

City of Sioux Falls Council Meeting
Agenda
Carnegie Town Hall, 235 West 10th Street
REGULAR MEETING OF Tuesday, June 4, 2013 at 7:00 PM

ROLL CALL

MEMBERS PRESENT/ABSENT

Council Member Sue Aguilar

Council Member Kenny Anderson Jr.

Council Member Jim Entenman

Council Member Michelle Erpenbach

Council Member Greg Jamison

Council Member Dean Karsky

Council Member Rex Rolfing

Council Member Kermit L. Staggers

Mayor Mike T. Huether

INVOCATION

● Interim Pastor Amanda Ullrich, St. John American Lutheran Church

PLEDGE OF ALLEGIANCE

CONSENT AGENDA ITEMS

APPROVAL OF CONSENT AGENDA

MINUTES

● Informational Meeting of Tuesday, May 21, 2013, at 4:00 p.m.

● City Council Meeting of Tuesday, May 21, 2013, at 7:00 p.m.

● Informational Meeting of Tuesday, May 28, 2013, at 4:00 p.m.

● Joint City Council/Minnehaha County Commission Meeting of Tuesday, May 28, 2013, at 5:00 p.m.

COMMUNICATIONS

1. Approval of Contracts/Agreements on May 30, 2013 memo.
Sponsor: Mayor/Finance
2. Notice of change orders on May 30, 2013 memo.
Sponsor: Mayor/Finance
3. Report of Requests for Quotes for Fuel dated: May 16, 2013; Unleaded; 600 gallons; Howes Oil (\$2,276.10); Midway Service (\$2,306.10); Palisades Oil, no bid. Bid awarded to: Howes Oil.
Sponsor: Mayor/Fire Rescue
4. Report of Requests for Quotes for Fuel dated: May 16, 2013; Diesel (#1 and #2 blend); 600 gallons; Howes Oil (\$2,031.00); Midway Service (\$2,016.00); Palisades Oil, no bid. Bid awarded to: Midway Service.
Sponsor: Mayor/Fire Rescue
5. Report of Requests for Quotes for Fuel dated: May 16, 2013; #2 Dyed Diesel Fuel; 15,000 gallons; Harms Oil (\$3.0839); Howes Oil (\$3.0940); CHS, Inc., Midwest Oil, and Olson Oil, all no bid. Bid awarded to: Harms Oil.
Sponsor: Mayor/Public Works
6. Report of Requests for Quotes for Fuel dated: May 20, 2013; Unleaded Ethanol; 8,500 gallons; Harms Oil (\$3.6440); Howes Oil (\$3.6940); CHS, Inc. and Olson Oil, both no bid. Bid awarded to: Harms Oil.
Sponsor: Mayor/Public Works
7. Report of Requests for Quotes for Fuel dated: May 24, 2013; Unleaded Ethanol; 8,500 gallons; Howes Oil (\$3.3555); Harms Oil (\$3.4061); CHS, Inc. and Olson Oil, both no bid. Bid awarded to: Howes Oil.
Sponsor: Mayor/Public Works
8. A communication was received from the South Dakota Corn Growers Association stating their intent to sell raffle tickets from Friday, August 2, 2013, to Saturday, January 18, 2014, for a John Deere Gator (valued at approximately \$10,000.00). Tickets will be sold for \$100.00 each. The proceeds will be used to administer educational programs through the South Dakota Corn Growers.
Sponsor: SDCL 22-25-25
9. A communication was received from Rounds for Senate requesting permission to consume, but not sell, wine and malt beverages at the Falls Overlook Cafø, 825 N. Weber Avenue, on Thursday, June 13, 2013 from 5:30 p.m. to 7:30 p.m. for the purpose of a political fund raiser.
Sponsor: SDCL 35-1-5.3
10. A communication was received from the Great Plains Zoo and Delbridge Museum of Natural History requesting permission to consume, but not sell liquor, wine and/or malt beverages at the Great Plains Zoo, 805 South Kiwanis Avenue on the dates listed: Wednesday, June 19, 2013, from 4:00 p.m. to 6:

00 p.m.; Wednesday, June 26, 2013, from 5:00 p.m. to 7:00 p.m.; Thursday, June 27, 2013, from 5:00 p.m. to 7:00 p.m.; Friday, June 28, 2013, from 5:00 to 7:00 p.m.; and Saturday, June 29, 2013, from 5:00 p.m. to 7:00 p.m. The Zoo is hosting a "Monkeys, Magic and More" appreciation event for donors, and friends of the Zoo.
Sponsor: SDCL 35-1-5.3

11. A communication was received from Mr. Joseph R. Bolger requesting permission to consume, but not sell, wine and malt beverages at the Old Courthouse Museum, 200 West 6th Street, on Saturday, August 3, 2013, from 12:30 p.m. to 5:00 p.m. for the purpose of a wedding ceremony and reception.
Sponsor: SDCL 35-1-5.3

APPLICATIONS

12. Special One-Day Liquor License request for Ovations Food Services LP, to be operated at the Sioux Falls Orpheum Theater, 315 North Phillips Avenue, for a concert on June 18, 2013.
Sponsor: Mayor/City Attorney
13. Special One-Day Liquor License for Hy-Vee Inc., All Occasions by Hy-Vee, to be operated at the Old Courthouse Museum, 200 West Sixth Street, for a wedding reception on June 22, 2013.
Sponsor: Mayor/City Attorney
14. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Sioux Falls Irish Club to be operated at Falls Park West, Falls Park Drive, for the Dakota Irish Fair to be held on July 27, 2013.
Sponsor: Mayor/City Attorney
15. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Hy-Vee Inc., All Occasions by Hy-Vee, to be operated at the Great Plains Zoo and Delbridge Museum, 805 S. Kiwanis Avenue, for Jungle Jubilee fundraiser on August 8, 2013.
Sponsor: Mayor/City Attorney
16. Special One-Day Liquor License for Hy-Vee Inc., All Occasions by Hy-Vee, to be operated at the Great Plains Zoo and Delbridge Museum, 805 S. Kiwanis Avenue, for special events on August 2, August 31, September 14, September 21, October 4, October 5, October 12, 2013 and May 10, 2014.
Sponsor: Mayor/City Attorney
17. Various Retail Malt Beverage, Retail Malt Beverage/South Dakota Farm Winery, Package Malt Beverage, and Package Malt Beverage/South Dakota Farm Winery License renewals for 2013-14 to be operated at various locations in the City of Sioux Falls, SD, identified as Exhibit C.
Sponsor: Mayor/City Attorney

The following abatement was 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. The amount requested is the difference between the elderly freeze and the non-elderly freeze.

18. Donald E. Larson, 601 N. Franklin Avenue, for 2011 taxes in the amount of \$339.02.

Sponsor: SDCL 10-18-1

NOTICE OF HEARINGS

Set a date of hearing for Tuesday, June 18, 2013, at 7:00 p.m. for Items 19 and 20:

19. New 2013 Retail Wine License for Jerry Vanloh, Jacky s Restaurant & Bakery to be operated at 702 East 8th Street with the Conditional Use Permit (2006-02-02) being approved on April 13, 2006.

Sponsor: Mayor/City Attorney

20. Various Retail Malt Beverage, Retail Malt Beverage/South Dakota Farm Winery, Package Malt Beverage, and Package Malt Beverage/South Dakota Farm Winery License renewals for 2013-14 to be operated at various locations in the City of Sioux Falls, SD, identified as Exhibit E.

Sponsor: Mayor/City Attorney

REGULAR AGENDA ITEMS

APPROVAL OF REGULAR AGENDA

PUBLIC INPUT

UNFINISHED BUSINESS

21. Transfer of 2013 Package Liquor License from Lambo s Inc., Lambo s to Everest Gas and Convenience, LLC, Everest Gas and Convenience, LLC, to be operated at 3501 West 49th Street (CUP not required).

Sponsor: Mayor/City Attorney

22. Transfer of 2013 Retail Liquor License from International Restaurant Champions Inc., Champps, to WAM, LLC, name to be determined, to be operated at 2101 West 41st Street, Suite 24, including Sunday Sales (full service restaurant; CUP not required).

Sponsor: Mayor/City Attorney

23. Transfer of 2013 Retail Liquor License from El Corona LLC, El Corona, 2401 East 10th Street, #101 to Pancakes and More, Inc., Pancakes and More d/b/ a Original Pancake House, 2715 West 41st Street, including Sunday Sales (full service restaurant; CUP not required).

Sponsor: Mayor/City Attorney

INTRODUCTION AND ADOPTION OF ORDINANCES

24. Deferred Action (from the City Council Meetings of November 6, 2012, January 2, 2013 and March 5, 2013). 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT N. CLIFF AVE. AND E. 1ST ST. FROM THE I-1, LIGHT INDUSTRIAL DISTRICT; I-2, GENERAL INDUSTRIAL DISTRICT; AND THE RD, RESIDENTIAL DISTRICT TO THE RS-2, RESIDENTIAL DISTRICT, PETITION NO. 2012-09-14, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval.
Sponsor: Mayor/Planning and Building Services

HEARINGS AND RESOLUTIONS

25. A RESOLUTION ADVISING AND GIVING CONSENT TO THE APPOINTMENT OF MEMBERS TO CERTAIN CITIZEN BOARDS.
Sponsor: Mayor

26. A RESOLUTION AMENDING THE 2013-2017 CAPITAL PROGRAM.
Sponsor: Mayor/Finance

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)

27. REPORT OF THE MAY 28, 2013, NOTICE OF TRANSFER OF APPROPRIATIONS WITHIN MAJOR ORGANIZATIONAL UNITS.
Sponsor: Mayor/Finance

NEW BUSINESS

ITEMS ADDED AFTER AGENDA DEADLINE

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) 367-8080 (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: INFORMATIONAL MEETINGS AIR LIVE ON TUESDAYS EACH MONTH AT 4:00 P.M. COUNCIL COMMITTEE MEETINGS AIR LIVE THE FIRST, SECOND, AND THIRD TUESDAYS OF EACH MONTH IMMEDIATELY FOLLOWING THE INFORMATIONAL MEETING. CITY COUNCIL MEETINGS AIR LIVE THE FIRST, SECOND, AND THIRD TUESDAYS OF EACH MONTH AT 7:00 P.M. THE JOINT CITY COUNCIL/MINNEHAHA COUNTY COMMISSION MEETINGS AIR LIVE THE FOURTH TUESDAY 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 MEETING S VIDEO ARE POSTED ON THE MEETING MINUTES AND AGENDAS PAGE.

CLOSED CAPTIONING: CITY COUNCIL MEETINGS ARE CLOSE CAPTIONED ON CITYLINK.

CITYLINK REBROADCAST: INFORMATIONAL MEETINGS AT 1:30 A.M. AND 9:00 A.M. ON THURSDAYS, AND 6:00 P.M. ON SATURDAYS. COUNCIL COMMITTEE MEETINGS AT 12:30 A.M. AND 8:00 A.M. ON THURSDAYS, AND 5:00 P.M. ON SATURDAYS. CITY COUNCIL MEETINGS AT 2:30 AM AND 10:00 A.M. ON THURSDAYS, AND 7:00 P.M. ON SATURDAYS. JOINT CITY COUNCIL/MINNEHAHA COUNTY COMMISSION MEETINGS AT 8:00 A.M. ON FIRST FRIDAY AFTER LIVE MEETING AND 1:00 P.M. ON FIRST SUNDAY AFTER LIVE MEETING.