

City of Sioux Falls Council Meeting

Minutes

Carnegie Town Hall, 235 West 10th Street

MEETING OF Tuesday, March 17, 2015, at 7:00 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 Kermit L. Staggers

Council Member Dean Karsky

Council Member Rick Kiley

Council Member Rex Rolfing

Mayor Mike T. Huether

INVOCATION

Minister David Kraemer, All Souls Unitarian Universalist Church

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PLEDGE OF ALLEGIANCE

CONSENT AGENDA ITEMS

APPROVAL OF CONSENT AGENDA

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

Vote to approve: Roll Call: Yeses, Kenny Anderson Jr., Christine M. Erickson, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Rex Rolfing, 7. Noes, 0.

Motion Passed.

MINUTES

Informational Meeting of Tuesday, March 10, 2015, at 4:00 p.m.

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#### COMMUNICATIONS

1. Approval of contracts/agreements on the March 12, 2015 memo.

A communication was received from Avera Health requesting permission to consume, but not sell, wine and malt beverages at Avera Health, 3900 W.

2. Avera Drive, on Monday, March 30, 2015 from 4:30 p.m. to 6:00 p.m. pursuant to SDCL 35-1-5.5. The purpose is a mixer hosting the South Dakota Biotech Association.

Report of Requests for Quotes for Fuel dated: March 3, 2015; E-10 Unleaded

3. Ethanol/87 Octane; 8,500 gallons; Harms Oil (\$2.0324); Howes Oil (\$2.0580); CHS, Inc., Cole's Petroleum, and Olson Oil, all no bid. Bid awarded to: Harms Oil.

Report of Requests for Quotes for Fuel dated: March 4, 2015; E-10 Unleaded

4. Ethanol/87 Octane; 8,500 gallons; Howes Oil (\$2.0350); Cole's Petroleum (\$2.0378); Harms Oil (\$2.0530); CHS, Inc. (\$2.1200); Olson Oil, no bid. Bid awarded to: Howes Oil.

Report of Requests for Quotes for Fuel dated: March 4, 2015; #1 & #2 Dyed

5. Diesel Fuel; 7,500 gallons (3,750 gallons each #1 & #2); Harms Oil (\$2.2212 #1 & \$2.0522 #2); Cole's Petroleum (\$2.2965 #1 & \$2.0725 #2); CHS, Inc., Howes Oil, Midwest Oil, Olson Oil, all no bid. Bid awarded to: Harms Oil.

Report of Requests for Quotes for Fuel dated: March 4, 2015; 50/50 Dyed

6. Diesel; 3,000 gallons; Howes Oil (\$2.429); Midwest Oil (\$2.299); Stern Oil (\$2.3986). Bid awarded to Midwest Oil.

Report of Requests for Quotes for Fuel dated: March 5, 2015; #2 Clear

7. Diesel; 8,003 gallons; CHS, Inc. (\$2.26); Howes Oil (\$2.1715); Petroleum Traders Co. (\$2.247); Harms Oil and Midwest Oil, both no bid. Bid awarded to: Howes Oil.

Report of Requests for Quotes for Fuel dated: March 10, 2015; #1 & #2 Dyed

8. Diesel Fuel; 15,000 gallons (7,500 gallons each #1 & #2); Harms Oil (\$2.1137 #1 & \$1.9537 #2); Cole's Petroleum, CHS, Inc., Howes Oil, Midwest Oil and Olson Oil, all no bid. Bid awarded to: Harms Oil.

#### 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:

9. Rick Wibeto, 705 W. McClellan Street, for 2014 property taxes in the amount of \$531.46. The owner-occupied status was removed in error.
10. Fred Blom, 6520 Verbena Street, for 2014 property taxes in the amount of \$ 880.79. The owner-occupied status was removed in error.

City of Sioux Falls, 224 W. 9th Street, for 2014 property taxes in the

11. amount of \$439.19. City purchased property at W95 8 Block 1 Harrison's Addition to the City of Sioux Falls on May 30, 2014.

City of Sioux Falls, 224 W. 9th Street, for 2014 property taxes in the

12. amount of \$587.93. The City purchased the property at W. 50.5' 1, 2 &

E. 8.7' 8 Block 1 Harrisons Addition to the City of Sioux Falls on May 30, 2014.

13. Pettigrew Partners, LLC, 216 S. Duluth Ave., for 2014 property taxes in the amount of \$858.50. The house was razed on June 16, 2014.
14. Lyle K. Krejci, 709 N. Prairie Avenue, for 2014 property taxes in the amount of \$156.98. The house was razed on August 14, 2014.

Items 15-20: The amount requested is the difference between the elderly freeze and the non-elderly freeze.

15. Agnes Meyer, 705 S. Gardner Drive, for 2014 taxes in the amount of \$524.80. The amount requested is the difference between the elderly freeze and the non-elderly freeze.
16. Samuel E. Marks, 5401 W. 15th Street, for 2014 property taxes in the amount of \$377.02.
17. Earlien Gavin, 1824 S. Euclid Avenue, for 2014 property taxes in the amount of \$650.31.
18. Rosemary F. Hammond, 3004 S. Carter Place, for 2014 property taxes in the amount of \$33.83.
19. Lois A. Merritt, 3004 S. 10th Avenue, for 2014 property taxes in the amount of \$966.75.
20. Gertrude A. France, 3013 S. Willow Avenue, for 2014 property taxes in the amount of \$500.07.

#### NOTICE OF HEARINGS

Set a date of hearing for Tuesday, April 7, 2015, at 7:00 p.m. for Items 21 through 28:

21. New 2014-15 Retail Malt Beverage License for JLB-SF2 Inc., JL Beers, to be operated at 3623 South Western Avenue (CUP not required).
22. New 2015 Retail Wine License for JLB-SF2, Inc., JL Beers, to be operated at 3623 South Western Avenue (CUP not required).

Special One-Day Malt Beverage and Special One-Day Wine Licenses for Catering

23. America Inc., Chef Dominique's, to be operated at Avera Prairie Center, 1000 East 23rd Street, for a retirement social on April 9, 2015.

Special One-Day Malt Beverage and Special One-Day Wine Licenses for Catering America Inc., Chef Dominique's, to be operated at Avera eCare, 4500 North Lewis Avenue, for a social event on April 9, 2015.

25. Special One-Day Liquor License for Ovations Food Services, LP, Sioux Falls Convention Center, to be operated at Sanford Research Center, 2301 East 60th Street North, for a dinner on April 15, 2015.

26. Special One-Day Liquor License requests for Hy-Vee Inc., All Occasions by Hy-Vee, to be operated at The Point is to Serve Church, 506North Kiwanis Avenue, for weddings on April 18 and 25, 2015.

Special One-Day Malt Beverage and Special One-Day Wine Licenses for the  
27. Sioux Falls Jazz & Blues Society, to be operated at Yankton Trail Park,  
3901 South Minnesota Avenue, for the Jazz Fest on July 16-18, 2015.

Special One-Day Malt Beverage and Special One-Day Wine Licenses for the  
28. Sioux Falls Jazz & Blues Society, to be operated at Vern Eide Acura, 4030  
South Grange Avenue, for a fundraiser on September 12, 2015.

#### 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, Kenny Anderson Jr., Christine M. Erickson, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Rex Roling, 7. Noes, 0.

Motion Passed.

#### PUBLIC INPUT

Four students from Explorer Elementary Third Grade class addressed the City Council.

Roger Elgersma spoke regarding regulation of food trucks downtown.

#### UNFINISHED BUSINESS

Transfer of a 2015 Retail Liquor license, including Sunday sales, from Nutty 's  
29. Inc., Boonies Bar and Bar B. Q., 805 North West Avenue, to Blue Cherry LLC, Ode  
to Food and Drinks, 300 North Cherapa Place, Suite 102 (full service restaurant;  
CUP not required).

New 2015 Retail Wine License for Body Sculpting Day Spa Inc., Body  
30. Sculpting Day Spa to be operated at 5026 South Marion Road (CUP not required).

Special One-Day Malt Beverage and Special One-Day Wine Licenses for the  
31. Brennan Rock & Roll Academy, 900 West 11th Street, for a fundraiser concert on March 27, 2015.

Special One-Day Malt Beverage License for Avera McKennan Hospital to be  
32. operated at the Avera McKennan Fitness Center, 3400 South Southeastern Avenue, for a Joker Run on April 1, 2015.

Special One-Day Malt Beverage and Special One-Day Wine Licenses for the  
33. Sioux Falls Area Community Foundation to be operated at Raven Industries, 205 East Sixth Street, for a fundraiser on May 7, 2015.

Special One-Day Malt Beverage and Special One-Day Wine Licenses for South  
34. Dakota Association of the Deaf (SDAD) to be operated at 3520 Gateway Lane, for a SDAD Conference/115th Birthday on June 19 and 20, 2015.

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council

Member Rick Kiley to approve Items 29 through 34.

Vote to approve: Roll Call: Yeses, Kenny Anderson Jr., Christine M. Erickson, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Rex Roling, 7. Noes, 0.

Motion Passed.

#### INTRODUCTION AND ADOPTION OF ORDINANCES

2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE CODE 35. OF ORDINANCES OF SAID CITY BY CHANGING A STREET NAME. (West Hanger Street to West Hangar Street)

A motion was made by Council Member Dean Karsky and seconded by Council Member Michelle Erpenbach to adopt said Ordinance No. 24-15.

Vote to adopt: Roll Call: Yeses, Kenny Anderson Jr., Christine M. Erickson, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Rex Roling, 7. Noes, 0.

Motion Passed.

2ndReading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE 36. CODE OF ORDINANCES OF SAID CITY BY CHANGING A STREET NAME. (North John Orr Drive to North Knapp Brown Drive)

A motion was made by Council Member Michelle Erpenbach and seconded by Council Member Rick Kiley to adopt said Ordinance No. 25-15.

Vote to adopt: Roll Call: Yeses, Kenny Anderson Jr., Christine M. Erickson, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Rex Roling, 7. Noes, 0.

Motion Passed.

2ndReading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, AMENDING THE 37. CODE OF ORDINANCES OF THE CITY BY REVISING CHAPTER 111, ALCOHOLIC BEVERAGES.

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member Rex Roling to adopt said Ordinance No. 26-15.

Vote to adopt: Roll Call: Yeses, Kenny Anderson Jr., Christine M. Erickson, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Rex Roling, 7. Noes, 0.

Motion Passed.

38. 2nd Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, APPROVING THE NAMING OF A FACILITY SPACE ON PUBLIC PROPERTY. (Club Cambria)

A motion was made by Council Member Rex Roling and seconded by Council Member Dean Karsky to adopt said Ordinance No. 27-15.

Vote to adopt: Roll Call: Yeses, Kenny Anderson Jr., Christine M. Erickson, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Rex Roling, 7. Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, March 24, at 5:00 p.m. at the Joint City Council/ Minnehaha County Meeting for Item 39:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT 1310N. ELLIS RD. FROM THE A-1 AGRICULTURE DISTRICT TO THE 39. I-1 LIGHT INDUSTRIAL DISTRICT, PETITION NO.15-03, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. The 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, March 24, 2015, at 5:00 p.m. at the Joint City Council/Minnehaha County Meeting for Item 39.

Vote to set a date: Roll Call: Yeses, Kenny Anderson Jr., Christine M. Erickson, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Rex Roling, 7. Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, April 7, 2015, at 7:00 p.m. for Item 40:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT THE SOUTHWEST CORNER OF W. 26TH ST. AND S. KATIE AVE. FROM THE RS SINGLE-40. FAMILY RESIDENTIAL-SUBURBAN DISTRICT TO THE RA-1 APARTMENT RESIDENTIAL-LOW DENSITY DISTRICT, PETITION NO.2223-2015, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. The 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 7, 2015, at 7:00 p.m. for Item 40.

Vote to set a date: Roll Call: Yeses, Kenny Anderson Jr., Christine M. Erickson, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Rex Roling, 7. Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, April 7, 2015, at 7:00 p.m. for Item 41:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT 1116S. 4TH AVE. FROM THE RT-1 SINGLE-FAMILY RESIDENTIAL-TRADITIONAL 41. DISTRICT TO THE S-1 GENERAL INSTITUTIONAL DISTRICT, PETITION NO.2243-2015, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. The Planning Commission recommends approval.

A motion was made by Council Member Dean Karsky and seconded by Council Member Rex Roling to set a date of hearing and 2nd Reading for Tuesday, April 7, 2015, at 7:00 p.m. for Item 41.

Vote to set a date: Roll Call: Yeses, Kenny Anderson Jr., Christine M. Erickson, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Rex Roling, 7. Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, April 7, 2015, at 7:00 p.m. for Item 42:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT 633W. 10TH ST. FROM THE RT-2 TOWNHOME RESIDENTIAL-TRADITIONAL DISTRICT TO THE RA-1 APARTMENT RESIDENTIAL-LOW DENSITY DISTRICT, PETITION NO.2286-2015, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. The 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 7, 2015, at 7:00 p.m. for Item 42.

Vote to set a date: Roll Call: Yeses, Kenny Anderson Jr., Christine M. Erickson, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Rex Roling, 7. Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, April 7, 2015, at 7:00 p.m. for Item 43:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT 3204S. WEST AVE. FROM THE RD-1 TWIN HOME/DUPLEX RESIDENTIAL-SUBURBAN DISTRICT TO THE RT-1 SINGLE-FAMILY RESIDENTIAL-TRADITIONAL DISTRICT, PETITION NO.2287-2015, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. The Planning Commission recommends approval.

A motion was made by Council Member Rick Kiley and seconded by Council Member Michelle Erpenbach to set a date of hearing and 2nd Reading for Tuesday, April 7, 2015, at 7:00 p.m. for Item 43.

Vote to set a date: Roll Call: Yeses, Kenny Anderson Jr., Christine M. Erickson, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Rex Roling, 7. Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, April 7, 2015, at 7:00 p.m. for Item 44:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY NORTH OF E. 41ST ST. AND WEST OF S. SIX MILE RD. FROM THE AG AGRICULTURE DISTRICT TO THE RS SINGLE-FAMILY RESIDENTIAL-SUBURBAN, RD-2 TOWNHOME RESIDENTIAL-SUBURBAN, RA-2 APARTMENT RESIDENTIAL-MODERATE DENSITY, AND C-2 COMMERCIAL-NEIGHBORHOOD AND STREETCAR DISTRICTS, PETITION NO.2292-2015, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. The Planning Commission recommends approval.

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member Michelle Erpenbach to set a date of hearing and 2nd Reading for Tuesday, April 7, 2015, at 7:00 p.m. for Item 44.

Vote to set a date: Roll Call: Yeses, Kenny Anderson Jr., Christine M. Erickson, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Rex Roling, 7. Noes, 0.

Motion Passed.

Set a date of hearing and 2nd Reading for Tuesday, April 7, 2015, at 7:00 p.m. for Item 45:

1st Reading: AN ORDINANCE OF THE CITY OF SIOUX FALLS, SD, REZONING PROPERTY AT THE SOUTHWEST CORNER OF E. 41ST ST. AND S. SYCAMORE AVE. FROM THE C-2 COMMERCIAL-NEIGHBORHOOD AND STREETCAR DISTRICT TO THE C-45. 3 COMMERCIAL-COMMUNITY DISTRICT, INCLUDING CONDITIONS AS ALLOWED IN SECTION 160.650 (e) PLACING LIMITATIONS ON REGULATIONS WITHIN THE RE4 FORM, PETITION NO. 2298-2015, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SIOUX FALLS. The Planning Commission recommends approval subject to: 1) Building o f no more than 30,000 square feet of gross floor area.

A motion was made by Council Member Rex Roling and seconded by Council Member Kenny Anderson Jr. to set a date of hearing and 2nd Reading for Tuesday, April 7, 2015, at 7:00 p.m. for Item 45.

Vote to set a date: Roll Call: Yeses, Kenny Anderson Jr., Christine M. Erickson, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Rex Roling, 7. Noes, 0.

Motion Passed.

#### HEARINGS AND RESOLUTIONS

46. A RESOLUTION VACATING THE PUBLIC RIGHT-OF-WAY ON N. NATIONAL AVE. FROM THE SOUTH RIGHT-OF-WAY LINE OF E. BENSON RD. TO THE NORTH RIGHT-OF-WAY LINE OF E. 39TH ST. N. AND ON E. HOGAN AVE. FROM THE EAST RIGHT-OF-WAY LINE OF N. NATIONAL AVE. TO THE WEST RIGHT-OF-WAY LINE OF N. CASCO AVE.

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member Rick Kiley to adopt said Resolution No. 11-15.

Vote to adopt: Roll Call: Yeses, Kenny Anderson Jr., Christine M. Erickson, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Rex Roling, 7. Noes, 0.

Motion Passed.

#### RESOLUTION NO. 11-15

A RESOLUTION VACATING THE PUBLIC RIGHT-OF-WAY ON N. NATIONAL AVE. FROM THE SOUTH RIGHT-OF-WAY LINE OF E. BENSON RD. TO THE NORTH RIGHT-OF-WAY LINE OF E. 39TH ST. N. AND ON E. HOGAN AVE. FROM THE EAST RIGHT-OF-WAY LINE OF N. NATIONAL AVE. TO THE WEST RIGHT-OF-WAY LINE OF N. CASCO AVE.

WHEREAS, a petition of the owners of:

Tract 9 of Taylor's Subdivision (unit No. 6) of part of the West Half of the Northwest Quarter (W1/2NW1/4) of Section 3, Township 101 North, Range 49 West, Minnehaha County, SD (1401E. Benson Rd.)

Lot 3 of Tract 1 of Traub Subdivision of part of the West Half of the Northwest Quarter (W1/2NW1/4) of Section 3, Township 101 North, Range 49 West, Minnehaha County, SD (1500 E. 39th St. N.)



Vacated Bath Ave. and the North One-Half (N1/2) of vacated Lowell Ave. both lying adjacent to Blocks 3 and 4 of the National Realty Company's Addition to Sioux Falls, Minnehaha County, SD, except Lot H-1 (1701 E. Benson Rd.)

Vacated Bath Ave. and the South One-Half (S1/2) of vacated Lowell Ave. both lying adjacent to Blocks 5 and 6 of the National Realty Company's Addition to Sioux Falls, Minnehaha County, SD (3700 N. National Ave.)

Tract 8, Willers Addition to the City of Sioux Falls, Minnehaha County, SD (3600N. National Ave.)

Adjacent one-half vacated streets and Block 13 of the National Realty Company's Addition to the City of Sioux Falls, Minnehaha County, SD (3600 N. National Ave.)

WHEREAS, the hearing was held on March 10, 2015, 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 twenty years and no longer serves a useful purpose.

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

That the public right-of-way on N. National Ave. from the south right-of-way line of E. Benson Rd. to the north right-of-way line of E. 39th St. N. and on E. Hogan Ave. from the east right-of-way line of N. National Ave. to the west right-of-way line of N. Casco Ave. to the City of Sioux Falls, Minnehaha County, SD, 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 for drainage, sewer, water and gas mains and electric, telephone lines, cable TV, and all public utility uses required or authorized by the City of Sioux Falls as shown on Exhibit A, 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: 3/17/15 .

Mike T. Huether Mayor

ATTEST:

Lorie Hogstad

City Clerk

A RESOLUTION VACATING THE PUBLIC RIGHT-OF-WAY ON S. EUCLID AVE. FROM THE 47. SOUTH RIGHT-OF-WAY LINE OF W. 22ND ST. TO THE NORTH RIGHT-OF-WAY LINE OF W. 25TH ST.

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member Dean Karsky to adopt said Resolution No. 12-15.

Vote to adopt: Roll Call: Yeses, Kenny Anderson Jr., Christine M. Erickson, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Rex Rolwing, 7. Noes, 0.

Motion Passed.

RESOLUTION NO. 12-15

A RESOLUTION VACATING THE PUBLIC RIGHT-OF-WAY ON S. EUCLID AVE. FROM THE SOUTH RIGHT-OF-WAY LINE OF W. 22ND ST. TO THE NORTH RIGHT-OF-WAY LINE OF W. 25TH ST.

WHEREAS, a petition of the owners of:

All of Lots 1-6 in Block 2 of Buxton Subdivision of Block B of Hayward Addition to Sioux Falls, Minnehaha County, SD, along with the east half (E1/2) of the vacated alley lying adjacent thereto as well as the north half (N1/2) of the vacated 23rd St. lying adjacent thereto;

All of Lots 1-6 in Block 3 of Buxton Subdivision of Block B of Hayward Addition to Sioux Falls, Minnehaha County, SD, along with the east half (E1/2) of the vacated alley lying adjacent thereto as well as the south half (S1/2) of the vacated 23rd St. lying adjacent thereto along with the north half (N1/2) of the vacated 24th St. lying adjacent thereto;

All of Lots 1-6 in Block 2 of Mooer & Sherman Subdivision of Block "E" of Hayward Addition to Sioux Falls, Minnehaha County, SD, and the south half (S1/2) of vacated 24th St. lying adjacent thereto;

All of Lots 6, 7, 8, and 10 of Resubdivision of Block 1 of Buxton Subdivision of Block "B" of Hayward Addition to the City of Sioux Falls, Minnehaha County, SD, and the north half (N1/2) of the vacated 23rd St. lying adjacent thereto;

All of Lots 7-12 in Block 4 of Buxton Subdivision of Block "B" of Hayward Addition to the City of Sioux Falls, Minnehaha County, SD, and the vacated alley lying adjacent thereto; and the south half (S1/2) of vacated 23rd St. lying adjacent thereto and the north half (N1/2) of vacated 24th St. lying adjacent thereto;

All of Lots 7-12 in Block 1 of Mooer & Sherman Subdivision of Block "E" of Hayward Addition to Sioux Falls, Minnehaha County, SD, and the south half (S1/2) of vacated 24th St. lying adjacent thereto;

WHEREAS, the hearing was held on Tuesday, March 10, 2015, 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 been used as a street or ally and no longer serves a useful purpose.

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

That the public right-of-way on S. Euclid Ave. from the south right-of-way line of W. 22nd St. to the north right-of-way line of W. 25th St. to the City of Sioux Falls, Minnehaha County, SD, 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 for gas mains as shown on ExhibitA, 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: 3/17/15 .

Mike T. HuetherMayor

ATTEST:

Lorie Hogstad

City Clerk

A RESOLUTION OF THE CITY OF SIOUX FALLS, SD, APPROVING THE PLACEMENT OF  
48. SCULPTURES ON PUBLIC PROPERTY FOR AN INTERNATIONALLY RECOGNIZED VISUAL ARTS  
PROGRAM KNOWN AS SCULPTUREWALK SIOUX FALLS 2015.

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council  
Member Dean Karsky to adopt said Resolution No. 13-15.

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

Motion Passed.

RESOLUTION NO. 13-15

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 2015.

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, 55 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 2015 Cultural Plan; and

WHEREAS, the SculptureWalk program represents a broad collaboration of  
individuals and entities, both public and private, including Downtown 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 2015 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  
55 sculptures, as described by the following:

Sculptures and Artists

All Under Heaven-G. Mendez

Inner Gifts-JC Dellenbaugh

Ice Flow-J. Nelson

Courtship-J. McKellar

Cimarron II-W. Salge

Learning to Swim-J. Windell  
Abraham Lincoln-J. Maher  
In the Mix-S. Quinlan  
Bugs-C. Powell  
Triceratop-P. Frazee  
Spirit Bear-D. Pettigrew  
Waiting in Depth-J. Frazee  
River Otters-E. Thorsen  
Ralph Moose-M. Pettigrew  
Sunday with Jessie-S. Geissler  
Here Comes the Sun-E. Altman  
Gotta Practice First-L. Leuning and S.Treeby  
Flourish-A. Guntren  
Punkswing-M. Brown  
Redstone Grasses-D. Lamphere  
Ancestral Memory-P. Vogelaar  
Steel Stallion-S. Schlag  
Macondo-S. Maeck  
The Actor-D. Clements  
In Love With the Wind-S. Moznevsky  
Think Tank-D. Skora  
The Archer-C. Kilbane  
Wonderer-W. Choi  
Persistent Parachutes-N. Johansen  
Stag Beetle-M. Kmiotek  
Criss Cross-D. Skora  
Fawnd Memories-C. Knapp  
Our Heritage is Our Future-B. Victor  
Crocodile-D. Lewis  
Lady Curl-H. Linke

Waiting-S. Ghosh

Rising Rainbow-D. Turner

Brenna-D. J. Mayne

Bear Cubs-B. Carlyle

Spaulding-H. Hoy

Galloping Ghost-L. Starck

No Room for Doubt-R. Brubaker

Book Peddlers-J. Morford

Your Canopy-T. Baylor

Big Easy-O. Obazee

The Generosity of Creativity-T. Lind

The Truth of Geometry-T. Lind

Portal-T. Riefe

Final Fandango-S. Morin

Roust Here-S. Jurgensmier

Embrace-L. Carleton

Ruin-N. Wiffill

Final Warrior-T. Ford

Mystic Warriors-G. Monaco

Raven-J. Spendlove

Locations

Pavilion area-11th Street and Main Avenue.

Pavilion South Plaza.

Home Federal.

Interstate Office Products.

Boyce Greenfield.

11th Street and Phillips Avenue.

Northwest corner of 11th Street and Phillips Avenue.

Carpenter Condos-south.

Carpenter Condos-north.

Mrs. Murphy's Irish Gifts.

Prairie Star Gallery.

Southwest corner of Tenth Street and Phillips Avenue.

Tenth Street and Phillips Avenue.

Northwest corner of Tenth Street and Phillips Avenue.

South of Diner.

South of Diner.

Phillips Avenue Diner.

Southeast side of Fountain.

South side of Fountain.

North side of Fountain.

In front of Frontier Bank.

In front of DocuTap.

Wells Fargo.

Northwest corner of Ninth Street and Main Avenue.

US Bank.

Northwest corner of Eighth Street and Phillips Avenue.

Eighth Street and Uptown to East Eighth Street.

Orpheum Theater.

Northeast corner of Sixth Street and Main Avenue.

Adwerks.

Northeast corner of Fifth Street and Main Avenue.

Northeast corner of Seventh Street and Phillips Avenue.

Along bike trail north of Eighth Street.

East Eighth Street north side of Reid Street.

Southeast corner of Eighth Street and Reid Street-Eighth Street and RR Center.

Ninth Street and Phillips Avenue.

First National Bank.

First Financial Center.

First Financial Planter.

Between Ninth Street and Tenth Street east side on Phillips Avenue.

Between Ninth Street and Tenth Street east side on Phillips Avenue.

Skellys.

Tenth Street and Phillips Avenue.

Southeast corner of Tenth Street and Phillips Avenue.

Rehfelds.

Near Crawfords.

Chef Dominique's.

Northeast corner of 11th Street and Phillips Avenue.

11th Street and Phillips Avenue.

Southeast corner of 11th Street and Phillips Avenue.

Dacotah Bank.

Haskett's Restaurant.

Northeast corner of 12th Street and Phillips Avenue.

Northeast corner of 12th Street and Phillips Avenue.

Southeast corner of 12th Street and Phillips Avenue.

Northeast corner of 13th Street and Phillips Avenue.

13th Street and Phillips Avenue.

Northwest corner of 13th Street and Phillips Avenue.

Northwest corner of 12th Street and Phillips Avenue in planter.

Bechtold Jewelry.

Meierhenry Sargent Law Firm.

CH Patisserie.

Minerva's.

Alternates (11)

Storytellers-G. Monaco

Generations-B. Hammond

Prairie Ship-G. Mueller

Raven-G. Monaco

On Top of the World-R. Poey

Green Piece-N. Pierce

Child's Play Revisited-S. Morin

Homage to Otto-S. W. Maeck

Saturnian-S. W. Maeck

Influences-H. Ortega

Jack-H. Hoy

Date adopted: 3/17/15 .

Mike T. HuetherMayor

ATTEST:

Lorie Hogstad

City Clerk

49. A RESOLUTION APPROVING THE COMPREHENSIVE PARKS AND RECREATION SYSTEM MASTER PLAN.

A motion was made by Council Member Kenny Anderson Jr. and seconded by Council Member Michelle Erpenbach to adopt said Resolution No. 14-15.

Vote to adopt: Roll Call: Yeses, Kenny Anderson Jr., Christine M. Erickson, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Rex Rolwing, 7. Noes, 0.

Motion Passed.

RESOLUTION NO. 14-15

A RESOLUTION APPROVING THE COMPREHENSIVE PARKS AND RECREATION SYSTEM MASTER PLAN.

WHEREAS, Sioux Falls Parks and Recreation has developed a comprehensive parks and recreation system master plan; and

WHEREAS, the plan has merit and would be a benefit to the city in its system of parks and recreation facilities; and

WHEREAS, the Sioux Falls Parks and Recreation Board recommended adoption of the comprehensive parks and recreation system master plan on March 17, 2015;

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

The Comprehensive Parks and Recreation System Master Plan dated March 2015, which is attached hereto and made a part of this resolution, is hereby approved.

The City shall publish this resolution, without attachment, after its passage. The attachment is on file and available for inspection in the office of the City Clerk.

Date adopted: 3/17/15 .



Mike T. HuetherMayor

ATTEST:

Lorie Hogstad

City Clerk

50. 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 Rick Kiley to adopt said Resolution No. 15-15.

Vote to adopt: Roll Call: Yeses, Kenny Anderson Jr., Christine M. Erickson, Michelle Erpenbach, Greg Jamison, Dean Karsky, Rick Kiley, Rex Roling, 7. Noes, 0.

Motion Passed.

RESOLUTION NO. 15-15

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
Wanda Harris h February 2017 (to fill the	Board of Ethics	Appointed for a term from March 2015 through unexpired term of Ronald Sisk).
John "Jack" Marsh rch 2019 (to replace	Board of Ethics	Appointed for a term from March 2015 through March 2019 (to replace Robert Swanhorst).
March 2019 (to replace Susan Aguilar	Charter Revision Commission	Appointed for a term from March 2015 through March 2019 (to replace Dennis Aanenson).
March 2019 (to replace Jill Entenman	Charter Revision Commission	Appointed for a term from March 2015 through March 2019 (to replace De Knudson).
Pauline Poletes gh March 2020.	Charter Revision Commission	Reappointed for a term from March 2015 through March 2020.
March 2019 (to replace Justin Smith	Charter Revision Commission	Appointed for a term from March 2015 through March 2019 (to replace Richard Gregerson).
	Charter	

Robert Thimjongh March 2020.	Revision Commission	Reappointed for a term from March 2015 through June 2020.
h June 2016 (to fill the Tana Zwart	Disability Awareness Commission	Appointed for a term from March 2015 through unexpired term of Michelle Grimm).
h March 2020 (to replace James Beddow	Housing and Redevelopment Commission	Appointed for a term from March 2015 through unexpired term of Harriet Scott).
Roger Nikolas h March 2018 (to replace	Mechanical Board of Appeals and Examiners	Appointed for a term from March 2015 through unexpired term of Gregory Bertsch).
Megan Myers gh March 2018.	Public Transit Advisory Board	Reappointed for a term from March 2015 through unexpired term of Megan Myers).
Brett Glirbas h June 2016 (to fill the	Public Transit Advisory Board	Appointed for a term from March 2015 through unexpired term of Minnie Bell).
Jeri Reed h March 2018 (to replace	Public Transit Advisory Board	Appointed for a term from March 2015 through unexpired term of Debra Nelson).
Ross "Mick" Miller o replace John Overby).	Solid Waste Planning Board	Indefinite term-Turner County representative (to replace John Overby).
Steve Brummond ugh March 2018.	Visual Arts Commission	Reappointed for a term from March 2015 through unexpired term of Steve Brummond).
Larry Ling ugh March 2018.	Visual Arts Commission	Reappointed for a term from March 2015 through unexpired term of Larry Ling).
Sandra Pay h February 2016 (to fill the	Visual Arts Commission	Appointed for a term from March 2015 through unexpired term of Nan Baker).

Date adopted: 3/17/15 .

Mike T. Huether Mayor

ATTEST:

Lorie Hogstad

City Clerk

NEW BUSINESS

Mayor Huether recognized Scout Troop 371 in the audience.

ADJOURNMENT

A motion was made by Council Member Michelle Erpenbach and seconded by Council Member Kenny Anderson Jr. to adjourn the meeting at 8:05 p.m.

Mayor Huether took a voice vote 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. HOWEVER, THE SOUTH DAKOTA SUPREME COURT HAS RULED THAT CITY COUNCILORS MAY NOT ENGAGE IN PRIVATE COMMUNICATIONS WITH PERSONS WHEN THE CITY COUNCIL WILL ACT AS A DECISION-MAKER ON AN UPCOMING MATTER INVOLVING A LICENSE OR A PERMIT. IN THOSE INSTANCES, PERSONS ARE ENCOURAGED TO PROVIDE WRITTEN COMMENTS TO THE ENTIRE CITY COUNCIL OR TO PROVIDE ORAL COMMENT AT THE PUBLIC MEETING ON THAT MATTER WHEN IT IS CONSIDERED BY THE ENTIRE CITY COUNCIL. THOSE WHO PROVIDE COMMENTS SHOULD UNDERSTAND THAT THEIR COMMENTS WILL BECOME PART OF THE OFFICIAL RECORD AND SUBJECT TO REVIEW BY ALL PARTIES AND THE PUBLIC.

ADDRESSING THE COUNCIL: PERSONS ADDRESSING THE COUNCIL SHALL USE THE MICROPHONE AT THE PODIUM. PLEASE STATE YOUR NAME. PRESENTATIONS ARE LIMITED TO FIVE MINUTES.

LIVE BROADCASTS OF COUNCIL MEETINGS ON CITYLINK: INFORMATIONAL MEETINGS AIR LIVE ON TUESDAYS EACH MONTH AT 4:00 P.M. COUNCIL COMMITTEE MEETINGS AIR LIVE THE FIRST, SECOND, AND THIRD TUESDAYS OF EACH MONTH IMMEDIATELY FOLLOWING THE INFORMATIONAL MEETING. CITY COUNCIL MEETINGS AIR LIVE THE FIRST, SECOND, AND THIRD TUESDAYS OF EACH MONTH AT 7:00 P.M. THE JOINT CITY COUNCIL/MINNEHAHA COUNTY COMMISSION MEETINGS AIR LIVE THE FOURTH TUESDAY OF EACH MONTH AT 5:00 P.M. REGULAR MEETINGS OF THE CITY COUNCIL ARE ALSO ARCHIVED AND AVAILABLE FOR VIEWING ON DEMAND AT [WWW.SIOUXFALLS.ORG](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 AT 1:30 A.M. AND 9:00 A.M. ON THURSDAYS, AND 6:00 P.M. ON SATURDAYS. COUNCIL COMMITTEE MEETINGS AT 12:30 A.M. AND 8:00 A.M. ON THURSDAYS, AND 5:00 P.M. ON SATURDAYS. CITY COUNCIL MEETINGS AT 2:30 AM AND 10:00 A.M. ON THURSDAYS, AND 7:00 P.M. ON SATURDAYS. JOINT CITY COUNCIL/MINNEHAHA COUNTY COMMISSION MEETINGS AT 8:00 A.M. ON FIRST FRIDAY AFTER LIVE MEETING AND 1:00 P.M. ON FIRST SUNDAY AFTER

LIVE MEETING.