

	City of Sioux Falls Council Meeting Minutes
	Carnegie Town Hall, 235 West Tenth Street
	MEETING OF Monday, March 9, 2009 at 7:00 p.m.

ROLL CALL #3

MEMBERS PRESENT/ABSENT OFFICIAL AGENDA

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

INVOCATION

A. PASTOR VINCE SMITH, CROSS POINTE BAPTIST

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

A. SIOUX EMPIRE WATER FESTIVAL DAYS - MARCH 24 AND 25, 2009

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, Jamison, Litz, Brown, Knudson, Staggers, Beninga, Costello, 7. Noes, 0.
Motion Passed

MINUTES

A. INFORMATIONAL MEETING OF MONDAY, MARCH 2, 2009, AT 4:00 P.M.

B. REGULAR COUNCIL MEETING OF MONDAY, MARCH 2, 2009, AT 7:00 P.M.

COMMUNICATIONS

1. A COMMUNICATION WAS RECEIVED FROM SANFORD HEALTH FOUNDATION, STATING ITS INTENT TO SELL RAFFLE TICKETS FROM APRIL 14, 2009 TO JUNE 6, 2009. ONE TICKET FOR \$5.00 OR FIVE TICKETS FOR \$20.00 WILL BE SOLD FOR A CHANCE TO WIN THE FOLLOWING PRIZES: 42" FLAT PANEL PLASMA HDTV VALUED AT \$\$1,499.00; ONE-WEEK STAY IN A BLACK HILLS CABIN VALUED AT \$2,500.00; TWO SPECIALIZED-GLOBE VIENNA BICYCLES VALUED \$850.00 EACH; TWO DELL INSPIRON MINI 9" NOTEBOOKS VALUED AT \$350.00 EACH; THUNDER MODEL FOOSBALL TABLE VALUED AT \$600.00. ONE TICKET FOR \$20.00 OR SIX FOR \$100.00 WILL BE SOLD FOR A CHANCE TO WIN THE FOLLOWING PRIZES: FOUR NIGHTS STAY IN A PINEHURST, NC HOME VALUED AT \$2,400.00; SEVEN DAYS/SIX NIGHTS STAY IN A AVON, CO MOUNTAIN HOME VALUED AT \$6,000.00; WOMEN'S ROLEX WATCH VALUED AT \$10,000.00; CUSTOM DESIGNED CASTLE PLAYHOUSE VALUED AT \$4,500.00. THE PROCEEDS ARE TO BE USED TO BENEFIT THE SANFORD CHILDREN'S ENDOWMENT FUND.
2. A COMMUNICATION WAS RECEIVED FROM GABRIEL WILCH REQUESTING PERMISSION TO CONSUME, BUT NOT SELL, WINE, CHAMPAGNE, VODKA, WHISKEY, RUM AND MALT BEVERAGES AT THE OLD COURTHOUSE MUSEUM, 200 WEST 6TH STREET, ON AUGUST 29, 2009, FROM 6:00 P.M. TO 11:00 P.M. FOR THE PURPOSE OF A WEDDING RECEPTION.

NOTICE OF HEARINGS

Set the hearing date for Monday, March 16, 2009, at 7:00 p.m. on Item 3:

3. SPECIAL ONE-DAY LIQUOR LICENSE REQUESTS FOR SMG TO BE OPERATED AT THE SIOUX FALLS ARENA, 1201 NORTH WEST AVENUE, FOR THE STORM FOOTBALL 2009 HOME SEASON GAMES ON MARCH 29, APRIL 18, MAY 9 AND 16, JUNE 13 AND 20, AND JULY 11, INCLUDING POSSIBLE PLAYOFF GAMES FROM JULY 12-AUGUST 27, AND AUTHORIZE PUBLICATION OF NOTICE ON 03-06-09 TO SET THE HEARING DATE.

Item 3 Memo

APPROVAL OF REGULAR AGENDA

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

Vote to approve: Roll Call: Yeses, Jamison, Litz, Brown, Knudson, Staggers, Beninga, Costello, 7. 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, AMENDING THE REVISED ORDINANCES OF THE CITY BY ESTABLISHING THE CITY'S FEE FOR THE

ISSUANCE OF ON-SALE LICENSES FOR FULL-SERVICE RESTAURANTS IN THE CITY OF SIOUX FALLS, SD, AS SET FORTH IN CHAPTER 5, ALCOHOLIC BEVERAGES.

A motion was made by Council Member Brown and seconded by Council Member Knudson to approve said Ordinance 23-09.

Vote to approve: Roll Call: Yeses, Jamison, Litz, Brown, Knudson, Staggars, Beninga, 6. Noes, 0.
Motion Passed

Proposed Ord1083

Set the hearing date and 2nd Reading for Monday, April 13, 2009, at 7:00 p.m. for Item 5:

A motion was made by Council Member Litz and seconded by Council Member Brown to set a hearing date and 2nd Reading for Monday, April 13, 2009, at 7:00 p.m. for Item 5.

Vote to set a hearing date: Roll Call: Yeses, Jamison, Litz, Brown, Knudson, Staggars, Beninga, Costello, 7. Noes, 0.
Motion Passed

5. 1ST READING: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, APPROVING THE RELEASE OF A PORTION OF THE PERMANENT UTILITY EASEMENT IN VACATED W. 34TH ST. RIGHT-OF-WAY IN SECTION 29-101-49, MINNEHAHA COUNTY.

Proposed Ord0054

Item 5 - Exhibits

Item 5 - Release

HEARINGS AND RESOLUTIONS

6. A RESOLUTION VACATING W. 17' OR N. LOUISE DR. AND N. LOUISE CIR. ADJACENT TO TRACT A MILLER'S ADDN.

Proposed Res1423

Item 6 - Exhibits

Item 6 - Petition

A motion was made by Council Member Beninga and seconded by Council Member Knudson to approve said Resolution 17-09.

Vote to approve: Roll Call: Yeses, Jamison, Litz, Brown, Knudson, Staggers, Beninga, Costello, 7. Noes, 0.

Motion Passed

RESOLUTION NO. 17-09

A RESOLUTION VACATING W. 17' OF N. LOUISE DR. AND N. LOUISE CIR. ADJACENT TO TRACT A MILLER S ADDN.

WHEREAS, a petition of the owners of Tract A Miller s 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 March 9, 2009, 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 upon 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 W. 17' of N. Louise Dr. and N. Louise Cir. adjacent to Tract A Miller s Addn. 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: 03/09/09.

Dave

Munson

Mayor

ATTEST:

Debra A. Owen

City Clerk

7. A RESOLUTION AUTHORIZING THE CITY OF SIOUX FALLS TO GIFT TO THE MINNEHAHA COUNTY EMERGENCY MANAGEMENT SEVERAL PORTABLE AND MOBILE EF JOHNSON RADIOS.

Proposed Res1648

A motion was made by Council Member Brown and seconded by Council Member Beninga to approve said Resolution 18-09.

Vote to approve: Roll Call: Yeses, Jamison, Litz, Brown, Knudson, Staggers, Beninga, Costello, 7. Noes, 0.
Motion Passed

RESOLUTION NO. 18-09

A RESOLUTION AUTHORIZING THE CITY OF SIOUX FALLS TO GIFT TO THE MINNEHAHA COUNTY EMERGENCY MANAGEMENT SEVERAL PORTABLE AND MOBILE EF JOHNSON RADIOS.

WHEREAS, the City of Sioux Falls has declared as surplus several portable and mobile EF Johnson radios which are further depicted in Exhibit A which is attached hereto and made a part of this resolution; and

WHEREAS, the Minnehaha County Emergency Management finds it desirable to acquire the above-described portable and mobile EF Johnson radios;

If there aren't any "WHEREAS" phrases, skip "NOW, THEREFORE" and begin with just "BE IT RESOLVED..."

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

That the gifting by the City of Sioux Falls of the portable and mobile EF Johnson radios which are described in Exhibit A which is attached hereto and made a part of this resolution are hereby approved.

Date adopted: 03/09/09.

Dave

Munson

Mayor

ATTEST:

Debra A. Owen

City Clerk

Set the hearing date for Monday, April 13, 2009, at 7:00 p.m. for Items 8 and 9:

A motion was made by Council Member Litz and seconded by Council Member Beninga to set a hearing date for Monday, April 13, 2009, at 7:00 p.m. for Items 8 and 9.

Vote to set a hearing date: Roll Call: Yeses, Litz, Brown, Knudson, Staggers, Beninga, Costello, 6. Noes, 0.
Motion Passed

8. A PROPOSED RESOLUTION VACATING A PORTION OF W. SUDBURY ST. FROM S. RIDGESTONE DR. TO THE EAST PROPERTY LINE OF LOT 12 BLK. 10 PRAIRIE HILLS SOUTH ADDN.

Proposed Res1429

Item 8 - Exhibits

Item 8 - Petition

9. A PROPOSED RESOLUTION VACATING S. LONE ROCK LN. FROM W. BITTERROOT ST. TO SOUTH PROPERTY LINE OF LOT 4 BLK. 12 BOULDER RIDGE ESTATES ADDN.

Proposed Res1430

Item 9 - Exhibits

Item 9 - Petition

ADJOURNMENT

A motion was made by Council Member Knudson and seconded by Council Member Beninga to adjourn at 7:13 p.m.

Vote to adjourn: Roll Call: Yeses, Jamison, Litz, Brown, Knudson, Staggers, Beninga, Costello, 7. Noes, 0.

Motion Passed

Jamie L. Palmer
Assistant City Clerk