

CITY OF SOUTH SIOUX CITY MINUTES

February 12, 2018

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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 1st Avenue in said City on the 12th day of February, 2018, at 5:00 P.M. Present were: Mayor: Rod Koch and Council Members: John Sanders, Dennis Nelson, Oscar Gomez, Jason Bowman, Jack Ehrich, Dan Bousquet. Absent: Carol Schuldt, Bruce Davis. Media in attendance: Dakota County Star and KMEG Channel 14 and Fox 44. Notice of the proceeding was given in advance thereof by advertising in the Dakota County Star 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 & 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.

Ehrich moved seconded by Bowman, to excuse the absence of Councilman Davis and Councilwoman Schuldt. Voting Aye: Nelson, Ehrich, Sanders, Bousquet, Gomez, Bowman. Voting No: None.

Bowman moved, seconded by Sanders, to approve the following **Consent Agenda**: 1/22/18 continues to 1/23/18 Council Minutes, 2/7/18 Finance Minutes, Treasurer's Report ending 1/31/18, Legislative Bills, 2018 Plumbing Licenses and Claims #2018-3. Voting Aye: Nelson, Ehrich, Sanders, Bousquet, Gomez, Bowman. Voting No: None.

Chris McGowan, President, The Siouxland Initiative(TSI) was present to give an update on the various projects the organization is working on. Nelson moved, seconded by Bowman, to approve the \$15,000 yearly payment to TSI for 2018. Voting Aye: Nelson, Ehrich, Sanders, Bousquet, Gomez, Bowman. Voting No: None.

Chris Koenig, HDR Engineering, was present to give an update on the East 29th Street channel improvements in the new HCI Development. Information only. No action taken.

At 5:18 p.m., Mayor Koch declared the **Public Hearing** open in the matter of the Winters lot split; for the properties located in the NE1/4 SE1/4 of the SE1/4 of Section 32 192 N, R9E. 6th P.M.. Dakota County, Nebraska with common addresses of 1574 Gateway Drive, South Sioux City, Nebraska. There was no one present requesting

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special services or to speak in favor of or in opposition to the proposed lot split. At 5:20 p.m., Mayor Koch declared the hearing closed.

Ehrich introduced the following Resolution and motioned for its approval:

RESOLUTION 2018-13

RESOLUTION AUTHORIZING LOT SPLIT FOR PROPERTY LOCATED AT 1574 GATEWAY DRIVE, SOUTH SIOUX CITY, NEBRASKA. *Winters Lot Split.*

Nelson seconded the motion. Voting Aye: Nelson, Ehrich, Sanders, Bousquet, Gomez, Bowman. Voting No: None.

Chad Kehrt, Olsson Associates and Ethan Joy, JEO Consulting Group, were available to give updates and to answer any questions on the various projects in the city. Information only. No action taken.

Bowman introduced the following Resolution and motioned for its approval:

RESOLUTION 2018-14

RESOLUTION REAFFIRMING PROCUREMENT PROCEDURES AND CODE OF CONDUCT.

Bouquet seconded the motion. Voting Aye: Nelson, Ehrich, Sanders, Bousquet, Gomez, Bowman. Voting No: None.

At 5:21 p.m., Councilman Nelson left the meeting and will not be counted in the voting hereafter.

Bowman introduced the following Resolution and motioned for its approval:

RESOLUTION 2018-15

RESOLUTION REAFFIRMING POLICY TO IMPLEMENT SECTION 504 OF THE REHABILITATION ACT OF 1973 AND THE AMERICANS WITH DISABILITIES ACT OF 1990.

Gomez seconded the motion. Voting Aye: Ehrich, Sanders, Bousquet, Gomez, Bowman. Voting No: None.

At 5:22 p.m., Council Nelson returned to the meeting and will be counted in the voting hereafter.

Bowman introduced the following Resolution and motioned for its approval:

RESOLUTION 2018-16

RESOLUTION REAFFIRMING POLICY TO PROHIBIT THE USE OF EXCESSIVE FORCE BY THE SOUTH SIOUX CITY POLICE DEPARTMENT AGAINST ANY INDIVIDUALS ENGAGED IN NON-VIOLENT CIVIL RIGHTS DEMONSTRATIONS.

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Ehrich seconded the motion. Voting Aye: Nelson, Ehrich, Sanders, Bousquet, Gomez, Bowman. Voting No: None.

Gomez introduced the following Resolution and motioned for its approval:

RESOLUTION 2018-17

RESOLUTION RE-AFFIRMING THE PROCEDURES MANUAL FOR TITLE II OF THE AMERICANS WITH DISABILITIES ACT.

Ehrich seconded the motion. Voting Aye: Nelson, Ehrich, Sanders, Bousquet, Gomez, Bowman. Voting No: None.

Ehrich introduced the following Resolution and motioned for its approval:

RESOLUTION 2018-18

RESOLUTION REAFFIRMING RESIDENTIAL ANTI-DISPLACEMENT AND RELOCATION ASSISTANCE PLAN.

Bousquet seconded the motion. Voting Aye: Nelson, Ehrich, Sanders, Bousquet, Gomez, Bowman. Voting No: None.

Gomez introduced the following Resolution and motioned for its approval:

RESOLUTION 2018-19.

RESOLUTION RE-ADOPTING CITIZEN PARTICIPATION PLAN.

Nelson seconded the motion. Voting Aye: Nelson, Ehrich, Sanders, Bousquet, Gomez, Bowman. Voting No: None.

Bousquet introduced the following Resolution and motioned for its approval:

RESOLUTION 2018-20

RESOLUTION AUTHORIZING PAYMENT FOR ENGINEERING SERVICES FOR THE NATURAL GAS ELECTRICAL GENERATION FACILITY PROJECT #R170181.00. *JEO Consulting Group; \$5,873.75*

Nelson seconded the motion. Voting Aye: Nelson, Ehrich, Sanders, Bousquet, Gomez, Bowman. Voting No: None.

Sanders introduced the following Resolution and motioned for its approval:

RESOLUTION 2018-21.

RESOLUTION PERMITTING EXECUTION OF INTERLOCAL AGREEMENTS FOR EMERGENCY MEDICAL SERVICE AND ADVANCED LIFE SUPPORT SUPPLEMENTAL ASSISTANCE WITH SURROUNDING CITIES AND VILLAGES.

Bowman seconded the motion. Voting Aye: Nelson, Ehrich, Sanders, Bousquet, Gomez, Bowman. Voting No: None.

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Sanders moved, seconded by Ehrich, to approve the South Sioux City Public Library updated policies. Voting Aye: Nelson, Ehrich, Sanders, Bousquet, Gomez, Bowman. Voting No: None.

Bowman moved, seconded by Sanders, to approve Olsson Associates as design engineer for the West 6th Community Development Block Grant (CDBG) subject to receiving the notice to proceed from them. Voting Aye: Nelson, Ehrich, Sanders, Bousquet, Gomez, Bowman. Voting No: None.

Bousquet moved, seconded by Gomez, approval of the USDA Energy - RUS/RESP Program Grant. Voting Aye: Nelson, Ehrich, Sanders, Bousquet, Gomez, Bowman. Voting No: None.

Nelson moved, seconded by Gomez, to approve submitting request for funds for the State Housing Grant. Voting Aye: Nelson, Ehrich, Sanders, Bousquet, Gomez, Bowman. Voting No: None.

Bowman moved, seconded by Bousquet, to approve the invitation to apply for the site and building funds with the State (NDED) for project block subject to the City Attorney, Mike Schmiedt's review and approval. Voting Aye: Nelson, Ehrich, Sanders, Bousquet, Gomez, Bowman. Voting No: None.

Bowman moved, seconded by Bousquet, to approve Cardinal Festival Committee's request to block 1st Avenue from City Hall to E. 15th and E. 15th to Dakota Avenue for an event on June 8, 2018. Voting Aye: Nelson, Ehrich, Sanders, Bousquet, Gomez, Bowman. Voting No: None.

Nelson moved, seconded by Bousquet, to postpone the authorization to advertise for bids for E. 29th Street until the next meeting and to invite HCI to the meeting to go over their plans for the area. Voting Aye: Nelson, Ehrich, Sanders, Bousquet, Gomez, Bowman. Voting No: None.

At 5:48 p.m., Bousquet moved, seconded by Sanders, to go into closed session for collective bargaining, personnel matters and litigation. Voting Aye: Nelson, Ehrich, Sanders, Bousquet, Gomez, Bowman. Voting No: None.

Mayor Koch stated that the council was going into closed session regarding collective bargaining, personnel matters and litigation. Voting Aye: Nelson, Ehrich, Sanders, Bousquet, Gomez, Bowman. Voting No: None.

At 7:15 p.m., Nelson moved, seconded by Sanders, to come out of closed session. Voting Aye: Nelson, Ehrich, Sanders, Bousquet, Gomez, Bowman. Voting No: None.

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There was no action taken on the Fire Department Contract, Assistant City Administrator position, or on the update on litigation agenda items.

There being no further business to discuss, at 7:16 p.m., Nelson moved, seconded by Bousquet, to adjourn the meeting. Voting Aye: Nelson, Ehrich, Sanders, Bousquet, Gomez, Bowman. Voting No: None.

MAYOR

ATTEST:

CITY CLERK

I, the undersigned City Clerk, hereby certify that the foregoing is a true and correct copy of the proceedings had and done by the Mayor and Council, that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting kept continuously current and available for public inspection at the office of the Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting, that at least one copy of all reproducible materials discussed at the meeting was available at the meeting for examination and copying by members of the public; that the said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

CITY CLERK

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