

City Council Meetings
2/4/2019 7:00:00 PM

CALL TO ORDER

1
MEETING ROLL CALL

Council Member Christine M. Erickson Council Member Rick Kiley Council Member
Greg Neitzert Council Member Marshall Selberg Council Member Curt Soehl Council
Member Pat Starr Council Member Theresa Stehly Council Member Janet Brekke
Mayor Paul TenHaken

2
INVOCATION

Pastor Daniel Brunz, City Church

3
PLEDGE OF ALLEGIANCE

CONSENT AGENDA

4
APPROVAL OF THE CONSENT AGENDA

5
APPROVAL OF MINUTES

Informational Meeting of Tuesday, January 15, 2019

City Council Meeting of Tuesday, January 15, 2019

Informational Meeting of Tuesday, January 22, 2019

Joint City Council/Lincoln County Commissioner Meeting of Tuesday, January 22,
2019

COMMUNICATIONS

6
Approval of contracts/agreements on the February 1, 2019, memo.

7
Notice of change orders on the February 1, 2019, memo.

8
A communication was received from Avera McKennan requesting permission to
consume, but not sell, beer and wine, at the Avera Prairie Center, 1000 E. 23rd
St., on February 8, 2019, from 4 p.m. to 7 p.m., pursuant to SDCL 35-1-5.5, for
a retirement party.

9
A communication was received from the Lunar Fest requesting permission to
consume, but not sell, beer, wine and liquor at the Lunar Festival at the
Active Generations Center, 2300 W. 46th St., from 5 p.m. to 11:30 p.m., on
February 9, 2019.

10

Report of Requests for Quotes for Fuel dated: January 14, 2019; Unleaded Ethanol (711 Gallons), #1 Dyed Diesel (3,750 Gallons), #2 Dyed Diesel (3,750 Gallons), #1 Clear Diesel (308 Gallons), and #2 Clear Diesel (308 Gallons); Midway Service (\$1.7170 for Unleaded Ethanol, \$2.1185 for #1 Dyed Diesel, \$1.8560 for #2 Dyed Diesel, \$2.4650 for #1 Clear Diesel, and \$2.2025 for #2 Clear Diesel); Cole's Petroleum (No Bid for Unleaded Ethanol, \$2.1310 for #1 Dyed Diesel, \$1.8685 for #2 Dyed Diesel, No Bid for #1 Clear Diesel, and No Bid for #2 Clear Diesel); Howes Oil (\$1.7270 for Unleaded Ethanol, \$2.1550 for #1 Dyed Diesel, \$1.8925 for #2 Dyed Diesel, \$2.5050 for #1 Clear Diesel, and \$2.2125 for #2 Clear Diesel); CHS, Inc. (No Bid for Unleaded Ethanol, \$2.2000 for #1 Dyed Diesel, \$1.9450 for #2 Dyed Diesel, \$2.4800 for #1 Clear Diesel, and \$2.2200 for #2 Clear Diesel) Harms Oil, Stern Oil, and Olson Oil, all no bid. Bid awarded to: Midway Service.

11

Sioux Area Metro. Report of Requests for Quotes for Fuel dated: January 15, 2019; 8,498 Gallons of 50/50 Blend of #1 and #2 Clear Diesel; Howes Oil (\$2.3950 for #1 Clear Diesel and \$2.1325 for #2 Clear Diesel); Harms Oil (\$2.3981 for #1 Clear Diesel and \$2.1425 for #2 Clear Diesel); CHS, Inc., Petroleum Traders, and Midwest Oil, all no bids. Bid awarded to: Howes Oil.

12

Report of Requests for Quotes for Fuel dated: January 16, 2019; 8,500 Gallons of Unleaded Ethanol; Cole's Petroleum (\$1.6650); CHS, Inc. (\$1.7000); Howes Oil, Midway Service, Harms Oil, Stern Oil and Olson Oil, all no bid. Bid awarded to Cole's Petroleum.

13

Report of Requests for Quotes for Fuel dated: January 18, 2019; 4,000 Gallons of Unleaded Ethanol, 5,750 Gallons of #1 Dyed Diesel and 5,750 Gallons of #2 Dyed Diesel; Midway Service (\$1.688 for Unleaded Ethanol, \$2.1145 for #1 Dyed Diesel and \$1.8855 for #2 Dyed Diesel); Cole's Petroleum, Howes Oil, CHS, Harms Oil, Stern Oil & Olson Oil, all no bid. Bid awarded to Midway Service.

14

Report of Requests for Quotes for Fuel dated: January 22, 2019; 920 Gallons of DEF; Midway Service (\$0.9750); Howes Oil (\$1.0950); Coles Petroleum, Harms Oil, Stern Oil, CHS, Inc., and Olson Oil, all no bid. Bid awarded to: Midway Service.

15

Report of Requests for Quotes for Fuel dated: January 23, 2019; Unleaded Ethanol (3,000 Gallons), #1 Dyed Diesel (2,500 Gallons), #2 Dyed Diesel (2,500 Gallons); Farstad Oil (\$1.6760 for Unleaded Ethanol, \$2.1820 for #1 Dyed Diesel, and \$1.9190 for #2 Dyed Diesel); Cole's Petroleum (\$1.6981 for Unleaded Ethanol, \$2.1774 for #1 Dyed Diesel, and \$1.9103 for #2 Dyed Diesel); Stern Oil (\$1.7221 for Unleaded Ethanol, \$2.1900 for #1 Dyed Diesel, and \$1.9700 for #2 Dyed Diesel); Midway Service, Harms Oil, Howes Oil, CHS Inc., and Olson, all no bid. Bid awarded to: Farstad Oil.

16

Sioux Area Metro. Report of Requests for Quotes for Fuel dated: January 25, 2019; 9,000 Gallons of 50/50 Blend of #1 and #2 Clear Diesel; Howes Oil (\$2.4415 for #1 Clear Diesel and \$2.197 for #2 Clear Diesel); Harms Oil. (\$2.4187 for #1 Clear Diesel and \$2.1775 for #2 Clear Diesel); CHS, Inc. (\$2.4499 for #1 Clear Diesel and \$2.2299 for #2 Clear Diesel); Petroleum Traders, and Midwest Oil, all no bids. Bid awarded to: Harms Oil.

17

Report of Requests for Quotes for Fuel dated: January 28, 2019; Unleaded

Ethanol (8,500 Gallons), #1 Dyed Diesel (3,750 Gallons), and #2 Dyed Diesel (3,750 Gallons); Midway Service (\$1.6279 for Unleaded, \$2.1106 for #1 Dyed Diesel and \$1.8865 for #2 Dyed Diesel); Cole's Petroleum (\$1.6417 for Unleaded, \$2.1425 for #1 Dyed Diesel and \$1.9025 for #2 Dyed Diesel); Farstad Oil (\$1.7210 for Unleaded, \$2.2310 for #1 Dyed Diesel and \$1.9480 for #2 Dyed Diesel); Harms Oil (\$1.6396 for Unleaded, \$2.1160 for #1 Dyed Diesel and \$1.8985 for #2 Dyed Diesel). Howes Oil, Stern Oil, CHS Inc., and Olson Oil, all no bid. Bid awarded to: Midway Service.

NOTICE OF HEARINGS

18

New 2019 Retail Wine and Cider License for Johnny Carinos, 2310 South Louise Avenue.

19

New 2018-19 Retail Malt Beverage and SD Farm Wine License, requesting off-sale use only, for Fleet Farm Fuel, 3705 North Northview Avenue (CUP not required).

20

New 2018-19 Retail Malt Beverage and SD Farm Wine and 2019 Retail Wine and Cider Licenses, requesting off-sale use only, for Fleet Farm, 3035 West Fleet Street (CUP not required).

21

Special One-Day Malt Beverage Licenses for Siouxland Heritage Museums to be operated at Pettigrew Home & Museum, 131 North Duluth Avenue, for History Happy Hour Programs on February 21, April 25 and May 30, 2019.

22

Special One-Day Malt Beverage and Special One-Day Wine Licenses for Downtown Sioux Falls Inc., to be operated at Sioux Falls State Theatre, 316 South Phillips Avenue, for an annual meeting on February 26, 2019.

23

Special One-Day Malt Beverage and Special One-Day Wine Licenses for Sioux Falls History Club, 728 South Phillips Avenue, for a Mardi Gras celebration on March 5, 2019.

24

Special One-Day Malt Beverage License for Siouxland Heritage Museums to be operated at the Old Courthouse Museum, 200 West Sixth Street, for a St. Patrick's celebration on March 16, 2019.

25

Special One-Day Malt Beverage License for Sisters of the Presentation of the Blessed Virgin Mary to be operated at Falls Park, 305 East Falls Park Drive, for a fundraiser on May 11, 2019.

REGULAR AGENDA

26

APPROVAL OF THE REGULAR AGENDA

27

PUBLIC INPUT

UNFINISHED BUSINESS

28

New 2019 Retail Wine License, requesting off-sale use only, for Smallcakes Cupcakery and Creamery, 2400 South Marion Road, Suite 130.

29

New 2019 Retail Wine License for Ode to Food and Drinks, 300 North Cherapa Place, Suite 102.

30

Transfer of 2019 Retail Wine and Cider and 2018-19 Retail Malt Beverage and SD Farm Wine Licenses from Bros Brasserie Americano to Fernson Taphouse LLC, 332/334 South Phillips Avenue. Pending final inspection per Health.

31

Special One-Day Malt Beverage and Special One-Day Wine Licenses for Boys and Girls Clubs of the Sioux Empire to be operated at 8th & Railroad Parking Lot, 401 East 8th Street, for a special event on February 9, 2019.

32

Special One-Day Malt Beverage and Special One-Day Wine License for Senior Citizens Services Inc., to be operated at Active Generations, 2300 West 46th Street, for special events on February 23 and 28, April 28 and June 27, 2019.

INTRODUCTION AND ADOPTION OF ORDINANCES

ORDINANCE SECOND READINGS

33

AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT THE SOUTHWEST CORNER OF E. 14TH ST. AND S. 2ND AVE. FROM THE RA-2 APARTMENT RESIDENTIAL-MODERATE DENSITY DISTRICT TO THE RT-2 TOWNHOME RESIDENTIAL-TRADITIONAL DISTRICT, NO. 9588-2018, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS.

34

AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT 219 S. PRAIRIE AVE. FROM THE RT-1 SINGLE-FAMILY RESIDENTIAL-TRADITIONAL DISTRICT TO THE RT-2 TOWNHOME RESIDENTIAL-TRADITIONAL DISTRICT, NO. 9663-2018, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS.

35

AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT 7201 S. CLIFF AVE. FROM THE C-3 COMMERCIAL-COMMUNITY DISTRICT TO THE C-3 COMMERCIAL-COMMUNITY DISTRICT, PETITION NO. 9667-2018, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS.

36

AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT 4401 W. 62ND ST. FROM THE I-1 LIGHT INDUSTRIAL DISTRICT TO THE I-2 HEAVY INDUSTRIAL DISTRICT, NO. 9703-2018, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS.

37

AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT 2301 E. 60TH ST. N. FROM THE I-1 LIGHT INDUSTRIAL DISTRICT TO THE S-2 INSTITUTIONAL CAMPUS PLANNED UNIT DEVELOPMENT DISTRICT, PETITION NO. 9710-2018, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS.

38

AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT 5101 W. 5TH ST. FROM THE RS SINGLE-FAMILY RESIDENTIAL-SUBURBAN DISTRICT TO THE CN

CONSERVATION DISTRICT, NO. 9711-2018, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS.

39

AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT 8109-8217 W. 41ST ST. FROM THE RR SINGLE-FAMILY RESIDENTIAL-RURAL DISTRICT TO THE CN CONSERVATION DISTRICT, NO. 9716-2018, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS.

40

AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE CODE OF ORDINANCES OF THE CITY BY AMENDING CHAPTER 32: AUDIT COMMITTEE.

HEARINGS AND RESOLUTIONS

41

A RESOLUTION REPEALING RESOLUTION NO. 11-13 WHICH ADOPTED THE INTERNAL AUDIT CHARTER, AS AMENDED.

42

A RESOLUTION OF THE CITY OF SIOUX FALLS, SD, CORRECTING THE LEGAL DESCRIPTION OF ANNEXATION RESOLUTION NO. 115-18. ANNEXATION 9031-2018-22nd St. and Ellis Rd.

43

A RESOLUTION REMOVING UNCOLLECTIBLE, DELINQUENT ACCOUNTS FROM THE RECORDS.

44

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

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)

45

REPORT OF THE DECEMBER 31, 2018, NOTICE OF TRANSFER OF APPROPRIATIONS WITHIN MAJOR ORGANIZATIONAL UNITS.

NEW BUSINESS

ADJOURNMENT