

|| City of Sioux Falls Council Meeting
|| Agenda
|| Carnegie Town Hall, 235 West 10th Street
|| MEETING OF Monday, October 15, 2018 at 7 PM

ROLL CALL

MEMBERS PRESENT/ABSENT

Council Member Theresa Stehly

Council Member Janet Brekke

Council Member Christine M. Erickson

Council Member Rick Kiley

Council Member Greg Neitzert

Council Member Marshall Selberg

Council Member Curt Soehl

Council Member Pat Starr

Mayor Paul TenHaken

INVOCATION

● Susie Wingler - Direct Line Prayer Center

PLEDGE OF ALLEGIANCE

CONSENT AGENDA ITEMS

APPROVAL OF CONSENT AGENDA

MINUTES

● Informational Meeting of Tuesday, October 9, 2018, at 4 p.m.

● City Council Meeting of Tuesday, October 9, 2018, at 7 p.m.

COMMUNICATIONS

1. Approval of contracts/agreements on the October 12, 2018, memo.

2. Report of Requests for Quotes for Fuel dated: October 3, 2018; Unleaded Ethanol (8,500 Gallons) & DEF (500 Gallons); Howes Oil (\$2.4235 Unleaded &

\$1.0990 DEF); Cole s Petroleum (\$2.4213Unleaded & No Bid DEF); Midway Service (\$2.4259 Unleaded & \$1.1100 DEF); Stern Oil, CHS, Inc., Harms Oil, and Olson Oil, all no bid. Bid awarded to: Howes Oil.

3. Report of Requests for Quotes for Fuel dated: October 5, 2018; #2 Dyed Diesel; 900 Gallons; Midway Service (\$2.64); Howes Oil (\$2.6975); Cole s Petroleum, Harms Oil, Stern Oil, CHS, Inc., and Olson Oil: all no bid. Bid awarded to: Midway Service.
4. Report of Requests for Quotes for Fuel dated: October 9, 2018; Unleaded Ethanol; 8,500 Gallons; Cole s Petroleum (\$2.3832); Harms Oil (\$2.2.4045); Howes Oil (\$2.3970); Stern Oil (\$2.4307); Midway Service, CHS, Inc. and Olson Oil, all no bid. Bid awarded to: Coles Petroleum.
5. Sioux Area Metro Report of Requests for Quotes for Fuel dated: October 9, 2018; 9,000 Gallons of #2 Clear Diesel; 9,000 Gallons; Harms Oil, Inc. (\$2.8405); Howes Oil (\$2.8475); CHS Inc., Petroleum Traders, and Midwest Oil, all no bid. Bid awarded to: Harms Oil, Inc.
6. A communication was received from Jeffrey and Diane Bakk requesting permission to consume, but not sell, wine, beer and malt beverages at Augustana University s Morrison Commons 2-in-2 Room, 2001 S. Summit Avenue, on Friday, October 26, 2018, for a wedding Rehearsal Dinner.
7. Approval of the SIOUXPERHERO Committee's recommendation that the City Council award the following individuals the SIOUXPERHERO citizen recognition award: Jack Dyvig and Marcene Woldt.

NOTICE OF HEARINGS

Set a date of hearing for Monday, November 5, 2018, at 7 p.m. for Items 8 through 12:

8. New 2019 Retail Wine License for Teng Ramen Inc., Ramen Fuji, 2300 South Minnesota Avenue, Suite C, with Conditional Use Permit (9222-2018) being approved on October 3, 2018.
9. New 2018-19 Retail Malt Beverage License for Teng Ramen Inc., Ramen Fuji, 2300 South Minnesota Avenue, Suite C, with Conditional Use Permit (9222-2018) being approved on October 3, 2018.
10. New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for I-90 Fuel Services Inc., Gas Stop, 5210 West 12th Street (CUP not required).
11. Special One-Day Liquor License for T Slat, JJ s Fine Wine, Spirits & Cigars to be operated at Sanford Imagenetics, 1321 West 22nd Street, for a physician mixer on November 8, 2018.

12. Special One-day Malt Beverage and Special One-Day Wine Licenses for Catering America, Chef Dominique s Catering to be operated at Orthopedic Institute, 810 East 23rd Street, for a holiday party on November 29, 2018.

REGULAR AGENDA ITEMS

APPROVAL OF REGULAR AGENDA

PUBLIC INPUT

UNFINISHED BUSINESS

13. Rescind New 2018 Retail Wine License for Elegant Nail Bar LLC, Elegant Nail Bar, 3010 West 57th Street.
14. Rescind New 2018-19 Retail Malt Beverage License for Elegant Nail Bar LLC, Elegant Nail Bar, 3010 West 57th Street.
15. New 2018 Retail Wine License for Elegant Nail Bar LLC, Elegant Nail Bar, 3028 West 57th Street, with Conditional Use Permit (6910-2017) being approved on July 5, 2017. Pending final inspections per Fire, Health and Building Services.
16. New 2018-19 Retail Malt Beverage License for Elegant Nail Bar LLC, Elegant Nail Bar, 3028 West 57th Street, with Conditional Use Permit (6910-2017) being approved on July 5, 2017. Pending final inspections per Fire, Health and Building Services.
17. Transfer of 2018-19 Retail Malt Beverage License for Top Shelf Entertainment, Wine & Canvas, 5031 South Louise Avenue, to Top Shelf Entertainment, Wine & Canvas, 5239 West 26th Street (CUP not required).
18. Transfer of 2018 Retail Wine License for Top Shelf Entertainment, Wine & Canvas, 5031 South Louise Avenue, to Top Shelf Entertainment, Wine & Canvas, 5239 West 26th Street (CUP not required).
19. New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for Amsale Gebrehiwa, Sheger Addis Grocery Store, 329 South Minnesota Avenue (CUP not required).
20. New 2018 Retail Wine License, requesting off-sale use only, for Amsale Gebrehiwa, Sheger Addis Grocery Store, 329 South Minnesota Avenue (CUP not required).
21. New 2018-19 Retail Malt Beverage License for Full Circle Book Co-op LLC, Full Circle Book Co-op, 123 West 10th Street (CUP not required).

22. New 2018 Retail Wine License for Full Circle Book Co-op LLC, Full Circle Book Co-op, 123 West 10th Street (CUP not required).
23. Transfer of 2018 Retail Liquor License from Sandtrap Inc., Bogey s, 811 South Marion Road, to CR Lloyd Associates Inc., 101 South Reid Street, Suite 201 (CUP not required). Pending change in use and final inspections her Fire, Health and Building Services.
24. Special One-Day Malt Beverage License for Sioux Falls Men s 12 Inch Slow Pitch Softball League Inc. to be operated at Harmodon Park (fields E, F G and H only), 5609 East 41st Street, for a fundraiser on October 20, 2018.
25. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Sioux Falls Area Literacy Council to be operated at REACH, 2101 West 41st Street, Suite 23, for a special event on October 24, 2018.
26. Special One-Day Malt Beverage and Special One-Day Wine Licenses for El Riad Shriners to be operated at The History Club of Sioux Falls, 758 South Phillips Avenue, for a Shrine Ladies luncheon on November 10, 2018.
27. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Catering America to be operated at Child s Play Toys, 233 South Phillips Avenue, for a social on November 11, 2018.
28. Special One-Day Package Off-Sale Wine license for Rotary Club of Sioux Falls West to be operated at 4712 East Alpine Circle, for a fundraiser on November 16, 2018.
29. Special One-Day Wine Licenses for Sioux Falls Area Literacy Council to be operated at REACH, 2101 West 41st Street, Suite 23, for special events on January 10, February 14, March 14, April 11, May 9, and June 13, 2019.

INTRODUCTION AND ADOPTION OF ORDINANCES

30. Deferred from the City Council Meeting of Tuesday, August 21, 2018: 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, DECLARING CERTAIN REAL PROPERTY OF THE CITY SURPLUS AND APPROVING OFFER TO PURCHASE.
31. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, DECLARING CERTAIN PROPERTY OF THE CITY OF SIOUX FALLS SURPLUS AND APPROVING GRATUITOUS TRANSFER OF REAL PROPERTY.
32. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, CONVEYING LOT 19, EXCEPT LOT H1 CONTAINED THEREIN, AND LOT 20, EXCEPT LOT H1 CONTAINED THEREIN, ALL IN BLOCK 1 OF GREATER SIOUX FALLS ADDITION TO THE CITY OF SIOUX FALLS, MINNEHAHA COUNTY, SD.

33. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, PROVIDING SUPPLEMENTAL APPROPRIATIONS FOR AFFORDABLE HOUSING PROJECTS.

Set a date of hearing and 2nd Reading for Monday, November 5, 2018, at 7 p.m. for Item 34:

34. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT 6300 W. 41ST ST. FROM THE S-1 GENERAL INSTITUTIONAL DISTRICT TO THE RA 2 APARTMENT RESIDENTIAL MODERATE DENSITY DISTRICT PETITION NO. 8738-2018, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (7-1) with the following conditions: 1) Required side yard setback along the north property line, a minimum of 60 feet; and, 2) Buffer yard along the north property line shall include a 2' berm and 6' privacy fence.

Set a date of hearing and 2nd Reading for Monday, November 5, 2018, at 7 p.m. for Item 35:

35. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT 608 W. 57TH ST. FROM THE RS SINGLE-FAMILY RESIDENTIAL SUBURBAN DISTRICT TO THE RD-1 TWIN HOME/DUPLEX RESIDENTIAL SUBURBAN DISTRICT NO. 9129-2018, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (7-1).

Set a date of hearing and 2nd Reading for Monday, November 5, 2018, at 7 p.m. for Item 36:

36. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT 1201 S. 7TH AVE. FROM THE RT-1 SINGLE-FAMILY RESIDENTIAL TRADITIONAL DISTRICT TO THE RT-2 TOWNHOME RESIDENTIAL TRADITIONAL DISTRICT NO. 9171-2018, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (8-0).

Set a date of hearing and 2nd Reading for Monday, November 5, 2018, at 7 p.m. for Item 37:

37. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT 700 S. 1ST AVE. FROM THE RT-1 SINGLE-FAMILY RESIDENTIAL TRADITIONAL DISTRICT TO THE RT-2 TOWNHOME RESIDENTIAL TRADITIONAL DISTRICT NO. 9173 2018, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (8-0).

Set a date of hearing and 2nd Reading for Monday, November 5, 2018, at 7 p.m. for Item 38:

38. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT 1001 E. 52ND ST. N. FROM THE I-1 LIGHT INDUSTRIAL DISTRICT TO

THE I-2 HEAVY INDUSTRIAL DISTRICT NO. 9178-2018, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (8-0).

Set a date of hearing and 2nd Reading for Monday, November 5, 2018, at 7 p.m. for Item 39:

39. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT 801 N. DULUTH AVE. FROM THE RT-1 SINGLE-FAMILY RESIDENTIAL TRADITIONAL DISTRICT TO THE RT-2 TOWNHOME RESIDENTIAL TRADITIONAL DISTRICT NO. 9182-2018, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (8-0).

Set a date of hearing and 2nd Reading for Monday, November 5, 2018, at 7 p.m. for Item 40:

40. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT 500 E. 69TH ST. FROM THE O OFFICE DISTRICT TO THE C-2 COMMERCIAL NEIGHBORHOOD AND STREETCAR DISTRICT NO. 9296-2018, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (8-0).

Set a date of hearing and 2nd Reading for Monday, November 5, 2018, at 7 p.m. for Item 41:

41. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT 616 S. WILLOW AVE. FROM THE RS SINGLE-FAMILY RESIDENTIAL SUBURBAN DISTRICT TO THE RT-1 SINGLE-FAMILY RESIDENTIAL TRADITIONAL DISTRICT NO. 9319-2018, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (8-0).

HEARINGS AND RESOLUTIONS

42. A RESOLUTION ADVISING AND GIVING CONSENT TO THE APPOINTMENTS 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: PUBLIC INPUT IS ALLOWED FOR ANY ITEM ON THE REGULAR AGENDA. NOTWITHSTANDING THE PRECEDING SENTENCE, THE PUBLIC INPUT PORTION AT THE START OF A CITY COUNCIL MEETING SHALL LAST NO MORE THAN 30 MINUTES AND WILL BE LIMITED TO TOPICS WHICH DO NOT INVOLVE THOSE REGULAR AGENDA ITEMS APPEARING LATER IN THE AGENDA AS PUBLIC INPUT WILL BE RECEIVED WHEN THAT ITEM IS UP FOR DISCUSSION. PERSONS ADDRESSING THE COUNCIL SHALL USE THE MICROPHONE AT THE PODIUM. PLEASE STATE YOUR NAME AND UNLESS FURTHER TIME IS GRANTED BY THE COUNCIL, SHALL BE LIMITED TO THREE 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.