

City of Sioux Falls Council Meeting

Minutes

Carnegie Town Hall, 235 West 10th Street

REGULAR MEETING OF Tuesday, September 6, 2016, at 7 PM

ROLL CALL

MEMBERS PRESENT/ABSENT OFFICIAL AGENDA

PRESENT

ABSENT

Council Member Rick Kiley

Council Member Greg Neitzert

Council Member Marshall Selberg

Council Member Pat Starr

Council Member Rex Rolwing

Council Member Theresa Stehly

Council Member Christine M. Erickson

Council Member Michelle Erpenbach

Mayor Mike T. Huether

INVOCATION

Pastor Fred Wilgenberg, New Roots Ministry

\*

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

Suicide Prevention Week - September 5-11, 2016

\*

Childhood Cancer Awareness Month - September, 2016

\*

RECOGNITION/AWARDS

South Dakota Hall of Fame Inductees - Christine Hamilton,

\* JoEllen Koerner and Elizabeth Meyers

CONSENT AGENDA ITEMS

APPROVAL OF CONSENT AGENDA

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

Member Rick Kiley to approve the Consent Agenda.

Vote to approve: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Marshall Selberg, Pat Starr, Theresa Stehly, Christine M. Erickson, Michelle Erpenbach, 7. Noes, 0.

Motion Passed.

#### MINUTES

Budget Hearings Meeting of Tuesday, August 16, 2016, at 3 p.m.

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City Council Meeting of Tuesday, August 16, 2016.

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Informational Meeting of Tuesday, August 23, 2016, at 4 p.m.

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Joint City Council/Lincoln County Commission Meeting of Tuesday,

\* August 23, 2016, at 7 p.m.

#### COMMUNICATIONS

1. Approval of contracts/agreements on the September 2, 2016, memo.

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

A communication was received from Mallory Iverson requesting permission to

3. consume, but not sell, malt beverages at The Old Courthouse Museum, 200 West 6th Street, on Friday, September 9, 2016, pursuant to SDCL 35-1-5.5, for the purpose of a wedding ceremony.

A communication was received from Amy Jensen and Matt East, requesting

4. permission to consume, but not sell, liquor, wine and/or malt beverage at The Old Courthouse Museum, 200 W. 6th Street, on Saturday, November 12, 2016, pursuant to SDCL 35-1-5.5 for the purpose of a wedding.

Report of Requests for Quotes for Fuel dated: August 15, 2016; E-10 Unleaded

5. Ethanol/87 Octane; 8,500 gallons; Harms Oil (\$1.7096); Stern Oil (\$1.7222); Midway Service (\$1.7223); Howes Oil (\$1.7310); Cole's Petroleum (\$1.7415); CHS, Inc. (\$1.7550); Olson Oil, no bid. Bid awarded to: Harms Oil.

Report of Request for Quotes for Fuel dated: August 16, 2016; #2 Clear

6. Diesel; 7,500 gallons; CHS, Inc. (\$1.8825); Harms Oil (\$1.8717); Howe's Oil and Midwest Oil, both no bid. Bid awarded to: Harms Oil.

Report of Requests for Quotes for Fuel dated: August 16, 2016; #2 Dyed

7. Diesel; 2,000 gallons; Howes Oil (\$1.717); Midwest Oil (\$1.669); Midway Service (\$1.690). Bid awarded to: Midwest Oil.

Report of Requests for Quotes for Fuel dated: August 19, 2016; #2 Dyed

8. Diesel Fuel; 7,500 gallons; Stern Oil (\$1.6656); Harms Oil (\$1.6749); CHS, Inc. (\$1.6999); Cole's Petroleum (\$1.7135); Howes Oil, Midwest Oil, Midway Service (Vollan) and Olson Oil, all no bid. Bid awarded to: Stern Oil.

Report of Requests for Quotes for Fuel dated: August 24, 2016; #2 Dyed

9. Diesel Fuel; 7,500 gallons; Stern Oil (\$1.6467); Harms Oil (\$1.6712); CHS,

Inc. (\$1.6900); Cole's Petroleum (\$1.7115); Howes Oil, Midwest Oil, Midway Service (Vollan), and Olson Oil, all no bid. Bid awarded to: Stern Oil.

- Report of Request for Quotes for Fuel dated: August 24, 2016; E-10 Unleaded Ethanol/87 Octane; 8,500 gallons; Midway Service (\$1.8196); Stern Oil
10. (\$1.8284); Harms Oil (\$1.8303); CHS, Inc. (\$1.8450); Cole's Petroleum (\$1.8669); Howes Oil, and Olson Oil, both no bid. Bid awarded to: Midway Service.

- Report of Requests for Quotes for Fuel dated: August 24, 2016; #2 Clear Diesel; 8,500 gallons; CHS, Inc. (\$1.969); Harms Oil (\$1.957); Howe's Oil and Midwest Oil, both no bid. Bid awarded to: Harms Oil.
- 11.

- Report of Requests for Quotes for Fuel dated: August 26, 2016; #2 Dyed Diesel Fuel; 7,500 gallons; Stern Oil (\$1.6631); Harms Oil (\$1.6768); CHS, Inc. (\$1.6925); Cole's Petroleum (\$1.7177); Howes Oil, Midwest Oil, Midway Service (Vollan) and Olson Oil, all no bid. Bid awarded to: Stern Oil.
- 12.

- Report of Requests for Quotes for Fuel dated: August 26, 2016; E-10 Unleaded Ethanol/87 Octane; 8,500 gallons; Cole's Petroleum (\$1.8196);
13. Stern Oil (\$1.8216) Harms Oil (\$1.8223); CHS, Inc. (\$1.8625); Howes Oil, Midway Service, and Olson Oil, all no bid. Bid awarded to: Cole's Petroleum.

#### APPLICATIONS

- Special One-Day Liquor licenses for Great Bear Recreation Park Inc., Great Bear Recreation Park, 5901 East Rice Street, for special events on September 17 and October 29, 2016.
- 14.

- Special One-Day Liquor license for Hy-Vee Inc., All Occasions by Hy-Vee, to be operated at the Great Plains Zoo and Delbridge Museum, 805 South Kiwanis Avenue, for Siouxland Oral & Maxillofacial company event on November 5, 2016.
- 15.

- Special One-Day Liquor license for Bates Enterprises to be operated at the Multi-Cultural Center, 515 North Main Avenue, for a wrestling event on September 25, 2016.
- 16.

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:

17. Jordan S. Minor, 620 N. Spring Avenue, for 2015 property taxes in the amount of \$277.54. Reason: Basement finish removed.
18. Joan Hall, 1103 N. Springfield Place, for 2015 property taxes in the amount of \$521.43. Reason: Owner Occupied received on the land only.
19. Jeffrey B. Jones, 2701 S. Kingswood Way, for 2015 property taxes in the amount of \$628.06. Reason: Owner occupied status was removed.
20. Ryan E. King, 5408 W. 36th Street, for 2015 taxes in the amount of \$587.27. Reason: Owner Occupied status was removed.
21. Rhyan R. Rausis, 1305 S. Hyannis Port Lane, for 2015 property taxes in the amount of \$1,915.57. Reason: Owner Occupied status was removed.

Items 22-35 are for the City of Sioux Falls. Reason: Abatement requested for the time that a portion of the property was exempt.

22. Parcel #14777, 1701 E. 54th St. North, for 2015 property taxes in the amount of \$1,259.02.
23. Parcel #28810, 1100 W. 12th Street, for 2015 property taxes in the amount of \$185.26.
24. Parcel #33293, 2217 S. Covell Avenue, for 2015 property taxes in the amount of \$312.16.
25. Parcel #33939, 201 N. Cliff Avenue, for 2015 property taxes in the amount of \$1,834.17.
26. Parcel #34358, 2811 W. Madison St., for 2015 taxes in the amount of \$90.26.
27. Parcel #38200, 1916 S. Southeastern Avenue, for 2015 property taxes in the amount of \$183.01.
28. Parcel #47057, 2701 S. Duluth Avenue, for 2015 property taxes in the amount of \$1,459.39.
29. Parcel #47058, 2709 S. Duluth Avenue, for 2015 property taxes in the amount of \$1,235.74.
30. Parcel #47059, 2713 S. Duluth Avenue, for 2015 property taxes in the amount of \$1,584.03.
31. Parcel #48829, 1316 N. Phillips Avenue, for 2015 property taxes in the amount of \$269.51.
32. Parcel #53658, 3100 E. 10th Street, for 2015 property taxes in the amount of \$200.22.
33. Parcel #53804, 2605 E. 10th Street, for 2015 property taxes in the amount of \$1,645.25.
34. Parcel #79320, 5800 E. 6th Street, for 2015 property taxes in the amount of \$127.73.
35. Parcel #79321, 6000 E. 6th Street, for 2015 property taxes in the amount of \$166.30.

The following abatement was recommended for denial by the Director of Equalization and the State's Attorney's Office for Minnehaha County; and the City Attorney for Sioux Falls:

36. Murray Welder, 9212 W. Norma Trail, for 2015 property taxes in the amount of \$628.26. Reason: The applicant did not return the Owner Occupied Application.

#### NOTICE OF HEARINGS

Set a date of hearing for Tuesday, September 20, 2016, at 7 p.m. for Items 37-41:

37. New 2016-17 Retail Malt Beverage license for the Madina Otban, The Red Lion Coffee Shop, 1122 North Weber Avenue (CUP not required).

Transfer of 2016-17 Retail Malt Beverage license, with video lottery terminals, from Boys & Girls Clubs of the Sioux Empire, Burnside Game

38. Place, 1605 West Burnside Avenue, to Arsiya Inc., Burnside Game Place, 1605 West Burnside Avenue, with Conditional Use Permit (5416-2016) being reviewed on September 7, 2016.

Transfer of 2016 Retail Wine license from Boys & Girls Clubs of the Sioux  
39. Empire, Burnside Game Place, 1605 West Burnside Avenue, to Arsiya Inc., Burnside Game Place, 1605 West Burnside Avenue, with Conditional Use Permit (5416-2016) being reviewed on September 7, 2016.

Special One-Day Malt Beverage license for Fernson Brewing Company to be  
40. operated at The Great Outdoor Store, 201 East 10th Street, for the Merrell Boots and Beer event on September 22, 2016.

Special One-Day Malt Beverage and One-Day Wine licenses for Catering America  
41. Inc., Chef Dominique's to be operated at Avera Health Clinic, 2100 South Marion Road, for a private event on October 4, 2016.

#### REGULAR AGENDA ITEMS

#### APPROVAL OF REGULAR AGENDA

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

Vote to approve: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Marshall Selberg, Pat Starr, Theresa Stehly, Christine M. Erickson, Michelle Erpenbach, 7.  
Noes, 0.

Motion Passed.

#### PUBLIC INPUT

Tony Burke spoke regarding the Oakview Neighborhood and Lacey Estates recent proposals.

Elizabeth Muilenburg spoke in favor of an advisory vote on the administration building.

Rebecca Dunn spoke in favor of an advisory vote on the administration building.

Bev Deutsch spoke in favor of an advisory vote on the administration building.

Robert Kolbe spoke regarding the City Council representation and voting, Roberts Rules of Order, and thanked Mary Johns, retired Director of Siouxland Libraries, for her service.

Manny Steele spoke in favor of an advisory vote on the administration building.

Kermit Staggers spoke in favor of an advisory vote on the administration building.

Tim Stanga spoke regarding the recent loss of retired Police Officer Les Rumpza, the amount of money needed to support the Midco Aquatic Center, the process for a recall election, and the voting outcome of future elections.

Bruce Danielson spoke in favor of an advisory vote on the administration building.

Sierra Broussard spoke regarding her recent arrest, her experiences in police custody, and possible litigation in the future.

Jay Rood spoke regarding neighborhood concerns in the Oakview neighborhood and traffic concerns.

#### UNFINISHED BUSINESS

42. New 2016-17 Package Malt Beverage/South Dakota Farm Winery license for Hair & Hair, Hampton Inn, 2417 South Carolyn Avenue.

New 2016 Retail Wine license for JSM Investments Inc., Benji's Casino, 5422

43. East Arrowhead Parkway (CUP not required). Pending permit issuance and final inspections per Fire, Health and Building Services.

New 2016-17 Retail Malt Beverage license for JSM Investments Inc., Benji's

44. Casino, 5422 East Arrowhead Parkway (CUP not required). Pending permit issuance and final inspections per Fire, Health and Building Services.

Request to include video lottery terminals with the new 2016-17 Retail Malt

45. Beverage license for JSM Investments, Inc., Benji's Casino, 5422 East Arrowhead Parkway. Pending permit issuance and final inspections per Fire, Health and Building Services.

Transfer of 2016 Retail Liquor license, with Sunday sales and video lottery

46. terminals, from Sport Zone Inc., Rookies Sports Bar and Grill, 2616 South Louise Avenue, to Sickies ND, Inc., Sickies Garage, 2616 South Louise Avenue (CUP not required).

Special One-Day Wine License requests for Downtown Sioux Falls Inc., to be operated at the following locations: 8th & Railroad Center Lobby, 401 East 8th Street, A League of Your Own, 229 South Phillips Avenue, American State

Bank,

223 South Phillips Avenue, Atoley Salon, 317 South Phillips Avenue, Bead Co. , 319

South Phillips Avenue, Calvary Cathedral, 500 South Main Avenue, CH

Patisserie, 309 South Phillips Avenue, Chelsea's Boutique, 321 South Phillip

s

Avenue, Great Outdoor Store, 201 East 10th Street, Half Baked, 120 South Phi

llips

Avenue, Home Porch Gifts, 217 South Phillips Avenue, J.H. & Sons, 216 South

47. Phillips Avenue, JAM Art & Supplies, 401 North Phillips Avenue, Juliana's Boutique La Femme, 196 East 6th Street #100, Lillian's, 311 South Phillips Avenue, NV Studios, 106 West 11th Street, Rehfeld's Art & Framing, 210 South

Phillips Avenue, Say Anything Jewelry, 225 South Phillips Avenue, S.H.U.E.S.

, 333

South Phillips Avenue, Simply Perfect, 401 East 8th Street #108, Sioux Falls

Design Center, 108 West 11th Street, Sticks and Steel, 401 East 8th Street #

118,

Unglued, 218 South Phillips Avenue, Young & Richard's, 222 South Phillips Av

enue,

and Zandbroz Variety, 209 South Phillips Avenue, for the First Friday Wine W

alk

on October 7, 2016.

Special One-Day Malt Beverage and Special One-Day Wine licenses for

48. Siouxland Heritage Museums to be operated at Pettigrew Home & Museum, 131 North Duluth Avenue, for History Happy Hour programs on September 22 and

October 27, 2016.

A motion was made by Council Member Christine M. Erickson and seconded by Council Member Rick Kiley to approve Items 42 through 48.

Vote to approve: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Marshall Selberg, Pat Starr, Theresa Stehly, Christine M. Erickson, Michelle Erpenbach, 7. Noes, 0.

Motion Passed.

#### INTRODUCTION AND ADOPTION OF ORDINANCES

2ndReading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT 8301 W. 48TH ST. FROM THE RD-1 TWIN HOME/DUPLEX 49. RESIDENTIAL-SUBURBAN DISTRICT TO THE RD-2 TOWNHOME RESIDENTIAL-SUBURBAN DISTRICT, PETITION NO. 4486-2016, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (6-0).

A motion was made by Council Member Michelle Erpenbach and seconded by Council Member Christine M. Erickson to withdraw Item 49.

Vote to withdraw: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Marshall Selberg, Pat Starr, Theresa Stehly, Christine M. Erickson, Michelle Erpenbach, 7. Noes, 0.

Motion Passed.

2ndReading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT 5801 W. CHRISTOPHER PL. FROM THE RA-1 APARTMENT RESIDENTIAL-LOW 50. DENSITY DISTRICT TO THE RA-2 APARTMENT RESIDENTIAL-MODERATE DENSITY DISTRICT , PETITION NO. 5303-2016, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commission recommends approval (6-0).

A motion was made by Council Member Rick Kiley and seconded by Council Member Greg Neitzert to adopt said Ordinance No. 99-16.

Vote to adopt: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Marshall Selberg, Pat Starr, Theresa Stehly, Christine M. Erickson, Michelle Erpenbach, 7. Noes, 0.

Motion Passed.

2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT 1122 E. 8TH ST. FROM THE RT-2 TOWNHOME RESIDENTIAL-TRADITIONAL DISTRICT TO T HE 51. C-2 COMMERCIAL-NEIGHBORHOOD AND STREETCAR DISTRICT, PETITION NO. 5250-2016, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. Planning Commis sion recommends approval (7-0).

A motion was made by Council Member Christine M. Erickson and seconded by Council Member Marshall Selberg to adopt said Ordinance No. 100-16.

Vote to adopt: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Marshall Selberg, Pat Starr, Theresa Stehly, Christine M. Erickson, Michelle Erpenbach, 7. Noes, 0.

Motion Passed.

2ndReading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AUTHORIZING THE ISSUANCE OF ITS HEALTH FACILITIES REVENUE REFUNDING BONDS (DOW RUMMEL VILLAGE PROJECT), SERIES 2016, IN AN ORIGINAL AGGREGATE PRINCIPAL AMOUNT NOT

TO EXCEED \$24,000,000, FOR THE PURPOSE OF PROVIDING FUNDS TO BE LOANED TO DO

W

RUMMEL VILLAGE, A SOUTH DAKOTA NONPROFIT CORPORATION, FOR THE PURPOSE OF REFUNDING OUTSTANDING BONDS; APPROVING THE FORM OF AND AUTHORIZING THE

52. EXECUTION AND DELIVERY OF AN INDENTURE OF TRUST, A LOAN AGREEMENT, A MORTGAGE-ONE HUNDRED EIGHTY-DAY REDEMPTION, SECURITY AGREEMENT AND FIXTURE FINANCING STATEMENT, A BOND PURCHASE AGREEMENT, A CONTINUING DISCLOSURE AGREEMENT, AND A TAX REGULATORY AGREEMENT; APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF THE BONDS AND CERTAIN RELATED DOCUMENTS; MAKING CERTAIN FINDINGS AND DETERMINATIONS WITH RESPECT TO THE BONDS; AND PROVIDING FOR THE SECURITY, RIGHTS, AND REMEDIES OF THE HOLDERS O

F

THE BONDS.

A motion was made by Council Member Michelle Erpenbach and seconded by Council Member Rick Kiley to adopt said Ordinance No. 101-16.

Vote to adopt: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Marshall Selberg, Pat Starr, Theresa Stehly, Christine M. Erickson, Michelle Erpenbach, 7. Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, September 13, 2016, at 7 p.m. for Item 53:

53. 1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, APPROVING THE NAMING OF A FACILITY SPACE ON PUBLIC PROPERTY.

A motion was made by Council Member Michelle Erpenbach and seconded by Council Member Christine M. Erickson to set a date of hearing and 2nd Reading for Tuesday, September 13, 2016, at 7 p.m. for Item 53.

Vote to set a date: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Marshall Selberg, Pat Starr, Theresa Stehly, Christine M. Erickson, Michelle Erpenbach, 7. Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, September 13, 2016, at 7 p.m. for Item 54:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, CALLING A  
54. SPECIAL ELECTION ON THE ISSUE OF WHETHER THE CITY OF SIOUX FALLS, SD, SHOULD BUILD AN ADMINISTRATIVE OFFICE BUILDING AND ASSOCIATED SITE IMPROVEMENTS.

A motion was made by Council Member Theresa Stehly and seconded by Council Member Pat Starr to set a date of hearing and 2nd Reading for Tuesday, September 13, 2016, at 7 p.m. for Item 54.

Vote to set a date: Roll Call: Yeses, Greg Neitzert, Marshall Selberg, Pat Starr, Theresa Stehly, Christine M. Erickson, 5. Noes, Rick Kiley,



Michelle Erpenbach, 2.

Motion Passed.

HEARINGS AND RESOLUTIONS

55. A RESOLUTION APPROVING THE 2016-2017 BUDGET FOR THE SIOUX FALLS CONVENTION & VISITORS BUREAU BUSINESS IMPROVEMENT DISTRICT'S BUDGET.

A motion was made by Council Member Christine M. Erickson and seconded by Council Member Michelle Erpenbach to adopt said Resolution No. 87-16.

Vote to adopt: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Marshall Selberg, Pat Starr, Theresa Stehly, Christine M. Erickson, Michelle Erpenbach, 7.  
Noes, 0.

Motion Passed.

RESOLUTION NO. 87-16

A RESOLUTION APPROVING THE 2016-2017 BUDGET FOR THE SIOUX FALLS CONVENTION & VISITORS BUREAU BUSINESS IMPROVEMENT DISTRICT'S BUDGET.

WHEREAS, pursuant to Resolution No. 86-10, the City of Sioux Falls adopted a resolution of intent to establish the Sioux Falls Convention & Visitors Bureau Business Improvement District; and

WHEREAS, in accordance with SDCL Chapter Ch. 9-55 of the South Dakota Codified Laws, the CVB Business Improvement District has imposed an occupational tax of two dollars (\$2.00) per night per rented room for all lodging rooms within the CVB Business Improvement District to market and promote the visitor industry in the city of Sioux Falls and increase the room night sales of lodging facilities within the CVB Business Improvement District; and

WHEREAS, the CVB Business Improvement District Board of Directors has developed an annual budget which is subject to City Council approval;

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

That the budget dated October 1, 2016, through September 30, 2017, is hereby approved.

Date adopted: 09/06/16 .

Mike T. Huether

Mayor

ATTEST:

Thomas M. Greco

City Clerk

56. A RESOLUTION DECLARING IT NECESSARY TO LEVY AND LEVYING A SPECIAL FRONT FOOT ASSESSMENT FEE FOR STREET MAINTENANCE AND REPAIR.

A motion was made by Council Member Michelle Erpenbach and seconded by Council Member Christine M. Erickson to adopt said Resolution No. 88-16.

Vote to adopt: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Marshall Selberg, Pat Starr, Theresa Stehly, Christine M. Erickson, Michelle Erpenbach, 7.  
Noes, 0.

Motion Passed.

RESOLUTION NO. 88-16

A RESOLUTION [DECLARING IT NECESSARY TO LEVY AND LEVYING A SPECIAL FRONT FOOT ASSESSMENT FEE FOR STREET MAINTENANCE AND REPAIR].

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

Section 1. It is necessary to levy and there shall be levied a special front foot assessment fee upon each lot, tract, and parcel of land fronting upon every street and part thereof, within the city of Sioux Falls, to be used to maintain and repair street surfacing or pavement.

Section 2. There is hereby assessed against each and every lot, tract, and parcel of land fronting upon every street or part thereof, one dollar (\$1.00) per front foot for the year 2017, which shall be apportioned as the assessment for maintaining of street surfacing or pavement. Front foot, for the purposes of this resolution, means the actual front of the premises as established by the buildings thereon, record title, and use of the property regardless of the original plat.

Section 3. The City Clerk shall certify such special front foot assessment fees to the county auditors of Minnehaha and Lincoln Counties, SD, and the same shall be collected as municipal taxes for general purposes.

Date adopted: 09/06/16 .

Mike T. Huether

Mayor

ATTEST:

Thomas M. Greco

City Clerk

A RESOLUTION EXPRESSING UNWAVERING SUPPORT FOR BASING THE F-35 LIGHTNING 57. JOINT STRIKE FIGHTER AT JOE FOSS FIELD, 114TH FIGHTER WING, SOUTH DAKOTA AIR NATIONAL GUARD.

A motion was made by Council Member Rick Kiley and seconded by Council Member Christine M. Erickson to adopt said Resolution No. 89-16.

Vote to adopt: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Marshall Selberg, Pat Starr, Theresa Stehly, Christine M. Erickson, Michelle Erpenbach, 7.  
Noes, 0.

Motion Passed.

RESOLUTION NO. 89-16

A RESOLUTION EXPRESSING UNWAVERING SUPPORT FOR BASING THE F-35 LIGHTNING JOINT STRIKE FIGHTER AT JOE FOSS FIELD, 114TH FIGHTER WING,

SOUTH DAKOTA AIR NATIONAL GUARD.

WHEREAS, the United States Air Force is currently deliberating the location of the F-35 Lightning Joint Strike Fighter;

WHEREAS, the F-35 is considered to be the world's most advanced multi-role aircraft combining advanced stealth capabilities with fighter aircraft speed and agility, fully-fused sensor information, network-enabled operations, and advanced logistics and sustainment;

WHEREAS, the South Dakota Air National Guard was founded by Medal of Honor recipient and former Governor Joe Foss in 1946 at Sioux Falls, SD;

WHEREAS, the 114th Fighter Wing is a highly decorated unit receiving several awards multiple times throughout the years including the Air Force Outstanding Unit Award in 2015 (eighth time awarded), the Distinguished Flying Unit Plaque in 2016 (sixth time awarded), NGAUS Spaatz Trophy-Top Flying Unit in 2014 (fourth time awarded), and many more;

WHEREAS, the 114th Fighter Wing has served the United States Air Force in 17 deployments and activations since 1993 including Operation Northern Watch, Operation Southern Watch, Operation Iraqi Freedom, Operation Enduring Freedom, among others; and

WHEREAS, the 114th Fighter Wing enjoys steadfast support from local s, businesses, civic organizations, employers, and elected leaders;

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

That the Sioux Falls City Council strongly supports basing the F-35 Lightning Joint Strike Fighter at Joe Foss Field, 114th Fighter Wing, South Dakota Air National Guard.

Date adopted: 09/06/16 .

Mike T. Huether

Mayor

ATTEST:

Thomas M. Greco

City Clerk

A RESOLUTION OF THE CITY OF SIOUX FALLS, SD, RESCHEDULING THE BUSINESS OF 58. THE CITY FROM THE SCHEDULED CITY COUNCIL MEETING FOR TUESDAY, OCTOBER 18, 2016, TO MONDAY, OCTOBER 17, 2016.

A motion was made by Council Member Christine M. Erickson and seconded by Council Member Rick Kiley to adopt said Resolution No. 90-16.

Vote to adopt: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Marshall Selberg, Pat Starr, Theresa Stehly, Christine M. Erickson, Michelle Erpenbach, 7. Noes, 0.

Motion Passed.

RESOLUTION NO. 90-16

A RESOLUTION [OF THE CITY OF SIOUX FALLS, SD, RESCHEDULING THE BUSINESS OF THE CITY FROM THE SCHEDULED CITY COUNCIL MEETING FOR TUESDAY, OCTOBER 18, 2016, TO MONDAY, OCTOBER 17, 201]6.

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

That the business to be conducted at the City Council meeting scheduled for 7 p.m. on Tuesday, October 18, 2016, will be rescheduled to 7 p.m., Monday, October 17, 2016.

This resolution is necessary as October 18, 2016, is the date of the Sioux Falls Chamber of Commerce annual meeting.

Date adopted: 09/06/16 .

Mike T. Huether

Mayor

ATTEST:

Thomas M. Greco

City Clerk

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

A motion was made by Council Member Christine M. Erickson and seconded by Council Member Michelle Erpenbach to adopt said Resolution No. 91-16.

Vote to adopt: Roll Call: Yeses, Rick Kiley, Greg Neitzert, Marshall Selberg, Pat Starr, Theresa Stehly, Christine M. Erickson, Michelle Erpenbach, 7. Noes, 0.

Motion Passed.

RESOLUTION NO. 91-16

A RESOLUTION ADVISING AND GIVING CONSENT TO THE APPOINTMENT OF MEMBERS TO CERTAIN 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
Hirsi Mohamed	Affordable Housing Advisory Board	Appointed for a term from September 2016 to September 2019 (to replace Robin Burgard).
Hong-Ngoc Phan	Affordable Housing Advisory Board	Appointed for a term from September 2016 to September 2019 (to replace Langu Okall).
		Appointed for a term from

Alejandro (Alex) Ramirez	Affordable Housing Advisory Board	September 2016 to September 2019 (to replace Aaron Rietsema).
Ryan Pidde	Arena/Convention/ Entertainment Center Board	Reappointed for a term from September 2016 to September 2021.
Pat Starr	Board of Museum Trustees	Appointed for a term from September 2016 until replaced (to replace Kermit Staggers).
Kimberly Huff	Disability Awareness Commission	Appointed for a term from September 2016 to September 2019 (to replace Kevin Horner).
Lori Lewison	Disability Awareness Commission	Reappointed for a term from September 2016 to September 2019.
Sheila Sandness	Disability Awareness Commission	Reappointed for a term from September 2016 to September 2019.
Walter Schaefer	Disability Awareness Commission	Reappointed for a term from September 2016 to September 2019.
Tana Zwart	Disability Awareness Commission	Reappointed for a term from September 2016 to September 2019.
Cynthia Binkerd	Falls Community Health Center Governing Board	Appointed for a term from September 2016 to September 2019 (to replace Arlene Olson).
Abby Bischoff	Orpheum Theater Advisory Board of Directors	Appointed for a term from September 2016 to September 2019 (to replace Tammy Beintema).
Nathan Burdine	Orpheum Theater Advisory Board of Directors	Appointed for a term from September 2016 to September 2019 (to replace RJ Fitzsimmons).
John McLaughlin	Orpheum Theater Advisory Board of Directors	Appointed for a term from September 2016 to September 2019.
Aaron Rietsema	Orpheum Theater Advisory Board of Directors	Reappointed for a term from September 2016 to September 2019.
Hugh Dodson	Public Parking Advisory Board	Reappointed for a term from September 2016 to September 2021.

Michael Lynch	Public Transit Advisory Board	Appointed for a term from September 2016 to September 2019.
Gerald Gerken	Solid Waste Planning Board	Appointed for a term from September 2016 to September 2019 (SD Multi-Housing representative).
Michelle Erpenbach	The Multi-Cultural/Coliseum Intergovernmental Board	Appointed for a term from September 2016 until replaced (to replace Kenny Anderson, Jr.).

Date adopted: 09/06/16 .

Mike T. Huether

Mayor

ATTEST:

Thomas M. Greco

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)

60. REPORT OF THE AUGUST 31, 2016, NOTICE OF TRANSFER OF APPROPRIATIONS WITHIN MAJOR ORGANIZATIONAL UNITS.

ADJOURNMENT

A motion was made by Council Member Rick Kiley and seconded by Council Member Michelle Erpenbach to adjourn the meeting at: 8:50p.m. A voice vote was taken and all members voted yes.

Motion Passed.

Tamara Jorgensen, 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](http://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, COMMITTEE MEETINGS, AND CITY COUNCIL MEETINGS ON FRIDAYS AND SATURDAYS. JOINT CITY COUNCIL/MINNEHAHA COUNTY COMMISSION MEETINGS ON FIRST FRIDAY AND SUNDAY AFTER LIVE MEETING. GO TO "CITYLINK" AT [WWW.SIOUXFALLS.ORG](http://WWW.SIOUXFALLS.ORG) FOR SPECIFIC PROGRAMMING TIMES.