

City of Sioux Falls Council Meeting  
Agenda  
Carnegie Town Hall, 235 West 10th Street  
MEETING OF Tuesday, November 15, 2016 at 7 PM

ROLL CALL

MEMBERS PRESENT/ABSENT

Council Member Rick Kiley

Council Member Greg Neitzert

Council Member Rex Rolwing

Council Member Marshall Selberg

Council Member Pat Starr

Council Member Theresa Stehly

Council Member Christine M. Erickson

Council Member Michelle Erpenbach

Mayor Mike T. Huether

INVOCATION

&#9679; Pastor Carman VanSchaick, Celebrate Community Church

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

&#9679; Hunger and Homelessness Awareness Month, November 2016

CONSENT AGENDA ITEMS

APPROVAL OF CONSENT AGENDA

MINUTES

&#9679; Informational Meeting of Tuesday, November 8, 2016, at 4 p.m.

&#9679; City Council Meeting of Tuesday, November 8, 2016, at 7 p.m.

COMMUNICATIONS

1. Approval of contracts/agreements on the November 10, 2016, memo.
2. Reports for Requests for Quotes for Fuel dated: November 3, 2016; Unleaded Ethanol & #1 Dyed Diesel; 8,000 Gallons (5,000 Gallons Unleaded & 3,000 Gallons #1 Dyed Diesel); Cole's Petroleum (\$1.6135 Unleaded & \$1.6148 #1 DM); Harms Oil (\$1.6333 Unleaded & \$1.6022 #1 DM); Stern Oil (\$1.6339 Unleaded & \$1.6979 #1 DM); CHS, Inc., Howes Oil, Midway Service, and Olson Oil, all no bid. Bid awarded to: Cole's Petroleum.
3. A communication was received from Ben and Sara Arndt requesting permission to consume, but not sell, liquor, wine, and beer at the Sioux Falls Design Center, 108 W. Eleventh St., on Friday, December 9, 2016, from 5 p.m. to 11 p.m., for an invitation-only Holiday Party.

#### APPLICATIONS

4. Special One-Day Liquor License for Washington Pavilion Management Inc., to be operated at the Washington Pavilion of Arts & Science, 301 South Main Avenue, for a reception on November 19, 2016.
5. Various Retail Liquor, Package Liquor, and Retail Wine License renewals for 2017 to be operated at various locations in the City of Sioux Falls, SD, identified as Exhibit C.

#### NOTICE OF HEARINGS

Set a date of hearing for Tuesday, December 6, 2016, at 7 p.m. for Items 6 through 13:

6. Transfer of 2016 Retail Wine License from Fuji Sushi & Hibachi LLC, Fuji Sushi & Hibachi, 2801 West 41st Street, to Fuji Sushi Hibachi of Sioux Falls Inc., Fuji Sushi Hibachi of Sioux Falls Inc., 2801 West 41st Street (CUP not required).
7. Transfer of 2016-17 Retail Malt Beverage License from Fuji Sushi & Hibachi LLC, Fuji Sushi & Hibachi, 2801 West 41st Street, to Fuji Sushi Hibachi of Sioux Falls Inc., Fuji Sushi Hibachi of Sioux Falls Inc., 2801 West 41st Street (CUP not required).
8. Transfer of 2016-17 Package Malt Beverage/South Dakota Farm Winery License from Gas Barrel LLC, Gas Barrel, 2500 West Madison Street, to Quick n EZ LLC, Quick n EZ LLC, 2500 West Madison Street (CUP not required).
9. New 2016-17 Retail Malt Beverage License for Sioux Falls My Place LLC, Sioux Falls My Place LLC, 3005 South Carolyn Avenue (CUP not required).
10. New 2017 Retail Wine License for Sioux Falls My Place LLC, Sioux Falls My

Place LLC, 3005 South Carolyn Avenue (CUP not required).

11. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Catering America Inc., Chef Dominique s to be operated at Poet, 4615 North Lewis Avenue, for an employee social on December 7, 2016.
12. A PROPOSED RESOLUTION OF INTENT TO ENTER INTO A LEASE OF MUNICIPAL REAL PROPERTY. (Downtown Center Urban Renewal Subdivision.)
13. A PROPOSED RESOLUTION OF INTENT TO ENTER INTO A LEASE OF MUNICIPAL REAL PROPERTY. (Various Properties.)

#### REGULAR AGENDA ITEMS

#### APPROVAL OF REGULAR AGENDA

#### PUBLIC INPUT

#### UNFINISHED BUSINESS

14. New 2017 Retail Wine License for Libation Station LLC, Libation Station, 2904 West Russell Street (CUP not required).
15. New 2016-17 Retail Malt Beverage License for Libation Station LLC, Libation Station, 2904 West Russell Street (CUP not required).
16. New 2016-17 Retail Malt Beverage License for Commonwealth Gaming & Holdings Co., Deuces Casino 6.5, 510 South Valley View Road, Suite 2 (CUP not required).
17. Request to include video lottery terminals with the New 2016-17 Retail Malt Beverage license for Commonwealth Gaming & Holdings, Deuces Casino 6.5, 510 South Valley View Road, Suite 2.
18. Transfer of 2016 Retail Liquor License, including video lottery terminals and Sunday sales certificate, from KBJ Gaming Inc, Deuces Casino, 4709 East 26th Street, to Commonwealth Gaming & Holdings Co., Deuces Casino 7, 4709 East 26th Street (CUP not required).
19. Renewal of 2017 Retail Liquor License for Commonwealth Gaming & Holdings Co., Deuces Casino 7, 4709 East 26th Street.
20. Transfer of 2016-17 Retail Malt Beverage License, including video lottery terminals, from Harms Oil Company, Friendly s Fuel Stop, 3700 North Potsdam Avenue, Suite 300, to CC&F Retail, Inc., Friendly s Fuel Stop, 3700 North Potsdam Avenue, Suite 300.

21. Transfer of 2016-17 Package Malt Beverage License from Harms Oil Company, Friendly s Fuel Stop, 3700 North Potsdam Avenue, Suite 100, to CC&F Retail, Inc., Friendly s Fuel Stop, 3700 North Potsdam Avenue, Suite 100.
22. Transfer of 2016 Retail Wine License from BYG-SF LLC, Backyard Grill Phillips, 323 South Phillips Avenue, Apt B, to BYG-Phillips, Backyard Grill Phillips, 323 South Phillips Avenue Apt B.
23. Renewal of 2017 Retail Wine License for BYG-Phillips, Backyard Grill Phillips, 323 South Phillips Avenue Apt B.
24. Special One-Day Liquor License request for Hy-Vee, Inc., All Occasions by Hy-Vee to be operated at Raven Industries, 205 East 6th Street, for a Christmas Party on December 8, 2016.

#### INTRODUCTION AND ADOPTION OF ORDINANCES

Set a date of hearing and 2nd Reading for Tuesday, December 6, 2016, at 6 p.m. for Item 25:

25. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT 3009 S. MARION RD. FROM THE RS SINGLE-FAMILY RESIDENTIAL SUBURBAN DISTRICT TO THE RD-1 TWIN HOME/DUPLEX RESIDENTIAL SUBURBAN DISTRICT, PETITION NO. 5807-2016, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (7-0).

Set a date of hearing and 2nd Reading for Tuesday, December 6, 2016, at 6 p.m. for Item 26:

26. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT 909 N. KIWANIS AVE. FROM THE RD-1 TWIN HOME/DUPLEX RESIDENTIAL SUBURBAN DISTRICT TO THE O OFFICE DISTRICT, PETITION NO. 5818-2016, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (7-0).

#### HEARINGS AND RESOLUTIONS

27. A RESOLUTION AUTHORIZING AN AMENDMENT TO THE 2005 AMENDED AND RESTATED COMMITMENT AGREEMENT BY AND BETWEEN LEWIS & CLARK RURAL WATER SYSTEM AND THE CITY OF SIOUX FALLS, SOUTH DAKOTA.
28. A RESOLUTION ADVISING AND GIVING CONSENT TO THE APPOINTMENT OF MEMBERS TO CERTAIN CITIZEN BOARDS.

#### 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.

AS YOUR ELECTED REPRESENTATIVES, THE CITY COUNCIL VALUES YOUR INPUT AND FEEDBACK. WHEN THE CITY COUNCIL WILL ACT AS A DECISION-MAKER ON AN UPCOMING MATTER INVOLVING A LICENSE OR A PERMIT, PERSONS ARE ENCOURAGED TO PROVIDE WRITTEN COMMENTS TO THE ENTIRE CITY COUNCIL OR TO PROVIDE ORAL COMMENT AT THE PUBLIC MEETING WHEN THAT ITEM IS CONSIDERED BY THE ENTIRE CITY COUNCIL. THOSE WHO PROVIDE COMMENTS IN ANY MANNER SHOULD UNDERSTAND THAT THEIR COMMENTS MAY BECOME PART OF THE OFFICIAL RECORD AND SUBJECT TO REVIEW BY ALL PARTIES AND THE PUBLIC.

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 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 P.M. THE JOINT CITY COUNCIL/MINNEHAHA COUNTY COMMISSION MEETINGS AIR LIVE THE FOURTH TUESDAY OF EACH MONTH AT 5 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, COMMITTEE MEETINGS, AND CITY COUNCIL MEETINGS ON FRIDAYS AND SATURDAYS. JOINT CITY COUNCIL/MINNEHAHA COUNTY COMMISSION MEETINGS ON FIRST FRIDAY AND SUNDAY AFTER LIVE MEETING. GO TO CITYLINK AT [WWW.SIOUXFALLS.ORG](http://WWW.SIOUXFALLS.ORG) FOR SPECIFIC PROGRAMMING TIMES.