



Where you want to be!

North Sioux City, South Dakota
Regular Meeting of the City Council
October 15, 2018 – 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: October 1, 2018 Regular Meeting
- F. Agenda Items
 - 1. Oath of Office – Kodi Benson – Ward 3
 - 2. Lakeshore Estates
 - 3. Audit FY2017 – Dwight Berglin, Quam, Berglin & Post
 - 4. Flynn 2nd Addition – Notice for Bid
 - 5. Resolution 2018-04 – On Sale Alcohol License – Full Service Restaurants
- G. Executive Session
 - 1. Personnel
- H. Community and Council Input
 - 1. D2 – Open House – Oct. 19th 3:00pm – 6:00pm
- 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
October 1, 2018

Meeting called to order at 7:00 p.m. by Mayor Fredericksen. Berg, Blaeser, Carpenter, Cropley, Green and Parks were present. Absent: Slater. Also in attendance were City Administrator Ted Cherry, City Attorney Darrell Jesse and Finance Officer Susan Kloostra.

Mayor Fredericksen led the Pledge of Allegiance.

Motion by Cropley second by Parks to approve the amended agenda to include an executive session and move Ward 3 appointment to the last item. All members present voted aye.

Motion by Berg second by Cropley to approve the September 17 Regular Council Meeting Minutes. All members present voted aye.

Cherry presented Council with the newly negotiated agreement between the City and Dakota Valley School District for a School Resource Officer. The school board has approved the new agreement which lines up with the school's fiscal budget year. The agreement has an automatic renewal, unless either party wishes to renegotiate. Motion by Cropley second by Carpenter to approve the agreement as presented. All members present voted aye.

NSCEDC has submitted the preliminary plat for Phase 2 of the Flynn Business Park development. The plat was submitted and approved by the Planning Commission on September 26. Eight new lots with infrastructure were created, six of which have letters of intent to purchase by private companies. City Attorney Darrell Jesse has reviewed and the recommended changes were made. NSCEDC Executive Director Andrew Nilges mentioned there could be a potential option to continue the road, but it would be outside of the original contract. Motion by Cropley second by Blaeser to approve the preliminary plat as presented. All members present voted aye.

Preliminary Plat Flynn Tract 7 an Addition to the City of North Sioux City, Union County, South Dakota.

Council reviewed the two change orders for the North Derby Lane Overlay Project. Changes reflected increase and decrease of materials as well as additional costs to level the road, area patching and shoulder material. Motion by Green second by Parks to approve Change Orders #1 and #2 as presented. All members present voted aye.

Motion by Cropley second by Parks to enter Executive Session at 7:14 p.m. in accordance with SDCL 1-25-2 to discuss Personnel matters. All members present voted aye. Regular session resumed at 7:22 p.m.

At the August 6 Council meeting, Tammy Reiff resigned as Ward 3's Council member. Three letters of interest were received and considered. Mayor Fredericksen recommended appointing Kodi Benson. Motion by Parks second by Cropley to approve Kodi Benson as Ward 3 Alderman until May 2020. All members present voted aye.

Community/council input:

- 1) Jeff Rabbitt, 203 Melrose Ave, addressed the Council about the proposed streetscape plan presented at a September 18 public meeting where public comments were solicited.
- 2) Kimberly Luken, 200 Military Rd, also spoke regarding the proposed streetscape plan. Luken asked if another public meeting would present changes; Mayor Fredericksen said there would be. Cherry reported having received public comments and a redesign has been started.
- 3) Reminder of the Fall Clean Up on October 13-14.
- 4) Carpenter asked if the traffic route on clean up day could be changed to entering on Victor Avenue and exiting onto Parkside or Campbell streets. Cherry will review with Tim.
- 5) Cherry asked Council to RSVP for The Siouxland Initiative (TSI) luncheon scheduled for October 31.
- 6) Cherry asked for Council member participation in the upcoming engineering firm interviews.

Motion by Berg second by Parks to approve the bills as presented. All members present voted aye.

ARTISAN PRESS	665.00	I CAN BOOK (500)
BOMGAARS	133.85	SHOVEL (2), HOSE ADAPTER
RITWAY BUSSINESS FORMS	180.06	WINDOW ENVELOPES (2000)
CARPENTER TENA	354.48	MLG REIMB-TRNG IN RAPID CITY
CENTER POINT LGE PRINT	137.82	BOOKS (6)
CHERRY, TED	22.12	MTG IN ELK POINT & WIT
CLAIMS ASSOCIATES, INC.	750.00	DEDUCTIBLE CLAIM (3)
COLONIAL LIFE	176.50	SEP2018 PREM 09/14, 09/28
CRARY, HUFF, INKSTER, SHEEHAN	3216.71	SEP2018 LEGAL FEES
CROPLEY, LESA	168.75	EXP REIMB-SEMINAR REIMB
DALE HANS	13.06	WATER DEP REFUND
DERBY DREAM CLN	14.00	LIB-WASH & DRY CARPET SQUARES
THOMPSON INNOVATION	1630.00	SEP2018 TECH SUPPORT
ELITE STAFFING, LLC	2000.00	MANAGER TRNG COURSE (5)
FERGUSON WATERWORKS	636.45	WATER METER
GATEWAY ENG INC	2570.00	REP MILLER LS PUMP
GILL CONSTRUCTION	17677.50	MANHOLE RING & COVER REPAIRS (12)
HAWKINS, INC	3126.49	CHLORINE (10)
INGRAM LIB SVCS	212.81	BOOKS (19), DVD'S (2)
JACK'S UNIFORMS & EQUIP	177.80	CLOTHING ALLOWANCE
JEO CONSULTING GROUP	34450.00	05-79-05890 FLYNN/ENGINEERING SVCS
K & P SERVICES, INC	495.00	SEP2018 PARKS TOILET RNTLS
KEVIN ODELL ELECTRIC, INC.	82.65	WTR PLANT-INSTALL DATA RECORDER
SUSAN KLOOSTRA	76.36	MLG REIMB-SEAFOG MTG-BRANDON, SD
LIEBER CONSTRCTN	20.20	WATER DEP CREDIT
LYLES GARAGE DOOR	170.00	MNTNNC-SHOP ROLL UP DOORS
MB CLEANING	1620.00	SEP CLNG (4)
MIDAMERICAN ENERGY	31.44	114 MAIN-UTLTY CHGS
MIDAMERICA BOOKS	205.45	BOOKS (11)
MJ MINOR UTILITY CNTRCTR	200.00	FLYNN BUSINESS-LOCATE WTR LINE
OFFICE SYSTEMS CO	136.72	OCT2018 COPY & LEASE EXP
PER MAR SECURITY	176.01	4Q2018 SECURITY MONITORING SVC
PRESTO-X	216.00	SEP2018 PEST CONTROL (4)
SAFETY BENEFITS, INC	65.00	JOINT SAFETY CONF-CHERRY
SD DEPT OF HEALTH	425.00	08/17-09/11 BOD, COLI, SOLIDS
SDWARN	1000.00	DONATION
SIOUX CITY JOURNAL	397.50	SR CENTER RENEWAL-52 WKS
UNION COUNTY WEED BOARD	369.20	SPRAY DIKE
WOODBURY CTY EMERG SVCS	444.64	OCT2018 STARCOMM
ZEE MEDICAL SERVICE	453.90	MEDICINE CABINET SUPP (3)

As required by SDCL 6-1-10, the following is a list of the September 2018 payroll by department:

Finance/Admin	\$19,593.92
Library	\$5,845.63
Police	\$37,080.13
Public Works	\$23,607.80

Motion by Parks second by Green to adjourn at 7:42 p.m. All members present voted aye.

Approved

Randy Fredericksen, Mayor

Attested

Susan Kloostr, 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: 10/15/2018
Re: Flynn Phase 2 Bid Notice

Background: The City is close to going out for bid on the Flynn Phase 2 project. At this time we are still waiting on some information from the EDA to be able to move forward with the bid. We would like to go out for bid sometime in October with a bid opening date in November or December. The final engineering costs are being evaluated based on any new information from the EDA. It is expected the project will still be estimated at \$1,661,585.

The base bid will be for the first 14 acres of the project. Options will be bid to extend the road North to Water Rd also to see what the total amounts may come in at.

Financial Consideration: None at this time

Recommendation: Administration would like approval to move forward with the bid notice for Flynn Phase 2 when the bid is approved by the EDA and is prepared.

INVITATION TO BID

Sealed Proposals for the construction of “**2018 Flynn Business Park Road Extension for the City of North Sioux City, South Dakota, EDA Project No. 05-79-05890**” JEO Project No. **180914.00**, QuestCDN No. **5970295**, will be received by the City Clerk at **504 River Drive, North Sioux City, South Dakota, 57049**, until **TBD** on the **TBD** day of **TBD**, 2018, and thereafter will be read aloud.

The work is generally described as follows: **Construction of approximately 1,800 linear feet of 31-foot-wide, 8” PCC pavement, storm sewer, 12” PVC water main, and associated appurtenances.**

Opinion of Probable Cost **\$TBD**

Proposals will be taken for said construction work listed above by unit prices, as an aggregate bid for the entire project.

All Proposals for said construction work must be made on blanks furnished by the Engineer and must be accompanied by Bid Security of not less than 5% of the amount bid. Bid Security to be made payable to the Treasurer of the city of North Sioux City as liquidated damages in case the bid is accepted and the bidder neglects or refuses, to enter into contract and furnish bond in accordance herewith.

Copies of the contract documents are on file with the city of North Sioux City for examination by bidders. Complete digital project bidding documents are available at JEO’s website at jeo.com for **\$20.00**. An optional paper set of project documents is available for a non-refundable price of **\$100.00** per set. Please send your check payable to JEO Consulting Group, Inc. at **11717 Burt Street, Omaha, NE 68154**. **If you have any questions, contact us at 402.934.3680**. In order to bid the project, the contract documents must be issued directly by JEO Consulting Group, Inc. or QuestCDN to the bidder.

The Owner reserves the right to waive informalities and irregularities and to make awards on bids which furnish the materials and construction that will, in their opinion serve the best interests of the Owner, and also reserves the right to reject any and/or all bids.

City of North Sioux City, SD
Andrew Nilges, Executive Director

ATTEST: Ted Cherry
City Administrator

PUBLISHED: Dakota Dunes/North Sioux City Times
Argus Leader
Plains Builder Exchange



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: 10/15/2018
Re: Lakeshore Estates Water Line Change

Background: A new issue in Lakeshore Estates has been identified by the developer and they have asked for a change to the construction plans. The current plans that were approved had a water line going underneath a storm sewer line. The change requested would have the line going over the top of the storm water line. There is additional ground water that was found and because of the depth of the original plans it would be difficult for the City to excavate in the future if the need would arise. The only places on the design this is an issue is where the water and storm water lines intersect, this happens where the East/West road will run and where the planned North/South cul-de-sac arms will be located.

In cases like this there is a concern for the water line freezing. To combat this insulation has been added to make sure freezing does not happen. More cover over the top of the line would also be added for additional security against freezing water lines.

Also, there is concern with the joints in the pipe being 45-degree angles to allow the pipe to go above the storm sewer line. The City would ask them to change this to have a gentle slope that would not have such harsh angles present. This would alleviate the concerns of such highly pressurized water always pushing on the pipe joints.

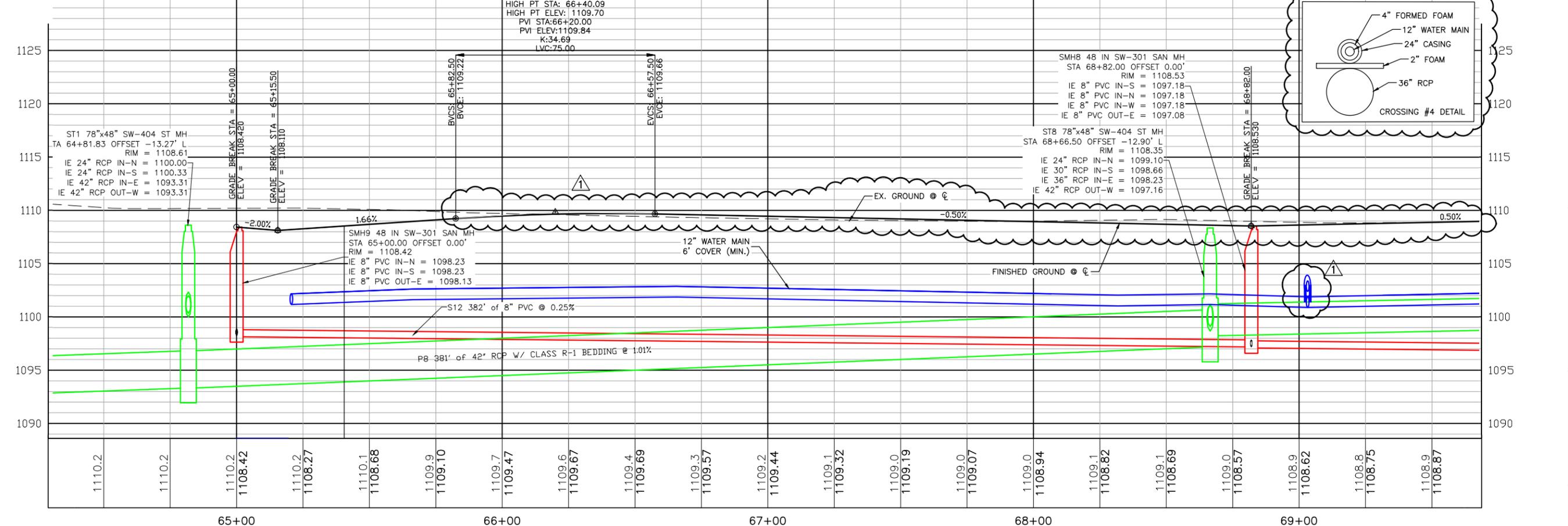
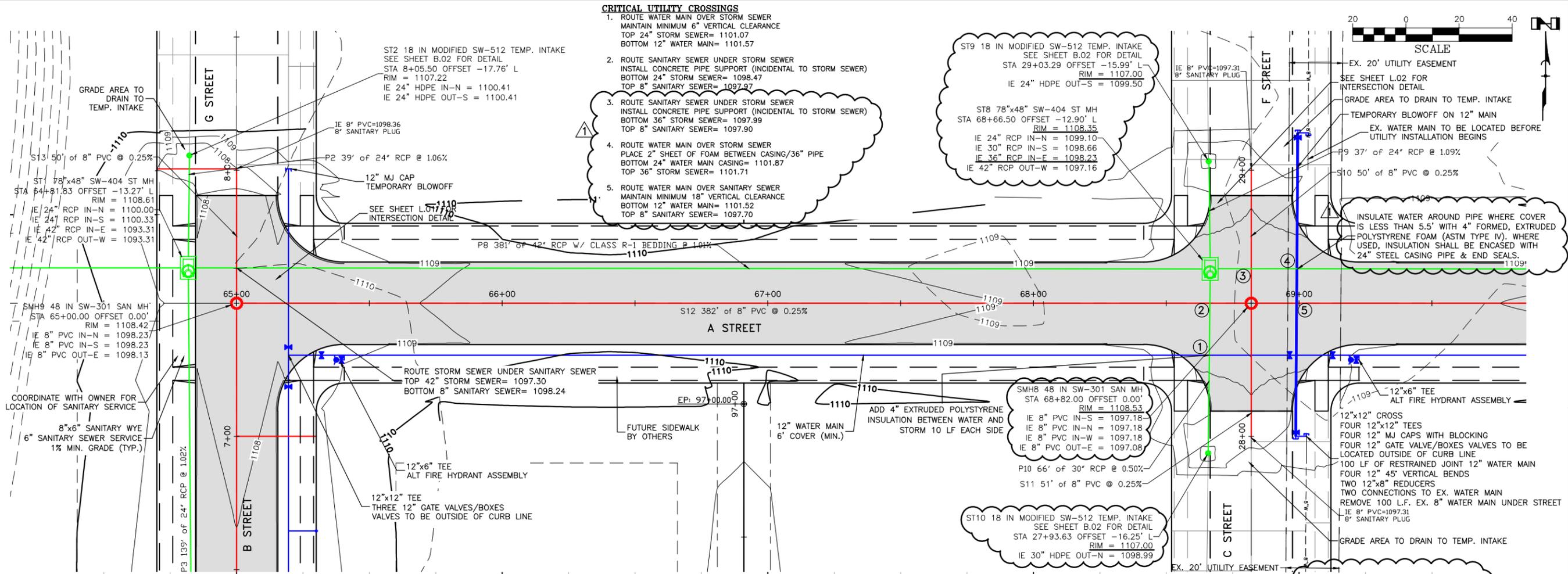
Greg Meyer has been working with the developer's engineer to come to a reasonable and mutually beneficial solution to the issue. At the time of writing this memo there were still small issues to take care of on the design. It has been asked to take this information to the Council. Greg and Randy have agreed that the best course of action, if acceptable to the Council, would be for DGR to finish the last details of the new changes, allow for DENR approval, and have Greg approve the plans when they are completed to his specifications.

Financial Consideration: None

Recommendation: Administration would ask that the plan changes be allowed after Greg and Randy have approved them without having to bring the plans to Council again.

Plot Date: 10/10/2018 1:18:58 PM

P:\02\266\103\DWG\266103.DWG



**LAKESHORE ESTATES
PHASE I SITE IMPROVEMENTS
NORTH SIOUX CITY, SD**

PLAN & PROFILE

A STREET - STA. 64+50 - 69+50

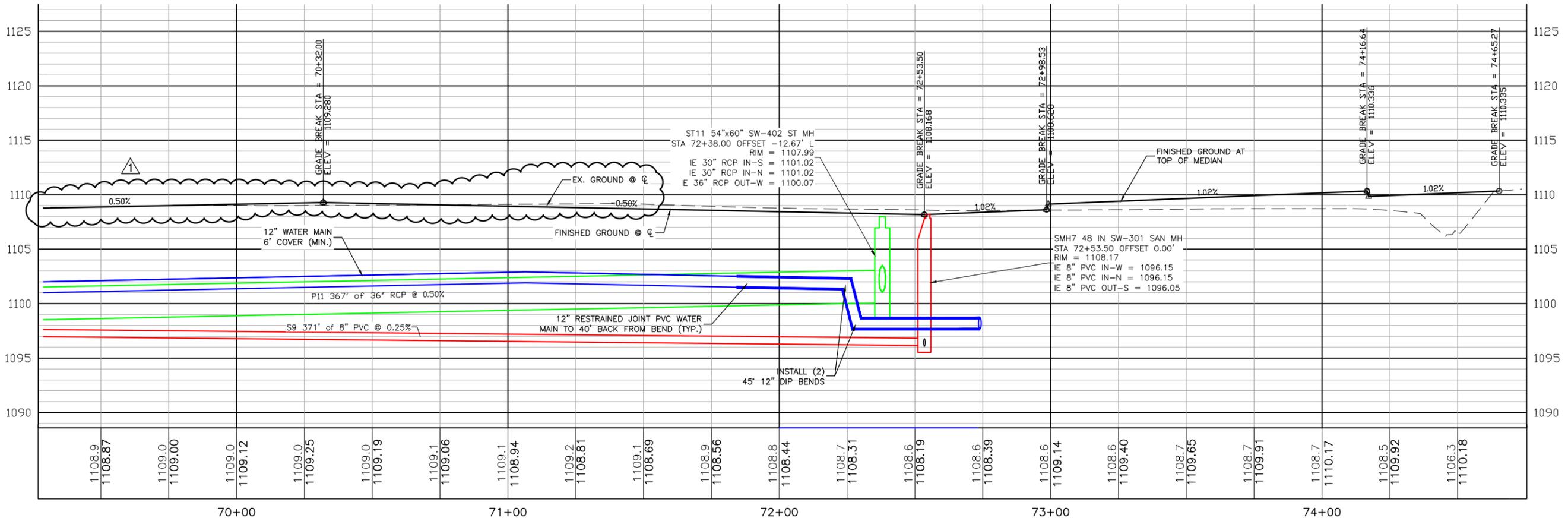
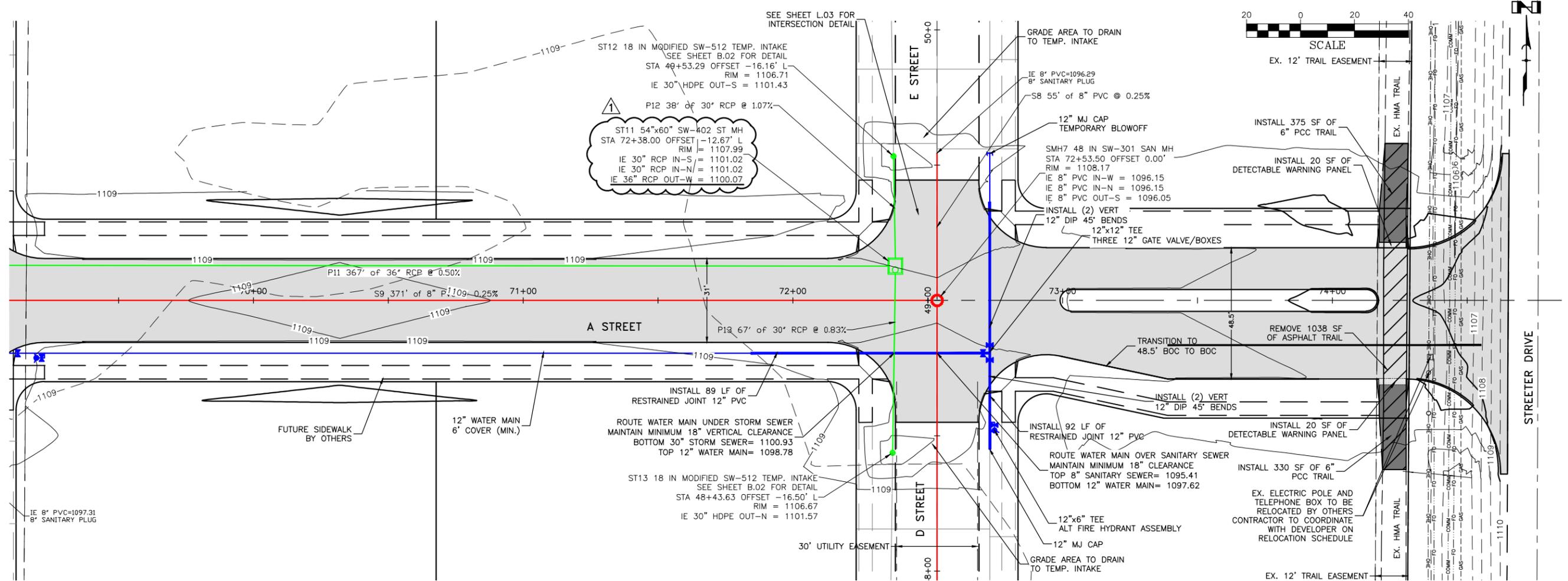
10-9-18	ROUTED WATER OVER SAN & STORM @ INT AC/F. LOWERED P1
1	RAISED A ST. PROFILE 9" TO INCREASE COVER OF WATER/STORM CROSSING
2	

REVISIONS

Project Manager: B. WELLS
 Designer: K. MULLENIX
 Project Number: 266103
 Phone: (712) 266-1554

ENG
ENGINEERING

Sheet
D.06



LAKESHORE ESTATES
PHASE I SITE IMPROVEMENTS
NORTH SIOUX CITY, SD

PLAN & PROFILE

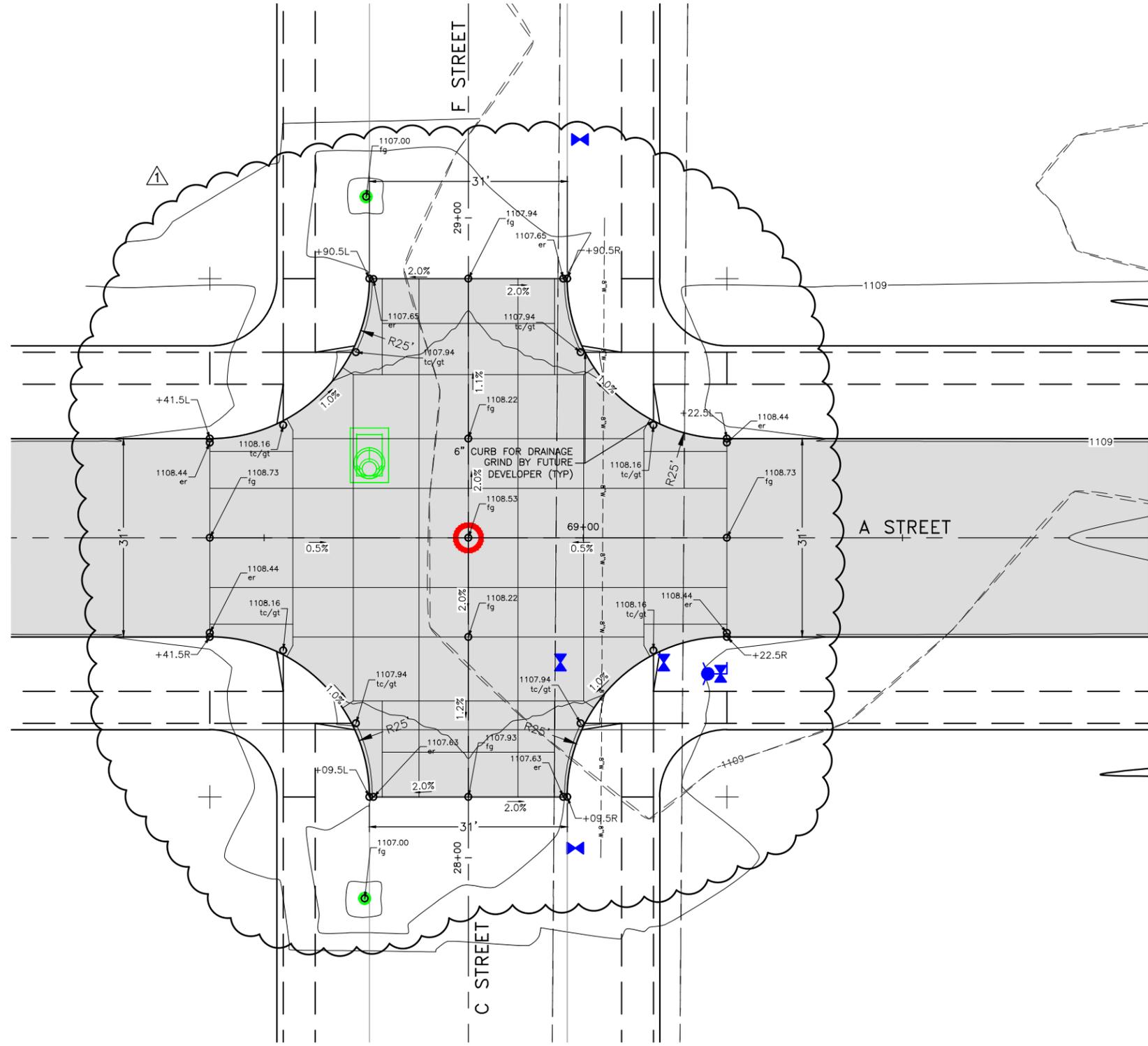
A STREET - STA. 69+50 - 74+50

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LAKESHORE ESTATES
PHASE I SITE IMPROVEMENTS
NORTH SIOUX CITY, SD

INTERSECTION DETAIL
A STREET - F STREET - C STREET

10-9-18	ROUTED WATER OVER SAN & STORM @ INT AC/F. LOWERED P1
	RAISED A ST. PROFILE 9" TO INCREASE COVER OF WATER/STORM CROSSING

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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: 10-15-2018
Re: Resolution 2018-04 – On Sale Alcohol Sales – Full Service Restaurants

Background: at the Sept. 4th Council meeting the Council approved the 2nd reading of Ordinance 2018-01 to allow for on sale alcohol sales in full service restaurants. The ordinance requires the City set a fee for the license based on previous sales within City Limits.

Resolution 2018-04 sets the fee amount at \$50,000. This is the same price as the only licenses that was sold in the City Limits within the last year.

Financial Consideration: None

Recommendation: Administration would recommend the approval of Resolution 2018-04

**CITY OF NORTH SIOUX CITY
RESOLUTION 2018-03**

**A RESOLUTION ESTABLISHING THE LICENSE FEE FOR ON SALE FULL SERVICE
ALCOHOLIC BEVERAGE LICENSES FOR FULL SERVICE RESTAURANTS AS
PROVIDED IN ORDINANCE 2018-01**

WHEREAS, the City Council passed the second reading of Ordinance 2018-01 for Section 5.08.065 of the City of North Sioux City City Code on September 4, 2018; and

WHEREAS, Ordinance 2018-01 was published in the local newspaper one (1) time on September 13, 2018; and

WHEREAS, twenty (20) days have elapsed since the publication of the ordinance which was not referred to a public vote or challenged; and

WHEREAS, the Ordinance now has the full effect of law in the City of North Sioux City; and

WHEREAS, Ordinance 5.08.065 requires the City Council to establish a license fee amount for those wishing to apply for, be approved for, and obtain a license pursuant to this section.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NORTH SIOUX CITY, SOUTH DAKOTA;

THAT, the license fee for an On-Sale Licenses for Alcoholic Beverages in Full Service Restaurants pursuant to ordinance 5.08.065 be set at \$50,000 (fifty thousand dollars); and

THAT, the above stated license amount is based on sales of local liquor licenses purchased within City Limits with in the last five (5) years.

AND FURTHER BE IT RESOLVED, THAT it is necessary and appropriate to set this amount to comply with state law and City Ordinance 2018-01 in chapter 5.08 of the City of North Sioux City Ordinances.

The above Resolution was moved by Councilmember _____ and seconded by Councilmember _____ and was approved by a vote of _____ to _____ at a meeting duly called and held on _____.

Dated this _____ day of October, 2018

Randy Fredericksen, Mayor

ATTEST:

Susan Kloostra, Finance Officer

thank you!
thank you!
thank you!

THANKS TO ALL STAFF
EMPLOYEES - WE ARE
LUCKY (AS RESIDENTS) TO
HAVE SUCH DEDICATED
WORKERS.

(Can't say it
enough!

TO THE MOWING CREW -
THANKS SO MUCH FOR THE
GREAT JOB YOU DO IN
KEEPING THE PUBLIC GROUNDS
LOOKING SO GREAT! AND
THANKS, ALSO, FOR MOWING
THE LIBRARY GROUNDS ON
THE DIAGONAL! IT MAKES
SUCH A PROFESSIONAL
LOOK.
LYNN HOFFMAN

From: Bjlohry
To: [Randy Fredericksen](#); [Ted Cherry](#)
Subject: NSC Parks and rec board minutes
Date: Thursday, October 04, 2018 6:40:26 PM

North Sioux City Parks and Recreation Board

September 27, 2018

Board members opened the meeting at 4 PM. Members present: Tim Jacobs, Vikki Jacobs, Adam Frisch, Brian Damon, Bonnie Lohry

Tim Jacobs reports that money left in our parks/rec budget is still unknown. Further planning for improvements awaits an answer to available funds. Future budget for 2019 is \$10,000.

Old business:

Unfinished bike/walk path exercise equipment placement remains on hold.

Maintenance of exercise equipment and parks has been inadequate. At this time the mowing and trimming of the park areas, in particular, has been less than needed. Weeds growing amongst the playground equipment is particularly bad right now. Lakeshore Park: Sandbox and the shovel still need to be removed. Picnic tables are in need of maintenance. Suggested improvements for Lakeshore Park: 1) path connecting parking area with Lakeshore Park and 2) grill.

Bid obtained for remainder of placement of exercise equipment \$7324.56. We will attempt to bargain for a lower installation price tag.

Splash pad location remains undecided by city council. The cost for installation has also not been reported to city council.

Brian Damon related that an application for \$20,000 grant from South Dakota Foundation has been initiated. Remaining application info is needed from the city of North Sioux City.

New business:

If the parks/rec board has no significant amount of money in its budget, then we have no apparent function as a board. Our budget at this time covers park maintenance and summer programs. There is not much money left to spend after covering these items.

Board discussed the need to invite our mayor to the next meeting. Meeting adjourned 5:15 PM.

Next meeting October 25, 2018 @ 4PM

Bonnie Lohry

Sent from my iPad