

City of Sioux Falls Council Meeting

Minutes

Carnegie Town Hall, 235 West 10th Street

MEETING OF Monday, August 15, 2011, at 7:00 PM

ROLL CALL

MEMBERS PRESENT/ABSENT OFFICIAL AGENDA

PRESENT

ABSENT

Council Member Sue Aguilar

Council Member Kenny Anderson Jr.

Council Member Vernon Brown

Council Member James Entenman Council Member Greg Jamison

Council Member Michelle Erpenbach

Council Member Dean Karsky

Council Member Rex Rolfing

Mayor Mike T. Huether

INVOCATION

Pastor Timothy Fountain, Church of the Good Shepard

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PLEDGE OF ALLEGIANCE

CONSENT AGENDA ITEMS

APPROVAL OF CONSENT AGENDA

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

Vote to approve: Roll Call: Yeses, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, Michelle Erpenbach, Dean Karsky, Rex Rolfing, 7.
Noes, 0.

Motion Passed.

MINUTES

Informational Meeting of Monday, August 8, 2011, at 4:00 p.m.

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City Council Meeting of Monday, August 8, 2011, at 7:00 p.m.

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COMMUNICATIONS

A communication was received from the President's Bowl Committee stating their intent to sell raffle tickets on Saturday, September 3, 2011, for

1. six prizes valued at approximately \$800.00 or less.
Tickets will be sold for \$0.50 each. The proceeds will be divided between three public high school booster clubs for various high school activities during the 2011-2012 school year.

Sponsor: SDCL 22-25-25

2. A memorandum was received on August 9, 2011, declaring a surplus on capital items that will be disposed of as junk.

Sponsor: Mayor/Finance

APPLICATIONS

3. Special One-Day Liquor License for Hy-Vee Inc. to be operated at the Old Courthouse Museum, 200 West Sixth Street, for a wedding reception on November 12, 2011.

Sponsor: Mayor/Attorney

4. Special One-Day Liquor Licenses requests for Hy-Vee Inc., All Occasions by Hy-Vee, to be operated at the Delbridge Museum of Natural History, 805 South Kiwanis Avenue, for wedding receptions on the following dates: May 19, June 16, and June 21, 2012.

Sponsor: Mayor/Attorney

5. Special One-Day Liquor License requests for Washington Pavilion Management Inc., Washington Pavilion, 301 South Main Avenue, for various special events on August 19, September 29, October 1 and 22, November 19, December 2, 9, 10, and 30, 2011.

Sponsor: Mayor/Attorney

NOTICE OF HEARINGS

Set a date of hearing for Tuesday, September 6, 2011, at 7:00 p.m. for Items 6 through 10:

6. New 2011-12 Retail Malt Beverage License for Tokyo Sushi and Hibachi LLC, Tokyo Sushi & Hibachi, to be operated at 3202 East Tenth Street (full service restaurant; CUP not required).

Sponsor: Mayor/Attorney

7. New 2011 Retail Wine License for Tokyo Sushi and Hibachi LLC, Tokyo Sushi & Hibachi, to be operated at 3202 East Tenth Street (full service restaurant; CUP not required).

Sponsor: Mayor/Attorney

8. Special One-Day Malt Beverage and Special One-Day Wine Licenses for the Home Builders Association of the Sioux Empire to be operated at Home Builders Association of the Sioux Empire, 6904 South Lyncrest Place, for the General Membership Meeting on September 29, 2011.

Sponsor: Mayor/Attorney

9. Special One-Day Malt Beverage and Special One-Day Wine Licenses for the Avera McKennan Foundation to be operated at Perspective, 196 East Sixth Street, on October 21, 2011, for the "Paint the Night Pink" Fundraiser.

Sponsor: Mayor/Attorney

10. Special One-Day Malt Beverage License for the Sioux Falls Jazz & Blues Society to be operated at the Sioux Falls Convention Center, 1211 North West Avenue, for the Expo for Her on October 14-15, 2011.

Sponsor: Mayor/Attorney

REGULAR AGENDA ITEMS

APPROVAL OF REGULAR AGENDA

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

A motion was made by Council Member James Entenman and seconded by Council Member Rex Rolfing to amend by adding an Item 41, as read by the Assistant City Clerk: "A communication was received from Daniel Jamison requesting permission to consume, but not sell, liquor, wine, and malt beverages at the Multi-Cultural Center, 515 N. Main Ave., on Saturday, August 27, 2011, from 6:00 p.m. to 12:00 a.m., for a wedding reception."

Vote to amend: Roll Call: Yeses, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, Michelle Erpenbach, Dean Karsky, Rex Rolfing, 7. Noes, 0.

Motion Passed.

Vote to approve, as amended: Roll Call: Yeses, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, Michelle Erpenbach, Dean Karsky, Rex Rolfing, 7. Noes, 0.

Motion Passed.

PUBLIC INPUT

Tim Stanga spoke about the Events Center and costs.

UNFINISHED BUSINESS

11. New 2011-12 Retail Malt Beverage License for Guadalajara IV LLC, Guadalajara Mexican Restaurant, to be operated at 5309 West 41st Street, with the Conditional Use Permit (2011-04-07) being approved on 05-04-11. Pending final inspection per Health.

Sponsor: Mayor/Attorney

12. New 2011 Retail Wine License for Guadalajara IV LLC, Guadalajara Mexican Restaurant, to be operated at 5309 West 41st Street, with the Conditional Use Permit (2011-04-07) being approved on 05-04-11. Pending final inspection per Health.

Sponsor: Mayor/Attorney

13. New 2011-12 Retail Malt Beverage License for Ethan Ortega, New York Express Pizza, to be operated at 309 South Phillips Avenue, with the Conditional Use Permit (2007-09-09) being approved on 10-03-07.

Sponsor: Mayor/Attorney

14. New 2011 Retail Wine License for Ethan Ortega, New York Express Pizza, to be operated at 309 South Phillips Avenue, with the Conditional Use Permit (2007-09-09) being approved on 10-03-07.

Sponsor: Mayor/Attorney

15. New 2011-12 Retail Malt Beverage License for China Express Restaurant LLP, China Express Restaurant, to be operated at 2302 West 41st Street (full service restaurant; CUP not required).

Sponsor: Mayor/Attorney

16. New 2011-12 Retail Malt Beverage License for Francisco Resendiz, Tacos Lupe #3, to be operated at 802 East Tenth Street (full service restaurant; CUP not required).

Sponsor: Mayor/Attorney

17. New 2011 Package Liquor License for Kum & Go LC, Kum & Go #620, to be operated at 412 North Sycamore Avenue.

Sponsor: Mayor/Attorney

18. Rescind 2011-12 Package Malt Beverage License for Kum & Go LC, Kum & Go #620, 412 North Sycamore Avenue.

Sponsor: Mayor/Attorney

19. Special One-Day Liquor License requests for SMG, to be operated at the Sioux Falls Arena, 1201 North West Avenue, on October 19, 2011, for the Timberwolves Preseason Game, March 28, 2012, for the Central Plains Dairy Expo; all 2011-12 Home Season Games for the Stampede, all 2011-12 Home Season Games for the Skyforce; including Stampede and Skyforce possible playoff games between April 1 and May 31, 2012.

Sponsor: Mayor/Attorney

20. Special One-Day Liquor License for Great Bear Recreation Park Inc., Great Bear Recreation Park, to be operated at 5901 East Rice Street, for the Teddy Bear Den Fundraiser on September 25, 2011.

Sponsor: Mayor/Attorney

21. Special One-Day Liquor License for Sanford Health to be operated at the Sanford Center Great Lawn, 2301 East 60th Street North, for a Community Celebration and Fundraiser on August 19, 2011.

Sponsor: Mayor/Attorney

22. Special One-Day Liquor License for Realtors for Kids to be operated at the Multi-Cultural Center, 515 North Main Avenue, for the Fall Fundraiser on September 22, 2011.

Sponsor: Mayor/Attorney

23. Amend request approved on 07-18-11 for a Special One-Day Liquor License for Washington Pavilion Management Inc., Washington Pavilion, 301 South Main Avenue, for the SD Trust, changing the date from September 20 to September 19, 2011.

Sponsor: Mayor/Attorney

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24. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Cater America Inc., Chef Dominique's, to be operated at the Old Courthouse Museum on September 10 and 24, 2011, for wedding receptions.

Sponsor: Mayor/Attorney

25. Special One-Day Wine License for Senior Citizens Services Inc., to be held at Active Generations, 2300 West 46th Street, for the Cocktails and Canvas Art Class on September 20, 2011.

Sponsor: Mayor/Attorney

A motion was made by Council Member Vernon Brown and seconded by Council Member Kenny Anderson Jr. to approve Item 21.

Vote to approve: Roll Call: Yeses, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, Michelle Erpenbach, Dean Karsky, Rex Roling, 6. Noes, 0. Council Member Jim Entenman was excused from the meeting and the vote on this item.

Motion Passed.

A motion was made by Council Member Vernon Brown and seconded by Council Member Rex Roling to approve Items 11 through 25, excluding Item 21.

Vote to approve: Roll Call: Yeses, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, Michelle Erpenbach, Dean Karsky, Rex Roling, 7. Noes, 0.

Motion Passed.

INTRODUCTION AND ADOPTION OF ORDINANCES

Set a date of hearing and 2nd Reading for Tuesday, September 6, 2011, at 7:00 p.m. for Item 26:

26. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT E. 26TH ST. AND S. CANYON AVE. FROM THE RS-2, RESIDENTIAL DISTRICT TO THE RC, RECREATION/CONSERVATION DISTRICT, PETITION NO. 2011-06-11 AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. (Planning Commission recommends approval.)

Sponsor: Mayor/Planning and Building Services

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member James Entenman to set a date of hearing and 2nd Reading for Tuesday, September 6, 2011, at 7:00 p.m. for Item 26.

Vote to set a date: Roll Call: Yeses, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, Michelle Erpenbach, Dean Karsky, Rex Rolfling, 7.
Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, September 6, 2011, at 7:00 p.m. for Item 27:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT S.GRANGE AVE. AND W. VILLAGE DR. FROM THE RA-2, RESIDENTIAL DISTRICT, THE C-4, PLANNED COMMERCIAL DISTRICT, AND THE I-1, 27. LIGHT INDUSTRIAL DISTRICT TO THE RA-2, RESIDENTIAL DISTRICT, THE C-4, PLANNED COMMERCIAL DISTRICT, AND THE I-1, LIGHT INDUSTRIAL DISTRICT, PETITION NO.2011-07-06 AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. (The Planning Commission recommends approval.)

Sponsor: Mayor/Planning and Building Services

A motion was made by Council Member James Entenman and seconded by Council Member Michelle Erpenbach to set a date of hearing and 2nd Reading for Tuesday, September 6, 2011, at 7:00 p.m. for Item 27.

Vote to set a date: Roll Call: Yeses, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, Michelle Erpenbach, Dean Karsky, Rex Rolfling, 7.
Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, September 6, 2011, at 7:00 p.m. for Item 28:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT W. BENSON ROAD AND N. MARION ROAD FROM THE RA-1, RESIDENTIAL 28. DISTRICT AND O, OFFICE DISTRICT TO THE RS-2, RESIDENTIAL AND THE RC, RECREATION/CONSERVATION DISTRICT, PETITION NO.2011-07-10 AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. (The Planning Commission recommends approval.)

Sponsor: Mayor/Planning and Building Services

A motion was made by Council Member James Entenman and seconded by Council Member Kenny Anderson Jr. to set a date of hearing and 2nd Reading for Tuesday, September 6, 2011, at 7:00 p.m. for Item 28.

Vote to set a date: Roll Call: Yeses, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, Michelle Erpenbach, Dean Karsky, Rex Rolfling, 7.
Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, September 6, 2011, at 7:00 p.m. for Item 29:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT W. MADISON STREET AND N. VALLEY VIEW ROAD FROM THE RS-2,

29. RESIDENTIAL DISTRICT TO THE RD, RESIDENTIAL DISTRICT, PETITION NO.2011-07-11 AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. (The Planning Commission recommends approval.)

Sponsor: Mayor/Planning and Building Services

A motion was made by Council Member Vernon Brown and seconded by Council Member Michelle Erpenbach to set a date of hearing and 2nd Reading for Tuesday, September 6, 2011, at 7:00 p.m. for Item 29.

Vote to set a date: Roll Call: Yeses, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, Michelle Erpenbach, Dean Karsky, Rex Rolwing, 7. Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, September 6, 2011, at 7:00 p.m. for Item 30:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, A MAJOR AMENDMENT, PETITION NO. 2011-07-13 TO CHAPTER 15.45.070, PLANNED DEVELOPMENT DISTRICTS, AT 1000 S. SYCAMORE AVE. AMENDING THE CELEBRATE COMMUNITY CHURCH PLANNED DEVELOPMENT DISTRICT SUBAREA REGULATIONS. (The Planning Commission recommends approval. 5-1)

Sponsor: Mayor/Planning and Building Services

A motion was made by Council Member Vernon Brown and seconded by Council Member James Entenman to set a date of hearing and 2nd Reading for Tuesday, September 6, 2011, at 7:00 p.m. for Item 30.

Vote to set a date: Roll Call: Yeses, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, Michelle Erpenbach, Dean Karsky, Rex Rolwing, 7. Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, September 6, 2011, at 7:00 p.m. for Item 31:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, PROVIDING SUPPLEMENTAL APPROPRIATIONS FOR CIP NO. 148014, RIGHT-OF-WAY ACQUISITION FOR PUBLIC WORKS. (\$512,075.00)

Sponsor: Mayor/Public Works

A motion was made by Council Member James Entenman and seconded by Council Member Dean Karsky to set a date of hearing and 2nd Reading for Tuesday, September 6, 2011, at 7:00 p.m. for Item 31.

Vote to set a date: Roll Call: Yeses, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, Michelle Erpenbach, Dean Karsky, Rex Rolwing, 7. Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, September 6, 2011, at 7:00 p.m. for Item 32:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, APPROVING THE

32. RELEASE OF A PERMANENT 40-FOOT UTILITY EASEMENT IN LOT 1A IN BLOCK 5 OF GRAND ARBOR VILLAGE ADDITION TO THE CITY OF SIOUX FALLS, LINCOLN COUNTY, SOUTH DAKOTA.

Sponsor: Mayor/Public Works

A motion was made by Council Member Rex Rolwing and seconded by Council Member Kenny Anderson Jr. to set a date of hearing and 2nd Reading for Tuesday, September 6, 2011, at 7:00 p.m. for Item 32.

Vote to set a date: Roll Call: Yeses, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, Michelle Erpenbach, Dean Karsky, Rex Rolwing, 7. Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, September 6, 2011, at 7:00 p.m. for Item 33:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, APPROVING THE RELEASE OF PERMANENT EASEMENTS IN LOT 2, BLOCK 1, THE EDGES ADDITION TO THE CITY OF SIOUX FALLS; TRACT 1, EXCEPT LOT H-1, THE EDGES ADDITION TO THE CITY OF SIOUX FALLS; AND LOT 1, EXCEPT LOT H-1, BLOCK 6, INTERSTATE CROSSING BUSINESS PARK ADDITION TO THE CITY OF SIOUX FALLS, LINCOLN COUNTY, SOUTH DAKOTA.

Sponsor: Mayor/Public Works

A motion was made by Council Member Rex Rolwing and seconded by Council Member James Entenman to set a date of hearing and 2nd Reading for Tuesday, September 6, 2011, at 7:00 p.m. for Item 33.

Vote to set a date: Roll Call: Yeses, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, Michelle Erpenbach, Dean Karsky, Rex Rolwing, 7. Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, September 6, 2011, at 7:00 p.m. for Item 34:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, APPROVING THE RELEASE OF A PERMANENT STORM SEWER AND DRAINAGE EASEMENT IN TRACT A OF REDROCK PARK 2ND ADDITION TO THE CITY OF SIOUX FALLS, MINNEHAHA COUNTY, SOUTH DAKOTA.

Sponsor: Mayor/Public Works

A motion was made by Council Member Vernon Brown and seconded by Council Member Rex Rolwing to set a date of hearing and 2nd Reading for Tuesday, September 6, 2011, at 7:00 p.m. for Item 34.

Vote to set a date: Roll Call: Yeses, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, Michelle Erpenbach, Dean Karsky, Rex Rolwing, 7. Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, September 6, 2011, at 7:00 p.m. for Item 35:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, APPROVING THE
35. RELEASE OF A PORTION OF PERMANENT WATER AND SANITARY SEWER EASEMENTS IN L
OT
1, FRIESSEN'S ADDITION TO THE CITY OF SIOUX FALLS, MINNEHAHA COUNTY, SOUT
H
DAKOTA.

Sponsor: Mayor/Public Works

A motion was made by Council Member James Entenman and seconded by Council
Member Kenny Anderson Jr. to set a date of hearing and 2nd Reading for Tuesday,
September 6, 2011, at 7:00 p.m. for Item 35.

Vote to set a date: Roll Call: Yeses, Sue Aguilar, Kenny Anderson Jr., Vernon
Brown, James Entenman, Michelle Erpenbach, Dean Karsky, Rex Roling, 7.
Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, September 6, 2011, at 7:00
p.m. for Item 36:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AUTHORIZING
36. THE CITY TO ENTER INTO AN INTEREST-FREE LOAN AGREEMENT WITH SOUTH DAKOTA
HOUSING DEVELOPMENT AUTHORITY FOR THE PURPOSE OF REHABILITATING RENTAL
HOUSING PROPERTIES WITHIN THE CORE INCENTIVE AREA. (Up to \$500,000.00)

Sponsor: Mayor/Community Development

A motion was made by Council Member Vernon Brown and seconded by Council Member
James Entenman to set a date of hearing and 2nd Reading for Tuesday, September
6, 2011, at 7:00 p.m. for Item 36.

Vote to set a date: Roll Call: Yeses, Sue Aguilar, Kenny Anderson Jr., Vernon
Brown, James Entenman, Michelle Erpenbach, Dean Karsky, Rex Roling, 7.
Noes, 0.

Motion Passed.

HEARINGS AND RESOLUTIONS

37. A RESOLUTION AUTHORIZING THE CITY OF SIOUX FALLS TO GIFT TO THE CITY OF
HARRISBURG TWO TRAFFIC SIGNAL CONTROLLERS.

Sponsor: Mayor/Public Works

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council
Member Dean Karsky to adopt said Resolution for Item 37.

Vote to adopt: Roll Call: Yeses, Sue Aguilar, Kenny Anderson Jr., Vernon Brown,
James Entenman, Michelle Erpenbach, Dean Karsky, Rex Roling, 7. Noes, 0.

Motion Passed.

A RESOLUTION [AUTHORIZING THE CITY OF SIOUX FALLS TO GIFT TO THE CITY OF
HARRISBURG]TWO TRAFFIC SIGNAL CONTROLLERS.

WHEREAS, [the City of Sioux Falls has declared as surplus]two Eagle EPAC 300
Traffic Signal Controllers, serial numbers 22448 and 23214; and

WHEREAS, [the city of Harrisburg finds it desirable to acquire the above-described two traffic signal controllers].

If there aren't any "WHEREAS" phrases, skip "NOW, THEREFORE" and begin with just "BE IT RESOLVED..."NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF SIOUX FALLS, SD:

That [the gifting by the City of Sioux Falls to the city of Harrisburg of two Eagle EPAC 300 Traffic Signal Controllers is hereby approved].

38. A RESOLUTION AUTHORIZING THE CITY OF SIOUX FALLS TO GIFT TO THE SOUTH DAKOTA DEPARTMENT OF CORRECTIONS 2" DIAMETER WILLOW TREES.

Sponsor: Mayor/Public Works

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member Michelle Erpenbach to adopt said Resolution for Item 38.

Vote to adopt: Roll Call: Yeses, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, Michelle Erpenbach, Dean Karsky, Rex Roling, 7. Noes, 0.

Motion Passed.

A RESOLUTION [AUTHORIZING THE CITY OF SIOUX FALLS TO GIFT TO THE SOUTH DAKOTA DEPARTMENT OF CORRECTIONS 2" DIAMETER WILLOW TREES].

WHEREAS, the City of Sioux Falls (the "City") has declared as surplus property 2" diameter willow trees located in all the city-owned drainage channels and ponds; and

WHEREAS, the South Dakota Department of Corrections (the "DOC") finds it desirable to acquire 2" diameter willow trees every year at a mutually agreeable location;

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

That the gifting by the City of 2" diameter willow trees to the DOC is hereby approved.

That the City Engineering Department is authorized to coordinate with the DOC the specific location annually;

This resolution shall renew each year without further action by the Sioux Falls City Council.

39. A RESOLUTION ABATING AND REFUNDING FRONT FOOT ASSESSMENTS FOR STREET MAINTENANCE FEES AT PARCEL NUMBERS 15675 AND 15676.

Sponsor: Mayor/Public Works

A motion was made by Council Member Vernon Brown and seconded by Council Member Michelle Erpenbach to adopt said Resolution for Item 39.

Vote to adopt: Roll Call: Yeses, 0. Noes, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, Michelle Erpenbach, Dean Karsky, Rex Roling, 7.

Motion Failed.

40. A RESOLUTION APPROVING THE SIOUX FALLS CONVENTION & VISITORS BUREAU BUSINESS IMPROVEMENT DISTRICT'S BUDGET. (\$1,503,500.00)

Sponsor: Councilors Karsky and Entenman

A motion was made by Council Member Rex Roling and seconded by Council Member Kenny Anderson Jr. to adopt said Resolution for Item 40.

Vote to adopt: Roll Call: Yeses, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, Michelle Erpenbach, Dean Karsky, Rex Roling, 7. Noes, 0.

Motion Passed.

A RESOLUTION [APPROVING THE SIOUX FALLS CONVENTION & VISITORS BUREAU BUSINESS IMPROVEMENT DISTRICT'S BUDGET].

WHEREAS, pursuant to Resolution 86-10, the City of Sioux Falls adopted a resolution of intent to establish the Sioux Falls Convention & Visitors Bureau Business Improvement District; and

WHEREAS, in accordance with SDCL Chapter Ch. 9-55 of the South Dakota Codified Laws, the CVB Business Improvement District has imposed an occupational tax of two dollars (\$2.00) per night per rented room for all lodging rooms within the CVB Business Improvement District to market and promote the visitor industry in the city of Sioux Falls and increase the room night sales of lodging facilities within the CVB Business Improvement District;

WHEREAS, the CVB Business Improvement District Board of Directors has developed an annual budget which is subject to City Council approval.

NOW, THEREFORE, BE IT RESOLVED:

That the budget dated October 1, 2011, through September 30, 2012, which is attached hereto and made a part of this Resolution, is hereby approved.

NEW BUSINESS/ITEMS ADDED AFTER DEADLINE

COMMUNICATIONS

41. A communication was received from Daniel Jamison requesting permission to consume, but not sell, liquor, wine, and malt beverages at the Multi-Cultural Center, 515 N. Main Ave., on Saturday, August 27, 2011, from 6:00 p.m. to 12:00 a.m., for a wedding reception.

Sponsor: SDCL 35-1-5.3

A motion was made by Council Member Vernon Brown and seconded by Council Member Michelle Erpenbach to approve the communication.

Vote to approve: Roll Call: Yeses, Sue Aguilar, Vernon Brown, James Entenman, Michelle Erpenbach, Dean Karsky, Rex Roling, 6. Noes, 0. Council Member Kenny Anderson Jr. was excused from the meeting and the vote on this item.

Motion Passed.

ADJOURNMENT

A motion was made by Council Member James Entenman and seconded by Council Member Vernon Brown to adjourn at 8:19 p.m.

Vote to adjourn: Roll Call: Yeses, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, Michelle Erpenbach, Dean Karsky, Rex Roling, 7. Noes, 0.

Motion Passed.

Denise D. Tucker, CMC

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) 367-8081 (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 16: CITY COUNCIL MEETINGS AIR LIVE THE FIRST, SECOND, AND THIRD MONDAYS OF EACH MONTH AT 7:00 P.M. THE JOINT CITY COUNCIL/MINNEHAHA COUNTY COMMISSION MEETINGS AIR LIVE THE THIRD MONDAY 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 MEETINGS'S VIDEO ARE POSTED ON THE MEETING MINUTES AND AGENDAS PAGE.

CLOSED CAPTIONING: CITY COUNCIL MEETINGS ARE CLOSE CAPTIONED ON CITYLINK 16.

CITYLINK 16 REBROADCAST: CITY COUNCIL MEETINGS AT 10:00 A.M. ON WEDNESDAYS, 1:00 A.M. ON THURSDAYS, AND 7:00 P.M. ON SATURDAYS. JOINT CITY COUNCIL/MINNEHAHA COUNTY COMMISSION MEETINGS AT 10:00 A.M. ON FIRST FRIDAY AFTER LIVE MEETING AND 1 P.M. ON FIRST SUNDAY AFTER LIVE MEETING.