

|| City of Sioux Falls Council Meeting
|| Minutes
|| Carnegie Town Hall, 235 West 10th Street
|| MEETING OF Tuesday, December 9, 2014, at 7:00 PM

ROLL CALL

MEMBERS PRESENT/ABSENT OFFICIAL AGENDA

PRESENT

Council Member Dean Karsky
Council Member Rick Kiley
Council Member Rex Roling
Council Member Kermit L. Staggers
Council Member Christine M. Erickson
Council Member Michelle Erpenbach
Council Member Greg Jamison
Mayor Mike T. Huether

ABSENT

Council Member Kenny Anderson Jr.

City Council Member Kenny Anderson Jr. arrived at 7:01 p.m.

INVOCATION

- Dr. Ron Tottingham, Empire Baptist Temple

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

- Human Rights Day - December 10, 2014

RECOGNITION/AWARDS

- V.L. Crusinberry Award was awarded to Curt Brynjulson, Chemist, Public Works/Water Reclamation Division
- Jeanne Fullenkamp Management Excellence Award was awarded to Wade Bentz, Application Support Analyst, Central Services/Information Technology
- Safety Award was awarded to Kyle Hills, Line Worker, Public Works/Light and Power Division

CONSENT AGENDA ITEMS

APPROVAL OF CONSENT AGENDA

A motion was made by Council Member Dean Karsky and seconded by Council Member Kenny Anderson Jr. to approve the Consent Agenda.

A request was made by Council Member Kermit L. Staggers to move the following agreement from Item 1 to the Regular Agenda for discussion purposes: Parks/Rec, After School Programs, Agreement for after school programs in 2015, YMCA, \$136,000.00.

Vote to approve: Roll Call: Yeses, Dean Karsky, Rick Kiley, Rex Rolwing, Kermit L. Staggers, Kenny Anderson Jr., Christine M. Erickson, Michelle Erpenbach, Greg Jamison, 8. Noes, 0.
Motion Passed.

MINUTES

- Informational Meeting of Tuesday, December 2, 2014, at 4:00 p.m.
- Regular City Council Meeting of Tuesday, December 2, 2014, at 7:00 p.m.

COMMUNICATIONS

1. Approval of contracts/agreements on the December 4, 2014 memo.

A motion was made by Council Member Michelle Erpenbach and seconded by Council Member Christine M. Erickson to approve the agreement for Parks/Rec, After School Programs, Agreement for after school programs in 2015, YMCA, \$136,000.00.

Vote to approve: Roll Call: Yeses, Dean Karsky, Rick Kiley, Rex Rolwing, Kenny Anderson Jr., Christine M. Erickson, Michelle Erpenbach, Greg Jamison, 7. Noes, Kermit L. Staggers, 1.
Motion Passed.

2. Approval of the notice of change orders on the December 4, 2014 memo.

3. Report of Requests for Quotes for Fuel dated: November 25, 2014; E-10 Unleaded Ethanol/87 Octane; 17,000 gallons; Harms Oil (\$2.1548); CHS, Inc., Howes Oil and Olson Oil, all no bid. Bid awarded to: Harms Oil.

4. Report of Requests for Quotes for Fuel dated: November 25, 2014; #1 Dyed Diesel Fuel; 22,500 gallons; Harms Oil (\$3.5704); CHS, Inc., Howes Oil, Midwest Oil, and Olson Oil, all no bid. Bid awarded to: Harms Oil. This is an emergency purchase. Received "no bid" from all vendors twice, so made arrangements with Harms for a delivery.

5. Report of Requests for Quotes for Fuel dated: December 1, 2014; #2 Dyed Diesel Fuel; 7,500 gallons; Harms Oil (\$2.4810); Howes Oil (\$2.5175), CHS, Inc., Midwest Oil and Olson Oil, all no bid. Bid awarded to: Harms Oil.

6. Report of Requests for Quotes for Fuel dated: December 3, 2014; #2 Clear Diesel; 7,500 gallons; Petroleum Traders Co. (\$2.4928); Harms Oil (\$2.5239); CHS, Inc., Howes Oil and Midwest Oil, all no bid. Bid awarded to: Petroleum Traders Co.

7. Notice of liens filed.

REGULAR AGENDA ITEMS

APPROVAL OF REGULAR AGENDA

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member Christine M. Erickson to approve the Regular Agenda.

Vote to approve: Roll Call: Yeses, Dean Karsky, Rick Kiley, Rex Rolwing, Kermit L. Staggers, Kenny Anderson Jr., Christine M. Erickson, Michelle Erpenbach, Greg Jamison, 8. Noes, 0.

Motion Passed.

PUBLIC INPUT

Abdul Sidow spoke about his concerns with how the Multi-Cultural Center has been operating in regards to the needs of refugees.

Item 1 was discussed at this time. See item for action taken.

INTRODUCTION AND ADOPTION OF ORDINANCES

Set a date of hearing and 2nd Reading for Tuesday, December 16, 2014, at 7:00 p.m. for Item 8:

8. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE CODE OF ORDINANCES OF THE CITY ALLOWING COUNCIL PARTICIPATION IN APPOINTED OR ELECTED POSITIONS WITHIN THEIR RESPECTIVE POLITICAL PARTIES.

A motion was made by Council Member Dean Karsky and seconded by Council Member Kenny Anderson Jr. to set a date of hearing and 2nd Reading for Tuesday, December 16, 2014, at 7:00 p.m.

Vote to set a date: Roll Call: Yeses, Dean Karsky, Rick Kiley, Kermit L. Staggers, Kenny Anderson Jr., Christine M. Erickson, Greg Jamison, 6. Noes, Rex Rolwing, Michelle Erpenbach, 2.

Motion Passed.

HEARINGS AND RESOLUTIONS

9. RESOLUTION TO ADOPT THE SIOUX FALLS 2025 DOWNTOWN PLAN.

A motion was made by Council Member Christine M. Erickson and seconded by Council Member Rick Kiley to adopt said Resolution No. 135-14.

Vote to adopt: Roll Call: Yeses, Dean Karsky, Rick Kiley, Rex Rolwing, Kenny Anderson Jr., Christine M. Erickson, Michelle Erpenbach, Greg Jamison, 7.
Noes, Kermit L. Staggers, 1.
Motion Passed.

RESOLUTION NO. 135-14

RESOLUTION TO ADOPT THE SIOUX FALLS 2025 DOWNTOWN PLAN.

WHEREAS, the Mayor and City Council of Sioux Falls, SD, appointed a Downtown Plan Advisory Committee in October 2013;

WHEREAS, the Sioux Falls Planning and Community Development Offices sponsored several months of community visioning that included 13 citizen work groups, community meetings, and an online survey, whereby public input identified the current strengths and weaknesses of downtown, and provided suggestions for building a better downtown;

WHEREAS, the Sioux Falls 2025 Downtown Plan has been developed to serve as a guide for continued development of downtown Sioux Falls;

WHEREAS, the Sioux Falls 2025 Downtown Plan contains a short vision statement, a full descriptive/narrative vision of the desired future downtown, and 13 goals. Each goal is then described in more detail and each is accompanied by action steps;

WHEREAS, the Sioux Falls 2025 Downtown Plan is consistent with the adopted Shape Sioux Falls 2035;

WHEREAS, the Sioux Falls Planning Commission recommended adoption of the Sioux Falls 2025 Downtown Plan on December 3, 2014;

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: The Sioux Falls 2025 Downtown Plan is hereby adopted for the City of Sioux Falls. The plan shall supersede the 2015 Downtown Plan. The plan shall be on file in the offices of the City Clerk, City Planning, and City Community Development and is available for public inspection online at www.siouxfalls.org by any interested person.

Date adopted: 12/09/14 .

Mike T. Huether

Mayor

ATTEST:

Lorie Hogstad

City Clerk

10. A RESOLUTION APPROVING THE RELEASE OF PERMANENT EASEMENTS LOCATED IN VACATED W. 19TH ST. BETWEEN S. MENLO AVE. AND S. GRANGE AVE., LYING SOUTH OF LOTS 6 AND 7 OF BLOCK 7 OF SAGE S SUBDIVISION OF BLOCKS 7, 10, AND 23 OF PARK ADDITION TO SIOUX FALLS, AND LYING NORTH OF LOTS 1 AND 12 OF BLOCK 10 OF SAGE S SUBDIVISION OF BLOCKS 7, 10, AND 23 OF PARK ADDITION TO SIOUX

FALLS, MINNEHAHA COUNTY, SOUTH DAKOTA.

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member Dean Karsky to adopt said Resolution No. 136-14.

A motion was made by Council Member Dean Karsky and seconded by Council Member Kenny Anderson Jr. to amend the location from "W. 19th St. between S. Menlo Ave. and S. Grange Ave." to "W. 19th St. between S. Menlo Ave. and S. Walts Ave.".

Vote to amend: Roll Call: Yeses, Dean Karsky, Rick Kiley, Rex Rolwing, Kermit L. Staggers, Kenny Anderson Jr., Christine M. Erickson, Michelle Erpenbach, Greg Jamison, 8. Noes, 0.
Motion Passed.

Vote to adopt, as amended: Roll Call: Yeses, Dean Karsky, Rick Kiley, Rex Rolwing, Kermit L. Staggers, Kenny Anderson Jr., Christine M. Erickson, Michelle Erpenbach, Greg Jamison, 8. Noes, 0.
Motion Passed.

RESOLUTION NO. 136-14

A RESOLUTION APPROVING THE RELEASE OF PERMANENT EASEMENTS LOCATED IN VACATED W. 19TH ST. BETWEEN S. MENLO AVE. AND S. WALTS AVE., LYING SOUTH OF LOTS 6 AND 7 OF BLOCK 7 OF SAGE S SUBDIVISION OF BLOCKS 7, 10, AND 23 OF PARK ADDITION TO SIOUX FALLS, AND LYING NORTH OF LOTS 1 AND 12 OF BLOCK 10 OF SAGE S SUBDIVISION OF BLOCKS 7, 10, AND 23 OF PARK ADDITION TO SIOUX FALLS, MINNEHAHA COUNTY, SOUTH DAKOTA.

WHEREAS, the City of Sioux Falls, South Dakota, no longer needs the permanent easement area across the above-described real property, as shown on attached Exhibit A. Signed approvals from all public and private utilities are on file with the office of the City Engineer;

WHEREAS, the permanent easement area was established by Plat 1-14 of Park Addition To Sioux Falls and filed for record in the office of the Register of Deeds for Minnehaha County, Territory of Dakota, on April 24, 1883, and replatted and reconfirmed by Plat 1-42 of Sage s Subdivision of Blocks 7, 10, and 23 of Park Addition To Sioux Falls and filed for record in the office of the Register of Deeds for Minnehaha County, Territory of Dakota, on May 22, 1888;

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

That it approves the release of the permanent easement area, as shown on attached Exhibit A, and affecting the real property described as vacated W. 19th St. between S. Menlo Ave. and S. Walts Ave., lying south of Lots 6 and 7 of Block 7 and lying north of Lots 1 and 12 of Block 10 all of Sage s Subdivision of Blocks 7, 10, and 23 of Park Addition To Sioux Falls, Minnehaha County, SD, and that the City Clerk shall cause to be recorded with the Register of Deeds, Minnehaha County, South Dakota, a duly certified transcript of this resolution.

Date adopted: 12/09/14.

Mike T. Huether

Mayor

ATTEST:

Lorie Hogstad

City Clerk

11. A RESOLUTION APPROVING THE RELEASE OF PERMANENT SANITARY EASEMENT LOCATED IN LOT 1, TRACT 6, GOLDEN VALLEY ADDITION TO THE CITY OF SIOUX FALLS, MINNEHAHA COUNTY, SOUTH DAKOTA.

A motion was made by Council Member Dean Karsky and seconded by Council Member Christine M. Erickson to adopt said Resolution No. 137-14.

Vote to adopt: Roll Call: Yeses, Dean Karsky, Rick Kiley, Rex Rolwing, Kermit L. Staggers, Kenny Anderson Jr., Christine M. Erickson, Michelle Erpenbach, Greg Jamison, 8. Noes, 0.

Motion Passed.

RESOLUTION NO. 137-14

A RESOLUTION APPROVING THE RELEASE OF PERMANENT SANITARY EASEMENT LOCATED IN LOT 1, TRACT 6, GOLDEN VALLEY ADDITION TO THE CITY OF SIOUX FALLS, MINNEHAHA COUNTY, SOUTH DAKOTA.

WHEREAS, the City of Sioux Falls, South Dakota, no longer needs the permanent sanitary sewer easement area across the above-described real property, as shown on Exhibit A. Signed approvals from all public and private utilities are on file with the office of the City Engineer; and

WHEREAS, the permanent sanitary sewer easement was recorded in the office of the Register of Deeds for Minnehaha County, SD, on November 28, 1994, in Book 56 of Plats on Page 287;

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

That it approves the release of the permanent easement area, as shown on attached Exhibit A, and affecting the real property described as Lot 1, Tract 6, Golden Valley Addition to the City of Sioux Falls, and that the City Clerk shall cause to be recorded with the Register of Deeds, Minnehaha County, South Dakota, a duly certified transcript of this resolution.

Date adopted: 12/09/14 .

Mike T. Huether

Mayor

ATTEST:

Lorie Hogstad

City Clerk

Mayor Mike Huether recognized the University of Sioux Falls students in the audience.

ADJOURNMENT

A motion was made by Council Member Dean Karsky and seconded by Council Member Rex Rolwing to adjourn at 8:00 p.m.

Mayor Huether called for a voice vote. All members voted yes.

Motion Passed.

Denise D. Tucker, CMC
Assistant City Clerk

MEETING ASSISTANCE: UPON REQUEST, ACCOMMODATIONS FOR MEETINGS WILL BE PROVIDED FOR PERSONS WITH DISABILITIES. PLEASE CONTACT THE CITY CLERK S OFFICE, CARNEGIE TOWN HALL, AT (605) 367-8080 (VOICE) OR (605) 367-7039 (TDD) 24 HOURS IN ADVANCE OF THE MEETING.

ADDRESSING THE COUNCIL: PERSONS ADDRESSING THE COUNCIL SHALL USE THE MICROPHONE AT THE PODIUM. PLEASE STATE YOUR NAME. PRESENTATIONS ARE LIMITED TO FIVE MINUTES.

LIVE BROADCASTS OF COUNCIL MEETINGS ON CITYLINK: INFORMATIONAL MEETINGS AIR LIVE ON TUESDAYS EACH MONTH AT 4:00 P.M. COUNCIL COMMITTEE MEETINGS AIR LIVE THE FIRST, SECOND, AND THIRD TUESDAYS OF EACH MONTH IMMEDIATELY FOLLOWING THE INFORMATIONAL MEETING. CITY COUNCIL MEETINGS AIR LIVE THE FIRST, SECOND, AND THIRD TUESDAYS OF EACH MONTH AT 7:00 P.M. THE JOINT CITY COUNCIL/MINNEHAHA COUNTY COMMISSION MEETINGS AIR LIVE THE FOURTH TUESDAY OF EACH MONTH AT 5:00 P.M. REGULAR MEETINGS OF THE CITY COUNCIL ARE ALSO ARCHIVED AND AVAILABLE FOR VIEWING ON DEMAND AT WWW.SIOUXFALLS.ORG. LINKS TO EACH MEETING S VIDEO ARE POSTED ON THE MEETING MINUTES AND AGENDAS PAGE.

CLOSED CAPTIONING: CITY COUNCIL MEETINGS ARE CLOSE CAPTIONED ON CITYLINK.

CITYLINK REBROADCAST: INFORMATIONAL MEETINGS AT 1:30 A.M. AND 9:00 A.M. ON THURSDAYS, AND 6:00 P.M. ON SATURDAYS. COUNCIL COMMITTEE MEETINGS AT 12:30 A.M. AND 8:00 A.M. ON THURSDAYS, AND 5:00 P.M. ON SATURDAYS. CITY COUNCIL MEETINGS AT 2:30 AM AND 10:00 A.M. ON THURSDAYS, AND 7:00 P.M. ON SATURDAYS. JOINT CITY COUNCIL/MINNEHAHA COUNTY COMMISSION MEETINGS AT 8:00 A.M. ON FIRST FRIDAY AFTER LIVE MEETING AND 1:00 P.M. ON FIRST SUNDAY AFTER LIVE MEETING.