

## MINUTES

### Informational Meeting

Tuesday, May 7, 2019 at 4:00 PM

Carnegie Town Hall, 235 West 10th St., Sioux Falls, SD 57104

#### 1. Call To Order

Council Members Present: Janet Brekke, Christine M. Erickson, Rick Kiley, Marshall Selberg, Pat Starr, Theresa Stehly

Council Members Absent: Greg Neitzert, Curt Soehl

Council Chair Christine M. Erickson called the meeting to order at 4 p.m.

#### 2. Committee/Commission Reports

A. Audit Committee: Monday, April 22, 2019 (Council Members: Neitzert (Chair), Kiley, Soehl, Stehly)

Council Member Rick Kiley provided the update and noted the following: 1) the committee received a report on the external audit of the City's 2018 Financial Statements which reflected positively upon the finances of the City; 2) the Executive Director of the South Dakota Public Assurance provided a presentation about emerging trends and risks in municipalities; 3) internal audit provided their report on the Great Plains Zoo and Delbridge Museum; and, 4) internal audit provided an overview of potential performance metrics for the office. Kiley also noted that Rich Oksol was recognized for his part-time service to the office.

B. Metro Management Council: Wednesday, May 1, 2019 (Council Members Erickson and Kiley)

Kiley also presented an overview of the recent Metro Management Council meeting. The Management Council was presented with the proposed 2020 budget, appointed a new director for the agency, and adopted a memorandum of understanding between the Minnehaha County States Attorney and the agency for the provision of legal services.

#### 3. City Council Open Discussion

Council Member Theresa Stehly noted that her request for an advisory opinion to the Board of Ethics was not considered and indicated she is considering requesting another opinion. She also spoke about the recent Argus Leader editorial and stated that she provided a response.

#### 4. Presentations

A. Levitt Shell Sioux Falls Update by Nancy Halverson, Levitt Shell Executive; and, Don Kearney, Parks and Recreation Director

Presentation: Approximately 15 minutes followed by discussion

Don Kearney opened the presentation by providing a brief overview of the project and turned it over to Nancy Halverson. Halverson reminded the Council that the opening is approximately five weeks away and provided background on the project. A purpose of the facility is to build community through music;

there will be approximately 50 concerts annually, the lawn is all open seating, the concerts will feature professional artists, and admission is free. The benefits of the shell include a focus on inclusivity, a positive economic impact, quality arts and entertainment, and a greater quality of life. The shell is made possible by the public-private partnership among the Levitt Foundation, the Levitt at the Falls non-profit, and the City's Parks and Recreation Department. Mike Patten, Park Development Specialist, followed Halverson with a review of construction. Funding for the capital project comes from the National Levitt Foundation (\$500k), Friends of Levitt (\$1.35M), and the City of Sioux Falls (\$2.5M). He noted that Friends of Levitt is also required to lease, rent, or purchase the sound equipment (approximately \$500k). Remaining construction work includes: site concrete, landscaping, painting, and miscellaneous punch list items. Completion is expected in mid-May and the project is under budget. Halverson then discussed annual operating costs, noting that 10% of the budget is derived from earned income with the remainder coming from contributions. A 2015 study by "Americans for the Arts" shows that the annual potential Levitt economic impact can exceed \$5M. Parking was also discussed. There are 2,700 parking spaces within walking distance, many of which are public although there are several private lots available after hours and on weekends. Generally, an evening at the Levitt will include: pre-show activities, show-opening by a local band at 6:30 p.m., and the headliner performing from 7 p.m. to 9 p.m. Food trucks will be at each concert and there will be beer and wine sales. Regarding security and training, Levitt at the Falls have been certified through the International Association of Venue Management in multiple areas. The "Season Reveal" will take place on May 9, 2019, with the Ribbon Cutting on June 5, 2019. This inaugural season includes 30 free concerts between June 14th and August 10th.

Discussion followed about: partnering with a local organization to match local musicians with the headliners; using the facility to nurture diversity; the concert schedule, which will generally see concerts Thursdays through Saturdays with some on a Wednesday or Sunday; availability of bike racks; coordination with other organizations who may use the facility; and, funding.

B. Future Land Use and Growth Tier Map Updates by Sam Trebilcock, Senior Planner

Presentation: Approximately 15 minutes followed by discussion

Sam Trebilcock noted that the Growth Tier Map shows the areas in a three tiered view where streets, water, and sanitary sewer will likely be available and estimates when development could start to take place. This map also shows where the City and counties have joint authority in approving zoning matters and the City has platting jurisdiction. He discussed each component separately. The Future Land Use Map shows the general location of future zoning, as recommended by staff. Public involvement in the process includes a Planning Commission public hearing and a City Council public hearing. Additional public notification included sending 39 letters to people living in the new proposed growth areas and communication with county planners for comment. To date there have been no responses or questions received.

Discussion followed about the contents of the letters sent out and how new growth areas will be connected to City utilities.

C. Proposed Updates to City Ordinance 51.010 (3), Water Service Connection Fees by Nick Borns, Principal Engineer, Water/Light & Power

Presentation: Approximately 10 minutes followed by discussion

Nick Borns provided an overview of the Sioux Falls water service piping system

where certain portions are the City's responsibility and others belong to the homeowner. Currently, connections from the water main to the curb stop (the City's responsibility) are predominantly made using copper pipe, although the City piloted the use of PEXa, a polyethylene product, beginning in the fall of 2018. As a result of the pilot to date and industry standards, the City intends to continue and expand the pilot. Studies have shown that PEXa, when compared to copper pipe, is lower in cost, more resistant to corrosion, lighter and easier to handle, requires less installation time, and can be squeezed shut without damaging the pipe. Because of the continued pilot, a proposal to update water service connection and meter charges in the code of ordinances will be presented to the Council for consideration. The proposal will update the fee schedule by incorporating PEXa service. Pending successful completion of the pilot, there will be revisions to the Engineering Design Standards to allow for PEXa water service piping.

Discussion followed about disadvantages to the material, which Borns addressed by stating it may not be used in certain locations because of its polyethylene characteristics. The size of the material and managing breaks in the line was also discussed.

#### 5. Public Comment

There was none.

#### 6. Executive Session

Consulting with legal counsel or reviewing communications from legal counsel  
A. about proposed or pending litigation or contractual matters pursuant to SDCL 1-25-2(3)

A motion was made by Council Vice-Chair Selberg and seconded by Council Member Stehly to enter Executive Session at 5:15 p.m.

Roll call vote to enter Executive Session. 6 Yes: Brekke, Erickson, Kiley, Selberg, Starr, Stehly; 0 No: (None). Motion Passed.

#### 7. Adjournment

A motion was made by Council Vice-Chair Selberg and seconded by Council Member Kiley to exit Executive Session and adjourn at 6:24 p.m.

Voice vote to exit Executive Session and adjourn. 6 Yes: Brekke, Erickson, Kiley, Selberg, Starr, Stehly; 0 No: (None). Motion Passed.

Thomas M. Greco, City Clerk