

City of Sioux Falls Council Meeting

Minutes

Carnegie Town Hall, 235 West 10th Street

MEETING OF Tuesday, March 15, 2016, at 7 PM

ROLL CALL

MEMBERS PRESENT/ABSENT OFFICIAL AGENDA

PRESENT ABSENT

Council Member Kenny Anderson Jr.

Council Member Christine M. Erickson

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

Mayor Mike T. Huether

INVOCATION

Dr. Ron Tottingham, Empire Baptist Temple

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PLEDGE OF ALLEGIANCE

PROCLAMATIONS

Social Work Month -- March 2016

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CONSENT AGENDA ITEMS

APPROVAL OF CONSENT AGENDA

A motion was made by Council Member Michelle Erpenbach and seconded by Council Member Christine M. Erickson to approve the Consent Agenda.

A request was made by Council Member Kenny Anderson Jr. to move the following item from Item 1 to the Regular Agenda for discussion purposes: Transit; Transportation Services for Persons with Disabilities; Vendor River Cities Transit; \$17.30 per trip.

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

Motion Passed.

MINUTES

Informational Meeting of Tuesday, March 8, 2016, at 4 p.m.

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City Council Meeting of Tuesday, March 8, 2016, at 7 p.m.

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COMMUNICATIONS

1. Approval of contracts/agreements on the March 10, 2016, memo.

A motion was made by Council Member Kenny Anderson Jr. and seconded by Councilor Roling to approve Transit; Transportation Services for Persons with Disabilities; Vendor River Cities Transit; \$17.30 per trip.

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

Motion Passed.

2. A memorandum dated February 29, 2016, declaring surplus property.

3. Appoint 67 Precinct Superintendents and 148 Precinct Deputies for the April 12, 2016, City of Sioux Falls Municipal/School Board Election.

Report of Requests for Quotes for Fuel dated: March 1, 2016; Unleaded

4. Ethanol; 618 gallons; Howes Oil (\$1.7625); Midway Service, Stern Oil, and Cole's Petroleum, all no bid. Bid awarded to: Howes Oil.

Report of Requests for Quotes for Fuel dated: March 1, 2016; Clear Diesel #1;

5. 532 gallons; Howes Oil (\$1.6150); Midway Service, Stern Oil, and Cole's Petroleum, all no bid. Bid awarded to: Howes Oil.

Report of Requests for Quotes for Fuel dated: March 1, 2016; Clear Diesel #2;

6. 532 gallons; Howes Oil (\$1.5510); Midway Service, Stern Oil, and Cole's Petroleum, all no bid. Bid awarded to: Howes Oil.

Report of Requests for Quotes for Fuel dated: March 2, 2016; #1 & #2 Dyed Diesel Fuel; 7,500 gallons (2,000 gallons #1 & 5,500 gallons #2); Stern Oil

7. (\$1.2250 #1 DM & \$1.1644 #2 DM); Harms Oil (\$1.2425 #1 DM & \$1.1925 #2 DM); Cole's Petroleum (\$1.2782 #1 DM & \$1.2002 #2 DM); Howes Oil (\$1.2615 #1 DM & \$1.2080 #2 DM); CHS, Inc., Midwest Oil, Midway Service (Vollan), and Olson Oil, all no bid. Bid awarded to: Stern Oil.

Report of Requests for Quotes for Fuel dated: March 3, 2016; Unleaded Ethanol & E-85; 8,500 gallons (7,500 gallons Unleaded & 1,000 gallons E-85);

8. Cole's Petroleum (\$1.4660 Unleaded & \$1.2480 E-85); Howes Oil (\$1.4770 Unleaded & \$1.2599 E-85); Stern Oil (\$1.4909 Unleaded & \$1.3623 E-85); CHS, Inc. (\$1.5500 Unleaded & \$1.2900 E-85); Olson Oil, Harms Oil, and Vollan

Oil, all no bid; Bid awarded to: Cole's Petroleum.

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:

Southeastern Development Foundation, 500 N. Western Avenue, Suite 100, for 9. 2015 property taxes in the amount of \$200.49. The house was razed on September 30, 2015.

Messiah New Hope Church, 5001 E. Madison Street, for 2015 property taxes in 10. the amount of \$3,164.48. The daycare operation moved out on May 31, 2015.

Items 11- 19: The amount requested is the difference between the elderly freeze and the non-elderly freeze.

11. Elizabeth D. James, 1208 N. Connor Trail, for 2015 property taxes in the amount of \$288.16.

12. Doris M. Vanderham, 2605 S. Anderson Drive, for 2015 property taxes in the amount of \$902.45.

13. Theresa C. Bigge, 1801 S. Euclid Avenue, for 2015 property taxes in the amount of \$476.59.

14. Inga Hess, 1307 W. 14th Street, for 2015 property taxes in the amount of \$1,043.35.

15. Lenice J. Jensen, 115 N. Lake Avenue, for 2015 property taxes in the amount of \$347.91.

16. Suzanne Knudson, 1709 E. Ponderosa Drive, for 2015 property taxes in the amount of \$41.47.

17. Sharon L. Schraq, 306 N. Cliff Avenue, for 2015 property taxes in the amount of \$15.40.

18. Ava I. Grimshaw, 3608 S. Gateway Boulevard, Apt. 302, for 2015 property taxes in the amount of \$68.10.

19. Sam J. Nastase, 601 S. Bahnson Avenue, for 2015 property taxes in the amount of \$900.06.

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

20. Richard & Arianne Zieske, 7508 S. Chatworth Circle, for 2015 property taxes in the amount of \$3,721.98.

21. David & Debbie Landreth, 5445 S. Salvation Place, for 2015 property taxes in the amount of \$2,954.74.

NOTICE OF HEARINGS

Set a date of hearing for Tuesday, April 5, 2016 for Items 22 through 33:

A PROPOSED RESOLUTION DECLARING THE NECESSITY TO GRADE, GRAVEL, CONSTRUCT CURB AND GUTTER WITH DRIVEWAY APPROACHES, CONSTRUCT SIDEWALK, STORM SEWER, ASPHALT SURFACING, WATER, SANITARY SEWER, AND STREETLIGHTS ON S. BRANDE AVE., AND ASSESSING THE COST TO EACH LOT OR TRACT OF LAND BENEFITING THEREBY.

23. New 2016 Package Liquor License for Aldi Inc., Aldi Foods #20, 2804 South Louise Avenue (CUP not required).

24. New 2016 Package Liquor License for Aldi Inc., Aldi Foods #21, 5105 East Arrowhead Parkway (CUP not required).

25. New 2016 Retail Wine License for BYG-SF, LLC, Backyard Grill, 323 South Phillips Avenue (CUP not required).

Special One-Day Malt Beverage and Special One-Day Wine Licenses for The History Club to be operated at Josiah's Coffeehouse & Caf, 101 South Reid Street, for a fundraiser on April 7, 2016.

Special One-Day Malt Beverage and Special One-Day Wine Licenses for The Country Club of Sioux Falls to be operated at Home Federal Bank, 225 South Main Avenue, for a Chamber Mixer on April 12, 2016.

Special One-Day Malt Beverage License for Sisters of the Presentation of the Blessed Virgin Mary to be operated at Falls Park, 305 East Falls Park Drive, for the Cinco de Mayo Fiesta, on May 7, 2016.

Special One-Day Wine License for the Sioux Falls Area Community Foundation to be operated at Sioux Falls Area Community Foundation, 200 North Cherapa Place, for a Science Fest social on June 10, 2016.

Special One-Day Malt Beverage and Special One-Day Wine Licenses for Osher Lifelong Learning Institute to be operated in the CNA Building Communication Room, 101 South Reid and the 8th & Railroad Shopping Center back dock and patio, 401 East 8th Street, for a Science Happy Hour on June 10, 2016.

Special One-Day Malt Beverage and Special One-Day Wine Licenses for The Center for Equality to be operated at Terrace Park, 1100 West 4th Street, for a Sioux Falls Pride event on June 18, 2016.

Special One-Day Malt Beverage and Special One-Day Wine Licenses for Commemorative Air Force Joe Foss Squadron to be operated at Maverick Air Center, 4201 North Maverick Place, for a Hangar Dance on July 21, 2016.

Special One-Day Wine License for Senior Citizens Services Inc., to be operated at Active Generations, 2300 West 46th Street, for the Gourmet Guys fundraiser, on April 17, 2016.

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, Kenny Anderson Jr., Christine M. Erickson, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Rex Roling, Kermit L. Staggers, 8. Noes, 0.

Motion Passed.

PUBLIC INPUT

Dave Zokaites discussed civil rights and police practices.

Bruce Danielson reminded people of the need to pay attention to citizen rights.

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

UNFINISHED BUSINESS

Transfer of 2015-16 Retail Malt Beverage License, with video lottery
34. terminals, from Suburban Lanes Inc., Players Pub, 2621 South Spring Avenue,
to GL Management LLC, Great Life at Suburban Lanes, 2621 South Spring
Avenue.

New 2015-16 Retail Malt Beverage License for BYG-SF, LLC, Backyard Grill,
35. 323 South Phillips Avenue (CUP not required). Pending final inspections per
Fire and Building Services.

New 2015-16 Retail Malt Beverage License for Kahli's Kuts LLC, Bryant Salon
&
36. Spa, 3101 West 41st Street (CUP not required).

New 2016 Retail Wine License for Kahli's Kuts LLC, Bryant Salon & Spa, 3101
37. West 41st Street (CUP not required).

New 2016 Package Liquor License for Walmart Stores Inc., Walmart, 7821
38. South Minnesota Avenue (CUP not required). Pending final inspections per
Fire and Building Services.

Special One-Day Malt Beverage and Special One-Day Wine Licenses for
39. Augustana University to be operated at the Elmen Center, 2001 South Summit
Avenue, for a fundraiser on April 1, 2016.

Special One-Day Package Off-Sale Wine license for Avera McKennan Foundation
40. to be operated at Avera Prairie Center, 1000 East 23rd Street, for a
fundraiser on April 8, 2016.

Special One-Day Malt Beverage and Special One-Day Wine Licenses for
41. Catering America Inc., to be operated at Sioux Falls State Theatre, 316
South Phillips Avenue, for a retirement social on April 9, 2016.

Special One-Day Liquor License for Ovations Food Services, LP to be
42. operated at Sanford Research Center, 2301 East 60th Street North, for a
dinner on April 13, 2016.

Special One-Day Liquor License for Sertoma Butterfly House & Marine Cove,
43. 4320 South Oxbow Avenue, for a fundraiser on April 15, 2016.

Special One-Day Malt Beverage and Special One-Day Wine Licenses for
44. Stockyards Plaza Inc., to be operated at the Falls Park Horsebarn for
social on March 31, 2016.

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council
Member Dean Karsky to approve Items 34 through 44.

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

L. Stagers, 8. Noes, 0.

Motion Passed.

INTRODUCTION AND ADOPTION OF ORDINANCES

2ndReading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY NORTH OF I-90 AND EAST OF N. MARION RD. FROM THE AG AGRICULTURE 45. DISTRICT TO THE CN CONSERVATION, C-2 COMMERCIAL-NEIGHBORHOOD AND STREETCAR, AND I-2 HEAVY INDUSTRIAL DISTRICTS, PETITION NO. 4173-2016, AND AMENDING THE

OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval.

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member Dean Karsky to adopt said Ordinance No. 20-16.

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

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, April 5, 2016, at 7 p.m. for Item 46:

46. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, ENCOURAGING PARKING STRIP LANDSCAPING AND PROVIDING STANDARDS THEREFOR.

A motion was made by Council Member Greg Jamison and seconded by Council Member Rick Kiley to set a date of hearing and 2nd Reading for Tuesday, April 5, 2016 for Item 46.

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

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, April 5, 2016, at 7 p.m. for Item 47:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING 47. THE 2013 SHAPE PLACES ZONING ORDINANCE OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval.

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member Christine M. Erickson to set a date of hearing and 2nd Reading for Tuesday, April 5, 2016 for Item 47.

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

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, April 5, 2016, at 7 p.m. for Item 48:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT NORTHEAST CORNER OF S. SHERMAN AVE. AND E. 22ND ST. FROM THE RS 48. SINGLE-FAMILY RESIDENTIAL-SUBURBAN DISTRICT TO THE RT-1 SINGLE-FAMILY RESIDENTIAL-TRADITIONAL DISTRICT, PETITION NO. 4039-2016, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval.

A motion was made by Council Member Michelle Erpenbach and seconded by Council Member Rex Rolwing to set a date of hearing and 2nd Reading for Tuesday, April 5, 2016 for Item 48.

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

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, April 5, 2016, at 7 p.m. for Item 49:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT 605 N. LA MESA DR. FROM THE AG AGRICULTURE DISTRICT TO THE RS 49. SINGLE-FAMILY RESIDENTIAL-SUBURBAN DISTRICT, PETITION NO. 4144-2016, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval.

A motion was made by Council Member Dean Karsky and seconded by Council Member Rick Kiley to set a date of hearing and 2nd Reading for Tuesday, April 5, 2016 for Item 49.

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

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, April 5, 2016, at 7 p.m. for Item 50:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT 120 N. SYCAMORE AVE. FROM THE RS SINGLE-FAMILY RESIDENTIAL-SUBURBAN 50. DISTRICT TO THE RA-1 APARTMENT RESIDENTIAL-LOW DENSITY DISTRICT, PETITION NO . 4159-2016, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval.

A motion was made by Council Member Christine M. Erickson and seconded by Council Member Kenny Anderson Jr. to set a date of hearing and 2nd Reading for Tuesday, April 5, 2016 for Item 50.

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

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, April 5, 2016, at 7 p.m. for Item 51:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING
PROPERTY AT NORTHWEST CORNER OF N. TERRY AVE. AND W. MADISON ST. FROM THE I-

51. 1 LIGHT INDUSTRIAL DISTRICT TO THE C-2 COMMERCIAL-NEIGHBORHOOD AND STREETCAR
DISTRICT, PETITION NO. 4179-2016, AND AMENDING THE OFFICIAL ZONING MAP OF TH
E
CITY OF SIOUX FALLS. Planning Commission recommends approval.

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council
Member Christine M. Erickson to set a date of hearing and 2nd Reading for
Tuesday, April 5, 2016 for Item 51.

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

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, April 5, 2016, at 7 p.m. for
Item 52:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING
PROPERTY AT SOUTHWEST CORNER OF E. 26TH ST. AND S. SIX MILE RD. FROM THE RS
52. SINGLE-FAMILY RESIDENTIAL-SUBURBAN AND CN CONSERVATION DISTRICTS TO THE RS
SINGLE-FAMILY RESIDENTIAL-SUBURBAN AND CN CONSERVATION DISTRICTS, PETITION N
O.
4183-2016, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS.
Planning Commission recommends approval.

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council
Member Rick Kiley to set a date of hearing and 2nd Reading for Tuesday, April
5, 2016 for Item 52.

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

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, April 5, 2016, at 7 p.m. for
Item 53:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING
PROPERTY AT 5100 W. 12TH ST. FROM THE I-1 LIGHT INDUSTRIAL DISTRICT TO THE C
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53. 3 COMMERCIAL-COMMUNITY DISTRICT, PETITION NO. 4184-2016, AND AMENDING THE
OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission
recommends approval.

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council
Member Dean Karsky to set a date of hearing and 2nd Reading for Tuesday, April
5, 2016 for Item 53.

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

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, April 5, 2016, at 7 p.m. for Item 54:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING
54. THE CODE OF ORDINANCES OF THE CITY BY AMENDING CHAPTER 51: UTILITY RATES AND CHARGES; SUBCHAPTER WATER DISTRIBUTION PLATTING FEE, SECTION 51.065 WATER DISTRIBUTION PLATTING FEE.

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member Rick Kiley to set a date of hearing and 2nd Reading for Tuesday, April 5, 2016 for Item 54.

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

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, April 5, 2016, at 7 p.m. for Item 55:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING
55. THE CODE OF ORDINANCES OF THE CITY BY AMENDING CHAPTER 96: STREETS AND SIDEWALKS; SUBCHAPTER ARTERIAL STREET PLATTING FEE; SECTION 96.220 ARTERIAL STREET PLATTING FEE.

A motion was made by Council Member Rick Kiley and seconded by Council Member Kenny Anderson Jr. to set a date of hearing and 2nd Reading for Tuesday, April 5, 2016 for Item 55.

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

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, April 5, 2016, at 7 p.m. for Item 56:

56. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, APPROVING THE NAMING OF A FACILITY SPACE ON PUBLIC PROPERTY. (Jerstad Gallery).

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member Christine M. Erickson to set a date of hearing and 2nd Reading for Tuesday, April 5, 2016 Item 56.

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

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, April 5, 2016, at 7 p.m. for Item 57:

57. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, APPROVING THE NAMING OF A FACILITY SPACE ON PUBLIC PROPERTY. (Shultz Gallery).

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member Christine M. Erickson to set a date of hearing and 2nd Reading for

Tuesday, April 5, 2016 Item 57.

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

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, April 5, 2016, at 7 p.m. for Item 58:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING
58. THE CODE OF ORDINANCES OF THE CITY BY AMENDING SECTION 124.012 TO PROVIDE
YOUTH AN OPPORTUNITY TO RIDE FIXED-ROUTE BUS SERVICE AT NO CHARGE FROM JUNE
2, 2016, TO SEPTEMBER 6, 2016.

A motion was made by Council Member Rex Rolwing and seconded by Council Member Kenny Anderson Jr. to set a date of hearing and 2nd Reading for Tuesday, April 5, 2016 for Item 58.

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

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, April 5, 2016, at 7 p.m. for Item 59:

59. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, PROVIDING
SUPPLEMENTAL APPROPRIATIONS. (\$1,299,000 Highways and Streets).

A motion was made by Council Member Greg Jamison and seconded by Council Member Christine M. Erickson to set a date of hearing and 2nd Reading for Tuesday, April 5, 2016 for Item 59.

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

Motion Passed.

HEARINGS AND RESOLUTIONS

60. A RESOLUTION OF THE CITY OF SIOUX FALLS APPROVING THE PRELIMINARY PLAN OF
FOUNDATION PARK ADDITION. Planning Commission recommends approval.

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member Rick Kiley to adopt said ResolutionNo. 16-16.

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

Motion Passed.

RESOLUTION NO. 16-16

A RESOLUTION OF THE CITY OF SIOUX FALLS APPROVING THE PRELIMINARY PLAN OF
[FOUNDATION PARK ADDITION].

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

That the preliminary plan of [Foundation Park Addition] to the City of Sioux Falls, [Minnehaha] County, SD, is hereby approved, and the City Clerk of the City of Sioux Falls is hereby directed to endorse on such plan a copy of this resolution and certify the same thereon.

Date adopted: 03/15/16 .

Mike T. Huether

Mayor

ATTEST:

Thomas M. Greco

City Clerk

61. A RESOLUTION ABATING FRONT FOOT ASSESSMENTS FOR STREET MAINTENANCE FEES AT PARCEL ID'S 35194, 35196, 35197, 35198, 35200, AND 35201.

A motion was made by Council Member Dean Karsky and seconded by Council Member Michelle Erpenbach to adopt said Resolution No. 17-16.

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

Motion Passed.

RESOLUTION NO. 17-16

A RESOLUTION ABATING FRONT FOOT ASSESSMENTS FOR STREET MAINTENANCE FEES AT PARCEL ID'S 35194, 35196, 35197, 35198, 35200, AND 35201.

WHEREAS, Kon Fat Choi owns Lots 8, 9, 10, 11, 12, and 13 of Dunning's Subdivision of Lots 59 to 64, inclusive, of the Realty Co's. Subdivision of a part of Block 6 of Highland Addition to Sioux Falls, Minnehaha County, SD, according to the recorded plat thereof (Parcel IDs 35194, 35196, 35197, 35198, 35200, and 35201); and

WHEREAS, the property consists of six separate parcels of land identified as Parcel IDs 35194, 35196, 35197, 35198, 35200, and 35201; and

WHEREAS, 44' of Parcel ID 35194 fronts Pearl St., which is a City-maintained road; and

WHEREAS, 80' of Parcel ID 35196 fronts Pearl St., which is a City-maintained road; and

WHEREAS, 80' of Parcel ID 35197 fronts Pearl St., which is a City-maintained road; and

WHEREAS, 80' of Parcel ID 35198 fronts Pearl St., which is a City-maintained road; and

WHEREAS, 70' of Parcel ID 35200 fronts Pearl St., which is a City-maintained road; and

WHEREAS, 47' of Parcel ID 35201 fronts Pearl St., which is a City-maintained road; and

WHEREAS, the total of 401' of the six aforementioned parcels front Pearl St., which is a City-maintained road; and

WHEREAS, Section 96.033 of the Code of Ordinances of Sioux Falls, SD, authorizes the City Council to levy annually for the purpose of maintaining or repairing street surfacing or pavement a special front foot assessment not to exceed \$1.00 per front foot upon the lots fronting and abutting the street; and

WHEREAS, at all relevant times herein, the City Council has levied a special front foot assessment of \$1.00 per front foot upon the lots fronting and abutting the streets; and

WHEREAS, Four Hundred One Dollars and No Cents (\$401.00) total was assessed against Parcel IDs 35194, 35196, 35197, 35198, 35200, and 35201 for the 2015 taxes due in 2016; and

WHEREAS, Section 37.150 of the Code of Ordinances of Sioux Falls, SD, authorizes the City Council to abate or refund all or any part of a tax in excess of a valid, just, fair, and equitable assessment if the City Council is satisfied beyond a doubt that the assessment of real property described in the application for abatement or refund is invalid, inequitable, or unjust if the request is filed no later than the 1st day of November of the fourth year after which such assessment would have been delinquent;

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

The City Council is satisfied beyond a doubt that the front foot assessments imposed against current Parcel IDs 35194, 35196, 35197, 35198, 35200, and 35201 are inequitable or unjust; and

The total front foot assessments of Four Hundred One Dollars and No Cents (\$401.00) imposed against Parcel IDs 35194, 35196, 35197, 35198, 35200, and 35201 for the 2015 tax year due in 2016 are herein to be abated; and

The City Council therefore abates the front foot assessments for street maintenance on Parcel IDs 35194, 35196, 35197, 35198, 35200, and 35201 for the 2015 tax year due in 2016.

The City Clerk shall file a certified copy with the Minnehaha County treasurer.

Date adopted: 03/15/16 .

Mike T. Huether

Mayor

ATTEST:

Thomas M. Greco

City Clerk

A RESOLUTION ABATING STORM DRAINAGE AND STREET MAINTENANCE FEES ON CERTAIN 62. PARCELS WITHIN NE1/4 OF SECTION 8-T100N-R49W OF THE 5TH P.M. TO THE CITY OF SIOUX FALLS, LINCOLN COUNTY, SD.

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member Rex Roling to adopt said Resolution No. 18-16.

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

Motion Passed.

RESOLUTION NO. 18-16

A RESOLUTION ABATING STORM DRAINAGE AND STREET MAINTENANCE FEES ON CERTAIN PARCELS WITHIN NE1/4 OF SECTION 8-T100N-R49W OF THE 5TH P.M. TO THE CITY OF SIOUX FALLS, LINCOLN COUNTY, SD.

WHEREAS, City records show that the South Dakota Department of Transportation has owned the following property in full or in part for all relevant times herein:

Parcel Number 280.50.08.H02, legally described as Lots H2 and H3, Lot A, Lot B, and a portion of Lot H1, all of Government Lot 1 of Section 8-T100N-R49W of the 5th P.M. to the City of Sioux Falls, Lincoln County, SD, according to the plat thereof.

WHEREAS, Section 51.100 of the Code of Ordinances of Sioux Falls, SD, authorizes the City of Sioux Falls to establish storm drainage charges against real property within the city for the operation, maintenance, and capital expenses of the storm drainage system and the City has, in fact, established and charged such drainage system fees; and

WHEREAS, Section 96.033 of the Code of Ordinances of Sioux Falls, SD, authorizes the City of Sioux Falls to establish annual street maintenance charges against real property within the city for maintaining or repairing street surfacing or pavement and drainage system and the City has, in fact, established and charged such street maintenance fees; and

WHEREAS, South Dakota Codified Law 10-4-8 states that all real property, irrespective of the person or persons to whom the same shall be assessed, acquired by the state of South Dakota or by any political or executive subdivision thereof, and used exclusively for public highway purposes, shall be exempt from taxation.

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

The City finds that uncollected storm drainage and street maintenance fees should be removed from the tax rolls for the above-listed parcel based on the following findings:

1. A total of Two Thousand Four Hundred Ninety-Seven Dollars and Eighty Cents (\$2,497.80) in storm drainage fees were filed against the above-listed parcel for collection along with property taxes due for 2015.
2. A total of One Thousand Twenty Dollars and No Cents (\$1,020.00) in street maintenance fees were filed against the above-listed parcel for collection along with property taxes due for 2015.
3. The above-stated storm drainage and street maintenance fees were never paid and remain delinquent as shown on Attachment A.
4. The above-listed parcel is owned by the South Dakota Department of Transportation. The City invoices the South Dakota Department of Transportation directly; however, the invoice for this parcel was inadvertently sent to Lincoln County rather than to the South Dakota

Department of Transportation.

5. The above-listed parcel contains lots that are dedicated to highway use and lots that are not dedicated to highway use. As such, the original calculation of the storm drainage and street maintenance fees was incorrect.
6. To remedy the matter, the City will invoice the South Dakota Department of Transportation directly for storm drainage and street maintenance fees due on the portion of the above-listed parcel that is not dedicated to highway use.
7. The City finds that the above-listed storm drainage and street maintenance fees should be removed as against the property listed above in the same manner as property taxes are abated.

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

The Sioux Falls City Council is satisfied beyond a doubt that the storm drainage and street maintenance fees imposed against the above-stated parcel would be unjust, inequitable, or invalid for the above-stated tax year; and

Two Thousand Four Hundred Ninety-Seven Dollars and Eighty Cents (\$2,497.80) in storm drainage fees for the above-listed parcel that was charged for 2015 and remain uncollected are hereby removed or abated as against the property listed above; and

One Thousand Twenty Dollars and No Cents (\$1,020.00) in street maintenance fees for the above-listed parcel that was charged for 2015 and remain uncollected are hereby removed or abated as against the property listed above;

All without prejudice to the City's efforts to collect the storm drainage and street maintenance fees from the South Dakota Department of Transportation to the extent otherwise provided by law.

The City Clerk shall file a certified copy with the Lincoln County treasurer.

Date adopted: 03/15/16 .

Mike T. Huether

Mayor

ATTEST:

Thomas M. Greco

City Clerk

63. A RESOLUTION ABATING STORM DRAINAGE FEES ON CERTAIN PARCELS WITHIN WESTWOOD VALLEY ADDITION TO THE CITY OF SIOUX FALLS, MINNEHAHA COUNTY, SD.

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member Christine M. Erickson to adopt said Resolution No. 19-16.

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

Motion Passed.

RESOLUTION NO. 19-16

A RESOLUTION ABATING STORM DRAINAGE FEES ON CERTAIN PARCELS WITHIN WESTWOOD VALLEY ADDITION TO THE CITY OF SIOUX FALLS, MINNEHAHA COUNTY, SD.

WHEREAS, City records show that Westwood Valley, L.L.C., a South Dakota limited liability company, has owned the following property in full or in part for all relevant times herein:

Parcel Number 77104, legally described as Tract B of Westwood Valley Addition to the City of Sioux Falls, Minnehaha County, SD, containing 2.51 acres, more or less, according to the plat thereof.

WHEREAS, Section 51.100 of the Code of Ordinances of Sioux Falls, SD, authorizes the City of Sioux Falls to establish storm drainage charges against real property within the city for the operation, maintenance, and capital expenses of the storm drainage system and the City has, in fact, established and charged such drainage system fees;

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

The City finds that uncollected storm drainage fees should be removed from the tax rolls for the above-listed parcel based on the following findings:

1. A total of Three Hundred Ninety-One Dollars and Thirty-Four Cents (\$391.34) in storm drainage fees were filed against the above-listed parcel for collection along with property taxes due for 2015.
1. The above-stated storm drainage fees were never paid and remain delinquent as shown on Attachment A.
1. The above-listed parcel has been used by the public like a street. As a result, Westwood Valley, L.L.C. conveyed the above-listed parcel to the City of Sioux Falls by means of a Street Use Deed on July 13, 2015.
1. Because the storm drainage fees were not collected prior to City ownership and are owed to the City, collecting the delinquent charges as against the property is no longer a valid remedy and other recourse against the prior owner(s) is the proper means to undertake such collection.
1. The City finds that the above-listed storm drainage fees should be removed as against the property listed above in the same manner as property taxes are abated.

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

The Sioux Falls City Council is satisfied beyond a doubt that the storm drainage fees imposed against the above-stated parcel would be unjust, inequitable, or invalid if collected against the City itself as the current owner of the property and should be abated as against the City without prejudice to the City's ability to collect such fees otherwise from the former owner(s); and

Three Hundred Ninety-One Dollars and Thirty-Four Cents (\$391.34) in storm drainage fees for the above-listed parcel that was charged for 2015 and remain uncollected are hereby removed or abated as against the property listed above;

All without prejudice to the City's efforts to collect the storm drainage fees from the former owner or otherwise as provided by law.

The City Clerk shall file a certified copy with the Minnehaha County treasurer.

Date adopted: 03/15/16 .

Mike T. Huether

Mayor

ATTEST:

Thomas M. Greco

City Clerk

64. A RESOLUTION ABATING STORM DRAINAGE FEES ON CERTAIN PARCELS WITHIN TIMBER OAK ADDITION TO THE CITY OF SIOUX FALLS, LINCOLN COUNTY, SD.

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member Christine M. Erickson to adopt said Resolution No. 20-16.

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

Motion Passed.

RESOLUTION NO. 20-16

A RESOLUTION ABATING STORM DRAINAGE FEES ON CERTAIN PARCELS WITHIN TIMBER OAK ADDITION TO THE CITY OF SIOUX FALLS, LINCOLN COUNTY, SD.

WHEREAS, City records show that Timber Oaks, LLC, a South Dakota limited liability company, has owned the following property in full or in part for all relevant times herein:

Parcel Number 281.73.00.A100, legally described as Tract 1 of Timber Oak Addition to the City of Sioux Falls, Lincoln County, SD, containing 42,135 square feet, more or less, according to the plat thereof.

WHEREAS, Section 51.100 of the Code of Ordinances of Sioux Falls, SD, authorizes the City of Sioux Falls to establish storm drainage charges against real property within the city for the operation, maintenance, and capital expenses of the storm drainage system and the City has, in fact, established and charged such drainage system fees;

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

The City finds that uncollected storm drainage fees should be removed from the tax rolls for the above-listed parcel based on the following findings:

1. A total of One Hundred Fifty Dollars and Sixty-Four Cents (\$150.64) in storm drainage fees were filed against the above-listed parcel for collection along with property taxes due for 2015.
1. The above-stated storm drainage fees were never paid and remain delinquent as shown on Attachment A.
1. The above-listed parcel has been used by the public like a street. As a result, Timber Oaks, LLC conveyed the above-listed parcel to the City of Sioux Falls by means of a Street Use Deed on March 19, 2015.

1. Because the storm drainage fees were not collected prior to City ownership and are owed to the City, collecting the delinquent charges as against the property is no longer a valid remedy and other recourse against the prior owner(s) is the proper means to undertake such collection.
1. The City finds that the above-listed storm drainage fees should be removed as against the property listed above in the same manner as property taxes are abated.

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

The Sioux Falls City Council is satisfied beyond a doubt that the storm drainage fees imposed against the above-stated parcel would be unjust, inequitable, or invalid if collected against the City itself as the current owner of the property and should be abated as against the City without prejudice to the City's ability to collect such fees otherwise from the former owner(s); and

One Hundred Fifty Dollars and Sixty-Four Cents (\$150.64) in storm drainage fees for the above-listed parcel that was charged for 2015 and remain uncollected are hereby removed or abated as against the property listed above;

All without prejudice to the City's efforts to collect the storm drainage fees from the former owner or otherwise as provided by law.

The City Clerk shall file a certified copy with the Lincoln County treasurer.

Date adopted: 03/15/16 .

Mike T. Huether

Mayor

ATTEST:

Thomas M. Greco

City Clerk

A RESOLUTION ABATING STORM DRAINAGE AND STREET MAINTENANCE FEES ON CERTAIN 65. PARCELS WITHIN WESTWOOD VALLEY ADDITION TO THE CITY OF SIOUX FALLS, MINNEHAHA COUNTY, SD.

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member Michelle Erpenbach to adopt said Resolution No. 21-16.

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

Motion Passed.

RESOLUTION NO. 21-16

A RESOLUTION ABATING STORM DRAINAGE AND STREET MAINTENANCE FEES ON CERTAIN PARCELS WITHIN WESTWOOD VALLEY ADDITION TO THE CITY OF SIOUX FALLS, MINNEHAHA COUNTY, SD.

WHEREAS, City records show that Westwood Valley, L.L.C., a South Dakota limited liability company, has owned the following property in full or in part for all

relevant times herein:

Parcel Number 84040, legally described as Lot 4 in Block 13 of Westwood Valley Addition to the City of Sioux Falls, Minnehaha County, SD, according to the plat thereof.

WHEREAS, Section 51.100 of the Code of Ordinances of Sioux Falls, SD, authorizes the City of Sioux Falls to establish storm drainage charges against real property within the city for the operation, maintenance, and capital expenses of the storm drainage system and the City has, in fact, established and charged such drainage system fees; and

WHEREAS, Section 96.033 of the Code of Ordinances of Sioux Falls, SD, authorizes the City to establish annual street maintenance charges against real property within the city for maintaining or repairing street surfacing or pavement and drainage system and the City has, in fact, established and charged such street maintenance fees;

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

The City finds that uncollected fees should be removed from the tax rolls for the above-listed parcel based on the following findings:

1. A total of Ninety-One Dollars and Eighty-Two Cents (\$91.82) in storm drainage fees were filed against the above-listed parcel for collection along with property taxes due from 2011 through 2015.
1. A total of Three Hundred Dollars and No Cents (\$300.00) in street maintenance fees were filed against the above-listed parcel for collection along with property taxes due from 2011 through 2015.
1. The above-stated storm drainage and street maintenance fees were never paid and remain delinquent as shown on Attachment A.
1. The above-listed parcel has served as a drainageway and is not suitable for other purposes. Minnehaha County obtained a Tax Sale Certificate and, further, obtained Tax Title to the parcel.
1. Minnehaha County conveyed the above-listed parcel to the City of Sioux Falls by means of a Quit Claim Deed on September 3, 2015.
1. Because the storm drainage and street maintenance fees were not collected prior to City ownership and are owed to the City, collecting the delinquent charges as against the property is no longer a valid remedy and other recourse against the prior owner(s) is the proper means to undertake such collection.
1. The City finds that the above-listed storm drainage and street maintenance fees should be removed as against the property listed above in the same manner as property taxes are abated.

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

The Sioux Falls City Council is satisfied beyond a doubt that the storm drainage and street maintenance fees imposed against the above-stated parcel would be unjust, inequitable, or invalid if collected against the City itself as the current owner of the property and should be abated as against the City without prejudice to the City's ability to collect such fees otherwise from the former owner(s); and

Ninety-One Dollars and Eighty-Two Cents (\$91.82) in storm drainage fees for the above-listed parcel that were charged from 2011 through 2015 and remain uncollected are hereby removed or abated as against the property listed above; and

Three Hundred Dollars and No Cents (\$300.00) in street maintenance fees for the above-listed parcel that were charged from 2011 through 2015 and remain uncollected are hereby removed or abated as against the property listed above;

All without prejudice to the City's efforts to collect the fees from the former owner or otherwise as provided by law.

The City Clerk shall file a certified copy with the Minnehaha County treasurer.

Date adopted: 03/15/16 .

Mike T. Huether

Mayor

ATTEST:

Thomas M. Greco

City Clerk

66. A RESOLUTION AMENDING THE CITY OF SIOUX FALLS ENGINEERING DESIGN STANDARDS.

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member Rex Roling to adopt said Resolution No. 22-16.

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

Motion Passed.

RESOLUTION NO. 22-16

A RESOLUTION AMENDING THE CITY OF SIOUX FALLS ENGINEERING DESIGN STANDARDS.

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

That the City of Sioux Falls Engineering Design Standards adopted by Resolution 91-12 are hereby amended by revising Chapter 9, Sanitary Sewers; Chapter 10, Water Mains; and Chapter 11, Drainage Improvements. The revised chapters are attached to this resolution by reference.

Date adopted: 03/15/16.

Mike T. Huether

Mayor

ATTEST:

Thomas M. Greco

City Clerk

A RESOLUTION OF THE CITY OF SIOUX FALLS, SD, APPROVING THE PLACEMENT OF
67. SCULPTURES ON PUBLIC PROPERTY FOR AN INTERNATIONALLY RECOGNIZED VISUAL ARTS
PROGRAM KNOWN AS SCULPTUREWALK SIOUX FALLS 2016.

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council
Member Michelle Erpenbach to adopt said Resolution No. 23-16.

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

Motion Passed.

RESOLUTION NO. 23-16

A RESOLUTION OF THE CITY OF SIOUX FALLS, SD, APPROVING THE PLACEMENT OF
SCULPTURES ON PUBLIC PROPERTY FOR AN INTERNATIONALLY RECOGNIZED VISUAL ARTS
PROGRAM KNOWN AS SCULPTUREWALK SIOUX FALLS 2016.

WHEREAS, the 2015 SculptureWalk program will bring a large number of sculptures
to the central business district for outdoor display; and

WHEREAS, the SculptureWalk program enhances the beauty and culture of the
downtown area for all citizens and visitors to enjoy; and

WHEREAS, 56 of the proposed sculptures will be placed on public right-of-way or
other publicly owned property; and

WHEREAS, the exhibition of public art in the central business district is
recommended and encouraged by the City of Sioux Falls' 2025 Downtown Plan and
the 2016 Cultural Plan; and

WHEREAS, the Sculpture Walk program represents a broad collaboration of
individuals and entities, both public and private, including Main Street Sioux
Falls, the Sioux Falls Arts Council, the Chamber of Commerce, and the City of
Sioux Falls; and

WHEREAS, the Sioux Falls Visual Arts Commission and various City department
staff have reviewed the proposed 2016 sculptures and their placements and
recommend approval to the City Council;

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

That it approves the placement in public right-of-way and on public property of
56 sculptures, as described by the following:

Sculptures and Artists

RA-Patricia Vader

Big Flirt-Christine Knapp

"To Focus"-B. Pierce

"Desert Big Horn"-P. Park

WEST SIDE OF PHILLIPS 11TH TO 9TH

"Flying Books"-G. Johnson

Brave-Gary H. Monaco

"9 Lives"-Steve Bormes

Three Graces-Sue Quinlan

"Borborygmid 4"-W. Vannerson

When Wealth Was Pelts-Jerry McKellar

"Reaching For the Stars"-L. Xu

"Weathering the Storm"-A. Hone

"I Walk the Red Road"-A. Hone

"Jam'n Eggs"-K. Fiebiger

"Lost in a Dream"-J. Morford

Dawn's Calling-Neil Wiffill

"Raven's Voyage"-M. Pettigrew

"Ascension of the Beggar"-L. Transfield

"Well Mannered"-D. Pettigrew

Equal To The Pain-Robert Brubaker

"Focus"-B. Pierce

"Chief's Daughter"-B. Carlyle

UPTOWN

Silent Entrance-Ray Kobald

Empty Revisited #2-Shawn Morin

Blood Brother-Tom Ford

"Flight"-L. Carleton

"Portal"-A. Guntren

Maple Seed-Nathan A. Johansen

EAST 8TH

Anthony: Homage to Anthony Caro-David Skora

"Wending"-T. Sitting Crow Garner

Vase-Steven Maeck

PHILLIPS AVE. SOUTH FROM 9TH TO 13TH

Ah One and Dah Two!-Lee Leuning/Sherri Treeby

Francis-Josie Campbell Dellenbaugh

"When Pig's Fly, Pork Chopper"-D. Lewis

"Who Rescued Who?"-L. Acott

"Angel Anchored In the Art Neaveau"-B. Hammond

Emergence-Jade Windell

Journey-Heidi Hoy

"Echo"-O. Obazee

Benito & Amelia-Wayne Salge

"Sunriser"-B. Carlyle

"Athena"-S. Spiczka

"Magic Fish"-A. Schultz

Ikicin-Gary H. Monaco

"Fruits of the Good Earth"-J. Maher

"Our Guardian"-E. Thorsen

"Illusory Control"-J. Cannon

Silver Aspen-Robert Bruce

"Arc of Peace"-L. Acott

In Love With The Sky-Serge Mozhnevsky

13TH NORTH TO 11TH

Day At The Park-Lawrence Starck

Endless Summer-George Mendez

"River Spirit"-L. Power

Arctic Huntress-Jim Green

Why Oh Why-Jade Windell

"Perseverance"-S. Bormes

ALTERNATES

"Monumental Professor"-G. Johnson

Afternoon Delight-Lynn Peterson

Sioux Falls Dash-Harold R. Linke

Dance for Joy-Sue Quinlan

Two Witnesses-Shawn Morin

"Believe"-L. Acott

Priestess-Heidi Hoy

Passing Time-Lynn Peterson

Cherry Bark Bouquet-Nathan A. Johansen

Date adopted: 03/15/16 .

Mike T. Huether

Mayor

ATTEST:

Thomas M. Greco

City Clerk

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

A motion was made by Council Member Michelle Erpenbach and seconded by Council Member Dean Karsky to adopt said Resolution No. 24-16.

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

Motion Passed.

RESOLUTION NO. 24-16

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
Raquel Blount	Airport Authority Board	Appointed for a term from March 2016 to March 2021 (to replace Ruth Krystopolski).
Gary Myers	Sioux Falls Regional Emergency Medical Services Authority (REMSA)	Reappointed for a term from March 2016 to March 2021.

Date adopted: 03/15/16 .

Mike T. Huether

Mayor

ATTEST:

Thomas M. Greco

City Clerk

ADJOURNMENT

A motion was made by Council Member Michelle Erpenbach and seconded by Council Member Christine M. Erickson to adjourn the meeting at 8:33 p.m. Mayor Huether called for a voice vote. All members voted yes.

Motion Passed.

Thomas M. Greco

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.