

**CITY OF SOUTH SIOUX CITY
COUNCIL MINUTES**

June 22nd, 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 8th day of June 2020, at 5:00 P.M. Physically present in the Council Chambers were: Mayor Rod Koch and Council Members: Bruce Davis, Jasper Kriens, Jason Bowman, Jim Gunsolley, Carol Schuldt. Present via telephone conferencing were: Council Members Dan Bousquet, John Sanders. (John Sanders arrived at 5:12 p.m.) Absent: and Jose "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: Channel 9 News and Dakota County Star via teleconference. 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-in sheet.

The agenda of all meetings is kept continuously current and available for public inspection at City Hall during normal business hours (NE 84-1411). The City of South Sioux City reserves the right to adjust the order of items on this agenda if necessary and may elect to take action on or go into closed session on any of the items listed (NE 84-1410). The City of South Sioux City reserves the right to adjust the order of items on this agenda if necessary and may elect to take action on any of the items listed.

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

Bowman moved, seconded by Davis, to approve the following **Consent Agenda**: the 6/8/20 Council meeting minutes and the 6/15/20 Public Works meeting minutes, 6/17/20 Finance Minutes, Treasurer's Report ending 5/31/20 and the Claims list. Voting Aye: Kriens, Gunsolley, Davis, Bowman, Schuldt, Bousquet. Voting No: None.

League of American Bicyclists designated South Sioux City a Bicycle Friendly Community at the Bronze level. Michelle Bostinelos, SIMPCO Executive Director, Graham McGaffin and Robert DeSmidt, representatives from Siouxland Trails Foundation and Kati Bak, from Siouxland Cyclists were on hand to congratulate the city and to address the council.

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At 5:12 p.m., Sanders arrived via telephone conference and will be counted in the voting hereafter.

Mayor Koch and Police Chief Ed Mahon, presented Master Patrolman Brian VanBerkum and Master Patrolman Dave Heinemann their 20-year certificate with their appreciation and congratulations. Information only. No action taken.

At 5:20 p. m., Mayor Koch opened the PUBLIC HEARING regarding Luis L. Marquez alley vacation request; legally described as: west ½ of the east/west alley between Lots 3 and 4, Block 31 Stanton Addition. There was no one present requesting special services or to speak in favor of or in opposition to the proposed alley vacation. At 5:21 p.m., Mayor Koch declared the hearing closed.

The City Attorney read the following Ordinance:

ORDINANCE 2020-06

AN ORDINANCE OF THE CITY OF SOUTH SIOUX CITY, NEBRASKA, VACATING THAT PORTION OF THE WEST ½ OF EAST WEST ALLEY BETWEEN LOTS 3 AND 4, BLOCK 31, STANTON ADDITION, SOUTH SIOUX CITY, NEBRASKA; CLOSING SAID VACATED ALLEY TO THE PUBLIC LOCATED IN THE 700 BLOCK BETWEEN EAST 7TH AND EAST 8TH STREETS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PRESCRIBING A TIME WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT.

Davis moved, seconded by Sanders, to approve the first reading of Ordinance 2020-06. Voting Aye: Sanders, Davis, Bousquet, Gunsolley, Bowman, Schuldt, Kriens. Voting No: None.

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

RESOLUTION 2020-100

RESOLUTION AWARDDING BID FOR ELECTRIC CHARGING STATION AT HYVEE. *ChargePoint Carbonday for \$56,410.00 and 11,128.00 for a total of \$67,530.00 and Electrician – R. Rohan Electric LLC (Addison) in the amount of \$5,500.*

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

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

RESOLUTION 2020-101

RESOLUTION AUTHORIZING PAYMENT FOR CONTRACTING SERVICES AND EQUIPMENT FOR THE ELECTRIC CHARGING STATION AT HYVEE. *CD LLC dba Carbon Day Automotive; \$67,538.00 for Electric Vehicle Charging Stations. Inv. 2659. Paying from funds from the following 2 grants: NE Department of Environment and Energy – Electric*

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Vehicle/VW rebate program (NDEE-EV); \$50,692.00 and NE Environmental Trust (NET-EV); \$16,846.00.

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

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

RESOLUTION 2020-102

RESOLUTION AUTHORIZING PAYMENT FOR ENGINEERING SERVICES FOR EAST 17TH STREET WETLAND MITIGATION SITE MONITORING; PROJECT NO. R161967.00. JEO Consulting Group; \$315.00.

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

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

RESOLUTION 2020-103

RESOLUTION AWARDING BID FOR 29th STREET PEDESTRIAN BRIDGE MC Wells Contracting, LLC in the lump sum amount of \$138,862.00.

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

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

RESOLUTION 2020-104

RESOLUTION AWARDING BID ON BEHALF OF THE POLICE DEPARTMENT FOR HANDHELD RADIOS. Motorola in the Amount of \$67,372.63. The bid is based on the state (Bid) contract price with Motorola.

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

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

RESOLUTION 2020-105.

RESOLUTION AUTHORIZING PAYMENT FOR PROFESSIONAL SERVICES FOR THE TREE FARM PARK GRADING PLAN; PROJECT NO. 019-2192. Olsson; \$500.00.

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

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

RESOLUTION 2020-106.

RESOLUTION AUTHORIZING PAYMENT FOR PROFESSIONAL SERVICES FOR THE HOVEY DEVELOPMENT; PROJECT NO. 019-3057. Olsson; \$12,453.26.

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

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Davis moved, seconded by Bowman, to approve the Interlocal Cooperation Agreement for Sustaining Membership in the Dakota County Mutual Finance Organization 2nd Distribution. Voting Aye: Sanders, Davis, Bousquet, Bowman, Schuldt, Kriens, Gunsolley. Voting No: None.

Davis moved, seconded by Kriens, to approve the police department's promotional appointment of Sergeant Steve Heide being promoted to Lieutenant and Master Patrolman Shawn Jensen being promoted to Sergeant and the new hire Joshua Fischer. Voting Aye: Schuldt, Kriens, Gunsolley, Sanders, Davis, Bousquet, Bowman. Voting No: None.

Kriens moved, seconded by Schuldt, to approve the annual renewal of the VAWA Grant (Victims Assistance). Voting Aye: Bousquet, Bowman, Schuldt, Kriens, Gunsolley, Sanders, Davis. Voting No: None.

Schuldt moved, seconded by Bowman, to approve the annual renewal of the Liaison Officers Agreement between the City and the South Sioux City Schools for the 20/21 school year. Voting Aye: Bowman, Schuldt, Kriens, Gunsolley, Sanders, Davis, Bousquet. Voting No: None.

Davis moved, seconded by Kriens, to approve the quote to purchase ZERO police package electric motorcycle from HVCcycle in the amount of \$24,910.99. Voting Aye: Bowman, Schuldt, Kriens, Gunsolley, Sanders, Davis, Bousquet. Voting No: None.

Davis moved, seconded by Schuldt, to approve the Police Department's request to spend capital funds in the approximate amount of \$1,400.00 for a fence at the range. Voting Aye: Schuldt, Kriens, Gunsolley, Sanders, Davis, Bousquet, Bowman. Voting No: None.

Gunsolley moved, seconded by Schuldt, to approve the 2020 Mainly Marathon Prairie Series run/walk event at Crystal Cove on September 29, with the condition that they provide liability insurance and that Covid-19 regulations are followed. Voting Aye: Kriens, Gunsolley, Sanders, Davis, Bousquet, Bowman, Schuldt. Voting No: None.

Bowman moved, seconded by Kriens, to approve the NextEra Electric Load Contract adding another 15 watts to contract. There is a recommendation from Dave Peterson, JEO Consulting Group, and the city's attorneys have reviewed and approved. Voting Aye: Gunsolley, Sanders, Davis, Bousquet, Bowman, Schuldt, Kriens.

Kriens moved, seconded by Schuldt, to approve the 2020-2021 Sioux City Transit Contract. This is a yearly contract for the city's bus service. Voting Aye: Sanders, Davis, Bousquet, Bowman, Schuldt, Kriens, Gunsolley. Voting No: None.

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Bowman moved, seconded by Schuldt, to approve the drive-in movie request on July 30, 2020 by the South Sioux City Schools (Be Kind Committee) and New Stage Players with the condition that Covid-19 regulations are followed. Voting Aye: Bowman, Schuldt, Kriens, Gunsolley, Sanders, Davis, Bousquet. Voting No: None.

No action was taken on the La Isla License Agreement and Conditional Use Permit with Additional Page with Provisions for Sidewalk Café with Alcohol Sales. More information was needed.

Bowman moved, seconded by Kriens, to approve the Sioux City Explorers Fireworks Display on 7/4/20 to be located at E. 17th and Riverview and to approve Saturday in the Park Fireworks Display on 7/4/20 and 7/5/20 (Rain Days 7/5/20 and 7/6/20) to be located at E. 17th and Riverview with the condition that they provide the city proof of liability insurance. Voting Aye: Bowman, Schuldt, Kriens, Gunsolley, Sanders, Davis, Bousquet. Voting No: None.

There were no updates from the department head.

At 5:59 p.m., Davis moved, seconded by Schuldt, to go into closed session regarding potential/pending litigation. Voting Aye: Bowman, Schuldt, Kriens, Gunsolley, Sanders, Davis, Bousquet. Voting No: None.

Mayor Koch stated that the council was going into closed session regarding potential/pending litigation.

At 6:40 p.m., Councilman Sanders left the meeting during closed session and will not be counted in any voting hereafter.

At 6:48 p.m., Davis moved, seconded by Schuldt, to come out of closed session. Voting Aye: Schuldt, Kriens, Gunsolley, Davis, Bousquet, Bowman. Voting No: None.

There being no further business to discuss, at 6:50 p.m., Gunsolley moved, seconded by Kriens, to adjourn the meeting. Voting Aye: Kriens, Gunsolley, Davis, Bousquet, Bowman, Schuldt. Voting No: None.

MAYOR

ATTEST:

CITY CLERK

(S E A L)

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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