

**CITY OF SOUTH SIOUX CITY**  
**COUNCIL MINUTES**  
**November 27<sup>th</sup>, 2023**

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A meeting of the City Council of the City of South Sioux City, Nebraska, was held at the South Sioux City Council Chambers, 1615 1<sup>st</sup> Avenue in said City on the 27<sup>th</sup> day of November 2023, at 5:00 P.M.

Present were: Mayor Rod Koch and Council Members Jason Bowman, Jasper Kriens, James Gunsolley, Dan Bousquet, Carol Schuldt, Rick Bousquet, Ben Schultz and Monty Peters.

Absent: None.

Media in attendance: Dakota County Star. Notice of the proceeding was given in advance thereof by advertising in the Dakota County Star and Mundo Latino attached to these minutes. Notice of the proceedings was given to the Mayor and all members of the Council and a copy of their acknowledgement of receipt of notice and the agenda is attached to these minutes. Availability of the agenda was communicated in advance notice to the Media, Mayor and Council of this proceeding and was open to the attendance of the public.

Mayor Koch, stated that a current copy of the Open Meetings Act is posted on the north wall in the rear of the Council Chambers and is available for review by citizens in attendance. A sign-in sheet is available at the entrance to Council Chambers. We ask for your assistance by signing in as this is a Federal Grant requirement. It is strictly voluntary to complete the sign-in sheet.

CONGRATULATIONS to Antonio "Tony" Gomez for being added to the Wall of Fame! Thanks for all you have done for the community.

R. Bousquet motioned, seconded by D. Bousquet to remove and postpone the MOU – National License Plate Reader Program Agreement from the consent agenda. Voting Aye: Schultz, Peters, D. Bousquet, Bowman, Gunsolley, Schuldt, R. Bousquet and Kriens. Voting no: none

Schultz motioned, seconded by Peters to approve the following items on the consent agenda:

MINUTES: Council – November 13<sup>th</sup>, 2023, Public Works – November 20<sup>th</sup>, 2023

PRESENTATION OF CLAIMS – November 27<sup>th</sup>, 2023

Treasurer's Report Ending October 31st 2023.

Rooming House License.

City Maintenance Agreement renewal with Nebraska Department of Transportation for highway corridors through the community. Agreement runs January 1<sup>st</sup>, 2024 through December 31<sup>st</sup>, 2024.

INVOICES:

- Olsson – \$7,000.00; Hovey Development Phase III.
- Olsson - \$975.19; All American Subdivision.
- CDS Inspections and Beyond - \$1,500.00. Lead Based Paint Clearance testing.
- JEO - \$705.79; GIS Service.
- JEO - \$6,998.75; GIS Service.
- Bligh Construction - \$806.41. OOR Program.
- Engineered Equipment Solutions - \$32,900.00. September 1 – September 29, EES support Staff.
- Engineered Equipment Solutions - \$36,822.63. October 1 – October 31, Support Staff.

Voting Aye: Schultz, Peters, D. Bousquet, Bowman, Gunsolley, Schuldt, R. Bousquet and Kriens. Voting no: none

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Diana Kincaid and Mike Newhouse announced that Siouxland Freedom Park will be open on Saturdays from 10:00 a.m. to 4:00 p.m. in December. Mr. Newhouse has already given tours to some schools. Mrs. Kincaid asked to the Council what the City has planned to keep the building open as they only have volunteers until the end of December. The committee thinks that they should be open more than just Saturday's. Mayor Koch and City Administrator Lance Hedquist stated that it will be discussed and they will get back to them.

At 5:14 p.m. Mayor Koch opened the PUBLIC HEARING regarding Marina Inn - 5<sup>th</sup> Street vacation. Expansion and renovation of the Marriott Event Center. Street vacation request described as that portion of 5<sup>th</sup> Street adjacent to Blocks Twelve (12) and Thirteen (13) in Stanton Addition and Blocks Fifty (50) and Seventy-five (75) in Covington Addition, including the area adjacent to vacated Abbott Street, said portion lying between the East line of "C" Street and the West line of "D" Street all in South Sioux City, Dakota County, Nebraska. Total area of vacation is 31,530 square feet.

Present requesting to speak in favor, John Gleason, owner of the property at location and requester of vacating area. No one in opposition to Marina Inn - 5<sup>th</sup> Street vacation. At 5:26 p.m., Mayor Koch declared the hearing closed.

The City Attorney read the following Ordinance:

**ORDINANCE 2023 – 13**

AN ORDINANCE VACATING THAT PORTION OF 5<sup>TH</sup> STREET ADJACENT TO BLOCKS TWELVE (12) AND THIRTEEN (13) IN STANTON ADDITION AND BLOCKS FIFTY (50) AND SEVENTY-FIVE (75) IN COVINGTON ADDITION INCLUDING THE AREA ADJACENT TO VACATED ABBOTT STREET IN SOUTH SIOUX CITY, NEBRASKA; CLOSING SAID STREET TO THE PUBLIC; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PRESCRIBING A TIME WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT

Kriens introduced Ordinance 2023-13 on its first reading and moved that the statutory rule requiring reading on three different days be suspended. Motion seconded by Schultz to suspend the rules. Voting Aye: Schultz, Peters, D. Bousquet, Bowman, Gunsolley, Schuldt, R. Bousquet and Kriens. Voting no: none

Kriens motioned for final passage of the Ordinance which motion was seconded by D. Bousquet. Voting Aye: Schultz, Peters, D. Bousquet, Bowman, Gunsolley, Schuldt, R. Bousquet and Kriens. Voting no: none

Kriens motioned, seconded by Schultz to approve the following Resolution:

**RESOLUTION 2023-39**

RESOLUTION SETTING FEES FOR FOOD TRUCK PERMITS PURSUANT TO THE CITY OF SOUTH SIOUX CITY CODE OF ORDINANCES SECTION 74-96

Voting Aye: Schultz, Peters, D. Bousquet, Bowman, Gunsolley, Schuldt, R. Bousquet and Kriens. Voting no: none

Schultz motioned, seconded by Peters to approve the Memorandum of Understanding for the Creative Art District. Voting Aye: Schultz, Peters, D. Bousquet, Bowman, Gunsolley, Schuldt, R. Bousquet and Kriens. Voting no: none

The City Attorney read the following Ordinance:

**ORDINANCE 2023-14**

AN ORDINANCE OF THE CITY OF SOUTH SIOUX CITY, NEBRASKA PERTAINING TO FOOD TRUCKS; ADOPTING NEW REGULATIONS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PRESCRIBING A TIME WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT.

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Kriens introduced Ordinance 2023-14 on its first reading and moved that the statutory rule requiring reading on three different days be suspended. Motion seconded by R. Bousquet to suspend the rules. Voting Aye: Schultz, Peters, D. Bousquet, Bowman, Gunsolley, Schuldt, R. Bousquet and Kriens. Voting no: none

Kriens motioned for final passage of the Ordinance which motion was seconded by R. Bousquet. Voting Aye: Schultz, Peters, D. Bousquet, Bowman, Gunsolley, Schuldt, R. Bousquet and Kriens. Voting no: none

The City Attorney read the following Ordinance:

**ORDINANCE 2023 -15**

AN ORDINANCE AMENDING SECTIONS 14-14 AND 14-16 UNDER CHAPTER 14 PERTAINING TO ANIMALS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING A TIME WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT.

R. Bousquet introduced Ordinance 2023-15 on its first reading and moved that the statutory rule requiring reading on three different days be suspended. Motion seconded by Gunsolley to suspend the rules. Voting Aye: Schultz, Peters, D. Bousquet, Bowman, Gunsolley, Schuldt, R. Bousquet and Kriens. Voting no: none

Kriens motioned for final passage of the Ordinance which motion was seconded by D. Bousquet. Voting Aye: Schultz, Peters, D. Bousquet, Bowman, Gunsolley, Schuldt, R. Bousquet and Kriens. Voting no: none

Bowman motioned, seconded by Peters to approve ARPA update and Fire Department Cad upgrade for an estimated amount of \$5,740.00. Voting Aye: Schultz, Peters, D. Bousquet, Bowman, Gunsolley, Schuldt, R. Bousquet and Kriens. Voting no: none

R. Bousquet motioned, seconded by Schultz to approve Steve Par from JEO as Street Superintendent. Voting Aye: Schultz, Peters, D. Bousquet, Bowman, Gunsolley, Schuldt, R. Bousquet and Kriens. Voting no: none

Schultz motioned, seconded by Peters to approve TIF Policy/Guidelines with the suggested amendment declining the mandatory impact fee by the South Sioux City Schools. Voting Aye: Schultz, Peters, D. Bousquet, Bowman, Gunsolley, Schuldt, R. Bousquet and Kriens. Voting no: none

R. Bousquet motioned, seconded by Schultz to approve sending application the State on DEE reduce greenhouse gas, SSC priority forest compost – NRD/DEE. Voting Aye: Schultz, Peters, D. Bousquet, Bowman, Gunsolley, Schuldt, R. Bousquet and Kriens. Voting no: none

D. Bousquet motioned, seconded Peters to approve Dale Hans Subdivision Sewer Lift Station – Data Park area with the City to do 60% - estimated cost of \$400,000.00 and the City getting it returned with the TIF. Voting Aye: Schultz, Peters, D. Bousquet, Bowman, Gunsolley, Schuldt, R. Bousquet and Kriens. Voting no: none

Kriens motioned, seconded by Schuldt to approve new employee from the Civil Service list for the Fire Department. Voting Aye: Schultz, Peters, D. Bousquet, Bowman, Gunsolley, Schuldt, R. Bousquet and Kriens. Voting no: none

Being no further business at 5:50 p.m. Gunsolley motioned, seconded by Kriens to adjourn the meeting. Voting Aye: Schultz, Peters, D. Bousquet, Bowman, Gunsolley, Schuldt, R. Bousquet and Kriens. Voting no: none

These minutes are subject to city council approval.

A copy of the minutes in their entirety is available at City Hall, 1615 1<sup>st</sup> Ave., Mon.-Fri. 8:00 am-5:00 pm. and on the City's website at [www.southsiouxcity.org](http://www.southsiouxcity.org)

Nanci Walsh CITY Clerk