

City of Sioux Falls Council Meeting
Agenda
Carnegie Town Hall, 235 West 10th Street
REGULAR MEETING OF Tuesday, June 6, 2017 at 7 PM

ROLL CALL

MEMBERS PRESENT/ABSENT

Council Member Marshall Selberg
Council Member Pat Starr
Council Member Theresa Stehly

Council Member Christine M. Erickson

Council Member Michelle Erpenbach

Council Member Rick Kiley

Council Member Greg Neitzert
Council Member Rex Rolfing
Mayor Mike T. Huether

INVOCATION

● Pastor Kirk Flaa, Abiding Savior Free Lutheran Church

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

● Juneteenth, 2017 - June 19, 2017

RECOGNITION/AWARDS

● Recognition of the Sioux Falls Police Department by Dr. Brian Maher,
Superintendent of the Sioux Falls School District

CONSENT AGENDA ITEMS

APPROVAL OF CONSENT AGENDA

MINUTES

● Informational Meeting of Tuesday, May 16, 2017, at 4 p.m.

● City Council Meeting of Tuesday, May 16, 2017, at 7 p.m.

● Joint City Council/Minnehaha County Commission Meeting of Tuesday, May 23, 2017, at 5 p.m.

COMMUNICATIONS

1. Approval of contracts/agreements on the June 2, 2017, memo.
2. Approval of the notice of change orders on the June 2, 2017, memo.
3. A communication was received from the Great Plains Zoo and Delbridge Museum of Natural History requesting permission to consume, but not sell, wine and/or malt beverages at the Great Plains Zoo, 805 S. Kiwanis Avenue, on June 12, 2017, for a supporter and donor appreciation event.
4. A communication was received from Caleb Halvorson and Christine Hickel, requesting permission to consume, but not sell, wine and malt beverages at the Old Courthouse Museum, 200 W. Sixth Street on June 24, 2017, for a wedding reception.
5. A communication was received from Renee Bruggeman requesting permission to consume, but not sell, liquor, wine, beer and malt beverages at the Old Courthouse Museum, 200 W. Sixth Street, on August 11, 2017, for a wedding reception.
6. A communication was received from Christopher Stanichar and Kristin Buskohl requesting permission to consume, but not sell, wine, and malt beverages at the History Club of Sioux Falls, 758 S. Philips Avenue, on August 26, 2017, for a wedding reception.
7. A communication was received from Peg and Bill Baker requesting permission to consume, but not sell, wine and malt beverages at Leif Ericson Day Camp, 2301 E. 26th Street, on September 8, 2017, for a wedding rehearsal dinner.
8. A communication was received from Peg and Bill Baker requesting permission to consume, but not sell, wine and malt beverages at Leif Ericson Day Camp, 2301 E. 26th Street, on September 9, 2017, for a wedding reception.
9. Report of Requests for Quotes for Fuel dated: May 11, 2017; #2 Dyed Diesel Fuel; 7,500 gallons; Cole's Petroleum (\$1.5722); Midway Service (\$1.5747); Harms Oil (\$1.5868); Stern Oil (\$1.5991); CHS, Inc. (\$1.6100); Howes Oil and Olson Oil, both no bid. Bid awarded to: Cole's Petroleum.
10. Report of Requests for Quotes for Fuel dated: May 11, 2017; #2 Clear Diesel; 9,000 gallons; CHS Inc. (\$1.9098); Harms Oil (\$1.9086); Howes Oil

and Midwest Oil, both no bid. Bid awarded to: Harms Oil.

11. Report of Requests for Quotes for Fuel dated: May 12, 2017; E-10 Unleaded Ethanol and #2 Clear Diesel; 700 gallons E-10 Unleaded Ethanol and 1,150 gallons #2 Clear Diesel; Midway Service (\$1.8602 E-10 Unleaded Ethanol and \$1.9327 #2 Clear Diesel); Stern Oil (\$1.9342 E-10 Unleaded Ethanol and 1,9844 gallons #2 Clear Diesel); CHS, Inc., Cole's Petroleum, Harms Oil, Howes Oil, and Olson Oil, all no bid. Bid awarded to: Midway Service.
12. Report of Requests for Quotes for Fuel dated: May 15, 2017; #2 Dyed Diesel Fuel; 7,500 gallons; Stern Oil (\$1.6469); Harms Oil (\$1.6631); CHS, Inc., Cole's Petroleum, Howes Oil, Midway Service and Olson Oil, all no bid. Bid awarded to: Stern Oil.
13. Report of Requests for Quotes for Fuel dated: May 17, 2017; #2 Dyed Diesel; 2,000 gallons; Howes Oil (\$1.809); Midwest Oil (\$1.699); Midway Service (\$1.720). Bid awarded to: Midwest Oil.
14. Report of Requests for Quotes for Fuel dated: May 18, 2017; #2 Dyed Diesel Fuel; 7,500 gallons; Midway Service (\$1.6340); Howes Oil (\$1.6385); Cole's Petroleum (\$1.6393); Stern Oil (\$1.6453); Harms Oil (\$1.6478); CHS, Inc. (\$1.6725); and Olson Oil, no bid. Bid awarded to: Midway Service.
15. Report of Requests for Quotes for Fuel dated: May 18, 2017; E-10 Unleaded Ethanol/87 Octane; 8,500 gallons; Midway Service (\$1.8120); Cole's Petroleum (\$1.8192); Howes Oil (\$1.8220); Harms Oil (\$1.8246); Stern Oil (\$1.8293); CHS, Inc. (\$1.8740); and Olson Oil, no bid. Bid awarded to: Midway Service.
16. Report of Requests for Quotes for Fuel dated: May 19, 2017; E-10 Unleaded Ethanol/87 Octane; 8,500 gallons; Cole's Petroleum (\$1.8318); Stern Oil (\$1.8408); Harms Oil (\$1.8521); CHS, Inc., Howes Oil, Midway Service and Olson Oil, all no bid. Bid awarded to: Cole's Petroleum.
17. Report of Requests for Quotes for Fuel dated: May 25, 2017; Unleaded Ethanol & #2 Dyed Diesel; 6,000 Gallons Unleaded and 2,000 Gallons #2 Dyed Diesel; Harms Oil (\$1.8736 Unleaded and \$1.7068 #2 Diesel); Stern Oil (\$1.8800 Unleaded and \$1.7128 #2 Diesel); Cole's Petroleum (\$1.8890 Unleaded and \$1.7240 #2 Diesel); CHS, Inc., Howes Oil, Midway Service and Olson Oil, all no bid. Bid awarded to: Harms Oil.
18. Report of Requests for Quotes for Fuel dated: May 25, 2017; #2 Clear Diesel; 9,000 Gallons: Harms Oil (\$1.9993); CHS, Inc., Howes Oil, and Midwest Oil, all no bid. Bid awarded to: Harms Oil.
19. Report of Requests for Quotes for Fuel dated: May 26, 2017; #2 Dyed Diesel Fuel; 7,500 gallons; Cole's Petroleum (\$1.6437); Stern Oil (\$1.6585); Harms Oil (\$1.6598); Midway Service (\$1.6610); CHS, Inc., Howes Oil, and Olson Oil, all no bid. Bid awarded to: Cole's Petroleum.

APPLICATIONS

20. Amend New 2016-17 Retail Malt Beverage License, approved on March 21, 2017, for Smokehouse Partners Inc., Cody s Smokehouse, 6401 South Louise Avenue, by changing the license to a 2017-18 Retail Malt Beverage License.
21. Special One-Day Liquor License requests for Washington Pavilion Management Inc., Washington Pavilion of Arts and Science, 301 South Main Avenue, for special events on the following dates in 2017: June 15, July 1 and 12, August 2 and 12, September 16 and 30, and November 4.
22. 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 2017-18 to be operated at various locations in the City of Sioux Falls, SD, identified as Exhibit D.

The following abatements were recommended for approval by the Director of Equalization and the State's Attorney's Office for Lincoln County; and the City Attorney for Sioux Falls:

23. Nancy E. Jelen, 8305 Timber Oak Circle, for 2016 property taxes in the amount of \$1,800.62. Reason: they were staying with relatives while the home was under construction.
24. The N.W. District Wesleyan Church, 2600 S. Minnesota Avenue, for 2016 property taxes in the amount of \$9,715.20. Reason: The church renovation started in June, 2016.

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:

Items 25-38: Applicants qualify for property exemption under SDCL 10-4-40.

25. Parcel #26036 for 2016 property taxes in the amount of \$889.50.
26. Parcel #80250 for 2016 property taxes in the amount of \$1,521.30.
27. Parcel #76040 for 2016 property taxes in the amount of \$1,521.30.
28. Parcel #52729 for 2016 property taxes in the amount of \$1,472.27.
29. Parcel #36954 for 2016 property taxes in the amount of \$1,521.31.
30. Parcel #69693 for 2016 property taxes in the amount of \$889.51.
31. Parcel #59116 for 2016 property taxes in the amount of \$1,101.48.
32. Parcel #62497 for 2016 property taxes in the amount of \$336.68.

33. Parcel #39338 for 2016 property taxes in the amount of \$369.87.
34. Parcel #36286 for 2016 property taxes in the amount of \$764.81.
35. Parcel #52370 for 2016 property taxes in the amount of \$1,288.54.
36. Parcel #31129 for 2016 property taxes in the amount of \$1,271.92.
37. Parcel # 69123 for 2016 property taxes in the amount of \$1,512.31.
38. Parcel #78232 for 2016 property taxes in the amount of \$1,521.31.

NOTICE OF HEARINGS

Set a date of hearing for Tuesday, June 20, 2017, at 7 p.m. for Items 39 through 48:

39. Request to include video lottery terminals with the new 2017-18 Retail Malt Beverage License for Smokehouse Partners Inc, Cody s Smokehouse, 6401 South Louise Avenue.
40. New 2017-18 Retail Malt Beverage License for Golden Coin Casino Inc, Golden Coin Casino III, 3505 West 49th Street (CUP not required).
41. Request to include video lottery terminals with the new 2017-18 Retail Malt Beverage License for Golden Coin Casino Inc., Golden Coin Casino III, 3505 West 49th Street.
42. New 2017-18 Retail Malt Beverage License for Pinball Inc., Jokerz #5, 2220 South Minnesota Avenue, Suite 100, with Conditional Use Permit (6438-2017) being approved on April 5, 2017.
43. Request to include video lottery terminals with the new 2017-18 Retail Malt Beverage License for Pinball Inc., Jokerz #5, 2220 South Minnesota Avenue, Suite 100.
44. New 2017-18 Retail Malt Beverage License for Pinball Inc., Jokerz #6, 2220 South Minnesota Avenue, Suite 102, with Conditional Use Permit (6438-2017) being approved on April 5, 2017.
45. Request to include video lottery terminals with the new 2017-18 Retail Malt Beverage License for Pinball Inc., Jokerz #6, 2220 South Minnesota Avenue, Suite 102.

46. New 2017 Retail Wine License for Woodgrain Brewing Company LLC, Woodgrain Brewing Company LLC, 101 South Phillips Avenue, Suite 100.
47. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Catering America, Chef Dominique s Catering to be operated at the University Center, 4801 North Career Avenue, for a social on August 15, 2017.
48. Special One-Day Liquor License for Ramkota Companies Inc, Best Western Ramkota Inn to be operated at Avera Prairie Center, 1000 East 23rd Street, for a retirement celebration on June 26, 2017.

REGULAR AGENDA ITEMS

APPROVAL OF REGULAR AGENDA

PUBLIC INPUT

UNFINISHED BUSINESS

49. Transfer of 2016-17 Retail Malt Beverage License, with video lottery terminals, from Walters Hi Ho LLP, Walters Hi Ho, 1014 East Eighth Street, to BRM Ventures LLC, Walters Hi Ho Tavern, 1014 East Eighth Street.
50. Renewal of 2017-18 Retail Malt Beverage License for BRM Ventures LLC, Walters Hi Ho Tavern, 1014 East Eighth Street.
51. New 2017 Retail Wine License for BRM Ventures LLC, Walters Hi Ho Tavern, 1014 East Eighth Street.
52. Transfer of 2017 Retail Wine License from Sarum Ouch, Phnom Asian Cuisine, 1010 North Minnesota Avenue, to Phnom Penh LLC, Phnom Penh Restaurant, 1010 North Minnesota Avenue.
53. Transfer of 2016-17 Retail Malt Beverage License from Sarum Ouch, Phnom Asian Cuisine, 1010 North Minnesota Avenue, to Phnom Penh LLC, Phnom Penh Restaurant, 1010 North Minnesota Avenue.
54. Renewal of 2017-18 Retail Malt Beverage License for Phnom Penh LLC, Phnom Penh Restaurant, 1010 North Minnesota Avenue.
55. New 2017 Retail Wine License for Regal Holdings Inc., Crown Casino 1, 4805 West 12th Street.
56. New 2017 Retail Wine License for Regal Holdings Inc., Crown Casino 2, 4809 West 12th Street.

57. New 2017 Retail Wine License for Regal Holdings Inc., Paradise Central Casino, 1821 West 12th Street.
58. New 2017-18 Package Malt Beverage/SD Farm Winery License for Aashna LLC, Aashna Asian Mart, 4713 East Arrowhead Parkway. Pending final inspection per Health.
59. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Catering America, Chef Dominique s Catering to be operated at Docutap, 101 South Phillips Avenue, Suite 300, for a social on June 7, 2017.
60. Special One-Day Wine License for Senior Citizens Services Inc., Active Generations, 2300 West 46th Street, for an art class on Tuesday, June 13, 2017.
61. Special One-Day Malt Beverage and Special One-Day Wine License for The Center for Equality to be operated at Josiah s Coffeeshouse and Cafe, 101 South Reid Street, for a sponsor appreciation event on June 15, 2017.
62. Special One-Day Malt Beverage and Special One-Day Wine License for The Center for Equality to be operated at Terrace Park, 1100 West 4th Street, for the Sioux Falls Pride Festival on June 17, 2017.
63. 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 2017-18 to be operated at various locations in the City of Sioux Falls, SD, identified as Exhibit E.

INTRODUCTION AND ADOPTION OF ORDINANCES

64. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT 7800 W. 60TH ST. FROM THE RS SINGLE-FAMILY RESIDENTIAL SUBURBAN DISTRICT, TO THE RD-1 TWIN HOME/DUPLEX RESIDENTIAL SUBURBAN DISTRICT PETITION NO. 6360-2017, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (7-0).
65. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT 5501 N. QUARRY AVE. FROM THE C-2 COMMERCIAL NEIGHBORHOOD AND STREETCAR DISTRICT TO THE I-1 LIGHT INDUSTRIAL DISTRICT PETITION NO. 6581-2017, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (7-0).
66. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT 4300 N. WESTPORT AVE. FROM THE AG AGRICULTURE DISTRICT TO THE S-1 GENERAL INSTITUTIONAL DISTRICT PETITION NO. 6586-2017, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (7-0).

Set a date of hearing and 2nd Reading for Tuesday, June 20, 2017, at 7 p.m. for Item 67:

67. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, DECLARING CERTAIN REAL PROPERTY OF THE CITY SURPLUS AND AUTHORIZING THE DISPOSITION THEREOF.

HEARINGS AND RESOLUTIONS

68. A RESOLUTION OF THE CITY OF SIOUX FALLS APPROVING THE PRELIMINARY PLAN OF DAWLEY FARM VILLAGE ADDITION. The Planning Commission recommends approval (7-0).

69. A RESOLUTION OF THE CITY OF SIOUX FALLS APPROVING THE PRELIMINARY PLAN OF GALWAY PARK PHASE 5 ADDITION. The Planning Commission recommends approval (7-0).

70. A RESOLUTION DESIGNATING THE OFFICIAL NEWSPAPER FOR THE CITY OF SIOUX FALLS, SD.

71. A RESOLUTION OF THE CITY OF SIOUX FALLS, SD, RESCHEDULING THE BUSINESS OF THE CITY FOR EVENTS IN 2018.

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)

72. REPORT OF THE MAY 31, 2017, NOTICE OF TRANSFER OF APPROPRIATIONS WITHIN MAJOR ORGANIZATIONAL UNITS.

NEW BUSINESS

73. A MOTION ADVISING, GIVING CONSENT, AND APPROVING THE MAYOR'S APPOINTMENT OF BRAD GOODROAD AS FIRE CHIEF.

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. WHEN THE CITY COUNCIL WILL ACT AS A DECISION-MAKER ON AN UPCOMING MATTER INVOLVING A LICENSE OR A PERMIT, PERSONS ARE ENCOURAGED TO PROVIDE WRITTEN COMMENTS TO THE ENTIRE CITY COUNCIL OR TO PROVIDE ORAL COMMENT AT THE

PUBLIC MEETING WHEN THAT ITEM IS CONSIDERED BY THE ENTIRE CITY COUNCIL. THOSE WHO PROVIDE COMMENTS IN ANY MANNER SHOULD UNDERSTAND THAT THEIR COMMENTS MAY 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 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 P.M. THE JOINT CITY COUNCIL/MINNEHAHA COUNTY COMMISSION MEETINGS AIR LIVE THE FOURTH TUESDAY OF EACH MONTH AT 5 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, COMMITTEE MEETINGS, AND CITY COUNCIL MEETINGS ON FRIDAYS AND SATURDAYS. JOINT CITY COUNCIL/MINNEHAHA COUNTY COMMISSION MEETINGS ON FIRST FRIDAY AND SUNDAY AFTER LIVE MEETING. GO TO CITYLINK AT WWW.SIOUXFALLS.ORG FOR SPECIFIC PROGRAMMING TIMES.