

City of Sioux Falls Council Meeting

Minutes

Carnegie Town Hall, 235 West 10th Street

MEETING OF Tuesday, April 14, 2015, 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 Rick Kiley

Council Member Rex Rolfing

Council Member Kermit L. Staggers

Council Member Kenny Anderson Jr.

Council Member Christine M. Erickson

Mayor Mike T. Huether

INVOCATION

Senior Pastor Brett Best, Emmanuel Baptist Church

*

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

Congenital Diaphragmatic Hernia Action Day - April 19, 2015

*

National Volunteer Week - April 12-18, 2015

*

Purple Up! for Military Kids Day - April 15, 2015

*

CONSENT AGENDA ITEMS

APPROVAL OF CONSENT AGENDA

A motion was made by Council Member Greg Jamison and seconded by Council Member

Dean Karsky 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: Fire, Fire Employees Fitness Assessments, Options to extend the contract, Sanford Health.

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

Motion Passed.

MINUTES

Informational Meeting of Tuesday, April 7, 2015, at 4:00 p.m.

*

Regular City Council Meeting of Tuesday, April 7, 2015, at 7:00 p.m.

*

COMMUNICATIONS

1. Approval of contracts/agreements on the April 9, 2015 memo.

A motion was made by Council Member Michelle Erpenbach and seconded by Council Member Rick Kiley to approve Fire, Fire Employees Fitness Assessments, Options to extend the contract, Sanford Health.

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

Motion Passed.

2. Approval of notice of change orders on the April 9, 2015 memo.

Report of Requests for Quotes for Fuel dated: March 31, 2015; #2 Clear

3. Diesel; 8,500 gallons; Harms Oil (\$1.98); CHS, Inc., Howes Oil, Midwest Oil, and Petroleum Traders Co., all no bid. Bid awarded to: Harms Oil.

A communication was received from Siouxland Heritage Museums requesting

4. permission to consume, but not sell, liquor, wine and malt beverage at the Pettigrew Home and Museum, 131 N. Duluth Ave., on Thursday, May 28, 2015, from 6:00 p.m. until 8:00 p.m. for a conference opening reception.

A communication was received from Justin Harnisch requesting permission to

5. consume, but not sell, malt beverages and wine at The Old Courthouse Museum, 200 W. Sixth St., on Saturday, June 20, 2015, 6:00 p.m. until 11:00 p.m., for a wedding reception.

A communication was received from Vilaiphone Phommaracksa requesting

6. permission to consume, but not sell, liquor, beer and wine at the Multi-Cultural Center of Sioux Falls, 515 N. Main Ave., on Saturday, July 25, 2015, from 7:00 p.m. to 12:00 a.m., for a wedding event.

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:

City of Sioux Falls, Parcel #85513, Lot 10 Block 1 Sanford Sports Complex
7. Addition to Sioux Falls, for 2014 property taxes in the amount of \$232.36.
The City of Sioux Falls purchased the property on July 17, 2014.

Frisbees Inc., 4101 S. Minnesota Ave., for 2014 property taxes in the amount
8. of \$12,057.69. Due to an error in improvement value when properties were
combined.

Items 9-20: The amount requested is the difference between the elderly
freeze and the non-elderly freeze.

9. Marjorie L. Buller, 601 E. 18th St., for 2014 property taxes in the amount
of \$595.32.

10. Florence E. Goertz, 5801 W. 27th St., for 2014 property taxes in the amount
of \$1,230.03.

11. Donald V. Jensen, 1100 S. Sycamore Ave., for 2014 property taxes in the
amount of \$815.36.

12. Beverly A. Kaufman, 4605 S. Oxbow Ave., #203, for 2014 property taxes in
the amount of \$413.75.

13. Billy D. Klein, 3205 S. Fourth Ave., for 2014 property taxes in the amount
of \$1,198.44.

14. Genevieve Liebsch, 5600 W. Circle Dr., for 2014 property taxes in the
amount of \$1,477.34.

15. George Morrison, 1124 N. Duluth Ave., for 2014 property taxes in the amount
of \$517.06.

16. Marian E. Noordsy, 2905 S. Jefferson Ave., for 2014 property taxes in the
amount of \$1,078.50.

17. John O. Ogle, 1601 S. Spring Ave., for 2014 property taxes in the amount of
\$139.45.

18. Vivian J. Pennock, 4302 S. Townpark Pl., for 2014 property taxes in the
amount of \$401.36.

19. Jeanne A. Simunek, 2712 S. George St., for 2014 property taxes in the
amount of \$749.68.

Barbara Stofferahn, 3116 S. Western Ave., for 2014 property taxes in the
20. amount of \$1,437.64.

REGULAR AGENDA ITEMS

APPROVAL OF REGULAR AGENDA

A motion was made by Council Member Michelle Erpenbach and seconded by Council
Member Rex Roling to approve the Regular Agenda.

Vote to approve: Roll Call: Yeses, Michelle Erpenbach, Greg Jamison, Dean
Karsky, Rick Kiley, Rex Roling, Kermit L. Staggers, Kenny Anderson Jr.,

Christine M. Erickson, 8. Noes, 0.

Motion Passed.

PUBLIC INPUT

There was none.

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

INTRODUCTION AND ADOPTION OF ORDINANCES

2ndReading:AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING
21. THE CODE OF ORDINANCES OF THE CITY BY REVISING Section/Chapter 30.025 CREAT
ION OF AGENCIES,
AUTHORITIES, COMMITTEES, BOARDS, COMMISSIONS, AND DISTRICTS AND Section/Cha
pter 30.026 RULES
FOR BOARDS AND COMMISSIONS.

A motion was made by Council Member Christine M. Erickson and seconded by
Council Member Michelle Erpenbach to adopt said Ordinance No. 36-15.

A motion was made by Council Member Christine M. Erickson and seconded by
Council Member Michelle Erpenbach to amend the ordinance, by amending part (f)
and changing the period to a comma and adding "unless specifically provided by
law".

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

Motion Passed.

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

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, April 21, 2015, at 7:00 p.m.
for Item 22:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SOUTH DAKOTA,
ESTABLISHING THE TAX INCREMENT REVENUES TO BE COLLECTED AND AUTHORIZING THE
22. PAYMENT OF TAX INCREMENT REVENUES TO THE DEVELOPER IN ACCORDANCE WITH THE
DEVELOPMENT AGREEMENT FOR TAX INCREMENTAL DISTRICT NO. SIXTEEN, CITY OF
SIOUX FALLS.

A motion was made by Council Member Rick Kiley and seconded by Council Member
Dean Karsky to set a date of hearing and 2nd Reading for Tuesday, April 21,
2015, at 7:00 p.m.

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

Motion Passed.

HEARINGS AND RESOLUTIONS

A RESOLUTION OF THE CITY OF SIOUX FALLS, SD, AUTHORIZING THE MAYOR TO ENTER
23. INTO AN AGREEMENT BETWEEN THE WILDLAND FIRE DIVISION OF THE SOUTH DAKOTA
DEPARTMENT OF AGRICULTURE AND THE CITY OF SIOUX FALLS FOR COOPERATIVE
EFFORTS IN FIRE PREVENTION AND SUPPRESSION EFFORTS AND NONFIRE ASSISTANCE.

A motion was made by Council Member Michelle Erpenbach and seconded by Council
Member Rick Kiley to adopt said Resolution No. 26-15.

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

Motion Passed.

RESOLUTION NO. 26-15

A RESOLUTION OF THE CITY OF SIOUX FALLS, SD, AUTHORIZING THE MAYOR TO ENTER
INTO AN AGREEMENT BETWEEN THE WILDLAND FIRE DIVISION OF THE SOUTH DAKOTA
DEPARTMENT OF AGRICULTURE AND THE CITY OF SIOUX FALLS FOR COOPERATIVE EFFORTS
IN FIRE PREVENTION AND SUPPRESSION EFFORTS AND NONFIRE ASSISTANCE.

WHEREAS, [the City of Sioux Falls desires to enter into a cooperative agreement
with the State of South Dakota for fire prevention and suppression efforts and
nonfire assistance.]

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

That pursuant to SDCL 1-24-3, the City of Sioux Falls approves the document
entitled "State of South Dakota Wildland Fire Agreement" between the City of
Sioux Falls and the Wildland Fire Division of the South Dakota Department of
Agriculture, which is attached hereto and made a part of this Resolution.

The Mayor is authorized to sign such Agreement after it is ratified and
executed by the State of South Dakota.

Date adopted: 04/14/15 .

Mike T. Huether

Mayor

ATTEST:

Lorie Hogstad

City Clerk

NEW BUSINESS

Mayor Mike Huether reiterated Senior Pastor Brett Best's comments
regarding a recent house fire in Brandon, which resulted in the death
of the homeowner and a volunteer fire fighter. He offered prayers to
all involved.

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
Kenny Anderson Jr. to adjourn at 7:33 p.m.

Mayor Mike 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.

AS YOUR ELECTED REPRESENTATIVES, THE CITY COUNCIL VALUES YOUR INPUT AND FEEDBACK. HOWEVER, THE SOUTH DAKOTA SUPREME COURT HAS RULED THAT CITY COUNCILORS MAY NOT ENGAGE IN PRIVATE COMMUNICATIONS WITH PERSONS WHEN THE CITY COUNCIL WILL ACT AS A DECISION-MAKER ON AN UPCOMING MATTER INVOLVING A LICENSE OR A PERMIT. IN THOSE INSTANCES, PERSONS ARE ENCOURAGED TO PROVIDE WRITTEN COMMENTS TO THE ENTIRE CITY COUNCIL OR TO PROVIDE ORAL COMMENT AT THE PUBLIC MEETING ON THAT MATTER WHEN IT IS CONSIDERED BY THE ENTIRE CITY COUNCIL. THOSE WHO PROVIDE COMMENTS SHOULD UNDERSTAND THAT THEIR COMMENTS WILL 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 4:00 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.