

City of Sioux Falls Council Meeting

Minutes

Carnegie Town Hall, 235 West 10th Street

MEETING OF Monday, April 11, 2011, at 7:00 PM

ROLL CALL

MEMBERS PRESENT/ABSENT OFFICIAL AGENDA

PRESENT

ABSENT

Council Member Michelle Erpenbach

Council Member Greg Jamison

Council Member Dean Karsky

Council Member Sue Aguilar

Council Member Rex Rolwing

Council Member Kenny Anderson Jr.

Council Member Vernon Brown

Council Member James Entenman

Mayor Mike T. Huether

INVOCATION

Reverend Pat McClanahan, Common Ground Worship Center

*

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

National Volunteer Week, Sara Carothers (HELP!LineCenter)

*

VISITOR RECOGNITION

Boy Scout Troop 731 from Holy Spirit, introduced by William Meredith

*

Boy Scout Troop 48 from S. Central Sioux Falls, introduced by Mark

* Mickelson

CONSENT AGENDA ITEMS

APPROVAL OF CONSENT AGENDA

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

Vote to approve: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, 7. Noes, 0.

Motion Passed.

MINUTES

Informational Meeting of Monday, April 4, 2011, at 4:00 p.m.

*

City Council Meeting of Monday, April 4, 2011, at 7:00 p.m.

*

COMMUNICATIONS

A communication was received from Wayne and JoAnn Albers, requesting permission to consume, but not sell, liquor, wine and/or malt beverages at 1. the Siouxland Heritage Museum, 6th and Main Street, on Saturday, August 20, 2011, from 7:00 p.m. to 11:15 p.m. for the purpose of a wedding dance and reception.

APPLICATIONS

The following abatements were recommended for approval by the Director of Equalization and the State's Attorney's Office for Minnehaha County; and the City Attorney for Sioux Falls:

Julie Ideker, 3212 S. Jefferson Avenue, for 2010 property taxes in the 2. amount of \$814.89. Monies requested are the difference between the elderly freeze and the non elderly freeze.

Joyce Seivert, 514 S. Walts Avenue, for 2010 property taxes in the amount of 3. \$97.44. Monies requested are the difference between the elderly freeze and the non elderly freeze.

Dorothea Kurtenbach, 808 S. 10th Avenue, for 2010 property taxes in the 4. amount of \$596.05. Monies requested are the difference between the elderly freeze and the non elderly freeze.

Dorothy Dempsey, 801 S. Sneve Avenue, for 2010 property taxes in the amount 5. of \$808.17. Monies requested are the difference between the elderly freeze and the non elderly freeze.

Marguerite Sylvis, 904 S. Kiwanis Avenue, for 2010 property taxes in the 6. amount of \$680.18. Monies requested are the difference between the elderly freeze and the non elderly freeze.

Janice Walker, 823 N. Harlem Avenue, for 2010 property taxes in the amount 7. of \$496.51. Monies requested are the difference between the elderly freeze and the non elderly freeze.

REGULAR AGENDA ITEMS

APPROVAL OF REGULAR AGENDA

A motion was made by Council Member James Entenman and seconded by Council Member Kenny Anderson Jr. to approve the Regular Agenda.

A motion was made by Council Member Vernon Brown and seconded by Council Member Sue Aguilar to amend the Regular Agenda by "Removing Item 14 from Council Consideration".

Vote to amend: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, 7. Noes, 0.

Motion Passed.

Vote to approve, as amended: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, 7. Noes, 0.

Motion Passed.

PUBLIC INPUT

Jim Schmidt spoke regarding Clint and Tara Siemonsma. Schmidt gave special recognition for them coming to the Pettigrew Housing Resource Center to request assistance in building a house. The assistance was not for him, but rather for his neighbors, Gary and Darlene Nipp, whose home was destroyed by fire.

Tim Stanga spoke regarding citizens who are on a limited budget/income and the raising of rates.

UNFINISHED BUSINESS

Special One-Day Liquor License for Washington Pavilion Management Inc., 8. Washington Pavilion of Arts & Science, 301 South Main Avenue, for the Turnabout Performance on April 17, 2011, and authorize publication of notice on 04-01-11 to set the hearing date.

A motion was made by Council Member Sue Aguilar and seconded by Council Member Michelle Erpenbach to approve Item 8.

Vote to approve: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, 7. Noes, 0.

Motion Passed.

INTRODUCTION AND ADOPTION OF ORDINANCES

2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE REVISED ORDINANCES OF THE CITY BY AMENDING SECTION 2-35, POWERS OF THE 9. MAYOR, AND SECTION 2-37, ADMINISTRATIVE ORGANIZATION OF CITY DEPARTMENTS.

Sponsor: City Council/Anderson Jr. and Erpenbach

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member Michelle Erpenbach to adopt said Ordinance for Item 9.

Vote to adopt: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, 7. Noes,

0.

Motion Passed.

2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD,
SUPPLEMENTING THE 2011 BUDGET BY PROVIDING APPROPRIATIONS AND THE MEANS OF
10. FINANCING FOR THE CONVENTION AND VISITORS BUREAU BUSINESS IMPROVEMENT
DISTRICT.

Sponsor: City Council/Entenman and Aguilar

A motion was made by Council Member James Entenman and seconded by Council
Member Sue Aguilar to adopt said Ordinance for Item 10.

Vote to adopt: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky,
Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, 7. Noes,
0.

Motion Passed.

Set a hearing date and 2nd Reading for Monday, April 18, 2011, at 7:00 p.m. for
Items 11 and 12:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, PROVIDING
SUPPLEMENTAL APPROPRIATIONS FOR A MARKET ANALYSIS PROVIDING THE VALUE OF
11. NAMING RIGHTS AND FACILITY SPONSORSHIP PACKAGES FOR AN EVENTS CENTER AND
OTHER CITY FACILITIES. (\$65,000 Supplemental Appropriations).

Sponsor: Mayor/Community Development

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SOUTH DAKOTA,
AUTHORIZING THE ISSUANCE OF ITS WASTEWATER SYSTEM REVENUE BONDS, IN ONE OR
MORE SERIES, TO THE SOUTH DAKOTA CONSERVANCY DISTRICT, AUTHORIZING THE USE
OF THE PROCEEDS THEREOF FOR CAPITAL IMPROVEMENTS, PLEDGING A PORTION OF THE
WASTEWATER SYSTEM REVENUE OF THE CITY TO THE PAYMENT OF SAID WASTEWATER
12. SYSTEM REVENUE BONDS, FIXING THE TERMS OF SUCH WASTEWATER SYSTEM REVENUE
BONDS, AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AGREEMENT BETWEEN
THE CITY AND THE SOUTH DAKOTA CONSERVANCY DISTRICT, AND AUTHORIZING THE
EXECUTION AND DELIVERY OF SUCH WASTEWATER SYSTEM REVENUE BONDS TO THE SOUTH
DAKOTA CONSERVANCY DISTRICT NOT TO EXCEED \$14,712,000.

Sponsor: Mayor/Public Works

A motion was made by Council Member Greg Jamison and seconded by Council Member
James Entenman to set a date of hearing and 2nd Reading for Monday, April 18,
2011, at 7:00 p.m. for Items 11 and 12.

Vote to set a date: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean
Karsky, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, 7.
Noes, 0.

Motion Passed.

HEARINGS AND RESOLUTIONS

A RESOLUTION VACATING THE PUBLIC RIGHT-OF-WAY ON N. H AVE. FROM
13. W.ALGONQUIN ST. TO SOUTH AS SHOWN ON ATTACHED EXHIBIT.

Sponsor: Mayor/Public Works

A motion was made by Council Member James Entenman and seconded by Council Member Dean Karsky to adopt said Resolution for Item 13.

Vote to adopt: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, 7. Noes, 0.

Motion Passed.

A RESOLUTION VACATING THE PUBLIC RIGHT-OF-WAY ON [N. H AVE. FROM W. ALGONQUIN ST. TO SOUTH AS SHOWN ON ATTACHED EXHIBIT].

WHEREAS, a petition of the owners of

[Lots 11-14 Block 2 Airport Addition; Lots 1-4 Block 3 Airport Addition]

to the City of Sioux Falls, [One of: Minnehaha/Lincoln] 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 11, 2011], 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 the public right-of-way on [N. H Ave. from W. Algonquin St. to south as shown on attached exhibit] to the City of Sioux Falls, [One of: Minnehaha/Lincoln] County, South Dakota, be and the same hereby is declared vacated, and that the City Clerk shall cause to be filed with the Register of Deeds, [One of: Minnehaha/Lincoln] County, South Dakota, a duly certified transcript of this resolution.

A RESOLUTION VACATING THE PUBLIC RIGHT-OF-WAY ON N. F AVE. FROM 14. W.ALGONQUIN ST. TO W. BLACKHAWK ST. This item was removed from council consideration.

A RESOLUTION CANCELING ONE SIDEWALK ASSESSMENT.
15.

Sponsor: Mayor/Public Works

A motion was made by Council Member James Entenman and seconded by Council Member Kenny Anderson Jr. to adopt said Resolution for Item 15.

Vote to adopt: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, 7. Noes, 0.

Motion Passed.

A RESOLUTION CANCELING ONE SIDEWALK ASSESSMENT.

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

That the principle, interest, and penalty for the sidewalk assessment against

Lot 4 Block 2 Fox Run Addition Minnehaha County, SD as defined in Project No.B‑04788 be canceled.

BE IT FURTHER RESOLVED:

That the Finance Director is hereby authorized to show said action on the respective record and to notify the Minnehaha County Treasurer of said action.

A RESOLUTION DECLARING THE NECESSITY TO REPAIR/REBUILD PORTLAND CEMENT CONCRETE SIDEWALK IN FRONT OF AND ABUTTING ON PROPERTIES IN SIDEWALK 16. INSPECTION DISTRICT 2101 ON VARIOUS STREETS AND AVENUES IN THE CITY OF SIOUX FALLS.

Sponsor: Mayor/Public Works

A motion was made by Council Member James Entenman and seconded by Council Member Kenny Anderson Jr. to adopt said Resolution for Item 16.

Vote to adopt: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, 7. Noes, 0.

Motion Passed.

A RESOLUTION DECLARING THE NECESSITY TO REPAIR/REBUILD PORTLAND CEMENT CONCRETE SIDEWALK IN FRONT OF AND ABUTTING ON PROPERTIES IN SIDEWALK INSPECTION DISTRICT 2101 ON VARIOUS STREETS AND AVENUES IN THE CITY OF SIOUX FALLS.

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

Section 1. It is necessary to repair/rebuild sidewalk in accordance with specifications therefore prepared by the City Engineer on the following streets and avenues in the City of Sioux Falls, SD, in front of and abutting upon the following described properties to be assessed therefore:

[LOT 4 BLOCK 1 AUBURN HILLS ADDNLOT 5 BLOCK 1 AUBURN HILLS ADDNLOT 17 BLOCK 6 AUBURN HILLS ADDNLOT 16 BLOCK 7 AUBURN HILLS ADDNLOT 1 BLOCK 8 AUBURN HILLS ADDNTRACT B LOT 2 BLOCK 12 BRADFELT PARK ESTATES ADDNTRACT B LOT 3 BLOCK 12 BRADFELT PARK ESTATES ADDNLOT 12 BLOCK 13 BRADFELT PARK ESTATES ADDNLOT 17 BLOCK 13 BRADFELT PARK ESTATES ADDNLOT 2 BLOCK 13 BRADFELT PARK ESTATES ADDNLOT 11 BLOCK 14 BRADFELT PARK ESTATES ADDNLOT 13 BLOCK 14 BRADFELT PARK ESTATES ADDNLOT 18 BLOCK 14 BRADFELT PARK ESTATES ADDNLOT 3 BLOCK 14 BRADFELT PARK ESTATES ADDNLOT 6 BLOCK 14 BRADFELT PARK ESTATES ADDNLOT 7 BLOCK 14 BRADFELT PARK ESTATES ADDNLOT 13 BLOCK 16 BRADFELT PARK ESTATES ADDNLOT 21 BLOCK 16 BRADFELT PARK ESTATES ADDNLOT 9 BLOCK 17 BRADFELT PARK ESTATES ADDNLOT 17 BLOCK 2 BRADFELT PARK ESTATES ADDNLOT 3 BLOCK 3 BRADFELT PARK ESTATES ADDNLOT 2 BLOCK 4 BRADFELT PARK ESTATES ADDNLOT 26 BLOCK 4 BRADFELT PARK ESTATES ADDNLOT 28 BLOCK 4 BRADFELT PARK ESTATES ADDNLOT 38 BLOCK 4 BRADFELT PARK ESTATES ADDNLOT 18 BLOCK 7 BRADFELT PARK ESTATES ADDNLOT 3 BLOCK 7 BRADFELT PARK ESTATES ADDNLOT 9 BLOCK 8 BRADFELT PARK ESTATES ADDNLOT 1 BLOCK 9 BRADFELT PARK ESTATES ADDNLOT 6 BLOCK 7 CYPRES KNOL ADDNLOT 7 BLOCK 7 CYPRES KNOL ADDNLOT 4A BLOCK 2 DIAMOND VALLEY ADDNLOT 9A BLOCK 2 DIAMOND VALLEY ADDNLOT 13A BLOCK 3 DIAMOND VALLEY ADDNLOT 4 BLOCK 10 DONHILL ESTATES ADDNLOT 10 BLOCK 11 DONHILL ESTATES ADDNLOT 12 BLOCK 11 DONHILL ESTATES ADDNLOT 13 BLOCK 11 DONHILL ESTATES ADDNLOT 2 BLOCK 11 DONHILL ESTATES ADDNLOT 10A BLOCK 12 DONHILL ESTATES ADDNLOT 14A BLOCK 12 DONHILL ESTATES ADDNLOT 18 BLOCK 2 DONHILL ESTATES ADDNLOT 6 BLOCK 2 DONHILL ESTATES ADDNLOT 15 BLOCK 3 DONHILL ESTATES ADDNLOT 1C

BLOCK 3 DONHILL ESTATES ADDNLOT 24 BLOCK 3 DONHILL ESTATES ADDNWEST 59.85' OF LOT 5A BLOCK 3 DONHILL ESTATES ADDNWEST 63.10' OF LOT 4A BLOCK 3 DONHILL ESTATES ADDNLOT 1 BLOCK 4 DONHILL ESTATES ADDNLOT 15 BLOCK 4 DONHILL ESTATES ADDNLOT 2A BLOCK 4 DONHILL ESTATES ADDNLOT 4 BLOCK 4 DONHILL ESTATES ADDNLOT 5 BLOCK 4 DONHILL ESTATES ADDNLOTS 9 & 10 BLOCK 4 DONHILL ESTATES ADDNLOT 16 BLOCK 5 DONHILL ESTATES ADDNLOT 18 BLOCK 5 DONHILL ESTATES ADDNLOT 2 BLOCK 5 DONHILL ESTATES ADDNLOT 23 BLOCK 5 DONHILL ESTATES ADDNLOT 25 BLOCK 5 DONHILL ESTATES ADDNLOT 27B BLOCK 5 DONHILL ESTATES ADDNLOT 6 BLOCK 7 DONHILL ESTATES ADDNLOT 7 BLOCK 7 DONHILL ESTATES ADDNLOT 9 BLOCK 7 DONHILL ESTATES ADDNLOT 12 (EXCEPT EAST 10') BLOCK 8 DONHILL ESTATES ADDNLOT 15 BLOCK 8 DONHILL ESTATES ADDNLOT 3 BLOCK 8 DONHILL ESTATES ADDNLOT 5 BLOCK 8 DONHILL ESTATES ADDNLOT 6 BLOCK 8 DONHILL ESTATES ADDNLOT 1 BLOCK 9 DONHILL ESTATES ADDNLOT 8 BLOCK 9 DONHILL ESTATES ADDNLOT 17 BLOCK 3 HEATHER RIDGE ADDNLOT 9 BLOCK 3 HEATHER RIDGE ADDNLOT 6 BLOCK 9 HEATHER RIDGE ADDNLOT 14 BLOCK 3 HEATHER RIDGE II ADDNLOT 2 BLOCK 8 HEATHER RIDGE II ADDNLOT 4 BLOCK 8 HEATHER RIDGE II ADDNTRACT A LOT 8 BLOCK 1 JUDEE ESTATES ADDNTRACT A LOT 9 BLOCK 1 JUDEE ESTATES ADDNTRACT B LOT 1 BLOCK 1 JUDEE ESTATES ADDNTRACT B LOT 3 BLOCK 1 JUDEE ESTATES ADDNTRACT B LOT 5 BLOCK 1 JUDEE ESTATES ADDNTRACT C LOT 6 BLOCK 1 JUDEE ESTATES ADDNTRACT C LOT 8 BLOCK 1 JUDEE ESTATES ADDNTRACT D LOT 6 BLOCK 1 JUDEE ESTATES ADDNTRACT D LOT 8 BLOCK 1 JUDEE ESTATES ADDNLOT 1 BLOCK 2 JUDEE ESTATES ADDNLOT 12 BLOCK 10 LINCOLN HILLS ADDNLOT 18 BLOCK 10 LINCOLN HILLS ADDNLOT 19 BLOCK 10 LINCOLN HILLS ADDNLOT 2 BLOCK 10 LINCOLN HILLS ADDNLOT 8 BLOCK 10 LINCOLN HILLS ADDNLOT 7 BLOCK 12 LINCOLN HILLS ADDNLOT 1 BLOCK 13 LINCOLN HILLS ADDNLOT 2A BLOCK 14 LINCOLN HILLS ADDNLOT 6 BLOCK 14 LINCOLN HILLS ADDNLOT 7A BLOCK 20 LINCOLN HILLS ADDNLOT 2A BLOCK 3 LINCOLN HILLS ADDNLOT 30 BLOCK 4 LINCOLN HILLS ADDNLOT 4 BLOCK 4 LINCOLN HILLS ADDNLOT 15 BLOCK 5 LINCOLN HILLS ADDNLOT 18A BLOCK 5 LINCOLN HILLS ADDNLOT 1 BLOCK 6 LINCOLN HILLS ADDNLOT 4 BLOCK 6 LINCOLN HILLS ADDNLOT 5 BLOCK 6 LINCOLN HILLS ADDNLOT 10 BLOCK 7 LINCOLN HILLS ADDNLOT 13 BLOCK 7 LINCOLN HILLS ADDNLOT 15 BLOCK 7 LINCOLN HILLS ADDNLOT 16 BLOCK 7 LINCOLN HILLS ADDNLOT 2 BLOCK 7 LINCOLN HILLS ADDNLOT 5 BLOCK 7 LINCOLN HILLS ADDNLOT 7 BLOCK 7 LINCOLN HILLS ADDNLOT 1 BLOCK 9 LINCOLN HILLS ADDNLOT 11 BLOCK 9 LINCOLN HILLS ADDNLOT 15 BLOCK 9 LINCOLN HILLS ADDNLOT 16 BLOCK 9 LINCOLN HILLS ADDNLOT 26 BLOCK 9 LINCOLN HILLS ADDNLOT 5 BLOCK 9 LINCOLN HILLS ADDNLOT 1 TRACT 2 LUNDSTROM'S 2ND SUBDLOT 2 TRACT 2 LUNDSTROM'S 2ND SUBDLOT 13 BLOCK 2 OLD YANKTON TRAIL ESTATES ADDNLOT 1 BLOCK 6 OLD YANKTON TRAIL ESTATES ADDNLOT 10 BLOCK 2 PENNBROOK HEIGHTS ADDNLOT 9 BLOCK 2 PENNBROOK HEIGHTS ADDNLOT 9 BLOCK 10 PLATINUM VALLEY 2ND ADDNLOT 8 BLOCK 6 PLATINUM VALLEY 2ND ADDNLOT 8 BLOCK 11 PLATINUM VALLEY ADDNLOT 9 BLOCK 2 PLATINUM VALLEY ADDNLOT 11 BLOCK 3 PLATINUM VALLEY ADDNLOT 27 BLOCK 7 PLATINUM VALLEY ADDNLOT 18 BLOCK 8 PLATINUM VALLEY ADDNLOTS E & J (PRAIRIE GREEN GOLF COURSE) PRAIRIE GREEN ADDNLOTS 2, 3, & 4 BLOCK 15 PRAIRIE GREEN ADDNLOT 1 BLOCK 2 (EXCEPT LOT H1) PRAIRIE GREEN ADDNLOT 12 BLOCK 3 PRAIRIE GREEN ADDNLOT 16 BLOCK 3 PRAIRIE GREEN ADDNTRACT B LOT 1 (EXCEPT H1) BLOCK 3 PRAIRIE GREEN ADDNLOT 22 BLOCK 7 PRAIRIE GREEN ADDNLOT 3 BLOCK 7 PRAIRIE GREEN ADDNLOT 5 BLOCK 7 PRAIRIE GREEN ADDNLOT 7 BLOCK 7 PRAIRIE GREEN ADDNLOT 21C BLOCK 8 PRAIRIE GREEN ADDNLOT 4 BLOCK 9 PRAIRIE GREEN ADDNLOT 1 BLOCK 20 PRAIRIE GREEN ADDN, THE FAIRWAYS ATLOT 14 BLOCK 20 PRAIRIE GREEN ADDN, THE FAIRWAYS ATLOT 2 BLOCK 20 PRAIRIE GREEN ADDN, THE FAIRWAYS ATLOT 21 BLOCK 20 PRAIRIE GREEN ADDN, THE FAIRWAYS ATLOT 15 BLOCK 11 PRAIRIE GREEN ADDN, THE GREENS ATLOT 8 BLOCK 17 PRAIRIE GREEN ADDN, THE LAKES ATLOT 16 BLOCK 1 PRAIRIE HILLS ADDNLOT 17 BLOCK 1 PRAIRIE HILLS ADDNLOT 36 BLOCK 1 PRAIRIE MEADOWS 2ND ADDNLOT 56 BLOCK 1 PRAIRIE MEADOWS 2ND ADDNLOT 20 BLOCK 10 PRAIRIE MEADOWS 2ND ADDNLOT 1 BLOCK 8 PRAIRIE MEADOWS 2ND ADDNLOT 2A

BLOCK 8 PRAIRIE MEADOWS 2ND ADDNTRACTS A & B PRAIRIE MEADOWS
ADDNLOT 27 BLOCK 1 PRAIRIE TREE ADDNLOT 9 BLOCK 1 PRAIRIE TREE
ADDNLOT 1 BLOCK 12 PRAIRIE TREE ADDNLOT 7A BLOCK 12 PRAIRIE TREE
ADDNUNIT 101 EBERTS CONDOS LOT 11B & 12A BLOCK 12 PRAIRIE TREE
ADDNLOT 10 BLOCK 13 PRAIRIE TREE ADDNLOT 11 BLOCK 13 PRAIRIE TREE
ADDNLOT 16 BLOCK 13 PRAIRIE TREE ADDNLOT 1 BLOCK 14 PRAIRIE TREE
ADDNLOT 12 BLOCK 14 PRAIRIE TREE ADDNLOT 1 BLOCK 2 PRAIRIE TREE
ADDNLOT 4 BLOCK 2 PRAIRIE TREE ADDNLOT 5 BLOCK 2 PRAIRIE TREE
ADDNLOT 6 BLOCK 2 PRAIRIE TREE ADDNLOT 1B BLOCK 3 PRAIRIE TREE
ADDNTRACT B LOT 8A BLOCK 3 PRAIRIE TREE ADDNLOT 1A BLOCK 5 PRAIRIE
TREE ADDNLOT 1A BLOCK 6 PRAIRIE TREE ADDNLOT 5 BLOCK 6 PRAIRIE TREE
ADDNLOT 5 BLOCK 7 PRAIRIE TREE ADDNLOTS 6 & 7 BLOCK 7 PRAIRIE
TREE ADDNLOT 2 BLOCK 8 PRAIRIE TREE ADDNTRACT A LOT 1A BLOCK 9
PRAIRIE TREE ADDNLOT 13 BLOCK 3 PRAIRIE VISTA EST ADDNLOT 11 BLOCK 2
QUAIL CREST ADDNLOT 1A BLOCK 3 QUAIL CREST ADDNLOT 2A BLOCK 2 SWIFT'S
1ST ADDNLOT 1 TIERNEY THOMS ADDNLOT 7A TIERNEY THOMS ADDNLOT 7C
TIERNEY THOMS ADDNLOT 3 BLOCK 8 TWIN EAGLE ESTATES ADDNLOT 6 BLOCK 8
TWIN EAGLE ESTATES ADDNLOT G VILLAGE AT HEATHER RIDGE ADDN]

Section 2. The owners of the above-described lots and parcels of land have been notified to repair the sidewalk at their own cost in front of and abutting upon said lots and parcels of land in accordance with the provisions of the Ordinances of the City of Sioux Falls, and specifications therefore as filed in the Office of the City Engineer.

Because the sidewalks were not repaired by the owners or occupants of said lots or parcels of land within the time specified, the City of Sioux Falls will cause the same to be repaired and the cost thereof assessed upon the abutting lots or parcels of land.

The cost and expense of the above-listed improvements shall be levied by special assessment upon the above-described property in accordance with SDCL Chapter 9-43.

Section 3. Notice. The City may waive or reduce special assessments levied against owner-occupied single-family dwellings where the head of the household is 65 years of age or older, or is disabled or where the annual household income is less than \$10,000. In order to qualify and be eligible for the waiving or reduction of such special assessments, you must make application on forms provided at the City of Sioux Falls Community Development, Carnegie Town Hall, 235 W. 10th St., or call 367-7125, prior to the date of the 'Final Levy of the Assessment Roll' before the Sioux Falls City Council. Failure to make proper written application prior to this date will disqualify you from being eligible for waiving or reduction of the special assessment.

Section 4. The assessment may be paid in five equal annual installments. If not paid within 30days after the assessment roll has been filed in the City Accounting Office, the assessment or any installment shall be collected with interest in accordance with the procedure provided by SDCL9-43-31 through 9-43-41.

Interest on such assessment or installment will be charged and collected in accordance with the law. The rate to be charged will be set by the City Council in the year of assessment.

Section 5. The estimated cost of said sidewalk is as follows:

Remove/Replace 4" SidewalkPer Square Foot\$6.00

Remove/Replace 6" SidewalkPer Square
Foot
\$7.00

Tree Root RemovalPer Each
Location
\$100.00

Engineering
Fee
20%

Section 6. A copy of the resolution will be recorded at the Register of Deeds Office, Lincoln County, SD, as a notice to all potential or actual future landowners, of present or future assessment payments on said property.

A RESOLUTION AMENDING THE 2011-2015 CAPITAL PROGRAM.

17.

Sponsor: Mayor/Public Works

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member Sue Aguilar to adopt said Resolution for Item 17.

Vote to adopt: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, 7. Noes, 0.

Motion Passed.

A RESOLUTION AMENDING THE 2011-2015 CAPITAL PROGRAM.

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

That the 2011-2015 Capital Program be amended as follows:

Public Works-Sanitary Landfill

Amend the Other Capital Expenditures Program by adding a waste grinder in 2011. The estimated cost is \$565,000 and will not require an increase in appropriations as it will be funded by landfill user fees.

Amend the Other Capital Expenditures Program by adding a front-end loader bucket in 2011. The estimated cost is \$15,000 and will not require an increase in appropriations as it will be funded by landfill user fees.

Amend the Other Capital Expenditures Program by adding a sandbag machine in 2011. The estimated cost is \$24,800 and will not require an increase in appropriations as it will be funded by landfill user fees.

Public Works-Fleet

Amend the Other Capital Expenditures Program by adding a TechCrete machine in 2011. The estimated cost is \$50,000 and will not require an increase in appropriations as it will be funded by user fees within the Fleet Revolving Fund.

Public Works-Water Reclamation

Amend the Capital Improvements Program by adding a new project, Sioux River South Interceptor Improvements, in 2011. The estimated cost is \$2,000,000 for

design/inspection and \$12,000,000 for construction, totaling \$14,000,000. This project will not require an increase in appropriations and will be funded by State Revolving Loan Funds.

Public Works-Storm Drainage

Amend Capital Improvements Project No.214072, Non-Point Source Bank Stabilization, by increasing funding in 2011. The estimated cost is \$100,000 for design/inspection, \$50,000 for geotechnical testing, and \$562,000 for construction, totaling \$712,000. This project will require an increase in appropriations and will be funded by State Revolving Loan Funds.

A RESOLUTION APPROVING THE SIOUX FALLS CONVENTION AND VISITORS BUREAU
18. BUSINESS IMPROVEMENT DISTRICT'S BUDGET.

Sponsor: City Council/Entenman and Aguilar

A motion was made by Council Member James Entenman and seconded by Council Member Dean Karsky to adopt said Resolution for Item 18.

Vote to adopt: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, 7. Noes, 0.

Motion Passed.

A RESOLUTION [APPROVING THE SIOUX FALLS CONVENTION AND VISITORS BUREAU BUSINESS IMPROVEMENT DISTRICT'S BUDGET].

WHEREAS, pursuant to Resolution 86-10, the City of Sioux Falls adopted a resolution of intent to establish the Sioux Falls Convention and Visitors Bureau Business Improvement District; and

WHEREAS, in accordance with SDCL Chapter Ch. 9-55 of the South Dakota Codified Laws, the CVB Business Improvement District has imposed an occupational tax of two dollars (\$2.00) per night per rented room for all lodging rooms within the CVB Business Improvement District to market and promote the visitor industry in the city of Sioux Falls and increase the room night sales of lodging facilities within the CVB Business Improvement District;

WHEREAS, the CVB Business Improvement District Board of Directors has developed an annual budget which is subject to City Council approval.

NOW, THEREFORE, BE IT RESOLVED:

That the budget dated January-September 2011, which is attached hereto and made a part of this Resolution, is hereby approved.

ADJOURNMENT

A motion was made by Council Member Vernon Brown and seconded by Council Member Michelle Erpenbach to adjourn at 8:38 p.m.

Vote to adjourn: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, 7. Noes, 0.

Motion Passed.

Tamara Jorgensen, 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) 367-8081 (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 16: CITY COUNCIL MEETINGS AIR LIVE THE FIRST, SECOND, AND THIRD MONDAYS OF EACH MONTH AT 7:00 P.M. THE JOINT CITY COUNCIL/MINNEHAHA COUNTY COMMISSION MEETINGS AIR LIVE THE THIRD MONDAY 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 MEETINGS'S VIDEO ARE POSTED ON THE MEETING MINUTES AND AGENDAS PAGE.

CLOSED CAPTIONING: CITY COUNCIL MEETINGS ARE CLOSE CAPTIONED ON CITYLINK 16.

CITYLINK 16 REBROADCAST: CITY COUNCIL MEETINGS AT 10:00 A.M. ON WEDNESDAYS, 1:00 A.M. ON THURSDAYS, AND 7:00 P.M. ON SATURDAYS. JOINT CITY COUNCIL/MINNEHAHA COUNTY COMMISSION MEETINGS AT 10:00 A.M. ON FIRST FRIDAY AFTER LIVE MEETING AND 1 P.M. ON FIRST SUNDAY AFTER LIVE MEETING.