

City Council Meetings
4/5/2016 7:00:00 PM

SIRE Meeting Contents

INVOCATION

Pastor Kirk Flaa, Abiding Savior Free Lutheran Church

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

National Walking Day - April 6, 2016

National Service Recognition Day - April 5, 2016

Autism Awareness Month - April, 2016

RECOGNITION/AWARDS

VISITOR RECOGNITION

CONSENT AGENDA ITEMS

APPROVAL OF CONSENT AGENDA

MINUTES

Informational Meeting of Tuesday, March 15, 2016, at 4 p.m.

City Council Meeting of Tuesday, March 15, 2016, at 7 p.m.

Special City Council Meeting of Thursday, March 31, 2016, at 1:30 p.m.

COMMUNICATIONS

Approval of contracts/agreements on the March 31, 2016 memo.

Approval of the notice of change orders on the March 31, 2016 memo.

Report of Requests for Quotes for Fuel dated: March 9, 2016 #2 Dyed Diesel Fuel 15,000 gallons Stern Oil (\$1.3036) Harms Oil (\$1.3186) Howes Oil (\$1.3215) CHS, Inc. (\$1.3500) Coles Petroleum, Midwest Oil, Midway Service (Vollan) and Olson Oil, all no

Report of Requests for Quotes for Fuel dated: March 10, 2016 E-10 Unleaded Ethanol/87 Octane 8,500 gallons Harms Oil (\$1.5786) Stern Oil (\$1.5870) Coles Petroleum (\$1.6075) Howes Oil (\$1.6110) CHS, Inc. (\$1.6700) Olson Oil and Vollan Oil, both no bid

Report of Requests for Quotes for Fuel dated: March 11, 2016 30/70 Blend of Clear Diesel 7,500 gallons CHS, Inc. (\$1.77/gallon #1 Clear Diesel / \$1.64/gallon #2 Clear Diesel) Howes Oil (\$1.6875/gallon #1 Clear Diesel / \$1.606/gallon #2 Clear Diesel)

Report of Requests for Quotes for Fuel dated: March 16, 2016 #2 Dyed Diesel Fuel 7,500 gallons Stern Oil (\$1.2589) Cole's Petroleum (\$1.2811) Harms Oil (\$1.2877) Howes Oil (\$1.3050) CHS, Inc., Midwest Oil, Midway Service (Vollan)

and Olson Oil, all n

Report of Requests for Quotes for Fuel dated: March 18, 2016 E-10 Unleaded Ethanol / 87 Octane 8,500 gallons Harms Oil (\$1.5381) Cole's Petroleum (\$1.5422) Stern Oil (\$1.5579) Howes Oil (\$1.6160) CHS, Inc. (\$1.6200) Olson Oil and Vollan Oil, both no

Report of Requests for Quotes for Fuel dated: March 22, 2016 #2 Dyed Diesel Fuel, 7,500 gallons Harms Oil (\$1.3257) Stern Oil (\$1.3336) Cole's Petroleum (\$1.3370) Howes Oil (\$1.3390) CHS, Inc. (\$1.3700) Midwest Oil, Midway Service (Vollan) and Olson

Report of Requests for Quotes for Fuel dated: March 22, 2016 30/70 Blend of Clear Diesel 7,500 gallons CHS, Inc. (\$1.77/#1 Clear Diesel/\$1.64 #2 Clear Diesel) Howes Oil, Harms Oil, Midwest Oil, all no bid. Bid awarded to: CHS, Inc.

Report of Requests for Quotes for Fuel dated: March 25, 2016 Unleaded Ethanol 627 gallons Midway Service (\$1.7600) Howes Oil (\$1.8300) Stern Oil and Cole's Petroleum, both no bid. Bid awarded to: Midway Service.

Report of Requests for Quotes for Fuel dated: March 25, 2016 Clear Diesel #1 269 gallons Midway Service (\$1.6650) Howes Oil (\$1.7280) Stern Oil and Cole's Petroleum, both no bid. Bid awarded to Midway Service.

Report of Requests for Quotes for Fuel dated: March 25, 2016 Clear Diesel #2 269 gallons Midway Service (\$1.5750) Howes Oil (\$1.6480) Stern Oil and Cole's Petroleum, both no bid. Bid awarded to Midway Service.

Report of Requests for Quotes for Fuel dated: March 28, 2016 E-10 Unleaded Ethanol/87 Octane 8,500 gallons Howes Oil (\$1.5660) Harms Oil (\$1.5776) Cole's Petroleum (\$1.5816) Stern Oil (\$1.5954) CHS, Inc. (\$1.6195) Olson Oil and Vollan Oil, both no bi

A communication was received from Eduardo Larios requesting permission to consume, but not sell, liquor, wine, and/or malt beverages at The Coliseum, 515 N. Main Avenue, on Saturday, May 28, 2016, from 2 p.m. - 11:55 p.m., pursuant to SDCL 35-1-5.5,

COUNCIL'S INTERNAL DEPARTMENTAL DIRECTIVES

APPLICATIONS

Special One-Day Malt Beverage and Special One-Day Wine Licenses for Hy-Vee Inc., All Occasions by Hy-Vee, to be operated at the Great Plains Zoo and Delbridge Museum, 805 South Kiwanis Avenue, for a Chamber Mixer on May 10, 2016.

Special One-Day Liquor Licenses for Hy-Vee Inc., All Occasions by Hy-Vee, to be operated at the Great Plains Zoo and Delbridge Museum, 805 South Kiwanis Avenue, for events on June 4 and 8, 2016.

Special One-Day Liquor Licenses for Washington Pavilion Management Inc., to be operated at Washington Pavilion of Arts & Science, 301 South Main Avenue, for events on May 28, June 25, July 16, July 23, August 20 and October 21, 2016.

Pearl Kirk, 2412 S. Glendale Avenue, for 2015 taxes in the amount of \$1,044.12. The amount requested is the difference between the elderly freeze and the non-elderly freeze.

Ruth A. Garry, 1909 S. Williams Avenue, for 2015 taxes in the amount of \$1,483.42. elderly freeze item

LINCOLN COUNTY. South Pointe LTD Partnership, Parcel: 280.24.13.001, for 2015 property taxes in the amount of \$94.34. The City of Sioux Falls purchased on January 16, 2015.

LINCOLN COUNTY. Corey Lundy, 6901 S. Shadow Circle, for 2015 taxes in the amount of \$1,341.90. Home occupied from October 31, 2014, to the present.

LINCOLN COUNTY DENIALS. Richard and Mary Lou Krogh, 7413 S. Brookside Place, for 2015 taxes in the amount of \$795.71

LINCOLN COUNTY DENIAL: Rodney A. and Janice Haag, 8001 S. Sunny Oak Circle, for 2015 taxes in the amount of \$1,967.62.

NOTICE OF HEARINGS

New 2015-16 Retail Malt Beverage License for Z'Mariks LLC, Z'Mariks Noodle Caf, 2300 South Minnesota Avenue, with Conditional Use Permit (4310-2016) being approved on March 3, 2016.

New 2016 Retail Wine License for Z'Mariks LLC, Z'Mariks Noodle Caf, 2300 South Minnesota Avenue, with Conditional Use Permit (4310-2016) being approved on March 3, 2016.

New 2016 Retail Wine License, including video lottery terminals, for Commonwealth Gaming & Holdings, Deuces Casino 7.5, 4713 East 26th Street, with Conditional Use Permit (2928-2015) being approved on August 5, 2015.

New 2016 Retail Wine License, including video lottery terminals, for Commonwealth Gaming & Holdings, Deuces Casino 3.5, 5115 East Arrowhead Parkway, with Conditional Use Permit (4148-2016) being approved on March 3, 2016.

New 2016-17 Retail Malt Beverage License, including video lottery terminals, for Commonwealth Gaming & Holdings, Deuces Casino 3.5, 5115 East Arrowhead Parkway, with Conditional Use Permit (4148-2016) being approved on March 3, 2016.

Transfer of 2016 Retail Liquor License, including Sunday sales certificate and video lottery terminals, from Behind the Bar Inc., Tinnors, 449 West 69th Street, to Commonwealth Gaming & Holdings, Tinnors, 449 West 69th Street, with Conditional Use

Transfer of 2015-16 Retail Malt Beverage License, with video lottery terminals, from Juan Padilla, El Jalapeno Mexican Grill, 2113 South Minnesota Avenue, to Juan Padilla, Casa Vieja Nightclub & Restaurant, 805 North West Avenue (CUP not required)

New 2016 Retail Wine License, with video lottery terminals, for Juan Padilla, Casa Vieja Nightclub & Restaurant, 805 North West Avenue (CUP not required).

Transfer of 2015-16 Retail Malt Beverage License from Guillermo Pedro, Mi Tierra Authentic Mexican Restaurant & Bakery, 337 South Phillips Avenue, to Guillermo Pedro, Mi Terra Authentic Mexican Restaurant & Bakery, 329 South Phillips Avenue (CU

Transfer of 2015-16 Retail Malt Beverage License from Latitude 44 LLC, Latitude

44, 201 North Weber Avenue, to Fernson Taphouse LLC, Fernson on 8th, 201 North Weber Avenue (CUP not required).

Transfer of 2016 Retail Wine License from Latitude 44 LLC, Latitude 44, 201 North Weber Avenue, to Fernson Taphouse LLC, Fernson on 8th, 201 North Weber Avenue (CUP not required).

Special One-day Malt Beverage License for JAM Art & Supplies to be operated at Touchmark at All Saints, 111 West 17th Street, for the "Art Full" event on April 30, 2016.

Special One-Day Malt Beverage License for JAM Art & Supplies to be operated at Tower Park, 1000 North Main Avenue, for the "What's Up?" event on June 18, 2016.

Special One-Day Malt Beverage Licenses for JAM Art & Supplies to be operated at Cherapa Place east parking lot, 300 North Cherapa Place, for the 605 Summer Classic on June 24 & 25, 2016.

Special One-Day Liquor License for Ramkota Companies Inc., Best Western Ramkota Hotel, to be operated at Avera Prairie Center, 1000 East 23rd Street, for a conference social on May 19, 2016.

Special One-Day Malt Beverage and Special One-Day Wine Licenses for Ramkota Companies Inc., Best Western Ramkota Hotel, to be operated at Avera Prairie Center, 1000 East 23rd Street, for a retirement party on June 27, 2016.

Special One-Day Malt Beverage and Special One-Day Wine Licenses for Special Olympics South Dakota to be operated at Yankton Trail Park, 3901 South Minnesota Avenue, for the Peach Festival on June 25 & 26, 2016.

Special One-Day Liquor License for TNT Entertainment LLC to be operated at 337 North Phillips Avenue (Albert House parking lot) for an outdoor concert on July 8, 2016.

Special One-Day Wine License requests for Downtown Sioux Falls Inc., to be operated at the following locations: 8th & Railroad Center Lobby, 401 East 8th Street, 605 Running Company, 124 South Phillips Avenue, A League of Your Own, 229 South Phil

Special One-Day Malt Beverage and Special One-Day Wine Licenses for Downtown Sioux Falls Inc., to be operated at 8th & Railroad Parking Lot, 401 East 8th Street, for Downtown Block Parties on the East Bank on June 3, July 1, August 5, and September

Special One-Day Malt Beverage and Special One-Day Wine Licenses for Downtown Sioux Falls Inc., to be operated at Avera Information Technology Center north parking lot, 212 East 11th Street, including Great Outdoor Store property and parking lot, 201

Special One-Day Malt Beverage and Special One-Day Wine Licenses for Downtown Sioux Falls Inc., to be operated on levels 5 & 6 of the City of Sioux Falls Parking Ramp, 110 East 11th Street, for Rooftop Cinema events on June 23, July 28 and August 2

Special One-Day Malt Beverage and Special One-Day Wine Licenses for Downtown Sioux Falls Inc., to be operated on Phillips Avenue from 9th to 14th Streets Main Avenue from 10th to 13th Streets, 13th Street from Main to 1st Avenue, 12th Street from Mai

Special One-Day Malt Beverage and Special One-Day Wine Licenses for Downtown Sioux Falls Inc., to be operated within Phases 1 and 2 of Downtown Riverfront (from 6th Street to South of 8th Street) including Raven Industries riverfront and parking lot

Special One-Day Malt Beverage and Special One-Day Wine Licenses for Catering America Inc., to be operated at 4500 West 58th Street, for an open house event on May 3, 2016.

REGULAR AGENDA ITEMS

APPROVAL OF REGULAR AGENDA

PUBLIC INPUT

PETITIONS

UNFINISHED BUSINESS

New 2016 Package Liquor License for Aldi Inc., Aldi Foods #20, 2804 South Louise Avenue (CUP not required). Pending final inspections per Fire, Health & Building Services.

New 2016 Package Liquor License for Aldi Inc., Aldi Foods #21, 5105 East Arrowhead Parkway (CUP not required). Pending final inspections per Fire, Health & Building Services.

New 2016 Retail Wine License for BYG-SF, LLC, Backyard Grill, 323 South Phillips Avenue (CUP not required). Pending final inspections per Fire, Health & Building Services.

Special One-Day Malt Beverage and Special One-Day Wine Licenses for The History Club to be operated at Josiah's Coffeeshouse & Caf, 101 South Reid Street, for a fundraiser on April 7, 2016.

Special One-Day Malt Beverage and Special One-Day Wine Licenses for The Country Club of Sioux Falls to be operated at Home Federal Bank, 225 South Main Avenue, for a Chamber Mixer on April 12, 2016.

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 the Cinco de Mayo Fiesta, on May 7, 2016.

Special One-Day Wine License for the Sioux Falls Area Community Foundation to be operated at Sioux Falls Area Community Foundation, 200 North Cherapa Place, for a Science Fest social on June 10, 2016.

Special One-Day Malt Beverage and Special One-Day Wine Licenses for Osher Lifelong Learning Institute to be operated in the CNA Building Communication Room, 101 South Reid and the 8th & Railroad Shopping Center back dock and patio, 401 East 8th Street

Special One-Day Malt Beverage and Special One-Day Wine Licenses for The Center for Equality to be operated at Terrace Park, 1100 West 4th Street, for a Sioux Falls Pride event on June 18, 2016.

Special One-Day Malt Beverage and Special One-Day Wine Licenses for Commemorative Air Force Joe Foss Squadron to be operated at Maverick Air Center, 4201 North Maverick Place, for a Hangar Dance on July 21, 2016.

Special One-Day Wine License for Senior Citizens Services Inc., to be operated at Active Generations, 2300 West 46th Street, for the Gourmet Guys fundraiser, on April 17, 2016.

INTRODUCTION AND ADOPTION OF ORDINANCES

2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SOUTH DAKOTA (THE "CITY"), AUTHORIZING THE ISSUANCE OF ITS SALES TAX REVENUE BONDS, AUTHORIZING THE USE OF THE PROCEEDS THEREOF TO PAY THE COSTS to design, construct, equip, and furnish AN OFFICE

2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE REVISED ORDINANCES OF THE CITY BY ADOPTING THE 2015 INTERNATIONAL FIRE CODE AND AMENDMENTS THERETO.

2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, ENCOURAGING PARKING STRIP LANDSCAPING AND PROVIDING STANDARDS THEREFOR.

2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE 2013 SHAPE PLACES ZONING ORDINANCE OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval.

2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT NORTHEAST CORNER OF S. SHERMAN AVE. AND E. 22ND ST. FROM THE RS SINGLE-FAMILY RESIDENTIAL-SUBURBAN DISTRICT TO THE RT-1 SINGLE-FAMILY RESIDENTIAL-TRADITIONAL DISTRICT, PE

2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT 605 N. LA MESA DR. FROM THE AG AGRICULTURE DISTRICT TO THE RS SINGLE-FAMILY RESIDENTIAL-SUBURBAN DISTRICT, PETITION NO. 4144-2016, AND AMENDING THE OFFICIAL ZONING MAP OF

2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT 120 N. SYCAMORE AVE. FROM THE RS SINGLE-FAMILY RESIDENTIAL-SUBURBAN DISTRICT TO THE RA-1 APARTMENT RESIDENTIAL-LOW DENSITY DISTRICT, PETITION NO. 4159-2016, AND AMENDING

2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT NORTHWEST CORNER OF N. TERRY AVE. AND W. MADISON ST. FROM THE I-1 LIGHT INDUSTRIAL DISTRICT TO THE C-2 COMMERCIAL-NEIGHBORHOOD AND STREETCAR DISTRICT, PETITION NO. 4179-2

2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT SOUTHWEST CORNER OF E. 26TH ST. AND S. SIX MILE RD. FROM THE RS SINGLE-FAMILY RESIDENTIAL-SUBURBAN AND CN CONSERVATION DISTRICTS TO THE RS SINGLE-FAMILY RESIDENTIAL-SUBUR

2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT 5100 W. 12TH ST. FROM THE I-1 LIGHT INDUSTRIAL DISTRICT TO THE C-3 COMMERCIAL-COMMUNITY DISTRICT, PETITION NO. 4184-2016, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY

2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE CODE OF ORDINANCES OF THE CITY BY AMENDING CHAPTER 51: UTILITY RATES AND CHARGES SUBCHAPTER WATER DISTRIBUTION PLATTING FEE, SECTION 51.065 WATER DISTRIBUTION PLATTING FEE.

2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE CODE OF ORDINANCES OF THE CITY BY AMENDING CHAPTER 96: STREETS AND SIDEWALKS SUBCHAPTER ARTERIAL STREET PLATTING FEE SECTION 96.220 ARTERIAL STREET PLATTING FEE.

2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, APPROVING THE NAMING OF A FACILITY SPACE ON PUBLIC PROPERTY. (Jerstad Gallery).

2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, APPROVING THE NAMING OF A FACILITY SPACE ON PUBLIC PROPERTY. (Shultz Gallery).

2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE CODE OF ORDINANCES OF THE CITY BY AMENDING SECTION 124.012 TO PROVIDE YOUTH AN OPPORTUNITY TO RIDE FIXED-ROUTE BUS SERVICE AT NO CHARGE FROM JUNE 2, 2016, TO SEPTEMBER 6, 2016.

2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, PROVIDING SUPPLEMENTAL APPROPRIATIONS. (\$1,299,000 Highways and Streets).

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, PROVIDING SUPPLEMENTAL APPROPRIATIONS FOR AFFORDABLE HOUSING PROJECTS. Affordable Housing - CDBG Federal Grant Funds (\$1,138,500.) Affordable Housing - HOME Federal Grand Funds (\$805,212.) A

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE CODE OF ORDINANCES OF THE CITY BY REVISING CHAPTER 117: PEDDLERS AND VENDORS.

HEARINGS AND RESOLUTIONS

A RESOLUTION OF THE CITY OF SIOUX FALLS APPROVING THE PRELIMINARY PLAN OF AKERSON'S ADDITION.

A RESOLUTION AMENDING THE 2016-2020 CAPITAL PROGRAM. Project No. 11001, Concrete Pavement Restoration (\$600,000.) Project No. 11074, Surface Treatment Program (\$200,000.) Project No. 11018, ADA Improvements (\$200,000.) and Project No. 11003, Major S

A RESOLUTION AUTHORIZING AN APPLICATION FOR FINANCIAL ASSISTANCE, AUTHORIZING THE EXECUTION AND SUBMITTAL OF THE APPLICATIONS, AND DESIGNATING AN AUTHORIZED REPRESENTATIVE TO CERTIFY AND SIGN PAYMENT REQUESTS.

A RESOLUTION INCLUDING CERTAIN CONTIGUOUS TERRITORY WITHIN THE CORPORATE LIMITS OF THE CITY OF SIOUX FALLS, SD. ANNEXATION 3871-2015-ROCKVAM (85TH ST. AND WESTERN AVE.)

A RESOLUTION INCLUDING CERTAIN CONTIGUOUS TERRITORY WITHIN THE CORPORATE LIMITS OF THE CITY OF SIOUX FALLS, SD. ANNEXATION 4055-2016-JEPSON'S ADDITION (65TH ST. AND CULBERT AVE.)

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

A RESOLUTION DECLARING THE NECESSITY TO GRADE, GRAVEL, CONSTRUCT CURB AND GUTTER WITH DRIVEWAY APPROACHES, CONSTRUCT SIDEWALK, STORM SEWER, ASPHALT SURFACING, WATER, SANITARY SEWER, AND STREETLIGHTS ON S. BRANDE AVE., AND ASSESSING THE COST TO EACH L

NOTICE OF HEARINGS FOR STREET VACATIONS

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)

REPORT OF THE MARCH 31, 2016, NOTICE OF TRANSFER OF APPROPRIATIONS WITHIN MAJOR

ORGANIZATIONAL UNITS.

NEW BUSINESS

ITEMS ADDED AFTER AGENDA DEADLINE

ADJOURNMENT

EXECUTIVE SESSION