

City of Sioux Falls Council Meeting

Minutes

Carnegie Town Hall, 235 West 10th Street

MEETING OF Tuesday, June 10, 2014, at 7:00 PM

ROLL CALL

MEMBERS PRESENT/ABSENT OFFICIAL AGENDA

PRESENT

ABSENT

Council Member Michelle Erpenbach

Council Member Greg Jamison

Council Member Dean Karsky

Council Member Rick Kiley

Council Member Rex Rolfing

Council Member Kermit L. Staggers

Mayor Mike T. Huether

Council Member Kenny Anderson Jr.

Council Member Christine M. Erickson

INVOCATION

Pastor Brett Best, Emmanuel Baptist Church

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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 Greg Jamison to approve the Consent Agenda.

Council Member Kermit L. Staggers asked to move: the Core Façade Revitalization, agreement for historic preservation agreement, YMCA Housing Initiative Limited Partnership, \$105,000.00, from Item 1 (Contracts and Agreements) to the Regular Agenda for discussion purposes.

Vote to approve: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Kermit L. Staggers, Kenny Anderson Jr., Christine M. Erickson, 7. Noes, 0.

Motion Passed.

MINUTES

Informational Meeting of Tuesday, June 3, 2014, at 4:00 p.m.

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Regular City Council Meeting of Tuesday, June 3, 2014, at 7:00 p.m.

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COMMUNICATIONS

1. Approval of Contracts/Agreements on the June 6, 2014 memo.

A motion was made by Council Member Michelle Erpenbach and seconded by Council Member Greg Jamison to approve the Core Façade Revitalization, agreement for historic preservation agreement, YMCA Housing Initiative Limited Partnership, \$105,000.00, from Item 1 (Contracts and Agreements).

Vote to approve: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Kenny Anderson Jr., Christine M. Erickson, 6. Noes, Kermit L. Staggers, 1.

Motion Passed.

Report of Requests for Quotes for Fuel dated: June 2, 2014; Unleaded; 797
2. gallons; Howes Oil (\$2,678.32); Midway Service (\$2,710.20); Palisades Oil, no bid. Bid awarded to: Howes Oil.

Report of Requests for Quotes for Fuel dated: June 2, 2014; Diesel (#1 and
3. #2 blend); 832 gallons; Midway Service (\$2,846.28); Howes Oil (\$2,873.72); Palisades Oil, no bid. Bid awarded to: Midway Service.

APPLICATIONS

The following abatements were recommended for approval by the Director of Equalization and the State's Attorney's Office for Minnehaha County; and the City Attorney for Sioux Falls:

Items 4-14: Applications qualify for property exemption under SDCL 10-4-40.

4. Douglas J. Langenfeld, 605 S. Williams Ave., for 2013 property taxes in the amount of \$1,532.38.
5. Robert R. Burckhard, 1820 S. Cambridge Ave., for 2013 property taxes in the amount of \$1,560.97.
6. Laurel Mikkelson, 706 W. 2nd St., for 2013 property taxes in the amount of \$780.00.
7. Kerry K. Gudmestad, 1312 N. Elmwood Ave., for 2013 property taxes in the amount of \$57.78.
8. Robert L. Gramkow, 2100 E. 30th St. N., for 2013 property taxes in the amount of \$1,372.30.
9. Sharon K. Story, 5108 W. Royal St., for 2013 property taxes in the amount of \$1,560.97.
10. Sharon L. Morrell, 3600 E. Dudley Ln., for 2013 property taxes in the amount of \$786.90.
11. Donald W. Speck, 604 N. Marquette Ave., for 2013 property taxes in the amount of \$778.35.

12. Christine Baca, 4609 S. Oxbow Ave., #204, for 2013 property taxes in the amount of \$650.05.
13. Robert Redmond, 7105 W. Leah St., for 2013 property taxes in the amount of \$1,560.97.
14. Alan G. Hillberg, 3075 N. Presentation Court, for 2013 property taxes in the amount of \$1,308.73.

Items 15-16: Minnehaha County Commission approved these parcels for tax exemption during the 2014 County Board process.

15. TLC Community Development Corp., 2601 S. Minnesota Ave., Suite 105, for 2013 property taxes in the amount of \$2,265.02.
16. Sioux Falls Downtown Good Samaritan Housing, LP, 4800 W. 57th St., for 2013 property taxes in the amount of \$4,610.78.

Phillip's Home, 906 S. Phillips Ave., for 2013 property taxes in the amount of \$1,227.29. The parcel was purchased August 1, 2013. The applicant was granted exempt status for 2014 payable in 2015; and is now requesting abatement for time owned in 2013.
18. South Dakota Achieve, 4100 S. Western Ave., for 2013 property taxes in the amount of \$10,697.54. The applicant is exempt from tax.

REGULAR AGENDA ITEMS

APPROVAL OF REGULAR AGENDA

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

Vote to approve: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Kermit L. Staggers, Kenny Anderson Jr., Christine M. Erickson, 7. Noes, 0.

Motion Passed.

PUBLIC INPUT

Cathy Brechtelsbauer inquired about having the Downtown Library opened on Sundays.

Rachida Mahamed spoke about her love for reading and requested to have the library open on Sundays.

Scott Ehrisman expressed his appreciation for the Sioux Falls Free Thinkers being able to provide an Invocation. He gave a brief history of Invocations and expressed his concerns about admission charges to the Visual Arts Center at the Washington Pavilion of Arts and Science.

Theresa Stehly spoke about voter confusion and offered suggestions to help the election process.

Dan Daily spoke about the recent election, postponing construction of the Spellerberg indoor pool, the City's citation process, veterans, the VA

Hospital, and City debt.

Don Bechtel spoke about the proposed garbage ordinance and the problems it would cause for landlords, and other landlord issues.

Carol Anderson spoke about the City's appeals process and problems that landlords endure.

Item 1 was discussed at this time. See item for action taken.

INTRODUCTION AND ADOPTION OF ORDINANCES

Set a date of hearing and 2nd Reading for Tuesday, June 17, 2014, at 7:00 p.m. for Item 19:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING
19. THE CODE OF ORDINANCES OF THE CITY BY AMENDING CHAPTER 57: GARBAGE AND
RECYCLING TO INCREASE RATES AT THE LANDFILL IN SECTION 57.047.

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member Michelle Erpenbach to set a date of hearing and 2nd Reading for Tuesday, June 17, 2014.

Vote to set a date: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Kermit L. Staggers, Kenny Anderson Jr., Christine M. Erickson, 7. Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, June 17, 2014, at 7:00 p.m. for Item 20:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING
20. THE CODE OF ORDINANCES OF THE CITY BY AMENDING CHAPTER 57: GARBAGE AND
RECYCLING, SUBCHAPTER COLLECTION REGULATIONS.

A motion was made by Council Member Michelle Erpenbach and seconded by Council Member Kermit L. Staggers to set a date of hearing and 2nd Reading for Tuesday, July 1, 2014.

Vote to set a date: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Kermit L. Staggers, Kenny Anderson Jr., Christine M. Erickson, 7. Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, June 17, 2014, at 7:00 p.m. for Item 21:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING
21. THE CODE OF ORDINANCES OF THE CITY BY AMENDING CHAPTER 51: UTILITY RATES
AND CHARGES, SUBCHAPTER STORM DRAINAGE AND SUBCHAPTER STORM WATER DRAINAGE
SYSTEM IMPROVEMENT COST RECOVERY.

A motion was made by Council Member Michelle Erpenbach and seconded by Council Member Kenny Anderson Jr. to set a date of hearing and 2nd Reading for Tuesday, June 17, 2014.

Vote to set a date: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Kermit L. Staggers, Kenny Anderson Jr., Christine M.

Erickson, 7. Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, June 17, 2014, at 7:00 p.m. for Item 22:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING
22. THE CODE OF ORDINANCES OF THE CITY BY AMENDING CHAPTER 51: UTILITY RATES
AND CHARGES, SUBCHAPTER GENERAL PROVISIONS AND SUBCHAPTER SEWER.

A motion was made by Council Member Greg Jamison and seconded by Council Member Kenny Anderson Jr. to set a date of hearing and 2nd Reading for Tuesday, June 17, 2014.

Vote to set a date: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Kermit L. Staggers, Kenny Anderson Jr., Christine M. Erickson, 7. Noes, 0.

Motion Passed.

HEARINGS AND RESOLUTIONS

23. A RESOLUTION APPROVING THE SPECIAL ASSESSMENT ROLL FOR CONSTRUCTION OF
SIDEWALK ON N. KIWANIS AVE. FROM W. 2ND ST. TO W. 9TH ST.

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member Michelle Erpenbach to adopt said Resolution 65-14.

Vote to adopt: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Kenny Anderson Jr., Christine M. Erickson, 6. Noes, Kermit L. Staggers, 1.

Motion Passed.

RESOLUTION NO. 65-14

A RESOLUTION APPROVING THE SPECIAL ASSESSMENT ROLL FOR [CONSTRUCTION OF
SIDEWALK ON N. KIWANIS AVE. FROM W. 2ND ST. TO W. 9TH ST].

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

SECTION 1. That the special assessment roll for the assessment of the property assessable for [construction of sidewalk on N. Kiwanis Ave. from W. 2nd St. to W. 9th St.] pursuant to a contract entered into with [Dakota Contracting] on the [16th] day of [April], 20[13], be and the same is hereby approved and the assessment as set out in the special assessment roll approved this date is hereby levied against the property described therein and becomes a lien against such property upon filing of the special assessment roll in the City Accounting Office.

SECTION 2. The assessment may be paid in [five] annual installments and shall be collected under Plan One-Collection by County Treasurer as provided in SDCL 9-43.

Date adopted: 06/10/14 .

Mark Cotter

for Mayor

ATTEST:

Lorie Hogstad

City Clerk

NOTICE TO PROPERTY OWNERS

Notice is hereby given that assessments levied under the above resolution will become due and payable at the office of the County Treasurer in [five] installments, together with interest at [5.25]percent per annum in accordance with SDCL 9-43. The first installment, with interest, will become due with general taxes and will be payable at the County Treasurer's Office on January1, 20[15]; the remaining installments, with interest, will become due and payable annually at the County Treasurer's Office on January1 of each following year until total assessment, with interest, is paid in full.

Notice is further given that the special assessment roll approved in the above resolution was filed with the City Clerk's Office on the [10th] day of [June], 20[14], and that the whole of said assessment, or any installment thereof, may be paid without interest to the City Accounting Office on or before 30 days after said filing.

Lorie Hogstad

City Clerk

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

A motion was made by Council Member Michelle Erpenbach and seconded by Council Member Kenny Anderson Jr. to adopt said Resolution 66-14.

Vote to adopt: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Kermit L. Staggers, Kenny Anderson Jr., Christine M. Erickson, 7. Noes, 0.

Motion Passed.

RESOLUTION NO. 66-14

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
Michael Luce	Airport Authority Board	Reappointed for a term from June2014 through June 2019.
Lon Stroschein	Airport Authority Board	Appointed for a term from June 2014 through June 2019 (to replace Tom Lien).
Kathryn Henning	Zoning Board of Adjustment	Reappointed for a term from June

2014 through June 2017.

Greg Neitzert Zoning Board of Adjustment Reappointed for a term from June 2014 through June 2017.

Ryan Rients Zoning Board of Adjustment Appointed for a term from June 2014 through June 2017 (to replace Monty Miller).

Date adopted: 06/10/14 .

Mark Cotter

for Mayor

ATTEST:

Lorie Hogstad

City Clerk

ADJOURNMENT

A motion was made by Council Member Michelle Erpenbach and seconded by Council Member Kenny Anderson Jr. to adjourn at 8:20 p.m.

Council Chair Dean Karsky called for a voice vote. All members voted yes. 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) 367-8080 (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.