

City of Sioux Falls Council Meeting  
Agenda  
Carnegie Town Hall, 235 West 10th Street  
MEETING OF Tuesday, September 18, 2018 at 7 PM

ROLL CALL

MEMBERS PRESENT/ABSENT

Council Member Marshall Selberg  
Council Member Curt Soehl  
Council Member Pat Starr  
Council Member Theresa Stehly

Council Member Janet Brekke

Council Member Christine M. Erickson

Council Member Rick Kiley

Council Member Greg Neitzert  
Mayor Paul TenHaken

INVOCATION

&#9679; Karen Schwebach, Prayer Minister - Direct Line Prayer Center

PLEDGE OF ALLEGIANCE

CONSENT AGENDA ITEMS

APPROVAL OF CONSENT AGENDA

MINUTES

&#9679; Working Session of Tuesday, September 4, 2018, at 2:30 p.m.

&#9679; Working Session of Tuesday, September 11, 2018, at 2 p.m.

&#9679; Informational Meeting of Tuesday, September 11, 2018, at 4 p.m.

&#9679; City Council Meeting of Tuesday, September 11, 2018, at 7 p.m.

COMMUNICATIONS

1. Approval of contracts/agreements on the September 14, 2018, memo.
2. Sioux Area Metro Report of Requests for Quotes for Fuel dated: August 30, 2018; 7,500 Gallons; #2 Clear Diesel; Harms Oil, Inc. (\$2.685); Howes Oil (\$2.715); CHS Inc. (\$2.679); Midwest Oil, no bid. Bid awarded to: CHS, Inc.
3. Report of Requests for Quotes for Fuel dated: September 7, 2018; 7,500 Gallons; #2 Dyed Diesel; Cole s Petroleum (\$2.3493); Harms Oil (\$2.3387); Howes Oil (\$2.3460); Stern Oil (\$2.3420); CHS, Inc. (\$2.3790); Midway Service and Olson Oil, both no bid. Bid awarded to: Harms Oil.
4. A communication was received from Kim A. Hove on behalf of Avera McKennan Hospital requesting permission to consume, but not sell, beer and wine, at the Avera Prairie Center, 1000 E. 23rd St., on September 21, 2018, for a reception for the South Dakota Association of Pharmacy Technicians.
5. Approval of the SIOUXPERHERO Committee's recommendation that the City Council award the following individuals the SIOUXPERHERO citizen recognition award: Chariots for Children and Evgenyia (Zhenya) Lukyanova.

#### COUNCIL'S INTERNAL DEPARTMENTAL DIRECTIVES

6. Approve revision of Council Seating and Voting Procedures on page 2 of the 2018 City Council Policies and Procedures manual by substituting paragraph 3 with the following: The roll call and vote order shall be rotated at each regular City Council meeting conducted pursuant to Section 30.001(b). Roll call and vote order for special and joint meetings shall be the roll call and vote order of the City Council meeting held pursuant to Section 30.001 (b) conducted immediately prior to the special and/or joint meeting.

#### APPLICATIONS

7. Special One-Day Liquor Licenses for Washington Pavilion Management Inc., Washington Pavilion, 301 South Main Avenue, for special events on October 26 and 30, 2018 and January 26, 2019.
8. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Interstate House of Pancakes Inc., Roll-n-Pin Restaurant to be operated at the Old Courthouse Museum, 200 West 6th Street, for a wedding reception on September 29, 2018.

#### NOTICE OF HEARINGS

Set a date of hearing for Tuesday, October 2, 2018, at 7 p.m. for Items 9 through 19:

9. New 2018 Retail Wine License for Daily Cafø and Coffee LLC, Daily Clean Food

and Drink, 6215 South Western Avenue, with Conditional Use Permit (9042-2018) being approved on September 5, 2018.

10. New 2018-19 Retail Malt Beverage License for Daily Cafø and Coffee LLC, Daily Clean Food and Drink, 6215 South Western Avenue, with Conditional Use Permit (9042-2018) being approved on September 5, 2018.
11. New 2018-19 Retail Malt Beverage License for SRS Inc., Connexions South, 6801 South Louise Avenue, with Conditional Use Permit (9099-2018) being approved on September 5, 2018.
12. Request to include video lottery terminals with the new 2018-19 Retail Malt Beverage License for SRS Inc., Connexions South, 6801 South Louise Avenue, with Conditional Use Permit (9099-2018) being approved on September 5, 2018.
13. Transfer of 2018 Retail Liquor License from Ted J. Thoms, 400 North Main Avenue, Suite 201, to Kelly Inns Ltd., Hotel Phillips, 100 North Phillips Avenue (CUP not required).
14. Transfer of 2018 Package Liquor License from Double B LLC, Food-N-Fuel, 4701 West 12th Street, to Arsiya Inc., Food-N-Fuel, 4701 West 12th Street.
15. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Catering America to be operated at Raven Industries, 205 East Sixth Street, for a social on October 3, 2018.
16. Special One-Day Malt Beverage and Special One-Day Wine Licenses for The Canton Barn LLC to be operated at Ellie Stone Bride, 6205 South Old Village Place, for a grand opening on October 3, 2018.
17. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Icon Entertainment LLC to be operated at Sioux Falls State Theatre Company, 316 South Phillips Avenue, for a fundraiser on October 4, 2018.
18. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Muscular Dystrophy Association to be operated at the Old Courthouse Museum, 200 West Sixth Street for a fundraiser on October 12, 2018.
19. Special One-Day Malt Beverage and Special One-Day Wine Licenses for Catering America to be operated at Sanford Imagenetics, 1321 West 22nd Street, for a social on October 24, 2018.

REGULAR AGENDA ITEMS

APPROVAL OF REGULAR AGENDA

PUBLIC INPUT

UNFINISHED BUSINESS

20. New 2018 Retail Wine License for Touchmark at All Saints Retirement, Waterford at All Saints, 111 West 17th Street (CUP not required).
21. New 2018-19 Retail Malt Beverage License for Touchmark at All Saints Retirement, Waterford at All Saints, 111 West 17th Street (CUP not required).
22. New 2018-19 Retail Malt Beverage License for The Diamond Room LLC, The Diamond Room, 3501 West 57th Street (CUP not required). Pending plan review, permit issuance and final inspections per Building Services.
23. Special One-Day Malt Beverage License for The Episcopal Church of the Good Shepherd, 2707 West 33rd Street, for a church fundraiser on September 21, 2018.
24. Special One-Day Wine License for Downtown Sioux Falls to be operated at the 8th & Railroad Center Lobby, 401 East 8th Street, on for a fundraiser on October 5, 2018.
25. Special One-Day Malt Beverage and Special One-Day Wine Licenses for South Dakota Trust Association to be operated at Augustana University, 2001 South Summit Avenue, for a networking event on October 16, 2018.
26. Special One-Day Liquor License for Butterfly House & Aquarium, 4320 South Oxbow Avenue, for a fundraiser on November 9, 2018.

INTRODUCTION AND ADOPTION OF ORDINANCES

27. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, PROVIDING APPROPRIATIONS AUTHORIZING AN INCREASE IN PROPERTY TAX REVENUE PURSUANT TO SDCL 10-13-15 AND THE MEANS OF FINANCING FOR THE FISCAL YEAR ENDING DECEMBER 31, 2019.
28. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE CODE OF ORDINANCES OF THE CITY BY AMENDING SECTION 94.038, PLANTING IN PUBLIC RIGHTS-OF-WAY.
29. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE CODE OF ORDINANCES OF THE CITY BY ADDING SECTION 94.019, PLANTING OF ASH TREES PROHIBITED.
30. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE CODE OF ORDINANCES OF THE CITY BY AMENDING SECTION 110.027, LICENSES ISSUED BY

PARKS, RECREATION AND FORESTRY DEPARTMENT.

31. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE CODE OF ORDINANCES OF THE CITY BY ADDING SECTION 94.002, TRANSPORTATION OF ASH WOOD PROHIBITED.

Set a date of hearing and 2nd Reading for Tuesday, October 2, 2018, at 7 p.m. for Item 32:

32. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE 2008 SUBDIVISION REGULATIONS OF THE CITY OF SIOUX FALLS BY AMENDING CHAPTER 157: SUBDIVISIONS. The Planning Commission recommends approval (5-0).

Set a date of hearing and 2nd Reading for Tuesday, October 2, 2018, at 7 p.m. for Item 33:

33. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT 3800 W. TICKMAN ST. FROM THE RA-2 APARTMENT RESIDENTIAL MODERATE DENSITY DISTRICT TO THE I-1 LIGHT INDUSTRIAL DISTRICT, NO. 9122-2018, 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, October 2, 2018, at 7 p.m. for Item 34:

34. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT 5702 S. MARION RD. FROM THE C-2 COMMERCIAL NEIGHBORHOOD AND STREETCAR DISTRICT TO THE RA-2 APARTMENT RESIDENTIAL MODERATE DENSITY DISTRICT, NO. 9062-2018, 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, October 2, 2018, at 7 p.m. for Item 35:

35. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT 133 N. TRAPP AVE. FROM THE RT-1 SINGLE-FAMILY RESIDENTIAL TRADITIONAL DISTRICT TO THE RT-2 TOWNHOME RESIDENTIAL TRADITIONAL DISTRICT, NO. 9040-2018, 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, October 2, 2018, at 7 p.m. for Item 36:

36. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT THE NORTHWEST CORNER OF E. 57TH ST. AND S. DUBUQUE AVE. FROM THE LW LIVE-WORK AND C-2 COMMERCIAL NEIGHBORHOOD AND STREETCAR DISTRICTS TO THE O OFFICE DISTRICT, NO. 8944-2018, 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, October 2, 2018, at 7 p.m. for Item 37:

37. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AUTHORIZING THE MAYOR TO ENTER INTO A LEASE AGREEMENT FOR CITY OF SIOUX FALLS RAVEN INDUSTRIES, INC. PARKING FACILITY BETWEEN THE CITY OF SIOUX FALLS AND RAVEN INDUSTRIES, INC.

#### HEARINGS AND RESOLUTIONS

38. A RESOLUTION ADOPTING THE BUDGET FOR THE FISCAL YEAR ENDING DECEMBER 31, 2019, AND THE 2019 2023 CAPITAL PROGRAM.

39. A RESOLUTION DECLARING IT NECESSARY TO LEVY AND LEVYING A SPECIAL FRONT FOOT ASSESSMENT FEE FOR STREET MAINTENANCE AND REPAIR.

40. A RESOLUTION ADVISING AND GIVING CONSENT TO THE APPOINTMENT OF AN AUDIT COMMITTEE MEMBER TO THE CITY COUNCIL AUDIT COMMITTEE.

#### NEW BUSINESS

41. A MOTION TO PROVIDE ADVICE AND CONSENT FOR THE APPOINTMENT OF JASON REISDORFER AS THE DIRECTOR OF INNOVATION AND TECHNOLOGY.

#### 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](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.