

|| City of Sioux Falls Council Meeting Agenda
|| Carnegie Town Hall, 235 West 10th Street
|| REGULAR MEETING OF Tuesday, September 8, 2009, at 7:00 p.m. |

ROLL CALL #4

MEMBERS PRESENT/ABSENT OFFICIAL AGENDA

Council Member Costello
Council Member Jamison
Council Member Knudson
Council Member Litz
Council Member Staggers
Council Member Anderson Jr.
Council Member Beninga
Council Member Brown
Mayor Dave Munson

INVOCATION

A. ASSISTANT PASTOR BILL MITCHELL, ABIDING SAVIOR FREE LUTHERAN CHURCH

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

A. SUICIDE PREVENTION WEEK - SEPTEMBER 6-12, 2009

APPROVAL OF CONSENT AGENDA

MINUTES

A. CORRECTING ITEM 24 FROM THE CITY COUNCIL MEETING OF MONDAY, AUGUST 3, 2009,
AT 7:00 P.M.

B. JOINT CITY COUNCIL/MINNEHAHA COUNTY COMMISSION MEETING OF MONDAY, AUGUST 17,
2009, AT 5:00 P.M.

C. REGULAR COUNCIL MEETING OF MONDAY, AUGUST 17, 2009, AT 7:00 P.M.

D. INFORMATIONAL MEETING OF MONDAY, AUGUST 31, 2009, AT 4:00 P.M.

COMMUNICATIONS

1. A COMMUNICATION WAS RECEIVED FROM THE GO BENEFIT COMMITTEE STATING THEIR

INTENT TO SELL RAFFLE TICKETS ON SEPTEMBER 12, 2009 FOR THE FOLLOWING PRIZE: A PERFORMANCE AND DINNER PACKAGE (APPROXIMATE VALUE \$900.00). TICKETS WILL BE \$5.00 APIECE. THE PROCEEDS WILL BE USED FOR THE NATIONAL BONE MARROW "BE THE MATCH" PROGRAM.

2. A COMMUNICATION WAS RECEIVED FROM THE GREAT PLAINS ZOO AND DELBRIDGE MUSEUM OF NATURAL HISTORY REQUESTING PERMISSION TO CONSUME, BUT NOT SELL, WINE AT THE GREAT PLAINS ZOO AND DELBRIDGE MUSEUM OF NATURAL HISTORY, 805 S. KIWANIS AVE., ON SEPTEMBER 16, 2009, FROM 6:00 P.M. TO 9:00 P.M. FOR THE PURPOSE OF DINNER WITH THE GIRAFFES.
3. ADAM MILLER IS REQUESTING PERMISSION TO CONSUME, BUT NOT SELL, WINE AND MALT BEVERAGES AT THE OLD COURTHOUSE MUSEUM, 200 WEST SIXTH STREET, ON SATURDAY, SEPTEMBER 26, 2009, FROM 5:00 P.M. TO 11:00 P.M. FOR THE PURPOSE OF A WEDDING RECEPTION.

NOTICE OF HEARINGS

Set a hearing date for Monday, September 14, 2009, at 7:00 p.m. on Item 4:

4. SPECIAL ONE-DAY LIQUOR LICENSE FOR HY-VEE INC., ALL OCCASIONS BY HY-VEE, TO BE OPERATED AT THE DELBRIDGE MUSEUM OF NATURAL HISTORY, 805 SOUTH KIWANIS AVENUE, ON SEPTEMBER 17, 2009, FOR A WINE TASTING/FUNDRAISER, AND AUTHORIZE PUBLICATION OF NOTICE ON 09-04-09 TO SET THE HEARING DATE.

Memo

Set a hearing date for Monday, September 21, 2009, at 7:00 p.m. on Items 5 through 13:

DOC: MEMO

5. NEW 2009-10 PACKAGE MALT BEVERAGE LICENSE FOR MAKETH GAK, SUDANESE GENERAL STORE, TO BE OPERATED AT 623 WEST 11TH STREET.
6. TRANSFER OF A 2009 RETAIL LIQUOR LICENSE FROM SIOUX FALLS CATERING CO. INC., HOLIDAY INN CITY CENTER, 100 WEST 8TH STREET, TO SFLL LLC, CITY CENTRE LOUNGE, TO BE OPERATED AT 100 WEST 8TH STREET, INCLUDING SUNDAY SALES AND VIDEO LOTTERY TERMINALS (FULL SERVICE RESTAURANT; CUP NOT REQUIRED).
7. SPECIAL ONE-DAY LIQUOR LICENSE REQUESTS FOR SMG, TO BE OPERATED AT THE SIOUX FALLS ARENA, 1201 NORTH WEST AVENUE, ON OCTOBER 23, 2009, FOR THE TIMBERWOLVES PRESEASON GAME, MARCH 30, 2010, FOR THE CENTRAL PLAINS DAIRY EXPO; ALL 2009-2010 HOME SEASON GAMES FOR THE STAMPEDE, ALL 2009-10 HOME SEASON GAMES FOR THE SKYFORCE; INCLUDING STAMPEDE AND SKYFORCE POSSIBLE PLAYOFF GAMES BETWEEN APRIL 3 AND MAY 15, 2010.
8. SPECIAL ONE-DAY LIQUOR LICENSE REQUESTS FOR WASHINGTON PAVILION MANAGEMENT

INC., WASHINGTON PAVILION OF ARTS & SCIENCE, 301 SOUTH MAIN AVENUE, FOR SEPTEMBER 26, OCTOBER 3, AND OCTOBER 25, 2009, AND JANUARY 2, JULY 10, AND JULY 16, 2010, FOR WEDDING RECEPTIONS.

9. SPECIAL ONE-DAY LIQUOR LICENSE REQUEST FOR GREAT BEAR RECREATION PARK INC., GREAT BEAR RECREATION PARK, TO BE OPERATED AT 5901 EAST RICE STREET, ON OCTOBER 8, 2009, FOR THE CHILDREN'S HOME SOCIETY EVENT.
10. SPECIAL ONE-DAY OFF-SALE PACKAGE LIQUOR LICENSE FOR THE ALZHEIMER'S ASSOCIATION TO BE OPERATED AT THE SIOUX FALLS CONVENTION CENTER, 1211 NORTH WEST AVENUE, ON OCTOBER 16-17, 2009, FOR THE 'EXPO FOR HER.'
11. SPECIAL ONE-DAY MALT BEVERAGE, SPECIAL ONE-DAY WINE, AND SPECIAL ONE-DAY OFF-SALE PACKAGE WINE LICENSES FOR DOWNTOWN SIOUX FALLS TO BE OPERATED ON 2ND AVENUE BETWEEN 10TH AND 11TH STREETS, INCLUDING THE PUBLIC RIGHT-OF-WAY, EXCEPT THE PEDESTRIAN WALKWAYS, ON SEPTEMBER 26, 2009, FOR THE HARVEST FEST.
12. SPECIAL ONE-DAY WINE LICENSE FOR XI ALPHA LLAMBDA TO BE OPERATED AT THE CENTER FOR ACTIVE GENERATIONS, 2300 WEST 46TH STREET, ON APRIL 10, 2010, FOR A SORORITY EVENT.
13. SPECIAL ONE-DAY MALT BEVERAGE AND SPECIAL ONE-DAY WINE LICENSES FOR SIOUX FALLS MEN'S SLOWPITCH TO BE OPERATED AT THE 13TH STREET LOT, 113 EAST 13TH STREET, AND AT THE 1ST AVENUE LOT, 400 SOUTH FIRST AVENUE, ON SEPTEMBER 27, 2009, FOR THE DOWNTOWN JAM.

| CONSENT AGENDA ITEMS |

APPROVAL OF REGULAR AGENDA

PUBLIC INPUT

UNFINISHED BUSINESS

14. DEFERRED ACTION (FROM AUGUST 17, 2009 MEETING): TRANSFER OF A 2009 PACKAGE LIQUOR LICENSE FROM NIKKI'S LAMEXICANA INC., NIKKI'S LAMEXICANA, 1112 EAST TENTH STREET, TO NIKKI'S LAMEXICANA INC., NIKKI'S LAMEXICANA, TO BE OPERATED AT 905 EAST 8TH STREET.

Memo

081709 CM Item 17

15. SPECIAL ONE-DAY LIQUOR LICENSE REQUESTS FOR HY-VEE INC., ALL OCCASIONS BY HY-VEE, TO BE OPERATED AT THE OLD COURTHOUSE MUSEUM, 200 WEST SIXTH STREET, ON SEPTEMBER 19, 2009, FOR A WEDDING RECEPTION, CANCELLING THE REQUEST FOR

AUGUST 19, 2009, AT THE OLD COURTHOUSE MUSEUM, APPROVED ON 07-20-09, AND A REQUEST TO BE OPERATED AT THE DELBRIDGE MUSEUM OF NATURAL HISTORY, 805 SOUTH KIWANIS AVENUE, ON OCTOBER 17, 2009, FOR A WEDDING RECEPTION.

Memo for Items 15 & 16

16. SPECIAL ONE-DAY MALT BEVERAGE AND SPECIAL ONE-DAY WINE LICENSES FOR THE BIG SIOUX CAT FANCIERS, TO BE OPERATED AT THE BAYMONT INN, 3200 SOUTH MEADOW AVENUE, ON OCTOBER 31, 2009, FOR A BANQUET.

INTRODUCTION AND ADOPTION OF ORDINANCES

17. 2ND READING: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE REVISED ORDINANCES OF THE CITY BY INCREASING CHARGES FOR WAITING TIME BY TAXICABS.

Ord. 1098

18. 2ND READING: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, PROVIDING SUPPLEMENTAL APPROPRIATIONS. (HEALTH DEPARTMENT - \$629,980.; ENGINEERING DEPARTMENT - \$3,300,000.; TAX INCREMENT FINANCING - \$25,000.).

Ord. 0022

19. 2ND READING: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT 3500 W. 59TH ST. FROM THE O, OFFICE DISTRICT TO THE 57TH ST. EAST PLANNED DEVELOPMENT DISTRICT, PETITION NO. 2009-03-26, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. THE PLANNING COMMISSION RECOMMENDS APPROVAL.

Ord. 0009

PC Exhibits

Granicus Minutes- item 3

PC Report

20. 2ND READING: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT 6701 W. 12TH ST. FROM THE MH, MANUFACTURED HOME DISTRICT TO THE C-2, GENERAL COMMERCIAL DISTRICT, PETITION NO. 2009-07-03, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. THE PLANNING COMMISSION RECOMMENDS APPROVAL.

Ord. 0020

PC Report

PC Exhibits

Granicus Minutes- item 7

21. 2ND READING: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT 6600 W. 12TH ST., 616 W. 12TH ST., AND 322 S. DULUTH AVE. FROM THE RA-2, RESIDENTIAL DISTRICT AND THE O, OFFICE DISTRICT TO THE PETTIGREW HEIGHTS PLANNED DEVELOPMENT DISTRICT, PETITION NO. 2009-07-07, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. THE PLANNING COMMISSION RECOMMENDS APPROVAL.

Ord. 0021

Ord. 0021a

PC Report

PC Exhibits

Granicus Minutes- item 8

22. 2ND READING: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, A MAJOR AMENDMENT, PETITION NO. 2009-03-14 TO CHAPTER 15.45.070, PLANNED DEVELOPMENT DISTRICTS, AT E. 18TH ST. AND SD HWY. 11, AMENDING THE DAWLEY FARM VILLAGE PLANNED DEVELOPMENT DISTRICT SUBAREA REGULATIONS. THE PLANNING COMMISSION RECOMMENDS APPROVAL.

Ord. 0008

PC Report

PC Exhibits

Granicus Minutes- item 9

23. 2ND READING: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, A MAJOR AMENDMENT, PETITION NO. 2009-06-17 TO CHAPTER 15.45.070, PLANNED DEVELOPMENT DISTRICTS, AT SE CORNER OF W. 69TH ST. AND S. TALLGRASS AVE. AMENDING THE BENTWOOD PLACE PLANNED DEVELOPMENT DISTRICT SUBAREA REGULATIONS. THE PLANNING COMMISSION RECOMMENDS APPROVAL.

Ord. 0003

PC Report

PC Exhibits

Granicus Minutes- item 10

Set a hearing date and 2nd Reading for Monday, September 14, 2009, at 7:00 p.m.
on Item 24:

24. 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, 2010.

Ord. 1099

Set a hearing date and 2nd Reading for Monday, September 21, 2009, at 7:00 p.m.
on Item 25:

25. 1ST READING: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, DECLARING
CERTAIN REAL PROPERTY OF THE CITY SURPLUS AND AUTHORIZING THE DISPOSITION
THEREOF.

Ord. 1101

Appraisal

Exhibits

HEARINGS AND RESOLUTIONS

26. PUBLIC HEARING FOR PUBLIC INPUT FOR RESOLUTION ADOPTING THE BUDGET FOR THE
FISCAL YEAR ENDING DECEMBER 31, 2010, AND THE 2010-2014 CAPITAL PROGRAM.

Res. 0016

27. A RESOLUTION OF THE CITY OF SIOUX FALLS APPROVING THE PRELIMINARY PLAN OF
BENTWOOD VILLAGE ADDN. THE PLANNING COMMISSION RECOMMENDS APPROVAL.

Res. 0013

PC Report

PC Exhibits

Granicus Minutes- item 11

28. A RESOLUTION AMENDING THE 2009-2013 CAPITAL PROGRAM.

Res. 0022

29. A RESOLUTION CHANGING A REGULARLY SCHEDULED COUNCIL MEETING.

Res. 0006

30. A RESOLUTION CORRECTING THE HEADING AND THE LEGAL DESCRIPTION ON RESOLUTION 66-09 FOR VACATING A PORTION OF S. OVERLUND PASS.

Res. 1661

Res. 66-09

Exhibits

31. A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT BETWEEN THE CITY OF SIOUX FALLS, SANFORD HEALTH, AND THE SOUTH DAKOTA JUNIOR FOOTBALL ASSOCIATION REGARDING THE CONSTRUCTION OF A SPORTS COMPLEX.

Res. 0007

Res. 0007a

Res. 0007b

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)

32. REPORT OF THE AUGUST 28, 2009, NOTICE OF TRANSFER OF APPROPRIATIONS WITHIN MAJOR ORGANIZATIONAL UNITS. (MEMO 1)

Memo 1

33. REPORT OF THE AUGUST 28, 2009, NOTICE OF TRANSFER OF APPROPRIATIONS WITHIN MAJOR ORGANIZATIONAL UNITS. (MEMO 2)

Memo 2

ADJOURNMENT