

	City of Sioux Falls Council Meeting Minutes	
	Carnegie Town Hall, 235 West Tenth Street	
	REGULAR MEETING OF Monday, September 14, 2009 at 7:00 p.m.	

ROLL CALL #5

MEMBERS PRESENT/ABSENT OFFICIAL AGENDA

Members Present:	Members Absent:
Council Member Jamison	Council Member Knudson
Council Member Litz	
Council Member Staggers	
Council Member Anderson Jr.	
Council Member Beninga	
Council Member Brown	
Council Member Costello	
Mayor Dave Munson	

Councilor Knudson arrived at the meeting at this time.

INVOCATION

A. PASTOR WADE MOBLEY, LIVING WORD FREE LUTHERAN CHURCH

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

A. CHILDHOOD CANCER AWARENESS MONTH - SEPTEMBER 2009

APPROVAL OF CONSENT AGENDA

A motion was made by Council Member Knudson and seconded by Council Member Jamison to approve the Consent Agenda.

Vote to approve: Roll Call: Yeses, Jamison, Litz, Anderson Jr., Brown, Knudson, Staggers, Beninga, Costello, 8. Noes, 0.
Motion Passed

MINUTES

A. INFORMATIONAL MEETING OF TUESDAY, SEPTEMBER 8, 2009, AT 4:00 P.M.

B. REGULAR COUNCIL MEETING OF TUESDAY, SEPTEMBER 8, 2009, AT 7:00 P.M.

COMMUNICATIONS

1. A COMMUNICATION WAS RECEIVED FROM SOUTHEAST TECHNICAL INSTITUTE DAKOTA TURF CLUB STUDENT ORGANIZATION, STATING ITS INTENT TO SELL RAFFLE TICKETS FROM SEPTEMBER 21, 2009 TO DECEMBER 7, 2009 FOR A LOWRANCE XOG GPS NAVIGATOR VALUED AT \$210.00. TICKETS WILL BE SOLD AT 1 FOR \$2.00 OR 3 FOR \$5.00. THE PROCEEDS ARE TO BE USED TO BENEFIT DAKOTA TURF CLUB STUDENT ORGANIZATION.
2. A COMMUNICATION WAS RECEIVED FROM VALERIE GORTER REQUESTING PERMISSION TO CONSUME, BUT NOT SELL, WINE AND/OR MALT BEVERAGES AT THE OLD COURTHOUSE MUSEUM, 200 WEST SIXTH STREET, ON SATURDAY, OCTOBER 17, 2009, FROM 1:00 P.M. TO 4:00 P.M. FOR THE PURPOSE OF A WEDDING RECEPTION.
3. A COMMUNICATION WAS RECEIVED FROM SOUTHEASTERN BEHAVIORAL HEALTHCARE STATING THEIR INTENT TO SELL RAFFLE TICKETS ON NOVEMBER 20, 2009 FOR AN ITEM OF JEWELRY VALUED AT \$3,000.00. TICKETS WILL BE SOLD AT 1 FOR \$5.00 OR 3 FOR \$10.00. THE PROCEEDS WILL BE USED TO PROVIDE SERVICES TO SOUTHEASTERN CONSUMERS WHO HAVE LIMITED RESOURCES.

APPROVAL OF REGULAR AGENDA

A motion was made by Council Member Beninga and seconded by Council Member Litz to approve the Regular Agenda.

Vote to approve: Roll Call: Yeses, Jamison, Litz, Anderson Jr., Brown, Knudson, Staggers, Beninga, Costello, 8. Noes, 0.

Motion Passed

PUBLIC INPUT

There was none.

UNFINISHED BUSINESS

4. SPECIAL ONE-DAY LIQUOR LICENSE FOR HY-VEE INC., ALL OCCASIONS BY HY-VEE, TO BE OPERATED AT THE DELBRIDGE MUSEUM OF NATURAL HISTORY, 805 SOUTH KIWANIS AVENUE, ON SEPTEMBER 17, 2009, FOR A WINE TASTING/FUNDRAISER.

Item #4 Memo-Council

A motion was made by Council Member Beninga and seconded by Council Member Jamison to approve Item 4.

Vote to approve: Roll Call: Yeses, Jamison, Litz, Anderson Jr., Brown, Knudson, Staggers, Beninga, Costello, 8. Noes, 0.

Motion Passed

HEARINGS AND RESOLUTIONS

5. A RESOLUTION ADOPTING THE BUDGET FOR THE FISCAL YEAR ENDING DECEMBER 31, 2010, AND THE 2010-2014 CAPITAL PROGRAM.

Proposed Res0016

A motion was made by Council Member Costello and seconded by Council Member Jamison to approve said Resolution 87-09.

Proposed Staggers OCEP Amendment A

Proposed Staggers Budget Amendments A thru O

Proposed Staggers CIP Amendments A thru O

Proposed Staggers CIP Amendment P

Proposed Staggers CIP Amendment Q

Proposed Staggers CIP Amendment R

Proposed Costello Budget Amendment A

Proposed Costello Budget Amendment B

Proposed Costello Budget Amendment C

Proposed Costello Budget Amendment D

Proposed Brown Budget Amendment A

Proposed Anderson Jr. CIP Amendment A

A motion was made by Council Member Staggers and seconded by to amend the 2010 OCEP Budget by deleting \$17,200 from Fleet for a pickup and adding \$17,200 to Fleet for the purchase of snowgates (OCEP Amendment A).

A motion was made by Council Member Staggers and seconded by Council Member Anderson Jr. to amend the Capital Improvement Plan by adding \$500,000 to Engineering for a Joint City/County archive building in 2014 (CIP Amendment A).

Vote to amend: Roll Call: Yeses, Jamison, Litz, Anderson Jr., Brown, Knudson,

Staggers, Beninga, Costello, 8. Noes, 0.
Motion Passed

A motion was made by Council Member Staggers and seconded by Council Member Anderson Jr. to amend the Capital Improvement Plan, Project No. 010064, Falls Park Development, by deleting \$77,000 for removable railings. (p.107) (CIP Amendment B).

Vote to amend: Roll Call: Yeses, Staggers, 1. Noes Jamison, Litz, Anderson Jr., Brown, Knudson, Beninga, Costello, 7.
Motion Failed

A motion was made by Council Member Staggers and seconded by to amend the Capital Improvement Plan, Project No. 190064, Park Land Acquisition, by deleting \$200,000 in 2010 for park land acquisition. (p.108) (CIP Amendment C).

A motion was made by Council Member Staggers and seconded by to amend the Capital Improvement Plan, Project No. 107064, Arboretum and East Sioux Falls Park Development, by starting the three-year development project in 2011 (p.110) (CIP Amendment D).

A motion was made by Council Member Staggers and seconded by to amend the Capital Improvement Plan, Project No. 011064, Terrace Park Development, by deleting \$902,100 for a new concessions building (p.112) (CIP Amendment E).

A motion was made by Council Member Staggers and seconded by to amend the Capital Improvement Plan, Project No. 198064, Playcourt Cyclic Reconstruction, by starting the playcourt cyclic reconstruction project in 2011 rather than 2010 (p.116) (CIP Amendment F).

A motion was made by Council Member Staggers and seconded by to amend the Capital Improvement Plan, Project No. 030064, Development of Play Structures, by starting the systematic replacement of play structures project in 2011 rather than 2010 (p.118) (CIP Amendment G).

A motion was made by Council Member Staggers and seconded by Council Member Anderson Jr. to amend Capital Improvement Plan, Project No. 199064, Prairie Green Golf Course Improvements, by deleting \$1,720,100 for a new club house at Prairie Green Golf Course (p.119) (CIP Amendment H).

Vote to amend: Roll Call: Yeses, Anderson Jr., Staggers, 2. Noes Jamison, Litz, Brown, Knudson, Beninga, Costello, 6.
Motion Failed

A motion was made by Council Member Staggers and seconded by to amend the Capital Improvement Plan, Project No. 200064, Kuehn Golf Course Clubhouse Replacement by deleting \$218,100 for replacing club house at Kuehn Park Golf Course (p.120) (CIP Amendment I).

A motion was made by Council Member Staggers and seconded by to amend the Capital Improvement Plan, Project No. 128064, Maintenance Headquarters Improvements, by starting the project in 2011 rather than 2010 (p.124) (CIP Amendment J).

A motion was made by Council Member Staggers and seconded by Council Member Anderson Jr. to amend the Capital Improvement Plan, Project No. 164064, Greenway Fishing Access, by deleting \$100,000 for Greenway fishing access (p. 127) (CIP Amendment K).

Vote to amend: Roll Call: Yeses, Staggers, 1. Noes Jamison, Litz, Anderson Jr., Brown, Knudson, Beninga, Costello, 7.
Motion Failed

A motion was made by Council Member Staggers and seconded by to amend the Capital Improvement Plan, Project No. 079064, Arrowhead Park, by moving the funds of \$354,288 for Arrowhead Park from 2010 to 2011 (p. 129) (CIP Amendment L).

A motion was made by Council Member Staggers and seconded by to amend the Capital Improvement Plan, Project No. 121064, Pioneer Park Improvements, by deleting \$145,000 for restrooms at Pioneer Park (p.135) (CIP Amendment M).

A motion was made by Council Member Staggers and seconded by Council Member Anderson Jr. to amend the Capital Improvement Plan, Project No. 217064, Refrigerated Outdoor Ice System, by deleting \$829,600 for refrigerated outdoor ice system (p. 143) (CIP Amendment N).

A motion was made by Council Member Staggers and seconded by to substitute to amend the Capital Improvement Plan, Project No. 217064, Refrigerated Outdoor Ice System, by adding that no tax money will be used on the project.

Vote to amend: Roll Call: Yeses, Staggers, 1. Noes Jamison, Litz, Anderson Jr., Brown, Knudson, Beninga, Costello, 7.
Motion Failed

A motion was made by Council Member Staggers and seconded by to amend the Capital Improvement Plan, Project No. 193064, Zoo Master Plan Improvements, by moving the funds of \$3,000,000 for Zoo Master Plan from 2010 to 2011 (p.152) (CIP Amendment O).

A motion was made by Council Member Staggers and seconded by to amend the Capital Improvement Plan, Project No. 019064, Sherman Park Improvements, by deleting \$96,000 for the Sherman Park overlook structure (p.111) (CIP Amendment P).

A motion was made by Council Member Staggers and seconded by Council Member Anderson Jr. to amend the Capital Improvement Plan, Project No. 189064, River Greenway Improvements, by deleting \$2,574,480 for destruction of old railroad bridge and building of new pedestrian bridge, and adding \$175,000 for

construction of pedestrian bridge over the railroad bridge (p.109) (CIP Amendment Q).

A motion was made by Council Member Staggers and seconded by Council Member Costello to substitute the motion with a motion to amend the Capital Improvement Plan, Project No. 189064, River Greenway Improvements, by deleting \$770,000 for destruction of old railroad bridge and building of new pedestrian bridge, and adding \$175,000 for construction of pedestrian bridge over the railroad bridge .

Vote to substitute: Roll Call: Yeses, Staggers, Costello, 2. Noes Jamison, Litz, Anderson Jr., Brown, Knudson, Beninga, 6.
Motion Failed

Vote to amend: Roll Call: Yeses, Staggers, 1. Noes Jamison, Litz, Anderson Jr., Brown, Knudson, Beninga, Costello, 7.
Motion Failed

A motion was made by Council Member Staggers and seconded by to amend the Capital Improvement Plan, Project No. 044011, City Hall & City Hall Annex Improvements, by deleting \$427,014 for improvements to the City Hall & City Hall Annex (p.32) (CIP Amendment R).

A motion was made by Council Member Staggers and seconded by to amend the 2010 General Fund Revenue Budget by deleting \$995,366 of property tax increase (3.0% CPI adjustment pursuant to SDCL 10-13-35) (p.1) (Budget Amendment A) .

A motion was made by Council Member Staggers and seconded by to amend the 2010 General Fund Budget by deleting \$370,000 in revenue, and deleting \$370,000 in expenditures from the Engineering Department, by eliminating Red Light Cameras (p. 4 & 47) (Budget Amendment B).

A motion was made by Council Member Staggers and seconded by to amend the 2010 General Fund Expenditure & Revenue Budget by deleting expenses of \$10,864 and revenue of \$19,800 from the Parks and Recreation Department, to eliminate the tree trimming inspection program (p.159) (Budget Amendment C) .

A motion was made by Council Member Staggers and seconded by Council Member Anderson Jr. to amend the 2010 General Fund Expenditure Budget by adding \$250,000 to allow for city to maintain trees in the boulevards (Budget Amendment D).

Vote to amend: Roll Call: Yeses, Staggers, 1. Noes Jamison, Litz, Anderson Jr., Brown, Knudson, Beninga, Costello, 7.
Motion Failed

A motion was made by Council Member Staggers and seconded by to amend the 2010 General Fund Expenditure & Revenue Budget by deleting expenses of \$75,000 and revenue of \$18,550 from Engineering Department, by eliminating the city sidewalk inspection program (Budget Amendment E).

A motion was made by Council Member Staggers and seconded by to amend the 2010 General Fund Expenditure Budget by deleting \$18,000, from the Mayor s Department, by eliminating the Youth Forum (p. 8) (Budget Amendment F).

A motion was made by Council Member Staggers and seconded by to amend the 2010 General Fund Expenditure Budget by deleting \$35,000, from the Attorney s Department, by eliminating the Drive to Arrive/Immigrant Driver s Education Program (p.14) (Budget Amendment G).

A motion was made by Council Member Staggers and seconded by to amend the 2010 General Fund Expenditure Budget by deleting \$32,280 from the Human Resources Department, by eliminating Non-DOT Random Drug and Alcohol Testing of City Employees (p.16) (Budget Amendment H).

A motion was made by Council Member Staggers and seconded by to amend the 2010 General Fund Revenue Fund by adding \$2,318,580 to the Health Department, for Medicaid reimbursement the health department receives (Budget Amendment I).

A motion was made by Council Member Staggers and seconded by to amend the 2010 General Fund Expense Budget by deleting \$33,600 from the Health Department, by eliminating the Homeless Advisory Board Staff joint with Minnehaha County (p. 94) (Budget Amendment J).

A motion was made by Council Member Staggers and seconded by to amend the 2010 General fund Expenditure Budget by deleting \$162,182 from the Planning/ Building Services Department, to eliminate the subsidy for Downtown Sioux Falls (p. 122) (Budget Amendment K).

A motion was made by Council Member Staggers and seconded by to amend the 2010 General Fund Expenditure Budget by deleting \$60,000 from the Sanitary Landfill Department, to eliminate the Sustainability Master Plan (p. 285) (Budget Amendment L).

A motion was made by Council Member Staggers and seconded by to amend the 2010 General Fund Expenditure Budget by deleting \$47,400 from Sanitary Landfill Department, to eliminate the pipeline repair and maintenance (Budget Amendment M).

A motion was made by Council Member Staggers and seconded by to amend the 2010 General Fund Expenditure Budget by deleting \$6,000 from the Sanitary Landfill Department, by eliminating the Landfill garbage service (p. 296) (Budget Amendment N).

A motion was made by Council Member Staggers and seconded by to amend the 2010 General Fund Expenditure Budget by deleting \$150,000 from Planning/ Building Services Department, by eliminating the Capital Improvement Plan, Project No. 112025 Historical Fascade program (p. 83 CIP Book) (Budget Amendment O).

A motion was made by Council Member Costello and seconded by Council Member Beninga to amend to reduce the 2010 Mayor s recommended appropriation for the General Fund by \$1,843,333. The \$1,843,333 represents a 4% increase in sales tax from 2009 projected actual receipts to 2010 Mayor s recommended budget. The amendment is intended to assume that sales/use tax receipts will show no increase from 2009 projected to 2010 (Budget Amendment C).

Vote to amend: Roll Call: Yeses, Staggers, Beninga, Costello, 3. Noes Jamison, Litz, Anderson Jr., Brown, Knudson, 5.
Motion Failed

A motion was made by Council Member Brown and seconded by Council Member Litz to amend to reduce the 2010 Mayor s recommended appropriation for the General Fund by \$1,838,814 from \$122,863,782 to \$121,024,968. The amendment proposes that the first penny sales tax receipts in 2009 will increase by 1% from 2008 actual and 2010 first penny sales tax receipts will increase 1% from 2009 receipts (Budget Amendment A).

Vote to amend: Roll Call: Yeses, Staggers, Beninga, Brown, Costello, 4. Noes, Jamison, Knudson, Litz, Anderson Jr., 4. Mayor Munson broke the tie vote by voting NO. Motion Failed.

A motion was made by Council Member Costello and seconded by Council Member Anderson Jr. to amend said Resolution 87-09 to read "That the Mayor s 2010 Budget and 2010-2014 Capital Program, as amended by the City Council, with the understanding that should sales tax revenues continue to fall short of budget expectations, the administration will present the Council with updated contingency plans at the end of each quarter in 2010 pursuant to City Charter Section 5.07(c)".

Vote to amend: Roll Call: Yeses, Jamison, Litz, Anderson Jr., Brown, Knudson, Staggers, Beninga, Costello, 8. Noes, 0.
Motion Passed

Vote to approve said Resolution 87-09, as amended: Roll Call: Yeses, Jamison, Knudson, Litz, Anderson Jr., Beninga, Brown, Costello, 7. Noes, Staggers, 1.
Motion Passed.

RESOLUTION NO. 87-09

A RESOLUTION ADOPTING THE BUDGET FOR THE FISCAL YEAR ENDING DECEMBER 31, 2010, AND THE 2010-2014 CAPITAL PROGRAM.

BE IT RESOLVED BY THE CITY OF SIOUX FALLS, SD:

That the Mayor s 2010 Budget and 2010-2014 Capital Program, as amended by the City Council, with the understanding that should sales tax revenues continue to fall short of budget expectations, the administration will present the Council with updated contingency plans at the end of each quarter in 2010 pursuant to City Charter Section 5.07(c).

Date adopted: 09/14/09.

Dave Munson

Mayor

ATTEST:

Debra A. Owen

City Clerk

ADJOURNMENT

A motion was made by Council Member Knudson and seconded by Council Member Costello to adjourn at 9:40 p.m.

Vote to adjourn: Roll Call: Yeses, Jamison, Litz, Anderson Jr., Brown, Knudson, Staggars, Beninga, Costello, 8. Noes, 0.

Motion Passed

Jamie L. Palmer

Assistant City Clerk