

City of Sioux Falls Council Meeting
Agenda
Carnegie Town Hall, 235 West 10th Street
REGULAR MEETING OF Tuesday, July 3, 2018 at 7 PM

ROLL CALL

MEMBERS PRESENT/ABSENT

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

Council Member Janet Brekke

Council Member Christine M. Erickson

Council Member Rick Kiley

Council Member Greg Neitzert
Mayor Paul TenHaken

INVOCATION

● Pastor Austin White, Celebrate Church

PLEDGE OF ALLEGIANCE

RECOGNITION/AWARDS

● Singing of "God Bless America"

● SIOUXPERHERO Citizen Recognition Awards

CONSENT AGENDA ITEMS

APPROVAL OF CONSENT AGENDA

MINUTES

● Informational Meeting of Tuesday, June 19, 2018, at 4 p.m.

● City Council Meeting of Tuesday, June 19, 2018, at 7 p.m.

● Informational Meeting of Tuesday, June 26, 2018, at 4 p.m.

● Joint City Council/Minnehaha County Commission Meeting of Tuesday, June 26, 2018, at 5 p.m.

COMMUNICATIONS

1. Approval of contracts/agreements on the June 29, 2018, memo.
2. Approval of notice of change orders on the June 29, 2018, memo.
3. Report of Requests for Quotes for Fuel dated: June 15, 2018; 8,500 Gallons of Unleaded Ethanol; Midway Service (\$2.2656); Cole s Petroleum (\$2.3650); Howes Oil (\$2.468); Stern Oil (\$2.2906); Harms Oil, CHS, Inc., and Olson Oil, all no bid. Bid awarded to: Midway Service.
4. Report of Requests for Quotes for Fuel dated: June 19, 2018; 7,500 Gallons #2 Dyed Diesel; Midway Service (\$2.2360); Cole s Petroleum (\$2.2418); Harms Oil (\$2.2416); Howes Oil (\$2.315); Stern Oil (\$2.2466); CHS, Inc. and Olson Oil, both no bid. Bid awarded to: Howes Oil.
5. Report of Requests for Quotes for Fuel dated: June 21, 2018; 8,500 Gallons of Unleaded Ethanol; Midway Service (\$2.2074); Cole s Petroleum (\$2.2088); Howes Oil (\$2.1975); Harms Oil, Stern Oil, CHS, Inc., and Olson Oil, all no bid. Bid awarded to: Howes Oil.
6. Report of Requests for Quotes for Fuel dated: June 27, 2018; 8,500 Gallons of Unleaded Ethanol; Midway Service (\$2.2346); Cole s Petroleum (\$2.2593); Stern Oil (\$2.2784); Harms Oil, Howes Oil, CHS, Inc., and Olson Oil, all no bid. Bid awarded to: Midway Service.

APPLICATIONS

7. Special One-Day Liquor Licenses for Washington Pavilion Management Inc., Washington Pavilion of Arts & Sciences, 301 South Main Avenue, for special events on July 13 and September 1, 2018.
8. Various Retail Malt Beverage renewals for 2018-19 to be operated at various locations in the City of Sioux Falls, SD, identified as Exhibit F.

The following applications for abatement were deemed legally sufficient by the State's Attorney's Office for Minnehaha County and the City Attorney for Sioux Falls. Based upon the reason(s) stated below, the Director of Equalization recommends the requests for abatement be approved.

Items 9 through 22: Applicants qualify for property exemption under SDCL 10-4-40.

9. Parcel # 41781, for 2017 taxes in the amount of \$1,521.19.
10. Parcel # 48016, for 2017 taxes in the amount of \$1,106.23.
11. Parcel # 48621, for 2017 taxes in the amount of \$637.63.
12. Parcel # 57931, for 2017 taxes in the amount of \$1,521.18.
13. Parcel # 67285, for 2017 taxes in the amount of \$441.77.
14. Parcel # 70699, for 2017 property taxes in the amount of \$1,521.15.
15. Parcel # 70806, for 2017 property taxes in the amount of \$1,521.18.
16. Parcel # 73267, for 2017 property taxes in the amount of \$1,521.16.
17. Parcel # 77889, for 2017 property taxes in the amount of \$560.32.
18. Parcel # 81978, for 2017 taxes in the amount of \$946.06.
19. Parcel # 89916, for 2017 property taxes \$1,521.20.
20. Parcel # 71214, for 2017 property taxes in the amount of \$608.47.
21. Parcel # 65658, for 2017 property taxes in the amount of \$1,521.17.
22. Parcel # 50939, for 2017 property taxes in the amount of \$1,275.31.

The following application for abatement was deemed legally sufficient by the State's Attorney's Office for Minnehaha County and the City Attorney for Sioux Falls. Based upon the reason stated below, the Director of Equalization recommends the request for abatement be denied.

23. David Holiday, 4212 S. Alpine Avenue, Abatement Number 2018-0091 for Parcel ID # 86941, for 2017 property taxes in the amount of \$1,462.93. Applicant did not apply for owner occupied.

NOTICE OF HEARINGS

Set a date of hearing for Tuesday, July 17, 2018, at 7 p.m. for Items 24 through 32:

24. New 2018 Retail Wine License for Crystal Investments Inc., Black Diamond Casino, 5113 West 41st Street (CUP not required).
25. New 2018 Retail Wine License for Hoffberger Escape LLC, Escape 605, 119 West 10th Street (CUP not required).
26. New 2018-19 Retail Malt Beverage License for Hoffberger Escape LLC, Escape 605, 119 West 10th Street (CUP not required).
27. New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for Sioux Falls Grocery 1, LLC, Pomegranate Market, 4815 South Louise Avenue (CUP not required).
28. New 2018 Retail Wine License, requesting off-sale use only, for Sioux Falls Grocery 1, LLC, Pomegranate Market, 4815 South Louise Avenue (CUP not required).
29. Special One-Day Malt Beverage License for El Riad Shriners to be operated at Nyberg s Ace, 200 East 12th Street parking lot, First Avenue between 11th Street & 14th Streets, East 12th Street & East 13th Street between First and Second Avenue, for a special event on August 11, 2018.
30. Special One-Day Liquor License for IJK Inc., Stogeez Cigar Lounge to be operated in the Avera Health IT parking lot, 212 East 11th Street, for Stogeez Steakout on July 28, 2018.
31. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Catering America to be operated at Avera Research Institute, 6001 South Sharon Avenue, for a ribbon cutting on August 7, 2018.
32. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Multi-Cultural Center of Sioux Falls, 515 North Main Avenue, for a fundraiser on December 8, 2018.

REGULAR AGENDA ITEMS

APPROVAL OF REGULAR AGENDA

PUBLIC INPUT

UNFINISHED BUSINESS

33. New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for Aldi Inc., Aldi #22, 600 West 85th Street (CUP not required).

34. New 2018 Retail Wine License, requesting off-sale use only, for Aldi Inc., Aldi #22, 600 West 85th Street (CUP not required).
35. Transfer of 2018 Retail Liquor License from Bistros and More Inc, Old Chicago, 4301 West 41st Street, to Smokehouse Partners Inc., Cody s Smokehouse, 6401 South Louise Avenue (CUP not required).
36. New 2018-19 Retail Malt Beverage License for The Hideout LLC, The Hideout, 1213 North Cliff Avenue (CUP not required).
37. New 2018 Retail Wine License for The Hideout LLC, The Hideout, 1213 North Cliff Avenue (CUP not required).
38. Special One-Day Malt Beverage Licenses for Panacea Brewing Company to be operated at the 8th & Railroad Shopping Center parking lot, 401 East 8th Street, for special events on July 20 and September 28-29, 2018.
39. Special One-Day Malt Beverage and Special One-Day Wine Licenses for the Catholic Diocese of Sioux Falls Vocations Office to be operated at 3201 South Kiwanis Avenue, for a fundraiser on July 21, 2018.
40. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Stockyards Ag Experience, Stockyards Age Experience Barn, 301 East Falls Park Drive, for a special event on July 25, 2018.
41. Special One-Day Liquor License for the Zoological Society of Sioux Falls to be operated at the Great Plains Zoo & Delbridge Museum, 805 South Kiwanis Avenue, for a fundraiser on August 2, 2018.
42. Special One-Day Liquor License for PAVE LLC to be operated at the 8th & Railroad Shopping Center parking lot, 401 East 8th Street, for an outdoor concert on August 25, 2018.
43. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Sioux Falls Sister Cities to be operated at Avera IT parking lot, 230 South Phillips Avenue, Fawick Park, 212 East 11th Street, and on South Second Avenue between East 10th Street and South Third Avenue, for Germanfest on September 8, 2018.
44. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Catering America to be operated at 3708 Bertina Circle, for a donor social on September 13, 2018.

INTRODUCTION AND ADOPTION OF ORDINANCES

45. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE CODE OF ORDINANCES OF THE CITY BY AMENDING CHAPTER 30: CITY COUNCIL, SUBCHAPTER: ORGANIZATION AND PROCEDURE, SECTION 30.015, ADDRESSING THE COUNCIL; TIME

LIMIT.

46. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT THE NORTHWEST CORNER OF W. 12TH ST. AND S. ELLIS RD. FROM THE POPUD PEDESTRIAN-ORIENTED PLANNED UNIT DEVELOPMENT DISTRICT TO THE RS SINGLE-FAMILY RESIDENTIAL SUBURBAN DISTRICT, PETITION NO. 8447-2018, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (4-0).
47. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED NORTH OF W. 32ND ST. AND EAST OF S. ELLIS RD. FROM THE LW LIVE-WORK DISTRICT TO THE CN CONSERVATION DISTRICT, PETITION NO. 8463-2018, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (5-0).
48. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT THE NORTHEAST CORNER OF W. 26TH ST. AND S. ELLIS RD. FROM THE LW LIVE-WORK DISTRICT TO THE C-2 COMMERCIAL NEIGHBORHOOD AND STREETCAR DISTRICT, PETITION NO. 8537-2018, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (5-0).
49. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT 2605 AND 2609 S. CAROLYN AVE. FROM THE C-4 COMMERCIAL REGIONAL DISTRICT TO THE I-1 LIGHT INDUSTRIAL DISTRICT, PETITION NO. 8549-2018, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (5-0).

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)

50. REPORT OF THE JUNE 15, 2018, NOTICE OF TRANSFER OF APPROPRIATIONS WITHIN MAJOR ORGANIZATIONAL UNITS.

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. 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.