

City of Sioux Falls Council Meeting

Minutes

Carnegie Town Hall, 235 West 10th Street

MEETING OF Monday, July 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 Rex Rolfing

Council Member Sue Aguilar

Council Member Kenny Anderson Jr.

Council Member Vernon Brown

Council Member James Entenman

Mayor Mike T. Huether

INVOCATION

Deacon John Devlin, St. Katharine Drexel Church

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PLEDGE OF ALLEGIANCE

CONSENT AGENDA ITEMS

APPROVAL OF CONSENT AGENDA

A motion was made by Council Member Sue Aguilar and seconded by Council Member Vernon Brown to approve the Consent Agenda.

Vote to approve: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rex Rolfing, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, 8. Noes, 0.

Motion Passed.

MINUTES

Informational Meeting of Tuesday, July 5, 2011, at 4:00 p.m.

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City Council Meeting of Tuesday, July 5, 2011, at 7:00 p.m.

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#### COMMUNICATIONS

1. A memorandum was received on June 28, 2011, declaring a surplus on a capital item that will be traded in for another asset.

Sponsor: Mayor

#### NOTICE OF HEARINGS

Set a date of hearing for Monday, August 8, 2011, at 7:00 p.m. for Items 2 through 6:

2. A PROPOSED RESOLUTION APPROVING THE SPECIAL ASSESSMENT ROLL FOR SNOW REMOVAL IN VARIOUS AREAS IN THE CITY OF SIOUX FALLS, SOUTH DAKOTA.

Sponsor: Mayor/Finance and Public Parking

3. A PROPOSED RESOLUTION APPROVING THE SPECIAL ASSESSMENT ROLL FOR TREE TRIMMING IN VARIOUS AREAS IN THE CITY OF SIOUX FALLS, SOUTH DAKOTA.

Sponsor: Mayor/Finance and Parks Department

4. A PROPOSED RESOLUTION APPROVING THE SPECIAL ASSESSMENT ROLL FOR LITTER REMOVAL IN VARIOUS AREAS IN THE CITY OF SIOUX FALLS, SOUTH DAKOTA.

Sponsor: Mayor/Finance and Public Works

5. A PROPOSED RESOLUTION APPROVING THE SPECIAL ASSESSMENT ROLL FOR REPAIR OR DEMOLITION OF REAL PROPERTY IN VARIOUS AREAS IN THE CITY OF SIOUX FALLS, SOUTH DAKOTA.

Sponsor: Mayor/Finance and Planning and Building Services

6. A PROPOSED RESOLUTION APPROVING THE SPECIAL ASSESSMENT ROLL FOR THE MOWING OF WEEDS AND GRASSES IN VARIOUS AREAS IN THE CITY OF SIOUX FALLS, SOUTH DAKOTA.

Sponsor: Mayor/Finance and Planning and Building Services

#### REGULAR AGENDA ITEMS

##### APPROVAL OF REGULAR AGENDA

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

Vote to approve: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rex Roling, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, 8. Noes, 0.

Motion Passed.

##### PUBLIC INPUT

There was none.

INTRODUCTION AND ADOPTION OF ORDINANCES

- 2ndReading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD,  
7. AMENDING THE REVISED ORDINANCES OF THE CITY BY AMENDING CHAPTER 2,  
ARTICLE II, OF CITY COUNCIL ORGANIZATION AND PROCEDURE.

Sponsor: City Council/Aguilar and Brown

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member Sue Aguilar to adopt said Ordinance for Item 7.

A motion was made by Council Member Vernon Brown and seconded by Council Member Dean Karsky to amend by striking out the following words in Section 2-23(h): The words "or pass" at the end of the third sentence; and the entire last sentence which reads "A city council member who responds "pass" shall be given an opportunity at the end of the roll call to change his or her vote to "yes", or "no".

Vote to amend: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rex Roling, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, 8. Noes, 0.

Motion Passed.

A motion was made by Council Member Michelle Erpenbach and seconded by Council Member James Entenman to amend by changing the language in the second sentence of Section 2-23(b) to read: "All proposed ordinances and resolutions involving substantive matters of administration shall also be reviewed by the head of the department under whose jurisdiction the administration of the subject matter of the ordinance, resolution, or other document would devolve".

Vote to amend: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rex Roling, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, 8. Noes, 0.

Motion Passed.

Vote to adopt, as amended: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rex Roling, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, 8. Noes, 0.

Motion Passed.

- 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE  
8. REVISED ORDINANCES OF THE CITY BY REVISING THE DUE PROCESS REQUIREMENTS  
FOUND IN ARTICLE VI, ADMINISTRATIVE APPEALS, OF CHAPTER 2.

Sponsor: City Council/Aguilar and Brown

A motion was made by Council Member Michelle Erpenbach and seconded by Council Member Sue Aguilar to adopt said Ordinance for Item 8.

Vote to adopt: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rex Roling, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, 8. Noes, 0.

Motion Passed.

HEARINGS AND RESOLUTIONS

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

Sponsor: Mayor

A motion was made by Council Member Rex Rolwing and seconded by Council Member James Entenman to adopt said Resolution for Item 9.

Vote to adopt: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rex Rolwing, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, 8. Noes, 0.

Motion Passed.

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
Michael Crane	Parks and Recreation Board	Reappointed for a term from June 2011 to May 2016.
Jake Anderson	Solid Waste Planning Board	Reappointed for a term from June 2011 to June 2014.
Norman Dittman	Solid Waste Planning Board	Appointed for a term from June 2011 to June 2014 (to replace Craig Ellerbroek).
Ken Allender	Solid Waste Planning Board	Appointed for a term from June 2011 to June 2014 (to replace April Schave).
Dennis Weeldreyer	Solid Waste Planning Board	Appointed for a term from June 2011 to June 2014 (to replace Dale Long, Lincoln County Commissioner).

10. A RESOLUTION ADVISING AND GIVING CONSENT TO THE APPOINTMENT OF MARY JOHNS EFFECTIVE AUGUST 15, 2011.

Sponsor: Mayor/Human Resources

A motion was made by Council Member Sue Aguilar and seconded by Council Member Kenny Anderson Jr. to adopt said Resolution for Item 10.

Vote to adopt: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rex Rolwing, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, 8. Noes, 0.

Motion Passed.

A RESOLUTION ADVISING AND GIVING CONSENT TO THE APPOINTMENT OF MARY JOHNS EFFECTIVE AUGUST 15, 2011.

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

That it gives its advice and consent to the following mayoral appointment:

Mary Johns, Director of Siouxland Libraries

11. A RESOLUTION AUTHORIZING SUBMISSION OF AN INDUSTRIAL PARK GRANT FOR CONSTRUCTION OF N. BAHNSON AVE.

Sponsor: Mayor/Community Development

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member James Entenman to adopt said Resolution for Item 11.

Vote to adopt: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rex Roling, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, 8. Noes, 0.

Motion Passed.

A RESOLUTION AUTHORIZING SUBMISSION OF AN INDUSTRIAL PARK GRANT FOR CONSTRUCTION OF N. BAHNSON AVE.

WHEREAS, the City of Sioux Falls desires assistance from the S.D. Department of Transportation Industrial Park Road Grant Program for the purpose of constructing N. Bahnson Ave. from E. Benson Rd. to E. 60th St. N.; and

WHEREAS, the City hereby commits to the continued maintenance of the street; and

WHEREAS, the City acknowledges it would be responsible for the engineering costs and the local match for the project; and

WHEREAS, the City acknowledges its responsibility to secure rights-of-way or easements for construction;

NOW, THEREFORE, BE IT RESOLVED, that the City Council hereby authorizes the filing of a grant application, including all understandings and assurances contained therein, for the Industrial Park Road Grant, and hereby authorizes the Mayor to act in connection with the application and to provide such additional information as may be required.

ADJOURNMENT

A motion was made by Council Member Vernon Brown and seconded by Council Member Dean Karsky to adjourn the meeting at 7:25 p.m.

Vote to adjourn: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rex Roling, Sue Aguilar, Kenny Anderson Jr., Vernon Brown, James Entenman, 8. 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.