

City of Sioux Falls Council Meeting

Minutes

Carnegie Town Hall, 235 West 10th Street

MEETING OF Tuesday, June 19, 2018, at 7 PM

ROLL CALL

MEMBERS PRESENT/ABSENT OFFICIAL AGENDA

PRESENT

ABSENT

Council Member Greg Neitzert

Council Member Marshall Selberg

Council Member Curt Soehl

Council Member Pat Starr

Council Member Theresa Stehly

Council Member Janet Brekke

Council Member Christine M. Erickson

Council Member Rick Kiley

Mayor Paul TenHaken

INVOCATION

Pastor Briar Bolinger, Celebrate Community Church

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PLEDGE OF ALLEGIANCE

CONSENT AGENDA ITEMS

APPROVAL OF CONSENT AGENDA

A request was made by Council Member Christine M. Erickson to move the following from Item 1 to the Regular Agenda for discussion: Water Reclamation; Remodeling & Expansion of Waste Water Treatment Facility-Attorney Services Agreement; Woods, Fuller, Schultz & Smith; \$24,000.

A motion was made by Council Member Christine M. Erickson and seconded by Council Member Marshall Selberg to approve the Consent Agenda.

Vote to approve: Roll Call: Yeses, Greg Neitzert, Marshall Selberg, Curt Soehl, Pat Starr, Theresa Stehly, Janet Brekke, Christine M. Erickson, Rick Kiley, 8. Noes, 0.

Motion Passed.

MINUTES

Informational Meeting of Tuesday, June 12, 2018, at 4 p.m.

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City Council Meeting of Tuesday, June 12, 2018, at 7 p.m.

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COMMUNICATIONS

1. Approval of contracts/agreements on the June 15, 2018, memo.

Report of Requests for Quotes for Fuel dated: June 8, 2018; 8,500 Gallons of Unleaded Ethanol & 7,500 Gallons of #2 Dyed Diesel; Cole's Petroleum (\$2.2918

2. Unleaded & \$2.2866 #2 Dyed Diesel); Stern Oil: (\$2.3125 Unleaded & \$2.2883 #2 Dyed Diesel); Harms Oil; Howes Oil, Midway Service, CHS, Inc., and Olson Oil, all no bid. Bid awarded to: Cole's Petroleum.

Sioux Area Metro Report of Requests for Quotes for Fuel dated: June 8, 2018;

3. 7,500 Gallons #2 Clear Diesel; Howes Oil (\$2.6615); Harms Oil, CHS, Inc., and Midwest Oil, all no bid. Bid awarded to: Howes Oil.

Report of Requests for Quotes for Fuel dated: June 12, 2018; 360 gallons of Unleaded Ethanol, 390 gallons 50/50 Blend Clear Diesel, & 950 gallons #2 Dyed

4. Diesel; Midway Service (\$2.3698 Unleaded; \$2.6782 Clear Diesel; & 2.3390 Dyed Diesel); Howes Oil (\$2.401 Unleaded; \$2.6950 Clear Diesel; & \$2.3250 Dyed Diesel); Cole's Petroleum, Harms Oil, Stern Oil, CHS, Inc., and Olson Oil, all no Bid. Bids awarded to: Midway Service (Unleaded & Clear Diesel) and Howes Oil (Dyed Diesel.)

A communication was received from Jasmine Arceo requesting permission to consume, but not sell wine and malt beverage at the Old Courthouse Museum, 200 W. 6th St., on Sunday, September 16, 2018, for a wedding reception.

5. consume, but not sell, champagne at the Old Courthouse Museum, 200 W. 6th St., on Saturday, July 7th, 2018, for a marriage ceremony.

A communication was received from Dave Haan requesting permission to consume, but not sell liquor, wine, and beer at the Great Plains Zoo & Delbridge Museum of Natural History, 805 S. Kiwanis Ave., on Monday, July 9, 2018, for a supporter appreciation event.

6. consume, but not sell liquor, wine, and beer at the Great Plains Zoo & Delbridge Museum of Natural History, 805 S. Kiwanis Ave., on the following dates (all in 2018) for supporter appreciation events: June 21, 22, 23, 26, 28, 29, 30; July 5, 6, 7, 12, 13, 14, 19, 20, 21, 26, 27, 28; August 2, 3, 4, 9, 10, 11, 16, 17, 18, 23, 24, 25, 30, 31; and, September 1, 6, 7, 8, 13, 14, 15, 20, 21, 22, 27, 28, 29.

A communication was received from Promise B. Tarpeh requesting permission to  
9. consume, but not sell malt beverage at Sertoma Park, 4300 S. Oxbow Ave., on  
July 29, 2018, for a wedding shower and cookout.

Approval of the SIOUXPERHERO Committee's recommendation that the City  
10. Council award the following individuals the SIOUXPERHERO citizen  
recognition award: Nolan Fleming and Patrick Kirschman.

#### APPLICATIONS

- Special One-Day Liquor License for Ramkota Companies Inc., Best Western  
11. Ramkota Inn to be operated at Falls Park, 131 East Falls Park Drive, for a  
Farm Services Agency employee event on August 3, 2018.
12. Various Retail Malt Beverage License renewals for 2018-19 to be operated at  
various locations in the City of Sioux Falls, SD, identified as Exhibit E.

#### NOTICE OF HEARINGS

Set a date of hearing for Tuesday, July 3, 2018, at 7 p.m. for Items 13 through  
24:

13. New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
Aldi Inc., Aldi #22, 600 West 85th Street (CUP not required).

14. New 2018 Retail Wine License, requesting off-sale use only, for Aldi Inc.,  
Aldi #22, 600 West 85th Street (CUP not required).

Transfer of 2018 Retail Liquor License from Bistros and More Inc, Old  
15. Chicago, 4301 West 41st Street, to Smokehouse Partners Inc., Cody's  
Smokehouse, 6401 South Louise Avenue (CUP not required).

16. New 2018-19 Retail Malt Beverage License for The Hideout LLC, The Hideout,  
1213 North Cliff Avenue (CUP not required).

17. New 2018 Retail Wine License for The Hideout LLC, The Hideout, 1213 North  
Cliff Avenue (CUP not required).

Special One-Day Malt Beverage Licenses for Panacea Brewing Company to be  
18. operated at the 8th & Railroad Shopping Center parking lot, 401 East 8th  
Street, for special events on July 20 and September 28-29, 2018.

Special One-Day Malt Beverage and Special One-Day Wine Licenses for the  
19. Catholic Diocese of Sioux Falls Vocations Office to be operated at 3201  
South Kiwanis Avenue, for a fundraiser on July 21, 2018.

Special One-Day Malt Beverage and Special One-Day Wine Licenses for  
20. Stockyards Ag Experience, Stockyards Age Experience Barn, 301 East Falls  
Park Drive, for a special event on July 25, 2018.

Special One-Day Liquor License for the Zoological Society of Sioux Falls to  
21. be operated at the Great Plains Zoo & Delbridge Museum, 805 South Kiwanis  
Avenue, for a fundraiser on August 2, 2018.

Special One-Day Liquor License for PAVE LLC to be operated at the 8th &  
22. Railroad Shopping Center parking lot, 401 East 8th Street, for an outdoor  
concert on August 25, 2018.

Special One-Day Malt Beverage and Special One-Day Wine Licenses for Sioux  
Falls Sister Cities to be operated at Avera IT parking lot, 230 South

23. Phillips Avenue, Fawick Park, 212 East 11th Street, and on South Second Avenue between East 10th Street and South Third Avenue, for Germanfest on September 8, 2018.

Special One-Day Malt Beverage and Special One-Day Wine Licenses for  
24. Catering America to be operated at 3708 Bertina Circle, for a donor social on September 13, 2018.

#### REGULAR AGENDA ITEMS

#### APPROVAL OF REGULAR AGENDA

A motion was made by Council Member Christine M. Erickson and seconded by Council Member Rick Kiley to approve the Regular Agenda.

A motion was made by Council Member Theresa Stehly and seconded by Council Member Pat Starr to amend the Regular Agenda by placing Item 105 immediately after Item 106.

Vote to amend: Roll Call: Yeses, Greg Neitzert, Marshall Selberg, Curt Soehl, Pat Starr, Theresa Stehly, Janet Brekke, Christine M. Erickson, Rick Kiley, 8. Noes, 0.

Motion Passed.

A motion was made by Council Member Christine M. Erickson and seconded by Council Member Theresa Stehly to amend the Regular Agenda by placing Item 117 after Item 105.

Vote to amend: Roll Call: Yeses, Greg Neitzert, Marshall Selberg, Curt Soehl, Pat Starr, Theresa Stehly, Janet Brekke, Christine M. Erickson, Rick Kiley, 8. Noes, 0.

Motion Passed.

Vote to approve, as amended: Roll Call: Yeses, Greg Neitzert, Marshall Selberg, Curt Soehl, Pat Starr, Theresa Stehly, Janet Brekke, Christine M. Erickson, Rick Kiley, 8. Noes, 0.

Motion Passed.

#### PUBLIC INPUT

Bob Kolbe spoke about parking on Phillips Ave. and recommended that restrictions be placed on the size of vehicles.

James Reed spoke about the responsiveness of the Police Department.

Heather Pastor spoke about last week's meeting and the making of false allegations.

Scott Johnson spoke in opposition to moving public input to the end of the meeting and asked why the proposal was urgent.

Scott Ehrisman spoke about City directors' pay, posting of Historic Preservation Board meeting agendas and the incorrect start time noted on the recent Charter Revision Commission meeting agenda, both within the context of open meetings statutes.

Debra Hopkins spoke about keeping public input at the beginning of the meeting

and proposed construction in the vicinity of 44th St. and Hawthorne Ave.

Christopher Reistroffer spoke about the width of Phillips Ave., the Sister Cities program in Sioux Falls, implementing a recycling campaign, and public input.

Tim Stanga spoke about the importance of respect among elected officials and toward citizens.

Cheryl Rath spoke about the conduct of the recent Board of Historic Preservation meeting and expressed concerns about meeting the intent of open meetings statutes.

Mary Fleming spoke against moving public input and about respect among councilors.

Diane Olson spoke about government belonging to the people and how moving input to the end of the meeting would take away their voice.

Nancy Tapken spoke about who benefits from the proposed ordinance to move public input to the end of the meeting; she recommended that it be kept where it is with a time limit of three minutes per person and 45 minutes total.

Bruce Danielson spoke about the proposal to move public input to the end of the meeting and stated that the proposal could have been discussed at a recent working session.

Rich Merkouris spoke about reaching a compromise on public input and enhancing government transparency and responsiveness. He urged the council and others to not allow the issue to divide citizens and the council.

Rhanda Heller spoke in favor of improved decorum at meetings and stated her support for a compromise.

Item 1 was heard at this time

Council Member Janet Brekke disclosed that her daughter is an associate at Woods, Fuller, Shultz, & Smith and excused herself from the meeting pursuant to Section 30.017 of the Code of Ordinances.

A motion was made by Council Member Christine M. Erickson and seconded by Council Member Pat Starr to approve the following from Agenda Item 1: Water Reclamation; Remodeling & Expansion of Waste Water Treatment Facility-Attorney Services Agreement; Woods, Fuller, Schultz & Smith; \$24,000.

Vote to approve: Roll Call: Yeses, Greg Neitzert, Marshall Selberg, Curt Soehl, Pat Starr, Theresa Stehly, Christine M. Erickson, Rick Kiley, 7. Noes, 0.

Motion Passed.

UNFINISHED BUSINESS

Motion to approve Items 25 through 102:

A motion was made by Council Member Christine M. Erickson and seconded by Council Member Marshall Selberg to approve Items 25 through 102.

A motion was made by Council Member Rick Kiley and seconded by Council Member Marshall Selberg to amend Item 47 by removing the words "requesting off-sale use only".

Vote to amend: Roll Call: Yeses, Greg Neitzert, Marshall Selberg, Curt Soehl, Pat Starr, Theresa Stehly, Janet Brekke, Christine M. Erickson, Rick Kiley, 8. Noes, 0.

Motion Passed.

Vote to approve, as amended: Roll Call: Yeses, Greg Neitzert, Marshall Selberg, Curt Soehl, Pat Starr, Theresa Stehly, Janet Brekke, Christine M. Erickson, Rick Kiley, 8. Noes, 0.

Motion Passed.

Transfer of 2018 Retail Wine License from Thurston Inc., Botski's, 1914 South  
25. Sycamore Avenue, Suite 104, to BKB Inc., Botski's, 1914 South Sycamore Avenue,  
Suite 104.

Transfer of 2017-18 Retail Malt Beverage License from Thurston Inc., Botski's,  
26. 1914 South Sycamore Avenue, Suite 104, to BKB Inc., Botski's, 1914 South Sycamore Avenue, Suite 104.

27. Renewal of 2018-19 Retail Malt Beverage License for BKB Inc., Botski's 1914 South Sycamore Avenue, Suite 104.

New 2018-19 Retail Malt Beverage License for Fasika Ethiopian Restaurant  
28. LLC, 301 South Garfield Avenue, Suite 10, with Conditional Use Permit (8149-2018) being approved on April 4, 2018. Pending final inspections per Health and Building Services.

29. New 2018-19 Retail Malt Beverage License for Hari Har Inc., Hampton Inn of Sioux Falls, 2417 South Carolyn Avenue (CUP not required).

30. New 2018-19 Retail Malt Beverage License, for WAM LLC, All Day Caf - TapHouse  
41, 2101 West 41st Street, Suite 24 (CUP not required).

New 2018-19 Retail Malt Beverage License for Woodgrain Brewing Company LLC,  
31. Woodgrain Brewing Company LLC, 101 South Phillips Avenue, Suite 100 (CUP not required).

New 2018 Retail Wine License for Prairie Berry LLC, Prairie Berry Winery/  
32. Miner Brewing Company, 2101 West 41st Street, Suite 25 (CUP not required). Pending final inspections per Health and Building Services.

New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
33. Aashna LLC, Aashna Asian Mart, 4713 East Arrowhead Parkway (CUP not required).

New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
34. Andy's Affiliated Foods Inc., Andy's Affiliated Foods, 1025 South Cleveland Avenue (CUP not required).

New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
35. B & D Group Investments LLC, BB's Pub N Grill, 3400 West 49th Street (CUP not required).

New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for

36. Scott Bowar, Park Ridge Gas N Grub, 1801 South Western Avenue (CUP not required).

New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
37. Casey's Retail Company, Casey's General Store, 3236 South Sycamore Avenue (CUP not required).

New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
38. Casey's Retail Company, Casey's General Store, 1901 East 10th Street (CUP not required).

New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
39. Casey's Retail Company, Casey's General Store, 901 East Benson Road (CUP not required).

New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
40. Casey's Retail Company, Casey's General Store, 701 South Sycamore Avenue (CUP not required).

New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
41. Casey's Retail Company, Casey's General Store, 1705 West Burnside (CUP not required).

New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
42. Casey's Retail Company, Casey's General Store, 1809 East Rice Street (CUP not required).

New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
43. Casey's Retail Company, Casey's General Store, 500 North Kiwanis Avenue (CUP not required).

New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
44. Casey's Retail Company, Casey's General Store, 8400 West 26th Street (CUP not required).

New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
45. CC&F Retail Inc., Friendly's Fuel Stop, 3700 North Potsdam Avenue, Suite 100 (CUP not required).

New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
46. Moses Cole & Cynthia Yeanay, Glo Mini Market, 1300 West 12th Street (CUP not required). Pending final inspections per Health.

New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
47. Crystal Investment Corporation, Black Diamond Casino, 5113 West 41st Street (CUP not required).

New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
48. Dakota Seafood Sioux Falls LLC, Dakota Seafood Fresh Market, 5009 South Western Avenue, Suite 200, with Conditional Use Permit (7688-2017) being approved on December 6, 2017.

- New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
49. Dolgen Midwest LLC, Dollar General Store, 6705 West 12th Street (CUP not required).
- New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
50. Dolgen Midwest LLC, Dollar General Store, 316 South Kiwanis Avenue (CUP not required).
- New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
51. Dolgen Midwest LLC, Dollar General Store, 7214 West 41st Street (CUP not required).
- New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
52. Dolgen Midwest LLC, Dollar General Store, 1609 East Rice Street (CUP not required).
- New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
53. Jon Faulds, Jon Faulds Shell, 1301 South Minnesota Avenue (CUP not required).
54. New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
Jon Faulds, Faulds BP, 3308 West Russell Street (CUP not required).
- New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
55. G & W Inc., Gary Cones Amoco Hilltop, 1027 South Cleveland Avenue (CUP not required).
56. New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
Luis Giron, Tienda El Quetzal, 2319 West 12th Street (CUP not required).
- New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
57. Hagggar Investment Company, Franklin Food Market, 711 North Cliff Avenue  
(CUP not required).
58. New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
HyVee Inc., HyVee Gas #1, 1521 South Sycamore Avenue (CUP not required).
59. New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
HyVee Inc., HyVee Gas #2, 4103 South Louise Avenue (CUP not required).
60. New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
HyVee Inc., HyVee Gas #3, 3010 South Minnesota Avenue (CUP not required).
61. New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
HyVee Inc., HyVee Gas #4, 5201 West 26th Street (CUP not required).
62. New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
HyVee Inc., HyVee Gas #5, 3100 East 10th Street (CUP not required).
63. New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
HyVee Inc., HyVee Gas #6, 1229 East 57th Street (CUP not required).
- New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
64. I90 Fuel Services Inc., Kiwanis Gas Stop, 515 North Kiwanis Avenue (CUP not required).
- New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
65. I90 Fuel Services Inc., The Gas Stop, 1927 West 57th Street (CUP not required).



- New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
66. I90 Fuel Services Inc., The Gas Stop, 3900 North Cliff Avenue (CUP not required).
- New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
67. Jay Ambe-2, LLC, Freedom Valu Centers, 1601 South Minnesota Avenue (CUP not required).
- New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
68. La Tapatia Mexican Store, LLC, La Tapatia Mexican Store, 615 West 11th Street (CUP not required).
- New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
69. Love's Travel Stops & Country Stores Inc., Love's Travel Stop, 5301 North Cliff Avenue (CUP not required).
- New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
70. MCA Market LLC, MCA Market LLC, 1038 North Minnesota Avenue (CUP not required).
71. New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for Meat Lodge LLC, Meat Lodge, 3505 North Cliff Avenue (CUP not required).
- New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
72. Mi Casa Latina Mexican Store LLP, Mi Casa Latina Mexican Store, 809 South Marion Road (CUP not required).
- New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for  
73. Northern Tier Retail LLC, Superamerica, 2911 West 41st Street (CUP not required).
74. New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for Olson Oil Co., Get N Go #2, 1500 West 12th Street (CUP not required).
75. New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for Olson Oil Co., Get N Go #5, 611 South Cliff Avenue (CUP not required).
76. New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for Olson Oil Co., Get N Go #6, 600 North Cliff Avenue (CUP not required).
77. New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for Olson Oil Co., Get N Go #7, 600 South Minnesota Avenue (CUP not required).
78. New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for Olson Oil Co., Get N Go #8, 2217 East 10th Street (CUP not required).
79. New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for Olson Oil Co., Get N Go #10, 951 South Marion Road (CUP not required).
80. New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for Olson Oil Co., Get N Go #11, 6201 West 12th Street (CUP not required).
81. New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for Olson Oil Co., Get N Go #12, 1224 East 57th Street (CUP not required).
82. New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for Olson Oil Co., Get N Go #14, 5100 South Louise Avenue (CUP not required).
83. New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for Olson Oil Co., Get N Go #15, 6729 West 41st Street (CUP not required).

84. New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for Olson Oil Co., Get N Go #16, 2401 South Louise Avenue (CUP not required).
85. New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for Olson Oil Co., Get N Go #18, 5304 West 57th Street (CUP not required).
86. New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for Olson Oil Co., Get N Go #19, 3401 South Cliff Avenue (CUP not required).
- New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for
87. Olson Oil Co., Get N Go #20, 2421 South Minnesota Avenue (CUP not required).
- New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for
88. Olson Oil Co., Get N Go #21, 5400 East Arrowhead Parkway (CUP not required).
89. New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for Olson Oil Co., Get N Go #22, 4915 North Cliff Avenue (CUP not required).
- New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for
90. Pilot Travel Centers LLC, Pilot Travel Center, 5201 North Granite Lane (CUP not required).
- New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for
91. Quick N EZ LLC, Quick N EZ LLC, 2500 West Madison Street (CUP not required).
- New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for
92. Shopko Stores Operating Company LLC, Shopko, 1601 West 41st Street (CUP not required).
- New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for
93. Shopko Stores Operating Company LLC, Shopko, 4501 East Arrowhead Parkway (CUP not required).
94. New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for Target Corporation, Target, 1021 South Highline Place (CUP not required).
95. New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for Target Corporation, Target, 3600 South Louise Avenue (CUP not required).
96. New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for Walgreen Corporation, Walgreens, 7120 West 41st Street (CUP not required).
97. New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for Walgreen Corporation, Walgreens, 3620 West 41st Street (CUP not required).
- New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for
98. Walgreen Corporation, Walgreens, 1806 South Minnesota Avenue (CUP not required).
99. New 2018-19 Retail Malt Beverage License, requesting off-sale use only, for Walgreen Corporation, Walgreens, 2605 West 12th Street (CUP not required).
- New 2018-19 Retail Malt Beverage License, requesting off-sale use only,
100. for Walgreen Corporation, Walgreens, 4900 South Cliff Avenue (CUP not required).

New 2018-19 Retail Malt Beverage License, requesting off-sale use only,  
101. for Walgreen Corporation, Walgreens, 1720 South Sycamore Avenue (CUP not required).

Special One-Day Liquor License for T Slat Inc., JJ's Wine, Spirits & Cigars  
to  
102. be operated at Vern Eide Acura, 4030 South Grange Avenue, for a special event on  
June 30, 2018.

#### INTRODUCTION AND ADOPTION OF ORDINANCES

2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE  
103. CODE OF ORDINANCES OF THE CITY BY AMENDING CHAPTER 111: ALCOHOLIC BEVERAGES.

A motion was made by Council Member Christine M. Erickson and seconded by Council Member Rick Kiley to adopt said Ordinance No. 53-18.

Vote to adopt: Roll Call: Yeses, Greg Neitzert, Marshall Selberg, Curt Soehl, Pat Starr, Theresa Stehly, Janet Brekke, Christine M. Erickson, Rick Kiley, 8. Noes, 0.

Motion Passed.

2ndReading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, UPDATING  
104. ORDINANCE NO. 52-17 DECLARING CERTAIN REAL PROPERTY OF THE CITY SURPLUS AND AUTHORIZING THE DISPOSITION THEREOF.

A motion was made by Council Member Marshall Selberg and seconded by Council Member Greg Neitzert to adopt said Ordinance No. 54-18.

Vote to adopt: Roll Call: Yeses, Greg Neitzert, Marshall Selberg, Curt Soehl, Pat Starr, Theresa Stehly, Janet Brekke, Christine M. Erickson, Rick Kiley, 8. Noes, 0.

Motion Passed.

2ndReading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING  
105. THE CODE OF ORDINANCES OF THE CITY BY AMENDING CHAPTER 30: CITY COUNCIL, SUBCHAPTER: ORGANIZATION AND PROCEDURE, SECTION 30.013, ORDER OF BUSINESS.

Item 105 was considered after Item 117, which was considered after Item 106 (i.e. Item 106, Item 117, Item 105)

A motion was made by Council Member Marshall Selberg and seconded by Council Member Rick Kiley to withdraw Item 105.

Vote to withdraw: Roll Call: Yeses, Greg Neitzert, Marshall Selberg, Curt Soehl, Pat Starr, Theresa Stehly, Janet Brekke, Christine M. Erickson, Rick Kiley, 8. Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, July 3, 2018, at 7 p.m. for Item 106:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE  
106. CODE OF ORDINANCES OF THE CITY BY AMENDING CHAPTER 30: CITY COUNCIL, SUBCHAPTER: ORGANIZATION AND PROCEDURE, SECTION 30.015, ADDRESSING THE

COUNCIL; TIME LIMIT.

A motion was made by Council Member Rick Kiley and seconded by Council Member Marshall Selberg to set a date of hearing and 2nd Reading for Tuesday, July 3, 2018, at 7 p.m. for Item 106.

Vote to set a date: Roll Call: Yeses, Greg Neitzert, Marshall Selberg, Curt Soehl, Pat Starr, Theresa Stehly, Janet Brekke, Christine M. Erickson, Rick Kiley, 8. Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, July 3, 2018, at 7 p.m. for Item 107:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT THE NORTHWEST CORNER OF W. 12TH ST. AND S. ELLIS RD. 107. FROM THE POPUD PEDESTRIAN-ORIENTED PLANNED UNIT DEVELOPMENT DISTRICT TO THE RS SINGLE-FAMILY RESIDENTIAL-SUBURBAN DISTRICT, PETITION NO. 8447-2018, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (4-0).

A motion was made by Council Member Christine M. Erickson and seconded by Council Member Rick Kiley to set a date of hearing and 2nd Reading for Tuesday, July 3, 2018, at 7 p.m. for Item 107.

Vote to set a date: Roll Call: Yeses, Greg Neitzert, Marshall Selberg, Curt Soehl, Pat Starr, Theresa Stehly, Janet Brekke, Christine M. Erickson, Rick Kiley, 8. Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, July 3, 2018, at 7 p.m. for Item 108:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED NORTH OF W. 32ND ST. AND EAST OF S. ELLIS RD. FROM THE LW 108. LIVE-WORK DISTRICT TO THE CN CONSERVATION DISTRICT, PETITION NO. 8463-2018, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (5-0).

Council Member Theresa Stehly excused herself from the discussion and vote on this item.

A motion was made by Council Member Christine M. Erickson and seconded by Council Member Marshall Selberg to set a date of hearing and 2nd Reading for Tuesday, July 3, 2018, at 7 p.m. for Item 108.

Vote to set a date: Roll Call: Yeses, Greg Neitzert, Marshall Selberg, Curt Soehl, Pat Starr, Janet Brekke, Christine M. Erickson, Rick Kiley, 7. Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, July 3, 2018, at 7 p.m. for Item 109:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT THE NORTHEAST CORNER OF W. 26TH ST. AND S. ELLIS RD. FROM THE LW

109. LIVE-WORK DISTRICT TO THE C-2 COMMERCIAL-NEIGHBORHOOD AND STREETCAR DISTRICT,  
PETITION NO. 8537-2018, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF  
SIOUX FALLS. Planning Commission recommends approval (5-0).

A motion was made by Council Member Greg Neitzert and seconded by Council Member Rick Kiley to set a date of hearing and 2nd Reading for Tuesday, July 3, 2018, at 7 p.m. for Item 109.

Vote to set a date: Roll Call: Yeses, Greg Neitzert, Marshall Selberg, Curt Soehl, Pat Starr, Theresa Stehly, Janet Brekke, Christine M. Erickson, Rick Kiley, 8. Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, July 3, 2018, at 7 p.m. for Item 110:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED AT 2605 AND 2609 S. CAROLYN AVE. FROM THE C-  
110. 4 COMMERCIAL-REGIONAL DISTRICT TO THE I-1 LIGHT INDUSTRIAL DISTRICT, PETITION NO. 8549-2018, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (5-0).

A motion was made by Council Member Rick Kiley and seconded by Council Member Curt Soehl to set a date of hearing and 2nd Reading for Tuesday, July 3, 2018, at 7 p.m. for Item 110.

Vote to set a date: Roll Call: Yeses, Greg Neitzert, Marshall Selberg, Curt Soehl, Pat Starr, Theresa Stehly, Janet Brekke, Christine M. Erickson, Rick Kiley, 8. Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, July 10, 2018, at 7 p.m. for Item 111:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY LOCATED SOUTH OF W. 26TH ST. AND WEST OF S. ELMWOOD AVE. FROM THE  
111. RS SINGLE-FAMILY RESIDENTIAL-SUBURBAN DISTRICT TO THE S-1 GENERAL INSTITUTIONAL DISTRICT, PETITION NO. 8534-2018, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (5-0).

A motion was made by Council Member Pat Starr and seconded by Council Member Theresa Stehly to set a date of hearing and 2nd Reading for Tuesday, July 17, 2018, at 7 p.m. for Item 111.

Vote to set a date: Roll Call: Yeses, Greg Neitzert, Marshall Selberg, Pat Starr, Theresa Stehly, Janet Brekke, Christine M. Erickson, Rick Kiley, 7. Noes, Curt Soehl, 1.

Motion Passed.

#### HEARINGS AND RESOLUTIONS

112. A RESOLUTION ADOPTING THE 2018 CITY COUNCIL POLICIES AND PROCEDURES.

A motion was made by Council Member Christine M. Erickson and seconded by Council Member Marshall Selberg to adopt said Resolution No. 56-18.

Vote to adopt: Roll Call: Yeses, Greg Neitzert, Marshall Selberg, Curt Soehl, Pat Starr, Theresa Stehly, Janet Brekke, Christine M. Erickson, Rick Kiley, 8. Noes, 0.

Motion Passed.

RESOLUTION NO. 56-18

A RESOLUTION ADOPTING THE 2018 CITY COUNCIL POLICIES AND PROCEDURES.

If there aren't any "WHEREAS" phrases, skip "NOW, THEREFORE" and begin with just "BE IT RESOLVED..."BE IT RESOLVED BY THE CITY OF SIOUX FALLS, SD:

That the document attached to and part of this resolution entitled "2018 City Council Policies and Procedures" is hereby adopted.

Date adopted: 06/19/18 .

Paul TenHaken

Mayor

ATTEST:

Thomas M. Greco

City Clerk

113. A RESOLUTION ADVISING AND GIVING CONSENT TO THE APPOINTMENT OF MEMBERS TO CERTAIN CITIZEN BOARDS.

A motion was made by Council Member Christine M. Erickson and seconded by Council Member Rick Kiley to adopt said Resolution No. 57-18.

Vote to adopt: Roll Call: Yeses, Greg Neitzert, Marshall Selberg, Curt Soehl, Pat Starr, Theresa Stehly, Janet Brekke, Christine M. Erickson, Rick Kiley, 8. Noes, 0.

Motion Passed.

RESOLUTION NO. 57-18

A RESOLUTION ADVISING AND GIVING CONSENT TO THE APPOINTMENT OF MEMBERS TO CERTAIN CITIZEN BOARDS.

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

That it gives its advice and consent to the following Mayoral appointments:

Name	Board	Term
Dianne Metli	Board of Museum Trustees	Appointed for a term from June2018 to June 2021 (to replace Ronald Helwig).

Sarah Bouwman	Commission on Human Relations	Reappointed for a term from June 2018 to May 2023.
Kayla Heber	Commission on Human Relations	Appointed for a term from June 2018 to May 2023 (to replace Shirley Halleen).
Megan Myers	Commission on Human Relations	Appointed for a term from June 2018 to May 2023 (to replace John Jones).
Kassidi Smith	Commission on Human Relations	Appointed for a term from June 2018 to May 2023 (to replace Jack Mortenson).
Carolyn Ly	Disability Awareness Commission	Appointed for a term from June 2018 to June 2021 (to replace Kendra Gottsleben).
Sean Ervin	Planning Commission	Reappointed for a term from June 2018 to June 2023.
Larry Luetke	Planning Commission	Reappointed for a term from June 2018 to June 2023.
Jean Beddow	Siouxland Library Board of Trustees	Reappointed for a term from June 2018 to June 2021.

Date adopted: 06/19/18 .

Paul TenHaken

Mayor

ATTEST:

Thomas M. Greco

City Clerk

NOTICE OF HEARINGS FOR STREET VACATIONS

Set a hearing date for Tuesday, July 10, 2017, at 7 p.m. for Item 114:

A PROPOSED RESOLUTION VACATING THE S. ELMWOOD AVE. RIGHT-OF-WAY FROM THE 114. S. RIGHT-OF-WAY LINE OF W. 26TH ST. TO THE N. RIGHT-OF-WAY LINE OF W. 28TH

ST.

A motion was made by Council Member Greg Neitzert and seconded by Council Member Curt Soehl to set a date of hearing for Tuesday, July 17, 2018, at 7 p.m. for Item 114.

Vote to set a date: Roll Call: Yeses, Greg Neitzert, Marshall Selberg, Curt Soehl, Pat Starr, Theresa Stehly, Janet Brekke, Christine M. Erickson, Rick Kiley, 8. Noes, 0.

Motion Passed.

#### NEW BUSINESS

A MOTION TO PROVIDE ADVICE AND CONSENT FOR THE APPOINTMENT OF THE FOLLOWING ADMINISTRATIVE OFFICERS: MATT BURNS AS POLICE CHIEF; MIKE COOPER AS DIRECTOR OF PLANNING AND BUILDING SERVICES; MARK COTTER AS DIRECTOR OF 115. PUBLIC WORKS; JODI FICK AS DIRECTOR OF SIOUXLAND LIBRARIES; JILL FRANKEN AS DIRECTOR OF PUBLIC HEALTH; BRAD GOODROAD AS FIRE CHIEF; DON KEARNEY AS DIRECTOR OF PARKS AND RECREATION; BILL O'TOOLE AS DIRECTOR OF HUMAN RESOURCES; and, SUE QUANBECK-ETTEN AS DIRECTOR OF CENTRAL SERVICES.

A motion was made by Council Member Greg Neitzert and seconded by Council Member Rick Kiley to provide advice and consent for the appointment of Administrative Officers as read.

Vote to provide: Roll Call: Yeses, Greg Neitzert, Marshall Selberg, Curt Soehl, Pat Starr, Theresa Stehly, Janet Brekke, Christine M. Erickson, Rick Kiley, 8. Noes, 0.

Motion Passed.

116. A MOTION ADVISING AND GIVING CONSENT FOR THE NUMBER AND ORDER OF PROPOSED INTERIM MAYOR SUCCESSOR DESIGNEES.

A motion was made by Council Member Marshall Selberg and seconded by Council Member Curt Soehl to provide advice and consent for the number and order of proposed interim mayor successor designees.

Vote to provide: Roll Call: Yeses, Greg Neitzert, Marshall Selberg, Curt Soehl, Pat Starr, Theresa Stehly, Janet Brekke, Christine M. Erickson, Rick Kiley, 8. Noes, 0.

Motion Passed.

#### ITEMS ADDED AFTER AGENDA DEADLINE

Set a date of hearing and 2nd Reading for Tuesday, July 3, 2018, at 7 p.m. for Item 117:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE 117. CODE OF ORDINANCES OF THE CITY BY AMENDING CHAPTER 30: CITY COUNCIL, SUBCHAPTER: ORGANIZATION AND PROCEDURE, SECTION 30.013, ORDER OF BUSINESS FOR PUBLIC INPUT ON ODD/EVEN MONTHS.

This Item was considered after Item 106.

A motion was made by Council Member Janet Brekke and seconded by Council Member Theresa Stehly to withdraw Item 117.



Vote to withdraw: Roll Call: Yeses, Greg Neitzert, Marshall Selberg, Curt Soehl, Pat Starr, Theresa Stehly, Janet Brekke, Christine M. Erickson, Rick Kiley, 8. Noes, 0.

Motion Passed.

ADJOURNMENT

A motion was made by Council Member Rick Kiley and seconded by Council Member Curt Soehl to adjourn at 9:38 p.m.

Mayor Paul TenHaken called for a voice vote. All members voted yes.

Motion Passed.

Thomas M. Greco

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.

AS YOUR ELECTED REPRESENTATIVES, THE CITY COUNCIL VALUES YOUR INPUT AND FEEDBACK. WHEN THE CITY COUNCIL WILL ACT AS A DECISION-MAKER ON AN UPCOMING MATTER INVOLVING A LICENSE OR A PERMIT, PERSONS ARE ENCOURAGED TO PROVIDE WRITTEN COMMENTS TO THE ENTIRE CITY COUNCIL OR TO PROVIDE ORAL COMMENT AT THE PUBLIC MEETING WHEN THAT ITEM IS CONSIDERED BY THE ENTIRE CITY COUNCIL. THOSE WHO PROVIDE COMMENTS IN ANY MANNER SHOULD UNDERSTAND THAT THEIR COMMENTS MAY BECOME PART OF THE OFFICIAL RECORD AND SUBJECT TO REVIEW BY ALL PARTIES AND THE PUBLIC.

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 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 P.M. THE JOINT CITY COUNCIL/MINNEHAHA COUNTY COMMISSION MEETINGS AIR LIVE THE FOURTH TUESDAY OF EACH MONTH AT 5 P.M. REGULAR MEETINGS OF THE CITY COUNCIL ARE ALSO ARCHIVED AND AVAILABLE FOR VIEWING ON DEMAND AT [WWW.SIOUXFALLS.ORG](http://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, COMMITTEE MEETINGS, AND CITY COUNCIL MEETINGS ON FRIDAYS AND SATURDAYS. JOINT CITY COUNCIL/MINNEHAHA COUNTY COMMISSION MEETINGS ON FIRST FRIDAY AND SUNDAY AFTER LIVE MEETING. GO TO "CITYLINK" AT [WWW.SIOUXFALLS.ORG](http://WWW.SIOUXFALLS.ORG) FOR SPECIFIC PROGRAMMING TIMES.