

|| City of Sioux Falls Council Meeting
|| Agenda
|| Carnegie Town Hall, 235 West 10th Street
|| MEETING OF Tuesday, October 15, 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 Rolwing

Council Member Kermit L. Staggers

Mayor Mike T. Huether

INVOCATION

● Kenny Pospischil, Care Pastor at Celebrate Church

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

● Pancreatic Cancer Awareness Month, November 2013

CONSENT AGENDA ITEMS

APPROVAL OF CONSENT AGENDA

MINUTES

● Informational Meeting of Tuesday, October 8, 2013, at 4:00 p.m.

● City Council Meeting of Tuesday, October 8, 2013, at 7:00 p.m.

COMMUNICATIONS

1. Approval of Contracts/Agreements on October 11, 2013 memo.

Sponsor: Mayor/Finance

2. Report of Requests for Quotes for Fuel dated: October 2, 2013; #2 Dyed Diesel; 1,000 gallons; Midway Service (\$3.160); Howes Oil (\$3.279); and Midwest Oil (\$3.369). Bid awarded to: Midway Service.
Sponsor: Mayor/Water Reclamation
3. Report of Requests for Quotes for Fuel dated: October 4, 2013; Diesel (#1 and #2 blend); 1,100 gallons; Howes Oil (\$3,949.00); Palisades Oil and Midway Service, both no bid. Bid awarded to: Howes Oil.
Sponsor: Mayor/Sioux Falls Fire Rescue
4. Report of Requests for Quotes for Fuel dated: October 7, 2013; Unleaded Ethanol/89 Octane; 8,500 gallons; Harms Oil (\$3.200); CHS, Inc., Howes Oil and Olson Oil, all no bid. Bid awarded to: Harms Oil.
Sponsor: Mayor/Fleet
5. A communication was received from Kevin and Jill Engelhart requesting permission to consume, but not sell, liquor, wine, and/or malt beverage at the Old Courthouse Museum, 200 W. Sixth St., on Saturday, November 2, 2013 from 6:00 p.m. until 12:00 a.m. for a wedding reception.
Sponsor: SDCL 35-1-5.5

APPLICATIONS

6. Special One-Day Liquor License request for Washington Pavilion Management Inc., Washington Pavilion, 301 South Main Avenue, for the South Dakota Symphony Orchestra Gala on November 2, 2013.
Sponsor: Mayor/Attorney
7. Special One-Day Liquor License request for Washington Pavilion Management Inc., Washington Pavilion, 301 South Main Avenue, for a Fifty Shades of Parody performance on November 7, 2013.
Sponsor: Mayor/Attorney
8. 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 Cartwright Brothers performance on October 19, 2013.
Sponsor: Mayor/Attorney
9. 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 wedding on October 26, 2013.
Sponsor: Mayor/Attorney

NOTICE OF HEARINGS

Set a date of hearing for Tuesday, November 5, 2013, at 7:00 p.m. for Items 10 and 11:

10. New 2013-14 Retail Malt Beverage License for Hy-Vee, Inc., Hy-Vee Food Store #2, 4101 South Louise Avenue with Conditional Use Permit (2008-05-03) being approved on June 4, 2008.
Sponsor: Mayor/Attorney
11. Special One-Day Malt Beverage and Special One-Day Wine Licenses for The Feisty Fighters to be operated at Landscape Garden Center, 7201 South Minnesota Avenue, for Sparkle & Shine on November 19, 2013.
Sponsor: Mayor/Attorney

REGULAR AGENDA ITEMS

APPROVAL OF REGULAR AGENDA

PUBLIC INPUT

UNFINISHED BUSINESS

12. New 2013 Retail Liquor License, including Sunday Sales and video lottery terminals, for QSL Sioux Falls, LLC, Quaker Steak and Lube, 6401 South Louise Avenue (full service restaurant; CUP not required). Pending Final inspections per Fire, Health and Building Services.
Sponsor: Mayor/City Attorney
13. New 2013 Package Liquor License for Cubby s Inc., Cubby s West to be operated at 2101 West 49th Street (CUP not required).
Sponsor: Mayor/City Attorney
14. New 2013-14 Package Malt Beverage License for Cubby s Inc., Cubby s West 12th to be operated at 1900 West 12th Street (CUP not required).
Sponsor: Mayor/City Attorney
15. New 2013-14 Package Malt Beverage License for Cubby s Inc., Cubby s North Cliff to be operated at 3420 North Cliff Avenue (CUP not required).
Sponsor: Mayor/City Attorney
16. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Catering America Inc., Chef Dominique s, to be operated at Spring Center Apartments, 512 South Spring Avenue, for a ribbon cutting on October 23, 2013.
Sponsor: Mayor/City Attorney
17. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Catering America Inc., Chef Dominique s, to be operated at Johnson, Heidepriem, & Abdallah, LLP, 101 South Main Ave, Suite 100, for a Law Enforcement Reception on November 13, 2013.
Sponsor: Mayor/City Attorney

18. Special One-Day Liquor License for Sanford Health to be operated at the Sanford Health Pentagon, 2210 Pentagon Place for a NCAA Basketball Game between the University of South Dakota and Northern State University on November 2, 2013.
Sponsor: Mayor/City Attorney

19. Special One-Day Liquor Licenses for Sanford Health to be operated at the Sanford Health Pentagon, 2210 Pentagon Place for all 2013-14 Home Season games for the Skyforce between November 22, 2013 and April 5, 2014, and for possible playoff games between April 6 and May 31, 2014.
Sponsor: Mayor/City Attorney

20. Special One-Day Malt Beverage License for Tobin Hauck LLC, Monk s House of Ale Repute to be operated at the 8th and Railroad Parking Lot, 401 East 8th Street for a Harvest Festival on October 26, 2013, and to authorize publication of the notice on 10-04-13 to set the hearing date.
Sponsor: Mayor/Attorney

INTRODUCTION AND ADOPTION OF ORDINANCES

21. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE CODE OF ORDINANCES OF THE CITY BY ADDING A SUBCHAPTER TO CHAPTER 37 TITLED TAX INCREMENTAL DISTRICTS.
Sponsor: Mayor/Community Development

Set a date of hearing and 2nd Reading for Tuesday, November 5, 2013, for Item 22:

22. 1st READING: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT NORTHEAST CORNER OF W. 60TH ST. N. AND N. MARION RD. FROM THE C-4, PLANNED COMMERCIAL DISTRICT TO THE RC, RECREATION/CONSERVATION DISTRICT, PETITION NO. 2013-09-01, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval.
Sponsor: Mayor/Planning and Building Services

Set a date of hearing and 2nd Reading for Tuesday, November 5, 2013, for Item 23:

23. 1st READING: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY NORTH OF E. TENTH ST. AND EAST OF N. SIX MILE RD. FROM THE O, OFFICE DISTRICT AND THE RS-2, RESIDENTIAL DISTRICT TO THE RC, RECREATION/ CONSERVATION DISTRICT, PETITION NO. 2013-09-03, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval.
Sponsor: Mayor/Planning and Building Services

Set a date of hearing and 2nd Reading for Tuesday, November 5, 2013, for Item 24:

24. 1st READING: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY NORTH OF W. 41ST ST. AND WEST OF S. ELLIS RD. FROM THE AG, AGRICULTURAL DISTRICT TO THE RD, RESIDENTIAL DISTRICT, PETITION NO. 2013-09-05, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval.
Sponsor: Mayor/Planning and Building Services

Set a date of hearing and 2nd Reading for Tuesday, November 5, 2013, for Item 25:

25. 1st READING: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY ONE-HALF MILE WEST OF N. MARION RD. ON W. MAPLE ST. FROM THE RS-1, RESIDENTIAL DISTRICT TO THE S, INSTITUTIONAL DISTRICT; RS-2, RESIDENTIAL DISTRICT; AND RC, RECREATION/CONSERVATION DISTRICT, PETITION NO. 2013-09-15, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval.
Sponsor: Mayor/Planning and Building Services

Set a date of hearing and 2nd Reading for Tuesday, November 5, 2013, for Item 26:

26. 1st READING: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, A MAJOR AMENDMENT, PETITION NO. 2013-09-04, TO CHAPTER 160.446, PLANNED DEVELOPMENT DISTRICTS, AT NORTHWEST CORNER OF W. 69TH ST. AND S. WESTERN AVE. AMENDING THE ROLLING HEIGHTS PLANNED DEVELOPMENT DISTRICT REGULATIONS. Planning Commission recommends approval.
Sponsor: Mayor/Planning and Building Services

Set a date of hearing and 2nd Reading for Tuesday, November 5, 2013, for Item 27:

27. 1st READING: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, A MAJOR AMENDMENT, PETITION NO. 2013-09-07, TO SECTION 160.446, PLANNED DEVELOPMENT DISTRICTS, AT THE SOUTHWEST CORNER OF E. 57TH ST. AND S. SYCAMORE AVE. ALLOWING CHANGES IN LAND USE AS REFLECTED IN THE REVISED SUBAREA A BOUNDARIES, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval.
Sponsor: Mayor/Planning and Building Services

Set a date of hearing and 2nd Reading for Tuesday, November 5, 2013, for Item 28:

28. 1st READING: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE CODE OF ORDINANCES OF THE CITY BY AMENDING CHAPTER 77, SUBCHAPTER PARKING TICKET APPEALS.
Sponsor: Mayor/Public Parking

HEARINGS AND RESOLUTIONS

29. A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AMENDMENT NO. 2 TO CONTRACT FOR MANAGEMENT AND OPERATION OF SIOUX FALLS TRANSIT N/K/A SIOUX AREA METRO.
Sponsor: Mayor/Planning and Building Services
30. A RESOLUTION INCLUDING CERTAIN CONTIGUOUS TERRITORY WITHIN THE CORPORATE LIMITS OF THE CITY OF SIOUX FALLS, SOUTH DAKOTA. (ANNEXATION 2012-11-03 W. 85TH ST. AND S. TALLGRASS AVE.)
Sponsor: Mayor/Planning and Building Services
31. A RESOLUTION INCLUDING CERTAIN CONTIGUOUS TERRITORY WITHIN THE CORPORATE LIMITS OF THE CITY OF SIOUX FALLS, SOUTH DAKOTA. (ANNEXATION 2013-07-19 PINWOOD)
Sponsor: Mayor/Planning and Building Services

32. A RESOLUTION INCLUDING CERTAIN CONTIGUOUS TERRITORY WITHIN THE CORPORATE LIMITS OF THE CITY OF SIOUX FALLS, SOUTH DAKOTA. (ANNEXATION 2013-07-18 WILLOW RIDGE)
Sponsor: Mayor/Planning and Building Services

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

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.