

City of Sioux Falls Council Meeting  
Agenda  
Carnegie Town Hall, 235 West 10th Street  
MEETING OF Tuesday, May 20, 2014 at 7:00 PM

ROLL CALL

MEMBERS PRESENT/ABSENT

Council Member Kenny Anderson Jr.

Council Member Christine M. Erickson

Council Member Michelle Erpenbach

Council Member Greg Jamison

Council Member Dean Karsky

Council Member Rick Kiley

Council Member Rex Rolfing

Council Member Kermit L. Staggers

Mayor Mike T. Huether

INVOCATION

&#9679; Pastor Fred Wilgenburg, Center of Hope

PLEDGE OF ALLEGIANCE

CONSENT AGENDA ITEMS

APPROVAL OF CONSENT AGENDA

MINUTES

&#9679; Informational Meeting of Tuesday, May 13, 2014, at 4:00 p.m.

&#9679; City Council Meeting of Tuesday, May 13, 2014, at 7:00 p.m.

COMMUNICATIONS

1. Approval of Contracts/Agreements on the May 16, 2014 memo.

2. Notice of Change Orders on the May 16, 2014 memo.

3. Report of Requests for Quotes for Fuel dated: May 7, 2014; #2 Dyed Diesel Fuel; 7,500 gallons; Harms Oil (\$3.0850); CHS, Inc., Howes Oil, Olson Oil, and Midwest Oil, all no bid. Bid awarded to: Harms Oil.
4. Report of Requests for Quotes for Fuel dated: May 7, 2014; #2 Clear Diesel; 7,500 gallons; Harms Oil (\$3.552); CHS, Inc., Howes Oil, Midwest Oil, and Petroleum Traders Cor., all no bid. Bid awarded to: Harms Oil.

#### APPLICATIONS

5. Special One-Day Liquor License requests for Washington Pavilion Management Inc., Washington Pavilion of Arts & Science to be operated at 301 South Main Avenue for Jersey Boys Performances on May 21, 22, 23, and 24, 2014.
6. Special One-Day Liquor License requests for Great Bear Recreation Park Inc., Great Bear Recreation Park, to be operated at 5901 East Rice Street for special events on the following dates in 2014: June 7, June 14, June 28, July 12, July 19, July 26, August 16, August 23, and September 13.
7. Special One-Day Liquor License requests for Ovations Food Services LP, to be operated at the Sioux Falls Orpheum Theater, 315 North Phillips Avenue, for weddings on the following dates in 2014: July 5, August 16 and October 24.
8. 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 2014-15 to be operated at various locations in the City of Sioux Falls, SD, identified as Exhibit B.

#### NOTICE OF HEARINGS

Set a date of hearing for Tuesday, June 3, 2014, at 7:00 p.m. on Items 9 through 13:

9. New 2014-15 Retail Malt Beverage License for The Beacon, LLC, The Beacon, to be operated at 3224 East 10th Street.
10. New 2014 Retail Wine License for The Beacon, LLC, The Beacon, to be operated at 3224 East 10th Street.
11. New 2014-15 Retail Malt Beverage License for JLB-SF2 Inc., JL Beers, to be operated at 2530 South Louise Avenue.
12. New 2014 Retail Wine License for JLB-SF2, Inc., JL Beers, to be operated at 2530 South Louise Avenue.
13. New 2014 Package Liquor License for Main and Main, LLC, Springhill Suites, to be operated at 4304 West Empire Place.

Set a date of hearing for Tuesday, June 10, 2014, at 7:00 p.m. on Item 14:

14. A RESOLUTION APPROVING THE SPECIAL ASSESSMENT ROLL FOR CONSTRUCTION OF SIDEWALK ON N. KIWANIS AVE. FROM W. 2ND ST. TO W. 9TH ST.

REGULAR AGENDA ITEMS

APPROVAL OF REGULAR AGENDA

PUBLIC INPUT

UNFINISHED BUSINESS

15. New 2013-14 Retail Malt Beverage License for Murray 5G Inc., Five Guys Burgers & Fries, to be operated at 121 South Minnesota Avenue.
16. New 2013-14 Retail Malt Beverage License for Macho Nacho, LLC, Macho Nacho Mexican Grill to be operated at 3308 East 10th Street. Pending final inspections per Health and Fire.
17. New 2014 Retail Wine License for Macho Nacho, LLC, Macho Nacho Mexican Grill to be operated at 3308 East 10th Street. Pending final inspections per Health and Fire.
18. New 2014-15 Retail Malt Beverage License for Juan Padilla, El Jalapeno Mexican Grill to be operated at 2113 South Minnesota Avenue.
19. Transfer of 2014 Retail Liquor License, including Sunday Sales certificate, from SFLL, LLC, City Centre Lounge, 100 West 8th Street to Lester Hospitality Sioux Falls, LLC, Holiday Inn Sioux Falls City Centre, 100 West 8th Street.
20. Transfer of 2014 Retail Wine License from Capo, LLC, Acoustic, 196 East 6th Street, Suite 101 to The Market on Phillips, LLC, The Market on Phillips, 196 East 6th Street, Suite 101, effective June 2, 2014. Pending final inspection per Health.
21. Transfer of 2013-14 Retail Malt Beverage License from Capo, LLC, Acoustic, 196 East 6th Street, Suite 101 to The Market on Phillips, LLC, The Market on Phillips, 196 East 6th Street, Suite 101, effective June 2, 2014. Pending final inspection per Health.
22. Renewal of 2014-15 Retail Malt Beverage License for The Market on Phillips, LLC, The Market on Phillips, 196 East 6th Street, Suite 101. Pending final inspection per Health.
23. Transfer of 2014 Package Liquor License from The Market on Phillips, LLC,

- The Market on Phillips, 204 South Phillips Avenue to The Market on Phillips, LLC, The Market on Phillips, 196 East 6th Street, Suite 101, effective June 2, 2014. Pending final inspection per Health.
24. Transfer of 2014 Retail Liquor License, including Sunday Sales certificate, from WR Golf Management, Willow Run Golf Course, 8000 East Highway 42 to GL Management, LLC, Willow Run Golf Course, 8000 East Highway 42.
  25. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Sanford Health Foundation to be operated at Yankton Trail Park, 3901 South Minnesota Avenue for the Sioux Glow 5K Run/Walk on August 23, 2014.
  26. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Boys & Girls Club of the Sioux Empire Inc., to be operated at 8th & Railroad Center Parking Lot, 401 East 8th Street for the Grills Gone Wild fundraiser on May 24, 2014.

#### INTRODUCTION AND ADOPTION OF ORDINANCES

Set a date of hearing and 2nd Reading for Tuesday, June 3, 2014, at 7:00 p.m. for Item 27:

27. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT THE NORTHWEST CORNER OF W. 12TH ST. AND N. ELLIS RD. FROM THE RA-1 APARTMENT RESIDENTIAL LOW DENSITY DISTRICT TO THE RD-1 TWIN HOME/DUPLEX RESIDENTIAL SUBURBAN AND CN CONSERVATION DISTRICTS, PETITION NO. 2014-04-02, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. The Planning Commission recommends approval.

Set a date of hearing and 2nd Reading for Tuesday, June 3, 2014, at 7:00 p.m. for Item 28:

28. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT W. 85TH ST. AND S. PINWOOD AVE. FROM THE RS SINGLE-FAMILY RESIDENTIAL SUBURBAN DISTRICT TO THE CN CONSERVATION DISTRICT, PETITION NO. 2014-04-03, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. The Planning Commission recommends approval.

Set a date of hearing and 2nd Reading for Tuesday, June 3, 2014, at 7:00 p.m. for Item 29:

29. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT THE NORTHWEST CORNER OF W. 54TH ST. AND N. NORTHVIEW AVE. FROM THE C-4 COMMERCIAL REGIONAL DISTRICT TO THE I-1 LIGHT INDUSTRIAL DISTRICT, PETITION NO. 2014-04-05, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. The Planning Commission recommends approval by a 6-2 vote.

Set a date of hearing and 2nd Reading for Tuesday, June 3, 2014, at 7:00 p.m. for Item 30:

30. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY NORTH OF W. 69TH ST. AND WEST OF S. SOUTHEASTERN AVE. FROM THE RS SINGLE-FAMILY RESIDENTIAL SUBURBAN AND CN CONSERVATION DISTRICTS TO THE RA-3 APARTMENT RESIDENTIAL HIGH DENSITY DISTRICT, PETITION NO. 2014-04-06, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. The Planning

Commission recommends approval.

#### HEARINGS AND RESOLUTIONS

31. A RESOLUTION ADVISING AND GIVING CONSENT TO THE APPOINTMENT OF MEMBERS TO CERTAIN CITIZEN BOARDS.

#### NEW BUSINESS

32. ELECTION OF CITY COUNCIL CHAIR
33. ELECTION OF CITY COUNCIL VICE-CHAIR
34. ELECTION OF 4TH MEMBER TO COUNCIL OPERATIONS COMMITTEE

#### 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](http://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.