift Station Gravity Main & Force Main Upgrades, Project No. 2480, CIP No. 50729, for a decrease of \$1,383.82.
9. PW042523-02: Approve Change Order #1 To Lei For Robbinsdale Phase 6 Fairlane Drive Reconstruction, Project No. 2518, CIP No. 51232-C, For An Increase Of \$40,981.20.
10. PW042523-03: Approve Change Order #2 To PKG Contracting, Inc For Miscellaneous Improvements Projects, Facility Type And Fencing Improvements Project# 2608, CIP# 51132.4, For An Increase Of \$43,216.69
11. PW042523-04: Approve Change Order #1 To Tru-Form Construction, Inc For 2022 MIP (Miscellaneous Improvement Projects), Project No. 2701, CIP No. 50298, For An Increase Of \$15,917.83.
12. PW042523-05: Authorize Mayor And Finance Officer To Sign Agreement Between The City Of Rapid City And HDR Engineering, Inc. For Professional Services For Miscellaneous Improvements Projects, Project Number: 23 – 2753 / CIP #51292 In The Amount Of \$162,400.
13. PW042523-06: Authorize Staff To Seek Proposals For Engineering Services For Waterloo Street Reconstruction – North Lacrosse Street To East Adams Street, Project No. 23-2752 / CIP No. 50919.
14. PW042523-07: Request To Authorize Staff To Purchase 1 (One) New Current Model Year 1-Ton Dual Rear Wheel 4x4 Diesel Regular Cab Chassis With Service Body And Crane Boom From Liberty. Not To Exceed 2023 Budget Amount Of \$130,000.00.
15. PW042523-08: Request To Authorize Staff To Advertise For Bids Of 2 (Two) New Current Model Year 5500/Class 5 Regular Cab 4x4 Chassis With Stainless Steel Dump Body. This Is Budgeted For 2023.
16. PW042523-09: Authorize Mayor And Finance Director To Sign A Permanent Non-Exclusive Utility Easement To Black Hills Power Inc. In The West 8 Feet Of Tract A Of South Creek Industrial Park No.2, In The City Of Rapid City, Section 8, T1N R8E B.H.M., Pennington County, South Dakota.
17. PW042523-10: Direct Staff To Create An H-Lot For Highway Purposes In The West 10 Feet Of Tract A Of South Creek Industrial Park No.2, In The City Of Rapid City, Section 8, T1N R8E B.H.M., Pennington County, South Dakota.
18. PW042523-11: Approve Request From FMG Engineering For The Rapid City Fire Department For A Variance To Waive The Requirement To Install Sidewalk Along Creek Drive, Per City Ordinance 12.08.060.
19. PW042523-12: Approve Request From Renner Associates, LLC For Brian Thompson For A Variance To Waive The Requirement To Install Sidewalk Along Pacific Lane, Pleasant Hill Addition Subdivision, Per City Ordinance 12.08.060.

**Legal and Finance Committee Consent Items**

20. LF042623-05 – Authorize the Mayor and Finance Director to Sign an Amendment to the Agreement between the International Association of Firefighters Local 1040, and the City of Rapid City for the Period of January 1, 2023 through December 31, 2026
21. Acknowledge the Following Volunteers for Worker's Compensation Purposes: Liliana Van der Wyst (Parks & Rec), Mark Hasvold (Parks & Rec), Nick Rotella (Parks & Rec), Kamryn Shull (Parks & Rec), Jim Gehner (Parks & Rec), Lyle Collins (Parks & Rec), Pat Vidal (Parks & Rec), Dave Johnson (Parks & Rec), John Ellingsen (RSVP+), Theodore Glover (RSVP+), Dawn Lutz (RSVP+), Eunice May Stillger (RSVP+), Taffy Tucker (RSVP+)
22. LF042623-01 – Authorize the Mayor and Finance Director to Sign Electric Cooperative Revenue Agreement for 2024
23. LF042623-03 – Acknowledge Annual TID Report to Council

24. LF042623-06 – Acknowledge FY 2022 Annual Financial Report
25. LF042623-07 – Approve Resolution No. 2023-027 a Resolution Declaring Miscellaneous Personal Property Surplus to be Sold at City Auction
26. LF042623-08 – Acknowledge January 2023 General Fund Cash Balance Report
27. LF042623-09 – Acknowledge February 2023 General Fund Cash Balance Report
28. LF042623-10 – Acknowledge March 2023 General Fund Cash Balance Report
29. LF042623-11 – Acknowledge January 2023 Sales Tax Report
30. LF042623-12 – Acknowledge February 2023 Sales Tax Report
31. LF042623-04 – Authorize Mayor and Finance Director to Sign Agreement with the Black Hills War Monument
32. LF042623-13 – Authorize Mayor and Finance Director to Sign First Amendment to Contract for Construction of Public Improvements through Private Developer Tax Increment District Number Eighty
33. LF042623-14 – Authorize Mayor and Finance Director to sign a Fiscal Sponsorship Fund Agreement Between the Black Hills Area Community Foundation and the Rapid City Community Relations Commission
34. LF042623-15 – Authorize Mayor and Finance Director to sign an Estoppel Certificate for the David Lust Accelerator Building
35. LF042623-16 – Approve Creating a Board of Freeholders to determine a fair market value of the lot Request from Todd Gagne for the City to consider selling the City parking lot adjacent to the Stockgrower’s Building and bring back to council with a recommendation.

#### ***Community Development Consent Items***

36. No. 08TI007D – Approve A request by Dream Design International, Inc. to approve Resolution 2023-036 to Dissolve Tax Increment District No. 70 for property generally described as being located along Catron Boulevard from Fifth Street to South U.S. Highway 16, then south along U.S. Highway 16 to Sammis Trail and east to Hyland Crossing Subdivision

#### ***Bid Award Consent Items***

37. CC050123-04.1 –Approve award for bid for one (1) current model year all-wheel drive, 4-door SUV for Solid Waste Division in the amount \$30,080.00 to Liberty Superstores.
38. CC050123-04.2 - Approve award for bid for two (2) current model year 4x4, crew cab pickups for the Solid Waste Division in the amount \$46,792.00 to Liberty Chrysler Center, for a total purchase price of \$93,584.00.
39. CC050123-04.3 - Approve award of total bid for Catron Boulevard Pavement Rehabilitation, Project No. 22-2725 / CIP No. 51376 opened on April 25, 2023 to the lowest responsible bidder, Western Construction, Inc. in the amount of \$876,011.25
40. CC050123-04.4 – No bids were received for Sheridan Lake Road Reconstruction – Utility, Wall & Sidewalk Breakout Project, Project No. 23-2736 / CIP No. 51122.1 opened on April 25, 2023. Authorize Staff to rebid project at a later date.
41. CC050123-04.5 - No bids were received for Meade Street Water Reconstruction – 7th Street to 5th Street, Project No. 21-2679 / CIP No. 51077 opened on April 25, 2023. Authorize Staff to rebid project at a later date.

END OF CONSENT ITEMS

#### **NON-CONSENT ITEMS** – Items 42-45

**Open Public Comment** – Item 31 (3-minute time limit per speaker) Items 42-45

**Close Public Comment**

#### ***Ordinances***

42. LF042623-02 – Approve the First Reading of Ordinance 6567 Regarding Supplemental Appropriation #2 for 2023.  
**Recommendation: Approve**

**Community Development Items**

- 43. No. 23PL027 - A request by Avid4 Engineering for Pete Lien & Sons for a Preliminary Subdivision Plan for proposed Lot 1 of Lien HQ Subdivision, for property generally described as being located at 3401 Universal Drive.  
**Recommendation: Approve with stipulations**

**Alcoholic Beverage License Renewals for 2023-2024**

- 44. CC050123-02.1 – Approve the attached list of 2023-2024 alcohol renewals per verification through Rapid City Police Department and Rapid City Fire Department.  
**Recommendation: Approve**

**Council Items**

- 45. LF042623-17 – Approve the Request by Councilman Evans that staff be directed to draft a resolution for the May 1st Council meeting that officially requests on behalf of the City that the South Dakota Dept. of Transportation delay the scheduled bidding this fall of the reconstruction project for the Anamosa Street Bridge over I-190 until the City has had the opportunity to explore opportunities to incorporate elements and features to beautify the bridge as part of the project and have it serve as an attractive gateway to the City.  
**Recommendation: Approve 3-2 with Armstrong, Roseland and Jones voting yes; and Salamun and Nordstrom voting no.**

**PUBLIC HEARING ITEMS** – Items 46-47

**Open Public Hearing (comment)** - Items 46-47 (3-minute time limit per speaker)

**[Public Hearing Remains Open]**

**Close Public Hearing (comment)** - Items 46-47

**CONSENT PUBLIC HEARING ITEMS** – Items 46-47

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

**Community Development Items (NONE)**

**Alcohol Licenses**

- 46. Rushmore German Club for a SPECIAL EVENT (on-sale) Malt Beverage License for an event scheduled for August 17-26, 2023 at the Central States Fair, 800 San Francisco Street
- 47. Naja Shrine for a SPECIAL EVENT (on-sale) Dealer License for events scheduled for June 17, 2023 and December 9, 2023 at the Naja Shrine at 4091 Sturgis Road

**Assessment Rolls (NONE)**

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

END OF CONSENT PUBLIC HEARING CALENDAR

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

**BILLS**

- 48. No. CC050123-01 – Bill List for May 1, 2023

**ADJOURN**