

City of Sioux Falls Council Meeting

Minutes

Carnegie Town Hall, 235 West 10th Street

MEETING OF Tuesday, May 8, 2018, at 7 PM

ROLL CALL

MEMBERS PRESENT/ABSENT OFFICIAL AGENDA

PRESENT

ABSENT

Council Member Theresa Stehly

Council Member Christine M. Erickson

Council Member Michelle Erpenbach

Council Member Rick Kiley

Council Member Greg Neitzert

Council Member Rex Roling

Council Member Marshall Selberg

Council Member Pat Starr

Mayor Mike T. Huether

INVOCATION

City Council Member Rex Roling

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PLEDGE OF ALLEGIANCE

RECOGNITION/AWARDS

Mayor Mike T. Huether

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At-Large Council Member Rex Roling

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Central District Council Member Michelle Erpenbach

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Councilor Rex Roling gave a farewell speech.

CONSENT AGENDA ITEMS

APPROVAL OF CONSENT AGENDA

A motion was made by Council Member Rick Kiley and seconded by Council Member Rex Rolwing to approve the Consent Agenda.

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

Motion Passed.

MINUTES

Regular City Council Meeting of Wednesday, May 2, 2018, at 7 p.m.

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COMMUNICATIONS

1. Approval of contracts/agreements on the May 4, 2018, memo.
2. Approval of notice of change orders on the May 4, 2018, memo.

Report of Requests for Quotes for Fuel dated: April 27, 2018; 8,500 gallons of Unleaded Ethanol & 15,000 gallons of #2 Dyed Diesel; Midway Service (\$2.2738 per gallon Unleaded Ethanol & \$2.2623 per gallon #2 Dyed Diesel);

3. Howes Oil (\$2.3485 per gallon Unleaded Ethanol & \$2.3420 per gallon #2 Dyed Diesel); Stern Oil (\$2.3178 per gallon Unleaded Ethanol & \$2.2859 per gallon #2 Dyed Diesel); Cole's Petroleum, Harms Oil, CHS, Inc., and Olson Oil, all no bid. Bid awarded to: Midway Services.

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, Theresa Stehly, Christine M. Erickson, Michelle Erpenbach, Rick Kiley, Greg Neitzert, Rex Rolwing, Marshall Selberg, Pat Starr, 8. Noes, 0.

Motion Passed.

PUBLIC INPUT

Dana Loseke, representing Friends of the Big Sioux River, spoke about concerns regarding the expansion of a cheese plant in Lake Norden and the future discharge of nitrate-laden water into the river.

UNFINISHED BUSINESS

Deferred from the City Council Meeting of Tuesday, May 2, 2018, at 7 p.m.:

4. Item 1; Multimedia Support; Carnegie Town Hall Broadcast Equipment Upgrade; Provide equipment, labor, supplies to install & program; AVI Systems, Inc.; \$290,792.

A motion was made by Council Member Rex Rolwing and seconded by Council Member Michelle Erpenbach to approve Item 4.

Vote to approve: Roll Call: Yeses, Christine M. Erickson, Michelle Erpenbach, Rick Kiley, Greg Neitzert, Rex Rolwing, Marshall Selberg, 6. Noes,

Theresa Stehly, Pat Starr, 2.

Motion Passed.

New 2017-18 Retail Malt Beverage License for Julie Foltz, Log Cabin, 1515 West Burnside Avenue, pending Conditional Use Permit (8315-2018) approval on May 3, 2018. Planning Commission recommends approval (6-0).

Request to include video lottery terminals with the new 2017-18 Retail Malt Beverage License for Julia Foltz, Log Cabin, 1515 West Burnside Avenue, pending Conditional Use Permit (8315-2018) approval on May 3, 2018. Planning Commission recommends approval (6-0).

A motion was made by Council Member Christine M. Erickson and seconded by Council Member Marshall Selberg to approve Items 5 and 6.

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

Motion Passed.

INTRODUCTION AND ADOPTION OF ORDINANCES

2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE CODE OF ORDINANCES OF THE CITY BY AMENDING CHAPTER 51: UTILITY RATES AND CHARGES, PERTAINING TO WATER CUSTOMERS OUTSIDE THE CITY OF SIOUX FALLS.

A motion was made by Council Member Rex Roling and seconded by Council Member Marshall Selberg to adopt said Ordinance No. 42-18.

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

Motion Passed.

2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AUTHORIZING THE JOINT POWERS AGREEMENT WITH THE CITY OF TEA FOR USE OF THE SIOUX FALLS REGIONAL WASTEWATER SYSTEM.

A motion was made by Council Member Christine M. Erickson and seconded by Council Member Rick Kiley to adopt said Ordinance No. 43-18.

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

Motion Passed.

2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE CODE OF ORDINANCES OF THE CITY BY AMENDING CHAPTER 124: TRANSPORTATION SERVICES, SUBCHAPTER: GENERAL PROVISIONS, TO ALLOW CASH TIPS TO BE ACCEPTED BY TRANSPORTATION NETWORK COMPANY DRIVERS.

A motion was made by Council Member Greg Neitzert and seconded by Council Member Marshall Selberg to adopt said Ordinance No. 44-18.

Vote to adopt: Roll Call: Yeses, Theresa Stehly, Christine M. Erickson,

Michelle Erpenbach, Rick Kiley, Greg Neitzert, Rex Roling, Marshall Selberg, Pat Starr, 8. Noes, 0.

Motion Passed.

2ndReading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING
10. THE CODE OF ORDINANCES OF THE CITY BY AMENDING CHAPTER 124: TRANSPORTATION SERVICES, SUBCHAPTER: GENERAL PROVISIONS, TO ALLOW BUSINESS DECALS OR MARKINGS ON PASSENGER SERVICE VEHICLES.

A motion was made by Council Member Greg Neitzert and seconded by Council Member Marshall Selberg to adopt said Ordinance No. 45-18.

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

Motion Passed.

HEARINGS AND RESOLUTIONS

11. A RESOLUTION OF THE CITY OF SIOUX FALLS APPROVING DIAGONAL PARKING ON 4TH ST.

A motion was made by Council Member Greg Neitzert and seconded by Council Member Rex Roling to adopt said Resolution No. 47-18.

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

Motion Passed.

RESOLUTION NO. 47-18

A RESOLUTION OF THE CITY OF SIOUX FALLS APPROVING DIAGONAL PARKING ON 4TH ST.

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

That it approves the establishment of diagonal parking on the south side of 4th St. between Minnesota Ave. and Dakota Ave.

Date adopted: 05/08/18 .

Mike T. Huether

Mayor

ATTEST:

Thomas M. Greco

City Clerk

A RESOLUTION DECLARING THE RESULTS OF THE CITY OF SIOUX FALLS MUNICIPAL
12. RUNOFF ELECTION HELD IN THE CITY OF SIOUX FALLS, SD, ON TUESDAY, THE 1ST DAY OF MAY, 2018.

A motion was made by Council Member Rick Kiley and seconded by Council Member Rex Roling to adopt said Resolution No. 48-18.

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

Motion Passed.

RESOLUTION NO. 48-18

A RESOLUTION DECLARING THE RESULTS OF THE CITY OF SIOUX FALLS MUNICIPAL RUNOFF ELECTION HELD IN THE CITY OF SIOUX FALLS, SD, ON TUESDAY, THE 1ST DAY OF MAY 2018.

On Tuesday, the 1st day of May 2018, a City of Sioux Falls Municipal Runoff Election was held. The purpose of this election was to elect one Mayor and one Central District Council Member for the City of Sioux Falls, SD;

The City Council of the City of Sioux Falls met as the Canvassing Board pursuant to law on Tuesday, May 8, 2018, at the Carnegie Town Hall, 235 W. 10th St., Sioux Falls, SD, at 7 p.m., to canvass the votes cast for said offices at said Municipal Runoff Election;

Pursuant to the Canvassing Board's report, candidates for the offices of Mayor and Central District Council Member received the following votes:

For the Office of Mayor, four-year term: Paul TenHaken-20,869; and Jolene Loetscher-12,413;

For the Office of Central District Council Member, four-year-term: Zach DeBoer-2,798; and Curt Soehl-2,947;

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

That pursuant to the Canvassing Board's report, Paul TenHaken received 62.70 percent of the votes cast at said election and is hereby declared elected to the Office of Mayor for a four-year term.

That pursuant to the Canvassing Board's report, Curt Soehl received 51.30 percent of the votes cast at said election and is hereby declared elected to the Office of Council Member for the Central District for a four-year term.

This resolution will become effective upon passage and publication.

Date adopted: 05/08/18 .

Mike T. Huether

Mayor

ATTEST:

Thomas M. Greco

City Clerk

ADJOURNMENT

A motion was made by Council Member Rex Roling and seconded by Council Member Michelle Erpenbach to adjourn at 7:51 p.m.

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

Motion Passed.

Denise D. Tucker, MMC

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.

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.