

City of Sioux Falls Council Meeting
Agenda
Carnegie Town Hall, 235 West 10th Street
REGULAR MEETING OF Monday, December 5, 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 Dean Karsky
Council Member Rex Rolfing
Mayor Mike T. Huether

INVOCATION

● Pastor Timothy Fountain, Church of the Good Shepherd

PLEDGE OF ALLEGIANCE

RECOGNITION/AWARDS

● V.L. Crusinberry Award

● Jeanne Fullenkamp Management Excellence Award

● Safety Award

CONSENT AGENDA ITEMS

APPROVAL OF CONSENT AGENDA

MINUTES

● Informational Meeting of Monday, November 21, 2011, at 4:00 p.m.

● Joint City Council/Minnehaha County Meeting of Monday, November 21, 2011, at 5:30 p.m.

● City Council Meeting of Monday, November 21, 2011, at 7:00 p.m.

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

COMMUNICATIONS

1. Approval of Contracts/Agreements on November 28, 2011 memo.
Sponsor: Mayor/Finance
2. Report of Requests for Quotes for Fuel dated: November 15, 2011: Diesel #2 Clear; 7500 Gallons; Harms Oil (3.7900); CHS, Inc., Howes Oil and Midwest Oil, all no bids. Bid awarded to Harms Oil.
Sponsor: Mayor/Finance
3. Report of Requests for Quotes for Fuel dated: November 17, 2011: Unleaded Ethanol; 400 Gallons; Midway Service (3.0450); Howes Oil (3.1090); Midwest Oil, no bid. Bid awarded to Midway Service. Winter Mix 50/50 #1 & #2 Dyed Diesel; 500 Gallons; Midway Service (3.76); Howes Oil (3.8490); Midwest Oil (3.849). Bid awarded to Midway Service.
Sponsor: Mayor/Finance
4. Report of Requests for Quotes for Fuel dated: November 21, 2011; Diesel (#1 and #2 Blend); 700 Gallons; Midway Service (\$2684.50); Howe's Oil and Palisades Oil, no bids. Bid awarded to: Midway Service.
Sponsor: Mayor/Finance
5. A communication was received from the Sioux Empire Baseball Association stating their intent to sell raffle tickets from January 2, 2012 until May 14, 2012 for one grand prize of \$1000.00 or 20 individual prizes of \$50.00 each. Tickets will be sold for \$5.00 each. The proceeds will benefit the Sioux Empire Baseball Association in providing a quality youth baseball program in Sioux Falls.
Sponsor: SDCL 22-25-25

APPLICATIONS

6. Special One-Day Liquor License request for Washington Pavilion Management Inc., Washington Pavilion, 301 South Main Avenue, for a wedding reception on December 17, 2011.
Sponsor: Mayor/Attorney
7. Various Retail Liquor, Package Liquor, and Retail Wine License renewals for 2012 to be operated at various locations in the City of Sioux Falls, SD, identified as Exhibit C.
Sponsor: Mayor/Attorney

The following abatements were recommended for approval by the Director of Equalization and the State's Attorney's Office for Minnehaha County; and the City Attorney for Sioux Falls:

8. James Madsen, 2605 E. 12th Street, for 2010 property taxes in the amount of \$657.97. The amount requested is the difference between the elderly freeze and non elderly freeze.
Sponsor: Attorney/SDCL 10-18-1
9. Augustana College Association, for 2010 property taxes in the amount of \$2099.27. The Minnehaha County Commissioners granted this parcel tax exempt status during the 2011 County Board process. Taxpayer is now requesting abatement for the time owned in 2010.
Sponsor: Attorney/SDCL 10-18-1

NOTICE OF HEARINGS

Set a date of hearing for Monday, December 19, 2011, at 7:00 p.m. on Items 10 through 12:

10. New 2012 Retail Liquor License for Empire Restaurants Inc., The Encore at Empire Place, to be operated at 4200 West Empire Place, including Sunday Sales, effective January 1, 2012, with the Conditional Use Permit (2011-09-05) being approved on 10-05-11.
Sponsor: Mayor/Attorney
11. Special One-Day Liquor License request for MDC Boosters (nonprofit organization) to be operated at the Old Courthouse Museum, 200 West Sixth Street, for a Dance Club Fundraiser on February 11, 2012.
Sponsor: Mayor/Attorney
12. Various Package Liquor License renewals for 2012 to be operated at various locations in the City of Sioux Falls, SD, identified as Exhibit D, which includes those with underage sales violations in the past 12 months.
Sponsor: Mayor/Attorney

REGULAR AGENDA ITEMS

APPROVAL OF REGULAR AGENDA

PUBLIC INPUT

UNFINISHED BUSINESS

13. Transfer of a 2011-12 Retail Malt Beverage License from Coco Palace LLC, Coco Palace, 2530 South Louise Avenue, to Li Zhu Xiu Ying LLC, Coco Palace Two, to be operated at 2530 South Louise Avenue (full service restaurant; CUP not required).

Sponsor: Mayor/Attorney

14. Transfer of a 2011 Retail Wine License from Coco Palace LLC, Coco Palace, 2530 South Louise Avenue, to Li Zhu Xiu Ying LLC, Coco Palace Two, to be operated at 2530 South Louise Avenue (full service restaurant; CUP not required).

Sponsor: Mayor/Attorney

INTRODUCTION AND ADOPTION OF ORDINANCES

15. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT 611 S. DAKOTA AVE. FROM THE C-2, GENERAL COMMERCIAL DISTRICT TO THE RA-2, RESIDENTIAL DISTRICT, PETITION NO. 2011-10-09 AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. (The Planning Commission recommends approval.)

Sponsor: Mayor/Planning and Building Services

16. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, A MAJOR AMENDMENT, PETITION NO. 2011-10-05 TO CHAPTER 15.45.070, PLANNED DEVELOPMENT DISTRICTS, AT THE NE CORNER OF 60TH ST. N. AND N. GRANITE LANE. (The Planning Commission recommends approval.)

Sponsor: Mayor/Planning and Building Services

17. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT S. WESTERN AVE. AND W. 95TH ST. FROM THE AG, AGRICULTURAL DISTRICT TO THE RS-2, RESIDENTIAL DISTRICT; THE S, INSTITUTIONAL DISTRICT; AND THE RC, RECREATION/CONSERVATION DISTRICT, PETITION NO. 2011-10-06 AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. (The Planning Commission recommends approval.)

Sponsor: Mayor/Planning and Building Services

Set a date of hearing and 2nd Reading for Monday December 12, 2011, at 7:00 p.m. on Item 18:

18. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE REVISED ORDINANCES OF THE CITY BY AMENDING CHAPTER 14 ELECTIONS BY PROVIDING A RUNOFF ELECTION THREE WEEKS AFTER THE ANNUAL CITY ELECTION.

Sponsor: City Council/Aguilar and Anderson Jr.

Set a date of hearing and 2nd Reading for Monday December 19, 2011, at 7:00 p.m. on Item 19:

19. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE CODE OF ORDINANCES OF THE CITY BY ADDING ONE LEGAL DESCRIPTION TO SECTION 39-82A, PROVIDING FOR RURAL SERVICE DISTRICT LANDS.

Sponsor: Mayor/Planning and Building Services

HEARINGS AND RESOLUTIONS

20. A RESOLUTION OF THE CITY OF SIOUX FALLS APPROVING THE PRELIMINARY PLAN OF THE HARRISBURG SCHOOL'S ADDITION. (The Planning Commission recommends approval.)

Sponsor: Mayor/Planning and Building Services

21. A RESOLUTION APPROVING THE SPECIAL ASSESSMENT ROLL FOR THE MAIN STREET BUSINESS IMPROVEMENT DISTRICT IN THE CITY OF SIOUX FALLS, SOUTH DAKOTA.
Sponsor: Mayor/Community Development
22. A RESOLUTION APPROVING THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF SIOUX FALLS AND LOCAL 519 OF THE AMERICAN FEDERATION OF STATE, COUNTY, AND MUNICIPAL EMPLOYEES.
Sponsor: Mayor/Human Resources
23. A RESOLUTION APPROVING THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF SIOUX FALLS AND POLICE OFFICERS AND SERGEANTS SIOUX FALLS FRATERNAL ORDER OF POLICE LODGE NO. 1 L.C.
Sponsor: Mayor/Human Resources
24. A RESOLUTION NAMING THE WESTSIDE BRANCH LIBRARY THE PRAIRIE WEST BRANCH LIBRARY.
Sponsor: Mayor/Siouxland Libraries
25. A RESOLUTION AUTHORIZING THE CITY OF SIOUX FALLS TO GRATUITOUSLY TRANSFER TO THE ZOOLOGICAL SOCIETY THE LIVE ANIMAL COLLECTION LOCATED AT THE GREAT PLAINS ZOO & DELBRIDGE MUSEUM.
Sponsor: Mayor/Parks and Recreation
26. A RESOLUTION CREATING TAX INCREMENTAL DISTRICT NUMBER TWELVE, CITY OF SIOUX FALLS, AND TERMINATING TAX INCREMENTAL DISTRICT NUMBER EIGHT, CITY OF SIOUX FALLS.
Sponsor: Mayor/Community Development
27. A RESOLUTION APPROVING THE PROJECT PLAN FOR TAX INCREMENTAL DISTRICT NUMBER TWELVE, CITY OF SIOUX FALLS.
Sponsor: Mayor/Community Development

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

28. REPORT OF THE NOVEMBER 28, 2011, NOTICE OF TRANSFERS OF APPROPRIATIONS WITHIN MAJOR ORGANIZATIONAL UNITS.
Sponsor: Mayor/Finance

NEW BUSINESS

29. EXTENSION OF CONTRACT 06-0071 MANAGEMENT AND OPERATING AGREEMENT BETWEEN THE CITY OF SIOUX FALLS, SOUTH DAKOTA AND WASHINGTON PAVILION MANAGEMENT, INC.
Sponsor: Mayor/Community Development

30. AGREEMENT BETWEEN THE CITY OF SIOUX FALLS, SOUTH DAKOTA, AND THE ZOOLOGICAL SOCIETY OF SIOUX FALLS FOR MANAGEMENT OF THE GREAT PLAINS ZOO & DELBRIDGE MUSEUM.

Sponsor: Mayor/Parks and Recreation

The City Council may include other such 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.