

City of Sioux Falls Council Meeting  
Minutes  
Carnegie Town Hall, 235 West 10th Street  
MEETING OF Tuesday, January 10, 2017, at 7 PM

ROLL CALL

MEMBERS PRESENT/ABSENT OFFICIAL AGENDA

PRESENT

Council Member Theresa Stehly  
Council Member Christine M. Erickson  
Council Member Rick Kiley  
Council Member Greg Neitzert  
Council Member Rex Roling  
Council Member Marshall Selberg  
Council Member Pat Starr  
Mayor Mike T. Huether

ABSENT

Council Member Michelle Erpenbach

INVOCATION

- Alan Greene, Founder and CEO, LifeLight Global

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

- Rev. Dr. Martin Luther King Jr. Celebration Weekend (January 13-16, 2017)

CONSENT AGENDA ITEMS

APPROVAL OF CONSENT AGENDA

A motion was made by Council Member Rex Roling and seconded by Council Member Theresa Stehly to approve the Consent Agenda.

Vote to approve: Roll Call: Yeses, Theresa Stehly, Christine M. Erickson, Rick Kiley, Greg Neitzert, Rex Roling, Marshall Selberg, Pat Starr, 7. Noes, 0.  
Motion Passed.

MINUTES

- Informational Meeting of Tuesday, January 3, 2017, at 4 p.m.
- Regular City Council Meeting of Tuesday, January 3, 2017, at 7 p.m.

## COMMUNICATIONS

1. Approval of contracts/agreements on the January 6, 2017, memo.
2. Report of Requests for Quotes for Fuel dated: December 29, 2016; #1 & #2 Dyed Diesel; 3,750 gallons #1 & 3,750 gallons #2 (7,500 gallons); Cole's Petroleum (\$1.9991 #1 & \$1.7570 #2); Stern Oil (\$2.0291 #1 & \$1.7755 #2); Midway Service (\$2.0364 #1 & \$1.7790 #2); Harms Oil (\$2.5186 #1 & \$2.2779 #2); CHS, Inc., Howes Oil and Olson Oil, all no bid. Bid awarded to: Cole's Petroleum.

## REGULAR AGENDA ITEMS

### APPROVAL OF REGULAR AGENDA

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

Vote to approve: Roll Call: Yeses, Theresa Stehly, Christine M. Erickson, Rick Kiley, Greg Neitzert, Rex Rolwing, Marshall Selberg, Pat Starr, 7. Noes, 0. Motion Passed.

### PUBLIC INPUT

Tony Burke spoke about the newly formed Oak View Neighborhood Association.

Kevin Cole spoke about the City of Sioux Falls and the Shopping News.

Cory Johnsen, the Sales and Marketing Manager for the Shopping News, spoke about the paper.

### INTRODUCTION AND ADOPTION OF ORDINANCES

3. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE CODE OF ORDINANCES BY ADDING CHAPTER 55, PRIVATELY OWNED BEST MANAGEMENT PRACTICES.

A motion was made by Council Member Rex Rolwing and seconded by Council Member Christine M. Erickson to adopt said Ordinance No. 9-17.

Vote to adopt: Roll Call: Yeses, Theresa Stehly, Christine M. Erickson, Rick Kiley, Greg Neitzert, Rex Rolwing, Marshall Selberg, Pat Starr, 7. Noes, 0. Motion Passed.

4. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE CODE OF ORDINANCES OF THE CITY TO PROVIDE FOR PERMIT AND INSPECTION FEES INTO ONE REFERENCED LOCATION.

A motion was made by Council Member Christine M. Erickson and seconded by

Council Member Rick Kiley to adopt said Ordinance No. 10-17.

Vote to adopt: Roll Call: Yeses, Theresa Stehly, Christine M. Erickson, Rick Kiley, Greg Neitzert, Rex Roling, Marshall Selberg, Pat Starr, 7. Noes, 0. Motion Passed.

5. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE CODE OF ORDINANCES OF THE CITY BY RELOCATING THE PLUMBING PROVISIONS FROM TITLE XI: BUSINESS REGULATIONS, CHAPTER 121: PLUMBING TO TITLE XV: LAND USAGE, CHAPTER 150: BUILDING, OF THE CODE OF ORDINANCES OF SIOUX FALLS, SD; AND ADOPTING THE 2015 UNIFORM PLUMBING CODE AND AMENDMENTS THERETO.

A motion was made by Council Member Christine M. Erickson and seconded by Council Member Rick Kiley to adopt said Ordinance No. 11-17.

A motion was made by Council Member Greg Neitzert and seconded by Council Member Christine M. Erickson to amend by replacing the second sentence in Section 4, 602.3 with A backflow preventer shall be installed immediately downstream of the water meter and before any branch piping leading off of the water service line. The protection level required will be determined by the hazard level and water use in the facility as outlined in the City of Sioux Falls Cross-Connection Control Manual.

Vote to amend: Roll Call: Yeses, Theresa Stehly, Christine M. Erickson, Rick Kiley, Greg Neitzert, Rex Roling, Marshall Selberg, Pat Starr, 7. Noes, 0. Motion Passed.

A motion was made by Council Member Rick Kiley and seconded by Council Member Christine M. Erickson to amend by adding the following sentence to Section 4, 603.2 after the first sentence, The City of Sioux Falls Cross-Connection Control Manual shall be referenced for containment backflow protection. Devices or assemblies installed in a potable water supply system for protection against backflow shall be maintained in good working condition by the person or persons having control of such devices or assemblies. Such device or assembly shall be tested at the time of installation, repair, or relocation and not less than on an annual schedule thereafter or more often where required by the Authority Having Jurisdiction. Where found to be defective or inoperative, the device or assembly shall be repaired or replaced. No device or assembly shall be removed from use or relocated or other device or assembly substituted without the approval of the Authority Having Jurisdiction.

Vote to amend: Roll Call: Yeses, Theresa Stehly, Christine M. Erickson, Rick Kiley, Greg Neitzert, Rex Roling, Marshall Selberg, Pat Starr, 7. Noes, 0. Motion Passed.

Vote to adopt, as amended: Roll Call: Yeses, Theresa Stehly, Christine M. Erickson, Rick Kiley, Greg Neitzert, Rex Roling, Marshall Selberg, Pat Starr, 7. Noes, 0. Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, January 17, 2017, at 7 p.m. for Item 6:

6. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE CODE OF ORDINANCES OF THE CITY, BY REPEALING AND ADDING CHAPTER 91: FIRE PROTECTION AND PREVENTION, SECTION 91.016: MODIFICATIONS BY THE CITY TO THE 2015 INTERNATIONAL FIRE CODE.

A motion was made by Council Member Rex Roling and seconded by Council Member Marshall Selberg to set a date of hearing and 2nd Reading for Tuesday, January 17, 2017.

Vote to set a date: Roll Call: Yeses, Theresa Stehly, Christine M. Erickson, Rick Kiley, Greg Neitzert, Rex Roling, Marshall Selberg, Pat Starr, 7. Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, January 17, 2017, at 7 p.m. for Item 7:

7. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE CODE OF ORDINANCES OF THE CITY BY AMENDING SECTIONS 36.028, 36.029, 36.032, AND 36.033 OF CHAPTER 36: FINANCES, SUBCHAPTER: PURCHASING.

A motion was made by Council Member Rick Kiley and seconded by Council Member Rex Roling to set a date of hearing and 2nd Reading for Tuesday, January 17, 2017.

Vote to set a date: Roll Call: Yeses, Theresa Stehly, Christine M. Erickson, Rick Kiley, Greg Neitzert, Rex Roling, Marshall Selberg, Pat Starr, 7. Noes, 0.

Motion Passed.

#### NEW BUSINESS

There was none.

#### ADJOURNMENT

A motion was made by Council Member Pat Starr and seconded by Council Member Rex Roling to adjourn at 7:42 p.m.

Mayor Mike Huether called for a voice vote. All members voted yes.

Motion Passed.

Denise D. Tucker, 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.

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](http://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](http://WWW.SIOUXFALLS.ORG) FOR SPECIFIC PROGRAMMING TIMES.