

City of Sioux Falls Council Meeting Agenda

CarnegieTown Hall, 235 West Tenth Street

REGULAR MEETING OF Monday, October 2, 2006, at 7:00 p.m.

ROLL CALL #3

MEMBERS PRESENT/ABSENT

OFFICIAL AGENDA

Council Member Gerald Beninga

Council Member Vernon Brown

Council Member J. Pat Costello

Council Member Bob Jamison

Council Member Kevin Kavanaugh

Council Member De Knudson

Council Member Bob Litz

Council Member Kermit L. Staggers

Mayor Dave Munson

INVOCATION

Pastor Steve Ziebarth, Southern Hills United Methodist Church

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

Domestic Violence Awareness Month-October 2006

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 AND ADDRESS. PRESENTATIONS ARE LIMITED TO FIVE MINUTES.

LIVE BROADCASTS OF COUNCIL MEETINGS ON CITYLINK 16: CITY COUNCIL MEETINGS AIR LIVE THE FIRST, SECOND, AND THIRD MONDAYS OF EACH MONTH AT 7 P.M. THE JOINT CITY COUNCIL/MINNEHAHA COUNTY COMMISSION MEETINGS AIR LIVE THE THIRD MONDAY OF EACH MONTH AT 5:00 P.M.

CLOSED CAPTIONING: CITY COUNCIL MEETINGS ARE CLOSE CAPTIONED ON CITYLINK 16.

CITYLINK 16 REBROADCAST: CITY COUNCILMEETINGS AT 10:00 A.M. ON WEDNESDAYS, 1:00 A.M. ON THURSDAYS, AND 7 P.M. ON SATURDAYS. JOINT CITY COUNCIL/MINNEHAHA COUNTY COMMISSION MEETINGS AT 10:00 A.M. ON FIRST FRIDAY AFTER LIVE MEETING AND 1 P.M. ON FIRST SUNDAY AFTER LIVE MEETING. 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.

CONSENT AGENDA ITEMS

APPROVAL OF CONSENT AGENDA

MINUTES

- Informational Meeting of Monday, September 18, 2006, at 4:00 p.m.
- Council Meeting of Monday, September 18, 2006, at 7:00 p.m.
- Informational Meeting of Monday, September 25, 2006, at 4:00 p.m.

NOTICE OF HEARINGS

Set hearing date for Monday, October 16, 2006, at 7:00 p.m. on Items 1 through Item 7:

- 1.New 2006-07 Retail Malt Beverage License for Commonwealth Inc., Deuces Casino, to be operated at 520 South Valley View Road, including video lottery terminals.
- 2.New 2006-07 Retail Malt Beverage License for Frustrated Inc., Nitwits Comedy Club, to be operated at 3224 East Tenth Street.
- 3.New 2006 Retail Wine License for Frustrated Inc., Nitwits Comedy Club, to be operated at 3224 East Tenth Street.
- 4.Special One-Day Liquor License for Jennifer L. Ching, to be operated at the

Old Courthouse Museum, 200 West Sixth Street, on November 25, 2006, for a wedding reception.

5. Special One-Day Wine License for Habitat for Humanity of Greater Sioux Falls, to be operated at the Trail Ridge Retirement Community, 3408 West Ralph Rogers Road, on December 2, 2006, for a Habitat Fundraiser.

6. Special One-Day Wine License for Senior Citizens Services Inc., to be operated at the Center for Active Generations, 2300 West 46th Street, on October 27, 2006, for a wine tasting event.

7. Special One-Day Wine License for the YWCA, to be operated at the YWCA, 300 West 11th Street, on October 16, 2006, for a fundraiser.

REGULAR AGENDA ITEMS

APPROVAL OF REGULAR AGENDA

PUBLIC INPUT

INTRODUCTION AND ADOPTION OF ORDINANCES

8. 2nd Reading: An Ordinance of the City of Sioux Falls, SD, amending the revised ordinances of the City by increasing permitted front foot street assessments.

9. 2nd Reading: An Ordinance of the City of Sioux Falls, SD, amending the revised ordinances of the City amending the standards of conditional use plans. The Planning Commission recommends approval.

10. 2nd Reading: An Ordinance of the City of Sioux Falls, SD, rezoning property at 1219 E. Rice St. from the I-1, Light Industrial District to the C-2, General Commercial District (2006-07-30) and amending the official zoning map of the City of Sioux Falls. To allow commercial expansion including a parking lot. The Planning Commission recommends approval. Applicants and Owner(s): Carol J. Denbow.

11. 2nd Reading: An Ordinance of the City of Sioux Falls, SD, rezoning property at the SE corner of HWY 11 and E. 26th St. from AG, Agricultural District to the RS-2, Residential and the RC, Recreation/Conservation District, (2006-08-24) and amending the official zoning map of the City of Sioux Falls. To allow single family development. The Planning Commission recommends approval. Applicants and Owner(s): Perry Kolb, Wilsey & Associates; Steve Van Buskirk, Savanna Development, LLP.

12. 2nd Reading: An Ordinance of the City of Sioux Falls, SD, rezoning property at 57th St. and Old Yankton Rd. from the Meadowlark Estates Planned Development District to the O, Office District (2006-08-10) and amending the official zoning map of the City of Sioux Falls. To reflect current land uses. The Planning Commission recommends approval. Applicants and Owner(s): Planning Staff.

13. 2nd Reading: An Ordinance of the City of Sioux Falls, SD, rezoning property at W. Ninth St. and Minnesota Ave. from the C-2, General Commercial District to the C-3, Central Business District, and amending the official zoning map of the City of Sioux Falls. (2006-08-19). To allow expansion of downtown. The Planning Commission recommends approval. Applicants and Owner(s): Spencer Ruff / Donald A. Dunham, Jr.

14. 2nd Reading: An Ordinance of the City of Sioux Falls, SD, rezoning property at W. Third St. from the RS-2, Residential District to the RD, Residential District (2006-08-27) and amending the official zoning map of the City of Sioux Falls. To allow development of twin homes. The Planning Commission recommends approval. Applicants and Owner(s): Dan Lemme.

15. 2nd Reading: An Ordinance of the City of Sioux Falls, SD, rezoning property at W. 57th St. and Old Yankton Rd. from the Crystal Springs Planned Development District to the O, Office District and the RC, Recreation/Conservation District (2006-08-11) and amending the official zoning map of the City of Sioux Falls. To reflect current land uses. The Planning Commission recommends approval. Applicants and Owner(s): Planning Staff.

16. 2nd Reading: An Ordinance of the City of Sioux Falls, SD, rezoning

property at Old Yankton Rd. and Ralph Rogers Rd. from the Yankton Trail Estates Planned Development District to the RS-2, Residential and the RD, Residential Districts (2006-08-09) and amending the official zoning map of the City of Sioux Falls. To reflect current land uses. The Planning Commission recommends approval. Applicants and Owner(s): Planning Staff.

17. 2nd Reading: An Ordinance of the City of Sioux Falls, SD, rezoning property at 29th St. and Summit Ave. from the RS-2, Residential District to the S, Institutional District (2006-08-03) and amending the official zoning map of the City of Sioux Falls. To allow campus expansion. The Planning Commission recommends approval. Applicants and Owner(s): Eugene Marko, Augustana College.

18. 2nd Reading: An Ordinance of the City of Sioux Falls, SD, rezoning property at S. Grinnell Ave. at W. 42nd St. and W. 44th St. from the AG, Agricultural to the RS-2, Residential District (2006-08-01) and amending the official zoning map of the City of Sioux Falls. To allow single family land uses. The Planning Commission recommends approval. Applicants and Owner(s): James P. Daniels.

19. 2nd Reading: An Ordinance of the City of Sioux Falls, SD, a Major Amendment, Petition No. 2006-08-21, to Chapter 15.45.070, Planned Development Districts at W. Benson Rd. and W. Cayman St. allowing changes in land use as reflected in the Subarea map, amending the official zoning map of the City of Sioux Falls. To allow expansion of Subarea B land uses. The Planning Commission recommends approval. Applicants and Owner(s): John Van De Walle, Van De Walle & Associates; Bob and Nelda Thelin, Mark and Virginia Thelin.

20. 2nd Reading: An Ordinance of the City of Sioux Falls, SD, a Major Amendment, Petition No. 2006-08-12, to Chapter 15.45.070, Planned Development Districts at 1508 S. Sycamore Ave. allowing changes in land use as reflected in the revised Subarea regulations and amending the official zoning map of the City of Sioux Falls. To allow a Day Care Center. The Planning Commission recommends approval. Applicants and Owner(s): Leslie and David Klein/Jim Bruns.

Set a date of hearing and 2nd Reading for Tuesday, October 10, 2006, at 7:00 p.m. for Items 21 and 22:

21. 1st Reading: An Ordinance of the City of Sioux Falls, SD, providing appropriations and the means of financing them for the Fiscal Year ending December 31, 2007.

22. 1st Reading: An Ordinance of the City of Sioux Falls, SD, amending the revised ordinances of the City revising sewer utility rates and charges.

Set a date of hearing and 2nd Reading for Monday, October 16, 2006, at 7:00 p.m. for Items 23 through 25:

23. 1st Reading: An Ordinance of the City of Sioux Falls, SD, amending the revised ordinances of the City by transferring licensing responsibilities to the City Finance Office.

24. 1st Reading: An Ordinance of the City of Sioux Falls, SD, to increase value added to the real property to \$300,000 in calculating the reduced taxation for the reduced taxation program for structures within the city, adding an application procedure to Article V of the reduced taxation for new industrial structures, additions thereto within the city, along with making the real property ineligible for the new construction tax incentive if the business use changes during the five-year period such that it would be ineligible.

25. 1st Reading: An Ordinance of the City of Sioux Falls, SD, amending the revised ordinances of the city by increasing the value added to the real property to \$50,000 in calculating the reduced taxation for new industrial, commercial structures, additions thereto within the Downtown Center designated Urban Renewal Area, along with renumbering Article VI Reduced Taxation for New Industrial, Commercial Structures, additions thereto within Downtown Center designated Urban Renewal Area, and adding an application procedure to be followed, and making the real property ineligible for the tax incentive if the business use changes during the five-year period.

HEARINGS AND RESOLUTIONS

26. A Resolution rescinding Resolution No. 08-06 and naming the Anne Zabel Studio.
27. A Resolution naming the Orpheum Theater Center.
28. A Resolution amending the future land use map as a part of the Sioux Falls 2015 Growth Management Plan East of 6 Mile Rd. and North of SD 42 from the existing allocation of single-family residential and parks and open space, rivers and lakes, and drainageways and wetlands to include additional future land uses of single-family residential and parks and open space.
29. Preliminary Subdivision Plan (2006-08-23): Copper Creek Addition to the City of Sioux Falls, Minnehaha County, SD. SE of Hwy 11 (SD 100) & E. 26th Street. The Planning Commission recommends approval. Applicants and Owner(s): Perry Kolb, Wilsey & Associates; Steve Van Buskirk, Savanna Development, LLP.
30. A Resolution declaring it necessary to levy and levying a special front assessment fee for street maintenance and repair.

NEW BUSINESS/ ITEMS ADDED AFTER AGENDA DEADLINE

The City Council may include such other business as may come before this body.

ADJOURNMENT

MOTION TO GO INTO EXECUTIVE SESSION