

City of Sioux Falls Council Meeting
Agenda
Carnegie Town Hall, 235 West 10th Street
MEETING OF Tuesday, November 19, 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

● Dr. Ron Tottingham, Empire Baptist Temple

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

● Hunger and Homelessness Awareness Month - November, 2013

VISITOR RECOGNITION

● Boy Scout Troop 731, Holy Spirit Church

CONSENT AGENDA ITEMS

APPROVAL OF CONSENT AGENDA

MINUTES

● Informational Meeting of Tuesday, November 12, 2013, at 4:00 p.m.

● City Council Meeting of Tuesday, November 12, 2013, at 7:00 p.m.

COMMUNICATIONS

1. Approval of Contracts/Agreements on November 14, 2013 memo.
Sponsor: Mayor/Finance
2. Report of Requests for Quotes for Fuel dated: November 7, 2013; #2 Clear Diesel; 7,500 gallons; Harms Oil (\$3.4230); CHS, Inc., Howes Oil and Midwest Oil, all no bid. Bid awarded to: Harms Oil.
Sponsor: Mayor/Sioux Area Metro
3. Report of Requests for Quotes for Fuel dated: November 8, 2013; E-10 Unleaded Ethanol/87 Octane; 8,500 gallons; Harms Oil (\$2.5637); Howes Oil (\$2.5885); CHS, Inc. and Olson Oil, both no bid. Bid awarded to: Harms Oil.
Sponsor: Mayor/Fleet
4. Report of Requests for Quotes for Fuel dated: November 12, 2013; #1 & #2 Dyed Diesel Fuel (2500 #1/5000 #2); 7,500 gallons; Harms Oil (\$3.2315 for #1 & \$3.0250 for #2); CHS, Inc., Howes Oil, Olson Oil, and Midwest Oil, all no bid. Bid awarded to: Harms Oil.
Sponsor: Mayor/Fleet
5. A communication was received from Staci Limoges and Steve Peters requesting permission to consume, but not sell, wine and/or malt beverages at the Old Courthouse Museum, 200 W. Sixth St., on Saturday, November 30, 2013 from 2:00 p.m. until 5:00 p.m. for a wedding reception.
Sponsor: SDCL 35-1-5.5
6. A communication was received from AIGA South Dakota (American Institute of Graphic Arts) requesting permission to consume, but not sell, wine and malt beverages at the South Dakota Design Center, 108 West 11th Street, on Thursday, December 5, 2013, from 6:30 p.m. until 9:00 p.m. for their annual Christmas Party.
Sponsor: SDCL 35-1-5.5
7. A communication was received from the Avera Fitness Center requesting permission to consume, but not sell, wine and beer at the Avera Fitness Center, 3400 S. Southeastern Ave., on Friday, December 6, 2013 from 6:00 p.m. until 12:00 a.m. for a Christmas Party.
Sponsor: SDCL 35-1-5.5

APPLICATIONS

8. Amendment of the 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, by changing it to a NCAA Basketball Game between the University of South Dakota and Drake University on November 21, 2013.
Sponsor: Mayor/Attorney

9. Special One-Day Malt Beverage, Special One-Day Wine, and Special One-Day Off-Sale Package Wine Dealer Licenses for the Multi-Cultural Center of Sioux Falls to be operated at 515 North Main Avenue for a fundraiser event on December 7, 2013.
Sponsor: Mayor/Attorney
10. Amendment of the 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, by rescinding the Special One-Day Liquor License issued for game to be held on December 25, 2013.
Sponsor: Mayor/Attorney
11. Special One-Day Liquor License request for Prairie Pasta Inc., to be operated at the Old Courthouse Museum, 200 West Sixth Street, for a wedding on January 3, 2014.
Sponsor: Mayor/Attorney
12. Various Retail Liquor, Package Liquor, and Retail Wine License renewals for 2014 to be operated at various locations in the City of Sioux Falls, SD, identified as Exhibit B.
Sponsor: Mayor/Attorney

NOTICE OF HEARINGS

Set a date of hearing for Tuesday, December 3, 2013, at 7:00 p.m. on Items 13 through 19:

13. Transfer of 2013-14 Retail Malt Beverage License from DKPM Ventures LLC, Shooters Pub, 2309 West Madison Street to Stanton Inc, Business Name to be determined, 2309 West Madison Street with Conditional Use Permit (2013-10-18) being approved on November 6, 2013.
Sponsor: Mayor/Attorney
14. Transfer of 2013 Retail Liquor License from Brett Erickson, Happy Jacks Sioux Falls IV, 1211 East Benson Road to Sue Erickson, Happy Jacks Sioux Falls IV, 1211 East Benson Road with Conditional Use Permit (2006-01-13) being approved on February 1, 2006.
Sponsor: Mayor/Attorney
15. Renewal of 2014 Retail Liquor License for Sue Erickson, Happy Jacks Sioux Falls IV, 1211 East Benson Road.
Sponsor: Mayor/Attorney
16. Special One-Day Liquor License for Ramkota Companies Inc, Best Western Ramkota Inn to be operated at Avera Health, 3900 West Avera Drive for an employee Christmas party on December 6, 2013.
Sponsor: Mayor/Attorney

17. Special One-Day Wine License for the Democratic Forum of Sioux Falls to be operated at Women s History Club, 758 South Phillips Avenue for a fundraiser on December 7, 2013.
Sponsor: Mayor/Attorney

18. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Avera McKennan Hospital & University Health Center to be operated at Avera Prairie Center 1000 East 23rd Street for a Chamber Mixer on December 10, 2013.
Sponsor: Mayor/Attorney

19. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Sanford Health to be operated at the Sanford Health Pentagon, 2210 Pentagon Place for a Skyforce game on December 25, 2013.
Sponsor: Mayor/Attorney

Set a date of hearing for Tuesday, December 10, 2013, at 7:00 p.m. on Item 20:

20. A RESOLUTION APPROVING THE SPECIAL ASSESSMENT ROLL FOR CONSTRUCTION OF GRADING, GRAVEL, CURB AND GUTTER, SIDEWALK, AND ASPHALT SURFACING ON W. 85TH ST. FROM S. LOUISE AVE. TO S. MINNESOTA AVE.
Sponsor: Mayor/Public Works

REGULAR AGENDA ITEMS

APPROVAL OF REGULAR AGENDA

PUBLIC INPUT

UNFINISHED BUSINESS

21. New 2014 Retail Liquor License, including Sunday Sales and video lottery terminals, for Paul Saxton, Bogtrotters Pub, Grub & Tap to be operated at 201 East 11th Street with the Conditional Use Permit (2012-11-15) being approved on January 9, 2013. Pending final inspections per Fire, Health and Building Services.
Sponsor: Mayor/City Attorney

22. Rescind 2013-14 Retail Malt Beverage License for Paul Saxton, Bogtrotters Pub, Grub & Tap to be operated 201 East 11th Street, effective January 1, 2014.
Sponsor: Mayor/City Attorney

23. New 2014 Package Liquor License for Dominique Fontenille, Liquid Warehouse to be operated at 230 South Phillips Avenue, Suite 100.
Sponsor: Mayor/City Attorney

24. Transfer of 2013 Retail Wine License from Samnang Chheng & Sarum Ouch,

Phnom Penh Restaurant to Sarum Ouch, Phnom Penh Restaurant Asian Cuisine be operated at 1010 North Minnesota Avenue with the Special Use Permit (2005-03-06) being approved on May 13, 2005.

Sponsor: Mayor/City Attorney

25. Transfer of 2013-2014 Retail Malt Beverage License from Samnang Chheng & Sarum Ouch, Phnom Penh Restaurant to Sarum Ouch, Phnom Penh Restaurant Asian Cuisine to be operated at 1010 North Minnesota Avenue with the Special Use Permit (2005-03-06) being approved on May 13, 2005.
Sponsor: Mayor/City Attorney
26. Transfer of 2013 Retail Wine License from Jerry Vanloh, Jacky s Restaurant & Bakery to Everilda 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 5, 2006.
Sponsor: Mayor/City Attorney
27. Transfer of 2013-2014 Retail Malt Beverage License from Jerry Vanloh, Jacky s Restaurant & Bakery to Everilda 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 5, 2006.
Sponsor: Mayor/City Attorney
28. Renewal of 2014 Retail Wine License for Everilda Vanloh, Jacky s Restaurant & Bakery to be operated at 702 East 8th Street.
Sponsor: Mayor/City Attorney
29. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Catering America Inc., Chef Dominique s, to be operated at Nordic Venture Partners, 221 South Phillips Avenue, Suite 202 for a Holiday Party Open House on December 5, 2013.
Sponsor: Mayor/City Attorney
30. 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 Point is to Serve Church, 506 North Kiwanis Avenue for a Holiday Party on December 7, 2013.
Sponsor: Mayor/City Attorney
31. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Avera McKennan Foundation to be operated at Avera Behavioral Health, 4400 West 69th Street for the Hearts in Healing fundraiser on February 1, 2014.
Sponsor: Mayor/City Attorney
32. Special One-Day Liquor License for Avera McKennan Foundation to be operated at Avera Prairie Center, 1000 East 23rd Street for The Big Grape fundraiser on April 11, 2014.
Sponsor: Mayor/City Attorney

Set a date of hearing and 2nd Reading for Tuesday, December 3, 2013, at 7:00 p.m. for Item 33:

33. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT 7901 S. WESTERN AVE. FROM THE AG, AGRICULTURAL DISTRICT AND WINDSWEPT/TIMBER ESTATES PD DISTRICT TO THE RS-1, RESIDENTIAL DISTRICT AND RC, RECREATION/CONSERVATION DISTRICT, PETITION NO. 2013-08-12, 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 Tuesday, December 3, 2013, at 7:00 p.m. for Item 34:

34. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE CODE OF ORDINANCES OF THE CITY ON CHAPTER 38: ELECTIONS.
Sponsor: City Council/City Clerk's Office

Set a date of hearing and 2nd Reading for Tuesday, December 3, 2013, at 7:00 p.m. for Item 35:

35. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, PROVIDING SUPPLEMENTAL APPROPRIATIONS. (Police, \$140,000.00)
Sponsor: Mayor/Finance

HEARINGS AND RESOLUTIONS

36. A RESOLUTION INCLUDING CERTAIN CONTIGUOUS TERRITORY WITHIN THE CORPORATE LIMITS OF THE CITY OF SIOUX FALLS, SOUTH DAKOTA. (ANNEXATION 2013-09-16 KUHLE S)
Sponsor: Mayor/Planning and Building Services
37. A RESOLUTION ESTABLISHING THE CITY OF SIOUX FALLS LEGISLATIVE PRIORITIES FOR THE 2014 STATE LEGISLATIVE SESSION.
Sponsor: City Council
38. A RESOLUTION AMENDING THE CITY OF SIOUX FALLS ENGINEERING DESIGN STANDARDS.
Sponsor: Mayor/Public Works

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 MEETINGSAT 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.