

City of Sioux Falls Council Meeting Minutes
Carnegie Town Hall, 235 West Tenth Street
REGULAR MEETING OF Monday, December 13, 2010 at 7:00 p.m.

ROLL CALL #5

MEMBERS PRESENT/ABSENT OFFICIAL AGENDA

Members Present:	Members Absent:
Council Member Erpenbach	None
Council Member Jamison	
Council Member Litz	
Council Member Roling	
Council Member Aguilar	
Council Member Anderson Jr.	
Council Member Brown	
Council Member Entenman	
Mayor Mike T. Huether	

INVOCATION

A. COUNCILOR REX ROLFING

PLEDGE OF ALLEGIANCE

APPROVAL OF CONSENT AGENDA

A motion was made by Council Member Aguilar and seconded by Council Member Litz to approve the Consent Agenda.

Vote to approve: Roll Call: Yeses, Erpenbach, Jamison, Litz, Roling, Aguilar, Anderson Jr., Brown, Entenman, 8. Noes, 0.
Motion Passed

MINUTES

A. INFORMATIONAL MEETING OF MONDAY, DECEMBER 6, 2010, AT 4:00 P.M.

Minutes

B. CITY COUNCIL MEETING OF MONDAY, DECEMBER 6, 2010, AT 7:00 P.M.

Minutes

COMMUNICATIONS

1. A COMMUNICATION WAS RECEIVED FROM THE SCHOOL FAMILY ORGANIZATION AT ST. LAMBERT SCHOOL, STATING ITS INTENT TO HAVE STUDENTS AND THEIR FAMILIES SELL RAFFLE TICKETS FROM JANUARY 29, 2011, THROUGH FEBRUARY 6, 2011, FOR SEVERAL THEMED BASKETS (APPROXIMATE TOTAL VALUE \$2,000.00). TICKETS COST \$1.00 EACH. PROCEEDS WILL GO TOWARDS PURCHASING EQUIPMENT FOR THE SCHOOL.
2. A COMMUNICATION WAS RECEIVED FROM THE TECHNOLOGY COMMITTEE AT ST. LAMBERT SCHOOL, STATING ITS INTENT TO HAVE STUDENTS AND THEIR FAMILIES SELL RAFFLE TICKETS FROM APRIL 12, 2010, THROUGH APRIL 26, 2010, FOR A SHOPPING BONANZA (THREE PRIZES TOTALING UP TO \$2,000.00). TICKETS COST \$2.00 EACH. PROCEEDS WILL GO TOWARDS PURCHASING NEW COMPUTER HARDWARE FOR THE SCHOOL.

APPROVAL OF REGULAR AGENDA

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

Vote to approve: Roll Call: Yeses, Erpenbach, Jamison, Litz, Rolwing, Aguilar, Anderson Jr., Brown, Entenman, 8. Noes, 0.

Motion Passed

PUBLIC INPUT

I. L. Wiedermann spoke about black mold in a Sioux Falls apartment complex. He expressed his concerns about no ordinances regulating mold in apartments.

Tim Stanga asked questions about the Events Center regarding: seating size; and money being spent on assessing the Arena site and a Downtown site. He also praised the Council for speaking for "the people" at last week s City Council Meeting.

Andy Traub gave insight on the testing of snow gates in his neighborhood. He gave them an A+. He said the snow gates work. He spoke about Downtown Sioux Falls hiring someone to take lapse video, following the Parade of Lights. Traub said it only took people about 20 minutes to vacate the area. He said he hopes that is encouragement to show that downtown can handle a high number of people, if there is an Events Center built downtown.

Dave Syverson said "Thank you" to the mayor and council. He said he felt like peoples voices are being heard regarding the Events Center, and exploring a downtown location. Syverson said he was pleased with the selection of the Events Center team (architect and engineer).

INTRODUCTION AND ADOPTION OF ORDINANCES

3. 2ND READING: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE REVISED ORDINANCES OF THE CITY BY DEFINING THE USE AND PURPOSE OF SECTION 39-17 TO INCLUDE ZOO MAINTENANCE AND OPERATIONAL EXPENSES.

Ord. 1222

A motion was made by Council Member Brown and seconded by Council Member Erpenbach to adopt said Ordinance for Item 3.

Vote to adopt: Roll Call: Yeses, Erpenbach, Jamison, Rolfing, Aguilar, Brown, 5. Noes Litz, Anderson Jr., Entenman, 3.
Motion Passed

4. 2ND READING: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE REVISED ORDINANCES OF THE CITY BY AMENDING SECTION 34 1/2-13 CAPITAL PROGRAM.

Ord. 1223

A motion was made by Council Member Brown and seconded by Council Member Rolfing refer said Ordinance for Item 4 to the Fiscal Committee.

Vote to refer said ordinance for Item 4 to the Fiscal Committee: Roll Call: Yeses, Erpenbach, Jamison, Litz, Rolfing, Aguilar, Anderson Jr., Brown, Entenman, 8. Noes, 0.
Motion Passed

5. 2ND READING: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, CONVEYING LOT 1 (EXCEPT LOT H-2) AND LOTS 2, 3, 4, 5, 8, 9, AND 10 AND VACATED ALLEY IN BLOCK 7 OF BENNETT'S FIRST ADDITION TO SIOUX FALLS, MINNEHAHA COUNTY, SOUTH DAKOTA ALONG WITH AUTHORIZING REPAYMENT OF A CITI LOAN.

Ord. 1219a.

PowerPoint presentation from 120610

A motion was made by Council Member Litz and seconded by Council Member Aguilar to adopt said Ordinance for Item 5.

Vote to adopt: Roll Call: Yeses, Erpenbach, Jamison, Litz, Rolfing, Aguilar, Anderson Jr., Brown, Entenman, 8. Noes, 0.
Motion Passed

Set a hearing date and 2nd Reading for Monday, December 20, 2010, at 7:00 p.m. on Items 6 and 7:

6. 1ST READING: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SOUTH DAKOTA, AUTHORIZING THE ISSUANCE OF ITS WATER SYSTEM REVENUE BOND TO THE SOUTH DAKOTA CONSERVANCY DISTRICT, AUTHORIZING THE USE OF THE PROCEEDS THEREOF FOR

CAPITAL IMPROVEMENTS, PLEDGING A PORTION OF THE DRINKING WATER SYSTEM REVENUE OF THE CITY TO THE PAYMENT OF SAID WATER SYSTEM REVENUE BOND, FIXING THE TERMS OF SUCH WATER SYSTEM REVENUE BOND, AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AGREEMENT BETWEEN THE CITY AND THE SOUTH DAKOTA CONSERVANCY DISTRICT, AND AUTHORIZING THE EXECUTION AND DELIVERY OF SUCH WATER SYSTEM REVENUE BOND TO THE SOUTH DAKOTA CONSERVANCY DISTRICT NOT TO EXCEED \$4,000,000.

Ord. 0015

SRF process chart

PowerPoint pdf

Mayor Huether recognized Boy Scout Troop #216 from Peace Lutheran Church.

7. 1ST READING: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SOUTH DAKOTA, AUTHORIZING THE ISSUANCE OF ITS WASTEWATER SYSTEM REVENUE BONDS, IN ONE OR MORE SERIES, TO THE SOUTH DAKOTA CONSERVANCY DISTRICT, AUTHORIZING THE USE OF THE PROCEEDS THEREOF FOR CAPITAL IMPROVEMENTS, PLEDGING A PORTION OF THE WASTEWATER SYSTEM REVENUE OF THE CITY TO THE PAYMENT OF SAID WASTEWATER SYSTEM REVENUE BONDS, FIXING THE TERMS OF SUCH WASTEWATER SYSTEM REVENUE BONDS, AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AGREEMENT BETWEEN THE CITY AND THE SOUTH DAKOTA CONSERVANCY DISTRICT, AND AUTHORIZING THE EXECUTION AND DELIVERY OF SUCH WASTEWATER SYSTEM REVENUE BONDS TO THE SOUTH DAKOTA CONSERVANCY DISTRICT NOT TO EXCEED \$24,589,400.

Ord. 0008

A motion was made by Council Member Jamison and seconded by Council Member Litz to set a hearing date and 2nd Reading for Monday, December 20, 2010, at 7:00 p.m. for Items 6 and 7.

Vote to set a hearing date: Roll Call: Yeses, Erpenbach, Jamison, Litz, Roling, Aguilar, Anderson Jr., Brown, Entenman, 8. Noes, 0.
Motion Passed

HEARINGS AND RESOLUTIONS

8. A RESOLUTION ESTABLISHING THE CITY OF SIOUX FALLS LEGISLATIVE PRIORITIES FOR THE 2011 STATE LEGISLATIVE SESSION.

A motion was made by Council Member Erpenbach and seconded by Council Member Entenman to adopt said Resolution for Item 8.

Vote to adopt: Roll Call: Yeses, Erpenbach, Jamison, Litz, Roling, Aguilar, Anderson Jr., Brown, Entenman, 8. Noes, 0.
Motion Passed

A RESOLUTION ESTABLISHING THE CITY OF SIOUX FALLS LEGISLATIVE PRIORITIES FOR THE 2011 STATE LEGISLATIVE SESSION.

WHEREAS, the City Charter states that the Sioux Fall City Council is the policy making and legislative body of the City of Sioux Falls; and

WHEREAS, the Sioux Falls City Council oversees the South Dakota Municipal League s dues for the City of Sioux Falls; and

WHEREAS, the Sioux Falls City Council serves on the South Dakota Municipal League s policy committees and supports the League s 2011 Statements of Policy; NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF SIOUX FALLS, SD:

That the Sioux Falls City Council strongly encourages the legislature to enact legislation enabling municipalities to levy a local option tax, to raise funds for a specified purpose, to include a sunset clause, and to be voted on by the citizens.

The Sioux Falls City Council strongly encourages the legislature to ensure funding to meet transportation needs by considering the 2009 Legislative Summer Study funding options.

The Sioux Falls City Council, in conjunction with the South Dakota Municipal League, encourages standards be developed to provide equal 911 service to all citizens and visitors, encourages increased funding for 911 service providers, and encourages cooperative efforts to improve 911 services and efficiency.

The Sioux Falls City Council strongly encourages the legislature to make it permissible, convenient, and affordable to conduct background checks by establishing and maintaining an internet website containing South Dakota criminal history for accessing information by a public entity, who intends to access the website to obtain information regarding day care centers and liquor license applicants.

Date adopted: 12/13/10 .

Res. 1779

9. A RESOLUTION APPROVING THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF SIOUX FALLS AND POLICE OFFICERS AND SERGEANTS SIOUX FALLS FRATERNAL ORDER OF POLICE LODGE NO. 1 L.C.

A motion was made by Council Member Entenman and seconded by Council Member Rolfling to adopt said Resolution for Item 9.

Vote to adopt: Roll Call: Yeses, Erpenbach, Jamison, Litz, Rolfling, Aguilar, Anderson Jr., Brown, Entenman, 8. Noes, 0.

Motion Passed

A RESOLUTION APPROVING THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF SIOUX FALLS AND POLICE OFFICERS AND SERGEANTS SIOUX FALLS FRATERNAL ORDER OF POLICE LODGE NO. 1 L.C.

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

1. That the Collective Bargaining Agreement between the City of Sioux Falls and Lodge No.1 L.C., Sioux Falls Fraternal Order of Police, providing for terms and conditions of employment for all Police Officers and Police Sergeants for the period from January 1, 2008, through December 31, 2010, is hereby extended for a period of one year consistent with the attached Memorandum of Understanding.

Date adopted: 12/13/10 .

Res. 0027

ADJOURNMENT

A motion was made by Council Member Brown and seconded by Council Member Anderson Jr. to adjourn at 8:29 p.m.

Vote to adjourn: Roll Call: Yeses, Erpenbach, Jamison, Litz, Rolfing, Aguilar, Anderson Jr., Brown, Entenman, 8. Noes, 0.

Motion Passed

Denise D. Tucker, CMC
Assistant City Clerk