



North Sioux City, South Dakota
Regular Meeting of the City Council
November 16, 2015 – 7:00 p.m.
City Hall

PROPOSED AGENDA

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Approval of Agenda
5. Approval of Minutes: November 2, 2015, Regular Meeting
6. Agenda Items
 - A. Funding for 2016 Capital Improvement Projects
 - i. Dougherty & Associates – Tom
 - ii. Meierhenry – Todd
 - B. Casey's Lift Station Upgrade
 - C. Odors – Royal Canin
 - D. Single Family Housing Infrastructure – Joan Christiansen
 - E. Planning Commission Board Members
 - F. Wine & Liquor License Renewals – Susan Kloostra
 - G. Amended Resolution 2015-1 – Susan Kloostra
 - H. Budget Ordinance – Susan Kloostra
7. Community and Council Input
8. Executive Session*
 - A. Personnel
 - B. Legal
9. Approval of Fines
10. Approval of Bills
11. Adjournment

*SDCL 1-25-2 (sections 1-5) allows a majority of the body present to vote to close a meeting when discussion revolves around personnel, legal matters or contract negotiations. Meetings may also be closed for certain economic development matters (SDCL 9-34-19).

UNAPPROVED
North Sioux City, South Dakota
City Council Regular Meeting Minutes
November 16, 2015

Meeting was called to order at 7:00 p.m. by Mayor Fredericksen. Christiansen, Cropley, Parks, Reiff, Slater and Verdoorn were present. Absent: Beavers. Also in attendance Susan Kloostra, Finance Officer, and Darrell Jesse, City Attorney, arrived after the meeting started.

Motion by Parks to approve the agenda, second by Christianson. Unanimous.

Mayor Fredericksen led the Pledge of Allegiance.

Motion by Reiff second by Cropley to approve the November 2, 2015 Council Meeting Minutes. Unanimous.

At council's invitation, Todd Meierhenry, a Bond Attorney for Meierhenry Sargent, LLP, and Tom Grimmond, Sr. Vice President and Bond Underwriter for Dougherty & Company, presented information about funding options for 2016 capital improvement projects, i.e. bonds, tax increment districts, SRF loans, etc. There are several options available to the City. Various scenarios were discussed. No action taken at this time.

Council reviewed the updated cost schedule for an upgrade to Casey's Lift Station. Greg Meyer, City Engineer, discussed with the Council. There isn't a sense of urgency for repairs, however Meyer noted there also isn't a backup if anything else comes up. He recommends revisiting it in a couple of months when there is an agreement with Sioux City. Cropley inquired regarding purchasing a flow gauge meter, allowing the City to have accurate data. Meyer agreed it would be better to have the equipment to monitor the flow as the development progresses. Cropley made a motion to purchase flow gauge equipment, second by Reiff. Unanimous.

Royal Canin representatives addressed Council regarding the on-going odor nuisance. Sam Ajayi thanked Council and residents for their patience as they waited on test results. Ajayi stated they want to be good neighbors. The results determined their filtration media, expected to keep odors diminished for 12-18 months, was becoming ineffective after 5 months. On Saturday, November 7, the media was replaced. Royal Canin has implemented a 5-month filtration media replacement schedule, with the next replacement April 2016. They assured the Council this is a solution that works, but they will continue to work to mitigate odors.

Christiansen updated council on information gathered regarding a cooperative agreement for a housing development infrastructure for single family homes. The development will add 14 more homes, and the layout has been changed from a cul-de-sac to a similar foot print of Harvest Bend. Christiansen will continue to work to get hard numbers. She believes this may be another project to include in the funding options discussed earlier.

Council reviewed seven letters of intent for appointment to the Planning Commission. Parks made a motion to appoint Bayne Linden, Dave Mitchell and Dan Olson as members and appoint Tim Jacobs and Chuck Meyer as alternate members for a five-year term (listed alphabetically). Motion was seconded by Verdoorn. Unanimous. Cropley will serve as the liaison between Council and the Commission.

Motion by Parks second by Cropley to approve the following liquor and wine renewal applications. Unanimous.

- Bet on Brown, Inc. (Jimmy's Diner)
- Bet on Brown (Freeway Clark)
- Bet on Brown (Goode to Go)
- Bet on Brown (Goode to Go)
- Bet on Brown (Goode to Go)
- Brown Aces (Sugar Daddy's)
- Dakota Rose, Inc. (Dakota Red's)
- Four Horsemen LLC (Triple Crown Casino)

Freedom Inc of N Sioux City (Whistlestop Casino I)
Glass Slipper Inc. (The Glass Palace II)
Glass Slipper Inc. (The Glass Slipper)
Intrepid Ventures Operating LLC (Monaco)
J & U Inc (I-29 Lounge)
McCook Lake Recreation Association (Clubhouse I -- moving from Ike's Bingo Hall to Ike's Clubhouse, 215 Suncoast Dr)
Miller Liquor
She Be Inc (Beano & Sherry's Saloon)
Sky JC Inc (Skyline Bar)
World Wide Holdings, Inc. (VIP Gaming Lounge)
Zort Bros Inc. (Zorts Prime Time)

Motion by Cropley, second by Christiansen to approve and to rerecord the special assessment with the County.
Unanimous.

CITY OF NORTH SIOUX CITY
RESOLUTION #2015-1 (Amended)

A RESOLUTION FOR SPECIAL ASSESSMENTS

WHEREAS, pursuant to SDCL 9-43-91 a hearing was held on April 6, 2015 regarding the following special assessments for the yard maintenance and demolition of the two following properties:

1. Kenneth and Lois Bailey, owners of record of the lot legally described as:

The North 100 feet of the East Half (E1/2) of the West 2/5 of the South Half of the Southwest Quarter of the Southwest Quarter of the Northwest Quarter (S1/2 SW1/4 SW1/4 NW1/4) Section 14, Township 89 North, Range 48, West of the 5th P.M., now North Sioux City, more particularly described as the North 100 feet of the following described tract: Commencing at a point in the South line in said Southwest Quarter of the Northwest Quarter (SW1/4 NW1/4) of said Section 14, 8 Rods East from the Southwest corner of said 40 acre tract; thence running North 20 rods, parallel with the West line thereof, thence East 8 rods parallel with the South line thereof, thence South 20 rods parallel with the West line thereof, then West 8 rods on said South line to the point of beginning, Union County, South Dakota.

and locally known as 111 Wallace Ave., North Sioux City, SD in the sum of \$18,634.97.

2. Lloyd P. Thompson, owner of record of the lot legally described as:

Lot 1 of Block 1, and the North 70 feet of vacated Lot R, adjoining said Lot 1, of Government Lot 4, "Bruneau Plat" of the Southwest Quarter of Section 10, Township 89 North, Range 48, West of the 5th P.M., less Lakeshore Tract 10 of said Lot 1, as platted in Book 9 of Plats of page 63, now North Sioux City, Union County, South Dakota, according to the recorded plat thereof.

and locally known as 622 Lakeshore Drive, North Sioux City, SD in the sum of \$19,687.31;

WHEREAS, the special assessments were approved and the above listed properties were demolished;

WHEREAS, pursuant to SDCL 21-10-6 Plan One will be utilized by the City for payment of the assessment; and

WHEREAS, the assessment shall be forwarded to the Union County Treasurer for the collection of maintenance and demolition costs for the properties described above.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of North Sioux City, South Dakota, that the properties located at 111 Wallace Ave., North Sioux City, SD and 622 Lakeshore Drive, North Sioux City, SD have been demolished by the city, the costs associated with the maintenance and demolition are hereby approved for a special assessment. The City shall use Plan One for collection of the assessment and the assessment shall be forwarded to the Union County Treasurer for collection of these costs.

Dated this ____ day of November, 2015.

Randy Fredericksen, Mayor

ATTEST:

Susan Kloostra, Finance Officer

Contingency funds had been designated within the 2015 Budget Ordinance in the amount of \$106,000 to cover any department overruns. Christiansen moved to approve Resolution 2015-02 to transfer funds to meet the departmental obligations. Parks seconded the motion. Unanimous.

CITY OF NORTH SIOUX CITY
RESOLUTION #2015-3

A RESOLUTION FOR CONTINGENCY TRANSFER

WHEREAS, insufficient appropriation was made in the 2015 adopted budget for the following departments to discharge just obligations of said appropriations; and

WHEREAS, SDCL 9-21-6.1 provides that transfers be made by resolution of the board from the contingency appropriation established pursuant to SDCL 9-21-6.1 to other appropriations;

THEREFORE BE IT RESOLVED that the appropriation be transferred from the contingency budget to the following department budgets:

101-413	Elections	360.00
101-414	Finance	24,500.00
101-418	Building	9,000.00
101-419	Planning	17,000.00
101-421	Police	12,000.00
101-431	Streets	24,000.00
101-455	Library	<u>18,000.00</u>
		\$104,860.00

Adopted this 16 day of November, 2015

ATTEST:

Susan Kloostra, Finance Officer

Finance Officer Susan Kloostra presented the Council with a proposed supplemental budget for FY 2015. Motion by Cropley, second by Reiff to approve the first reading of the supplemental budget as presented. Unanimous.

Community or Council input:

- 1) Resident Doug Jansen reported the lights that had been out on the Exit 4 bridge were repaired.
- 2) Reiff advised Public Works the pedestrian light on the traffic signal on the North side of the intersection is out.
- 3) Parks asked regarding flag damages due to the heavy winds on November 11. Parks noted our Parks Board should take this event into consideration when considering purchasing flags for city beautification. Kloostra reminded Council there is a drop box for worn United States flags for proper disposal.
- 4) Mayor Fredericksen reported a resident contacted him regarding semi-drivers using the jake brake when exiting I-29 South bound at Exit 2, creating a disturbance. Headid will research regarding ordinance, statute or signage prohibiting jake braking.
- 5) The Mayor received another resident call regarding KOA "residents" not caring for their dog's waste. Chief of Police, Rich Headid, advised any resident to call the Police department when they see this so the department can investigate immediately. Headid was asked to send a letter to all the housing units along Streeter.
- 6) Mayor let the Council know the corrected veteran names were added to the veterans' memorial.
- 7) Cropley asked about the increase of people parking on grass throughout the City.
- 8) Kloostra asked about South Derby and any plans to repair the road, the road within City boundaries is in need of repair. Signage for weight restriction has been purchased but not installed.
- 9) Reiff asked about the vehicles parked on the North side of the Fire Hall, and if we can request a fence or something can be installed to block the view of stored vehicles. Parks stated it was private property and an alternate parking area for residents from the trailer court.

At 8:42 p.m., Parks made a motion seconded by Reiff to enter Executive Session in accordance with SDCL 1-25-2 (sections 1 and 4), to discuss personnel and legal matters. Unanimous.

Council resumed at 10:17 p.m.

Parks read the following motion, "After multiple attempts to rectify negative situations and due to recent incidents and circumstances, per the request of multiple seniors in North Sioux City, as well as senior board members, it is with mixed feelings and regret to honor their wishes to discontinue funding as of December 1, 2015." Motion was seconded by Verdoorn. Unanimous.

Motion by Parks second by Christiansen to approve the fines in the amount of \$338.00. Unanimous.

Motion by Reiff second by Cropley to approve the bills as presented. Unanimous.

A1 JANITORIAL SUPPLY	\$133.05	POWDERED DRAIN SEWER OPENER (10)
AARONS SIGN SHOP	\$95.00	LIFT STATION SIGN & STICKER
BANYON DATA SYSTEMS, INC	\$795.00	OCT 2015 UTILITY BILLING TECH SUPPORT
BARNES & NOBLE INC	\$13.49	BOOK
CED, INC.	\$179.42	DRIVE BIT (6), LAMP (21)
CITY OF SIOUX CITY	\$28,718.42	OCT 2015 SEWER CHARGES USAGE 13695
DAKOTA DUNES/NSC TIMES	\$1,475.66	SEP & OCT 2015 PUBLISHING
ELECTRIC INNOVATIONS	\$539.11	LIBRARY - PC POWER SUPPLY, SR CTR – SHARE DEVICE
ELECTRICAL ENGINEERING & EQUIP	\$175.00	FUEL ADDITIVE FOR DIESEL GEN (7)
GILL HAULING INC	\$8,591.05	OCT 2015 RESIDENTIAL WASTE PICK UP
H2O 4 U	\$28.25	PD - BOTTLED WATER, COOLER RENTAL
HERITAGE FLAG & BANNER, INC.	\$136.00	FLAGS: 4X6 US (4)

ICON AG & TURF	\$459.28	LAWN MOWER PARTS
INGRAM LIBRARY SERVICES	\$451.61	BOOKS (24)
JACK'S UNIFORMS & EQUIPMENT	\$150.65	CLOTHING ALLOWANCE
JAN'S PRINTING	\$109.50	BUSINESS CARDS
JANITOR DEPOT, INC.	\$189.30	BATH TISSUE, TOWEL, WAX PAPER
JENSEN SPRINKLER	\$352.92	SPRINKLER BLOW-OUT (4 LOCATIONS)
K & P SERVICES, INC	\$160.00	NATL NITE OUT – TOILET RENTAL
KEVIN O'DELL ELECTRIC, INC.	\$7,337.67	INSTALL ALARM BOXES (9 LOCATIONS)
KMEG-TV	\$336.00	ADVERTISING 10/26-10/31
KTIV TELEVISION INC	\$895.00	ADVERTISING 09/28-10/25
L.G. EVERIST, INC	\$2,587.97	DEICING SALT, PEA GRAVEL
LEADER-COURIER	\$819.18	SEP & OCT 2015 PUBLISHING
LIEBER CONSTRUCTION	\$83.00	BULK WATER DEPOSIT REFUND
TEAMSTERS LOCAL NO. 120	\$189.00	NOV 2015 DUES
LYLE SIGNS, INC	\$48.65	ADOPT-A-STREET SIGN - DAVID SMITH
MART BROTHERS CONSTRUCTION	\$7,000.00	REYES ROOFING - DV BALLPARK ROOF REPAIR
MERCY BUSINESS HEALTH SVCS	\$53.33	OCT 2015 EAP
O'REILLY AUTOMOTIVE, INC.	\$284.95	V-BELT (15), BRAKE CLEANER (12)
IOWA OFFICE SUPPLY, INC	\$24.79	NOTARY STAMP
PANTHER PRIDE NEWSPAPER	\$55.00	PANTHER PRIDE AD - NSC PD
PHYSIO CONTROL	\$431.60	CH - PARTS & REPLACEMENT FOR AED
PRESTO-X	\$260.06	NOV 2015 PEST CONTROL (4)
QUALIFIED PRESORT SVC, LLC	\$753.33	OCT 2015 PRT/POSTAGE UTILITY BILL
QUALITY PLUMBING CO.	\$129.40	RUN LINE TO FRIDGE, NEW INLINE FITTER
GARY ROAN	\$1,150.00	SEP-OCT 2015 P&Z MTGS (4), INSPECTIONS (13)
ROCKET AUTO WASH	\$26.15	CAR WASH - PD
SD HOUSING DEV AUTHORITY	\$600.00	2015 ANNUAL HOUSING CONFERENCE (3)
SD ONE CALL	\$58.24	OCT 2015 LOCATE FEES (52)
SIOUX CITY JOURNAL	\$586.50	2015 FALL VISITOR GUIDE ADVERTISING
SIOUXLAND HUMANE SOCIETY	\$148.00	OCT 2015 SERVICES
SOUTHEAST SD TOURISM ASSOC.	\$5,697.00	2016 ADVERTISING
THE BOULDER COMPANY	\$15.56	SUPPLIES
USABLUBOOK	\$474.23	GLOVES (10 BX), HYDRANT OIL (2)
VERIZON WIRELESS	\$1,043.08	NOV 2015 CELL CHARGES (21)
WRIGHT EXPRESS FLEET SVCS	\$1,694.90	OCT 2015 FUEL CHARGES
BERGER, PATRICK	\$10.39	CUSTOMER UTILITY DEPOSIT REFUND
EMMICK, LARRY	\$29.26	CUSTOMER UTILITY DEPOSIT REFUND
EZ MONEY 55012	\$28.07	CUSTOMER UTILITY DEPOSIT REFUND
LADNER, PENNY	\$15.51	CUSTOMER UTILITY DEPOSIT REFUND
MARANDOLA, DAVE	\$14.17	CUSTOMER UTILITY DEPOSIT REFUND
SD DEPT OF REV & REG-S/T	\$518.92	OCT 2015 SALES TAX

Motion by Cropley second by Verdoorn to adjourn at 10:19 p.m. Unanimous.

Randy Fredericksen, Mayor

Attested

Susan Kloostra, Finance Officer