

City of Sioux Falls Council Meeting
Agenda
Carnegie Town Hall, 235 West 10th Street
MEETING OF Tuesday, February 21, 2017 at 7 PM

ROLL CALL

MEMBERS PRESENT/ABSENT

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
Council Member Rick Kiley
Mayor Mike T. Huether

INVOCATION

● Pastor Phill Tague, The Ransom Church

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

● World Kidney Day - March 9, 2017

● Women in Construction Week - March 5-11, 2017

RECOGNITION/AWARDS

● Boy Scout Troop 731, Holy Spirit

CONSENT AGENDA ITEMS

APPROVAL OF CONSENT AGENDA

MINUTES

● Informational Meeting of Tuesday, February 14, 2017, at 4 p.m.

● City Council Meeting of Tuesday, February 14, 2017, at 7 p.m.

COMMUNICATIONS

1. Approval of contracts/agreements on the February 17, 2017, memo.
2. Approval of the notice of change orders on the February 17, 2017, memo.
3. Report of Requests for Quotes for Fuel dated: February 10, 2017; Unleaded Ethanol & E-85 (6,000 Gallons Unleaded; 2,500 Gallons E-85); Midway Service (\$1.8755 Unleaded & \$1.3710 E-85); Stern Oil (\$2.0094 Unleaded & \$1.6291 E-85); CHS, Inc., Cole's Petroleum, Howes Oil, Harms Oil, and Olson Oil, all no bid. Bid awarded to: Midway Service.

APPLICATIONS

4. Special One-Day Liquor Licenses for Washington Pavilion Management Inc., Washington Pavilion, 301 South Main Avenue, for special events on March 4, April 19, July 7 and July 15, 2017.
5. Special One-Day Liquor License for Hy-Vee Inc., All Occasions by Hy-Vee to be operated at The Old Courthouse Museum, 200 West 6th Street, for a wedding on March 25, 2017.

NOTICE OF HEARINGS

Set a date of hearing for Tuesday, March 7, 2017, at 7 p.m. for Items 6 and 7:

6. Special One-Day Malt Beverage License for Siouxland Heritage Museums, The Old Courthouse Museum to be operated at 200 West Sixth Street, for a St. Patrick's Day Family Dance on March 17, 2017.
7. A PROPOSED RESOLUTION OF INTENT TO ENTER INTO A LEASE OF MUNICIPAL REAL PROPERTY.

REGULAR AGENDA ITEMS

APPROVAL OF REGULAR AGENDA

PUBLIC INPUT

UNFINISHED BUSINESS

8. New 2017 Retail Wine License for Posh Nails Spa LLC, Posh Nail Bar & Spa, 7750 Dakota Hawk Avenue (CUP not required). Pending final inspections per Fire, Health Building Services.

9. Transfer of 2016-17 Retail Malt Beverage License from The Little Cellar Wine Company LLC, The Little Cellar Wine Company, 2316-2318 South Louise Avenue, to The Little Cellar Wine Company LLC, The Little Cellar Wine Company, 2425 South Shirley Avenue, Suite 106.
10. Transfer of 2017 Package Liquor License from The Little Cellar Wine Company LLC, The Little Cellar Wine Company, 2316-2318 South Louise Avenue, to The Little Cellar Wine Company LLC, The Little Cellar Wine Company, 2425 South Shirley Avenue, Suite 106.
11. Transfer of 2017 Retail Wine License from The Little Cellar Wine Company LLC, The Little Cellar Wine Company, 2316-2318 South Louise Avenue, to The Little Cellar Wine Company LLC, The Little Cellar Wine Company, 2425 South Shirley Avenue, Suite 106.
12. Transfer of 2016-17 Package Malt Beverage License from Coles Petroleum Products Inc., Kota Korner, 900 North Sycamore Avenue, to Trivedi Oil LLC, Kota Korner, 900 North Sycamore Avenue.
13. Transfer of 2017 Package Liquor License from Coles Petroleum Products Inc., Kota Korner, 900 North Sycamore Avenue, to Trivedi Oil LLC, Kota Korner, 900 North Sycamore Avenue.
14. Transfer of 2017 Retail Liquor License, including Sunday sales certificate, from IJK Inc, Stogeez Cigar Lounge, 215 South Phillips Avenue, to IJK Inc., Stogeez Cigar Lounge, 201 East 11th Street, to be effective March 1, 2017. Pending final inspections per Fire, Health Building Services.
15. Special One-Day Malt Beverage and Special One-Day Wine License for Stockyards Plaza Inc., to be operated at the Falls Park Horse Barn, 309 East Falls Park Drive, for a Chamber event on March 1, 2017.
16. Special One-Day Wine License for Sioux Empire Safety Village to be operated at Vance Thompson Vision, 3101 West 57th Street, for a fundraiser on March 2, 2017.
17. Special One-Day Package Off-Sale Wine license for Rotary Club of Sioux Falls West to be operated at 4712 Alpine Circle, for a Sioux Falls CASA fundraiser on March 4, 2017.
18. Special One-Day Liquor License for IJK, Inc., Stogeez Cigar Lounge to be operated at 215 South Phillips Avenue, for a fundraiser on March 18, 2017.
19. Special One-Day Wine License for Senior Citizens Services Inc., Active Generations, 2300 West 46th Street, for the Festival of Tables fundraiser on March 23, 2017.

20. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Senior Citizens Services Inc., Active Generations, 2300 West 46th Street, for the Gourmet Guys fundraiser on April 30, 2017.
21. Special One-Day Malt Beverage License for Sisters of the Presentation of the Blessed Virgin Mary to be operated at Falls Park, 305 East Falls Park Drive, for a Caminando Juntos fundraiser on May 13, 2017.
22. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Sioux Falls Jazz and Blues Society to be operated at Yankton Trail Park, 3901 South Minnesota Avenue, for JazzFest on July 13, 14, 15, 2017.

INTRODUCTION AND ADOPTION OF ORDINANCES

23. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE CODE OF ORDINANCES OF THE CITY BY AMENDING CHAPTER 95: PARKS AND RECREATION REQUIRING 48 HOURS PRIOR TO OFFICIAL ACTION.
24. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AUTHORIZING THE AMENDED AND RESTATED WATER TANK LEASE AGREEMENT BETWEEN THE CITY OF SIOUX FALLS AND AT&T (57TH ST. ELEVATED WATER STORAGE TANK).

Set a date of hearing and 2nd Reading for Tuesday, March 7, 2017, at 7 p.m. for Item 25:

25. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT 4030 S. GRANGE AVE. FROM THE C-3 COMMERCIAL COMMUNITY DISTRICT TO THE C-4 COMMERCIAL REGIONAL DISTRICT, PETITION NO. 6216-2017, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (6-0).

Set a date of hearing and 2nd Reading for Tuesday, March 7, 2017, at 7 p.m. for Item 26:

26. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT 1500 & 1504 N. CLIFF AVE. FROM THE C-2 COMMERCIAL NEIGHBORHOOD AND STREETCAR DISTRICT TO THE I-1 LIGHT INDUSTRIAL DISTRICT, PETITION NO. 6183-2016, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (6-0).

Set a date of hearing and 2nd Reading for Tuesday, March 7, 2017, at 7 p.m. for Item 27:

27. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT 1200 E. 3RD ST. FROM THE S-1 GENERAL INSTITUTIONAL DISTRICT TO THE C-2 COMMERCIAL NEIGHBORHOOD AND STREETCAR DISTRICT, PETITION NO. 5397-2016, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (6-0).

Set a date of hearing and 2nd Reading for Tuesday, March 7, 2017, at 7 p.m. for Item 28:

28. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY SOUTH OF W. 5TH ST., WEST OF N. VALLEY VIEW RD. AND EAST OF N. LA MESA DR. FROM THE RS SINGLE-FAMILY RESIDENTIAL SUBURBAN DISTRICT TO THE RD-2 TOWNHOME RESIDENTIAL SUBURBAN DISTRICT, PETITION NO. 6214-2017, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (5-0).

Set a date of hearing and 2nd Reading for Tuesday, March 7, 2017, at 7 p.m. for Item 29:

29. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT 215 E. 14TH ST. FROM THE RT-2 TOWNHOME RESIDENTIAL TRADITIONAL DISTRICT TO THE RA-2 APARTMENT RESIDENTIAL MODERATE DENSITY DISTRICT, PETITION NO. 6129-2016, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (5-0).

Set a date of hearing and 2nd Reading for Tuesday, March 7, 2017, at 7 p.m. for Item 30:

30. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT 4209 W. 85TH ST. FROM THE AG AGRICULTURE DISTRICT TO THE RA-2 APARTMENT RESIDENTIAL MODERATE DENSITY DISTRICT, PETITION NO. 5996-2016, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. The Planning Commission motion to approve (with a condition that the south setback shall be a minimum of 40) failed due to lack of a majority vote (3-2).

HEARINGS AND RESOLUTIONS

31. A RESOLUTION OF THE CITY OF SIOUX FALLS, SD, APPROVING THE PLACEMENT OF A SCULPTURE ON PUBLIC PROPERTY.

32. A RESOLUTION APPROVING A MUTUAL AID AGREEMENT WITH THE SECRETARY OF THE AIR FORCE ACTING BY AND THROUGH THE COMMANDER OF THE 114TH FIGHTER WING, SOUTH DAKOTA AIR NATIONAL GUARD.

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)

33. REPORT OF THE 2016 NOTICE OF TRANSFER OF APPROPRIATIONS WITHIN MAJOR ORGANIZATIONAL UNITS DATED FEBRUARY 10, 2017

34. REPORT OF THE FEBRUARY 14, 2017, NOTICE OF TRANSFER OF APPROPRIATIONS WITHIN MAJOR ORGANIZATIONAL UNITS

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. 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 FOR SPECIFIC PROGRAMMING TIMES.