

PROCEEDINGS FOR THE CITY COUNCIL
City of Rapid City, South Dakota
6:30 P.M. November 20, 2023

Pursuant to due call and notice thereof, a regular meeting of the City Council of the City of Rapid City was held at City Hall, 300 Sixth Street, in Rapid City, South Dakota on Monday, November 20, 2023, at 6:30 P.M.

The following members were present: Mayor Jason Salamun and the following Alderpersons: Josh Biberdorf, Kevin Maher, John Roberts, Greg Strommen, Rod Pettigrew, Lance Lehmann and Pat Roseland; the following were absent: Lindsey Seachris, Jesse Hamm and Bill Evans; the following joined the meeting by telephone: None; the following Alderpersons arrived during the course of the meeting: None

Staff members present included: City Attorney Joel Landeen, Assistant Police Chief Scott Sitts, Fire Chief Jason Culberson, Public Works Director Dale Tech, Community Development Director Vicki Fisher, Finance Director Daniel Ainslie, Parks and Recreation Director Jeff Biegler, IT Director Jim Gilbert, Interim Human Resources Director Leah Braun, Communications Coordinator Darrell Shoemaker, Stacy Assistant Public Works Directors Stacy Titus and Kristen Hasse, Water Reclamation Superintendent Dave Van Cleave, Water Superintendent Eric Boyda and Administrative Assistant II Angie Boeve.

ADOPTION OF AGENDA

Motion was made by Roberts, second by Maher and carried 7-0 to adopt the agenda.

GENERAL PUBLIC COMMENT

Rob Mommaerts spoke about community responsibility, homelessness and joining together to support each other. Adrian Epp encouraged Council to work on infill development and eliminating minimum parking requirements. Roberta Harmon spoke about her sadness over the death of Wilmar Kills Warrior who passed away in July 2021. Mark Millar addressed the Council about the water billing and shut off system the city follows, he referred to it as predatory billing.

NON-PUBLIC HEARING ITEMS -- Items 1 – 28

CONSENT ITEMS – Items 1 – 23

There were no items removed from the Consent Items. Motion was made by Biberdorf, second by Lehmann and carried 7-0 to approve Consent Items 1-23.

Approve Minutes

1. Approve Minutes for the November 6, 2023 Regular Council meeting.

Vacations of Right-Of-Way Set for Hearing (December 18, 2023)

2. No. 23VR004 - A request by FMG Engineering for Michael and Melissa Henry for a Vacation of Right-of-Way for property generally described as being located at 4020 Corral Drive and 4040 Corral Drive.

Alcoholic Beverage License Applications Set for Hearing (December 4, 2023)

3. Dakota Choral Union for a SPECIAL EVENT (On-Sale) Wine License and (Off-Sale) Package Wine License for an event scheduled for February 17, 2024 at Youth and Family Services, 120 E Adams Street
4. Rapid City Summer Nights for a SPECIAL EVENT (On-Sale) Malt Beverage License for events scheduled for May 30, 2024; June 6, 2024; June 13, 2024; June 20, 2024; June 27, 2024; July 4, 2024; July 11, 2024; July 18, 2024; July 25, 2024; August 1, 2024; August 8, 2024; August 15, 2024; August 22, 2024; and August 29, 2024 at the 500 block of 7th Street and 600-700 block of St. Joseph Street

Public Works Committee Consent Items

- 5. PW111423-01: Authorize Staff To Advertise For Bids For “Cathedral Drive Panel Repair – Mount Rushmore Road To 5th Street”, Project No. 2730 / CIP No. 50445.23B. Estimated Cost \$270,000.
- 6. PW111423-02: Approve Change Order 2 For Project No. 2675 / CIP No. 51225 City Hall Phase 2 Renovation With MAC Construction Co. Inc. For An Increase Of \$35,934.00.
- 7. PW111423-03: Approve Change Order 1 To Mainline Contracting, Inc. For Sheridan Lake Road Reconstruction – Utility, Wall & Sidewalk Breakout Project, Project No. 2736, CIP No. 51122.1, For An Increase Of \$52,367.35.
- 8. PW111423-04: Approve Change Order 1F To Dakota Asphalt, LLC For Grade And Pave Bunker Drive, Project No. 2774, CIP No. 51411, For A Decrease Of \$6,420.00.
- 9. PW111423-05: Authorize Staff To Purchase Residential Garbage Containers From Rehrig Pacific Company In The Amount Of \$90,783.88. Pricing From Omnia, Contract# 00254.
- 10. PW111423-06: Resolution No. 2023-090 – A Resolution Writing Off Uncollectable Utility Billing Accounts

Resolution 2023-090

RESOLUTION WRITING OFF UNCOLLECTABLE UTILITY BILLING ACCOUNTS

WHEREAS, the City Finance Office has determined that certain utility billing accounts, shown on Appendix A, attached, and totaling \$165,553.08 are uncollectable; and

WHEREAS, it is necessary to relieve the accounts receivable of the City of Rapid City for these accounts.

NOW, THEREFORE BE IT RESOLVED, by the City of Rapid City, that the City Finance Director be directed to remove such accounts from the active receivable of the City, said accounts being detailed in the official files of the City Finance Office.

Dated this 20th day of November, 2023.

THE COMMON COUNCIL
s/ Jason Salamun
Mayor

ATTEST:
s/ Daniel Ainslie
Finance Director
(SEAL)

- 11. PW111423-07: Resolution No. 2023-091 – A Resolution Writing Off Outstanding Credit Balances On Utility Billing Accounts

Resolution No. 2023-091

RESOLUTION WRITING OFF CREDIT BALANCE UTILITY BILLING ACCOUNTS

WHEREAS, The City Finance Office has determined that certain utility billing accounts, shown on Appendix A, attached, and totaling \$1,184.10 are determined to be expired for refund; and

WHEREAS, It is necessary to relieve the accounts payable of the City of Rapid City for these accounts.

NOW, THEREFORE BE IT RESOLVED, by the City of Rapid City, that the City Finance Officer be directed to remove such accounts from the active accounts of the City, said accounts being detailed in the official files of the City Finance Office.

Dated this 20th day of November, 2023.

THE COMMON COUNCIL
s/ Jason Salamun
Mayor

ATTEST:
s/ Daniel Ainslie
Finance Director
(SEAL)

- 12. PW111423-08: Authorize Mayor And Finance Director To Sign Permanent Electric Easement Granted To Black Hills Power Incorporated For The Electric Utility For Shepherd Hills Water Booster Pump Station, Project Number 2682/ CIP No. 51338.
- 13. PW111423-10: Approve Change Order No. 2 to MAC Construction, Inc. for Dinosaur Park Accessibility Improvements, Project PR20-6180, for an increase of \$27,466.14.

Legal & Finance Committee Consent Items

- 14. Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Darlene Adams, Bobbie Bishop, Joyce Freeman, and Joan Mutchler (RSVP)
- 15. LF111523-01 – Authorize Mayor and Finance Director to Sign the Charitable Fund Agreement with Black Hills Area Community Foundation
- 16. LF111523-03 – Approve Resolution No. 2023-084, a Resolution Levying Assessment for Abatement of Nuisances

RESOLUTION NO. 2023-084
RESOLUTION LEVYING ASSESSMENTS FOR
ABATEMENT OF NUISANCES

BE IT RESOLVED by the City Council of the City of Rapid City, South Dakota, as follows:

- 1. The City Council has made all investigations which it deems necessary and has found and determined that the condition of your property had constituted a nuisance. The City abated this nuisance. The cost of the abatement, including administrative costs, is the amount stated in the proposed Assessment Roll for Abatement of Nuisances.
- 2. The Assessment Roll for Abatement of Nuisances is hereby approved and assessments thereby specified are levied against each and every lot, piece, or parcel of land thereby described.
- 3. Such assessments, unless paid within thirty (30) days after the filing of the assessment roll in the Office of the Finance Officer, shall be certified as delinquent to the Pennington County Auditor and payable through the Pennington County Treasurer’s Office with the statutory interest rate.

Dated this 20th day of November, 2023.

THE COMMON COUNCIL
s/ Jason Salamun
Mayor

ATTEST:
s/ Daniel Ainslie
Finance Director
(SEAL)

ASSESSMENT ROLL FOR
CLEANUP OF MISCELLANEOUS PROPERTY
Resolution 2023-084

Tax ID	Full Name	SITUS	Legal	Total Due
59302	SCHRENK, AMY and VOCU JR, EDWARD	104 SAVOY CIR	EASTRIDGE ESTATES SUBD; BLOCK: 5; LOT 12	\$250.00
52767	HINZ, BRANDY E	221 WINDSLOW DR	ROBBINSDALE #10; BLOCK: 3; LOT 22	\$700.00
38301	DESTINY HOLDINGS LLC	3814 ELM AVE	ROBBINSDALE #10; BLOCK: 8; LOT 1	\$330.00
28903	RAMIREZ LUCERO, MANUEL R	502 ROBBINS DR	ROBBINSDALE; BLOCK: 5; LOT 13	\$310.00
29109	NYLANDER, JACOB J	241 E FAIRMONT BLVD	ROBBINSDALE # 7; BLOCK: 2; LOT 6	\$425.00
32609	SCHLINKERT, DAVID	2516 ELM AVE	SOUTH ROBBINSDALE ADD; BLOCK: 4; LOT 17 & W1/2 OF LOT 15 EXC S79.1'	\$1,975.00
31369	TZADIK RAPID CITY PORTFOLIO I LLC	140 CRESCENT DR	SIGNAL HEIGHTS; BLOCK: 3; LOT 3	\$425.00
30484	LOREN & ESTRELLA BECK	2004 9TH STREET	ST ELMO #1; BLOCK: 5; LOT 1-3	\$3,650.00
1639	PEGGY HIGH BEAR	2740 RED CLOUD ST	DAKOTA SUBD #1; BLOCK: ; LOT 80	\$3,450.00
27482	DELORES KILLSPOTTED	104 E COLLEGE AVE	NOWLIN & WOOD; BLOCK: 9; LOT 19-20	\$1,075.00
27489	JAMES BOYCE	132 E COLLEGE AVE	NOWLIN & WOOD; BLOCK: 9; LOT 33-34	\$390.00
47595	LEONARD & SANDRA LONG	1721 WOOD AVE	AIRPORT ADD; BLOCK: 23; LOT B	\$230.00
32440	ROGER OLSON	2116 WISCONSIN AVE	SOUTH PARK ADD; BLOCK: 14; LOT 28- 29 & N1/2 OF LOT 30	\$360.00
31042	PROSPECTOR PROPERTIES LLC	410 E DENVER ST	SCHNASSE ADD; BLOCK: 12; LOT 15	\$625.00
34871	LEE CONSOLIDATED HOLDINGS	408 2ND ST	ORIGINAL TOWN OF RAPID CITY; BLOCK: 79; LOT 1-16 ; N1/2 VAC ALLEY ADJ SAID LOTS	\$650.00

65412	DUANE PANDRATZ	CONCOURSE DR - TWILIGHT DR	UNPLATTED BALANCE OF SE1/4 INCLUDING LOT X OF LOT H1	\$525.00
23455	FAIRVIEW PROPERTY LLC	1622 7TH ST	FLORMANN; BLOCK: 24; S80' OF LOT 19-21	\$375.00
41672	DOMINICK RUBIO	39 GLENSHIRE DR	ROBBINSDALE #10; BLOCK: 21; LOT 7	\$355.00
60659	ANDREW NO HEART	214 DOOLITTLE ST	LOT B, BLOCK 55, MAHONEY ADD	\$1,425.00
56344	MDU	2425 HAINES AVE	LOT 2, BLK 1, GELD SUBD	\$425.00
22884	COUNTRYSIDE ESTATES LLC	ASH AVE	LOT D OF LOT 5 OF TRACT 2	\$575.00
25130	MITCH MORRIS	315 LINDBERGH AVE	BLOCK 14, MAHONEY ADD	\$555.00
26860	JOHN & KRISTEN KINSELLA	812 WOOD AVE	LOT 21-22, BLK 6, NORTH RAPID ADD	\$330.00
70405	NICOLE KENDRICK & TREVOR ERBSEN	2908 JOHNSON RANCH RD	LOT 37, BLK 2, JOHNSON RANCH SUB	\$250.00
37366	LEE CONSOLIDATED HOLDINGS	116 MAIN ST	ORIGINAL TOWN OF RAPID CITY; BLOCK: 79; LOT 25-26; S1/2 VAC ALLEY ADJ SAID LOTS	\$575.00
34872	LEE CONSOLIDATED HOLDINGS	110 MAIN ST	ORIGINAL TOWN OF RAPID CITY; BLOCK: 79; LOT 27-28; S1/2 VAC ALLEY ADJ SAID LOTS	\$425.00
37367	LEE CONSOLIDATED HOLDINGS	106 MAIN ST	ORIGINAL TOWN OF RAPID CITY; BLOCK: 79; LOT 29-30; S1/2 VAC ALLEY ADJ SAID LOTS	\$425.00
37368	LEE CONSOLIDATED HOLDINGS	102 MAIN ST	ORIGINAL TOWN OF RAPID CITY; BLOCK: 79; LOT 31-32; S1/2 VAC ALLEY ADJ SAID LOTS	\$675.00
34871	LEE CONSOLIDATED HOLDINGS	408 2ND ST	ORIGINAL TOWN OF RAPID CITY; BLOCK: 79; LOT 1-16 ; N1/2 VAC ALLEY ADJ SAID LOTS	\$1,550.00
27482	DELORES KILLSPOTTED	104 E COLLEGE AVE	LOT 19-20, BLK 9, NOWLIN & WOOD	\$950.00

- 17. LF111523-04 – Acknowledge September 2023 Sales Tax Report
- 18. LF111523-05 – Authorize the Mayor to Sign Resolution No. 2023-092, a Resolution in Support of NDN Collective’s Application to the SD Housing Infrastructure Financing Program for a Loan to Support the Infrastructure Needed for their Makoche Meadows Housing Project

City Council Resolution
Resolution #2023-092

Whereas, NDN Collective wishes to apply for Housing Infrastructure Funding Program assistance from the South Dakota Housing Development Authority;

Whereas, NDN Collective has submitted preliminary plans for the public infrastructure for the Makoche Meadows Development Project to be located in the City of Rapid City;

Whereas, the submitted plans have been determined to satisfy the requirements of the City of Rapid City;

Whereas, the City of Rapid City has the capacity to support the proposed public infrastructure project and has adequate water supply, water treatment facilities, and wastewater treatment facilities available for the housing to be supported by this public infrastructure project; and

Whereas, the proposed public infrastructure will be maintained by the City of Rapid City on an ongoing and long-term basis;

Now, therefore, be it resolved that the City of Rapid City by way of this resolution hereby approves the proposed housing infrastructure project and acknowledges and agrees to the provisions set forth in this resolution.

I, Jason Salamun, Mayor of the City of Rapid City do hereby certify that the foregoing resolution was passed by the City of Rapid City Common Council at a meeting thereof held on the 20th day of November, 2023.

THE COMMON COUNCIL
s/ Jason Salamun
Mayor

ATTEST:
s/ Daniel Ainslie
Finance Director
(SEAL)

- 19. LF111523-02 – Authorize the Chief of Police to Sign an Agreement with the Pennington County Housing Authority

Community Planning & Development Services Department Consent Items

- 20. 23TP029 – Approve 2024 Unified Planning Work Program – Final Report
- 21. 23TP030 – Approve Agreement between the City of Rapid City and the South Dakota Department of Transportation for accomplishing the Rapid City Area Transportation Planning Process in the Amount of \$1,177,811

Bids

- 22. No. CC112023-04.1 – Approve award of total bid for ADA Improvements – 2023 Projects, Project No. 22-2729 / CIP No. 50761.23A opened on November 14, 2023 to the lowest responsible bidder, Tru-Form Construction, Inc. in the amount of \$325,178.10.

23. No. CC112023-04.2 - Approve award of total bid for Sedivy Lane Sanitary Sewer Improvements, Project No. 23-2735 / CIP No. 51351 opened on November 14, 2023 to the lowest responsible bidder, Simon Contractors of South Dakota, Inc. in the amount of \$2,638,324.00.

END OF CONSENT ITEMS

NON-CONSENT ITEMS – Items 24 – 28

Chris Green spoke on items (PW111423-11 & PW111423-12), he provided documents to the council and stated that if these items are approved it is a 145% increase in fees from 2017-2028. He provided comparisons with other cities and towns in South Dakota. Rusty Schmidt, General Manager of Rapid Valley Water District spoke on item (PW111423-12). They provide water and sewer to approximately 12,000 residents. They have been contracting with the City for 50 years for water treatment. He is concerned that the contracts are changing, they pay 100% of the waste water treatment which he agrees with, but they are also expected to pay 100% of the waste water collection. They have their own collection system, they manage O&M and have their own lift station. He agrees that they should pay a percentage for collection, but not 100%. In good faith they have been paying these rates for the last two years in hopes that when the new rate study comes out that there would be a cost analysis that was specific to the District. He asked the Council and Public Works staff work with them to negotiate a new contract. The District has wheeling sanitary sewer for Rapid City for 20 years at no charge. The rates are justifiable according to the rate study, but at the current rates, in four years' time, it would be prudent for the District to build their own water reclamation facility.

Susie Klopfenstein, Brian Peck, Eileen Desmond, Kurt Knapper and Hawk spoke in support of the Hope Center, the services it provides and the importance of those services.

Roger Tellinghuisen spoke on item (CC112023-02.1). He is the attorney representing Loaf-N-Jug. Shawna Bezio and Calvin Ostert are the district and regional managers for Loaf-N-Jug and all are available for questions should they arise. Tellinghuisen said there has not been any license violations at this location. He understands that some neighbors have concerns in regard to what is happening in Wilson Park that is adjacent to Loaf-N-Jug. Their staff are trained for alcohol sales and the hard alcohol is kept behind the counter. They are not the only facility with a liquor license in the area, how do you know where those frequenting the park bought their alcohol. They ask that the Council renew their license.

Public Works Committee Items

Mayor Salamun read in item (PW111423-11) First Reading of Ordinance No. 6596 An Ordinance to Revise the Rates Charged by the City's Water Utility by Amending Section 13.08.400 of the Rapid City Municipal Code Motion was made by Roberts, second by Roseland and carried 7-0 that Ordinance 6585 be continued to the Public Works meeting on November 28, Legal and Finance meeting on November 29 and City Council on December 4.

Mayor Salamun read in item (PW111423-12 Resolution No. 2023-093) A Resolution To Amend Rates To Be Charged In 2024 Thru 2028 For Water and Water Reclamation Utilities. Motion was made by Roberts, second by Lehmann that Resolution No. 2023-093 be continued to the Public Works meeting on November 28, Legal and Finance meeting on November 29 and City Council on December 4. Roberts stated he is requesting this continuance because he does not feel five minutes is enough time to have all questions answered. He requested Schmidt be at the Public Works meeting on November 28th and then said he agrees that the Rapid Valley Water District should not be paying 100% of the collection fees. Schmidt agreed to attend next week's meeting. Roberts said that some of Rapid Valley sits within the city's boundaries and Schmidt agreed, adding that they do not charge the city for their sewer usage and hoped they would be able to reach an agreement so they would not have to start. Roberts is concerned about future growth and the need for regional utilities to help keep costs lower. Roberts asked if their fees were higher than the city's. Schmidt said they have a minimum monthly charge of \$24.24 and they

fix customers service lines at no cost if it breaks underground as well as the sanitary sewer line from the main to the property line; if there is a collapse or separation, they fix that as well once it is cameraed. At the current rates, once you reach 4,500-5,000 gallons, the city is higher, less than that, they are slightly higher. The city's proposed rates are substantially higher than the districts. The city has a tier that starts at 7,500 gallons while Rapid Valley's starts at 20,000 gallons. Motion carried 7-0.

Alcoholic Beverage License 2024 Renewal Applications

Mayor Salamun read in item (CC112023-02.1) Renew Package Liquor License (PL-4773) for Mini Mart Inc. DBA Loaf N Jug #444 at 1627 Mt. Rushmore Road. (This item was continued from the November 6, 2023 City Council meeting.) Motion was made by Roberts, second by Lehmann to renew the license. Pettigrew pulled this item knowing it was going to fail. He understands that the alcohol consumed in Wilson Park could be purchased anywhere but when he speaks with the West Boulevard associations and the Mt. Rushmore group they are upset with what is happening at Wilson Park and they blame Loaf-N-Jug. He asked that they try to help keep Wilson Park a safe environment for people to enjoy. Roseland said he has heard complaints from the same organizations as Pettigrew and he let the president of the Mt. Rushmore Road group know they could come and speak at the meeting tonight. He and Pettigrew learned from Captain. Becker and Lieutenant Holbrook last week and learned there have been no violations in seven years at this location. Roberts gave kudos for no violations in seven years, he feels bad they are getting a bad reputation when there are multiple liquor stores in the area. He recently read a study about a municipality that reduced the hours alcohol sales were allowed by a couple hours in the morning and evening and it did not change things one bit. He doesn't feel they have the best location for a liquor store, but this issue has been ongoing for years. He is glad this is getting some attention because they have been complaining about this same issue in North Rapid for 40 years. He feels for Loaf-N-Jug and the people that live in that area but he does not know what to do, but will not step on the rights of business people. They have no right to pull a license that has no violations, but they do need to be more proactive on the businesses that do have violations. Motion carried 5-1 with Pettigrew voting no and Strommen abstaining.

Mayor Salamun read in item (CC112023-02.2) Approve the attached list of 2024 Alcohol Beverage License Renewals, which have been vetted and approved by the Rapid City Police Department and the Rapid City Fire Department. Motion was made by Roberts, second by Lehmann to approve. Motion carried 7-0

Council Items

Mayor read in item (CC112023.03.1) Discussion on the Care Campus, Cornerstone Mission and Hope Center. Sheriff Brian Mueller spoke on behalf of the Care Campus. Mueller said under the Care Campus there is Pennington County Human Services run by Barry Tice, Rapid City Police Department's Quality of Life Unit operated under Chief Hedrick and staff and Pivot Point, a mental health facility that is adjacent to the campus and operated by Behavior Management Systems. He spoke specifically to the components under the sheriff's office. The Care Campus opened at its current location in September 2018, but the Care Campus and detox center have been here close to 40 years. It was taken over by the sheriff and police departments as jail diversion and a way to provide services to some of the most vulnerable. Under the current roof they have 64 beds for short and long-term inpatient treatment, they also provide outpatient treatment and assessments. The detox component is on the first floor and has 46 beds for males and females, it provides services for individuals for 1-5 days where they get a variety of service. Safe Solutions is a piloted program started in 2008, currently there are 52 beds, roughly 15 are for females. This is a safe place for those under the influence to sleep, they get a mat on the floor for sleeping and no other services. He and Barry Tice are available for tours and to provide education on their services and facilities. They meet every other week with 25 other partner agencies and continue to look for new and innovative ways to provide service and help give people a hand up, not a handout in the community. Presenting on behalf of the Cornerstone Rescue Mission, Lisa Allison, Executive Director. Allison said they have been serving the community for 42 years, evolving from a soup kitchen in the basement of somebody's house to five sites in town. These include the women's and children's home

near the hospital with 68 beds for single women or moms with children. Near Star Village is a 24-unit, 2 to 3 bedroom each apartment building, fully furnished with supportive housing, case management with classes. These are for those that are formally homeless with an emotional or physical disability. Cornerstone Thrift Store is located in the Gap, the proceeds fund the women and children's home. Located in the Exit Realty building on Main Street is the Supportive Services for Veterans family which is a statewide granted program that keeps them from being evicted, get them out of treatment or from sleeping in their car, out of jail or prison and into their own home. This program serves approximately 240 veterans across the state. The Cornerstone Rescue Mission at 30 Main Street is the most familiar facility with the most questions. They are a non-profit ministry and they love to serve those in need of help. They stay about 30 days and once employed up to 120 days. Cornerstone helps them find housing, employment and obtain legal documents needed for employment. Many have become family. They have a prison re-entry program as well. Lunch and dinner are provided every day through their public soup kitchen, this is free to everyone. Basically, the only requirement to receive help from Cornerstone is sobriety. They work with several agencies in town to make sure they are med compliant and getting the mental health and medical treatment they need. She thanked them for their support. Lorien Peterson, President of the Hope Center Board of Directors provided highlights of the Hope Center. She said putting God's love into action by enhancing dignity and hope as we build bridges out of poverty is their mission. For over 12 years they have been a drop-in day center which offers unduplicated, unique and crucial services in the community for those living in poverty and without homes. They offer daily devotions with opportunities for group and individual prayer time. They offer advocacy opportunities and provide community resources and referrals, a mentoring program, a mail center, phone message center, vital document storage, short and long-term guest storage, free laundry facilities, clothing and household items and a food pantry. In partnership with USD School Sanford School of Medicine, they have a quarterly medical clinic, monthly STD & HIV testing and job development. Their hours are Monday – Thursday 8 a.m. – 4 p.m. and Friday 8 a.m. – 2:30 p.m., they will no longer be able to provide services after December 8, 2023. They will remain a non-profit organization and seek a new vision, purpose and future focus of ministry. Melanie Tim will no longer be the executive director but will become a member of the board. They will begin weekly devotions on Wednesday, December 13th. Salamun said this was added to the agenda to give the Hope Center an opportunity to give a status update and to give Care Campus and Cornerstone an opportunity to get the word out about their services and to provide the council an opportunity to ask questions. Biberdorf gave kudos to Allison, they have a great model for accountability. He thinks a lot of the confusion is the concept that Cornerstone doesn't take care of veterans and the DoC contract; he asked Allison to clarify this. Allison said the mission is the old city hall, there is one big room with 60 beds, in 2004 or 2005 they built an addition with 60 beds to house the VA of veterans. That has been reduced to a small area now that they have the SSVF grant and are housing the veterans instead. The vacant area is now used for the prison re-entry or CTP program. No beds have been taken from the homeless or veterans for the CTP program. They also have mats for individuals to sleep on the floor on cold nights. They partner with Care Campus, law enforcement and the fire department to ensure people are cared for. Biberdorf asked what the waiting list is at the women and children's facility and what the monthly budget of Cornerstone is. Allison said the waiting list is about 102 women. Homeless women and children have been the highest demographic of homeless people for the last 10 years and continues to grow. The Cornerstone budget for the year, not including the prison side, but for the soup kitchen and emergency men's shelter is 1.9 million. Pettigrew commented that he is obsessed with the homeless issue and he agrees that this is bringing the community together. He wanted it known that the city is not sitting idle on this and they are trying. He feels the council is attached because people feel they are not doing anything, he asked that people be civil. After the first meeting a month or so ago, he was getting in his truck and an individual told him "I know where you live." You aren't going to get anything solved by making threats, he appreciates those that come to the meetings every week, he would like to see everyone work together with positive attitudes to reach a solution. Roberts said he can't believe how they are being attacked. The Hope Center member just spoke about how the people that are currently leasing to them have concerns about the people around there when the Hope Center is closed but it is ok to move them into a residential neighborhood. He voted against it because of this, a lot of his constituents in Ward 4 contacted him. A few years ago, he worked with Timm on a larger

location for the Hope Center. They received a lot of blowback then too and it didn't move forward. They could have approved this conditional use permit, but how would the Hope Center have raised the millions of dollars needed to make the building usable. He walked through the building as it is for sale and the ceilings are falling in, the roof leaks, the floor is heaving, there is no water and the windows are broken. It would take months, if not years to renovate that building, what would the Hope Center do in the meantime? He knows this is a need and he have a hard time believing they are losing donations because the council didn't allow this location. Salamun thanked the Hope Center for their years of service and is disappointed they are closing. Unfortunately, non-profits are struggling not just here, but around the world and they are having to merge. His hope is that another non-profit will be able to absorb some of the Hope Center services. He was never against the Hope Center, he didn't have a vote in the matter, but it is important to him that to educate the community on the services out there, especially the emergency overnight shelter. Allison and Mueller confirmed that even when their beds are full, they make room and have mats for individuals to sleep on the floor. Mueller added there are rules of which facility a person can stay at. You have to be under the influence to stay at the Care Campus and sober to stay at the Cornerstone, they do that on purpose so they are not duplicating services and they communicate sometimes even hourly with each other. They will bring in extra staff, mats, etc. as needed to get people out of the cold. Salamun said we need compassion and accountability. He wanted to make sure the community is not confused that there is not a place to go if you are cold, that is important. The city government is not going to provide all the services, but we are supportive of the agencies providing them. The council allocated over \$2,000,000.00 in 2024 for crisis services. Maher commented on the bi-weekly meetings held at the Care Campus and that there is great communication between the non-profits and service providers. Motion was made by Roberts, second by Pettigrew to acknowledge. Motion carried 7-0.

PUBLIC HEARING ITEMS – Items 29 – 35

CONSENT PUBLIC HEARING ITEMS – Items 29 – 33

Alcohol Licenses

29. ChrisBro 4 DBA Tru by Hilton, 825 Eglin Street Building B, for a new Retail (on-off sale) Wine and Cider License.
30. BW Gas & Convenience Retail LLC DBA Yesway #1187, 4030 Cheyenne Blvd for a Package (off-sale) Liquor License TRANSFER from Lifesavings, LLC DBA Autumn Hills Liquor 2 (Inactive) 5312 Sheridan Lake Road
31. Zonta Club of the Black Hills for a SPECIAL EVENT (On-Sale) Malt Beverage and (On-Sale) Wine license and (off-sale) package wine license for an event scheduled for March 8, 2024 at Western Dakota Tech, 800 Mickelson Drive
32. Naja Shrine for a SPECIAL EVENT (On-Sale) Dealer License for an event scheduled for February 24, 2024 at Naja Shrine, 4090 Sturgis Road
33. Bar K-9 LLC for a SPECIAL EVENT (On-Sale) Malt Beverage License for an event scheduled for December 8 and 9, 2023 at the Rushmore Mall, 2200 N Maple, Suite 508

Motion was made by Lehmann, second by Strommen to approve items 29-33. Motion carried 7-0.

END OF CONSENT PUBLIC HEARING CALENDAR

NON-CONSENT PUBLIC HEARING ITEMS – Items 34 – 35

Mayor Salamun read in item (No. 23RZ018) Second Reading, Ordinance 6593, an Ordinance Amending Section 17.06 of Chapter of the Rapid City Municipal Code, a request by Longbranch Civil Engineering, Inc for American Storage LLC for a Rezoning request from General Commercial District to Light Industrial District for property generally described as being located northwest of the intersection of Century Road and East North Street. Having passed its first reading on November 6, 2023, motion was made by Roberts, second by Lehmann that the title be read the second time. Upon vote being taken, the following voted AYE: Maher, Strommen, Biberdorf, Roberts, Lehmann, Pettigrew, and Roseland; NO:

None; whereupon the Mayor declared the motion passed and Ordinance No. 6593 was declared duly passed upon its second reading. Motion carried 7-0.

Mayor Salamun read in item (No. 23RZ019) Second Reading, Ordinance 6594, an Ordinance Amending Section 17.06 of Chapter of the Rapid City Municipal Code, a request by Towey Design Group for Rob Poeppel for a Rezoning request from No Use District to Low Density Residential District I for property generally described as being located east of Reservoir Road, north of Bridge Drive. Having passed its first reading on November 6, 2023, motion was made by Roseland, second by Maher that the title be read the second time, to approve in conjunction with 23AN004. Upon vote being taken, the following voted AYE: Maher, Strommen, Biberdorf, Roberts, Lehmann, Pettigrew, and Roseland; NO: None; whereupon the Mayor declared the motion passed and Ordinance No. 6594 was declared duly passed upon its second reading. Motion carried 7-0.

EXECUTIVE SESSION

Motion was made by Roberts, second by Lemann and carried to go into Executive Session at 8:15 p.m. to consult with legal counsel regarding proposed or pending litigation pursuant to SDCL 1-25-2(3). Motion was made by Lehmann, second by Roberts and carried to come out of Executive Session at 8:28 p.m. with all members present. There was no action taken.

BILLS

BILL LIST - NOVEMBER 20, 2023

P/ROLL PERIOD END 11/04/23, PD 11/09/23	2,656,333.82
CDEV P/ROLL PERIOD END 11/04/23, PD 11/09/23	4,383.85
SUPP P/ROLL PERIOD END 11/04/23, PD 11/09/23	452.40
PIONEER BANK & TRUST, 11/04/23 P/ROLL TAXES, PD 11/09/23	701,966.68
PIONEER BANK & TRUST, SUPP 11/04/23 P/ROLL TAXES, PD 11/09/23	61.75
CDEV PIONEER BANK & TRUST, 11/04/23 P/ROLL TAXES, PD 11/09/23	1,101.14
WELLMARK INC, HEALTH CLAIMS THROUGH 10/21/23, PD 10/27/23	134,235.21
WELLMARK INC, HEALTH CLAIMS THROUGH 11/01/23, PD 11/03/23	194,788.61
WELLMARK INC, HEALTH CLAIMS THROUGH 11/10/23, PD 11/16/23	142,231.84
WAGE WORKS, SECTION 125 CLAIMS THROUGH 11/06/23, PD 11/07/23	2,925.49
WAGE WORKS, SECTION 125 CLAIMS THROUGH 11/13/23, PD 11/14/23	5,850.80
RISK ADMINISTRATION SERVICES INC, WORK COMP CLAIMS THROUGH 11/01/23, PD 11/02/23	15,655.44
RISK ADMINISTRATION SERVICES INC, WORK COMP CLAIMS THROUGH 11/08/23, PD 11/09/23	7,602.23
RISK ADMINISTRATION SERVICES INC, WORK COMP CLAIMS THROUGH 11/15/23, PD 11/16/23	16,548.18
SOUTH DAKOTA RETIREMENT SYSTEM, OCT23 RETIREMENT, PD 11/06/23	676,748.43
SD RETIREMENT SYSTEM-SPECIAL PAY PLAN, SPECIAL PAY PLAN FEE-LORE, R, PD 11/09/23	45.00
BLACK HILLS ENERGY, ELECTRICITY, PD 11/14/23	28,476.81
COMPUTER BILL LIST	9,642,036.50
CDEV COMPUTER BILL LIST	25,022.20
SUBTOTAL	14,256,466.38
RSVP, P/ROLL PERIOD END 11/04/23, PD 11/09/23	2,766.04
RSVP, PIONEER BANK & TRUST, 11/04/23 P/ROLL TAXES, PD 11/09/23	643.47
RSVP, COMPUTER BILL LIST	1,710.77
TOTAL	14,261,586.66

Ainslie presented the bill list of \$14,261,586.66. Motion was made by Roberts, second by Biberdorf and carried to authorize (No. CC112023-01) the Finance Director to issue warrants or treasurer checks, drawn on proper funds, in payment thereof. Motion carried 7-0.

ADJOURN

There being no further business to come before the Council at this time, motion was made by Lehmann, second by Maher and carried 7-0 to adjourn the meeting at 8:29 p.m.

Dated this 20th day of November, 2023.

CITY OF RAPID CITY
s/ Jason Salamun
Mayor

ATTEST:
s/ Daniel Ainslie
Finance Director
(SEAL)

Published at the approximate cost: _____