

City Council Meetings
2/19/2019 7:00:00 PM

CALL TO ORDER

1
MEETING ROLL CALL

Council Member Greg Neitzert 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 Mayor Paul TenHaken

2
INVOCATION

Pastor Jeff Wheeler, Central Church

3
PLEDGE OF ALLEGIANCE

CONSENT AGENDA

4
APPROVAL OF THE CONSENT AGENDA

5
APPROVAL OF MINUTES

Informational Meeting of Tuesday, February 12, 2019

City Council Meeting of Tuesday, February 12, 2019

COMMUNICATIONS

6
Approval of contracts/agreements on the February 15, 2019, memo.

7
Notice of change orders on the February 15, 2019 memo.

8
Report of Requests for Quotes for Fuel dated: February 6, 2019; 400 Gallons of
DEF; Midway Service (\$1.0500); Howes Oil (\$0.9490); Stern Oil (\$2.3030); Coles
Petroleum, Farstad Oil, Harms Oil, Stern Oil, CHS, Inc., and Olson Oil, all no
bid. Bid awarded to: Harms Oil.

9
Report of Requests for Quotes for Fuel dated: February 8, 2019; #1 Dyed Diesel
& #2 Dyed Diesel; 7,500 Gallons (3,750 Gallons each); Farstad Oil, Inc. (\$2.304
#1 Dyed Diesel & \$2.092 #2 Dyed Diesel); Midway Service, Cole's Petroleum,
Harms Oil, Howes Oil, Stern Oil, CHS, Inc., and Olson Oil, all no bid. Bid
awarded to: Farstad Oil, Inc.

10
Report of Requests for Quotes for Fuel dated: February 11, 2019; Unleaded
Ethanol; 8,500 Gallons; Cole's Petroleum (\$1.7412); Harms Oil (\$1.7610);
Farstad Oil (\$2.0850); CHS, Inc. (\$1.8225). Midway Service, Howes Oil, Stern
Oil, and Olson Oil, all no bid. Bid awarded to: Coles Petroleum.

11

A communication was received from Staci Peters, Events Coordinator for the Siouxland Heritage Museums, requesting permission to consume, but not sell beer and wine at the Old Courthouse Museum, 200 W. 6th St., on April 5, July 11, and November 1, 2019, for exhibit opening receptions.

12

Approval of the SIOUXPERHERO Committee's recommendation that the City Council award the following individuals the SIOUXPERHERO citizen recognition award: 1. Principal Kersten Dobberpuhl & John Harris Elementary School Employees; and, Don Kelpin.

APPLICATIONS

13

Special One-Day Liquor Licenses for Washington Pavilion Management Inc., 301 South Main Avenue, for special events on February 22, March 1, 9, 29, 30, June 21, and October 25, 2019.

NOTICE OF HEARINGS

14

Transfer of 2018-19 Retail Malt Beverage and SD Farm Wine License, including video lottery terminals, from Lucky Strike Casino Inc., 1033 North Minnesota Avenue, to MG Oil Company, Lucky Strike Casino, 1033 North Minnesota Avenue.

15

Transfer of 2018-19 Retail Malt Beverage and SD Farm Wine License from Mikrho Management Inc., 825 North Weber Avenue, to Stensland Enterprises Inc, Falls Overlook Caf, 825 North Weber Avenue.

16

New 2019 Retail Wine and Cider License for Falls Overlook Caf, 825 North Weber Avenue.

17

New 2018-19 Retail Malt Beverage and SD Farm Wine and New 2019 Retail Wine and Cider Licenses for Jacky's Restaurant, 3808 North Cliff Avenue, with Conditional Use Permit (9850-2019) being approved on February 6, 2019.

18

Special One-Day Malt Beverage and Special One-Day Wine Licenses for Catering America to be operated at George Boom Funeral Home, 3408 East 10th Street, for a Chamber Mixer on April 9, 2019.

REGULAR AGENDA

19

APPROVAL OF THE REGULAR AGENDA

20

PUBLIC INPUT

UNFINISHED BUSINESS

21

New 2019 Retail Wine and Cider License for Johnny Carinos, 2310 South Louise Avenue.

22

New 2018-19 Retail Malt Beverage and SD Farm Wine License, requesting off-sale use only, for Fleet Farm Fuel, 3705 North Northview Avenue (CUP not required). Pending final inspections per Fire and Building Services.

23

New 2018-19 Retail Malt Beverage and SD Farm Wine and 2019 Retail Wine and Cider Licenses, requesting off-sale use only, for Fleet Farm, 3035 West Fleet Street (CUP not required). Pending final inspections per Fire and Building Services.

24

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 Programs on February 21, April 25 and May 30, 2019.

25

Special One-Day Malt Beverage and Special One-Day Wine Licenses for Downtown Sioux Falls Inc., to be operated at Sioux Falls State Theatre, 316 South Phillips Avenue, for an annual meeting on February 26, 2019.

26

Special One-Day Malt Beverage and Special One-Day Wine Licenses for Sioux Falls History Club, 728 South Phillips Avenue, for a Mardi Gras celebration on March 5, 2019.

27

Special One-Day Malt Beverage License for Siouxland Heritage Museums to be operated at the Old Courthouse Museum, 200 West Sixth Street, for a St. Patrick's celebration on March 16, 2019.

28

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 fundraiser on May 11, 2019.

INTRODUCTION AND ADOPTION OF ORDINANCES

ORDINANCE SECOND READINGS

29

AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, PROVIDING SUPPLEMENTAL APPROPRIATIONS FOR COMMUNITY TRIAGE CENTER STUDY. (Public Health, \$100,000)

30

AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE CODE OF ORDINANCES OF THE CITY BY AMENDING CHAPTER 38: ELECTIONS, SECTION 38.010 ELECTION RESULTS, BY REQUIRING A PLURALITY TO BE ELECTED AS COUNCIL MEMBER AND A MAJORITY TO BE ELECTED AS MAYOR.

ORDINANCE FIRST READINGS

31

AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED EAST OF THE INTERSECTION OF W. TEEM ST. AND N. MARION RD. FROM THE I-1 LIGHT INDUSTRIAL DISTRICT AND O OFFICE DISTRICT AND C-2 COMMERCIAL-NEIGHBORHOOD AND STREETCAR DISTRICT TO THE REC RECREATION DISTRICT AND S-1 GENERAL INSTITUTIONAL DISTRICT NO. 9849 2019, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS.

32

AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED SOUTHEAST OF THE CORNER OF E. CHATHAM ST. AND S. WESTWIND AVE. FROM THE RS SINGLE-FAMILY RESIDENTIAL-SUBURBAN DISTRICT TO THE RD-1 TOWN HOME/DUPLEX RESIDENTIAL DISTRICT NO. 9844-2019, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS.

33

AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT THE SOUTHEAST CORNER OF E. 24TH ST. AND S. 7TH AVE. FROM THE RS SINGLE-FAMILY RESIDENTIAL-SUBURBAN DISTRICT TO THE S-2 INSTITUTIONAL CAMPUS PUD DISTRICT NO. 9840-2019, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS.

34

AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT THE SOUTHEAST CORNER OF W. 2ND ST. AND N. KIWANIS AVE. FROM THE RD-1 TWIN HOME/DUPLEX RESIDENTIAL-SUBURBAN DISTRICT TO THE O OFFICE DISTRICT NO. 9701-2018, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS.

35

AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED NORTHEAST OF THE CORNER OF W. PINERIDGE DR. AND N. MARION RD. FROM THE I-1 LIGHT INDUSTRIAL DISTRICT AND O OFFICE DISTRICT TO THE LW LIVE/WORK DISTRICT NO. 9852-2019, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS.

HEARINGS AND RESOLUTIONS

36

A RESOLUTION OF THE CITY OF SIOUX FALLS, SD, APPROVING EXTENDING OFFICER DAVID J. HAMILTON'S EMPLOY WITH THE CITY UNTIL OCTOBER 11, 2019.

37

HEARING TO DETERMINE THERE IS NO FEASIBLE AND PRUDENT ALTERNATIVE TO THE PROPOSAL TO DEMOLISH THE PROPERTY AT 101 E. 6TH STREET BASED UPON THE CONSIDERATION OF ALL RELEVANT FACTORS, AND THAT THE PROGRAM INCLUDES ALL POSSIBLE PLANNING TO MINIMIZE HARM TO THE HISTORIC PROPERTY RESULTING FROM SUCH USE. The Board of Historic Preservation voted 5-3 that the demolition would not have an adverse effect on the historic district.

38

MOTION AUTHORIZING THE PROPOSAL TO DEMOLISH THE PROPERTY AT 101 E. 6TH STREET AND THE ISSUANCE OF ANY RELATED PERMIT BASED UPON THE CONSIDERATION OF ALL RELEVANT FACTORS, AND THAT THERE IS NO FEASIBLE AND PRUDENT ALTERNATIVE TO THE PROPOSAL AND THE PROGRAM INCLUDES ALL POSSIBLE PLANNING TO MINIMIZE HARM TO THE HISTORIC PROPERTY RESULTING FROM SUCH USE. The Board of Historic Preservation voted 5-3 that the demolition would not have an adverse effect on the historic district.

39

MOTION TO AUTHORIZE THE SIOUX FALLS CITY ATTORNEY'S OFFICE TO PREPARE WRITTEN FINDINGS CONSISTENT WITH THE MAJORITY VOTE ON THE ABOVE MOTION FOR DISCUSSION, REVIEW AND APPROVAL BY THE CITY COUNCIL.

NEW BUSINESS

ADJOURNMENT