



North Sioux City, South Dakota  
**Regular Meeting of the City Council**  
October 3, 2016 – 7:00 p.m.  
City Hall

**PROPOSED AGENDA**

- A. Call to Order
- B. Roll Call
- C. Pledge of Allegiance
- D. Approval of Agenda
- E. Approval of Minutes: September 19, 2016, Regular Meeting
- F. Agenda Items
  - 1. Royal Canin Informational Session
  - 2. Northshore Dr. Transfer Agreement
  - 3. Westshore Reconstruction Project Change Order # 3
- G. Community and Council Input
- H. Executive Session
  - 1. Contractual
  - 2. Personnel
- I. Approval of Bills
- J. 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**  
September 19, 2016

Meeting called to order at 7:00 p.m. by Mayor Fredericksen. Beavers, Berg, Christiansen, Cropley, Parks, Slater, Reiff and Verdoorn were present. Also in attendance were City Administrator Ted Cherry and Finance Officer Susan Kloostra.

Mayor Fredericksen led the Pledge of Allegiance.

Motion by Parks second by Cropley to approve the agenda as presented. Unanimous.

Motion by Beavers second by Verdoorn to approve the September 6 Regular Council Meeting Minutes. Unanimous.

James Van Cleave brought an update to the Council on his Eagle Scout Project for the Veteran's Memorial, located at Centennial Park. Cherry, the Parks Board and Van Cleave had previously met and worked through any concerns. The new proposal includes a bird bath rather than a fountain and an acid etched eagle rather than painted. Paula Damon, Parks Board representative, commended Van Cleave on his project and desire to honor veterans. Councilman Parks stated low maintenance would be most beneficial. Motion by Christiansen to accept the new plans, including the City donating funds to purchase the bird bath, up to \$500. Seconded by Berg. Unanimous.

City of Sioux City's pretreatment department representatives, Desiree McCaslen and Vicki Baker, addressed the Council regarding its attempts to decrease the fats, oils and grease (FOG) into the wastewater system per their ordinance 13.14 and the EPA's mandate. Sioux City's FOG ordinance was in response to the EPA requirement for municipalities to install programs to aid in the prevention of sanitary sewer blockages and overflows which impact public health. Of the 16 letters/forms sent to North Sioux City businesses, only 4 registration forms were returned. Baker and McCaslen asked for the Council's support. Slater wondered if North Sioux businesses were aware of the need to comply not knowing we have a wastewater agreement with the City of Sioux City. The Council was in favor of support including putting on City letterhead.

Sealed bids for the River Drive Lift Station Generator Project were opened at City Hall on September 15, 2015 by Greg Meyer, City Engineer. The engineer's project estimate was \$100,000.00. The bids were as follows:

River Drive Lift Station Generator Replacement

	Bid Bond 10%	Bid Amount	Alternate One Amount
Odell Electric	Yes	\$ 83,199.00	\$ 1,200.00
Mitchell Electric	Yes	\$ 69,670.00	No Bid
Engineer's Est.	NA	\$ 100,000.00	\$ 5,000.00

Motion by Christiansen, second by Cropley, to award the bid to Mitchell Electric in the amount of \$69,670.00. Unanimous.

The following plats were submitted for Council's approval, following approval of the Planning Commission on September 14. Cropley asked who records plats. Cherry states the plats are returned to the owner to file with the county.

Motion by Cropley second by Parks to approve the Plat of Survey as presented. Unanimous.  
Lots 23 & 23A, Re-Plat of Bruneau Plat in the SW ¼, Section 10, T89N, R49W, 5<sup>th</sup> P.M., North Sioux City, Union County, South Dakota

Motion by Cropley second by Parks to approve the Plat of Survey and Accretion Ground there to as presented. Unanimous.

Lots 7A & 8A Block 3, Suncoast Addition 1<sup>st</sup> Filing, North Sioux City, Union County, South Dakota.

Motion by Christiansen second by Berg to approve the plat as presented. Unanimous.

Lots 45B and 46B of Tract 4 of River Valley Addition North Sioux City, Union County, South Dakota vacating lots 44A thru 46A of Tract 4 recorded in book 32 of plats on page 42 therein

Motion by Christiansen second by Reiff to approve the plat as presented. Unanimous.

Lots 61 and 62 of Tract 4 of River Valley Addition North Sioux City, Union County, South Dakota

Motion by Christiansen second by Reiff to approve the plat as presented. Unanimous.

River Valley Addition in the N ½ of the SW ¼ Section 15, T89N, R48W, 5<sup>th</sup> P.M., North Sioux City, Union County, South Dakota

Motion by Cropley second by Reiff to open the public hearing at 7:36 p.m. Unanimous. NSCEDC requests to rezone the following property from Residential (R-1) to Light Industrial (L-I).

Lot 2 of Flynn Tract 1, being a part of Lot A in Section 10, Township 89 North, Range 48, West the 5<sup>th</sup> P.M., Union County, South Dakota

No public input or discussion. Motion by Cropley second by Berg to close the hearing at 7:37. Unanimous. Motion by Parks second by Cropley to approve the rezoning as presented. Unanimous.

Motion by Cropley second by Parks to open the public hearing at 7:37 p.m. Unanimous. NSCEDC requests to rezone the following property from Agricultural (A) to Light Industrial (L-I).

Lot B of Lot A in the Northeast Quarter, the Southeast of the Northwest Quarter of Section 10, Township 89 North, Range 48, West the 5<sup>th</sup> P.M., less Flynn Tract 6 consisting of Lots 1 and 2, as platted in Book 29 of Plats on Page 14, North Sioux City, Union County, South Dakota

No public input or discussion. Motion by Cropley second by Reiff to close the hearing at 7:39. Unanimous. Motion by Reiff second by Cropley to approve the rezoning as presented. Unanimous.

South Dakota District 16 candidate Ann Tornburg introduced herself to Council.

The Council readdressed tabled Handbook Revision agenda item from the September 6 meeting. Mayor Fredericksen stated his support to add items so as to avoid hearsay and problems. Discussion was held including overtime pay calculation, overtime pay misconception of overtime after 8 hours vs after 40 hour week, and paying employee's overtime for call back work rather than adding to work week hours. Motion by Slater second by Lesa to strike Section 5.4 Call Back Pay. Unanimous.

Council discussed Section 6.8 Health Savings Account surrounding whether to specify health savings contribution amounts or leaving generic language. Motion by Slater to add "subject to change annually" at the end. Beavers seconded the motion. Aye: Beavers, Christiansen, Reiff, Slater, Verdoorn. Nay: Berg, Cropley, Parks. Motion carried 5-3.

Handbook review continued. Slater commented the need to manage overtime. Motion by Christiansen to approve the handbook, including the changes made. Seconded by Beavers. Aye: Beavers, Berg, Christiansen, Reiff, Slater, Verdoorn. Nay: Cropley, Parks. Motion carried 6-2.

Council took a recess at 8:54 p.m. and reconvened at 9:02 p.m.

The second reading 2017 Fiscal Year Municipal Budget began.

Chass Beving, NSC/DV Rec Board President, fielded Council questions and expounded on the submitted request and fundraisers by the organization. Council thanked Beving for his time.

Slater presented an alternate capital projects timeline. Council discussed. Several comments were made regarding acquiring available grants, utilizing organizations to find available monies, or other avenues as an alternative to paying outright for a project. Motion by Slater to strike the Parkside Lift Station Upgrade project from 2017 budget. Motion died for lack of a second.

No changes were made to the Budget Packet. Motion by Parks with a second by Christiansen to approved the second reading of the FY2017 Budget as presented. Unanimous.

Community/council input:

- 1) North Sioux City employee Jon Feller commented on the insurance benefits and the approved plan reduction, raising concerns that employees should be viewed as part of the support of the City's infrastructure.
- 2) Cherry let Council know there would be a legislative debate at City Hall on September 29 at 4 p.m.
- 3) Cherry advised of the hiring of library assistant, Liane Welte.
- 4) Mayor Fredericksen talked about the odors from Royal Canin stating he's receiving calls, and residents are saying the City isn't doing anything about it. Cherry reported about his on-going dialogue with Royal Canin each time we receive a call. They have shared with Cherry the many efforts they are putting toward resolving the odor issues. Council asked for this to be on the October 3 agenda.
- 5) Christiansen asked regarding an executive session on council agendas. Kloostra stated executive sessions are only added to the agenda if there is a known item. However if Council deems the need to move into executive session, it may do so by motion per statute SDCL 1-25-2 or 9-34-19.
- 6) Slater asked regarding the mobile Radar Speed Sign on Suncoast. He's concerned of the high speed. Slater asked about looking into changing the speed limit on residential streets.
- 7) Parks asked for an update on the boat ramp arm. Chief Headid reported there was an accident and it was due to be repaired at the expense of the person's insurance.

Motion by Beavers second by Christiansen to approve the bills as presented. Unanimous.

AMERICAN UNDERGROUND SUPPLY	1580.26	PARTS FOR SUNCOAST WATER BREAK
BIERSCHBACH EQUIPMENT & SUPPLY	1023.43	RENTAL-FORKLIFT W/ CAB
CENTER POINT LGE PRINT	134.22	BOOKS (6)
CHERRY, TED	26.88	MILEAGE REIMB-ELK POINT TRNG
CITY OF SIOUX CITY	25786.81	AUG2016 SWR CHGS USAGE 12,297
DAKOTA DUNES/NSC TIMES	722.48	AUG2016 PUBLISHING FEES
DOCUMENT DEPOT & DESTRUCTION	45.00	SHREDDING-1 BIN
ELECTRIC INNOVATIONS	1994.66	SEP2016 TECH SUPPORT
FARMER BROS. CO.	39.83	COFFEE (1 CS)-SR CENTER
FED EX OFFICE	9.54	SHIPPING
FIRST FINANCIAL BANK USA	717.11	FAREWAY-SUPPLIES-SRS ON THE MOVE
GENELLI STUDIO	481.50	PROMOTING NSC
H2O 4 U	34.00	BOTTLED WATER, COOLER RENTAL
HYDRAULIC SALES & SERVICE CO.	44.64	SUPPLIES
INGRAM LIBRARY SERVICES	1079.63	BOOKS (82)
JACK'S UNIFORMS & EQUIPMENT	107.95	CLOTHING ALLOWANCE-PD
JEFF'S LAWN CARE, INC.	679.58	REP SPLKR SYS, SEED FERRRARI PARK
KEVIN ODELL ELECTRIC, INC.	579.86	INSTALLED PRESSURE SWITCH
KMEG-TV	805.00	ADVERTISING 08/05-08/31
KPTH TV	826.00	ADVERTISING 08/05-08/28
KTIV	1650.00	ADVERTISING 8/01-08/28
MERCY BUSINESS HEALTH SVCS	53.33	AUG2016 EAP
MIDAMERICAN ENERGY	13059.05	AUG2016 ULITILITY CHGS
IOWA OFFICE SUPPLY	27.36	HANGING FOLDERS (3BX)
ONE OFFICE SOLUTION	59.94	USD DRIVE (6)
PER MAR SECURITY SVCS	165.96	4Q2016 SECURITY MONITORING
PITNEY BOWES	215.04	3 QTR2016-POSTAGE
PREFERRED PRINTING	18.00	NAME BADGE-SLATER
QUALIFIED PRESORT SVC, LLC	748.58	AUG2016 POSTAGE UTILITY BILLS
RUDOLPH'S FLORSHEIM SHOES	174.24	CLOTHING ALLOWANCE
SCHIMBERG COMPANY	248.80	PARTS (39)
SD DEPT OF REV & REGULATION	10.00	TITLE LATE FEE
SD MUNICIPAL LEAGUE	400.00	SDML CONFERENCE-(4 ATENDEES)
SD ONE CALL	80.64	AUG2016 LOCATES (72)
SIOUXLAND HUMANE SOCIETY	74.00	AUG2016 SERVICES
SIOUXLAND INTERSTATE METRO	2894.00	2016 URBAN TRANSPORTATION PLNG

UNION CO. REGISTER OF DEEDS	92.00	DEED16-3487, EASEMENT16-3488
US DEPT OF THE INTERIOR	6830.00	BIG SIOUX STREAM FLOW
VAST BROADBAND	940.40	SEP2016 PHN & INT CHGS
WRIGHT EXPRESS FLEET	2658.49	AUG2016 GAS CHARGES
ZEE MEDICAL SERVICES	125.75	MEDICINE CABINET SUPPLIES (3)

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

**Approved**

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**Randy Fredericksen, Mayor**

**Attested**

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**Susan Kloostra, Finance Officer**



# City Council MEMO

504 River Drive  
North Sioux City, SD 57049  
Phone (605) 232-4276  
Fax (605) 232-0506

To: North Sioux City City Council  
From: Ted Cherry – City Administrator  
Date: 10/3/2016  
Re: Northshore Transfer Agreement

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**Background:** The County Commissioners approved, on Sept. 20, 2016, the agreement to transfer Northshore into the City's name. This would transfer the maintenance and all responsibilities to the City for the City to oversee including the right-of-way. The section of Northshore to be transferred would be from the intersection of Northshore and Westshore to the Exit 4 interchange.

The total amount due to the City for taking on the responsibility of the road is \$550,000. The payment schedule is located on pages 1 and 2 of the agreement. Should Union County fail to remit a payment on time the obligations and responsibilities of the road will be transferred back to the County.

Susan is working with our banks to find the best option for investing this money to hold it until the time that we need it.

60% of the council must approve the agreement

**Financial Consideration:** Union County to remit \$550,000 to the City of North Sioux City concluding in October, 2023

**Recommendation:** Administration recommends approval of the agreement and giving the Mayor the authority to sign the agreement.

**UNION COUNTY RESOLUTION # UCC-2016-<sup>50</sup>6**  
**NORTHSHORE DRIVE TRANSFER AGREEMENT**

This Northshore Drive Transfer Agreement (hereinafter "Transfer Agreement" or "Agreement") is made and entered into this 20<sup>th</sup> day of September, 2016, by and between Union County, South Dakota, a county organized under SDCL Title 7 (hereinafter "Union County" or "County"), and the City of North Sioux City, a South Dakota municipal corporation incorporated under SDCL Title 9 (hereinafter "North Sioux City" or "City").

RECITALS

WHEREAS, both North Sioux City and Union County agree to transfer the ownership and maintenance responsibilities as they pertain to Northshore Drive as further identified in paragraph 6 below, pursuant to terms stated within this Transfer Agreement; and

WHEREAS, both North Sioux City and Union County desire to coordinate efforts to ensure a smooth transition of the public use and maintenance of Northshore Drive located in North Sioux City; and

WHEREAS, both North Sioux City and Union County agree that this Agreement sets out fully the terms to best accomplish the transfer of the public use and maintenance of Northshore Drive in a manner that is in the best interests of both parties and the public;

THEREFORE, North Sioux City and Union County, for and in consideration of the payments and obligations set forth herein the sufficiency of which is hereby acknowledged, do HEREBY CONTRACT, AGREE, AND AFFIRM the following:

- A. County hereby agrees to transfer that portion of Northshore Drive located in the City limits of North Sioux City to the City for public use and maintenance, subject to the following terms:
1. Union County agrees to remit a total of Five Hundred and Fifty Thousand Dollars (\$550,000.00) pursuant to an agreed upon payment schedule to the City on the condition the City will assume the ongoing maintenance for Northshore Drive.
  2. North Sioux City agrees to accept a total of Five Hundred and Fifty Thousand Dollars (\$550,000.00) pursuant to an agreed upon payment schedule as consideration for assuming the ongoing maintenance of Northshore Drive.
  3. Union County agrees remit to City Two Hundred Thousand Dollars (\$200,000.00) within thirty days of both parties signing this agreement. Union County further agrees to remit Fifty Thousand Dollars (\$50,000.00) a year for seven consecutive years until the total of Five Hundred and Fifty Thousand Dollars (\$550,000.00) has been remitted to North Sioux City, in accordance with the following payment

schedule:

October, 2017	-	\$50,000.00
October, 2018	-	\$50,000.00
October, 2019	-	\$50,000.00
October, 2020	-	\$50,000.00
October, 2021	-	\$50,000.00
October, 2022	-	\$50,000.00
October, 2023	-	\$50,000.00

4. North Sioux City agrees to accept the following payment schedule of Two Hundred Thousand Dollars (\$200,000.00) within thirty days of both parties signing this agreement. City further agrees to accept a schedule of payments of Fifty Thousand Dollars (\$50,000.00) a year for seven consecutive years or until the total of Five Hundred and Fifty Thousand Dollars (\$550,000.00) has been remitted to North Sioux City. North Sioux City shall not accept ownership of Northshore Drive until full payment of \$550,000.00 has been made to City by County.
5. North Sioux City shall further agree to temporarily accept Northshore Drive for public use and maintenance on the day that Union County remits its first installment of Two Hundred Thousand Dollars (\$200,000.00).
  - a. On the day that Union County remits a Two Hundred Thousand Dollar (\$200,000.00) payment to North Sioux City the County shall remove Northshore Drive, as indicated in this agreement, off of the County highway map.
  - b. After the County remits the final payment and pays the full \$550,000.00, North Sioux City shall accept ownership of Northshore Drive.
  - c. Should County, for any reason, fail to make any payment to City identified herein and within seven consecutive years, maintenance obligations and responsibilities shall revert back to the County immediately.
6. Northshore Drive shall become the responsibility of North Sioux City from the east where the State of South Dakota's responsibility for the Exit 4 interchange ends to the west approximately 4,955 feet, to the middle of the intersection of Northshore Drive and Westshore Drive.

- a. See Attached map demonstrating that portion of Northshore Drive which is being transferred by and through this Agreement.
7. This Agreement expressly includes the right-of-way to Northshore Drive and any all related property, responsibilities, and obligations which were previously considered to be the responsibilities and obligations of Union County. This shall include but not be limited to the regulation of speed, weight limits, and use of the right of way for public utilities.
- B. The parties further agree that Northshore Drive, now, and for the next seven years, will continue to support the normal flow of traffic and public use through North Sioux City, as this agreement's purpose is to benefit the best interests of both Union County and North Sioux City.
  - C. This Agreement and the Attachments hereto constitute the entire agreement between the contracting parties concerning the subject matter hereof. All prior agreements, discussions, representations, warranties and covenants are merged herein. There are no warranties, representations, covenants or agreements, expressed or implied, between the parties except those expressly set forth in this agreement. Any amendments or modifications of this agreement shall be in writing and executed by the contracting parties.
  - D. Pursuant to SDCL 7-21-16.1 a resolution will be adopted by the County approving this Agreement. The effective date of this Agreement will then be twenty (20) days after publication of said resolution if said resolution is not referred to a public vote. Also pursuant to SDCL 7-21-16.1 and 9-21-18.1 by signing this Agreement, it is affirmed that more than sixty percent of the members of the governing body of the City and the County, respectively, have approved the adoption of this Agreement.

Dated this \_\_\_\_ day of September, 2016.

Dated this 20<sup>th</sup> day of September,

Mayor of North Sioux City:

Chairperson, Union County Commissioners

\_\_\_\_\_  
Randy Fredericksen  
Mayor

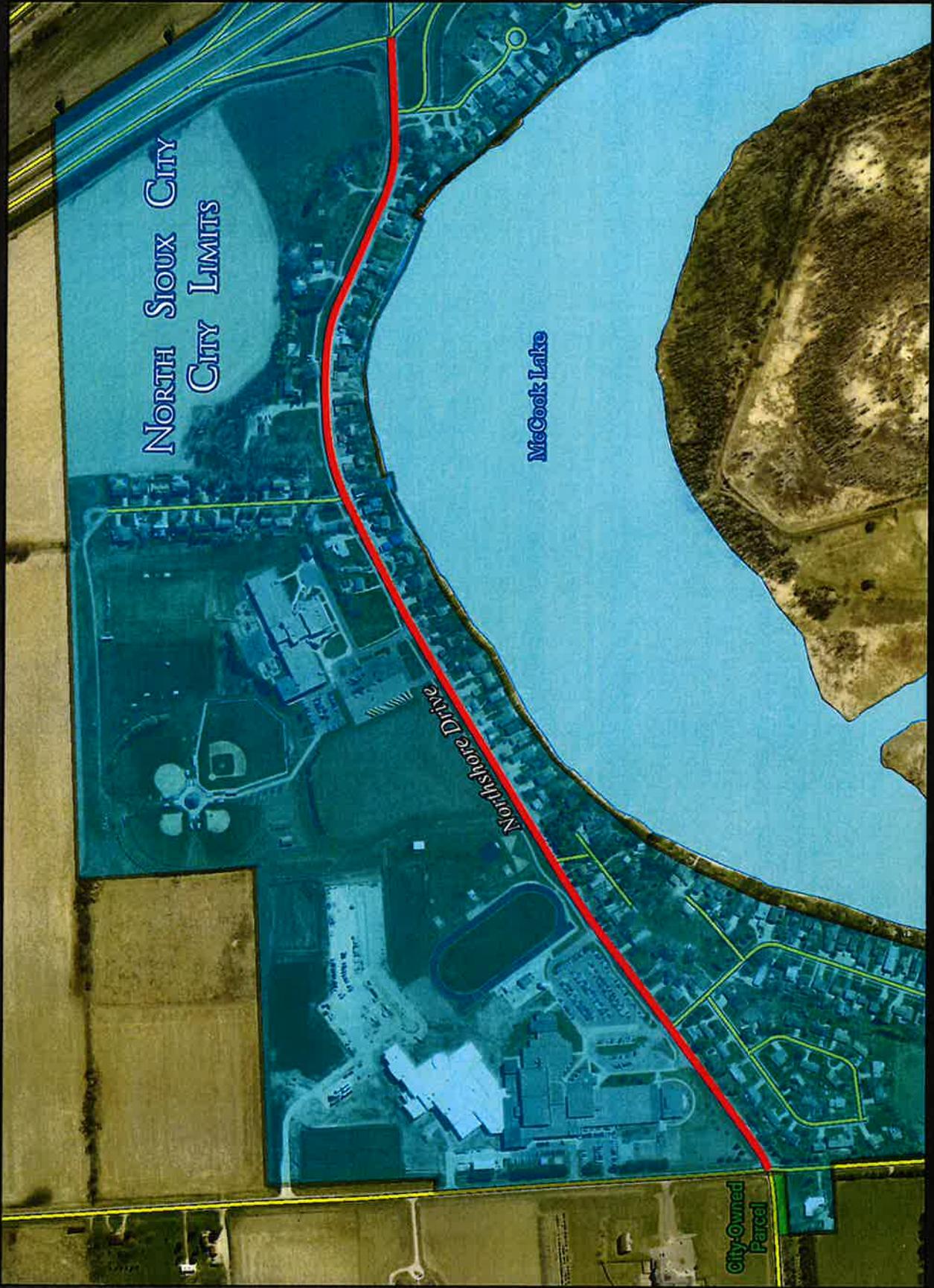
*Milton Ustad*  
\_\_\_\_\_  
Milton Ustad  
Chairperson

\_\_\_\_\_  
Susan Klootra  
City Finance Officer  
(SEAL)

*Carol Klumpp*  
\_\_\_\_\_  
Carol Klumpp - Auditor



# Northshore Drive and City Limits



\*Northshore Drive is 4,955' long.

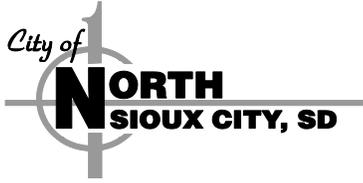
2,800 Feet

2,100

1,400

700

0



# City Council MEMO

504 River Drive  
North Sioux City, SD 57049  
Phone (605) 232-4276  
Fax (605) 232-0506

To: North Sioux City City Council  
From: Ted Cherry – City Administrator  
Date: 10/3/2016  
Re: Westshore Change Order #3

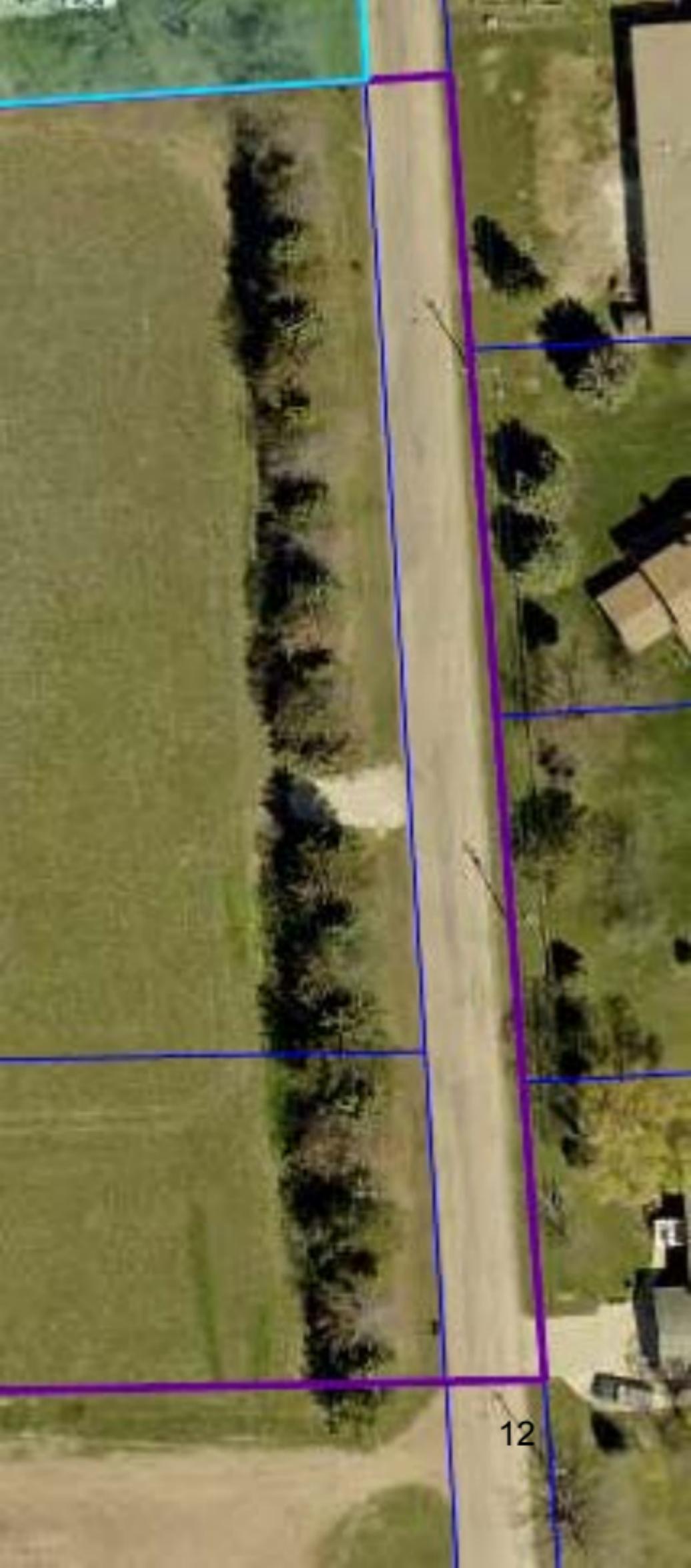
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**Background:** Along the west side of Westshore there is a row of trees. The owners of the property are Pat Benson, Janet Strong, and greenhouse. The new bike/walk path is designed to be constructed approximately 2 feet off of the tree line. There is concern that the trees will cause the bike/walk pat to buckle and that the investment of the path will be deteriorated overtime. There is also concern that when the path is laid it could cause serious root damage that would kill the trees.

While designing the project this was brought forward to the property owners and they were unsure on if they would want to have these trees removed. They have now stated they don't have an issue with the trees being removed.

**Financial Consideration:** \$23,470 increase to the Westshore Project. The project is currently under budget because the sand quantities were not as high as were expected.

**Recommendation:** After speaking with Greg Meyer about the proposed change order the Administration recommends the approval of the change order



**CHANGE ORDER**

Change Order No: Three

Date: October 3, 2016

Agreement Date: February 15, 2016

NAME OF PROJECT : North Sioux City - Westshore Reconstruction

OWNER: City of North Sioux City, SD

CONTRACTOR: Gill Construction, Inc.

The following changes are hereby made to the CONTRACT DOCUMENTS:

See the Attached list of trees to be removed along Westshore if this change order is accepted.

Justification: During the design, Pat Benson could not decide about allowing the trees to be removed from her property along the west side of Westshore. She recently signed a letter requesting the removal of the trees. The value of this change order was determined by applying the as bid unit prices to the trees to be removed.

Requested by the contractor

Change to CONTRACT PRICE:

Original CONTRACT PRICE \$2,677,244.03

Current CONTRACT PRICE adjusted by previous CHANGE ORDERS \$2,654,181.38

The CONTRACT PRICE due to this CHANGE ORDER will be decreased by:

\$23,470.00

The new CONTRACT PRICE including this CHANGE ORDER will be \$ 2,677,651.38

Change to CONTRACT TIME:

The CONTRACT TIME will be [increased] [~~decreased~~] by 0 calendar days.

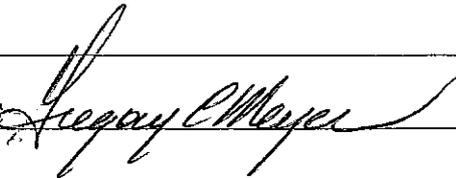
The date for completion of all work will be November 1, 2016 (Date).

Approvals Required:

To be effective this Order must be approved by the City of North Sioux City if it changes the scope or objective of the PROJECT, or as may otherwise be required by the SUPPLEMENTAL GENERAL CONDITIONS.

Requested by: City of North Sioux City

Recommended by: Buell Winter Mousel & Assoc. PC



Accepted by: Gill Construction, Inc.

Attachment to Change Order Three  
North Sioux City  
Westshore Drive Reconstruction

Change Order Three

No.	Description	Quantity	Units	Unit Price	Total
1	Remove all Trees diameter 0-3"	1.00	L.S.	\$ 500.00	\$ 500.00
2	Remove tree & stump 3"-6" dia.	16.00	e.a.	\$ 145.00	\$ 2,320.00
3	Remove tree & stump 6"-12" dia.	2.00	e.a.	\$ 325.00	\$ 650.00
4	Remove tree & stump 12"-18" dia.	20.00	e.a.	\$ 625.00	\$ 12,500.00
5	Remove tree & stump 18"-24" dia.	10.00	e.a.	\$ 750.00	\$ 7,500.00
					\$ 23,470.00

**APPROVED MINUTES**  
**North Sioux City Planning Commission**  
**September 14, 2016**

The regular meeting of the North Sioux City Planning Commission was called to order by Streeter at 4:00 p.m.

Commission members present were: Holbrook, Jacobs, Linden, Mitchell, Olson and Streeter. Also in attendance were City Administrator Ted Cherry and Finance Assistant Jennifer Roupe.

Motion by Linden, second by Mitchell to approve the agenda as presented. Unanimous.

Motion by Jacobs, second by Linden to approve the August 24, 2016 minutes as presented. Unanimous.

**New Business**

Variance Request: Side Yard Set-Back – Scott Cole – 337 Lakeshore Drive

Scott Cole addressed the members with details about request. Motion by Jacobs, second by Mitchell to set a variance hearing for October 12, 2016 at 4:00 p.m. Unanimous.

Variance Request: Garage Larger than 1000 s/f – Ron Schrunk – 175 Suncoast Drive

Ron Schrunk addressed the members with details about request. Motion by Jacobs, second by Mitchell to set a variance hearing for October 12, 2016 at 4:00 p.m. Unanimous.

Survey Plat: Jeffrey A. Steinkamp and Jeanne M. Steinkamp

Motion by Mitchell, second by Linden to approve the following survey plat as presented. Unanimous.

Plat of Survey: Lot 23 and 23A, Re-Plat of Bruneau Plat in the SW ¼, Section 10, T89N, R49W, 5<sup>th</sup> P.M., North Sioux City, Union County, South Dakota

Survey Plat: David A. Mitchell and Debra A. Mitchell

Motion by Jacobs, second by Linden to approve the following survey plat as presented, Mitchell abstained. Unanimous.

Plat of Survey and Accretion Ground there to Lot 7A & 8A Block 3, Suncoast Addition 1<sup>st</sup> filing, North Sioux City, Union County, South Dakota

Survey Plat: Corey Derocher, Owner of Derocher Brothers Construction, LLC

Motion by Jacobs, second by Olson to approve the following survey plat as presented. Unanimous.

Plat of Lots 45B & 46B of Tract 4 of River Valley Addition, North Sioux City, Union County, South Dakota – Vacating Lots 44A thru 46A of Tract 4 recorded in Book 32 of Plats on page 42 therein.

Survey Plat: River Valley, LLP by Rick Wegher

Motion by Mitchell, second by Holbrook to approve the following survey plat as presented. Unanimous.

Plat of Lots 61 and 62 of Tract 4 of River Valley Addition, North Sioux City, Union County, South Dakota

Survey Plat: River Valley, LLP by Rick Wegher

Motion by Linden, second by Holbrook to approve the following survey plat as presented. Unanimous.

Plat of River Valley Addition in the N ½ of the SW ¼ of Section 15, T89N, R48W, 5<sup>th</sup> P.M., North Sioux City, Union County, South Dakota

**Other Business:**

Cherry addressed members in regards to the SDML conference.

Roupe updated commission members of five building permits that have been approved by Roan prior to meeting. Military Road, Fence; Wallace Ave, Fence; Lakeshore, Driveway; Northshore Dr, Egress Window; Lakeshore, Remodel; N Churchill Cir, Fence; Gateway Dr, Fence.

Motion by Jacobs, second by Olson to adjourn at 4:37 p.m. Unanimous.

Dated this September 14, 2016

Jennifer Roupe

Finance Assistant

## NOTICE OF HEARING FOR VARIANCES

NOTICE IS HEREBY GIVEN THAT a public hearing shall be conducted at 4 p.m. on October 12, 2016 by the Planning Commission of North Sioux City, South Dakota to consider the following variance application request by the following properties:

#1 Variance Request: Side Yard Det-Back  
S. Cole  
337 Lakeshore Drive

#2 Variance Request: Garage larger than 1000 s/f  
R. Schrunk  
175 Suncoast Drive

NOTICE IS FURTHER GIVEN that said applications will be heard and considered by the Planning Commission at City Hall, 504 River Drive, North Sioux City, South Dakota. At that time any person interested in the approval or rejection of any such application may appear and be heard. Those interested persons not able to attend are invited to send written comments, prior to the hearing, to the NSC Planning Commission, 504 River Drive, North Sioux City, SD 57049.

Dated this 16 day of September, 2016 at North Sioux City, South Dakota.

Jennifer Roupe  
Finance Assistant

Published: September 22, 2016