

City of Sioux Falls Council Meeting

Minutes

Carnegie Town Hall, 235 West 10th Street

MEETING OF Tuesday, January 12, 2016, at 7 PM

ROLL CALL

MEMBERS PRESENT/ABSENT OFFICIAL AGENDA

PRESENT

ABSENT

Council Member Christine M. Erickson

Council Member Michelle Erpenbach

Council Member Greg Jamison

Council Member Dean Karsky

Council Member Rick Kiley

Council Member Rex Roling

Council Member Kermit L. Staggers

Council Member Kenny Anderson Jr.

Mayor Mike T. Huether

INVOCATION

Pastor Phill Tague, The Ransom Church

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PLEDGE OF ALLEGIANCE

PROCLAMATIONS

Dr. King Celebration Week - January 12-18, 2016

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CONSENT AGENDA ITEMS

APPROVAL OF CONSENT AGENDA

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

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

Motion Passed.

MINUTES

Informational Meeting of Tuesday, January 5, 2016, at 4 p.m.

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Regular City Council Meeting of Tuesday, January 5, 2016, at 7 p.m.

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COMMUNICATIONS

1. Approval of contracts/agreements on the January 7, 2016, memo.

2. Approval of the notice of change orders on the January 7, 2016, memo.

Report of Requests for Quotes for Fuel dated: December 31, 2015; #1 & #2 Dyed Diesel; 7,500 Gallons (3,750 Gallons each); Howes Oil (\$1.3865 #1 DM & \$1.1485 #2 DM); CHS, Inc. (\$1.3999 #1 DM & \$1.1689 #2 DM); Cole's Petroleum (\$1.4200 #1 DM & \$1.1700 #2 DM); Harms Oil (\$1.4772 #1 DM & \$1.2272 #2 DM); Midwest Oil, Olson Oil and Stern Oil, all no bid. Bid awarded to: Howes Oil.

Report of Requests for Quotes for Fuel dated: January 4, 2016; E-10 Unleaded
4. Ethanol/87 Octane; 8,500 gallons; Harms Oil (\$1.4962); Cole's Petroleum (\$1.5132); CHS, Inc. (\$1.5134); Stern Oil (\$1.5327); Howe's Oil and Olson Oil, both no bid. Bid awarded to: Harms Oil.

Report of Requests for Quotes for Fuel dated: January 5, 2016; Unleaded
5. Ethanol; 643 Gallons; Midway Service (\$1.7080); Howes Oil (\$1.7550); and Stern Oil (\$1.6127). Bid awarded to: Midway Service.

Report of Requests for Quotes for Fuel dated: January 5, 2016; Clear Diesel
6. #1; 630 Gallons; Midway Service (\$1.7130); Howes Oil (\$1.7075); and Stern Oil (\$1.8150). Bid awarded to: Midway Service.

Report of Requests for Quotes for Fuel dated: January 5, 2016; Clear Diesel
7. #2; 630 Gallons; Midway Service (\$1.4980); Howes Oil (\$1.4975); and Stern Oil (\$1.5283). Bid awarded to: Midway Service.

A communication was received from Heather Clause and Richard Judd requesting
8. permission to consume, but not sell, beer, liquor, and wine at the Old Courthouse Museum, 200 W. Sixth St., on Saturday, May 16, 2016, for a wedding reception.

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.

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

Motion Passed.

PUBLIC INPUT

Josh Keiser expressed his concerns and suggestions, regarding blocked fire

hydrants.

Mark Blackburn spoke about a panel discussion being held on Friday night, at Augustana University, regarding Martin Luther King Jr.'s dream.

HEARINGS AND RESOLUTIONS

A RESOLUTION VACATING THE N 17' OF THE W. 6TH ST. RIGHT-OF-WAY FROM THE EAST 9. RIGHT-OF-WAY LINE OF N. HELEN AVE. TO 10' WEST OF THE WEST RIGHT-OF-WAY LINE OF N. KIWANIS AVE. AS SHOWN ON THE EXHIBIT.

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member Rex Roling to adopt said Resolution No. 2-16.

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

Motion Passed.

RESOLUTION NO. 2-16

A RESOLUTION VACATING THE N 17' OF THE W. 6TH ST. RIGHT-OF-WAY FROM THE EAST RIGHT-OF-WAY LINE OF N. HELEN AVE. TO 10' WEST OF THE WEST RIGHT-OF-WAY LINE OF N. KIWANIS AVE. AS SHOWN ON THE EXHIBIT.

WHEREAS, a petition of the owners of:

Tracts 1, 2, 3, and 4 of Thomas-Jensen Subdivision of Lot 1 in S1/4 SE1/4 NW1/4 of Section 18-101-49, Minnehaha County, SD

Lot 2 of the N 115' of the S1/4 SE1/4 NW1/4 of Section 18-101-49, Minnehaha County, SD, except the N 10' thereof

WHEREAS, the hearing was held on January 12, 2016, 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 hereto was voiced. Said property, as shown upon the plats attached to and made a part of said petition, has not been used as a street or ally in the past 20 years and no longer serves a useful purpose.

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

That the N 17' of the W. 6th St. right-of-way from the east right-of-way line of N. Helen Ave. to 10' west of the west right-of-way line of N. Kiwanis Ave. as shown on the Exhibit, be and the same hereby is declared vacated, and subject to an easement reserved by the City of Sioux Falls in, over, and upon such vacated property as shown on the Exhibit for drainage, sewer, water and gas mains, electric, telephone lines, cable TV, and all public utility uses required or authorized by the City of Sioux Falls, and that the City Clerk shall cause to be filed with the Register of Deeds, Minnehaha County, SD, a duly certified transcript of this resolution.

Date adopted: 1/12/16 .

Mike T. Huether

Mayor

ATTEST:

Lorie Hogstad

City Clerk

10. A RESOLUTION APPROVING THE 2016 AUDIT PLAN.

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member Rex Roling to adopt said Resolution No. 3-16.

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

Motion Passed.

RESOLUTION NO. 3-16

A RESOLUTION [APPROVING THE 2016 AUDIT PLAN].

WHEREAS, [the Audit Committee shall develop and submit to the City Council for approval an annual audit plan pursuant to Ordinance No. 120-05]; and

WHEREAS, [the Audit Committee has developed and approved such a plan for 2016];

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

That [the document attached to and part of this resolution entitled 2016 Audit Plan, City of Sioux Falls is hereby approved.That the Internal Audit Manager is authorized to carry out the audits and other projects as described in the 2016 Audit Plan].

Date adopted: 1/12/16 .

Mike T. Huether

Mayor

ATTEST:

Lorie Hogstad

City Clerk

11. A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT BETWEEN THE CITY OF SIOUX FALLS AND STELLAR LIMOUSINE, LLC.

A motion was made by Council Member Rex Roling and seconded by Council Member Rick Kiley to adopt said Resolution No. 4-16.

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

Motion Passed.

RESOLUTION NO. 4-16

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT BETWEEN THE CITY OF SIOUX FALLS AND STELLAR LIMOUSINE, LLC.

WHEREAS, the City of Sioux Falls and Stellar Limousine, LLC desire to enter into a private transportation provider agreement for operation and lease of City-owned trolleys;

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

That the document attached to and part of this resolution entitled, "Private Transportation Provider Agreement for Operation and Lease of Trolleys" is hereby approved.

That the Mayor is authorized to sign such agreement.

Date adopted: 01/12/16 .

Mike T. Huether

Mayor

ATTEST:

Lorie Hogstad

City Clerk

REPORT OF OFFICERS/BOARDS/COMMITTEES/TRANSFERS OF UNENCUMBERED APPROPRIATION BALANCES AMONG PROGRAMS WITHIN A DEPARTMENT OR ORGANIZATIONAL UNIT AS PROVIDED IN THE SIOUX FALLS CITY CHARTER SECTION 5.07(d)

12. REPORT OF THE JANUARY 7, 2016, NOTICE OF TRANSFER OF APPROPRIATIONS WITHIN MAJOR ORGANIZATIONAL UNITS.

ADJOURNMENT

A motion was made by Council Member Rex Roling and seconded by Council Member Kenny Anderson Jr. to adjourn at 7:27 p.m.

Mayor Mike Huether called for a voice vote. All members voted yes.

Motion Passed.

Denise D. Tucker, MMC

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. 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. 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 A.M. ON THURSDAYS, AND 6 P.M. ON SATURDAYS. COUNCIL COMMITTEE MEETINGS AT 12:30 A.M. AND 8 A.M. ON THURSDAYS, AND 5 P.M. ON SATURDAYS. CITY COUNCIL MEETINGS AT 2:30 AM AND 10 A.M. ON THURSDAYS, AND 7 P.M. ON SATURDAYS. JOINT CITY COUNCIL/MINNEHAHA COUNTY COMMISSION MEETINGS AT 8 A.M. ON FIRST FRIDAY AFTER LIVE MEETING AND 1 P.M. ON FIRST SUNDAY AFTER LIVE MEETING.