

CITY OF SOUTH SIOUX CITY

City Council Minutes

April 27, 2020

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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 and via telephone conference on the 27th day of April 2020, at 5:00 P.M. Physically present in the Council Chambers were: Council Members: Bruce Davis, Jasper Kriens. Present via telephone conferencing were: Mayor Rod Koch and Council Members Jason Bowman, John Sanders, Dan Bousquet and Carol Schuldt. Arriving on the telephone Conference at 5:09 p.m. were: Jim Gunsolley and John Sanders. Absent: Lupe Gonzalez. The meeting was broadcast live on the City's website www.southsiouxcity.org and live on Sparklight/Cable One Channel 57 and Long Lines Channel 3. Public was invited to attend the telephone conferencing call by dialing 1-888-305-5155 and when prompted by the service, entering conference ID# 44546. Media in attendance: None. 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 all citizens in attendance. A sign-in sheet is available at the entrance to the Council Chambers and it strictly voluntary to complete the sign

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

Davis moved, seconded by Bowman, to approve the following Consent Agenda consisting of the following: minutes of the 4/13/20 Council meeting; 4/20/20 Public Works meeting; 4/22/20 Finance meeting; Treasurer's Report ending 3/31/20; send a draft of the Pappio Missouri River Natural Resource District (NRD) Mitigation Plan to the NRD and bring back to council at a later date for approval; change 5/25/20 Council meeting to Tuesday 5/26/20; and the claims list. Voting Aye: Davis, Bousquet, Schuldt, Kriens, Bowman. Voting No: None.

Engineers from JEO Consulting Group and Olsson were available to give updates and to answer any questions on the various projects in the city.

At 5:07 p.m., Mayor Koch declared the Public Hearing open regarding the Hovey Subdivision. This subdivision consists of 13 residential lots located in the vicinity of East 19th Street and Missouri View Lane. There was no one present requesting special services or to speak in favor of or in opposition to the proposed subdivision. At 5:08 p.m. Mayor Koch declared the hearing closed.

Bousquet moved, seconded by Bowman, to approve the following Resolution:

RESOLUTION 2020-61

RESOLUTION ADOPTING THE PRELIMINARY PLAT AND FINAL PLATS FOR THE HOVEY SUBDIVISION.

Voting Aye: Davis, Bousquet, Bowman, Schuldt, Kriens. Voting No: None.

At 5:09 p.m. Councilmen Sanders and Gunsolley arrived at the meeting and will be counted in the voting hereafter.

Bousquet moved, seconded by Schuldt, to approve the following Resolution:

RESOLUTION 2020-62

RESOLUTION AWARDED BID FOR HOVEY RESIDENTIAL DEVELOPMENT PROJECT. Gill Construction, Inc.; \$365,407.72

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

City Attorney Mike Schmiedt, stated that the following two sale of city properties listed on the agendas as Resolutions (2020-63 and 2020-64) should be ordinances.

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The City Attorney read the following Ordinance:

ORDINANCE 2020-03

AN ORDINANCE AUTHORIZING AND DIRECTING THE SALE OF REAL ESTATE OWNED BY CITY OF SOUTH SIOUX CITY, NEBRASKA; PROVIDING FOR THE PUBLICATION OF NOTICE OF SUCH SALE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING A TIME WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT. 9.78 Acres legally described as: (Parcel ID# 220273728) TRACT OF LAND LOCATED IN THE SE1/4SW1/4 COMM AT THE SE1/4SW1/4 TH ON S LINE OF SE1/4SW1/4 SW649.8' TH NW32.89' TO A PT ON THE N ROW OF THE 39TH STREET SAID PT ALSO BEING THE POB TH ON SAID ETC UNPLATTED 28-29-9 9.78 ACRES M/L. Sale to Community Development Agency.

Davis introduced Ordinance 2020-03 on its first reading and moved that the statutory rule requiring reading on three different days be suspended. Motion seconded by Kriens to suspend the rules for Ordinance 2020-03. Voting Aye: Davis, Bousquet, Gunsolley, Bowman, Schuldt, Kriens, Sanders. Voting No: None.

Davis motioned for final passage of the Ordinance and was seconded by Kriens. Voting Aye: Schuldt, Kriens, Gunsolley, Sanders, Davis, Bousquet, Bowman. Voting No: None.

The City Attorney read the following Ordinance:

ORDINANCE 2020-04

AN ORDINANCE AUTHORIZING AND DIRECTING THE SALE OF REAL ESTATE OWNED BY CITY OF SOUTH SIOUX CITY, NEBRASKA; PROVIDING FOR THE PUBLICATION OF NOTICE OF SUCH SALE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING A TIME WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT. Lots 8, 9, 10, Block 53 Joy Place Addition, South Sioux City, Dakota County, Nebraska, (Parcel ID# 220041105) Commonly known as 905-911 B Street, South Sioux City, Nebraska. Cardinal Capital, Inc.

Davis moved, seconded by Schuldt to approve the first reading of Ordinance 2020-04. Voting Aye: Gunsolley, Sanders, Davis, Bousquet, Bowman Schuldt, Kriens. Voting No: None.

Bowman moved, seconded by Gunsolley, to approve the following Resolution:

RESOLUTION 2020-65.

RESOLUTION AUTHORIZING PAYMENT FOR ENGINEERING SERVICES FOR THE 2019 BPI LIFT STATION IMPROVEMENTS; PROJECT #R191164.00. JEO Consulting Group; \$484.00.

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

Sanders moved, seconded by Bousquet, to approve the following Resolution:

RESOLUTION 2020-66

RESOLUTION AUTHORIZING PAYMENT FOR ENGINEERING SERVICES FOR THE 2019 ARBOR LIFT STATION IMPROVEMENTS; PROJECT #R191165.00. JEO Consulting Group; \$3,155.00.

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

Bousquet moved, seconded by Schuldt, to approve the following Resolution:

RESOLUTION 2020-67

RESOLUTION AUTHORIZING PAYMENT FOR ENGINEERING SERVICES FOR THE NATURAL GAS ELECTRICAL GENERATION FACILITY; PROJECT #R170181.00. JEO Consulting Group; \$2,475.00.

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

Davis moved, seconded by Gunsolley, to approve the following Resolution:

RESOLUTION 2020-68

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RESOLUTION AUTHORIZING PAYMENT FOR PROFESSIONAL SERVICES FOR THE 29TH STREET DRAINAGE PEDESTRIAN BRIDGE; PROJECT NO. 020-0965. Olsson; \$10,050.00.

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

Gunsolley moved, seconded by Schuldt, to approve the following Resolution:

RESOLUTION 2020-69

RESOLUTION AUTHORIZING PAYMENT FOR PROFESSIONAL SERVICES FOR THE TREE FARM PARK GRADING PLAN; PROJECT NO. 019-2192.

Olsson; \$400.00.

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

Bousquet moved, seconded by Gunsolley, to approve the following Resolution:

RESOLUTION 2020-70

RESOLUTION AUTHORIZING PAYMENT FOR ENGINEERING SERVICES FOR THE WATER STORAGE; PROJECT #017-0781. OLSSON ASSOCIATES, \$5,900.00.

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

Kriens moved, seconded by Sanders, to approve the following Resolution:

RESOLUTION 2020-71

RESOLUTION AUTHORIZING CITY REQUEST TO APPLY WITH THE NEBRASKA CRIME COMMISSION – NEBRASKA FY 2020 CORONAVIRIS EMERGENCY SUPPLEMENTAL FUNDING PROGRAM (CESF) FOR COSTS REGARDING SUPPLIES, OVERTIME FOR POLICE DEPARTMENT PATROL, DISPATCH EQUIPMENT AND DISINFECTANT SUPPLIES FOR PARTOL CARS.

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

Kriens moved, seconded by Schuldt, to approve the following Resolution:

RESOLUTION 2020-72

RESOLUTION AUTHORIZING CITY REQUEST TO APPLY AND MAKE APPLICATION WITH THE FEDERAL EMERGENCY MANANGEMENT ASSOCIATION (FEMA) – ASSISTANCE TO FIREFIGHTERS GRANT COVID-19 SUPPLEMENTAL PROGRAM TO HELP PROVIDE PROTECTIVE EQUIPMENT FOR FIREFIGHTERS AND FIRST RESPONDERS DURING CORONAVIRUS PANDEMIC.

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

Davis moved, seconded by Kriens, to approve authorize staff to advertise for bids.

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

Steve Stouffer, Tyson Foods, Inc. joined the meeting via telephone conference and gave and talked about what Tyson in Dakota City is doing for the Corona Virus. Information only. No action taken.

Davis moved, seconded by Kriens, to approve JEO's Task Order No. 200389.00 for the 2020 Cogen maintenance coordination. Voting Aye: Kriens, Gunsolley, Sanders, Davis, Bousquet, Bowman, Schuldt. Voting No: None.

Schuldt moved, seconded by Gunsolley, to approve the lease between the South Sioux City Public Library and the South Sioux City Schools. Voting Aye: Gunsolley, Sanders, Davis, Bousquet, Bowman, Schuldt, Kriens. Voting No: None.

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Schuldt moved, seconded by Sanders, to approve continued monetary support of Siouxlnd Cares in the amount of \$15,000 and to accept their 2019 Annual Report. Voting Aye: Sanders, Davis, Bousquet, Bowman, Schuldt, Kriens, Gunsolley. Voting No: None.

Davis moved, seconded by Schuldt, to approve the police department's request to buy back the two task-force vehicles whose leases are expiring. Voting Aye: Davis, Bousquet, Bowman, Schuldt, Kriens, Gunsolley, Sanders. Voting No: None.

Bousquet moved, seconded by Sanders, to approve the application to the Nebraska Public Transportation Assistance Program for our bus services. Voting Aye: Bousquet, Bowman, Schuldt, Kriens, Gunsolley, Sanders, Davis. Voting No: None.

Bousquet moved, seconded by Bowman, to approve Leo A. Daly's CDBG RFQ for E. 25th extension - Old Tree Farm Park road to authorize staff to negotiate a contract. Voting Aye: Schuldt, Kriens, Gunsolley, Sanders, Davis, Bousquet, Bowman. Voting No: None.

Lance Hedquist, City Administrator, updated the council on the opioid litigation. Information only. No action taken.

There being no further business to discuss, at 6:11 p.m., Davis moved, seconded by Kriens, to adjourn the meeting. Voting Aye: Gunsolley, Sanders, Davis, Bousquet, Bowman, Schuldt, Kriens. Voting No: None.

MAYOR

ATTEST:

CITY CLERK

(S E A L)

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