

City of Sioux Falls Council Meeting

Minutes

Carnegie Town Hall, 235 West 10th Street

MEETING OF Tuesday, January 15, 2013, at 7:00 PM

ROLL CALL

MEMBERS PRESENT/ABSENT OFFICIAL AGENDA

PRESENT

ABSENT

Council Member Kenny Anderson Jr.

Council Member Michelle Erpenbach Council Member James Entenman

Council Member Greg Jamison Council Member Rex Rolfing

Council Member Dean Karsky Council Member Kermit L. Staggers

Council Member Sue Aguilar

Mayor Mike T. Huether

INVOCATION

Pastor Fred Wilgenburg, Center of Hope

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PLEDGE OF ALLEGIANCE

CONSENT AGENDA ITEMS

APPROVAL OF CONSENT AGENDA

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

Vote to approve: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Sue Aguilar, Kenny Anderson Jr., 5. Noes, 0.

Motion Passed.

MINUTES

Informational Meeting of Tuesday, January 8, 2013, at 4:00 p.m.

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City Council Meeting of Tuesday, January 8, 2013, at 7:00 p.m.

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COMMUNICATIONS

1. Approval of Contracts/Agreements on January 10, 2013 memo.

Sponsor: Mayor/Finance

2. Notice of change orders on January 10, 2013 memo.

Sponsor: Mayor/Finance

3. Report of Request for Quotes for Fuel: January 3, 2013; Unleaded; 600 Gallons; Howes Oil (\$1632.3); Midway Service (\$1959.75); Palisades Oil, no bid. Bid awarded to: Howes Oil.

Sponsor: Mayor/Fire Rescue

4. Report of Request for Quotes for Fuel: January 4, 2013; #1 & #2 Dyed Diesel Fuel; 6000 Gallons #1 & 9000 Gallons #2; Harms Oil (#1, \$3.2730/#2, \$3.0730); CHS Inc. (#1, \$3.3200/#2, \$3.1200); Howes Oil, Midwest Oil, and Olson Oil, no bids. Bid awarded to: Harms Oil.

Sponsor: Mayor/Public Works

5. Report of Request for Quotes for Fuel: January 8, 2013; #2 Clear Diesel; 7500 Gallons; CHS Inc. (\$3.32); Howes Oil, Harms Oil, and Midwest Oil, no bids. Bid awarded to: CHS Inc.

Sponsor: Mayor/Sioux Area Metro

6. Report of Request for Quotes for Fuel: January 9, 2013; Unleaded Ethanol; 100 Gallons; Midway Service (\$3.01); Howes Oil (\$3.079); Midwest Oil, no bid. Bid awarded to: Midway Service.

Sponsor: Mayor/Parks and Recreation

7. Report of Request for Quotes for Fuel: January 9, 2013; Winter Mix 50/50 #1 and #2 Dyed Diesel; 250 Gallons; Midway Service (\$3.34); Howes Oil (\$3.369); Midwest Oil, no bid. Bid awarded to: Midway Service.

Sponsor: Mayor/Parks and Recreation

8. A memorandum dated December 31, 2012, declaring surplus capital items that were demolished as part of infrastructure upgrades.

Sponsor: Mayor/Finance

9. A communication was received from Erin Bosch, Director of Women's Leadership/Development Officer for the YWCA Sioux Falls, stating their intent to conduct a raffle on February 22, 2013 for raffle prizes of jewelry valued at \$100.00 and a photography package valued at \$150.00 with more prizes yet to be determined. Tickets will be sold for \$10.00 each. The proceeds will go toward programs offered at the YWCA to women, children and families.

Sponsor: SDCL 22-25-25

10. A communication was received from Shawn Cleary, President of the Sioux Falls Irish Club, stating their intent to conduct a raffle from February 20, 2013 until all tickets are sold (100 total) for a trip to Ireland valued at \$5,000.00. Tickets will be sold for \$100.00 each. The proceeds will go toward the Dakota Irish Fair 2013.

Sponsor: SDCL 22-25-25

11. A communication was received from Epsilon Sigma Alpha, stating their intent to conduct a raffle on February 16, 2013 for raffle prizes to be cash awards in the amounts of \$25.00, \$50.00, and \$100.00. Tickets will be sold for \$5.00 each. The proceeds will go toward programs for domestic violence in the State of South Dakota.

Sponsor: SDCL 22-25-25

12. A communication was received from Jennifer Olson and Paul Ambrose requesting permission to consume, but not sell, wine and beer at the Old Courthouse Museum, 200 W. Sixth Street, on April 20, 2013, from 4:00 p.m. to 12:00 a.m. for the purpose of a wedding reception.

Sponsor: SDCL 35-1-5.3

13. A communication was received from the Sioux Falls Design Center requesting permission to consume, but not sell, wine and beer at the Sioux Falls Design Center, 108 West 11th Street, on January 18, 2013, from 5:00 p.m. to 9:00 p.m. for the South Dakota Interior Decorators (SDID) Holiday Party.

Sponsor: SDCL 35-1-5.3

APPLICATIONS

14. Special One-Day Liquor License for Washington Pavilion Management Inc., Washington Pavilion of Arts & Science to be operated at 301 South Main Avenue for USD Night on February 2, 2013.

Sponsor: Mayor/City Attorney

15. Special One-Day Liquor License for the Siouxland Heritage Museums to be operated at the Old Courthouse Museum, 200 West Sixth Street, for a Chamber Mixer on February 5, 2013.

Sponsor: Mayor/City Attorney

16. Special One-Day Liquor License for Washington Pavilion Management Inc., Washington Pavilion of Arts & Science to be operated at 301 South Main Avenue for the Vance Thompson Vision Eye Ball on March 1, 2013.

Sponsor: Mayor/City 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.

Vote to approve: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Sue Aguilar, Kenny Anderson Jr., 5. Noes, 0.

Motion Passed.

PUBLIC INPUT

There was none.

UNFINISHED BUSINESS

17. New 2012-13 Retail Malt Beverage License for Zing Inc., Zing, to be operated at 301 South Minnesota Avenue with the Conditional Use Permit (2012-09-02) being approved on October 3, 2012.

Sponsor: Mayor/City Attorney

18. Special One-Day Malt Beverage and Special One-Day Wine Licenses for the Multi-Cultural Center of Sioux Falls to be operated at the Multi-Cultural Center of Sioux Falls, 515 North Main Avenue for a fundraiser on February 2, 2013.

Sponsor: Mayor/City Attorney

19. Special One-Day Liquor License for History Club of Sioux Falls, to be operated at the History Clubhouse, 758 South Phillips Avenue for a building fundraiser on February 9, 2013.

Sponsor: Mayor/City Attorney

A motion was made by Council Member Michelle Erpenbach and seconded by Council Member Dean Karsky to approve Items 17 through 19.

Vote to approve: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Sue Aguilar, Kenny Anderson Jr., 5. Noes, 0.

Motion Passed.

HEARINGS AND RESOLUTIONS

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

Sponsor: Mayor

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member Sue Aguilar to adopt said Resolution No. 4-13.

Vote to adopt: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Sue Aguilar, Kenny Anderson Jr., 5. Noes, 0.

Motion Passed.

RESOLUTION NO. 4-13

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
Mike Begeman	Arena/Convention/ Entertainment Center Board	Reappointed for a term from February 2013 to February 2018.

Ronald Sisk Board of Ethics Appointed for a term from February 2013 to February 2017 (to replace Howard Paulson).

Richard Birath Veterans' Park Advisory Board Appointed for a term from February 2013 to February 2018 (to replace Lawrence Ritz).

Nathan Christopherson Veterans' Park Advisory Board Appointed for a term from February 2013 to February 2018 (to replace Ronald Mielke).

Date adopted: 01/15/13 .

Mike T. Huether

Mayor

ATTEST:

Lorie Hogstad

City Clerk

21. A RESOLUTION OF THE CITY OF SIOUX FALLS, SD, POSTPONING THE SCHEDULED MEETINGS OF THE CITY COUNCIL FROM FEBRUARY 12, 2013 TO FEBRUARY 13, 2013.

Sponsor: City Council

A motion was made by Council Member Michelle Erpenbach and seconded by Council Member Kenny Anderson Jr. to adopt said Resolution No. 5-13.

Vote to adopt: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Sue Aguilar, Kenny Anderson Jr., 5. Noes, 0.

Motion Passed.

RESOLUTION NO. 5-13

A RESOLUTION OF THE CITY OF SIOUX FALLS, SD, POSTPONING THE SCHEDULED MEETINGS OF THE CITY COUNCIL FROM FEBRUARY 12, 2013, TO FEBRUARY 13, 2013.

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

That the following meetings scheduled for Tuesday, February 12, 2013, will be rescheduled for Wednesday, February 13, 2013: Informational Meeting scheduled for 4 p.m., Public Services Committee Meeting scheduled for 4:30 p.m. (or immediately following the Informational Meeting), and the City Council Meeting scheduled for 7 p.m.

This resolution is necessary due to the lack of a quorum as members will be in attendance at Sioux Falls Day at the Legislature in Pierre, South Dakota.

Date adopted: 01/15/13 .

Mike T. Huether

Mayor

ATTEST:

Lorie Hogstad

City Clerk

A RESOLUTION OF THE CITY OF SIOUX FALLS APPROVING THE PRELIMINARY PLAN
22. OF SOUTHERN VISTAS ADDITION. 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 Dean Karsky to adopt said Resolution No. 6-13.

Vote to adopt: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky,
Sue Aguilar, Kenny Anderson Jr., 5. Noes, 0.

Motion Passed.

RESOLUTION NO. 6-13

A RESOLUTION OF THE CITY OF SIOUX FALLS APPROVING THE PRELIMINARY PLAN OF
[Southern Vistas Addition].

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

That the preliminary plan of [Southern Vistas Addition] to the City of Sioux
Falls, [Minnehaha] 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: 01/15/13 .

Mike T. Huether

Mayor

ATTEST:

Lorie Hogstad

City Clerk

NOTICE OF HEARINGS FOR STREET VACATIONS

Set a hearing date for Tuesday, February 19, 2013 at 7:00 p.m. on Item 23:

23. A RESOLUTION VACATING THE PUBLIC RIGHT-OF-WAY ON W. BROEK DR. FROM W.
32ND ST. TO S. KIERRA CT. AS SHOWN ON THE ATTACHED EXHIBIT.

Sponsor: Mayor/Public Works

A motion was made by Council Member Greg Jamison and seconded by Council Member
Kenny Anderson Jr. to set a date of hearing for Tuesday, February 19, 2013, at
7:00 p.m. on Item 23.

Vote to set a date: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Sue Aguilar, Kenny Anderson Jr., 5. Noes, 0.

Motion Passed.

Set a hearing date for Tuesday, February 19, 2013 at 7:00 p.m. on Item 24:

24. A RESOLUTION VACATING THE PUBLIC RIGHT-OF-WAY ON THE WEST 20' OF W. BROEK DR. ADJACENT TO LOTS 1A THROUGH 6A AND LOT 14A BLOCK 11 AND LOTS 15 AND 16 BLOCK 12 ALL OF WESTWOOD VALLEY ADDITION AS SHOWN ON ATTACHED EXHIBIT.

Sponsor: Mayor/Public Works

A motion was made by Council Member Dean Karsky and seconded by Council Member Sue Aguilar to set a date of hearing for Tuesday, February 19, 2013, at 7:00 p.m. on Item 24.

Vote to set a date: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Sue Aguilar, Kenny Anderson Jr., 5. Noes, 0.

Motion Passed.

ADJOURNMENT

A motion was made by Council Member Michelle Erpenbach and seconded by Council Member Dean Karsky to adjourn at 7:17 p.m.

The Mayor called for a voice vote. All member present voted yes.

Lorie Hogstad, CMC

City Clerk

MEETING ASSISTANCE: UPON REQUEST, ACCOMMODATIONS FOR MEETINGS WILL BE PROVIDED FOR PERSONS WITH DISABILITIES. PLEASE CONTACT THE CITY CLERK'S OFFICE, CARNEGIE TOWN HALL, AT (605) 367-8080 (VOICE) OR (605) 367-7039 (TDD) 24 HOURS IN ADVANCE OF THE MEETING.

ADDRESSING THE COUNCIL: PERSONS ADDRESSING THE COUNCIL SHALL USE THE MICROPHONE AT THE PODIUM. PLEASE STATE YOUR NAME. PRESENTATIONS ARE LIMITED TO FIVE MINUTES.

LIVE BROADCASTS OF COUNCIL MEETINGS ON CITYLINK: INFORMATIONAL MEETINGS AIR LIVE ON TUESDAYS EACH MONTH AT 4:00 P.M. COUNCIL COMMITTEE MEETINGS AIR LIVE THE FIRST, SECOND, AND THIRD TUESDAYS OF EACH MONTH IMMEDIATELY FOLLOWING THE INFORMATIONAL MEETING. CITY COUNCIL MEETINGS AIR LIVE THE FIRST, SECOND, AND THIRD TUESDAYS OF EACH MONTH AT 7:00 P.M. THE JOINT CITY COUNCIL/MINNEHAHA COUNTY COMMISSION MEETINGS AIR LIVE THE FOURTH TUESDAY OF EACH MONTH AT 5:00 P.M. REGULAR MEETINGS OF THE CITY COUNCIL ARE ALSO ARCHIVED AND AVAILABLE FOR VIEWING ON DEMAND AT WWW.SIOUXFALLS.ORG. LINKS TO EACH MEETING'S VIDEO ARE POSTED ON THE MEETING MINUTES AND AGENDAS PAGE.

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

CITYLINK REBROADCAST: INFORMATIONAL MEETINGS AT 1:30 A.M. AND 9:00 A.M. ON THURSDAYS, AND 6:00 P.M. ON SATURDAYS. COUNCIL COMMITTEE MEETINGS AT 12:30 A.M. AND 8:00 A.M. ON THURSDAYS, AND 5:00 P.M. ON SATURDAYS. CITY COUNCIL MEETINGS AT 2:30 AM AND 10:00 A.M. ON THURSDAYS, AND 7:00 P.M. ON SATURDAYS. JOINT CITY COUNCIL/MINNEHAHA COUNTY COMMISSION MEETINGS AT 8:

00 A.M. ON FIRST FRIDAY AFTER LIVE MEETING AND 1:00 P.M. ON FIRST SUNDAY AFTER
LIVE MEETING.