

	City of Sioux Falls Council Meeting Minutes
	Carnegie Town Hall, 235 West 10th Street
	MEETING OF Monday, April 12, 2010 at 7:00 p.m.

ROLL CALL #3

MEMBERS PRESENT/ABSENT OFFICIAL AGENDA

Members Present:	Members Absent:
Council Member Brown	Council Member Staggers
Council Member Costello	
Council Member Jamison	
Council Member Knudson	
Council Member Litz	
Council Member Anderson Jr.	
Council Member Beninga	
Mayor Dave Munson	

INVOCATION

A. DAVE DEVRIES, CELEBRATE WESLEYAN CHURCH

PLEDGE OF ALLEGIANCE

APPROVAL OF CONSENT AGENDA

A motion was made by Council Member Knudson and seconded by Council Member Litz to approve the Consent Agenda.

Vote to approve: Roll Call: Yeses, Council Member Jamison, Council Member Litz, Council Member Anderson Jr., Council Member Brown, Council Member Knudson, Council Member Staggers, Council Member Beninga, Council Member Costello, 8. Noes, 0.
Motion Passed

MINUTES

A. INFORMATIONAL MEETING OF MONDAY, APRIL 5, 2010, AT 4:00 P.M.

B. REGULAR CITY COUNCIL MEETING OF MONDAY, APRIL 5, 2010, AT 7:00 P.M.

COMMUNICATIONS

1. A COMMUNICATION WAS RECEIVED FROM HONOR FLIGHT SOUTH DAKOTA STATING ITS INTENT TO SELL RAFFLE TICKETS FROM APRIL 24, 2010 THROUGH AUGUST 14, 2010, FOR A 2007 HARLEY-DAVIDSON (VALUE \$6,700.00), A HOT AIR BALLOON RIDE (VALUE \$500.00), TWO TATTOO GIFT CERTIFICATES (VALUE \$25.00 A PIECE), A NEON SIGN (VALUE \$20.00), AND A WWII THROW (VALUE \$20.00). TICKETS WILL BE \$25.00 EACH. THE PROCEEDS ARE TO BE USED FOR HONOR FLIGHT SOUTH DAKOTA.

2. A COMMUNICATION WAS RECEIVED FROM BEAUTICONTROL UNIT #3877 STATING ITS INTENT TO SELL RAFFLE TICKETS ON MAY 4, 2010. TICKETS WILL BE \$5.00 EACH OR \$20 FOR 5 TICKETS. HALF OF THE FUNDS COLLECTED WILL BE THE PRIZE FOR THE RAFFLE, THE OTHER HALF OF THE FUNDS WILL BE DONATED TO THE WOMEN HELPING OTHERS FOUNDATION.

NOTICE OF HEARINGS

Set a hearing date for Monday, May 10, 2010, at 7:00 p.m. on Item 3:

3. A PROPOSED RESOLUTION APPROVING THE SPECIAL ASSESSMENT ROLL FOR CONSTRUCTING SIDEWALK ON S. BAHNSON AVE. AND W. RALPH ROGERS RD IN THE CITY OF SIOUX FALLS, SD.

Res. 1714

Exhibits

APPROVAL OF REGULAR AGENDA

A motion was made by Council Member Litz and seconded by Council Member Jamison to approve the Regular Agenda.

Vote to approve: Roll Call: Yeses, Council Member Jamison, Council Member Litz, Council Member Anderson Jr., Council Member Brown, Council Member Knudson, Council Member Staggers, Council Member Beninga, Council Member Costello, 8.
Noes, 0.
Motion Passed

PUBLIC INPUT

There was none.

INTRODUCTION AND ADOPTION OF ORDINANCES

4. 2ND READING: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, APPROVING THE LEASE OF CITY PROPERTY TO NORTHWESTERN ENGINEERING COMPANY.

Ord. 1158

Exhibits

A motion was made by Council Member Beninga and seconded by Council Member Litz

to adopt said Ordinance 34-10.

Vote to adopt: Roll Call: Yeses, Council Member Jamison, Council Member Litz, Council Member Anderson Jr., Council Member Brown, Council Member Knudson, Council Member Staggers, Council Member Beninga, Council Member Costello, 8. Noes, 0.
Motion Passed

5. 2ND READING: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, APPROVING THE RELEASE OF A PERMANENT UTILITY EASEMENT IN LOT 1B AND LOT 3, BLOCK 6, ENGLEWOOD LAKE ADDITION, MINNEHAHA COUNTY, SOUTH DAKOTA.

Ord. 1161

Exhibits

A motion was made by Council Member Knudson and seconded by Council Member Litz to adopt said Ordinance 35-10.

Vote to adopt: Roll Call: Yeses, Council Member Jamison, Council Member Litz, Council Member Anderson Jr., Council Member Brown, Council Member Knudson, Council Member Staggers, Council Member Beninga, Council Member Costello, 8. Noes, 0.
Motion Passed

HEARINGS AND RESOLUTIONS

6. A RESOLUTION VACATING TRACTS B & C OF LOT H4 E1/2 OF TR 4 NW1/4 NE1/4 & NE1/4 NW1/4 SEC 23-101-50 AND A PORTION OF S VALLEY VIEW RD AS SHOWN ON ATTACHED EXHIBIT.

Res. 1707

Exhibits

Petition

A motion was made by Council Member Litz and seconded by Council Member Anderson Jr. to adopt said Resolution 26-10.

Vote to adopt: Roll Call: Yeses, Council Member Jamison, Council Member Litz, Council Member Anderson Jr., Council Member Brown, Council Member Knudson, Council Member Staggers, Council Member Beninga, Council Member Costello, 8. Noes, 0.
Motion Passed

RESOLUTION NO. 26-10

A RESOLUTION VACATING TRACTS B & C OF LOT H4 E1/2 OF TR 4 NW1/4 NE1/4 & NE1/4 NW 1/4 SEC 23-101-50

AND A PORTION OF S VALLEY VIEW RD AS SHOWN ON ATTACHED EXHIBIT.

WHEREAS, a petition of the owners of

Tract B of Lot H4 E1/2 of Tract 4 NW1/4 NE1/4 & NE1/4 NW1/4 Sec 23-101-50 and W1/2 vacated road

adjacent to Tract B;

Tract C of Lot H4 E1/2 of Tract 4 NW1/4 NE1/4 & NE1/4 NW1/4 Sec 23-101-50;

Tract A Daylight Investment Addn and E1/2 vacated road adjacent to Tr A;

Lang Properties Addn

to the City of Sioux Falls, County, South Dakota has been filed with the City Clerk, asking that

the aforesaid be vacated. Pursuant to SDCL, notice of hearing has duly been given, and said notice

was properly published; and

WHEREAS, the hearing was held on April 12, 2010, and the petition has been duly examined and

investigated by the City Council of the City of Sioux Falls. Testimony in support of said petition

has been heard, and no opposition thereto was voiced. Said property, as shown up on the plats

attached to and made a part of said petition, has been used as a street or alley and no longer

serves a useful public purpose.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF SIOUX FALLS, SD:

That Tracts B & C of Lot H4 E1/2 of Tr 4 NW1/4 NE1/4 & NE1/4 NW1/4 Sec 23-101-50 and a portion of S

Valley View Rd as shown on attached exhibit to the City of Sioux Falls, County, South Dakota, be

and the same hereby is declared vacated, subject to an easement reserved by the City of Sioux Falls

in, over, and upon such vacated property for drainage, sewer, water and gas mains, electric,

telephone lines, Cable TV, and all public utility uses required or authorized by the City of Sioux

Falls, and that the City Clerk shall cause to be filed with the Register of Deeds, County, South

Dakota, a duly certified transcript of this resolution.

Date adopted: 04/12/10 .

Dave Munson

Mayor

ATTEST:

Debra A. Owen

City Clerk

Exhibit available for viewing in the City Clerk's Office.

NEW BUSINESS/ ITEMS ADDED AFTER AGENDA DEADLINE

7. RECONSIDERATION (FROM APRIL 5, 2010 MEETING): 2ND READING: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE REVISED ORDINANCES OF THE CITY BY REVISING CHAPTER 43 VEHICLES FOR HIRE.

Ord. 1132

Proposed Amend Ord. 1132b

A motion was made by Council Member Anderson Jr., and seconded by Council Member Litz to reconsider "An Ordinance of the City of Sioux Falls, SD, amending the revised ordinances of the City by revising Chapter 43 Vehicles for Hire."

Vote to reconsider: Roll Call: Yeses, Costello, Jamison, Knudson, Litz, Staggers, Beninga, 6. Noes, Brown, Anderson Jr., 2. Motion passed.

Costello called point of order.

A substitute motion was made by Council Member Brown and seconded by Council Member Knudson to amend Ordinance 36-10 by adding the price caps with the CPI Index.

Vote to substitute: Roll Call: Yeses, Brown, Knudson, Litz, Anderson Jr., Beninga, 5. Noes, Costello, Jamison, Staggers 3. Motion Passed.

ADJOURNMENT

A motion was made by Council Member Knudson and seconded by Council Member Litz to adjourn at 7:38 p.m.

Vote to adjourn: Roll Call: Yeses, Council Member Jamison, Council Member Litz, Council Member Anderson Jr., Council Member Brown, Council Member Knudson, Council Member Staggers, Council Member Beninga, Council Member Costello, 8. Noes, 0.
Motion Passed

Denise D. Tucker, CMC
Assistant City Clerk