

City of Sioux Falls Council Meeting
Agenda
Carnegie Town Hall, 235 West 10th Street
MEETING OF Tuesday, January 18, 2011 at 7:00 PM

ROLL CALL

MEMBERS PRESENT/ABSENT

Council Member Sue Aguilar

Council Member Kenny Anderson Jr.

Council Member Vernon Brown

Council Member Jim Entenman

Council Member Michelle Erpenbach

Council Member Greg Jamison

Council Member Robert Litz

Council Member Rex Rolfing

Mayor Mike T. Huether

INVOCATION

- Pastor Phill Tague, The Ransom Church

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

- National Mentoring Month
- Stalking Awareness Month

CONSENT AGENDA ITEMS

APPROVAL OF CONSENT AGENDA

MINUTES

- Informational Meeting of Monday, January 10, 2011, at 4:00 p.m.
- City Council Meeting of Monday, January 10, 2011, at 7:00 p.m.

COMMUNICATIONS

A communication was received from the Sioux Falls Irish Club stating their intent to sell 100 raffle tickets from March 1, 2011 until all the tickets are sold, for a trip to Ireland (approximate value \$5,000.00). Tickets will be \$100.00 each. The proceeds are to be used for Dakota Irish Fair 2011.

A communication was received from James M. Barker and Randee Huber, requesting permission to consume, but not sell wine and malt beverages at The Old Courthouse Museum, 200 W. Sixth St., on Saturday, April 23, 2011, from 5:00 p.m. to 11:30 p.m. for a wedding reception.

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:

3. Kimberly Pettibone, 6900 W. Seventh St., for 2010 property taxes in the amount of \$132.58. The amount requested is the difference between the elderly freeze and non elderly freeze.
4. Nancy Hansen, 1009 W. Seventh St., for 2010 property taxes in the amount of \$107.28. The amount requested is the difference between the elderly freeze and non elderly freeze.
5. Harold Weins, 212 S. West Ave., for 2010 property taxes in the amount of \$657.95. The amount requested is the difference between the elderly freeze and non elderly freeze.
6. Mary Lund, 2505 E. Seventh St., for 2010 property taxes in the amount of \$487.37. The amount requested is the difference between the elderly freeze and non elderly freeze.
7. LaVonne Middlen, 1812 E. Eighth St., for 2010 property taxes in the amount of \$689.53. The amount requested is the difference between the elderly freeze and non elderly freeze.
8. Ivor Boehrns, 1908 S. West Ave., for 2010 property taxes in the amount of \$98.07. The amount requested is the difference between the elderly freeze and non elderly freeze.
9. Gladys Bates, 1504 W. 29th St., for 2010 property taxes in the amount of \$1,468.37. The amount requested is the difference between the elderly freeze and non elderly freeze.

10. Tommy Coffield, 800 S. Kennedy Ave., for 2010 property taxes in the amount of \$35.70. The amount requested is the difference between the elderly freeze and non elderly freeze.

11. Calmer Henke, 5504 W. 16th St., for 2010 property taxes in the amount of \$454.36. The amount requested is the difference between the elderly freeze and non elderly freeze.

12. Mildred Best, 518 N. Sherman Ave., for 2010 property taxes in the amount of \$63.38. The amount requested is the difference between the elderly freeze and non elderly freeze.

13. Lorraine McDonald, 1229 N. Spring Ave., for 2010 property taxes in the amount of \$225.11. The amount requested is the difference between the elderly freeze and non elderly freeze.

14. Cecil McCoy, 1108 S. Willow Ave., for 2010 property taxes in the amount of \$1,243.50. The amount requested is the difference between the elderly freeze and non elderly freeze.

15. Vivian Wehling, 916 S. Sneve Ave., for 2010 property taxes in the amount of \$620.46. The amount requested is the difference between the elderly freeze and non elderly freeze.

16. Charles Huber, 3400 E. 16th St., for 2010 property taxes in the amount of \$902.97. The amount requested is the difference between the elderly freeze and non elderly freeze.

17. Lois Merritt, 3004 S. 10th Ave., for 2010 property taxes in the amount of \$1,063.94. The amount requested is the difference between the elderly freeze and non elderly freeze.

18. Maurine M. Archer, 516 S. Blauvelt Ave., for 2010 property taxes in the amount of \$588.73. The amount requested is the difference between the elderly freeze and non elderly freeze.

19. Lois Geiken, 6712 W. 47th St., for 2010 property taxes in the amount of \$835.17. The amount requested is the difference between the elderly freeze and non elderly freeze.

20. Gerald Wingert, 6704 W. 46th St., for 2010 property taxes in the amount of \$874.07. The amount requested is the difference between the elderly freeze and non elderly freeze.

21. Richard Abbott, 1713 W. 26th St., for 2010 property taxes in the amount of \$381.12. The amount requested is the difference between the elderly freeze

and non elderly freeze.

22. Donald Cohoon, 1708 S. Silver Creek, for 2010 property taxes in the amount of \$499.34. The amount requested is the difference between the elderly freeze and non elderly freeze.
23. City of Sioux Falls, parcel #14608, for sub parcels #84947 and #84949, for 2009 property taxes in the amount of \$990.77 for 58 days; sub parcels #84947 and #84949 for 2010 property taxes in the amount of \$504.01 for 365 days; and sub parcel #84948 for 2010 property taxes in the amount of \$183.78 for 232 days. The City of Sioux Falls received a gift of three parcels of land from Sanford Health in 2009 and 2010. They are requesting an abatement for the time the City owned the property.
24. City of Sioux Falls, parcel #82446, 2300 W. Benson Road, for sub parcels #84947 and #84949, for 2009 property taxes in the amount of \$1,595.37 for 58 days; sub parcels #84947 and #84949 for 2010 property taxes in the amount of \$755.73 for 365 days; and sub parcel #84948 for 2010 property taxes in the amount of \$93.75 for 232 days. The City of Sioux Falls received a gift of three parcels of land from Sanford Health in 2009 and 2010. They are requesting an abatement for the time the City owned the property.
25. Jean Fuller, 701 S. Gordon Dr., for 2010 property taxes in the amount of \$573.17 for 108 days. The structure was razed and the property owner is requesting an abatement for the time the building was gone in 2010.
26. Donna Stanford, 605 S. Dakota Ave., for 2010 property taxes in the amount of \$480.46 for 99 days. The structure was razed on September 24, 2010, and the property owner is requesting an abatement for the time the building was gone in 2010.
27. Landmark Centre LLC, 508 S. Minnesota Ave., for 2010 property taxes in the amount of \$959.58 for 267 days. The property was destroyed by fire on April 9, 2010, and the property owner is requesting an abatement for the time the building was gone in 2010.
28. Metabank, ATM machine, 1600 N. Minnesota Ave., for 2009 property taxes in the amount of \$217.00 for five months; and 2010 property taxes for \$520.50. The ATM machine was closed and removed effective August 1, 2009. They are now requesting an abatement for when the ATM machine was not there.
29. Dan Parker, 810 S. 10th Ave., for 2010 property taxes in the amount of \$316.43 for 128 days. A fire destroyed the home on August 26, 2010. The property owner is requesting an abatement for the time the building was gone in 2010.
30. Sioux Falls Development Foundation Inc., 2901 E. 60th St. N., for 2010 property taxes in the amount of \$721.50. The property owner was granted an exemption from taxation for \$50,000.00. They are requesting an abatement for the value difference.

31. Westwood Valley LLC, 9236 W. Norma Tr., for 2010 property taxes in the amount of \$950.69. The property was being accessed on two separate record numbers. Record #84548 has been voided. The property owner is requesting an abatement for this double assessment.
32. Brandon Valley School District 49-2, parcel #73013, for 2010 property taxes in the amount of \$440.32 for 199 days. The property owner purchased 20 acres out of the parcel on June 13, 2010. They are now requesting an abatement for time owned in 2010.
33. Fred Assam Estate and F & K Assam Family LLC, 5112 E. 10th St., for 2010 property taxes in the amount of \$66.08 for 200 days; and 4904 E. 10th St., for 2010 property taxes in the amount of \$209.41 for 197 days. The two structures were removed in June 2010; the property owner is now requesting an abatement for the time the structures were gone in 2010.
34. First Christian Reformed Church, 2811 E. 26th St., for 2010 property taxes in the amount of \$1,627.85 for six months; and 2813 E. 26th St., for 2010 property taxes in the amount of \$299.21 for six months. The property owner was granted exempt status on both parcels. They are now requesting an abatement for the time the parcels were used 100% exempt in 2010.
35. The City of Sioux Falls, parcel #81507, for 2010 property taxes in the amount of \$207.25. The transfer took place in 2007, but was not put into the City's name at that time. The property owner is requesting an abatement for time owned.
36. The City of Sioux Falls, 1401 N. Riverside Ave., for 2010 property taxes in the amount of \$48.16 for 170 days; 1400 N. 1st Ave., for 2010 property taxes in the amount of \$163.31 for 170 days; 1818 N. 1st Ave., for 2010 property taxes in the amount of \$563.71 for 212 days; parcel #78898, for 2010 property taxes in the amount of \$695.15 for 247 days; 4900 E. Madison St., for 2010 property taxes in the amount of \$126.90 for 169 days; 1801 W. 47th St., for 2010 property taxes in the amount of \$1,675.31 for 269 days; 3601 S. Minnesota Ave., for 2010 property taxes in the amount of \$233.44 for 246 days; 7101 E. 41st St., for 2010 property taxes in the amount of \$188.49 for 254 days; parcel #75976, for 2010 property taxes in the amount of \$84.68 for 199 days; 801 N. Powderhouse Rd., for 2010 property taxes in the amount of \$598.92; and parcel #53434, for 2010 property taxes in the amount of \$919.68 for 225 days. The property owner acquired several parcels in 2010 and now is requesting an abatement for time owned.

NOTICE OF HEARINGS

Set a hearing date for a Special City Council Meeting on Monday, January 31, 2011, at 4:00 p.m. for Item 37:

37. Special One-Day Liquor License for Avera McKennan Foundation to be held at the Avera Behavioral Health Center, 4400 West 69th Street, on February 5, 2011, for the Hearts of Healing Event.

REGULAR AGENDA ITEMS

APPROVAL OF REGULAR AGENDA

PUBLIC INPUT

UNFINISHED BUSINESS

38. New 2011 Retail Wine License for Chef Jeni & Company Inc., Chef Jeni & Company, to be operated at 3638 South Southeastern Avenue, with the Conditional Use Permit (2010-11-05) being approved on 12-01-10.
39. New 2010-11 Retail Malt Beverage License for Chef Jeni & Company Inc., Chef Jeni & Company, to be operated at 3638 South Southeastern Avenue, with the Conditional Use Permit (2010-11-05) being approved on 12-01-10.
40. Special One-Day Liquor License for St. Therese Parish to be operated at St. Therese Parish, 901 North Tahoe Trail, for the Mexican Fiesta Parish Social Activity on February 12, 2011.
41. Special One-Day Liquor License for Avera McKennan, to be operated at the Avera Prairie Center, 1000 East 23rd Street, for a Chamber Mixer on February 10, 2011.

INTRODUCTION AND ADOPTION OF ORDINANCES

42. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE REVISED ORDINANCES OF THE CITY BY AMENDING THE BOARD OF ETHICS.

Set a hearing date and 2nd Reading for Monday, February 7, 2011, at 7:00 p.m. for Items 43 through 45:

43. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, A MAJOR AMENDMENT, PETITION NO. 2010-11-02, TO CHAPTER 15.45.070, PLANNED DEVELOPMENT DISTRICTS, AT THE SOUTHEAST CORNER OF E. 57TH ST. AND S. MACARTHUR LN., AMENDING THE SOUTHERN HILLS PLANNED DEVELOPMENT

DISTRICT SUBAREA REGULATIONS. (Planning Commission recommends approval.)

44. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, A MAJOR AMENDMENT, PETITION NO. 2010-12-03, TO CHAPTER 15.45.070, PLANNED DEVELOPMENT DISTRICTS, AT 2425 S. SHIRLEY AVE., AMENDING THE MEADOWS ON THE RIVER PLANNED DEVELOPMENT DISTRICT SUBAREA REGULATIONS. (Planning Commission recommends approval.)
45. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT S. DISCOVERY AVE. AND W. BROWNING ST. FROM THE RD, RESIDENTIAL DISTRICT TO THE RS-2, RESIDENTIAL DISTRICT, PETITION NO. 2010-12-06, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. (Planning Commission recommends approval.)

HEARINGS AND RESOLUTIONS

46. A RESOLUTION ADVISING AND GIVING CONSENT TO THE APPOINTMENT OF TRACY TURBAK EFFECTIVE FEBRUARY 14, 2011.
47. A RESOLUTION EXCLUDING CERTAIN CONTIGUOUS TERRITORY WITHIN THE CORPORATE LIMITS OF THE CITY OF SIOUX FALLS, SOUTH DAKOTA.

NEW BUSINESS/ITEMS ADDED AFTER DEADLINE

The City Council may include such other business as may come before this body.

ADJOURNMENT

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) 367-8081 (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 16: CITY COUNCIL MEETINGS AIR LIVE THE FIRST, SECOND, AND THIRD MONDAYS OF EACH MONTH AT 7:00 P.M. THE JOINT CITY COUNCIL/MINNEHAHA COUNTY COMMISSION MEETINGS AIR LIVE THE THIRD MONDAY 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 MEETINGS S VIDEO ARE POSTED ON THE MEETING MINUTES AND AGENDAS PAGE.

CLOSED CAPTIONING: CITY COUNCIL MEETINGS ARE CLOSE CAPTIONED ON CITYLINK 16. CITYLINK 16 REBROADCAST: CITY COUNCILMEETINGS AT 10:00 A.M. ON WEDNESDAYS, 1:00

A.M. ON THURSDAYS, AND 7:00 P.M. ON SATURDAYS. JOINT CITY COUNCIL/MINNEHAHA
COUNTY COMMISSION MEETINGS AT 10:00 A.M. ON FIRST FRIDAY AFTER LIVE MEETING AND
1 P.M. ON FIRST SUNDAY AFTER LIVE MEETING.