

City of Sioux Falls Council Meeting  
Agenda  
Carnegie Town Hall, 235 West 10th Street  
REGULAR MEETING OF Tuesday, December 3, 2013 at 7:00 PM

ROLL CALL

MEMBERS PRESENT/ABSENT

Council Member Sue Aguilar

Council Member Kenny Anderson Jr.

Council Member Jim Entenman

Council Member Michelle Erpenbach

Council Member Greg Jamison

Council Member Dean Karsky

Council Member Rex Rolwing

Council Member Kermit L. Staggers

Mayor Mike T. Huether

INVOCATION

&#9679; Pastor Pat McClanahan, Common Ground Worship Center

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

&#9679; Kick-Off Day to 4-D Month During December - December 3, 2013

CONSENT AGENDA ITEMS

APPROVAL OF CONSENT AGENDA

MINUTES

&#9679; Informational Meeting of Tuesday, November 19, 2013, at 4:00 p.m.

&#9679; City Council Meeting of Tuesday, November 19, 2013, at 7:00 p.m.

&#9679; Informational Meeting of Tuesday, November 26, 2013, at 4:00 p.m.

&#9679; Joint City Council/Minnehaha County Commission Meeting of Tuesday,  
November 26, 2013, at 5:00 p.m.

#### COMMUNICATIONS

1. Approval of Contracts/Agreements on November 27, 2013 memo.  
Sponsor: Mayor/Finance
2. Notice of change orders on November 27, 2013 memo.  
Sponsor: Mayor/Finance
3. A communication from Nicole Greguson and Jason Papke requesting permission to consume, but not sell, beer and wine at the Old Courthouse Museum, 200 W. 6th Street, on Saturday, December 28, 2013, from 3:00 p.m. to 8:00 p.m. for the purpose of a wedding ceremony.  
Sponsor: SDCL 35-1-5.5
4. Report of Requests for Quotes for Fuel dated: November 15, 2013; Diesel (#1 and #2 Blend); 450 gallons; Howes Oil (\$2,496.03); Midway Service (\$2,506.29); Palisades Oil, no bid. Bid awarded to: Howes Oil.  
Sponsor: Mayor/Fire Rescue
5. Report of Requests for Quotes for Fuel dated: November 18, 2013; E-10 Unleaded Ethanol / 87 Octane; 8,500 gallons; Howes Oil (\$2.6250); Harms Oil (\$2.6353); CHS, Inc. and Olson Oil, both no bid. Bid awarded to: Howes Oil.  
Sponsor: Mayor/Public Works
6. Report of Requests for Quotes for Fuel dated: November 21, 2013; #2 Clear Diesel; 7,500 gallons; Harms Oil (\$3.5500); CHS, Inc, Howes Oil, and Midwest Oil, all no bid. Bid awarded to: Harms Oil.  
Sponsor: Mayor/Planning and Building Services/Sioux Area Metro
7. Report of Requests for Quotes for Fuel dated: November 21, 2013; Unleaded; 640 gallons; Howes Oil (\$1,920.64); Midway Service (\$1,878.08); Palisades Oil, no bid. Bid awarded to Midway Service.  
Sponsor: Mayor/Fire Rescue
8. Report of Requests for Quotes for Fuel dated: November 21, 2013; Diesel (#1 and #2 blend); 620 gallons; Howes Oil (\$2,140.56); Midway Service (\$2,127.38); Palisades Oil, no bid. Bid awarded to: Midway Service.  
Sponsor: Mayor/Fire Rescue

#### APPLICATIONS

9. Various Retail Liquor, Package Liquor, and Retail Wine License renewals for 2014 to be operated at various locations in the City of Sioux Falls, SD, identified as Exhibit C.  
Sponsor: Mayor/City Attorney

NOTICE OF HEARINGS

Set a date of hearing for Tuesday, December 17, 2013, at 7:00 p.m. on Items 10 through 15:

10. New 2014 Package Liquor License for Grevco Inc., Shop N Cart North to be operated at 1029 North Minnesota Avenue.  
Sponsor: Mayor/City Attorney
11. New 2013-14 Retail Malt Beverage/South Dakota Farm Winery License for Prairie Berry LLC, Prairie Berry Winery, 322 East 8th Street with Conditional Use Permit (2013-10-17) being approved on November 6, 2013.  
Sponsor: Mayor/City Attorney
12. New 2013-14 Retail Malt Beverage License for Relic Revivals Ltd. Co., Relic Revivals Ltd. Co., 5015 South Western Avenue, Suite 260 with Special Use Permit (2013-10-07) being approved on October 1, 2013.  
Sponsor: Mayor/City Attorney
13. New 2014 Retail Wine License for Relic Revivals Ltd. Co., Relic Revivals Ltd. Co., 5015 South Western Avenue, Suite 260 with Special Use Permit (2013-10-07) being approved on October 1, 2013.  
Sponsor: Mayor/City Attorney
14. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Catering America Inc., Chef Dominique s, to be operated at the Avera Prairie Center, 1000 East 23rd Street for an Avera Medical Group event on December 19, 2013.  
Sponsor: Mayor/City Attorney
15. Various Retail Liquor, Package Liquor, and Retail Wine License renewals for 2014 to be operated at various locations in the City of Sioux Falls, SD, identified as Exhibit E.  
Sponsor: Mayor/City Attorney

REGULAR AGENDA ITEMS

APPROVAL OF REGULAR AGENDA

PUBLIC INPUT

UNFINISHED BUSINESS

16. Transfer of 2013-14 Retail Malt Beverage License from DKPM Ventures LLC, Shooters Pub, 2309 West Madison Street to Stanton Inc, Business Name to be determined, 2309 West Madison Street with Conditional Use Permit (2013-10-

18) being approved on November 6, 2013. Pending Final Inspections per Health.

Sponsor: Mayor/Attorney

17. Transfer of 2013 Retail Liquor License from Brett Erickson, Happy Jacks Sioux Falls IV, 1211 East Benson Road to Sue Erickson, Happy Jacks Sioux Falls IV, 1211 East Benson Road with Conditional Use Permit (2006-01-13) being approved on February 1, 2006.

Sponsor: Mayor/Attorney

18. Renewal of 2014 Retail Liquor License for Sue Erickson, Happy Jacks Sioux Falls IV, 1211 East Benson Road.

Sponsor: Mayor/Attorney

19. Special One-Day Liquor License for Ramkota Companies Inc, Best Western Ramkota Inn to be operated at Avera Health, 3900 West Avera Drive for an employee Christmas party on December 6, 2013.

Sponsor: Mayor/Attorney

20. Special One-Day Wine License for the Democratic Forum of Sioux Falls to be operated at Women s History Club, 758 South Phillips Avenue for a fundraiser on December 7, 2013.

Sponsor: Mayor/Attorney

21. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Avera McKennan Hospital & University Health Center to be operated at Avera Prairie Center 1000 East 23rd Street for a Chamber Mixer on December 10, 2013.

Sponsor: Mayor/Attorney

22. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Sanford Health to be operated at the Sanford Health Pentagon, 2210 Pentagon Place for a Skyforce game on December 25, 2013.

Sponsor: Mayor/Attorney

#### INTRODUCTION AND ADOPTION OF ORDINANCES

23. (Deferred Action from the City Council Meeting of 11/05/13) - 2nd READING: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY NORTH OF W. 41ST ST. AND WEST OF S. ELLIS RD. FROM THE AG, AGRICULTURAL DISTRICT TO THE RD, RESIDENTIAL DISTRICT, PETITION NO. 2013-09-05, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval.

Sponsor: Mayor/Planning and Building Services

24. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT 7901 S. WESTERN AVE. FROM THE AG, AGRICULTURAL DISTRICT AND WINDSWEPT/TIMBER ESTATES PD DISTRICT TO THE RS-1, RESIDENTIAL DISTRICT AND RC, RECREATION/CONSERVATION DISTRICT, PETITION NO. 2013-08-12, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. The Planning Commission recommends approval.

Sponsor: Mayor/Planning and Building Services

25. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE CODE OF ORDINANCES OF THE CITY ON CHAPTER 38: ELECTIONS.

Sponsor: City Council/City Clerk's Office

26. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, PROVIDING SUPPLEMENTAL APPROPRIATIONS. (Police, \$140,000.00)

Sponsor: Mayor/Finance

Set a date of hearing and 2nd Reading for Tuesday, December 10, 2013, at 7:00 p.m. for Item 27:

27. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, APPROVING A FALLS PARK VISITOR INFORMATION CENTER LEASE AGREEMENT.

Sponsor: Mayor/Parks and Recreation

Set a date of hearing and 2nd Reading for Tuesday, December 17, 2013, at 7:00 p.m. for Item 28:

28. (Deferred Action from the City Council Meeting of 09/17/13 and 11/05/13) - 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT 223 N. FRANKLIN AVE. FROM THE RD, RESIDENTIAL DISTRICT TO THE C-2, GENERAL COMMERCIAL DISTRICT, PETITION NO. 2013-08-02 AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval.

Sponsor: Mayor/Planning and Building Services

#### HEARINGS AND RESOLUTIONS

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

Sponsor: Mayor

30. A RESOLUTION OF THE CITY OF SIOUX FALLS, SD, CORRECTING THE LEGAL DESCRIPTION OF ANNEXATION RESOLUTION NO. 80-13. ANNEXATION 2013-07-19 - PINWOOD.

Sponsor: Mayor/Planning and Building Services

31. A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT BETWEEN THE CITY OF SIOUX FALLS AND THE SIOUX FALLS CONVENTION & VISITORS BUREAU FOR THE MANAGEMENT OF THE SIOUX FALLS VISITOR INFORMATION CENTER AND VIEWING TOWER AT FALLS PARK.

Sponsor: Mayor/Parks and Recreation

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 NOVEMBER 26, 2013, NOTICE OF TRANSFER OF APPROPRIATIONS  
WITHIN MAJOR ORGANIZATIONAL UNITS.  
Sponsor: Mayor/Finance

NEW BUSINESS

ITEMS ADDED AFTER AGENDA DEADLINE

The City Council may include other such 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) 367-8080 (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: INFORMATIONAL MEETINGS AIR LIVE ON TUESDAYS EACH MONTH AT 4:00 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 7:00 P.M. THE JOINT CITY COUNCIL/MINNEHAHA COUNTY COMMISSION MEETINGS AIR LIVE THE FOURTH TUESDAY 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](http://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 AT 1:30 A.M. AND 9:00 A.M. ON THURSDAYS, AND 6:00 P.M. ON SATURDAYS. COUNCIL COMMITTEE MEETINGS AT 12:30 A.M. AND 8:00 A.M. ON THURSDAYS, AND 5:00 P.M. ON SATURDAYS. CITY COUNCIL MEETINGS AT 2:30 AM AND 10:00 A.M. ON THURSDAYS, AND 7:00 P.M. ON SATURDAYS. JOINT CITY COUNCIL/MINNEHAHA COUNTY COMMISSION MEETINGS AT 8:00 A.M. ON FIRST FRIDAY AFTER LIVE MEETING AND 1:00 P.M. ON FIRST SUNDAY AFTER LIVE MEETING.