

City of Sioux Falls Council Meeting
Agenda
Carnegie Town Hall, 235 West 10th Street
REGULAR MEETING OF Monday, March 7, 2011 at 7:00 PM

ROLL CALL

MEMBERS PRESENT/ABSENT

Council Member Sue Aguilar

Council Member Kenny Anderson Jr.

Council Member Vernon Brown

Council Member Jim Entenman
Council Member Michelle Erpenbach
Council Member Greg Jamison
Council Member Robert Litz
Council Member Rex Rolfing
Mayor Mike T. Huether

INVOCATION

● Pastor Jeremiah Johnson, First Assembly of God Christian Center

PLEDGE OF ALLEGIANCE

RECOGNITION/AWARDS

● Sioux Falls Award - One of the most secure places to live in the U.S.
presented by Elizabeth Stella, Farmers Insurance State Executive
Director

VISITOR RECOGNITION

● Cub Scout Pack 711, Harrisburg Journey Elementary, Michael Cole, Scout
Leader

CONSENT AGENDA ITEMS

APPROVAL OF CONSENT AGENDA

MINUTES

● Informational Meeting of Tuesday, February 22, 2011, at 4:00 p.m.

● Joint City Council/Minnehaha County Meeting of Tuesday, February 22, 2011, at 5:00 p.m.

● City Council Meeting of Tuesday, February 22, 2011, at 7:00 p.m.

● Informational Meeting of Monday, February 28, 2011, at 4:00 p.m.

COMMUNICATIONS

1. A communication was received from South Dakota Advertising Federation (SDAF) stating their intent to sell raffle tickets on March 11, 2011, for 50 bottles of assorted wines (valued at \$500.00). Tickets will be \$10.00 each. The proceeds are to be used to benefit SDAF educational programs/scholarships.
2. A communication was received from Realtor for Kids/Sioux Falls stating their intent to sell raffle tickets on March 12, 2011, for a \$600.00 cash prize. Tickets will be \$10.00 each. The proceeds are to be used to benefit programs by Realtor for Kids/Sioux Falls.
3. A communication was received from St. Therese Catholic Church requesting permission to consume, but not sell, beer and wine at St. Therese Catholic Church, 901 N. Tahoe Trail, on Saturday, April 30, 2011, from 7:00 p.m. to 11:00 p.m. and Saturday, August 20, 2011, from 7:00 p.m. to 11:00 p.m. for fellowship between members of the church outside of weekly mass.
4. A communication was received from The Evangelical Lutheran Good Samaritan Society stating their intent to conduct an event from March 13, 2011 through April 4, 2011, whereby participants may contribute to the LAMB Hospital in Bangladesh and then predict the outcomes of the NCAA Division one men's basketball tournament. The person making the most correct predictions will receive a traveling trophy of negligible value to display for one year.
5. A communication was received from Robin Aos and Calvin Hilligas requesting permission to consume, but not sell, liquor and beer at the Old Courthouse Museum, 200 West 6th Street, on Saturday, May 7, 2011, from 6:00 p.m. to 12:00 a.m. for a wedding reception.

NOTICE OF HEARINGS

Set a hearing date for Monday, March 21, 2011, at 7:00 p.m. on Items 6 through 12:

6. New 2010-11 Retail Malt Beverage License for Luciano s North LTD, Luciano s North, to be operated at 431 North Phillips Avenue (full service restaurant; CUP not required).

7. New 2011 Retail Wine License for Luciano s North LTD, Luciano s North, to be operated at 431 North Phillips Avenue (full service restaurant; CUP not required).
8. New 2010-11 Retail Malt Beverage License for LFK Holdings Inc., Smoe s Bar, to be operated at 921 East Eighth Street, effective April 15, 2011 (CUP not required; this location is grandfathered in).
9. New 2011 Retail Wine License for LFK Holdings Inc., Smoe s Bar, to be operated at 921 East Eighth Street, effective April 15, 2011 (CUP not required; this location is grandfathered in).
10. Transfer of a 2010-11 Retail Malt Beverage License from Interstate Gaming Inc., Ace s Casino, 1316 South Cliff Avenue, to Honesty Counts LLC, Ace s Casino, to be operated at 1316 South Cliff Avenue, including video lottery terminals (CUP not required; this license predates the ordinance).
11. Special One-Day Liquor License requests for Washington Pavilion Management Inc., Washington Pavilion of Arts & Science, 301 South Main Avenue, for various special events on April 14, June 4, July 23 and 30, August 6, 13, and 20, 2011.
12. Special One-Day Malt Beverage License for Avera McKennan Hospital & University to be operated at the Avera McKennan Fitness Center, 3400 South Southeastern Avenue, for the Member Fun Run to be held on April 1, 2011.

REGULAR AGENDA ITEMS

APPROVAL OF REGULAR AGENDA

PUBLIC INPUT

UNFINISHED BUSINESS

13. New 2010-11 Package Malt Beverage License for Cole s Petroleum Products Inc., name to be determined, to be operated at 900 North Sycamore Avenue, with the Conditional Use Permit (2011-01-05) being approved on 02-02-11.
14. New 2010-11 Package Malt Beverage License for Olson Oil Company, Get N Go #21, to be operated at 5400 East Arrowhead Parkway.
15. Special One-Day Liquor License for Washington Pavilion Management Inc., Washington Pavilion of Arts & Science, 301 South Main Avenue, for the Arts Night Gala on May 6, 2011.
16. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Sisters of the Presentation of the Blessed Virgin Mary to be operated at Falls

Park, Falls Park Drive, for the Cinco de Mayo Celebration, on April 30, 2011.

17. Special One-Day Malt Beverage and Special One-Day Wine Licenses for the Sioux Falls Area Humane Society to be operated at Landscape Garden Center, 7201 South Minnesota Avenue, for the Paws to Celebrate Fundraiser on June 18, 2011.
18. Special One-Day Malt Beverage and Special One-Day Wine Licenses for the Sioux Falls Jazz & Blues Society to be operated at Yankton Trail Park, 3901 South Minnesota Avenue, on July 14-16, 2011, for the JazzFest, and on June 16, 2011, at Vern Eide Acura, 4030 South Grange Avenue, for the Jazz & Brews Fundraiser.

INTRODUCTION AND ADOPTION OF ORDINANCES

19. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE REVISED ORDINANCES OF THE CITY BY REVISING THE DEFINITION OF COMMERCIAL VEHICLES AND ADDING A DEFINITION FOR SERVICE VEHICLES. (The Planning Commission recommends approval.)
Sponsor: Mayor/Planning and Building Services
20. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE REVISED ORDINANCES OF THE CITY TO REVISE RESIDENTIAL PARKING TO ALLOW FOR TEMPORARY PARKING FOR RECREATIONAL VEHICLES. (The Planning Commission recommends approval.)
Sponsor: Mayor/Planning and Building Services
21. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, A MAJOR AMENDMENT, PETITION NO. 2010-12-07 TO CHAPTER 15.45.070, PLANNED DEVELOPMENT DISTRICTS, 1108 E. 2ND STREET, AMENDING THE SCOOTER PLANNED DEVELOPMENT DISTRICT SUBAREA REGULATIONS. (The Planning Commission recommends approval.)
Sponsor: Mayor/Planning and Building Services
22. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY EAST OF THE S. ELLIS ROAD AND W. 22ND STREET INTERSECTION FROM THE RS-1 AND RS-2, RESIDENTIAL DISTRICTS TO THE RC, RECREATION/ CONSERVATION DISTRICT, PETITION NO. 2011-01-01 AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. (The Planning Commission recommends approval.)
Sponsor: Mayor/Planning and Building Services
23. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING CHAPTER 19 OF THE REVISED ORDINANCES OF THE CITY BY REQUIRING FAMILY DAY CARE HOMES TO DISPLAY MOST RECENT HEALTH DEPARTMENT INSPECTION.
Sponsor: Mayor/Health
24. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, PROVIDING SUPPLEMENTAL APPROPRIATIONS FOR A PASS-THROUGH DONATION FROM CITIBANK SOUTH DAKOTA TO THE SIOUX EMPIRE BASEBALL ASSOCIATION TO BE USED TOWARD

THE CONSTRUCTION OF A GRANDSTAND AT HARMODON BASEBALL FIELDS. (Citibank, \$20,000.00)

Sponsor: Mayor/Parks and Recreation

HEARINGS AND RESOLUTIONS

25. A RESOLUTION AUTHORIZING THE CITY OF SIOUX FALLS TO GIFT TO MINNEHAHA COUNTY APPROXIMATELY 2,000 BANQUET CHAIRS.

Sponsor: Mayor/Planning and Building Services

REPORT OF OFFICERS/BOARDS/COMMITTEES/TRANFERS OF UNENCUMBERED APPROPRIATION BALANCES AMONG PROGRAMS WITHIN A DEPARTMENT OR ORGANIZATIONAL UNIT AS PROVIDED IN THE SIOUX FALLS CITY CHARTER SECTION 5.07(d)

26. REPORT OF THE FEBRUARY 25, 2011, NOTICE OF TRANSFER OF APPROPRIATIONS WITHIN MAJOR ORGANIZATIONAL UNITS.

NEW BUSINESS/ITEMS ADDED AFTER DEADLINE

The City Council may include such other business as may come before this body.

ADJOURNMENT

MEETING ASSISTANCE: UPON REQUEST, ACCOMMODATIONS FOR MEETINGS WILL BE PROVIDED FOR PERSONS WITH DISABILITIES. PLEASE CONTACT THE CITY CLERK S OFFICE, CARNEGIE TOWN HALL, AT (605) 367-8081 (VOICE) OR (605) 367-7039 (TDD) 24 HOURS IN ADVANCE OF THE MEETING.

ADDRESSING THE COUNCIL: PERSONS ADDRESSING THE COUNCIL SHALL USE THE MICROPHONE AT THE PODIUM. PLEASE STATE YOUR NAME. PRESENTATIONS ARE LIMITED TO FIVE MINUTES.

LIVE BROADCASTS OF COUNCIL MEETINGS ON CITYLINK 16: CITY COUNCIL MEETINGS AIR LIVE THE FIRST, SECOND, AND THIRD MONDAYS OF EACH MONTH AT 7:00 P.M. THE JOINT CITY COUNCIL/MINNEHAHA COUNTY COMMISSION MEETINGS AIR LIVE THE THIRD MONDAY OF EACH MONTH AT 5:00 P.M. REGULAR MEETINGS OF THE CITY COUNCIL ARE ALSO ARCHIVED AND AVAILABLE FOR VIEWING ON DEMAND AT WWW.SIOUXFALLS.ORG. LINKS TO EACH MEETINGS S VIDEO ARE POSTED ON THE MEETING MINUTES AND AGENDAS PAGE.

CLOSED CAPTIONING: CITY COUNCIL MEETINGS ARE CLOSE CAPTIONED ON CITYLINK 16. CITYLINK 16 REBROADCAST: CITY COUNCILMEETINGS AT 10:00 A.M. ON WEDNESDAYS, 1:00 A.M. ON THURSDAYS, AND 7:00 P.M. ON SATURDAYS. JOINT CITY COUNCIL/MINNEHAHA COUNTY COMMISSION MEETINGS AT 10:00 A.M. ON FIRST FRIDAY AFTER LIVE MEETING AND 1 P.M. ON FIRST SUNDAY AFTER LIVE MEETING.