

THE MINNEHAHA COUNTY COMMISSION CONVENEED IN JOINT SESSION WITH THE SIOUX FALLS CITY COUNCIL AT 5:00 P.M., July 15, 2002, pursuant to adjournment on July 9, 2002. Commissioners present were O'Connor, Pekas, and Zweep. Commissioners Kolbe and Twedt absent. Jody Hilmoe, Deputy Auditor, was also present.

City Council Members present: Beninga, Gleason, Howes, Kavanaugh, Knudson, Smith, Staggers, and Mayor Munson. Council Member Rust absent.

Vice-Chairman O'Connor called the meeting to order.

Dave Queal, Planning Director, was present for the second reading and scheduled hearing of an amendment to the 2002 Revised Extraterritorial Zoning Regulations for Minnehaha County and the City of Sioux Falls which would rezone from the A-1 Agricultural District to the RS-1 Residential District property legally described as the E130' W562' S350' SW1/4 SW1/4 of Section 10-T102N-R49W, located immediately east of Renner Corner. The City and County Planning Commissions recommend approval. MOTION by Zweep, seconded by Pekas to approve Ordinance MC30-02-02. 3 ayes. City concurred.

ORDINANCE MC30-02-02

AN ORDINANCE AMENDING ORDINANCE MC30-02 BY REZONING CERTAIN PROPERTY.

BE IT ORDAINED BY MINNEHAHA COUNTY, SOUTH DAKOTA:

That Ordinance MC30-02 be amended as follows:

The E130' W562' S350' SW1/4 SW1/4 of Section 10-T102N-R49W is hereby rezoned from A-1 Agricultural to RS-1 Residential and the official zoning map referred to in Section 2.03(a) is amended to include the property in the RS-1 Residential District.

Approved this 15th day of July, 2002

BOARD OF COUNTY COMMISSIONERS

ATTEST:
Jody Hilmoe
Deputy Auditor

Michael J. O'Connor
John Pekas
James Zweep

VACATION OF RIGHT-OF-WAY

Dave Queal, Planning Director, was present for the scheduled hearing to consider Vacation of Public Right-Of-Way of a portion of Martindale Road located in a residential subdivision immediately adjacent to the Sioux Falls city limits northwest of the airport. Mr. Queal noted that a vacation of this road would have more impact on the City due to its proximity to the city limits, and recommended that the County approve the vacation and allow the City to have further discussion before taking their action. MOTION by Pekas, seconded by Zweep to approve Resolution MC02-32. 3 ayes.

RESOLUTION MC02-32
RESOLUTION TO VACATE PUBLIC RIGHT-OF-WAY

WHEREAS, a public hearing was held on July 15, 2002, pursuant to the provisions of SDCL 31-3-7 to consider a petition to vacate a platted public right-of-way; and

WHEREAS, said hearing was for the purpose of determining whether the public interest will be better served by such proposed vacation.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED, by the Minnehaha County Board of Commissioners that the following described public right-of-way, recorded in Book 16 Page 116 of Plats, is hereby declared vacated:

That portion of Martindale Road lying between Tract 13 of Martindale Tracts including 66 feet of vacated township road adjacent to and south of Tract 13 and the north 213 feet of the west 186 feet of the SE1/4 SW1/4 of Section 31-T102N-R49W of the 5th PM, Minnehaha County, South Dakota.

BE IT FURTHER RESOLVED, pursuant to SDCL 31-3-44, that this resolution be forwarded to the City of Sioux Falls for concurrence.

BE IT FURTHER RESOLVED, that this resolution be placed on file with the Minnehaha County Auditor and, upon concurrence by the City of Sioux Falls, recorded with the Minnehaha County Register of Deeds.

Dated the 15th day of July, 2002.

ATTEST:
Jody Hilmoie
Deputy Auditor

APPROVED BY THE COMMISSION

John Pekas
James Zweep
Michael J. O'Connor

Lyle Johnson, Director of City of Sioux Falls Public Works, recommended that the City deny this vacation as it is premature as there is no development plan for the area. City Planner Russ Sorenson noted that land to the north and east is slated for industrial uses. Don Merrill, neighboring property owner, and citizen Jan Muilenburg, spoke in favor of the vacation. Motion by Smith, seconded by Howes to approve the vacation. 7 nays. The vacation is denied as it needs approval by both boards, therefore Resolution MC02-32 will not be filed with the Register of Deeds.

EAST SIOUX FALLS PARK

County Planning Director Dave Queal and City of Sioux Falls Director of Parks and Recreation Mike Cooper presented the East Sioux Falls Park and Arboretum Master Plan. MOTION by Zweep, seconded by Pekas to accept the plan. 3 ayes. City concurred.

MOTION by Pekas, seconded by Zweep to adjourn until the regular Commission Meeting at 9:00 a.m. on July 16, 2002. 3 ayes.

Jody Hilmoie, Deputy Auditor