

|AGENDA                    Tuesday, December 8, 2009  
|Charter Revision  
|Carnegie Town Hall  
|Commission  
|Tenth Street

8:30 a.m. at  
235 West

1. Call To Order
  
2. Approval of Minutes
  - A. NOVEMBER 17, 2009 MINUTES
  
3. Public Input
  
4. Old Business
  - A. DISCUSS PROPOSAL FROM MARY GLENSKI REGARDING CHARTER SECTION 6.02
  
  - B. DISCUSS PROPOSAL FROM CITY CLERK REGARDING CHARTER SECTION 6.03
  
  - C. DISCUSS PROPOSAL FROM COMMISSION MEMBER EARLEY TO INCLUDE ENGLISH BEING DEEMED A COMMON LANGUAGE FOR THE CITY OF SIOUX FALLS - NEW PROPOSED SECTION 1.06
  
  - D. DOC: 120809 AGENDA ATTACHMENTS
  
5. New Business
  - A. POTENTIAL CHARTER PROPOSAL FROM CHAIRPERSON GREGERSON REGARDING SECTION 2.10
  
6. Adjournment

Date: 2009-12-08  
SIRE Meeting ID: 1205  
Meeting Type: Charter Revision Commission

YouTube:<https://youtu.be/kSGJ491qaXo>  
Agenda Item: Not Assigned  
Item ID: 53423

The following document(s) are public records obtained from the  
City of Sioux Falls.

## SIoux FALLS CITY CHARTER

### SECTION 6.02. Council districts: adjustment of districts.

- (a) Number of districts. There shall be five (5) city council districts.
- (b) Districting commission; composition; appointment; terms; vacancies; compensation.
  - (1) There shall be a districting commission consisting of five (5) members. No more than three (3) commission members may belong to the same political party. The city council shall appoint ~~four (4)~~ five (5) members, one member from each of the city's five (5) districts. These ~~four (4)~~ five (5) members shall, with the affirmative vote of at least three (3), choose ~~the fifth member~~ one of their members who shall be chair.
  - (2) No member of the commission shall be employed by the city or hold any other elected or appointed position in the city.
  - (3) The city council shall appoint the commission no later than on (1) year and five (5) months before the first general election of the city council after each federal decennial census. The commission's term shall end upon adoption of a districting plan, as set forth in section 6.02 (c).
  - (4) In the event of a vacancy on the commission by death, resignation, moving out of the district, or otherwise, the city council shall appoint a new member enrolled in the same political party and from the same city district from which his or her predecessor was selected, to serve the balance of the term remaining.

**Article VI. Elections**

**Section 6.02. Council districts: adjustment of districts.**

...

(b) Districting commission; composition; appointment; terms; vacancies; compensation.

(1) There shall be a districting commission consisting of five (5) members. No more than three (3) commission members may belong to the same political party. The city council shall appoint ~~four (4)~~ all commission members. To be qualified for appointment, each prospective commission member must have a permanent home address within one of the city's electoral districts and no two prospective commissioners may have a permanent home address in the same city electoral district. These ~~four (4)~~ commission members shall, with the affirmative vote of at least three (3) members, choose the ~~fifth member~~ one of their members who shall serve as chairman-chairperson.

...

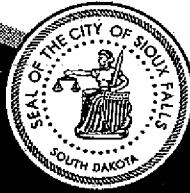
Option A:

(4) A vacancy will be deemed to have occurred on the commission only by death, resignation, incapacity, or upon a commission member's move within 30 days of appointment from their permanent home address in the district to a permanent home address outside of their appointed district. or otherwise, In the event of any such vacancy on the commission, the city council shall appoint a new member enrolled in the same political party and from the same city district from which his or her predecessor was selected, to serve the balance of the term remaining.

...or...

Option B:

(4) A vacancy will be deemed to have occurred on the commission only by death, resignation or incapacity. or otherwise, In the event of any such vacancy on the commission, the city council shall appoint a new member enrolled in the same political party and from the same city district from which his or her predecessor was selected, to serve the balance of the term remaining.



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**TO: Charter Revision Committee**

**FROM: Debra Owen**

**DATE: September 15, 2009**

**RE: Request to change current Charter language to allow city to adopt provisions to aid in the administration of elections.**

The city's home rule charter was adopted in 1994. Since that time state statute has been revised to provide filing deadlines for statewide elections, which allows ease of administration of statewide elections. The objective sought for this proposed change to City's Charter would allow the city to provide filing deadlines for the City of Sioux Falls municipal election.

Proposed Charter Revision to Article VI, Section 6.03

**Section 6.03. Initiative and referendum.**

The powers of initiative and referendum are hereby reserved to the electors of the city. Except as amended by ordinance, the provisions of the election law of the State of South Dakota, as they currently exist or may hereafter be amended or superseded, shall govern the exercise of the powers of initiative and referendum under this charter.

## **Article VI. Elections**

### **Section 6.03. Initiative and referendum.**

The powers of initiative and referendum are hereby reserved to the electors of the city. The provisions of the election law of the State of South Dakota, as they currently exist or may hereafter be amended or superseded, shall govern the exercise of the powers of initiative and referendum under this charter. (The city may by ordinance establish a submittal deadline for petitions proposing an initiated ordinance or resolution of not later than the last Friday in January of any even-numbered year.)

## **Article I. Powers of the City**

[NEW] Section 1.06:

English shall be the common language of the city. The common language is hereby designated as the language of city documents, including, but not limited to, notices, signage, correspondence, public records and any public meetings.

Commission Member Earley's  
proposal regarding English as  
common language  
Submitted by CAO on 11/17/09