

City of Sioux Falls Council Meeting
Agenda
Carnegie Town Hall, 235 West 10th Street
MEETING OF Tuesday, July 18, 2017 at 7 PM

ROLL CALL

MEMBERS PRESENT/ABSENT

Council Member Rick Kiley

Council Member Greg Neitzert

Council Member Rex Roling

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

● Rev. Dr. John Christopherson, First Lutheran Church

PLEDGE OF ALLEGIANCE

CONSENT AGENDA ITEMS

APPROVAL OF CONSENT AGENDA

MINUTES

● Informational Meeting of Tuesday, July 11, 2017, at 4 p.m.

● City Council Meeting of Tuesday, July 11, 2017, at 7 p.m.

COMMUNICATIONS

1. Approval of contracts/agreements on the July 14, 2017, memo.
2. Report of Requests for for Quotes for Fuel dated: July 5, 2017; #2 Clear Diesel; 9,000 Gallons; CHS, Inc. (\$1.9100); Harms Oil (\$1.8575); Howes Oil and Midwest Oil, both no bid. Bid awarded to: Harms Oil.
3. Report of Requests for for Quotes for Fuel dated: July 7, 2017; #2 Dyed

Diesel; 7,500 Gallons; Stern Oil (\$1.5706); Harms Oil (\$1.5466); Howes Oil (\$1.6070); CHS, Inc. (\$1.6100); Midway Service, Cole's Petroleum, and Olson Oil, all no bid. Bid awarded to: Harms Oil.

4. Report of Requests for for Quotes for Fuel dated: July 10, 2017; Unleaded Ethanol; 8,500 Gallons; Midway Service (\$1.7440); Cole's Petroleum (\$1.7497); Stern Oil (\$1.7573); Harms Oil (\$1.7600); Howes Oil, CHS, Inc., and Olson Oil, all no bid. Bid awarded to: Midway Service.
5. A communication was received from Lisa Liston requesting permission to consume, but not sell, liquor, wine, and beer at the Old Courthouse Museum, 200 W. Sixth St., on Saturday, August 26, 2017, from 1 p.m. to 5 p.m. for a wedding reception.
6. A communication was received from Lindsey Barwald requesting permission to consume, but not sell, liquor, wine, and malt beverage at the Butterfly House & Aquarium, 4320 S. Oxbow Ave., on Thursday, September 28, from 5:30 p.m. to 8 p.m. for a donor appreciation event.

APPLICATIONS

7. Special One-Day Liquor License for Hy-Vee Inc., All Occasions by Hy-Vee to be operated at the Great Plains Zoo Great Room, 805 South Kiwanis Avenue, for a wedding reception on October 7, 2017.

NOTICE OF HEARINGS

Set a date of hearing for Tuesday, August 1, 2017, at 7 p.m. for Items 8 through 18:

8. New 2017-18 Package Malt Beverage/South Dakota Farm Winery License for 57th Street Lodging Partners Corporation, Hampton Inn & Suites, 3701 West Avera Drive (CUP not required).
9. New 2017-18 Package Malt Beverage/South Dakota Farm Winery License for Meat Lodge LLC, Meat Lodge, 3505 North Cliff Avenue (CUP not required).
10. New 2017-18 Retail Malt Beverage/South Dakota Farm Winery for The Hideout LLC, The Hideout, 1213 North Cliff Avenue (CUP not required).
11. New 2017-18 Package Malt Beverage License for Convenience Plus Inc., Convenience Plus Inc., 1104 East 10th Street (CUP not required).
12. New 2017 Off-Sale Delivery License for Dominique Fontenille, The Liquid Warehouse, 230 South Phillips Avenue, Suite 100.
13. Transfer of 2017 Retail Wine License, with video lottery terminals, from

Tri State Gaming, Full House Casino, 5005 West 12th Street, to TJT Inc., Jokerz Casino 3, 5005 West 12th Street.

14. Transfer of 2017-18 Retail Malt Beverage License, with video lottery terminals, from Tri State Gaming, Full House Casino, 5005 West 12th Street, to TJT Inc., Jokerz Casino 3, 5005 West 12th Street.
15. Special One-Day Wine License for Butterfly House & Marine Cove, 4320 South Oxbow Avenue, for a fundraiser on August 8, 2017.
16. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Minnehaha & Lincoln County Democrats to be operated at 758 South Phillips Avenue, for a fundraiser on August 17, 2017.
17. Special One-Day Malt Beverage License for Sickies ND Inc, Sickies Garage to be operated in Sickies Garage parking lot, 2616 South Louise Avenue, for the Bike Night finale on August 23, 2017.
18. Special One-Day Liquor License for Hy-Vee Inc., All Occasions by Hy-Vee to be operated at The Point is to Serve Church, 506 North Kiwanis Avenue, for a wedding reception on September 16, 2017.

Set a date of hearing for Tuesday, August 8, 2017, at 7 p.m. for Items 19 through 23:

19. A PROPOSED RESOLUTION APPROVING THE SPECIAL ASSESSMENT ROLL FOR REPAIR OR DEMOLITION OF REAL PROPERTY IN VARIOUS AREAS IN THE CITY OF SIOUX FALLS, SOUTH DAKOTA.
20. A PROPOSED RESOLUTION APPROVING THE SPECIAL ASSESSMENT ROLL FOR LITTER REMOVAL IN VARIOUS AREAS IN THE CITY OF SIOUX FALLS, SOUTH DAKOTA.
21. A PROPOSED RESOLUTION APPROVING THE SPECIAL ASSESSMENT ROLL FOR SNOW REMOVAL IN VARIOUS AREAS IN THE CITY OF SIOUX FALLS, SOUTH DAKOTA.
22. A PROPOSED RESOLUTION APPROVING THE SPECIAL ASSESSMENT ROLL FOR TREE TRIMMING IN VARIOUS AREAS IN THE CITY OF SIOUX FALLS, SOUTH DAKOTA.
23. A PROPOSED RESOLUTION APPROVING THE SPECIAL ASSESSMENT ROLL FOR THE MOWING OF WEEDS AND GRASSES IN VARIOUS AREAS IN THE CITY OF SIOUX FALLS, SOUTH DAKOTA.

REGULAR AGENDA ITEMS

APPROVAL OF REGULAR AGENDA

PUBLIC INPUT

UNFINISHED BUSINESS

24. Special One-Day Malt Beverage Licenses for Sickies ND Inc, Sickies Garage to be operated in Sickies Garage parking lot, 2616 South Louise Avenue, for Bike Nights on July 19 & 26, August 2, 9 & 16, 2017.
25. Special One-Day Liquor License for IJK Inc., Stogeez Cigar Lounge to be operated in the Avera Health parking lot, 212 East 11th Street, for Stogeez Steakout on July 29, 2017.
26. Special One-Day Malt Beverage License for Sioux Falls Roller Dollz to be operated at Sherman Park rink, 2705 West 12th Street, for a roller derby game on August 5, 2017.
27. Special One Day Malt Beverage Licenses for Siouxland Heritage Museums to be operated at Pettigrew Home & Museum, 131 North Duluth Avenue, for History Happy Hour on August 24 and September 28, 2017.
28. Special One-Day Liquor License for Pave LLC to be operated at the 8th & Railroad Shopping Center parking lot, 401 East 8th Street, for a Bump Underground Block Party on September 9, 2017.
29. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Catering America, Chef Dominique s Caring to be operated at Old Courthouse Museum, 200 West 6th Street, for a holiday party on December 1, 2017.

INTRODUCTION AND ADOPTION OF ORDINANCES

30. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE CODE OF ORDINANCES OF THE CITY BY REVISING PLANNING AND ZONING APPLICATION FEES. Planning Commission recommends approval (8-0).
31. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE CODE OF ORDINANCES OF THE CITY BY AMENDING CHAPTER 32: AUDIT COMMITTEE.
32. 2nd Reading: AN ORDINANCE APPROVING THE ANNUAL RATE INCREASE PURSUANT TO THE FRANCHISE AGREEMENT FOR GROUND AMBULANCE SERVICE FOR THE CITY OF SIOUX FALLS WITH PARAMEDICS PLUS, LLC.
33. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE CODE OF ORDINANCES OF THE CITY BY AMENDING CHAPTER 150: BUILDING BY ADOPTING THE 2017 NATIONAL ELECTRICAL CODE AND AMENDMENTS THERETO.

Set a date of hearing and 2nd Reading for Tuesday, August 1, 2017, at 7 p.m. for Item 34:

34. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT NORTHEAST CORNER OF E. 6TH ST. AND N. BAHNSON AVE. FROM THE AG AGRICULTURE DISTRICT TO THE LW LIVE-WORK DISTRICT, PETITION NO. 6219-2017, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (5-1).

Set a date of hearing and 2nd Reading for Tuesday, August 1, 2017, at 7 p.m. for Item 35:

35. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT 4000 S. ELLIS RD. FROM THE AG AGRICULTURE DISTRICT TO THE RD-1 TWIN HOME/DUPLEX RESIDENTIAL SUBURBAN DISTRICT, PETITION NO. 6687-2017, 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, August 1, 2017, at 7 p.m. for Item 36:

36. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED SOUTH OF E. MADISON ST. AND EAST OF N. SIX MILE RD. FROM THE AG AGRICULTURE DISTRICT TO THE RS SINGLE-FAMILY RESIDENTIAL SUBURBAN DISTRICT, PETITION NO. 6728-2017, 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, August 1, 2017, at 7 p.m. for Item 37:

37. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT 1320 S. MINNESOTA AVE. FROM THE RT-1 SINGLE-FAMILY RESIDENTIAL TRADITIONAL DISTRICT TO THE C-2 COMMERCIAL NEIGHBORHOOD AND STREETCAR DISTRICT, PETITION NO. 6747-2017, 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, August 1, 2017, at 7 p.m. for Item 38:

38. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT 1806 E. MULBERRY ST. FROM THE RD-1 TWIN HOME/DUPLEX RESIDENTIAL SUBURBAN DISTRICT TO THE RT-1 SINGLE-FAMILY RESIDENTIAL TRADITIONAL DISTRICT, PETITION NO. 6832-2017, 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, August 1, 2017, at 7 p.m. for Item 39:

39. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY

LOCATED AT 4900 S. COTTONWOOD PL. FROM THE RA-1 APARTMENT RESIDENTIAL LOW DENSITY DISTRICT TO THE O OFFICE DISTRICT, PETITION NO. 6891-2017, 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, August 1, 2017, at 7 p.m. for Item 40:

40. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT 3201 S. THEODORE AVE. FROM THE O OFFICE DISTRICT TO THE RA-1 APARTMENT RESIDENTIAL LOW DENSITY DISTRICT, PETITION NO. 6906-2017, 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, August 1, 2017, at 7 p.m. for Item 41:

41. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED NORTH OF W. 57TH ST. AND WEST OF I-229 FROM THE LW LIVE-WORK DISTRICT TO THE O OFFICE AND C-2 COMMERCIAL NEIGHBORHOOD AND STREETCAR DISTRICTS, PETITION NO. 6912-2017, 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, August 1, 2017, at 7 p.m. for Item 42:

42. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT 5509 N. QUARRY AVE. FROM THE C-2 COMMERCIAL NEIGHBORHOOD AND STREETCAR DISTRICT TO THE I-1 LIGHT INDUSTRIAL DISTRICT, PETITION NO. 6937-2017, 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, August 1, 2017, at 7 p.m. for Item 43:

43. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT 3810 N. CAREER AVE. FROM THE O OFFICE AND RA-2 APARTMENT RESIDENTIAL MODERATE DENSITY DISTRICTS TO THE LW LIVE-WORK DISTRICT, PETITION NO. 6938-2017, 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, August 1, 2017, at 7 p.m. for Item 44:

44. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT 2601 E. 8TH ST. FROM THE RA-2 APARTMENT RESIDENTIAL MODERATE DENSITY DISTRICT TO THE LW LIVE-WORK DISTRICT, PETITION NO. 6963-2017, 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, August 1, 2017, at 7 p.m.
for Item 45

45. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, APPROVING
GRATUITOUS TRANSFER OF REAL PROPERTY.

Set a date of hearing and 2nd Reading for Tuesday, August 1, 2017, at 7 p.m.
for Item 46:

46. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, APPROVING AN
OFFER TO PURCHASE REAL PROPERTY FROM THE CITY OF SIOUX FALLS.

HEARINGS AND RESOLUTIONS

47. A RESOLUTION DECLARING CERTAIN REAL PROPERTY OF THE CITY SURPLUS.

48. A RESOLUTION OF THE CITY OF SIOUX FALLS APPROVING THE PRELIMINARY PLAN OF
AVERA MCKENNAN SOUTH ADDITION. Planning Commission recommends approval (8-
0).

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

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)

50. REPORT OF THE SIOUX FALLS DISTRICTING COMMISSION: RECOMMENDED PLAN TO
ADJUST COUNCIL DISTRICT BOUNDARIES.

NEW BUSINESS

51. DISCUSSION AND DECISION BY MOTION AND VOTE ON THE SELECTION PROCESS FOR A
VENDOR TO PROVIDE FINANCIAL AUDIT SERVICES FOR THE CITY OF SIOUX FALLS.

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.