

**CITY OF SOUTH SIOUX CITY**  
**COUNCIL MINUTES**

September 25<sup>th</sup>, 2023

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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 1<sup>st</sup> Avenue in said City on the 25<sup>th</sup> day of September 2023, at 5:00 P.M.

Present were: Mayor Rod Koch and Council Members Jason Bowman, Jasper Kriens, James Gunsolley, Dan Bousquet, Carol Schuldt, Rick Bousquet, Ben Schultz and Monty Peters.

Absent: None.

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. 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 Peters to approve the following items on the consent agenda:

MINUTES from: Council – September 11<sup>th</sup>, 2023; Public Works – September 18<sup>th</sup>, 2023; Finance – September 20<sup>th</sup>, 2023

CLAIMS – September 25<sup>th</sup>, 2023

Treasurer's report ending August 31<sup>st</sup>, 2023

US Card System – Credit Card Fee's Agreement.

Accept lowest quote from Premier Fencing in the amount of \$23,050.00 for install of 6-ft chain link fence around old state yard.

Approval of the Papio Missouri River NRD projects:

New Projects:

1. Cardinal School Trail Connection 31<sup>st</sup> Street to existing trail midblock, 780 SY - \$55,335 (Total project estimated = \$110,670)
2. Curry Park - \$50,000 (with LWCF grant, maybe Gametime)

Carryover:

1. Covington Park Playground - \$50,000 (with LWCF grant, maybe Gametime)
2. Drainageway from 18<sup>th</sup> to 29<sup>th</sup> Street - \$30,000 (Completed and filed final work to pay 9/2023, aka Beaver project)

INVOICES:

- Bligh Construction – OOR Program – 20 HO 35034  
Invoice one: \$2,611.31  
Invoice two: \$3,828.91  
Invoice three: \$4,500.00  
Invoice 5048: \$2,800.00
- John T Jones - \$102,658.75 – Wastewater Treatment Plant. Application 28.
- Kevin O'Dell - \$37,900.00; Tennis Court.
- Olsson - \$6,871.28; All American Subdivision.
- Olsson - \$7,000.00; Hovey Development.
- JEO - \$1,838.00; Water Rate Study.
- Gilmore and Associates - \$1,327.50; Street Report.

Voting Aye: Gunsolley, Schuldt, Peters, Schultz, R. Bousquet, Kriens, Bowman and D. Bousquet. 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.

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Mayor Rod Koch read the following proclamation: Campaign for People with Intellectual Disabilities

City Administrator Lance Hedquist gave a brief talk on housing plan.

At 5:13 p.m. Mayor Koch opened the PUBLIC HEARING regarding Kum and Go, liquor license replacement, license number D- 125930. There was no one present requesting special services or to speak in favor of or in opposition to the license replacement request. At 5:14 p.m., Mayor Koch declared the hearing closed.

Bowman motioned, seconded by D. Bousquet approve Kum and Go liquor license replacement. Voting Aye: Gunsolley, Schuldt, Peters, Schultz, R. Bousquet, Kriens, Bowman and D. Bousquet. Voting No: none.

Bowman motioned, seconded by Gunsolley on the following Resolution:

RESOLUTION 2023-28

RESOLUTION TO APPROVE ADDITIONAL ONE PERCENT (1%)  
INCREASE IN RESTRICTED FUNDS.

Voting Aye: Gunsolley, Schuldt, Peters, Schultz, R. Bousquet, Kriens, Bowman and D. Bousquet. Voting No: none.

Schultz motioned, seconded by Schuldt to approve the following Resolution:

RESOLUTION 2023-29

RESOLUTION TO CARRY FORWARD UNUSED BUDGET AUTHORITY.

Voting Aye: Gunsolley, Schuldt, Peters, Schultz, R. Bousquet, Kriens, Bowman and D. Bousquet. Voting No: none.

Kriens motioned, seconded by R. Bousquet to approve the following Resolution:

RESOLUTION 2023-30

REAPPROVE RESOLUTION SETTING THE PROPERTY TAX REQUEST

Voting Aye: Gunsolley, Schuldt, Peters, Schultz, R. Bousquet, Kriens, Bowman and D. Bousquet. Voting No: none.

Bowman motioned, seconded by D. Bousquet to approve the following Resolution:

RESOLUTION 2023-31

SIGNING OF THE MUNICIPAL ANNUAL CERTIFICATION OF PROGRAM COMPLIANCE 2023  
Voting Aye: Gunsolley, Schuldt, Peters, Schultz, R. Bousquet, Kriens, Bowman and D. Bousquet. Voting No: none.

Peters motioned, seconded by Schultz to approve the following Resolution:

RESOLUTION 2023 – 32

RESOLUTION AUTHORIZING INSTALLATION OF A ROAD  
CLOSURE SIGN ON 142<sup>ND</sup> STREET, OLD HIGHWAY 20 TO  
BLOOMERS

Voting Aye: Gunsolley, Schuldt, Peters, Schultz, R. Bousquet, Kriens, Bowman and D. Bousquet. Voting No: none.

Schultz motioned, seconded by Peters to approve the following Resolution:

RESOLUTION 2023 – 34

RESOLUTION AUTHORIZING INSTALLATION OF SPEED LIMIT SIGN  
ON EAST 24<sup>TH</sup> STREET (ROAD BETWEEN G STREET AND C STREET)

Voting Aye: Gunsolley, Schuldt, Peters, Schultz, R. Bousquet, Kriens, Bowman and D. Bousquet. Voting No: none.

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Bowman motioned, seconded by D. Bousquet to approve the following Resolution:

RESOLUTION 2023-33

SIGNING OF THE PROGRAM AGREEMENT

(NDOT – Westside Connecting Trails)

Voting Aye: Gunsolley, Schuldt, Peters, Schultz, R. Bousquet, Kriens, Bowman and D. Bousquet. Voting No: none.

D. Bousquet motioned, seconded Schultz to approve Jacobs from Omaha, NE for the Environmental Services on the Westside Connecting Trails project. Voting Aye: Gunsolley, Schuldt, Peters, Schultz, R. Bousquet, Kriens, Bowman and D. Bousquet. Voting No: none.

Kriens motioned, seconded by R. Bousquet to approve JEO from Lincoln, NE for the Engineering Services on the Westside Connecting Trails project. Voting Aye: Gunsolley, Schuldt, Peters, Schultz, R. Bousquet, Kriens, Bowman and D. Bousquet. Voting No: none.

The City Attorney read the following Ordinance:

ORDINANCE 2023-09

AN ORDINANCE OF THE CITY OF SOUTH SIOUX CITY, NEBRASKA TO ADOPT THE BUDGET STATEMENT TO BE TERMED THE ANNUAL APPROPRIATION BILL; TO APPROPRIATE SUMS FOR NECESSARY EXPENSES AND LIABILITIES; TO PROVIDE FOR AN EFFECTIVE DATE.

Schultz motioned on Ordinance 2023-09 on its first reading and moved that the statutory rule requiring reading on three different days be suspended. Motioned seconded by Gunsolley. Voting Aye: Gunsolley, Schuldt, Peters, Schultz, R. Bousquet, Kriens, Bowman and D. Bousquet. Voting No: none.

Kriens motioned for final passage of the Ordinance 2023-09 which motion was seconded by Peters. Voting Aye: Gunsolley, Schuldt, Peters, Schultz, R. Bousquet, Kriens, Bowman and D. Bousquet. Voting No: none.

The City Attorney read the following Ordinance:

ORDINANCE 2023 – 12

AN ORDINANCE OF THE CITY OF SOUTH SIOUX CITY, NEBRASKA AMENDING SECTION 2-128 OF THE CODE OF ORDINANCES; AMENDING RESIDENCY REQUIREMENTS FOR EMPLOYEES; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWTH; AND PRESCRIBING A TIME WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT.

Kriens motioned, seconded by R. Bousquet to approve Ordinance 2023-12 on its first reading. Voting Aye: Gunsolley, Schuldt, Peters, Schultz, R. Bousquet, Kriens and D. Bousquet. Voting No: Bowman.

D. Bousquet motioned, seconded by Gunsolley to approve the Creative District area. Voting Aye: Gunsolley, Schuldt, Peters, Schultz, R. Bousquet, Kriens, Bowman and D. Bousquet. Voting No: none.

Moved to next agenda – Electrical System Operation agreement between NPPD and the City – Amendment no. 6.

Department Head Cicely Douglas gave a presentation on the report from ReThinking Libraries. Council members decided to do a walk through of the Library on things that Douglas pointed out during the presentation.

Moved to next agenda – Water Study presentation

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Moved to next agenda – Wastewater Treatment Plant update – possible closed session to discuss real estate purchase and pending litigation pursuant to Neb. Rev. Stat. §84-1410(1)(a).

The Mayor stated that they would now be hearing Public Comments.

- Mike O'Brien had a number of items to bring to the Council's attention.
- Andy Lux from Lux Brothers talked to the Council about his request for rezoning being denied at the previous council meeting. Asking that the Council take time for more discussion on the subject. Mayor Rod Koch stated that they were not able to discuss since item was not on agenda and would be put on the next agenda.

Being no further business at 6:18 p.m. Gunsolley motioned, seconded by Schultz to adjourn the meeting. Voting Aye: Gunsolley, Schuldt, Peters, Schultz, R. Bousquet, Kriens, Bowman and D. Bousquet. 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 1<sup>st</sup> Ave., Mon.-Fri. 8:00 am-5:00 pm. and on the City's website at [www.southsiouxcity.org](http://www.southsiouxcity.org)

Nanci Walsh CITY Clerk