

City of Sioux Falls Council Meeting
Minutes
Carnegie Town Hall, 235 West 10th Street
MEETING OF Tuesday, January 20, 2015, at 7:00 PM

ROLL CALL

MEMBERS PRESENT/ABSENT OFFICIAL AGENDA

PRESENT

Council Member Michelle Erpenbach
Council Member Greg Jamison
Council Member Dean Karsky
Council Member Rick Kiley
Council Member Rex Roling
Council Member Kermit L. Staggers
Council Member Kenny Anderson Jr.
Mayor Mike T. Huether

ABSENT

Council Member Christine M. Erickson

INVOCATION

- Dr. Ronald L. Tottingham, Empire Baptist Temple

PLEDGE OF ALLEGIANCE

CONSENT AGENDA ITEMS

APPROVAL OF CONSENT AGENDA

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member Michelle Erpenbach to approve the Consent Agenda.

Vote to approve: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Rex Roling, Kermit L. Staggers, Kenny Anderson Jr., 7. Noes, 0.
Motion Passed.

MINUTES

- Special City Council Meeting of Tuesday, January 13, 2015, at 5:00 p.m.
- City Council Meeting of Tuesday, January 13, 2015, at 7:00 p.m.

COMMUNICATIONS

1. Approval of contracts/agreements on the January 15, 2015 memo.

2. Approval of notice of change orders on the January 15, 2015 memo.
3. A communication was received from Siouxland Heritage Museums requesting permission to consume, but not sell, wine and/or malt beverages at the Old Courthouse Museum, 200 W. 6th Street, on Thursday, April 23, 2015, from 5:00 PM until 7:00 PM for an exhibit opening reception pursuant to SDCL 35-1-5.3.
4. Report of Requests for Quotes for Fuel dated January 9, 2015; #1 Dyed Diesel Fuel; 7,500 gallons; Howes Oil (\$1.9545); CHS, Inc., Harms Oil, Midwest Oil, Olson Oil, all no bid. Bid awarded to: Howes Oil.
5. Report of Requests for Quotes for Fuel dated January 12, 2015; #2 Clear Diesel; 7,500 gallons; CHS, Inc. (\$1.8583); Howes Oil (\$1.8125); Harms Oil, Midwest Oil and Petroleum Traders Co., all no bid. Bid awarded to: Howes Oil.

APPLICATIONS

6. Special One-Day Liquor Licenses for Washington Pavilion Management Inc., to be operated at Washington Pavilion of Arts & Science, 301 South Main Avenue for a wedding reception on February 21, 2015.
7. Special One-Day Malt Beverage License for Siouxland Heritage Museums, The Old Courthouse Museum to be operated at 200 West Sixth Street, for a St. Patrick's Day Family Dance on March 17, 2015.

The following abatement was 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:

8. Velda Baatz, c/o Alice Engverson, 2817 S. Hawthorne Avenue, for Parcel No. 280.50.08.1040, for taxes in the dates/amounts as listed: 2010 - \$2,170.52; 2011 - \$965.16; 2012 - \$955.48; and 2013 - \$966.24. The same property has been assessed against the complainant more than once in the same year; and the complainant produces satisfactory evidence that the tax for the year has been paid.

NOTICE OF HEARINGS

Set a date of hearing for Monday, February 2, 2015, at 7:00 p.m. for Item 9 through Item 17:

9. New 2015 Package Liquor License for Kum & Go LLC, Kum & Go to be operated at 4721 East 26th Street (CUP not required).
10. New 2015 Package Liquor License for Kum & Go LLC, Kum & Go to be operated at 501 North Minnesota Avenue (CUP not required).

11. Transfer of 2014-15 Retail Malt Beverage License, with video lottery terminals, from Isava Inc., Sneaky s Chicken, 4211 West 12th Street to CSB Inc., The Keg, 4211 West 12th Street (Full service restaurant; CUP not required).
12. New 2015 Retail Wine License, with video lottery terminals, for CSB Inc., The Keg to be operated at 4211 West 12th Street (Full service restaurant; CUP not required).
13. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Avera McKennan Foundation to be operated at Avera Behavioral Health, 4400 West 69th Street, for the Hearts in Healing fundraiser on February 7, 2015.
14. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Catering America Inc., Chef Dominique s Catering, to be operated at Orthopedic Institute, 810 East 23rd Street, for a Vibra Healthcare Presentation on February 10, 2015.
15. Special One-Day Wine License for Marquette Council to be operated at Knights of Columbus, 315 North Summit Avenue, for a fundraiser on February 14, 2015.
16. Special One-Day Liquor License for Hy-Vee Inc., All Occasions by Hy-Vee to be operated at The Point is to Serve Church, 506 North Kiwanis Avenue, for a special event on February 14, 2015.
17. Special One-Day Wine License for the Democratic Forum to be operated at the History Club, 758 South Phillips Avenue, for a fundraiser on February 12, 2015.

REGULAR AGENDA ITEMS

APPROVAL OF REGULAR AGENDA

A motion was made by Council Member Dean Karsky and seconded by Council Member Rick Kiley to approve the Regular Agenda.

Vote to approve: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Rex Roling, Kermit L. Staggers, Kenny Anderson Jr., 7. Noes, 0.

Motion Passed.

PUBLIC INPUT

Dan Fritz spoke regarding MED-Star Paramedic Ambulance Service and an appeal filed regarding the recent RFP process for a contract.

Jay Masur spoke regarding the RFP and contract process for the city's ambulance service.

Darin McDonnell spoke regarding dumpster enclosures for his small business and proposed city ordinance changes.

Bobby Dean Tate, a member of the South Dakota African American History Museum, spoke about Dr. Martin Luther King Jr. and his legacy. He also thanked the Washington Pavilion of Arts and Sciences and everyone here for their participation in the recent celebratory events in recognition of Martin Luther King Jr. Day.

UNFINISHED BUSINESS

Council Member Kermit L. Stagers left the meeting at this time.

18. New 2015 Package Liquor License for Holiday Stationstores, Inc., Holiday Stationstore #304, to be operated at 5000 North Cliff Avenue.
19. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Catering America Inc., Chef Dominique s Catering, to be operated at Avera Long Term Care Pharmacy, 3820 North Potsdam Avenue, for a ribbon cutting on January 29, 2015.

A motion was made by Council Member Dean Karsky and seconded by Council Member Rex Rolwing to approve.

Vote to approve: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Rex Rolwing, Kenny Anderson Jr., 6. Noes, 0.
Motion Passed.

Council Member Kermit L. Stagers returned to the meeting at this time.

INTRODUCTION AND ADOPTION OF ORDINANCES

20. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT 4805 E. LINDEN LN. FROM THE RD-1 TWIN HOME/DUPLEX RESIDENTIAL SUBURBAN DISTRICT TO THE C-2 COMMERCIAL NEIGHBORHOOD AND STREETCAR DISTRICT, PETITION NO. 1960-2014, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS.

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member Dean Karsky to adopt said Ordinance No. 4-15.

Vote to adopt: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Rex Rolwing, Kermit L. Stagers, Kenny Anderson Jr., 7. Noes, 0.
Motion Passed.

Set a date of hearing and 2nd Reading for Monday, February 2, 2015, at 7:00

p.m. for Item 21:

21. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE 2013 SHAPE PLACES ZONING ORDINANCE OF THE CITY OF SIOUX FALLS.

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member Dean Karsky to set a date of hearing and 2nd Reading for Monday, February 2, 2015, at 7:00 p.m. for Item 21.

A motion was made by Council Member Dean Karsky and seconded by Council Member Kenny Anderson Jr. to amend the motion to set a date of hearing and 2nd Reading for Tuesday, March 3, 2015 at 7:00 p.m. for Item 21.

Vote to amend: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Rex Rolwing, Kermit L. Staggers, Kenny Anderson Jr., 7. Noes, 0. Motion Passed.

Set a date of hearing and 2nd Reading for Monday, February 2, 2015, at 7:00 p.m. for Item 22:

22. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT THE SOUTHWEST CORNER OF E. 26TH ST. AND S. SIX MILE RD. FROM THE AG AGRICULTURE DISTRICT TO THE RS SINGLE-FAMILY RESIDENTIAL SUBURBAN AND CN CONSERVATION DISTRICTS, PETITION NO. 2045-2014, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS.

A motion was made by Council Member Rex Rolwing and seconded by Council Member Dean Karsky to set a date of hearing and 2nd Reading for Monday, February 2, 2015 at 7:00 p.m. for Item 22.

Vote to set a date: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Rex Rolwing, Kermit L. Staggers, Kenny Anderson Jr., 7. Noes, 0. Motion Passed.

Set a date of hearing and 2nd Reading for Monday, February 2, 2015, at 7:00 p.m. for Item 23:

23. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT 2024 S. MAIN AVE. FROM THE RS SINGLE-FAMILY RESIDENTIAL SUBURBAN DISTRICT TO THE RT-1 SINGLE-FAMILY RESIDENTIAL TRADITIONAL DISTRICT, PETITION NO. 2052-2014, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS.

A motion was made by Council Member Michelle Erpenbach and seconded by Council Member Dean Karsky to set a date of hearing and 2nd Reading for Monday, February 2, 2015, at 7:00 p.m. for Item 23.

Vote to set a date: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Rex Roling, Kermit L. Staggers, Kenny Anderson Jr., 7. Noes, 0.
Motion Passed.

24. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT 1624 S. DOODLER DR. FROM THE RS SINGLE-FAMILY RESIDENTIAL SUBURBAN DISTRICT TO THE RA-1 APARTMENT RESIDENTIAL LOW DENSITY DISTRICT, PETITION NO. 2055-2014, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS.

A motion was made by Council Member Rex Roling and seconded by Council Member Michelle Erpenbach to set a date of hearing and 2nd Reading for Monday, February 2, 2015, at 7:00 p.m. for Item 24.

Vote to set a date: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Rex Roling, Kermit L. Staggers, Kenny Anderson Jr., 7. Noes, 0.
Motion Passed.

Set a date of hearing and 2nd Reading for Monday, February 2, 2015, at 7:00 p.m. for Item 25:

25. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT 1600 AND 1608 W. RUSSELL ST. FROM THE C-2 COMMERCIAL NEIGHBORHOOD AND STREETCAR DISTRICT TO THE C-3 COMMERCIAL COMMUNITY DISTRICT, PETITION NO. 2057-2014, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS.

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member Dean Karsky to set a date of hearing and 2nd Reading for Monday, February 2, 2015, at 7:00 p.m. for Item 25.

Vote to set a date: Roll Call: Yeses, Michelle Erpenbach, Dean Karsky, Rick Kiley, Rex Roling, Kermit L. Staggers, Kenny Anderson Jr., 6. Noes, 0.
Council Member Greg Jamison was excused from the meeting and the vote on this item.
Motion Passed.

Council Member Greg Jamison returned to the meeting at this time.

Set a date of hearing and 2nd Reading for Monday, February 2, 2015, at 7:00 p.m. for Item 26:

26. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT 4804 AND 4808 S. LOUISE AVE. FROM THE RD-2 TOWNHOME RESIDENTIAL SUBURBAN DISTRICT TO THE C-2 COMMERCIAL NEIGHBORHOOD AND STREETCAR DISTRICT, PETITION NO. 2058-2014, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS.

A motion was made by Council Member Dean Karsky and seconded by Council Member Kenny Anderson Jr. to set a date of hearing and 2nd Reading for Monday,

February 2, 2015, at 7:00 p.m. for Item 26.

Vote to set a date: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Rex Roling, Kermit L. Stagers, Kenny Anderson Jr., 7. Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Monday, February 2, 2015, at 7:00 p.m. for Item 27:

27. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY EAST OF N. CLIFF AVE. AND SOUTH OF THE BURLINGTON NORTHERN RAILROAD TRACKS FROM THE I-2 HEAVY INDUSTRIAL DISTRICT TO THE RT-1 SINGLE-FAMILY RESIDENTIAL TRADITIONAL, REC RECREATION, AND RA-3 APARTMENT RESIDENTIAL HIGH DENSITY DISTRICTS, PETITION NO. 2056-2014, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS.

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member Rex Roling to set a date of hearing and 2nd Reading for Monday, February 2, 2015, at 7:00 p.m. for Item 27.

Vote to set a date: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Rex Roling, Kermit L. Stagers, Kenny Anderson Jr., 7. Noes, 0.

Motion Passed.

NEW BUSINESS

Mayor Mike Huether acknowledged the University of Sioux Falls students in the audience.

Council members had a discussion on the procedures and RFP proposal for the ambulance service contract. Council members would like to receive additional information on this topic.

ADJOURNMENT

A motion was made by Council Member Dean Karsky and seconded by Council Member Kenny Anderson Jr. to adjourn the meeting at 8:00 p.m.

Vote to adjourn: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Rex Roling, Kermit L. Stagers, Kenny Anderson Jr., 7. Noes, 0.

Motion Passed.

Tamara Jorgensen, MMC
Assistant City Clerk

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. PRESENTATIONS ARE LIMITED

TO FIVE MINUTES.

LIVE BROADCASTS OF COUNCIL MEETINGS ON CITYLINK: INFORMATIONAL MEETINGS AIR LIVE ON TUESDAYS EACH MONTH AT 4:00 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 7:00 P.M. THE JOINT CITY COUNCIL/MINNEHAHA COUNTY COMMISSION MEETINGS AIR LIVE THE FOURTH TUESDAY OF EACH MONTH AT 5:00 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 MEETINGSAT 1:30 A.M. AND 9:00 A.M. ON THURSDAYS, AND 6:00 P.M. ON SATURDAYS. COUNCIL COMMITTEE MEETINGS AT 12:30 A.M. AND 8:00 A.M. ON THURSDAYS, AND 5:00 P.M. ON SATURDAYS. CITY COUNCIL MEETINGS AT 2:30 AM AND 10:00 A.M. ON THURSDAYS, AND 7:00 P.M. ON SATURDAYS. JOINT CITY COUNCIL/MINNEHAHA COUNTY COMMISSION MEETINGS AT 8:00 A.M. ON FIRST FRIDAY AFTER LIVE MEETING AND 1:00 P.M. ON FIRST SUNDAY AFTER LIVE MEETING.