

City of Sioux Falls Council Meeting

Minutes

Carnegie Town Hall, 235 West 10th Street

REGULAR MEETING OF Monday, April 2, 2012, at 7:00 PM

ROLL CALL

MEMBERS PRESENT/ABSENT OFFICIAL AGENDA

PRESENT

ABSENT

Council Member Vernon Brown

Council Member Michelle Erpenbach

Council Member James Entenman

Council Member Greg Jamison

Council Member Dean Karsky

Council Member Rex Rolfing

Council Member Sue Aguilar

Council Member Kenny Anderson Jr.

Mayor Mike T. Huether

INVOCATION

Dr. Cliff Sims, Empire Baptist Temple

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PLEDGE OF ALLEGIANCE

PROCLAMATIONS

Kids for Peace - Sioux Falls

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CONSENT AGENDA ITEMS

APPROVAL OF CONSENT AGENDA

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

Vote to approve: Roll Call: Yeses, Vernon Brown, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rex Rolfing, Sue Aguilar, Kenny Anderson Jr., 7. Noes, 0. James Entenman was excused from the meeting and the vote on this item.

Motion Passed.

MINUTES

Informational Meeting of Monday, March 19, 2012, at 4:00 p.m.

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City Council Meeting of Monday, March 19, 2012, at 7:00 p.m.

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Informational Meeting of Monday, March 26, 2012, at 4:00 p.m.

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Special City Council Meeting of Monday, March 26, 2012, at 5:15 p.m.

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Joint City Council/Lincoln County Commission Meeting of Monday, March 26, 2012, at 7:00 p.m.

COMMUNICATIONS

1. Approval of Contracts/Agreements on the March 28, 2012, memo.

Sponsor: Mayor/Finance

2. Notice of Amendments/Change Orders on the March 28, 2012, memo.

Sponsor: Mayor/Finance

3. Report of Requests for Quotes for Fuel dated: March 13, 2012; Unleaded Ethanol; 8,500 gallons; Howes Oil (\$3.3730); Harms Oil (\$3.4071); CHS, Inc. (\$3.4300); Olson Oil, no bid. Bid awarded to: Howes Oil.

Sponsor: Mayor/Public Works

4. Report of Requests for Quotes for Fuel dated: March 14, 2012; Unleaded; 700 gallons; Howes Oil (\$2,463.65); Palisades Oil and Midway Service, both no bids. Bid awarded to: Howes Oil.

Sponsor: Mayor/Fire Rescue

5. Report of Requests for Quotes for Fuel dated: March 14, 2012; Diesel (#1 and #2 blend); 400 gallons; Howes Oil (\$1,447.50); Palisades Oil and Midway Service, both no bids. Bid awarded to: Howes Oil.

Sponsor: Mayor/Fire Rescue

6. Report of Requests for Quotes for Fuel dated: March 16, 2012; #2 Dyed Diesel Fuel; 15,000 gallons; Harms Oil (\$3.3760); CHS, Inc. (\$3.3900); Howes Oil (\$3.4040); Midwest Oil and Olson Oil, both no bids. Bid awarded to: Harms Oil.

Sponsor: Mayor/Public Works

7. Report of Requests for Quotes for Fuel dated: March 22, 2012; Unleaded Ethanol; 8,500 gallons; Harms Oil (\$3.3780); Howes Oil (\$3.4065); CHS, Inc. (\$3.4600); Olson Oil, no bid. Bid awarded to: Harms Oil.

Sponsor: Mayor/Public Works

8. Report of Requests for Quotes for Fuel dated: March 22, 2012; #2 Clear Diesel; 7,500 gallons; Harms Oil (\$3.574); CHS, Inc. (\$3.622); Howes Oil and Midwest Oil, both no bids. Bid awarded to: Harms Oil.

Sponsor: Mayor/Planning and Building Services

9. Report of Requests for Quotes for Fuel dated: March 23, 2012; #2 Dyed Diesel Fuel; 7,500 gallons; Harms Oil (\$3.3530); Howes Oil (\$3.3650); Midwest Oil (\$3.4500); CHS, Inc. and Olson Oil, both no bids. Bid awarded to: Harms Oil.

Sponsor: Mayor/Public Works

10. A communication was received from Siouxland Heritage Museums requesting permission to consume, but not sell, wine and malt beverages at the Old Courthouse Museum, 200 W. 6th Street, on Thursday, April 12, 2012, from 5:00 p.m. to 8:00 p.m. The event is the Annual Volunteer Recognition Banquet.

Sponsor: SDCL 35-1-5.3

11. A communication was received from the St. Therese Catholic Church requesting permission to consume, but not sell, wine at the St. Therese Parish Gathering Space, 901 N. Tahoe Trail, on Saturday, April 14, 2012, from 5:30 p.m. to 11:00 p.m. The purpose is for a fundraising event to raise funds to replace the shingles on the rectory roof.

Sponsor: SDCL 35-1-5.3

12. A communication was received from Anna Williams and Shaun Vanderloore requesting permission to consume, but not sell, wine, liquor and malt beverages at the Old Courthouse Museum, 200 W. 6th Street, on Saturday, April 28, 2012, from 4:30 p.m. until midnight. The event is a wedding and reception.

Sponsor: SDCL 35-1-5.3

13. A communication was received from the Ethiopian Kidane Mihret Orthodox Church requesting permission to consume, but not sell, the following homemade Ethiopian alcoholic beverages: Tela and Tega (beer and wine based products) at the Multi-Cultural Center of Sioux Falls, 515 North Main Avenue, on Sunday, April 29, 2012, from 3:00 p.m. to 8:00 p.m. The purpose is to raise money for building a new Ethiopian Orthodox Church in Sioux Falls.

Sponsor: SDCL 35-1-5.3

14. A communication was received from the South Dakota Association of County Commissioners stating their intent to sell raffle tickets statewide from Tuesday, March 20, 2012, until the drawing in Sioux Falls on Monday, September 17, 2012, for a rifle valued at \$500.00. The cost of the tickets is \$5.00 each or \$20.00 for five tickets. The proceeds will be used to raise funds for their college scholarship program.

Sponsor: SDCL 22-25-25

A communication was received from Karr For House (Chris Karr) stating their intent to sell raffle tickets from Tuesday, April 3, 2012, to Tuesday, June 5, 2012 for the following shotguns and rifles: a Benelli Nova 12 gauge (valued at \$365.00); a Remington 870 Express 12 gauge (valued at \$333.00); a Ruger 10/22 (valued at \$222.00); a Henry .22 lever (valued at \$280.00). Another prize is an iPod Nano (valued at \$150.00). The cost of the tickets is \$25.00 each. The proceeds will be used for "Chris Karr political campaign for District 11 House of Representatives".

15.

Sponsor: SDCL 22-25-25

A communication was received from the Family Child Care Professionals of South Dakotastating their intent to sell raffle tickets statewide from Friday, May 4, 2012, to Saturday, May 5, 2012, for 10 assorted gift items (not to exceed \$80.00 in value). The cost of the tickets is one for \$2.00 or three for \$5.00. The proceeds will be used to raise funds for funding educational programs for their association.

16.

Sponsor: SDCL 22-25-25

APPLICATIONS

17. Special One-Day Liquor License for Washington Pavilion Management Inc., Washington Pavilion, 301 South Main Avenue, for the Arts Night Artists Award Reception on April 27, 2012.

Sponsor: Mayor/Attorney

18. Amendment to a Special One-Day Liquor License request approved on 08-15-11 for SMG, to be operated at the Sioux Falls Arena, 1201 North West Avenue, changing the date of the Central Plains Dairy Expo from March 28 to March 27, 2012.

Sponsor: Mayor/Attorney

NOTICE OF HEARINGS

Set a date of hearing for Monday, April 16, 2012, at 7:00 p.m. for Items 19 through 26:

19. New 2012 Package Liquor License for Ovations Food Services LP, Sioux Falls Convention Center, to be operated at 1211 North West Avenue.

Sponsor: Mayor/Attorney

20. New 2012-13 Retail Malt Beverage License for Tazito World Burrito LLC, Tazito Burrito, to be operated at 1504 West Russell Street #1, effective 7/1/12, with the Conditional Use Permit (2003-10-15) being approved in 2003.

Sponsor: Mayor/Attorney

21. Transfer of the 2012 Retail Liquor License from Goldrush Casino Inc., Goldrush Casino, 2701 West 41st Street, Suite B, to CPAG LLC, The Rush, to be operated at 2701 West 41st Street, Suite B, including Sunday Sales

and video lottery terminals (CUP not required; this is an existing license which predates the ordinance).

Sponsor: Mayor/Attorney

22. Special One-Day Liquor License for Sanford Health Foundation to be operated at the Sanford Center, 2301 East 60th Street North, for the 2012 Sanford Children's Gala, on August 4, 2012.

Sponsor: Mayor/Attorney

23. Special One-Day Malt Beverage and Special One-Day Wine Licenses for the Sioux Falls Area Community Foundation to be operated at the Sanford Center, 2301 East 60th Street North, for a fundraiser on May 3, 2012.

Sponsor: Mayor/Attorney

24. Special One-Day Malt Beverage and Special One-Day Wine Licenses for the El Riad Shriners, El Riad Mosque, to be operated on Dakota Avenue from 11th Street south one block up to Lutheran Church lot driveway; Main Avenue from 10th to 13th Streets; Phillips Avenue from 9th to 14th Streets; 1st Ave from 11th to 13th Streets; 10th Street from Main to Mall Avenues; 11th Street from Dakota to Mall Avenues; 12th Street from Main to First Avenues; and 13th Street from Dakota to 1st Avenues, for Automania on June 29, 2012.

Sponsor: Mayor/Attorney

25. Special One-Day Malt Beverage and Special One-Day Wine Licenses for the Sertoma Butterfly House and Marine Cove to be operated at the Sertoma Butterfly House and Marine Cove, 4320 South Oxbow Avenue, for a fundraiser on April 19, 2012.

Sponsor: Mayor/Attorney

26. Special One-Day Malt Beverage License for Avera McKennan to be operated at the Avera McKennan Fitness Center, 3400 South Southeastern Avenue, for the Fun Run, on April 20, 2012.

Sponsor: Mayor/Attorney

REGULAR AGENDA ITEMS

APPROVAL OF REGULAR AGENDA

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

Vote to approve: Roll Call: Yeses, Vernon Brown, James Entenman, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rex Rolwing, Sue Aguilar, Kenny Anderson Jr., 8. Noes, 0.

Motion Passed.

PUBLIC INPUT

Scott Ehrisman spoke regarding the proposed garbage hauler regulations.

Anne Kunze spoke regarding urban bee keeping and establishing bee hives.

INTRODUCTION AND ADOPTION OF ORDINANCES

DEFERRED ACTION (from January 9, 2012 meeting). Action was taken at the March 19, 2012 meeting to amend the date of the 2nd Reading. 2ndReading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE REVISED ORDINANCES OF THE CITY BY REVISING CHAPTER 2, ADMINISTRATION, TO CHANGE THE DAY WHEN COUNCIL MEETINGS ARE HELD AND OTHER COUNCIL PROCEDURES.

Sponsor: City Council/Aguilar and Entenman

A motion was made by Council Member Michelle Erpenbach and seconded by Council Member Sue Aguilar to adopt said Ordinance 24-12.

A motion was made by Council Member Michelle Erpenbach and seconded by Council Member Sue Aguilar to amend the main motion by "deleting the final sentence in Section 2.16(a) which reads "During public input, city council members are not permitted to engage in a dialogue or discussion with the presenter."

Vote to amend: Roll Call: Yeses, Vernon Brown, James Entenman, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rex Roling, Sue Aguilar, Kenny Anderson Jr., 8. Noes, 0.

Motion Passed.

A motion was made by Council Member Michelle Erpenbach and seconded by Council Member Vernon Brown to amend the main motion by "amending the final sentence in Section 2-35 to read: "All executive orders shall be filed with the City Clerk."

Vote to amend: Roll Call: Yeses, Vernon Brown, James Entenman, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rex Roling, Sue Aguilar, Kenny Anderson Jr., 8. Noes, 0.

Motion Passed.

A motion was made by Council Member Michelle Erpenbach and seconded by Council Member Sue Aguilar to amend the main motion by "adding Section 2-36 to read as: "Section 2-36. Effective date." "This ordinance will take effect with the first Tuesday Meeting in May, 2012, being May 1, 2012."

Vote to amend: Roll Call: Yeses, Vernon Brown, James Entenman, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rex Roling, Sue Aguilar, Kenny Anderson Jr., 8. Noes, 0.

Motion None.

Vote to adopt, as amended: Roll Call: Yeses, Vernon Brown, James Entenman, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rex Roling, Sue Aguilar, Kenny Anderson Jr., 8. Noes, 0.

Motion Passed.

2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT 501-519 S. MINNESOTA AVE. FROM THE RA-2, RESIDENTIAL DISTRICT AND
28. THE C-2, GENERAL COMMERCIAL DISTRICT TO THE SUBAREA B OF THE GIGGLEBEE'S REDEVELOPMENT PLANNED DEVELOPMENT DISTRICT, PETITION NO.2012-02-01, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. (The Plannin

Commission recommends approval.)

Sponsor: Mayor/Planning & Building Services

A motion was made by Council Member James Entenman and seconded by Council Member Rex Roling to adopt said Ordinance 20-12.

Vote to adopt: Roll Call: Yeses, Vernon Brown, James Entenman, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rex Roling, Sue Aguilar, Kenny Anderson Jr., 8. Noes, 0.

Motion Passed.

Council Member Brown left the meeting at this time.

2ndReading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT 4101W. 12TH ST. FROM THE RIVER RUN PLANNED DEVELOPMENT DISTRICT TO THE C-2, GENERAL COMMERCIAL DISTRICT, PETITION NO.2012-02-02, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. (The Planning Commission recommends approval.)

Sponsor: Mayor/Planning & Building Services

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member James Entenman to adopt said Ordinance 21-12.

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

Motion Passed.

Council Member Brown returned to the meeting at this time.

2ndReading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT 1201E. 21ST ST. FROM THE O, OFFICE DISTRICT TO THE SUBAREA D OF THE AVERA MCKENNAN PLANNED DEVELOPMENT DISTRICT, PETITION NO.2012-02-08, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. (The Planning Commission recommends approval.)

Sponsor: Mayor/Planning & Building Services

A motion was made by Council Member Rex Roling and seconded by Council Member Dean Karsky to adopt said Ordinance 22-12.

Vote to adopt: Roll Call: Yeses, Vernon Brown, James Entenman, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rex Roling, Sue Aguilar, Kenny Anderson Jr., 8. Noes, 0.

Motion Passed.

2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT 3500E. RICE ST. FROM THE I-1, LIGHT INDUSTRIAL DISTRICT AND THE RC, RECREATION/CONSERVATION DISTRICT TO THE I-1, LIGHT INDUSTRIAL DISTRICT AND THE RC, RECREATION/CONSERVATION DISTRICT, PETITION NO.2012-02-11, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. (The Planning Commission recommends approval.)

Sponsor: Mayor/Planning & Building Services

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member Michelle Erpenbach to adopt said Ordinance 23-12.

Vote to adopt: Roll Call: Yeses, Vernon Brown, James Entenman, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rex Roling, Sue Aguilar, Kenny Anderson Jr., 8. Noes, 0.

Motion Passed.

2ndReading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT NORTHEAST CORNER OF S. MINNESOTA AVE. AND W. 85TH ST. FROM THE C-4, PLANNED COMMERCIAL DISTRICT; O, OFFICE DISTRICT; RA-1, RD, AND RS-2, RESIDENTIAL DISTRICTS; AND THE RC, RECREATION CONSERVATION DISTRICT TO THE C-4, PLANNED COMMERCIAL DISTRICT; O, OFFICE DISTRICT; RA-1 AND RD, RESIDENTIAL DISTRICTS; AND THE RC, RECREATION CONSERVATION DISTRICT, PETITION NO.2012-02-12, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. (The Planning Commission recommends approval.)

Sponsor: Mayor/Planning & Building Services

A motion was made by Council Member Rex Roling and seconded by Council Member Michelle Erpenbach to defer this item to the City Council Meeting on Monday, April 16, 2012, at 7:00 p.m.

Vote to defer: Roll Call: Yeses, Vernon Brown, Michelle Erpenbach, Greg Jamison, Rex Roling, Sue Aguilar, Kenny Anderson Jr., 6. Noes, James Entenman, Dean Karsky, 2.

Motion Passed.

2ndReading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT S.WESTERN AVE. AND COUNTY ROAD 106 FROM THE RS-2, RESIDENTIAL DISTRICT AND THE RC, RECREATION/CONSERVATION DISTRICT TO THE RS-2, RESIDENTIAL DISTRICT AND THE RC, RECREATION/CONSERVATION DISTRICT, PETITION NO.2012-02-10, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. (The Planning Commission recommends approval.)

Sponsor: Mayor/Planning & Building Services

A motion was made by Council Member Dean Karsky and seconded by Council Member Kenny Anderson Jr. to adopt said Ordinance 25-12.

Vote to adopt: Roll Call: Yeses, Vernon Brown, James Entenman, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rex Roling, Sue Aguilar, Kenny Anderson Jr., 8. Noes, 0.

Motion Passed.

2ndReading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT EAST SIDE OF ELLIS RD. BETWEEN 26TH ST. AND 41ST ST. FROM THE ROOSEVELT PARK PLANNED DEVELOPMENT DISTRICT AND THE RD AND RS-2, RESIDENTIAL DISTRICTS TO THE RC, RECREATION/CONSERVATION DISTRICT AND THE RS-2 AND RD, RESIDENTIAL DISTRICTS, PETITION NO.2012-01-16, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. (The Planning Commission recommends approval.)

Sponsor: Mayor/Planning & Building Services

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member James Entenman to adopt said Ordinance 26-12.

Vote to adopt: Roll Call: Yeses, Vernon Brown, James Entenman, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rex Rolwing, Sue Aguilar, Kenny Anderson Jr., 8. Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Monday, April 9, 2012, at 7:00 p.m. for Item

35:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING
35. CHAPTER 10 OF THE REVISED ORDINANCES OF THE CITY DEALING WITH THE
LICENSING AND REGISTRATION OF BICYCLES.

Sponsor: Mayor/Police Department

A motion was made by Council Member Michelle Erpenbach and seconded by Council Member James Entenman to set a date of hearing and 2nd Reading for Monday, April 9, 2012, at 7:00 p.m. for Item 35.

Vote to set a date: Roll Call: Yeses, Vernon Brown, James Entenman, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rex Rolwing, Sue Aguilar, Kenny Anderson Jr., 8. Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Monday, April 9, 2012, at 7:00 p.m. for

Item 36:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING
36. THE REVISED ORDINANCES OF THE CITY BY REVISING CHAPTER 19, ARTICLE VIII,
FAMILY DAY CARE HOMES.

Sponsor: Mayor/Health Department

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 Monday, April 9, 2012, at 7:00 p.m. for Item 36.

Vote to set a date: Roll Call: Yeses, Vernon Brown, James Entenman, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rex Rolwing, Sue Aguilar, Kenny Anderson Jr., 8. Noes, 0.

Motion Passed.

HEARINGS AND RESOLUTIONS

37. A RESOLUTION APPROVING SCULPTURES ON CITY PROPERTY.

Sponsor: Mayor/Planning and Building Services

A motion was made by Council Member Michelle Erpenbach and seconded by Council Member Vernon Brown to adopt said Resolution 16-12.

Vote to adopt: Roll Call: Yeses, Vernon Brown, James Entenman, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rex Rolwing, Sue Aguilar, Kenny Anderson Jr., 8. Noes, 0.

Motion Passed.

RESOLUTION NO. 16-12

A RESOLUTION APPROVING SCULPTURES ON CITY PROPERTY.

WHEREAS, the Orpheum Theater Board unanimously proposed placement of five sculptures reflecting cultural art themes on public property within the Orpheum Theater courtyard area; and

WHEREAS, five sculptures would be leased by SMG, Orpheum Theater facility manager, for one year and are not intended to be gifts to the City; and

WHEREAS, the Sioux Falls Orpheum Theater Board of Directors and Visual Arts Commission and various City department staff have reviewed the proposed 2012 sculptures and their placements and recommend approval to the City Council;

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

That the following four sculptures and one alternate sculpture are approved for placement in the Orpheum Theater Center courtyard:

1. Dance of Life, by artist D. E. McDermott, a bronze sculpture depicting two figures dancing and measuring 63" in height, 50" in width, and 18" in depth; and
1. Portrait of a Bird, by artist Ibsen, a steel, stucco, and concrete sculpture depicting a bird and measuring 5' in height, 3' in width, 3' in diameter, and 10' in circumference; and
1. Samurai Dancer, by artist Snyder, a steel sculpture depicting a dancer and measuring 6' in height and 2' in width; and
1. Kneeling Boy, by artist Thorsen, a bronze sculpture depicting a boy and measuring 45" in height, 13" in width, and 25" in depth; and

Alternate:

1. Skydiver, by New York artist Dana Parlier, a steel sculpture depicting a skydiver and measuring 8' in height, 4' in width, and 3' in depth.

Date adopted: 04/02/12 .

Mike T. Huether

Mayor

ATTEST:

Lorie Hogstad

City Clerk

38. A RESOLUTION OF THE CITY OF SIOUX FALLS, SD, APPROVING THE PLACEMENT OF SCULPTURES ON PUBLIC PROPERTY FOR AN INTERNATIONALLY RECOGNIZED VISUAL ARTS PROGRAM KNOWN AS SCULPTUREWALK SIOUX FALLS 2012.

Sponsor: Mayor/Planning and Building Services

A motion was made by Council Member Vernon Brown and seconded by Council Member Rex Roling to adopt said Resolution 17-12.

Vote to adopt: Roll Call: Yeses, Vernon Brown, James Entenman, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rex Roling, Sue Aguilar, Kenny Anderson Jr., 8. Noes, 0.

Motion Passed.

RESOLUTION NO. 17-12

A RESOLUTION OF THE CITY OF SIOUX FALLS, SD, APPROVING THE PLACEMENT OF SCULPTURES ON PUBLIC PROPERTY FOR AN INTERNATIONALLY RECOGNIZED VISUAL ARTS PROGRAM KNOWN AS SCULPTUREWALK SIOUX FALLS 2012.

WHEREAS, the 2012 SculptureWalk program will bring a large number of sculptures to the central business district for outdoor display; and

WHEREAS, the SculptureWalk program enhances the beauty and culture of the downtown area for all citizens and visitors to enjoy; and

WHEREAS, 56 of the proposed sculptures will be placed on public right-of-way or other publicly owned property; and

WHEREAS, the exhibition of public art in the central business district is recommended and encouraged by the Final Report of the Downtown Art Committee (DART) and the City of Sioux Falls' 2015 Downtown Plan; and

WHEREAS, the SculptureWalk program represents a broad collaboration of individuals and entities, both public and private, including Main Street Sioux Falls, the Sioux Falls Arts Council, the Chamber of Commerce, and the City of Sioux Falls; and

WHEREAS, the Sioux Falls Visual Arts Commission and various City department staff have reviewed the proposed 2012 sculptures and their placements and recommend approval to the City Council;

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

That it approves the placement in public right-of-way and on public property of 56 sculptures, as described by the following:

Sculptures and Artists

Conversation of the Long Married-Maeck

King Bird-Ehis

Emma by the River-Branch

Self Made Man-Carlyle

Pelican Ahoy!-Green

Green Sea Turtles-Thorsen
Leaf Lady-Belleveau
Dakota Moon-Powell
Generation Slaps-Miller
Lighter Than Some-Mendez
Metamorphosis-Ryszard
How Do You Feel Today?-Ghosh
Michelle-Castle
Hobbit House-Zimmerman
Territorial Wars-D. Pettigrew
Implement Bird-Fraze
Circus Trick #3-Maeck
Pilgrim of Peace-Valez
Fat Tire-Carleton
Schools Out-Leuning/Treeby
Clorese-S. Stone
Catching the Wind-G. Johnson
Mother & Child-Altman
Song of the Flying Dutchman-Fokken
Spiral 2-Anderson
Maelstrom-Snyder
Pushing Through-Pierce
Natalia-Mendez
Tickled-Peterson
Hands of Nature-Kilbane
Ancient Warrior-Clements
InvitsBone Segui III-B. Walker
Girls Can Do Anything-Jones
Looking for Lunch-J. Nelson
Daughters of Peace-Victor

Huckleberry Daze-McKellar

Rock N Roll-Park

Stenness Standing-Weil

Guardedly Optimistic-Christopher

Shima Rabbit-M. Pettigrew

Mother's Undivided Love-Hammond

Snappy-J. Nelson

Dreams of Ecstasy-Eichinger

Cabinetree-Badger

For Long Distance-Pierce

Indomitable Spirit-McKellar

To See and To Say-Mozhnevsky

Manly Springs-Parlier

Hang Gliding Too!-Bjorge

Grand Finale-Cannon

Birds of Happiness-Clements

Daddy Long Legs-Vande Vusse

Sentinel-McMahon

Invision II-Anderson

Look Closer-Legeros

Focus-Obazee

Locations

South plaza at the Pavilion.

On northwest corner of 11th Street and Main Avenue.

On southeast corner of 11th Street and Main Avenue.

On northwest corner of 11th Street and Phillips Avenue.

Midblock, west side between Tenth Street and 11th Street on Phillips Avenue.

Midblock, west side between Tenth Street and 11th Street on Phillips Avenue.

Midblock, west side between Tenth Street and 11th Street on Phillips Avenue-Mrs. Murphy's Irish Gifts.

In front of Prairie Star Gallery.

On southwest corner of Tenth Street and Phillips Avenue.

On northwest corner of Tenth Street and Phillips Avenue.

South of the Diner.

South of the Diner.

In front of the Diner.

Midblock, west side between Ninth Street and Tenth Street on Phillips Avenue.

Between Diner and fountain in Fountain Square along Phillips Avenue.

Near fountain in Fountain Square along Phillips Avenue.

Midblock, west side between Ninth Street and Tenth Street on Phillips Avenue.

Midblock, west side between Ninth Street and Tenth Street on Phillips Avenue.

Midblock, west side between Ninth Street and Tenth Street on Phillips Avenue.

On southwest corner of Ninth Street and Phillips Avenue.

On northwest corner of Ninth Street and Main Avenue.

On northwest corner of Ninth Street and Phillips Avenue-Wells Fargo Bank.

On southwest corner of Eighth Street and Main Avenue-U.S. Bank.

In front of Fresh Produce at Sixth Street and Main Avenue.

On northeast corner at Fifth Street and Main Avenue by Museum of Visual Materials.

East side of Main Avenue near Fourth Street and Main Avenue in front of ADW^«rks.

Midblock, east side between Fifth Street and Sixth Street on Phillips Avenue.

Midblock, east side between Seventh Street and Eighth Street on Phillips Avenue.

On northwest corner of Eighth Street and Phillips Avenue.

At entrance into Cherapa Place and walkway to bridge.

By R & L Supply on East Eighth Street.

On southeast corner of Eighth Street and Reid Street.

On southeast corner of Ninth Street and Phillips Avenue.

In front of First Financial Center.

In large planter in front of First Financial Center.

Midblock, east side between Ninth Street and Tenth Street on Phillips Avenue.

Midblock, east side between Ninth Street and Tenth Street on Phillips Avenue.

Midblock, east side between Ninth Street and Tenth Street on Phillips Avenue.

Midblock, east side between Ninth Street and Tenth Street on Phillips Avenue.

In front of Skelly's on Phillips Avenue.

On southeast corner of Tenth Street and Phillips Avenue.

Midblock, east side between Tenth Street and 11th Street on Phillips Avenue.

Midblock, east side between Tenth Street and 11th Street on Phillips Avenue in front of Susanne's.

Shriver Square, in front of Chef Dominique's on Phillips Avenue.

On northeast corner of 11th Street and Phillips Avenue.

On southeast corner of 11th Street and Phillips Avenue.

In front of Dacotah Bank on Phillips Avenue.

Midblock, east side between 11th Street and 12th Street on Phillips Avenue.

On northeast corner of 12th Street and Phillips Avenue.

On southeast corner of 12th Street and Phillips Avenue in front of Federal Courthouse.

On northwest corner of 13th Street and Phillips Avenue in front of Midcontinent.

On northwest corner of 13th Street and Phillips Avenue.

On northwest corner of 12th Street and Phillips Avenue.

Midblock, east side between 11th Street and 12th Street on Phillips Avenue.

In front of Meierhenry's Law Office on Phillips Avenue.

In front of Minerva's on Phillips Avenue.

Alternates (7)

New Hope-Anderson-Stainless steel.

Taking Flight-Victor-Bronze.

Venezio-Maeck-Steel and glass.

Sleeping Grizzly-Thorsen-Bronze.

Percolate-Kilbane-Steel.

Solar Harmony-Kilbane-Steel.

Between the Moonlight-Maeck-Steel.

Date adopted: 04/02/12 .

Mike T. Huether

Mayor

ATTEST:

Lorie Hogstad

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)

39. REPORT OF THEMARCH 23,2012, NOTICE OF TRANSFERS OF APPROPRIATIONS WITHIN MAJOR ORGANIZATIONAL UNITS.

Sponsor: Mayor/Finance

ADJOURNMENT

A motion was made by Council Member Rex Rolwing and seconded by Council Member Michelle Erpenbach to adjourn the meeting at 9:43 p.m.

Vote to adjourn: Roll Call: Yeses, Vernon Brown, James Entenman, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rex Rolwing, Sue Aguilar, Kenny Anderson Jr., 8. Noes, 0.

Motion Passed.

Tamara Jorgensen, 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) 367-8080 (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 16: INFORMATIONAL MEETINGS AIR LIVE THE FIRST, SECOND, THIRD, AND LAST MONDAYS OF EACH MONTH AT 4:00 P.M. COUNCIL COMMITTEE MEETINGS AIR LIVE THE FIRST, SECOND, AND LAST MONDAYS OF EACH MONTH IMMEDIATELY FOLLOWING THE INFORMATIONAL MEETING. 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 5:30 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: INFORMATIONAL MEETINGS AT 9:00 A.M. ON WEDNESDAYS, 1:30 A.M ON THURSDAYS, AND 6:00 P.M. ON SATURDAYS. COUNCIL

COMMITTEE MEETINGS AT 8:00 A.M. ON WEDNESDAYS, 12:30 A.M. ON THURSDAYS, AND 5:00 P.M. ON SATURDAYS. CITY COUNCIL MEETINGS AT 10:00 A.M. ON WEDNESDAYS, 2:30 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 1:00 P.M. ON FIRST SUNDAY AFTER LIVE MEETING.