

AGENDA
CITY OF NORTH SIOUX CITY, SOUTH DAKOTA
REGULAR MEETING OF THE CITY COUNCIL
JUNE 3, 2013
7:00 P.M. – CITY HALL

1. Call meeting to order at 7:00 P.M.
2. Roll Call
3. Pledge of Allegiance
4. Approval of Agenda
5. Approval of Minutes: May 20, 2013, Regular Meeting
6. Mayor: Don Fuxa
 - A. Public Hearing (On-Sale Liquor License) - 7:00 pm
 - B. Woodbury County Emergency Management (STARCOM Update)
 - C. McCook Lake Recreation Association Presentation
 - D. Computer Server Leasing Program
 - E. Malt Beverage License Renewals
 - F. Retail Fireworks Permit Applications
 - G. Temporary Street Closures
 - H. Change Order – City Hall Well Pump Replacement Project
 - I. Change Order – River Drive Lift Station Improvement Project
 - J. Amendment to Ordinance 13.12 (first reading)
 - K. Television Advertising Campaign – HRC/Harvest Bend
 - L. North Sioux City/Dakota Valley Rec Complex Liaison
7. Community and Council Input
8. Executive session*
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
CITY OF NORTH SIOUX CITY, SOUTH DAKOTA
REGULAR MEETING OF THE CITY COUNCIL
JUNE 3, 2013
7:00 P.M. CITY HALL**

Meeting called to order at 7:00 p.m. by Mayor Fuxa. Roll call: Parks, Leitru, Christiansen, Meyer, Headid, Beavers, Rogers and Verdoorn were present.

Mayor Fuxa led the Pledge of Allegiance.

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

Motion by Parks, second by Headid to approve the May 20, 2013, regular Council meeting minutes as presented. Unanimous.

Public hearing to consider the following applications for an on-sale liquor license was opened at 7:01 p.m.

Brown Aces "Sugar Daddy's"
100 Military Road
North Sioux City, SD

Dakota Rose, Inc. "Dakota Rose"
103 Military Road
North Sioux City, SD

Intrepid Ventures Operations, LLC "Casino Monaco"
210 Military Road
North Sioux City, SD

Eric's Casino, Inc. "Eric's Casino"
109 Military Road
North Sioux City, SD

Zort Bros, Inc. "Zort's Prime Time Casino"
105 S. Derby Lane
North Sioux City, SD

The Glass Palace/Glass Slipper, Inc. "The Glass Palace"
129 Watier Street
North Sioux City, SD

Public input was received from the following individuals:

- Jeff Myers and Pat Burnight on behalf of The Glass Palace and Eric's Casino
- Dawn Erickson on behalf of Casino Monaco
- Jim Zortman on behalf of Zort's Prime Time Casino
- Dustin Chartier and Marty McGlothlen on behalf of Sugar Daddy's
- John Nilges on behalf of Dakota Rose
- Bob Kistler in support of Sugar Daddy's

Motion by Headid, second by Meyer to close public hearing at 7:18 p.m. Unanimous. Motion by Verdoorn to issue the license to Dakota Rose. Motion died for lack of a second. Motion by Rogers, second by Headid to issue the license to Zort's Prime Time Casino. Ayes: Leitru, Meyer, Headid, Rogers and Verdoorn. Nays: Parks and Beavers. Christiansen abstained. Motion passed on a vote of 5-2-1.

Woodbury County Emergency Management Director Gary Brown provided the Council with an update on the Siouxland Tri-State Area Radio Communications System ("STARCOMM"). It was the consensus of the Council to continue to provide funding for the program in the future.

Dirk Lohry, Dan DeMarest and Scott Gerkin of the McCook Lake Recreation Area Association presented the Council with a proposal to initiate a boat launch fee at the public boat ramp located near Lakeshore Drive. The matter will be discussed further during the June 17, 2013, regular Council meeting.

Dave Schaar from Electric Innovations addressed Council members' questions and concerns regarding options for updating the City's computer servers. The matter will be discussed further during the June 17, 2013, regular Council meeting after additional pricing information has been collected.

Motion by Beavers, second by Verdoorn to approve the following malt beverage license renewal applications. Unanimous.

LIST OF MALT BEVERAGE LICENSE RENEWALS FOR 2013-2014, JUNE 3, 2013:

JD GAMING, INC. Players Club Casino (Rooms 1,2,3) – RB-2869, 2903,3441

BET ON BROWN, INC. Goode to Go, Freeway Mobil, Hideaway Casino – RB-2877, 2890, 2891, 2873, 2605, 2142, 3535, 2852, 2365

BROWN ACES, INC. Sugar Daddy's – RB 2904, 2928, 2264

SKY JC, INC. Skyline – RB-2901.2887

RJS, LLC Townhouse Pizza – RB-20329

DAKOTA ROSE, INC. Dakota Rose – RB-2905.2889.2298

CASEYS RETAIL COMPANY Casey's General Store #1157 – PB-new license (discontinued SD Farm Wine), PF-19552

ERIC'S CASINO, INC. Eric's Casino – RB-2874

FOUR HORSEMEN, LLC Triple Crown Casino #1 & #2 – RB-3585, 2867

GLASS SLIPPER, INC. The Glass Palace – RB-2912,

MCCOOK IZAAK WALTON LEAGUE Ike's Casino – RB-2910, 2888, 2875, 2906

SHE BE, INC. Four Aces Casino, Steph O's Casino, Trin O's Casino, Whiskey Joe's Casino, Sherry O's Casino, Sub O's Casino, Kimb O's Casino, Elk O Casino, Beano & Sherry's Saloon, Reno Casino – RB-2387, 2404, 2452, 2469, 2470, 2494, 2566, 2879, 2892, 3669

THE COLOR OF MONEY, INC. Discount Liquor – RB-2886

WORLD WIDE HOLDINGS, INC. VIP I, VIP II, VIP III – RB-2898, 2900, 2263

INTREPID VENTURES OPERATING, LLC Monaco, Suite I, Monaco, Suite 2, Monaco, Suite 3, Monaco, Suite 4, - RB-3707, 3708, 2272, 2383

MILLER LIQUOR, INC. Miller Liquor II – RB-2382, 2865

FREEDOM, INC. OF NORTH SIOUX CITY Whistlestop Casino III, Whistlestop Casino II, Whistlestop Casino IV, Whistlestop Casino V, - RB-2266, 2276, 2872, 2902

J & U, INC. I-29 Lounge – RB-2237

ZORT BROS, INC. Pronto Convenience Store, Pronto Casino #3, Pronto South Corner Casino, Pronto Convenience Store, Pronto Casino #2, Pronto, Pronto Nickel Room – RB-2878, 2438, 2425, 2424, 2422, 2256, 2880

Mayor Fuxa noted that no additional applications for retail fireworks permits were submitted for consideration during the June 3, 2013, Council meeting.

Motion by Beavers, second by Christiansen to approve the following temporary street closures for neighborhood events with the understanding the residents are responsible for clean-up, returning City barricades and signing a liability waiver. Unanimous.

Portion of Delier Street (between North Main and Leneve) – July 5, 2013 (3:00 p.m. to midnight)
Leneve Street – July 4, 2013 (Noon to midnight)

Motion by Headid, second by Leitru to approve a change order for the City Hall Well Pump Replacement project (-\$250). Unanimous. The deduction resulted from the deletion of a flow sleeve.

Motion by Beavers, second by Christiansen to approve a change order for the River Drive Lift Station Improvement project (+\$3500). Unanimous. The change order is required to remove casing and adjust valves, piping and vault in order to avoid conflict with the water main.

Motion by Christiansen, second by Leitru to approve the first reading of an amendment to Ordinance #13.12. Unanimous. The amendment will return multi-family properties to a Class II Light Commercial water rate as opposed to a Class III Industrial Users water rate.

Motion by Leitru, second by Parks to authorize up to \$6400 for the Housing & Redevelopment Commission to initiate a television advertising campaign for the Harvest Bend housing development. Unanimous.

Discussion was held regarding the City's liaison to the North Sioux City/Dakota Valley Recreation Complex Association. It was the consensus of the Council to request that the Recreation Association provide semi-annual briefings to the Council.

During community/council input: 1.) Mayor Fuxa reported that the North Sioux City Senior Citizens Center Board has agreed to the recommended improvements at the senior center facility, and that City funding will thus be restored accordingly; 2.) Christiansen raised concerns with sidewalk repairs at City Hall, and encouraged City staff to utilize local businesses whenever possible and feasible.

Motion by Parks, second by Meyer to enter Executive Session at 8:20 p.m. in accordance with SDCL 1-25-2 (section 1) to discuss personnel matters. Unanimous.

Regular session resumed at 8:26 p.m.

Motion by Headid, second by Christiansen to upgrade Jerry Watterson's employment status from part time to full time (public works/street department) at an hourly wage of \$13.50. Unanimous.

No fines to report.

Motion by Christiansen, second by Meyer for the approval of bills. Unanimous.

AFLAC	1,193.91	MAY 2013 PREMIUMS (3 PAYPERIODS)
COVENTRY HELATH & LIFE INS	13,086.78	JUN 2013 PREMIUMS
PRINCIPAL LIFE INSUR CO	1,788.63	JUN 2013 LIFE/DENTAL PREMIUMS
AMERICAN LEGAL SERVICES	36.20	JUN 13 PD COVERAGE
AMSAN	252.78	JANITORIAL SUPPLIES
ARNOLD MOTOR SUPPLY, LLP	34.16	OIL (12)
BARKLEY ASPHALT, INC	1,473.15	HWY 105/BOAT RAMP-1/2 HOT MIX ASPHALT
BARNES & NOBLE INC	120.58	BOOKS
CAHOY PUMP SVC, INC.	41,968.59	CITY HALL WELL PUMP REPLACEMENT
CAMPBELL GRADING CO.	610.21	770 BLADE
DAKOTA DUNES/NSC TIMES	28.00	CITY HALL SUBSCRIPTION
ELECTRIC INNOVATIONS	1,038.98	JUN13 TECH SUPPORT
FOUR SEASONS NORTH	149.70	MAY 2013 FITNESS CTR MEMBERSHIPS
GALE	15.57	BOOK
GROVES REPAIR	1,690.00	DODGE/IMPALA-INSTALL LIGHTS, K-9 EQUIPMENT
ICON AG & TURF	665.45	MOWER PARTS
INTL ASSOC OF CHIEFS OF POLICE	120.00	2013 MEMBERSHIP DUES
JACK'S UNIFORMS & EQUIPMENT	518.05	CLOTHING ALLOWANCE
JENSEN SPRINKLER	1,242.14	CITY HALL, CENTENNIAL PARK, ETC.
K & P SERVICES, INC	315.22	5/14-5/31 TOILET RENTAL
KEVIN O'DELL ELECTRIC, INC.	656.39	LAKESHORE LIFTSTATION-FURNISH
MJ MINOR UTILITY CONTRACTOR	2,860.09	RIVER DR WATER PLANT-HYDRO VAC
OFFICE SYSTEMS CO	83.11	MAY13 COPY EXPENSE
QUALIFIED PRESORT SVC, LLC	420.55	MAY 2013 PRTG/POSTAGE UTILITY BILLS
SD DEPT OF ENV & NAT'L RES	1,050.00	DRINKING WATER FEES-ANNUAL
UPSTART BOOKS	11.25	SUMMER READING T-SHIRT
VERIZON WIRELESS	736.45	MAY13 CELL PHONES
ZEISLER CONSTRUCTION, INC	22,500.00	RIVER DRIVE LIFT STATION IMPROVEMENTS

As required by SDCL 6-1-10, the following is a list of the May 2013 payroll by department:

Council / P&Z	26,250.00
Finance	18,443.27
Library	6,817.20
Parks	2,578.97
Police	42,256.49
Public Works	23,863.23

Adjournment was at 8:27 p.m., motion by Beavers and second by Leitru. Unanimous.

CITY OF NORTH SIOUX CITY

Don Fuxa, Mayor

ATTEST:

Donna Houck, Finance Officer

ATTEST:

Kory Menken, Human Resources Director