

City of Sioux Falls Council Meeting

Minutes

Carnegie Town Hall, 235 West 10th Street

MEETING OF Monday, January 9, 2012, at 7:00 PM

ROLL CALL

MEMBERS PRESENT/ABSENT OFFICIAL AGENDA

PRESENT

ABSENT

Council Member Kenny Anderson Jr.

Council Member Vernon Brown

Council Member James Entenman

Council Member Michelle Erpenbach

Council Member Greg Jamison

Council Member Dean Karsky

Council Member Rex Rolfing

Council Member Sue Aguilar

Mayor Mike T. Huether

INVOCATION

Pastor Kathy Timpany, First Congregational Church

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PLEDGE OF ALLEGIANCE

CONSENT AGENDA ITEMS

APPROVAL OF CONSENT AGENDA

A motion was made by Council Member Michelle Erpenbach and seconded by Council Member Greg Jamison to approve the Consent Agenda.

A motion was made by Council Member Sue Aguilar and seconded by Council Member Michelle Erpenbach to amend the Consent Agenda by removing the Fiscal Committee Meeting of Tuesday, January 3, 2012, at 5:35 p.m., from the minutes.

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

Motion Passed.

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

Motion Passed.

#### MINUTES

Informational Meeting of Tuesday, January 3, 2012, at 4:00 p.m.

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City Council Meeting of Tuesday, January 3, 2012, at 7:00 p.m.

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#### COMMUNICATIONS

- Report of Request for Quotes for Fuel dated: December 23, 2011; Unleaded
1. Ethanol; 8,500 gallons; CHS, Inc. (\$2.809); Harms Oil (\$2.944); Howes Oil (\$2.8835); Olson Oil, no bid. Bid awarded to: CHS, Inc.

Sponsor: Mayor/Fleet

- Report of Request for Quotes for Fuel dated: December 27, 2011; #1 & #2 Dyed Diesel Fuel; 7,500 gallons (3,750 gallons each #1 & #2); Howes Oil
2. (#1 - \$3.2750/#2 - \$2.9775); Harms Oil (#1 - \$3.2950/#2 - \$2.9950); CHS, Inc. (#1 - \$3.3210/#2 - \$3.0240); Olson Oil (#1 - \$3.5400/#2 - \$3.1300); Midwest Oil, no bid. Bid awarded to: Howes Oil.

Sponsor: Mayor/Fleet

- Report of Request for Quotes for Fuel dated: December 27, 2011; Winter Mix 50/50 #1 & #2 Dyed Diesel; 250 gallons; Midway Service (1,148.00); Howes Oil (1,161.65); Midwest Oil (1,225.00). Bid awarded to: Midway Service.
- 3.

Sponsor: Mayor/Parks and Recreation

- Report of Request for Quotes for Fuel dated: January 4, 2012; Unleaded Ethanol; 8,500 gallons; Howes Oil (\$2.8820); Harms Oil (\$2.9091); CHS, Inc. (\$2.9140); Olson Oil, no bid. Bid awarded to: Howes Oil.
- 4.

Sponsor: Mayor/Fleet

5. A memorandum dated December 30, 2011, declaring surplus a capital item that will be traded in for another asset.

Sponsor: Mayor/Finance

6. A memorandum dated December 30, 2011, declaring surplus capital items that were demolished as part of infrastructure upgrades.

Sponsor: Mayor/Finance

7. Notice of Change Orders on January 4, 2012 memo.

Sponsor: Mayor/Finance

8. Approval of Contracts/Agreements on January 4, 2012 memo.

Sponsor: Mayor/Finance

- A communication was received from the Fellowship of Christian Sportsmen Plus stating their intent to sell raffle tickets from January 15, 2012 to March 31, 2012, for a Mathews Compound Bow (approximate value \$850.00). Tickets will be sold for \$10.00 each. The proceeds will be used to fund the Wild Game Feed and Expo on February 25, 2012.
- 9.

Sponsor: SDCL 22-25-25

- A communication was received from Bruce and Marilyn Olson requesting permission to consume, but not sell, wine/beer at The Old Courthouse Museum, 200 West 6th Street, on Saturday, May 26, 2012, from 5:00 p.m.-11:00 p.m., for a wedding reception.
- 10.

Sponsor: SDCL 35-1-5.3

#### REGULAR AGENDA ITEMS

#### APPROVAL OF REGULAR AGENDA

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

A motion was made by Council Member Michelle Erpenbach and seconded by Council Member Sue Aguilar to amend the Regular Agenda by removing Item 14 at the request of the petitioner.

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

Motion Passed.

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

Motion Passed.

#### PUBLIC INPUT

I.L. Wiedermann discussed procedures for public input, Events Center bonding, and the Charter Revision Committee.

Tim Stanga spoke about bidding process transparency.

Andy Traub spoke about the Charter Revision Commission and the right to free speech.

#### INTRODUCTION AND ADOPTION OF ORDINANCES

- 2ndReading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD,  
11. AMENDING THE REVISED ORDINANCES OF THE CITY BY REVISING CHAPTER 2, ADMINISTRATION, TO CHANGE THE DAY WHEN COUNCIL MEETINGS ARE HELD AND OTHER COUNCIL PROCEDURES.

Sponsor: City Council/Aguilar and Entenman

A motion was made by Council Member Michelle Erpenbach and seconded by Council

Member Sue Aguilar to defer to the City Council Meeting of Monday, May 7, 2012.

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

Motion Passed.

2ndReading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD,  
12. AMENDING CHAPTER 18, "GARBAGE AND RECYCLING," BY AMENDING RATES FOR USE OF THE SANITARY LANDFILL AND ADDING A WAIVER PROVISION FOR LANDFILL FEES.

Sponsor: Mayor/Public Works

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member James Entenman to adopt said Ordinance 5-12 for Item 12.

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

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, January 17, 2012, at 7:00 p.m. for Item 13:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, DECLARING  
13. CERTAIN REAL PROPERTIES OF THE CITY SURPLUS AND AUTHORIZING THE DISPOSITION THEREOF.

Sponsor: Mayor/Public Works

A motion was made by Council Member Rex Roling to withdraw Item 13.

Council Member Rex Roling withdrew his motion.

A motion was made by Council Member Rex Roling and seconded by Council Member Sue Aguilar to lay on the table Item 13.

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

Motion Passed.

Councilor Jim Entenman thanked citizens for serving on volunteer boards.

Mayor Mike Huether passed the gavel to Council Chair Sue Aguilar. He then explained the selection process for volunteer boards.

#### NOTICE OF HEARINGS FOR STREET VACATIONS

Set a hearing date for Monday, February 13, 2012, at 7:00 p.m. for Item 14:

A PROPOSED RESOLUTION VACATING THE PUBLIC RIGHT-OF-WAY ON N. NATIONAL AV  
E. FROM  
14. E. 54TH ST. N. TO THE SOUTH PROPERTY LINE OF TRACT 16 RALPH'S TRACTS AND  
E.  
52ND ST. N. FROM THE WEST PROPERTY LINE OF TRACT 16 RALPH'S TRACTS TO N.

JESSICA AVE.

Sponsor: Mayor/Public Works

Item was removed.

ADJOURNMENT

A motion was made by Council Member Michelle Erpenbach and seconded by Council Member Kenny Anderson Jr. to adjourn at 7:34 p.m.

Vote to adjourn: Roll Call: Yeses, Kenny Anderson Jr., James Entenman, Michelle Erpenbach, Greg Jamison, Rex Roling, Sue Aguilar, 6. Noes, Vernon Brown, Dean Karsky, 2.

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 16: INFORMATIONAL MEETINGS AIR LIVE THE FIRST, SECOND, THIRD, AND LAST MONDAYS OF EACH MONTH AT 4:00 P.M. COUNCIL COMMITTEE MEETINGS AIR LIVE THE FIRST, SECOND, AND LAST MONDAYS OF EACH MONTH IMMEDIATELY FOLLOWING THE INFORMATIONAL MEETING. 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 5:30 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: INFORMATIONAL MEETINGS AT 9:00 A.M. ON WEDNESDAYS, 1:30 A.M ON THURSDAYS, AND 6:00 P.M. ON SATURDAYS. COUNCIL COMMITTEE MEETINGS AT 8:00 A.M. ON WEDNESDAYS, 12:30 A.M. ON THURSDAYS, AND 5:00 P.M. ON SATURDAYS. CITY COUNCIL MEETINGS AT 10:00 A.M. ON WEDNESDAYS, 2:30 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 1:00 P.M. ON FIRST SUNDAY AFTER LIVE MEETING.