

AGENDA

Monday, July 11, 2011

Public Services Committee

\*\*\*4:30 PM

Carnegie Town Hall

West 10th Street

235

\* This meeting will start after the conclusion of the 4:00 p.m. Informational Meeting.

1. Call To Order
2. Review and approval of Minutes dated June 13, 2011
3. Revising Health Department Ordinances dealing with 14 day notice requirement and issuing nuisance violations by Paul Bengford, Assistant City Attorney; and Alicia Collura, Health Department
4. Open Discussion
5. Adjournment

Date: 2011-07-11  
SIRE Meeting ID: 1517  
Meeting Type: Committee Meeting  
Subtype: Public Services Committee  
YouTube:<https://youtu.be/pcTsypMY8Z4>  
Agenda Item: Not Assigned  
Item ID: 59002

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

# MINUTES

Monday, June 13, 2011

**Public Services Committee**

\* 5:30 PM  
Carnegie Town Hall  
235 West 10<sup>th</sup> Street



**Members Present:** Council Member Sue Aguilar, Council Member Kenny Anderson Jr., Council Member Vernon Brown, and Council Member Michelle Erpenbach

**Members Absent:** None

**Staff Present:** Debra A. Owen, City Clerk/Chief of Council Operations and Tamara Jorgensen, CMC, Assistant City Clerk

**Guests:** Paul Bengford, Cheryl Rath, Jim Entenman, Dan Siefken, Arthur Knudson, Jerry Gerken, Jeanne Gerken, Tim Stanga, Greg Jamison, Rex Rolfing, Dean Karsky, and David Pfeifle

## 1. Call To Order

Committee Chair Kenny Anderson, Jr. called the meeting to order at 5:30 p.m.

## 2. Review and approval of Minutes dated May 9, 2011

A motion was made by Council Member Sue Aguilar and seconded by Council Member Michelle Erpenbach to approve the minutes. The Chairman called for a voice vote. All members voted yes. **Motion Passed.**

## 3. Council Procedures and Organization

Owen reviewed the proposed updates to the Council Procedures and Organization ordinances. City Attorney David Pfeifle discussed proposed amendments with the committee.

A motion was made by Council Member Michelle Erpenbach and seconded by Council Member Vernon Brown to approve that the proposed ordinance move forward to the City Council for consideration. The Chairman called for a voice vote. All members voted yes. **Motion Passed.**

## 4. Administrative Appeals Ordinance

Paul Bengford, Assistant City Attorney reviewed the proposed administrative appeal ordinance amendments.

A motion was made by Council Member Vernon Brown and seconded by Council Member Sue Aguilar to approve that the proposed ordinance move forward to the City Council for consideration. The Chairman called for a voice vote. All members voted yes. **Motion Passed.**

**5. Open Discussion**

Future agenda items were discussed.

**6. Adjournment**

Committee Chair Kenny Anderson Jr. adjourned the meeting at 6:07 p.m.

Tamara Jorgensen, CMC  
Assistant City Clerk

DRAFT

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1st Reading: \_\_\_\_\_  
2nd Reading: \_\_\_\_\_  
Date Adopted: \_\_\_\_\_  
Date Published: \_\_\_\_\_  
Effective Date: \_\_\_\_\_

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE REVISED ORDINANCES OF THE CITY BY AMENDING CERTAIN TIME RESTRICTIONS AND EXPANDING THE REQUIREMENTS FOR ABATEMENT OF NUISANCE CONDITIONS.

BE IT ORDAINED BY THE CITY OF SIOUX FALLS, SD:

*Section 1. That Section 19-53 of the Revised Ordinances of Sioux Falls, SD, is hereby amended to read as follows:*

**Section 19-53. Abatement by city; costs levied against premises.**

When there exists on private property a condition which has been determined a nuisance by a city enforcement employee, a notice will be served in the matter specified in section 19-51. The notice will describe the matter to be removed or corrected and require removal or correction thereof within 14 days. The city health officer may shorten the timeframe for removal or correction if the health officer determines the nuisance item(s) presents a significant risk to the public health if not removed or corrected in less than 14 days. If the city health officer determines a shortened timeframe is appropriate in a particular case, the shortened timeframe shall be set forth in the notice. Any additional nuisance conditions not previously observed, or that may have been added to the property after the city's inspection(s), must also be removed or corrected within the timeframe specified in the notice of violation. If at the end of such 14 days, or less as set forth in the notice, the nuisance has not been removed or corrected, the city shall have authority to cause the correction or removal and disposition. All costs incurred by the city for the removal and disposition of the nuisance or for correcting the nuisance shall be assessed, levied, and collected as a special assessment payable in one sum or by up to five equal annual installments as the commission may provide against the premises from which it was removed, in the manner provided by law for the levy and collection of other special assessments.

Date adopted: \_\_\_\_\_.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk