

City of Sioux Falls Council Meeting
Minutes
Carnegie Town Hall, 235 West 10th Street
MEETING OF Tuesday, July 18, 2017, at 7 PM

ROLL CALL

MEMBERS PRESENT/ABSENT OFFICIAL AGENDA

PRESENT

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

ABSENT

INVOCATION

- Rev. Dr. John Christopherson, First Lutheran Church

PLEDGE OF ALLEGIANCE

CONSENT AGENDA ITEMS

APPROVAL OF CONSENT AGENDA

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

Vote to approve: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Rex Roling, Marshall Selberg, Pat Starr, Theresa Stehly, Christine M. Erickson, Michelle Erpenbach, 8. Noes, 0.

Motion Passed.

MINUTES

- Informational Meeting of Tuesday, July 11, 2017, at 4 p.m.
- City Council Meeting of Tuesday, July 11, 2017, at 7 p.m.

COMMUNICATIONS

1. Approval of contracts/agreements on the July 14, 2017, memo.
2. Report of Requests for Quotes for Fuel dated: July 5, 2017; #2 Clear Diesel; 9,000 Gallons; CHS, Inc. (\$1.9100); Harms Oil (\$1.8575); Howes Oil and Midwest Oil, both no bid. Bid awarded to: Harms Oil.
3. Report of Requests for Quotes for Fuel dated: July 7, 2017; #2 Dyed Diesel; 7,500 Gallons; Stern Oil (\$1.5706); Harms Oil (\$1.5466); Howes Oil (\$1.6070); CHS, Inc. (\$1.6100); Midway Service, Cole's Petroleum, and Olson Oil, all no bid. Bid awarded to: Harms Oil.
4. Report of Requests for Quotes for Fuel dated: July 10, 2017; Unleaded Ethanol; 8,500 Gallons; Midway Service (\$1.7440); Cole's Petroleum (\$1.7497); Stern Oil (\$1.7573); Harms Oil (\$1.7600); Howes Oil, CHS, Inc., and Olson Oil, all no bid. Bid awarded to: Midway Service.
5. A communication was received from Lisa Liston requesting permission to consume, but not sell, liquor, wine, and beer at the Old Courthouse Museum, 200 W. Sixth St., on Saturday, August 26, 2017, from 1 p.m. to 5 p.m. for a wedding reception.
6. A communication was received from Lindsey Barwald requesting permission to consume, but not sell, liquor, wine, and malt beverage at the Butterfly House & Aquarium, 4320 S. Oxbow Ave., on Thursday, September 28, from 5:30 p.m. to 8 p.m. for a donor appreciation event.

APPLICATIONS

7. Special One-Day Liquor License for Hy-Vee Inc., All Occasions by Hy-Vee to be operated at the Great Plains Zoo Great Room, 805 South Kiwanis Avenue, for a wedding reception on October 7, 2017.

NOTICE OF HEARINGS

Set a date of hearing for Tuesday, August 1, 2017, at 7 p.m. for Items 8 through 18:

8. New 2017-18 Package Malt Beverage/South Dakota Farm Winery License for 57th Street Lodging Partners Corporation, Hampton Inn & Suites, 3701 West Avera Drive (CUP not required).
9. New 2017-18 Package Malt Beverage/South Dakota Farm Winery License for Meat Lodge LLC, Meat Lodge, 3505 North Cliff Avenue (CUP not required).
10. New 2017-18 Retail Malt Beverage/South Dakota Farm Winery for The Hideout LLC, The Hideout, 1213 North Cliff Avenue (CUP not required).

11. New 2017-18 Package Malt Beverage License for Convenience Plus Inc., Convenience Plus Inc., 1104 East 10th Street (CUP not required).
12. New 2017 Off-Sale Delivery License for Dominique Fontenille, The Liquid Warehouse, 230 South Phillips Avenue, Suite 100.
13. Transfer of 2017 Retail Wine License, with video lottery terminals, from Tri State Gaming, Full House Casino, 5005 West 12th Street, to TJT Inc., Jokerz Casino 3, 5005 West 12th Street.
14. Transfer of 2017-18 Retail Malt Beverage License, with video lottery terminals, from Tri State Gaming, Full House Casino, 5005 West 12th Street, to TJT Inc., Jokerz Casino 3, 5005 West 12th Street.
15. Special One-Day Wine License for Butterfly House & Marine Cove, 4320 South Oxbow Avenue, for a fundraiser on August 8, 2017.
16. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Minnehaha & Lincoln County Democrats to be operated at 758 South Phillips Avenue, for a fundraiser on August 17, 2017.
17. Special One-Day Malt Beverage License for Sickies ND Inc, Sickies Garage to be operated in Sickies Garage parking lot, 2616 South Louise Avenue, for the Bike Night finale on August 23, 2017.
18. 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 wedding reception on September 16, 2017.

Set a date of hearing for Tuesday, August 8, 2017, at 7 p.m. for Items 19 through 23:

19. A PROPOSED RESOLUTION APPROVING THE SPECIAL ASSESSMENT ROLL FOR REPAIR OR DEMOLITION OF REAL PROPERTY IN VARIOUS AREAS IN THE CITY OF SIOUX FALLS, SOUTH DAKOTA.
20. A PROPOSED RESOLUTION APPROVING THE SPECIAL ASSESSMENT ROLL FOR LITTER REMOVAL IN VARIOUS AREAS IN THE CITY OF SIOUX FALLS, SOUTH DAKOTA.
21. A PROPOSED RESOLUTION APPROVING THE SPECIAL ASSESSMENT ROLL FOR SNOW REMOVAL IN VARIOUS AREAS IN THE CITY OF SIOUX FALLS, SOUTH DAKOTA.
22. A PROPOSED RESOLUTION APPROVING THE SPECIAL ASSESSMENT ROLL FOR TREE TRIMMING IN VARIOUS AREAS IN THE CITY OF SIOUX FALLS, SOUTH DAKOTA.
23. A PROPOSED RESOLUTION APPROVING THE SPECIAL ASSESSMENT ROLL FOR THE MOWING OF WEEDS AND GRASSES IN VARIOUS AREAS IN THE CITY OF SIOUX FALLS, SOUTH

DAKOTA.

REGULAR AGENDA ITEMS

APPROVAL OF REGULAR AGENDA

A motion was made by Council Member Michelle Erpenbach and seconded by Council Member Christine M. Erickson to approve the Regular Agenda.

Vote to approve: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Rex Rolwing, Marshall Selberg, Pat Starr, Theresa Stehly, Christine M. Erickson, Michelle Erpenbach, 8. Noes, 0.

Motion Passed.

PUBLIC INPUT

Robert Kolbe spoke about the government's role in healthcare and access to healthcare.

David Zokaites spoke about the use and design of the bike trail.

Sierra Broussard spoke about Council Member Theresa Stehly's presentation to the Parks and Recreation Board, decorum of the board, the City's code enforcement programs, and a recent attempted rape in the City.

Paul Gourley spoke about the costs incurred to owners for having to install backflow preventers, implementation of the requirement, and the compatibility of installing the devices with other code provisions.

John Mathias spoke about the proposal for appointing members of the Parks and Recreation Board and grass maintenance at Sherman Park.

UNFINISHED BUSINESS

24. Special One-Day Malt Beverage Licenses for Sickies ND Inc, Sickies Garage to be operated in Sickies Garage parking lot, 2616 South Louise Avenue, for Bike Nights on July 19 & 26, August 2, 9 & 16, 2017.
25. Special One-Day Liquor License for IJK Inc., Stogeez Cigar Lounge to be operated in the Avera Health parking lot, 212 East 11th Street, for Stogeez Steakout on July 29, 2017.
26. Special One-Day Malt Beverage License for Sioux Falls Roller Dollz to be operated at Sherman Park rink, 2705 West 12th Street, for a roller derby game on August 5, 2017.

27. Special One Day Malt Beverage Licenses for Siouxland Heritage Museums to be operated at Pettigrew Home & Museum, 131 North Duluth Avenue, for History Happy Hour on August 24 and September 28, 2017.
28. Special One-Day Liquor License for Pave LLC to be operated at the 8th & Railroad Shopping Center parking lot, 401 East 8th Street, for a Bump Underground Block Party on September 9, 2017.
29. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Catering America, Chef Dominique s Caring to be operated at Old Courthouse Museum, 200 West 6th Street, for a holiday party on December 1, 2017.

A motion was made by Council Member Rex Roling and seconded by Council Member Rick Kiley to approve Items 24 through 29.

Vote to approve: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Rex Roling, Marshall Selberg, Pat Starr, Theresa Stehly, Christine M. Erickson, Michelle Erpenbach, 8. Noes, 0.
Motion Passed.

INTRODUCTION AND ADOPTION OF ORDINANCES

30. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE CODE OF ORDINANCES OF THE CITY BY REVISING PLANNING AND ZONING APPLICATION FEES. Planning Commission recommends approval (8-0).

A motion was made by Council Member Greg Neitzert and seconded by Council Member Rex Roling to adopt said Ordinance No. 59-17.

A motion was made by Council Member Theresa Stehly to amend sections 1, 3, 4, 6, and 7 by readjusting the fee increase by \$30 from each existing fee. The rates would read: Change of Zoning District, \$605; Initial Development Plan, \$305; Final Development Plan, \$330; Preliminary Subdivision Plan, \$305; Petitioned Annexation, \$330. The motion died for lack of a second.

A motion was made by Council Member Rick Kiley and seconded by Council Member Pat Starr to amend Section 4 by replacing "planned development district" with "PUD."

Vote to amend: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Rex Roling, Marshall Selberg, Pat Starr, Christine M. Erickson, Michelle Erpenbach, 7. Noes, Theresa Stehly, 1.
Motion Passed.

Vote to adopt, as amended: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Rex Roling, Marshall Selberg, Pat Starr, Christine M. Erickson, Michelle Erpenbach, 7. Noes, Theresa Stehly, 1.
Motion Passed.

31. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE CODE OF ORDINANCES OF THE CITY BY AMENDING CHAPTER 32: AUDIT COMMITTEE.

A motion was made by Council Member Rex Rolwing and seconded by Council Member Rick Kiley to adopt said Ordinance No. 60-17.

A motion was made by Council Member Pat Starr and seconded by Council Member Theresa Stehly to amend Section 1 by replacing "Audit Committee Chair" with "Audit Committee."

Vote to amend: Roll Call: Yeses, Greg Neitzert, Pat Starr, Theresa Stehly, 3. Noes, Rick Kiley, Rex Rolwing, Marshall Selberg, Christine M. Erickson, Michelle Erpenbach, 5.
Motion Failed.

A motion was made by Council Member Michelle Erpenbach and seconded by Council Member Greg Neitzert to amend Section 1 by replacing "pursuit" with "pursuant."

Vote to amend: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Rex Rolwing, Marshall Selberg, Pat Starr, Theresa Stehly, Christine M. Erickson, Michelle Erpenbach, 8. Noes, 0.
Motion Passed.

Vote to adopt, as amended: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Rex Rolwing, Marshall Selberg, Pat Starr, Theresa Stehly, Christine M. Erickson, Michelle Erpenbach, 8. Noes, 0.
Motion Passed.

32. 2nd Reading: AN ORDINANCE APPROVING THE ANNUAL RATE INCREASE PURSUANT TO THE FRANCHISE AGREEMENT FOR GROUND AMBULANCE SERVICE FOR THE CITY OF SIOUX FALLS WITH PARAMEDICS PLUS, LLC.

A motion was made by Council Member Rex Rolwing and seconded by Council Member Marshall Selberg to adopt said Ordinance 61-17.

Vote to adopt: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Rex Rolwing, Marshall Selberg, Theresa Stehly, Christine M. Erickson, Michelle Erpenbach, 7. Noes, Pat Starr, 1.
Motion Passed.

33. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE CODE OF ORDINANCES OF THE CITY BY AMENDING CHAPTER 150: BUILDING BY ADOPTING THE 2017 NATIONAL ELECTRICAL CODE AND AMENDMENTS THERETO.

A motion was made by Council Member Christine M. Erickson and seconded by Council Member Marshall Selberg to adopt said Ordinance No. 62-17.

Vote to adopt: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Rex Roling, Marshall Selberg, Pat Starr, Theresa Stehly, Christine M. Erickson, Michelle Erpenbach, 8. Noes, 0.
Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, August 1, 2017, at 7 p.m. for Item 34:

34. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT NORTHEAST CORNER OF E. 6TH ST. AND N. BAHNSON AVE. FROM THE AG AGRICULTURE DISTRICT TO THE LW LIVE-WORK DISTRICT, PETITION NO. 6219-2017, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (5-1).

Council member Theresa Stehly excused herself from the meeting while Item 34 was considered.

A motion was made by Council Member Christine M. Erickson and seconded by Council Member Michelle Erpenbach to set a date of hearing and 2nd Reading for Tuesday, August 1, 2017, at 7 p.m. for Item 34.

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

Set a date of hearing and 2nd Reading for Tuesday, August 1, 2017, at 7 p.m. for Item 35:

35. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT 4000 S. ELLIS RD. FROM THE AG AGRICULTURE DISTRICT TO THE RD-1 TWIN HOME/DUPLEX RESIDENTIAL SUBURBAN DISTRICT, PETITION NO. 6687-2017, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (6-0).

A motion was made by Council Member Christine M. Erickson and seconded by Council Member Pat Starr to set a date set a date of hearing and 2nd Reading for Tuesday, August 1, 2017, at 7 p.m. for Item 35.

Vote to set a date: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Rex Roling, Marshall Selberg, Pat Starr, Theresa Stehly, Christine M. Erickson, Michelle Erpenbach, 8. Noes, 0.
Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, August 1, 2017, at 7 p.m. for Item 36:

36. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY

LOCATED SOUTH OF E. MADISON ST. AND EAST OF N. SIX MILE RD. FROM THE AG AGRICULTURE DISTRICT TO THE RS SINGLE-FAMILY RESIDENTIAL SUBURBAN DISTRICT, PETITION NO. 6728-2017, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (6-0).

A motion was made by Council Member Christine M. Erickson and seconded by Council Member Pat Starr to set a date of hearing and 2nd Reading for Tuesday, August 1, 2017, at 7 p.m. for Item 36.

Vote to set a date: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Rex Roling, Marshall Selberg, Pat Starr, Theresa Stehly, Christine M. Erickson, Michelle Erpenbach, 8. Noes, 0.
Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, August 1, 2017, at 7 p.m. for Item 37:

37. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT 1320 S. MINNESOTA AVE. FROM THE RT-1 SINGLE-FAMILY RESIDENTIAL TRADITIONAL DISTRICT TO THE C-2 COMMERCIAL NEIGHBORHOOD AND STREETCAR DISTRICT, PETITION NO. 6747-2017, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (6-0).

A motion was made by Council Member Greg Neitzert and seconded by Council Member Michelle Erpenbach to set a date of hearing and 2nd Reading for Tuesday, August 1, 2017, at 7 p.m. for Item 37.

Vote to set a date: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Rex Roling, Marshall Selberg, Pat Starr, Theresa Stehly, Christine M. Erickson, Michelle Erpenbach, 8. Noes, 0.
Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, August 1, 2017, at 7 p.m. for Item 38:

38. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT 1806 E. MULBERRY ST. FROM THE RD-1 TWIN HOME/DUPLEX RESIDENTIAL SUBURBAN DISTRICT TO THE RT-1 SINGLE-FAMILY RESIDENTIAL TRADITIONAL DISTRICT, PETITION NO. 6832-2017, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (6-0).

A motion was made by Council Member Christine M. Erickson and seconded by Council Member Pat Starr to set a date of hearing and 2nd Reading for Tuesday, August 1, 2017, at 7 p.m. for Item 38.

Vote to set a date: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Rex Roling, Marshall Selberg, Pat Starr, Theresa Stehly, Christine M. Erickson, Michelle Erpenbach, 8. Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, August 1, 2017, at 7 p.m. for Item 39:

39. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT 4900 S. COTTONWOOD PL. FROM THE RA-1 APARTMENT RESIDENTIAL LOW DENSITY DISTRICT TO THE O OFFICE DISTRICT, PETITION NO. 6891-2017, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (6-0).

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, August 1, 2017, at 7 p.m. for Item 39.

Vote to set a date: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Rex Roling, Marshall Selberg, Pat Starr, Theresa Stehly, Christine M. Erickson, Michelle Erpenbach, 8. Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, August 1, 2017, at 7 p.m. for Item 40:

40. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT 3201 S. THEODORE AVE. FROM THE O OFFICE DISTRICT TO THE RA-1 APARTMENT RESIDENTIAL LOW DENSITY DISTRICT, PETITION NO. 6906-2017, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (6-0).

A motion was made by Council Member Christine M. Erickson and seconded by Council Member Michelle Erpenbach to set a date of hearing and 2nd Reading for Tuesday, August 1, 2017, at 7 p.m. for Item 40.

Vote to set a date: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Rex Roling, Marshall Selberg, Pat Starr, Theresa Stehly, Christine M. Erickson, Michelle Erpenbach, 8. Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, August 1, 2017, at 7 p.m. for Item 41:

41. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED NORTH OF W. 57TH ST. AND WEST OF I-229 FROM THE LW LIVE-WORK DISTRICT TO THE O OFFICE AND C-2 COMMERCIAL NEIGHBORHOOD AND STREETCAR DISTRICTS, PETITION NO. 6912-2017, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (6-0).

A motion was made by Council Member Christine M. Erickson and seconded by Council Member Pat Starr to set a date of hearing and 2nd Reading for Tuesday,

August 1, 2017, at 7 p.m. for Item 41.

Vote to set a date: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Rex Roling, Marshall Selberg, Pat Starr, Theresa Stehly, Christine M. Erickson, Michelle Erpenbach, 8. Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, August 1, 2017, at 7 p.m. for Item 42:

42. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT 5509 N. QUARRY AVE. FROM THE C-2 COMMERCIAL NEIGHBORHOOD AND STREETCAR DISTRICT TO THE I-1 LIGHT INDUSTRIAL DISTRICT, PETITION NO. 6937-2017, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (6-0).

A motion was made by Council Member Rex Roling and seconded by Council Member Rick Kiley to set a date of hearing and 2nd Reading for Tuesday, August 1, 2017, at 7 p.m. for Item 42.

Vote to set a date: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Rex Roling, Marshall Selberg, Pat Starr, Theresa Stehly, Christine M. Erickson, Michelle Erpenbach, 8. Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, August 1, 2017, at 7 p.m. for Item 43:

43. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT 3810 N. CAREER AVE. FROM THE O OFFICE AND RA-2 APARTMENT RESIDENTIAL MODERATE DENSITY DISTRICTS TO THE LW LIVE-WORK DISTRICT, PETITION NO. 6938-2017, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (6-0).

A motion was made by Council Member Christine M. Erickson and seconded by Council Member Pat Starr to set a date of hearing and 2nd Reading for Tuesday, August 1, 2017, at 7 p.m. for Item 43.

Vote to set a date: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Rex Roling, Marshall Selberg, Pat Starr, Theresa Stehly, Christine M. Erickson, Michelle Erpenbach, 8. Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, August 1, 2017, at 7 p.m. for Item 44:

44. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT 2601 E. 8TH ST. FROM THE RA-2 APARTMENT RESIDENTIAL MODERATE DENSITY DISTRICT TO THE LW LIVE-WORK DISTRICT, PETITION NO. 6963-2017, AND

AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (6-0).

A motion was made by Council Member Michelle Erpenbach and seconded by Council Member Pat Starr to set a date of hearing and 2nd Reading for Tuesday, August 1, 2017, at 7 p.m. for Item 44.

Vote to set a date: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Rex Roling, Marshall Selberg, Pat Starr, Theresa Stehly, Christine M. Erickson, Michelle Erpenbach, 8. Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, August 1, 2017, at 7 p.m. for Item 45:

45. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, APPROVING GRATUITOUS TRANSFER OF REAL PROPERTY.

A motion was made by Council Member Pat Starr and seconded by Council Member Michelle Erpenbach to set a date of hearing and 2nd Reading for Tuesday, August 1, 2017, at 7 p.m. for Item 45.

Vote to set a date: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Rex Roling, Marshall Selberg, Pat Starr, Theresa Stehly, Christine M. Erickson, Michelle Erpenbach, 8. Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, August 1, 2017, at 7 p.m. for Item 46:

46. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, APPROVING AN OFFER TO PURCHASE REAL PROPERTY FROM THE CITY OF SIOUX FALLS.

A motion was made by Council Member Rex Roling and seconded by Council Member Pat Starr to set a date of hearing and 2nd Reading for Tuesday, August 1, 2017, at 7 p.m. for Item 46.

Vote to set a date: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Rex Roling, Marshall Selberg, Pat Starr, Theresa Stehly, Christine M. Erickson, Michelle Erpenbach, 8. Noes, 0.

Motion Passed.

HEARINGS AND RESOLUTIONS

47. A RESOLUTION DECLARING CERTAIN REAL PROPERTY OF THE CITY SURPLUS.

A motion was made by Council Member Pat Starr and seconded by Council Member

Rex Rolwing to adopt said Resolution No. 62-17.

Vote to adopt: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Rex Rolwing, Marshall Selberg, Pat Starr, Theresa Stehly, Christine M. Erickson, Michelle Erpenbach, 8. Noes, 0.

Motion Passed.

RESOLUTION NO. 62-17

A RESOLUTION DECLARING CERTAIN REAL PROPERTY OF THE CITY SURPLUS.

WHEREAS, the City owns the real property with legal description of:

Lot 3, in Block 2, of Western Valley, an Addition to the City of Sioux Falls, Minnehaha County, SD (containing approximately 1.7 acres); and

Tract 3 of Burlington Northern Santa Fe Addition to the City of Sioux Falls, Minnehaha County, SD (containing approximately 35,116 sq ft);

WHEREAS, the City by Resolution No. 5-17 adopted January 1, 2017, resolved:

That the real property described above is not held for public use or is about to be abandoned for public purposes;

That it is deemed advisable and to the best interest of the public to gratuitously convey without payment all or a portion of the above-described real property to the Glory House of Sioux Falls, a South Dakota nonprofit corporation or another qualified South Dakota nonprofit corporation, subject to the condition that the real property be used for public, charitable, or humanitarian purposes and accommodation;

That the City is hereby directed to convey and transfer all or a portion of the described herein real property to the Glory House of Sioux Falls, a South Dakota nonprofit corporation or another qualified South Dakota nonprofit corporation, consistent with the provisions of SDCL Chapters 6-5 and 6-13 and pursuant to Section 2.12(7) of the City Charter and approved Gift Agreement.

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

The City hereby declares pursuant to SDCL Chapter 6-13 the following property to be surplus property that is no longer necessary, useful, or suitable for the purpose for which it was acquired:

Lot 3, in Block 2, of Western Valley, an Addition to the City of Sioux Falls, Minnehaha County, SD (containing approximately 1.7 acres); and

Tract 3 of Burlington Northern Santa Fe Addition to the City of Sioux Falls, Minnehaha County, SD (containing approximately 35,116 sq ft).

Date adopted: 07/18/17 .

Mike T. Huether

Mayor

ATTEST:

Thomas M. Greco

City Clerk

48. A RESOLUTION OF THE CITY OF SIOUX FALLS APPROVING THE PRELIMINARY PLAN OF AVERA MCKENNAN SOUTH ADDITION. Planning Commission recommends approval (8-0).

A motion was made by Council Member Christine M. Erickson and seconded by Council Member Rick Kiley to adopt said Resolution No. 63-17.

Vote to adopt: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Rex Roling, Marshall Selberg, Pat Starr, Theresa Stehly, Christine M. Erickson, Michelle Erpenbach, 8. Noes, 0.
Motion Passed.

RESOLUTION NO. 63-17

A RESOLUTION OF THE CITY OF SIOUX FALLS APPROVING THE PRELIMINARY PLAN OF AVERA MCKENNAN SOUTH ADDITION.

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

That the preliminary plan of Avera McKennan South Addition to the City of Sioux Falls, Lincoln County, SD, is hereby approved, and the City Clerk of the City of Sioux Falls is hereby directed to endorse on such plan a copy of this resolution and certify the same thereon.

Date adopted: 07/18/17 .

Mike T. Huether

Mayor

ATTEST:

Thomas M. Greco
City Clerk

49. A RESOLUTION ADVISING AND GIVING CONSENT TO THE APPOINTMENT OF MEMBERS TO CERTAIN CITIZEN BOARDS.

A motion was made by Council Member Rex Roling and seconded by Council Member Michelle Erpenbach to adopt said Resolution No. 64-17.

Vote to adopt: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Rex Roling, Marshall Selberg, Pat Starr, Theresa Stehly, Christine M. Erickson, Michelle Erpenbach, 8. Noes, 0.
Motion Passed.

RESOLUTION NO. 64-17

A RESOLUTION ADVISING AND GIVING CONSENT TO THE APPOINTMENT OF MEMBERS TO CERTAIN CITIZEN BOARDS.

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

That it gives its advice and consent to the following Mayoral appointments:

Name	Board	Term
Jennifer Dumke	Board of Historic Preservation	Reappointed for a term from July 2017 to July 2020.
Thomas Keller	Board of Historic Preservation	Reappointed for a term from July 2017 to July 2020.
Pamela Merchant	Board of Historic Preservation	Appointed for a term from July 2017 to July 2020 (to replace Gary Conradi).
Shelly Sjovold	Board of Historic Preservation	Reappointed for a term from July

2017 to July 2020.

Date adopted: 07/18/17 .

Mike T. Huether

Mayor

ATTEST:

Thomas M. Greco

City Clerk

REPORT OF OFFICERS/BOARDS/COMMITTEES/TRANSFERS OF UNENCUMBERED APPROPRIATION BALANCES AMONG PROGRAMS WITHIN A DEPARTMENT OR ORGANIZATIONAL UNIT AS PROVIDED IN THE SIOUX FALLS CITY CHARTER SECTION 5.07(d)

50. REPORT OF THE SIOUX FALLS DISTRICTING COMMISSION: RECOMMENDED PLAN TO ADJUST COUNCIL DISTRICT BOUNDARIES.

The report was submitted to the City Council.

NEW BUSINESS

51. DISCUSSION AND DECISION BY MOTION AND VOTE ON THE SELECTION PROCESS FOR A VENDOR TO PROVIDE FINANCIAL AUDIT SERVICES FOR THE CITY OF SIOUX FALLS.

A motion was made by Council Member Theresa Stehly and seconded by Council Member Pat Starr to procure by a Request for Proposal.

A motion was made by Council Member Rex Rolwing and seconded by Council Member Rick Kiley to substitute with a motion to procure financial audit services for the City with solicitation of a proposal from Eide Bailly for 2017, 2018, and 2019.

A motion was made by Council Member Michelle Erpenbach and seconded by Council Member Theresa Stehly to amend the substitute motion to change the term from three years to one.

Vote to amend: Roll Call: Yeses, Pat Starr, Theresa Stehly, Michelle Erpenbach, 3. Noes, Rick Kiley, Greg Neitzert, Rex Rolwing, Marshall Selberg, Christine M. Erickson, 5.
Motion Failed.

A motion was made by Council Member Christine M. Erickson and seconded by Council Member Michelle Erpenbach to amend the substitute motion by removing 2017, 2018, and 2019.

Vote to amend: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Rex Rolfig, Marshall Selberg, Pat Starr, Theresa Stehly, Christine M. Erickson, Michelle Erpenbach, 8. Noes, 0.
Motion Passed.

Vote to substitute, as amended: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Rex Rolfig, Marshall Selberg, Christine M. Erickson, Michelle Erpenbach, 6. Noes, Pat Starr, Theresa Stehly, 2.
Motion Passed.

ADJOURNMENT

A motion was made by Council Member Pat Starr and seconded by Council Member Christine Erickson to adjourn at 9:57 p.m.

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

Thomas M. Greco
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. 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 FOR SPECIFIC PROGRAMMING TIMES.