

City of Sioux Falls Council Meeting
Agenda
Carnegie Town Hall, 235 West 10th Street
MEETING OF Tuesday, June 9, 2015 at 7 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

● Pastor Dwayne Williams, Emmanuel Baptist Church

PLEDGE OF ALLEGIANCE

CONSENT AGENDA ITEMS

APPROVAL OF CONSENT AGENDA

MINUTES

● Special City Council Meeting on Tuesday, May 26, 2015, at 5 p.m.

● Informational Meeting of Tuesday, June 2, 2015, at 4:30 p.m.

● Regular City Council Meeting of Tuesday, June 2, 2015, at 7 p.m.

COMMUNICATIONS

1. Approval of contracts/agreements on the June 4, 2015, memo.

2. Approval of the notice of change orders on the June 4, 2015, memo.
3. Foundation Park Memorandum of Understanding and Term Sheet.
4. Report of Requests for Quotes for Fuel dated: June 2, 2015; #2 Clear Diesel; 7,500 gallons; Harms Oil (\$2.2116); Petroleum Traders Co. (\$2.2275); CHS, Inc. (\$2.2408); Howes Oil and Midwest Oil, both no bid. Bid awarded to: Harms Oil.
5. A communication was received from AAA Travel requesting permission to consume, but not sell, wine at AAA Travel, 1300 Industrial Ave., on Tuesday, June 16, 2015, from 6 p.m. until 8 p.m. for a river cruise travel show.
6. A communication was received from Tracy Koller requesting permission to consume, but not sell, wine and champagne at the Old Courthouse Museum, 200 W. Sixth St., on Saturday, August 8, 2015, from 9 a.m. until 5 p.m. for a bridal shower.
7. A communication was received from Donovan Baer and Theresa Oldenburg requesting permission to consume, but not sell, wine, liquor, and/or malt beverage at Active Generations, 2300 W. 46th St., on Saturday, August 8, 2015, from 3 p.m. until midnight for a wedding reception.

APPLICATIONS

8. Amend the New 2015-16 Retail Malt Beverage License, approved on June 2, 2015, to a New 2015-16 Retail Malt/South Dakota Farm Wine License for Woodgrain Brewing Company LLC, Woodgrain Brewing Company LLC, to be operated at 101 South Phillips Avenue, Suite 100. Pending final inspections per Fire, Health and Building Services.

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:

9. Patrick D. Keultjes, 7801 W. Berretta Cir., for 2014 property taxes in the amount of \$339.48. The Minnehaha County Commission approved this parcel for a tax exemption under SDCL 10-4-40 during the 2015 County Board process. As it also met the requirements for the previous year. Taxpayer is now requesting an abatement.

Items 10-11: The amount requested is the difference between the elderly freeze and the non-elderly freeze.

10. Nancy A. Hansen, 1009 W. 7th St., for 2014 property taxes in the amount of \$117.80.
11. Marion Johnson, 5115 E. 22nd St., for 2014 property taxes in the amount of \$365.33.

REGULAR AGENDA ITEMS

APPROVAL OF REGULAR AGENDA

PUBLIC INPUT

UNFINISHED BUSINESS

12. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Osher Lifelong Learning Institute to be operated in the CNA Building Communication Room, 101 South Reid and the 8th & Railroad Shopping Center back dock and patio, 401 East 8th Street, for a Science Happy Hour on June 12, 2015, and to authorize publication of the notice on 05-29-15 to set the hearing date.

INTRODUCTION AND ADOPTION OF ORDINANCES

13. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE CODE OF ORDINANCES OF THE CITY BY CLARIFYING THE PENALTIES FOR VIOLATIONS OF UTILITY ORDINANCES.
14. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REPEALING REBATES FOR WASHING MACHINE PURCHASES.

Set a date of hearing and 2nd Reading Tuesday, July 7, 2015, at 7 p.m. for Item 15:

15. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE CODE OF ORDINANCES OF SAID CITY BY CHANGING A STREET NAME. (Powder House Road and South Dakota Highway 11 to Veterans Parkway)

HEARINGS AND RESOLUTIONS

16. A RESOLUTION VACATING THE S. DULUTH AVE. RIGHT-OF-WAY FROM THE SOUTH RIGHT-OF-WAY LINE OF W. 39TH ST. TO THE NORTH RIGHT-OF-WAY LINE OF W. 41ST ST.
17. A RESOLUTION VACATING THE UNNAMED STREET RIGHT-OF-WAY FROM THE SOUTH RIGHT-OF-WAY LINE OF E. 60TH ST. N. TO 476.71' SOUTH AS SHOWN ON THE ATTACHED EXHIBIT.
18. A RESOLUTION VACATING A PORTION OF THE S. KENTON LANE RIGHT-OF-WAY AS SHOWN ON EXHIBIT 1.
19. A RESOLUTION DECLARING THE NECESSITY TO CONSTRUCT THE BASIN 17 SANITARY SEWER SYSTEM AND ASSESSING THE COST TO EACH LOT OR TRACT OF LAND BENEFITING THEREBY.
20. A RESOLUTION APPROVING THE SPECIAL ASSESSMENT ROLL FOR CONSTRUCTION OF SIDEWALK ON W. 41ST ST. FROM S. SERTOMA AVE. TO S. ELLIS RD.

21. A RESOLUTION APPROVING THE COST RECOVERY ROLL FOR CONSTRUCTION OF SANITARY SEWER MAIN ALONG W. 41ST ST. FROM S. SERTOMA AVE. TO S. GRINNELL AVE.
22. A RESOLUTION APPROVING THE RELEASE OF THE PERMANENT STORM SEWER EASEMENT LOCATED IN THE SOUTH 10 FEET OF THE SOUTH 21 FEET OF LOT 1 AND ALL OF LOT 2 OF JACOBSEN S SUBDIVISION OF THE EAST ONE-HALF OF BLOCK 4, PETTIGREW AND TATE S 6TH ADDITION TO SIOUX FALLS, MINNEHAHA COUNTY, SD.
23. A RESOLUTION APPROVING THE RELEASE OF THE PERMANENT 24 FOOT STORM DRAINAGE AND UTILITY EASEMENT LOCATED IN TRACT H-1 IN LOT 2 IN BLOCK 5 OF VALHALLA ADDITION TO THE CITY OF SIOUX FALLS, MINNEHAHA COUNTY, SD.
24. A RESOLUTION APPROVING THE RELEASE OF THE PERMANENT 10' UTILITY EASEMENT LOCATED IN TRACT 3 OF CANDLELIGHT ACRES SECOND ADDITION TO THE CITY OF SIOUX FALLS, LINCOLN COUNTY, SD.

NOTICE OF HEARINGS FOR STREET VACATIONS

Set a hearing date for Tuesday, July 14, 2015, at 7 p.m. for Item 25:

25. A PROPOSED RESOLUTION VACATING THE ALLEY RIGHT-OF-WAY FROM THE EAST RIGHT-OF-WAY LINE OF N. HELEN AVE. TO THE WEST RIGHT-OF-WAY LINE OF N. HARLEM AVE. AS SHOWN ON THE ATTACHED EXHIBIT.

Set a hearing date for Tuesday, July 14, 2015, at 7 p.m. for Item 26:

26. A PROPOSED RESOLUTION VACATING THE N. SEUBERT AVE. RIGHT-OF-WAY FROM THE NORTH RIGHT-OF-WAY LINE OF E. 57TH ST. N. TO THE SOUTH PROPERTY LINE OF LOT 9 BLOCK 1 HIGHLAND PARK SUBDIVISION AS SHOWN ON EXHIBIT A.

Set a hearing date for Tuesday, July 14, 2015, at 7 p.m. for Item 27:

27. A PROPOSED RESOLUTION VACATING THE ALLEY RIGHT-OF-WAY FROM THE NORTH RIGHT-OF-WAY LINE OF W. 11TH ST. TO THE NORTH LOT LINES OF LOTS 5A AND 14 BLOCK 5 J. L. PHILLIPS ADDITION AS SHOWN ON EXHIBIT A.

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.

AS YOUR ELECTED REPRESENTATIVES, THE CITY COUNCIL VALUES YOUR INPUT AND FEEDBACK. HOWEVER, THE SOUTH DAKOTA SUPREME COURT HAS RULED THAT CITY COUNCILORS MAY NOT ENGAGE IN PRIVATE COMMUNICATIONS WITH PERSONS WHEN THE CITY COUNCIL WILL ACT AS A DECISION-MAKER ON AN UPCOMING MATTER INVOLVING A LICENSE

OR A PERMIT. IN THOSE INSTANCES, PERSONS ARE ENCOURAGED TO PROVIDE WRITTEN COMMENTS TO THE ENTIRE CITY COUNCIL OR TO PROVIDE ORAL COMMENT AT THE PUBLIC MEETING ON THAT MATTER WHEN IT IS CONSIDERED BY THE ENTIRE CITY COUNCIL. THOSE WHO PROVIDE COMMENTS SHOULD UNDERSTAND THAT THEIR COMMENTS WILL BECOME PART OF THE OFFICIAL RECORD AND SUBJECT TO REVIEW BY ALL PARTIES AND THE PUBLIC. 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.