

CITY OF SOUTH SIOUX CITY
COUNCIL MINUTES
July 25th, 2022

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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 25th day of 2022, at 5:00 P.M.

Present: Mayor Rod Koch and Council Members Jasper Kriens, James Gunsolley, Bruce Davis, Carol Schuldt, John Sanders, Rick Bousquet and Ben Schultz.

Absent: Jason Bowman

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.

Schultz motioned, seconded by Sanders to excuse Jason Bowman for the meeting. Voting Aye: Kriens, Gunsolley, Davis, Schuldt, Sanders, Bousquet and Schultz. Voting No: none.

Gunsolley motioned, seconded by Schultz to approve the Consent Agenda: Council minutes - 07.11.2022, minutes from Public Works – 07.18.2022, Finance – 07.13.2022 and 07.20.2022, Treasurer's Report ending 06.30.2022 and Claims ending 07.25.2022. Voting Aye: Kriens, Gunsolley, Davis, Schuldt, Sanders, Bousquet and Schultz. Voting No: none.

Engineers from JEO Consulting Group and Olsson were present to give updates and to answer any question on various projects in the city. No Action taken.

Congratulations to Lt. Steve Heide for 30 years, Lt. Janet McFee for 25 years and Roxanne Chester for 25 years of service to the City. We appreciate your years of service and all that you do.

Chief Ed Mahon gave a report on 2022 Fireworks complaints and that the complaints were down this year.

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

RESOLUTION 2022-103

RESOLUTION AUTHORIZING PAYMENT FOR CONTRACTOR'S APPLICATION FOR PAYMENT NO. 3 AND FINAL FOR CONSTRUCTION SERVICES FOR THE WASTEWATER TREATMENT FACILITY BID PACKAGE 2

RUTJENS CONSTRUCTION ----- \$58,475.93 Contractor's Application for Payment No. 3

Voting Aye: Kriens, Gunsolley, Davis, Schuldt, Sanders, Bousquet and Schultz. Voting No: none.

Davis motioned, seconded by Kriens to approve the Wastewater Treatment Facility improvements package 2 change order number 2. Voting Aye: Kriens, Gunsolley, Davis, Schuldt, Sanders, Bousquet and Schultz. Voting No: none.

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

RESOLUTION 2022-104

RESOLUTION AUTHORIZING PAYMENT FOR PROFESSIONAL SERVICES FOR THE HOVEY DEVELOPMENT; PROJECT NO. 019-30570

OLSSON ASSOCIATES ----- \$538.38 (Invoice #426113)

Voting Aye: Kriens, Gunsolley, Davis, Schuldt, Sanders, Bousquet and Schultz. Voting No: none.

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

RESOLUTION 2022-105

RESOLUTION AUTHORIZING PAYMENT FOR PROFESSIONAL SERVICES FOR THE WASTEWATER TREATMENT PLANT PORTLAND CEMENT CONCRETE TESTING AND SOIL TECHNICIAN; PROJECT # C1211002

Terracon ----- \$1,335.25 (Invoice TH05737)

Voting Aye: Kriens, Gunsolley, Davis, Schuldt, Sanders, Bousquet and Schultz. Voting No: none.

Davis motioned, seconded by Bousquet to approve the following Resolution:

RESOLUTION 2022-106

RESOLUTION AUTHORIZING PAYMENT FOR APPLICATION NO. 14 FOR CONSTRUCTION SERVICES FOR THE WASTEWATER TREATMENT FACILITY IMPROVEMENTS

JOHN T JONES CONSTRUCUTION CO. --\$3,177,986.88 Contractor's Application for Payment No. 14

Voting Aye: Kriens, Gunsolley, Davis, Schuldt, Sanders, Bousquet and Schultz. Voting No: none.

The City Attorney read the following Ordinance:

ORDINANCE 2022 – 14

AN ORDINANCE OF THE CITY OF SOUTH SIOUX CITY, NEBRASKA, AMENDING SECTION 2-75 OF THE SOUTH SIOUX CITY MUNICIPAL CODE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; AND PROVIDING A TIME WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT.

Gunsolley introduced Ordinance 2022-14 on it first reading and moved that the statutory rules requiring readings on three different days be suspended. Motion seconded by Schuldt. Voting Aye: Kriens, Gunsolley, Davis, Schuldt, Sanders, Bousquet and Schultz. Voting No: none.

Davis motioned for final passage of the Ordinance which motion was seconded by Gunsolley. Voting Aye: Kriens, Gunsolley, Davis, Schuldt, Sanders, Bousquet and Schultz. Voting No: none.

The City Attorney read the following Ordinance:

ORDINANCE 2022 - 12

AN ORDINANCE REZONING AN AREA WITHIN THE CITY OF SOUTH SIOUX CITY, NEBRASKA LOCATED AT 2801 AND 2805 CORNHUSKER DRIVE FROM C4 TO C2

Davis introduced Ordinance 2022-12 on it second reading and moved that the statutory rules requiring readings on three different days be suspended. Motion seconded by Gunsolley. Voting Aye: Kriens, Gunsolley, Davis, Schuldt, Sanders, Bousquet and Schultz. Voting No: none.

Schultz motioned for final passage of the Ordinance which motion was seconded by Bousquet. Voting Aye: Kriens, Gunsolley, Davis, Schuldt, Sanders, Bousquet and Schultz. Voting No: none.

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The City Attorney read the following Ordinance:

ORDINANCE 2022 - 09

AN ORDINANCE OF THE CITY OF SOUTH SIOUX CITY, DAKOTA COUNTY, NEBRASKA, AMENDING CHAPTER 18, ARTICLE XV OF THE SOUTH SIOUX CITY MUNICIPAL CODE AS IT RELATES TO RENTAL INSPECTION PROGRAM SO AS TO PROVIDE FOR RENTAL INSPECTIONS OF SHORT-TERM RENTALS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; AND PROVIDING A TIME WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT.

Davis motioned, seconded by Bousquet to approve Ordinance 2022-09 on its third and final reading. Voting Aye: Gunso1ley, Davis, Schuldt, Sanders, Bousquet and Schultz. Voting No: Kriens

There were no updates on Electrical Updates.

Davis motioned, seconded by Kriens to approve the sewer contract with HDR and JEO – engineering Agreement for Design of Wastewater Plant Expansion – subject to City Attorney approval. Voting Aye: Kriens, Gunso1ley, Davis, Schuldt, Sanders, Bousquet and Schultz. Voting No: none.

City Administrator Lance Hedquist stated that sewer agreement with Sioux city, IA is the same agreement sent to other cities in the area, they will all be meeting soon to finalize. Information only.

Davis motioned, seconded by Schultz to approve the sale of REC's. Voting Aye: Kriens, Gunso1ley, Davis, Schuldt, Sanders, Bousquet and Schultz. Voting No: none.

Kriens motioned, seconded by Sanders to approve the Certificate of Substantial Completion, Wastewater package number 2. Voting Aye: Kriens, Gunso1ley, Davis, Schuldt, Sanders, Bousquet and Schultz. Voting No: none.

Davis motioned, seconded by Schuldt to approve the recommendation the engineering RFQ for Olsson and Associates to complete Commerce Way subject to EDA approval. Voting Aye: Kriens, Gunso1ley, Davis, Schuldt, Sanders, Bousquet and Schultz. Voting No: none.

Schultz motioned, Kriens seconded to approve Commerce Way Agreement subject to City Attorney's review and approval. Voting Aye: Kriens, Gunso1ley, Davis, Schuldt, Sanders, Bousquet and Schultz. Voting No: none.

Kriens motioned, seconded by Bousquet to approve the change in quantity of concrete of 13th Street and G Street submitted by I and A Construction. Voting Aye: Kriens, Gunso1ley, Davis, Schuldt, Sanders, Bousquet and Schultz. Voting No: none.

Davis motioned, seconded by Bousquet to approve and include a round a bout in the Empirical Traffic study. Voting Aye: Kriens, Gunso1ley, Davis, Schuldt, Sanders, Bousquet and Schultz. Voting No: none.

Schultz motioned, seconded by Gunsolley to approve Celebrate Siouland 2022 use of the movie wall on September 16th, 2022. Voting Aye: Kriens, Gunso1ley, Davis, Schuldt, Sanders, Bousquet and Schultz. Voting No: none.

Kriens motioned, seconded y Gunsolley to approve garage expansion for Jose and Sandra Lopes on 120 Oakmont Drive. Voting Aye: Kriens, Gunso1ley, Davis, Schuldt, Sanders, Bousquet and Schultz. Voting No: none.

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Davis motioned, seconded by Gunsolley to postpone Council Salaries until the next Council meeting. Voting Aye: Kriens, Gunsoley, Davis, Schuldt, Sanders, Bousquet and Schultz. Voting No: none.

Davis motioned, seconded by Schuldt to bring back to Council specifics on concrete for parking at Orchard. Council would like no parking with area with specific length for bus. Voting Aye: Kriens, Gunsoley, Davis, Schuldt, Sanders, Bousquet and Schultz. Voting No: none.

Schultz motioned, seconded by Bousquet to approve change in credit card processor – Tyler Payments. Voting Aye: Kriens, Gunsoley, Schuldt, Sanders, Bousquet and Schultz. Voting No: Davis.

Davis motioned, seconded by Bousquet to approve Tom Leesly to sell produce at Advance Auto. Voting Aye: Kriens, Gunsoley, Davis, Schuldt, Sanders, Bousquet and Schultz. Voting No: none.

Information only on that Sparklight rate is increasing.

Schuldt motioned, seconded by Bousquet to approve the request of matching funds for Raymond Park playground by Dakota County Leadership. Voting Aye: Kriens, Gunsoley, Davis, Schuldt, Sanders, Bousquet and Schultz. Voting No: none.

Davis motioned, seconded by Bousquet to approve submitting application and request agreement from BNSF and UP Railroad for both locations for the Quiet Zone. Voting Aye: Kriens, Gunsoley, Davis, Schuldt, Sanders, Bousquet and Schultz. Voting No: none.

There being no further business to discuss, at 6:00 p.m., Davis motioned, seconded by Gunsolley, to adjourn. Voting Aye: Kriens, Gunsoley, Davis, Schuldt, Sanders, Bousquet and Schultz. 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 1st Ave., Mon.-Fri. 8:00 am-5:00 pm. and on the City's website at www.southsiouxcity.org

Nanci Walsh CITY Clerk