

|| City of Sioux Falls Council Meeting Minutes
|| Carnegie Town Hall, 235 West 10th Street
|| MEETING OF Monday, January 11, 2010 at 7:00 p.m. |

ROLL CALL #2

MEMBERS PRESENT/ABSENT OFFICIAL AGENDA

Members Present:	Members Absent:
Council Member Beninga	None.
Council Member Brown	
Council Member Costello	
Council Member Jamison	
Council Member Knudson	
Council Member Litz	
Council Member Staggers	
Council Member Anderson Jr.	
Mayor Dave Munson	

INVOCATION

A. COUNCILOR DE KNUDSON

PLEDGE OF ALLEGIANCE

APPROVAL OF CONSENT AGENDA

A motion was made by Council Member Litz and seconded by Council Member Anderson Jr. 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, JANUARY 4, 2010, AT 4:00 P.M.

B. CITY COUNCIL MEETING OF MONDAY, JANUARY 4, 2010, AT 7:00 P.M.

APPROVAL OF REGULAR AGENDA

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

Citizen I.L. Wiedermann asked for a clarification regarding who is responsible for cleaning around fire hydrants, after it snows.

Citizen Tim Stanga asked the City Council what the City is going to do to help people once their unemployment benefits run out.

Citizen I.L. Wiedermann complained that the Street Department buried a car in snow.

INTRODUCTION AND ADOPTION OF ORDINANCES

1. 2ND READING: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE REVISED ORDINANCES OF THE CITY BY AMENDING CHAPTER 15 1/2, FEES.

Ord. 1124

A motion was made by Council Member Brown and seconded by Council Member Costello to adopt said ordinance.

A motion was made by Council Member Staggers and seconded by Council Member Brown to amend the main motion by: replacing the comma after Prairie Freedom Center with a semi colon; and adding: the proposed County Permanent Supportive Housing; St. Francis House; and the Union Gospel Mission.

A motion was made by Council Member Knudson and seconded by Council Member Beninga to defer this item to the City Council Meeting on Tuesday, January 19, 2010, at 7:00 p.m., with the pending amendment.

Vote to defer: 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

2. 2ND READING: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, APPROVING THE RELEASE OF THE PERMANENT UTILITY EASEMENT IN LOT 1, TRACT 1, FIRST INTERSTATE BANK ADDITION, MINNEHAHA COUNTY, SOUTH DAKOTA.

Ord. 1130

Exhibit

A motion was made by Council Member Knudson and seconded by Council Member Jamison to adopt said Ordinance 1-10.

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

3. A RESOLUTION APPROVING THE SPECIAL ASSESSMENT ROLL FOR CONSTRUCTION OF SIDEWALK ON BOTH SIDES OF N. WESTPORT AVE. FROM W. RUSSELL ST. TO 350' NORTH OF W. SENCORE DR.

Res. 1681

Exhibit

A motion was made by Council Member Knudson and seconded by Council Member Litz to adopt said Resolution 1-10.

Vote to adopt: Roll Call: Yeses, Council Member Jamison, Council Member Litz, Council Member Anderson Jr., Council Member Brown, Council Member Knudson, Council Member Beninga, Council Member Costello, 7. Noes Council Member Staggers, 1.
Motion Passed

RESOLUTION NO. 1-10

A RESOLUTION APPROVING THE SPECIAL ASSESSMENT ROLL FOR CONSTRUCTION OF SIDEWALK ON BOTH SIDES OF N. WESTPORT AVE. FROM W. RUSSELL ST. TO 350' NORTH OF W. SENCORE DR.
BE IT RESOLVED BY THE CITY OF SIOUX FALLS, SD:
SECTION 1. That the special assessment roll for the assessment of the property assessable for construction of sidewalk on both sides of N. Westport Ave. from W. Russell St. to 350' north of W. Sencore Dr. pursuant to a contract entered into with Winter Brothers on the 18th day of March, 2008, be and the same is hereby approved and the assessment as set out in the special assessment roll approved this date is hereby levied against the property described therein and becomes a lien against such property upon filing of the special assessment roll in the City Acc

ounting Office.

SECTION 2. The assessment may be paid in five annual installments and shall be collected under Plan One-Collection by County Treasurer as provided in SDCL 9-43.

Date adopted: 01/11/10 .

Dave Munson

Mayor

ATTEST:

Debra A. Owen

City Clerk

NOTICE TO PROPERTY OWNERS

Notice is hereby given that assessments levied under the above resolution will become due and

payable at the office of the County Treasurer in five installments, together with interest at 6

percent per annum in accordance with SDCL 9-43. The first installment, with interest, will become

due with general taxes and will be payable at the County Treasurer's Office on January 1, 2011; the

remaining installments, with interest, will become due and payable annually at the County

Treasurer's Office on January 1 of each following year until total assessment, with interest, is

paid in full.

Notice is further given that the special assessment roll approved in the above resolution was filed

with the City Clerk's Office on the 13th day of January, 2010, and that the whole of said

assessment, or any installment thereof, may be paid without interest to the City Accounting Office

on or before 30 days after said filing.

Debra A. Owen

City Clerk

4. A RESOLUTION TO MODIFY THE REVENUE OBLIGATION LOAN AGREEMENT IN CONNECTION WITH THE \$2,621,000 CITY OF SIOUX FALLS, SOUTH DAKOTA, STORM DRAINAGE SYSTEM REVENUE BOND, SERIES 2008A ISSUED PURSUANT TO ORDINANCE NO. 27-08.

Res. 1694

Ord. 27-08

PowerPoint Presentation

A motion was made by Council Member Costello and seconded by Council Member Brown to adopt said Resolution 2-10.

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. 2-10

A RESOLUTION TO MODIFY THE REVENUE OBLIGATION LOAN AGREEMENT IN CONNECTION WITH THE \$2,621,000 CITY OF SIOUX FALLS, SOUTH DAKOTA, STORM DRAINAGE SYSTEM REVENUE BOND, SERIES 2008A ISSUED PURSUANT TO ORDINANCE NO. 27-08.

WHEREAS, the City of Sioux Falls, South Dakota (the City), obtained a \$2,621,000 loan from the South Dakota Conservancy District (the District) on April 21, 2008 (the Loan), for the purpose of funding a portion of the costs of a project (the Project) described in Appendix A to the Revenue Obligation Loan Agreement of the same date (the Loan Agreement); and WHEREAS, the City approved the execution of the Loan Agreement pursuant to Ordinance No. 27-08

adopted by the City Council on February 19, 2008; and WHEREAS, the City desires to amend the Loan Agreement by adopting a revised Appendix A to modify the Project description;

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

1. The City Council of Sioux Falls, South Dakota, does hereby approve the amendment of Appendix A to the Loan Agreement in the form attached hereto.
2. The Mayor, Finance Officer, and City Clerk are authorized and directed to file such applications, execute an amendment to the Loan Agreement and related documents, engage bond counsel, and take all other steps reasonably necessary to effectuate the intent of this resolution.

Date adopted: 01/11/10 .

Dave Munson

Mayor

ATTEST:

Debra A. Owen
City Clerk

ADJOURNMENT

A motion was made by Council Member Jamison and seconded by Council Member Beninga to adjourn at 7:26 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