

**CITY OF SOUTH SIOUX CITY
COUNCIL MINUTES**

July 08th, 2019

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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 8th day of July, 2019, at 5:00 P.M. Present were: Mayor Rod Koch and Council Members: Carol Schuldt, Bruce Davis, Dan Bousquet, Jason Bowman, John Sanders, Jim Gunsolley. Absent: Jose "Lupe" Gonzalez. 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.

Mayor Koch asked if there was anyone in the audience that would like to speak about anything that was not on the agenda.

Davis moved, seconded by Bousquet, to approve Jasper Kriens to fill the Council vacancy for the balance of the unexpired term. Voting Aye: Schuldt, Davis, Bousquet, Bowman, Gunsolley, Sanders. Voting No: None.

The City Attorney will administer the Oath of Office for Jasper Kriens at the July 15, 2019 Public works meeting.

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 all citizens in attendance. A sign-in sheet is available at the entrance to the Council Chambers. We ask your assistance by signing in as this is a Federal Grant requirement. It is strictly voluntary to complete the sign-in sheet.

Schuldt moved, seconded by Sanders, to approve the following **Consent Agenda:**
6/24/19 Council minutes, 7/1/19 Public Works minutes, 6/26/19 Finance minutes and claims list. Voting Aye: Schuldt, Sanders, Bowman, Bousquet, Davis and Gunsolley. Voting No: None.

Dan Feenstra, South Sioux City Communications Director, displayed the fish camera activity video at Crystal Cove. Information only. No action taken.

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Davis moved, seconded by Bousquet, to approve the MidAmerican Energy - MMT rate changes. Voting Aye: Davis, Bousquet, Gunsolley, Sanders, Schuldt, Bowman. Voting No: None.

Olsson and JEO Consulting Group engineers were present to give updates on the various projects in the city. Information only. No action taken.

Bowman introduced the following Resolution and motioned for approval:

RESOLUTION 2019-85

RESOLUTION AUTHORIZING PAYMENT FOR NEW PACKER AUTO-LOADER, ZERO RADIUS GARBAGE TRUCK (1M2LR2GC8LM002196).

McNeilus-Dodge Center; \$297,595.00.

Bousquet seconded the motion. Voting Aye: Bowman, Bouquet, Gunsolley, Schuldt, Sanders, Davis. Voting No: None.

Davis introduced the following Resolution and motioned for approval:

RESOLUTION 2019-86.

RESOLUTION AUTHORIZING CITY TO APPROVE THE DCSO-SSCPD MEMORANDUM OF UNDERSTANDING FOR INVESTIGATIVE TASK FORCE ACTIVATION PROTOCOL.

Schuldt seconded the motion. Voting Aye: Bowman, Bousquet, Gunsolley, Schuldt, Sanders, Davis. Voting No: None.

Davis introduced the following Resolution and motioned for approval:

RESOLUTION 2019-87

RESOLUTION AUTHORIZING PAYMENT FOR CONTRACTING SERVICES FOR THE OWNER OCCUPIED REHABILITATION (OOG) GRANT; PROJECT #15HO-35074. *Bligh Construction, LLC; \$24,999.00.*

Schuldt seconded the motion. Voting Aye: Bowman, Bousquet, Gunsolley, Schuldt, Sanders, Davis. Voting No: None.

Sanders introduced the following Resolution and motioned for approval:

RESOLUTION 2019-88

RESOLUTION AUTHORIZING CITY OF SOUTH SIOUX CITY, NEBRASKA TO MAKE APPLICATION TO THE NEBRASKA DEPARTMENT OF ENVIRONMENTAL QUALITY (NDEQ) STATE REVOLVING FUND LOAN PROGRAM FOR THE 2.5 MILLION GALLON WATER STORAGE.

Bousquet seconded the motion. Voting Aye: Davis, Sanders, Schuldt, Gunsolley, Bousquet, Bowman. Voting No: None.

Davis moved, seconded by Bousquet, to approve the first reading only of the Ordinance.

ORDINANCE 2019-10.

AN ORDINANCE REGARDING SMALL WIRELESS FACILITIES

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Voting Aye: Davis, Sanders, Schuldt, Gunsolley, Bousquet, Bowman. Voting No: None.

Bousquet moved, seconded by Schuldt, to place Jasper Kriens on the Public Works Committee filling the vacancy left by Dennis Nelson. Voting Aye: Davis, Sanders, Schuldt, Gunsolley, Bousquet, Bowman. Voting No: None.

Davis moved, seconded by Schuldt, to place Jim Gunsolley on the selection committee, replacing Dennis Nelson. Voting Aye: Davis, Schuldt, Bowman, Bousquet, Sanders. Voting No: None. Abstain: Jim Gunsolley.

Davis moved, seconded by Schuldt, to approve the 2019-2019 Budgeted Transfers. These are all moving dollars from one fund to another as budgeted. Voting Aye: Davis, Schuldt, Bowman, Bousquet, Sanders, Gunsolley. Voting No: None.

Bousquet moved, seconded by Sanders, to approve raising the rent at 2500 G Street by \$200.00. Voting Aye: Gunsolley, Bowman, Schuldt, Davis, Bousquet, Sanders. Voting No: None.

Davis moved, seconded by Schuldt, to approve the Super Mercado-Puerto Vallarta at 18th and Dakota Ave. Right of Way Encroachment Lease renewal for another 25 years for \$80.00 and to increase the required insurance to 2 million. Voting Aye: Bowman, Schuldt, Gunsolley, Davis, Sanders, Bousquet. Voting No: None.

Davis moved, seconded Bousquet, to approve the Memorandum of Understanding between Dakota County & South Sioux City for Illicit detection and elimination program (MS4) storm sewer system mapping along highways. Voting Aye: Bousquet, Sanders, Gunsolley, Bowman, Schuldt, Davis. Voting No: None.

Davis moved, seconded by Bousquet, to approve the Memorandum of Understanding between Dakota City and South Sioux City for illicit detection and elimination program (MS4) storm sewer system mapping along state highways.

Davis moved, seconded by Schuldt, to approve the storm sewer replacement along Riverview Dr. The costs for engineering is \$9,500 plus an hourly rate for any survey work and/or construction management that may be needed. Voting Aye: Davis, Schuldt, Bowman, Bousquet, Sanders, Gunsolley. Voting No: None.

Bousquet moved seconded by Sanders, to approve the CCS change order proposal #2 decrease - \$1,861.00 for the Council chambers audio visual project. Voting Aye: Schuldt, Davis, Gunsolley, Sanders, Bousquet, Bowman.

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Schuldt moved, seconded by Davis, to approve the replacement of incapacitated police vehicle with the next capital year's budget. Voting Aye: Schuldt, Bowman, Bousquet, Sanders, Gunsolley, Davis. Voting No: None.

Davis moved, seconded by Schuldt, to postpone the Green Star Developer Agreement per city attorney's recommendation. Voting Aye: Davis, Schuldt, Sanders, Bousquet, Bowman, Gunsolley. Voting No: None.

Jason Bowman stated that he thought the city should consider making the selling dates and the discharging of the fireworks at the same time. Bruce Davis agreed with this concept.

At 5:55 p.m., Davis moved, seconded by Schuldt, to go into closed session to discuss pending and potential litigation. Voting Aye: Davis, Schuldt, Sanders, Gunsolley, Bowman, Bousquet. Voting No: None.

Mayor Koch stated that the council was going into closed session to discuss pending and potential litigation.

At 6:29 p.m., Davis moved, seconded by Sanders, to come out of closed session. Voting Aye: Schuldt, Gunsolley, Sanders, Davis, Bousquet, Bowman. Voting No: None.

Bowman moved, seconded by Bousquet, to excuse the absence of Jose "Lupe" Gonzalez. Voting Aye: Bowman, Bousquet, Sanders, Schuldt, Gunsolley, Davis. Voting No: None.

There being no further business to discuss, at 6:30 p.m., Gunsolley moved, seconded by Schuldt, to adjourn the meeting. Voting Aye: Gunsolley, Davis, Sanders, Schuldt, Bowman, Bousquet. 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

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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