

	City of Sioux Falls Council Meeting Agenda	
	Carnegie Town Hall, 235 West 10th Street	
	MEETING OF Monday, September 20, 2010 at 7:00 p.m.	

ROLL CALL #5

MEMBERS PRESENT/ABSENT OFFICIAL AGENDA

Members Present:

Council Member Erpenbach
Council Member Jamison
Council Member Litz
Council Member Rolwing
Council Member Anderson Jr.
Council Member Brown
Council Member Entenman
Mayor Mike T. Huether

INVOCATION

A. DR. RON TOTTINGHAM, EMPIRE BAPTIST TEMPLE

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

A. NATIONAL MENTAL ILLNESS AWARENESS WEEK, OCTOBER 3-9, 2010

B. CONSTITUTION WEEK, SEPTEMBER 17-23, 2010

APPROVAL OF CONSENT AGENDA

MINUTES

A. INFORMATIONAL MEETING OF MONDAY, SEPTEMBER 13, 2010, AT 4:00 P.M.

Minutes

B. CITY COUNCIL MEETING OF MONDAY, SEPTEMBER 13, 2010, AT 7:00 P.M.

Minutes

COMMUNICATIONS

1. A COMMUNICATION WAS RECEIVED FROM CHILDREN'S HOME SOCIETY STATING ITS INTENT TO SELL RAFFLE TICKETS FROM SEPTEMBER 22, 2010 TO OCTOBER 30, 2010, FOR VARIOUS DONATED PRIZES. TICKETS WILL BE \$1.00. ALL PROCEEDS WILL BE DONATED TO THE SIOUX EMPIRE UNITED WAY.

NOTICE OF HEARINGS

Set a hearing date for Monday, October 4, 2010, at 7:00 p.m. on Items 2 through 11:

DOC: ITEMS 2-11 MEMO-COUNCIL

2. NEW 2010 RETAIL WINE LICENSE FOR HY-VEE INC., HY-VEE FOOD STORE #6, TO BE OPERATED AT 1231 EAST 57TH STREET, WITH THE CONDITIONAL USE PERMIT (2010-08-06) BEING APPROVED ON 09-01-10.
3. NEW 2010-11 RETAIL MALT BEVERAGE LICENSE FOR BRO'S BRASSERIE AMERICANO LLC, BRO'S BRASSERIE AMERICANO, TO BE OPERATED AT 332/334 SOUTH PHILLIPS AVENUE, WITH THE CONDITIONAL USE PERMIT (2010-08-04) BEING APPROVED ON 09-01-10.
4. TRANSFER OF A 2010 RETAIL WINE LICENSE FROM CHEF AMY'S CAFE 334 LLC, CHEF AMY'S CAFE 334, 334 SOUTH PHILLIPS AVENUE, TO BRO'S BRASSERIE AMERICANO LLC, BRO'S BRASSERIE AMERICANO, TO BE OPERATED AT 332/334 SOUTH PHILLIPS AVENUE, WITH THE CONDITIONAL USE PERMIT (2010-08-04) BEING APPROVED ON 09-01-10.
5. TRANSFER OF A 2010 RETAIL LIQUOR LICENSE FROM 4900 BUILDING LLC, THE OAKS HOTEL, 3300 WEST RUSSELL STREET, TO 4900 BUILDING LLC, NAME TO BE DETERMINED, TO BE OPERATED AT 214 SOUTH PHILLIPS AVENUE, INCLUDING SUNDAY SALES, WITH THE CONDITIONAL USE PERMIT (2010-08-03) BEING APPROVED ON 09-01-10.
6. RENEWAL OF A 2011 RETAIL LIQUOR LICENSE FOR 4900 BUILDING LLC, NAME TO BE DETERMINED, TO BE OPERATED AT 214 SOUTH PHILLIPS AVENUE, INCLUDING SUNDAY SALES, WITH THE CONDITIONAL USE PERMIT (2010-08-03) BEING APPROVED ON 09-01-10.
7. TRANSFER OF A 2010 PACKAGE LIQUOR LICENSE FROM LUVERNE SUPERMARKETS INC., SUNSHINE FOODS, 3809 EAST TENTH STREET, TO LUVERNE SUPERMARKETS INC., SUNSHINE FOODS, TO BE OPERATED AT 530 SOUTH SECOND AVENUE.
8. RESCIND 2010-11 PACKAGE MALT BEVERAGE LICENSE ISSUED TO LUVERNE SUPERMARKETS INC., SUNSHINE FOODS, 530 SOUTH SECOND AVENUE.
9. SPECIAL ONE-DAY LIQUOR LICENSE FOR WASHINGTON PAVILION MANAGEMENT INC., WASHINGTON PAVILION OF ARTS & SCIENCE, 301 SOUTH MAIN AVENUE, FOR A RECEPTION AND AWARDS DINNER ON OCTOBER 8, 2010.
10. SPECIAL ONE-DAY LIQUOR LICENSE FOR GREAT BEAR RECREATION PARK INC., GREAT

BEAR RECREATION PARK, TO BE OPERATED AT 5901 EAST RICE STREET, FOR A RECEPTION ON OCTOBER 9, 2010.

11. SPECIAL ONE-DAY OFF-SALE PACKAGE WINE LICENSE FOR THE SIOUX FALLS JAZZ & BLUES SOCIETY TO BE OPERATED AT THE SIOUX FALLS CONVENTION CENTER, 1211 NORTH WEST AVENUE, ON OCTOBER 15-16, 2010, FOR THE 'EXPO FOR HER'.

| CONSENT AGENDA ITEMS |

APPROVAL OF REGULAR AGENDA

PUBLIC INPUT

UNFINISHED BUSINESS

DOC: ITEMS 12-24 MEMO-COUNCIL

12. NEW 2010 RETAIL WINE LICENSE FOR LIBATION STATION LLC, LIBATION STATION, TO BE OPERATED AT 5009 SOUTH WESTERN AVENUE SUITE 200, WITH THE CONDITIONAL USE PERMIT (2010-07-03) BEING APPROVED ON 08-04-10.
13. NEW 2010-11 PACKAGE MALT BEVERAGE/SOUTH DAKOTA FARM WINERY LICENSE FOR SWR INC., SENOR WIENER RESTAURANT, TO BE OPERATED AT 3504 WEST 41ST STREET.
14. NEW 2010 PACKAGE LIQUOR LICENSE FOR LEWIS DRUG INC., LEWIS ON LOUISE, TO BE OPERATED AT 6109 SOUTH LOUISE AVENUE.
15. NEW 2010 PACKAGE LIQUOR LICENSE FOR SELAMTA MINI MART LLC, SELAMTA MINI MART, TO BE OPERATED AT 812 EAST TENTH STREET.
16. RESCIND 2010-11 PACKAGE MALT BEVERAGE LICENSE ISSUED TO SELAMTA MINI MART LLC, SELAMTA MINI MART, 812 EAST TENTH STREET.
17. NEW 2010 RETAIL WINE LICENSE FOR HY-VEE INC., HY-VEE FOOD STORE #7, TO BE OPERATED AT 2700 WEST TENTH STREET (FULL SERVICE RESTAURANT; CUP NOT REQUIRED).
18. TRANSFER OF A 2010 PACKAGE LIQUOR LICENSE FROM LUVERNE SUPERMARKET INC., SUNSHINE FOODS #3, 2700 WEST TENTH STREET, TO HY-VEE INC., HY-VEE FOOD STORE #7, TO BE OPERATED AT 2700 WEST TENTH STREET.
19. TRANSFER OF A 2010 PACKAGE LIQUOR LICENSE FROM LUVERNE SUPERMARKET INC., SUNSHINE FOODS, 1231 EAST 57TH STREET, TO HY-VEE INC., HY-VEE FOOD STORE #6, TO BE OPERATED AT 1231 EAST 57TH STREET.

20. TRANSFER OF A 2010-11 PACKAGE MALT BEVERAGE LICENSE FROM LUVERNE SUPERMARKET INC., SUNSHINE GAS #9, 1229 EAST 57TH STREET, TO HY-VEE INC., HY-VEE FOOD STORE #6 GAS, TO BE OPERATED AT 1229 EAST 57TH STREET.
21. TRANSFER 2010-11 RETAIL MALT BEVERAGE LICENSE FROM INCA'S MEXICAN RESTAURANT SIOUX FALLS INC., INCA'S MEXICAN RESTAURANT, 3312 SOUTH HOLLY AVENUE, TO D&D RESTAURANTS INC., INCA'S MEXICAN RESTAURANT, TO BE OPERATED AT 3312 SOUTH HOLLY AVENUE (CUP NOT REQUIRED; THIS IS AN EXISTING LICENSE WHICH PREDATES THE ORDINANCE).
22. TRANSFER 2010 RETAIL WINE LICENSE FROM INCA'S MEXICAN RESTAURANT SIOUX FALLS INC., INCA'S MEXICAN RESTAURANT, 3312 SOUTH HOLLY AVENUE, TO D&D RESTAURANTS INC., INCA'S MEXICAN RESTAURANT, TO BE OPERATED AT 3312 SOUTH HOLLY AVENUE (CUP NOT REQUIRED; THIS IS AN EXISTING LICENSE WHICH PREDATES THE ORDINANCE).
23. SPECIAL ONE-DAY LIQUOR LICENSE FOR REALTOR ASSOCIATION OF THE SIOUX EMPIRE TO BE OPERATED AT CHERAPA PLACE, 300 NORTH CHERAPA PLACE, ON SEPTEMBER 23, 2010, FOR THE "REALTOR FOR KIDS" FUNDRAISER.
24. SPECIAL ONE-DAY MALT BEVERAGE AND WINE LICENSES FOR THE AVERA MCKENNAN FOUNDATION TO BE OPERATED AT PERSPECTIVE, 196 EAST SIXTH STREET, ON OCTOBER 22, 2010, FOR THE "PAINT THE NIGHT PINK" FUNDRAISER.

INTRODUCTION AND ADOPTION OF ORDINANCES

Set a hearing date and 2nd Reading for Monday, October 4, 2010, for Items 25 through 28:

25. 1ST READING: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, PROVIDING APPROPRIATIONS AND THE MEANS OF FINANCING FOR THE FISCAL YEAR ENDING DECEMBER 31, 2011.

Proposed ord1132

2011 Appropriation Exhibit A

26. 1ST READING: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE REVISED ORDINANCES OF THE CITY THE PROMOTION/TRANSFER PROVISIONS OF SECTION 30-37B.

Proposed ord1218

27. 1ST READING: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT 704 S. CLEVELAND AVE. FROM THE RD, RESIDENTIAL DISTRICT TO THE C-2, GENERAL COMMERCIAL DISTRICT, PETITION NO. 2010-07-18, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. (THE PLANNING COMMISSION RECOMMENDS DENIAL.)

Proposed ord0001

PC Staff Report

PC Exhibit

PC Minutes - Item 13

28. 1ST READING: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, A MAJOR AMENDMENT, PETITION NO. 2010-08-01 TO CHAPTER 15.45.070, PLANNED DEVELOPMENT DISTRICTS, AT S. SOLBERG AVE., SOUTH OF W. 57TH ST. AND WEST OF S. LOUISE AVE. AMENDING THE WEST 57TH STREET NO. 2 PLANNED DEVELOPMENT DISTRICT SUBAREA REGULATIONS. (THE PLANNING COMMISSION RECOMMENDS APPROVAL.)

Proposed ord0002

PC Staff Report

PC Exhibit

PC Minutes - Item 14

HEARINGS AND RESOLUTIONS

29. A RESOLUTION VACATING THE PUBLIC RIGHT-OF-WAY ON TRACT NO. 57 OF COUNTY AUD. SUBD. IN THE NE1/4 OF SECTION 8-T101N-R49W, MINNEHAHA COUNTY, SD (NORTH E AVE. FROM W. BLACKHAWK ST. TO W. ALGONQUIN ST.).

Proposed RES0016

Item 29-Petition

Item 29-Exhibits

30. A RESOLUTION VACATING THE PUBLIC RIGHT-OF-WAY ON S. 9TH AVE. FROM E. 23RD ST. TO E. 24TH ST. AND THE ADJACENT ALLEYS AS SHOWN ON THE EXHIBIT.

Proposed RES1754

Item 30-Petition

Item 30-Exhibits

31. A RESOLUTION VACATING THE PUBLIC RIGHT-OF-WAY ON PORTIONS OF W. 28TH ST. FROM S. SUMMIT AVE. TO S. GRANGE AVE. AND ON THE ALLEY WITHIN BLOCK 23 OF DENNIS SUB-DIVISION OF BLOCKS 9, 10, 23, AND 24 OF UNIVERSITY ADDN. AS SHOWN ON EXHIBIT A.

Proposed RES1755

Item 31-Petition

Item 31-Exhibits

32. A RESOLUTION OF THE CITY OF SIOUX FALLS APPROVING THE PRELIMINARY PLAN OF DIAMOND FIELD ESTATES 2ND ADDITION. (THE PLANNING COMMISSION RECOMMENDS APPROVAL.)

Proposed Res0014

PC Staff Report

PC Exhibit

PC Minutes - Item 3

33. A RESOLUTION CREATING TAX INCREMENTAL DISTRICT NUMBER TEN, CITY OF SIOUX FALLS.

Proposed Res1768

General TID FAQs

TID #10 Summary

Proposed Boundary for TID #10

TID #10 Presentation

ADJOURNMENT