



Regular Meeting of the City Council

June 3, 2019 – 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: May 20, 2019 Regular Meeting
- F. Agenda Items
 - 1. 2019 Alcohol Application Renewals
 - 2. Resolution 2019-02 – Library Checking Account
 - 3. Ordinance 2019-01 – Animal Control and Regulation – 1st Reading
 - 4. Executive Session – Contractual
 - 5. MidAmerican Contract – Flynn Business Park
- G. Community and Council Input
 - 1. Big Frig Grand Opening – June 7th – 11am -3pm
 - 2. Elected Officials Workshop – Pierre – July 17th
 - 3. Pickin’ in the Park – Adam’s Nature Preserve - June 29th
- H. Executive Session*
- I. Approval of Bills
- J. Adjournment

UNAPPROVED
North Sioux City, South Dakota
City Council Regular Meeting Minutes
May 20, 2019

Meeting called to order at 7:00 p.m. by Mayor Fredericksen. Benson, Berg, Carpenter, Green, Parks, and Slater were present. Absent were Blaeser and Copley. Also, in attendance were City Administrator Ted Cherry and Finance Officer Mike Hamm.

Mayor Fredericksen led the Pledge of Allegiance.

Motion by Parks second by Benson to approve the agenda as presented. All members present voted aye.

Motion by Green second by Berg to approve the Regular Council Meeting Minutes of 05/06/2019. All members present voted aye.

Andrew Nilges presented to the council current information on the Economic Development Corporation. Nilges said him along with a representative from Mid-American Energy visited with local companies to discuss growth and what road blocks may be in place that prevented growth.

Motion by Berg second by Benson to approve naming the new Flynn street Prosperity Way. All members present voted aye.

Motion by Benson second by Carpenter to approve the Retail Fireworks License for American Fireworks. All members present voted aye.

Motion by Parks second by Carpenter to approve the following Uniform Alcohol Beverage License Applications. Bet on Brown, Brown Aces Inc, Dakota Rose Inc, Glass Slipper Inc, Intrepid Ventures Operating, LLC, Kueenland II Inc, Miller Liquor Inc, Quan Holdings Inc, She Be Inc, World Wide Holdings Inc, and Zort Borthers Inc. All members present voted aye

Motion by Parks second by Benson to table item #5 2019 Dump Truck Bid. All members present voted aye.

Motion by Parks second by Slater to table items #6 JEO Levee Contract Amendment, #7 Master Planning Contract, #8 Streeter Drive Chip Seal Contract, and #9 Splash Pad Design Contract. All members voted aye.

Motion by Parks second by Green to enter executive session at 7:26pm for Personnel and Contractual. All members voted aye.

Regular session resumed at 8:05pm.

Motion by Parks second by Benson to approve the 2019 Dump Truck bid in the amount of \$133,505 from International. All members present voted aye.

Motion by Berg second by Parks to approve the JEO Levee Contract Amendment in the amount of \$20,326.25. All members present voted aye.

Motion by Berg second by Carpenter to approve the Master Planning Agreement with Stockwell Engineering in the amount of \$32,000. For the planning of the land west of the interstate north of exit 4. All members present voted aye.

Mayor Fredericksen said that the city has never had a contract for chip sealing. Green would like to see the alley's done again. Mayor Fredericksen would also like to look at getting this done for West Wood Lane.

Motion by Slater second by parks to table item #8 Streeter Drive Chip Seal Contract. All members present voted aye.

Ted Cherry said he would go out for bids for the chip sealing of Streeter Drive.

Motion by Carpenter second by Green to approve the Splash Pad Design Contract with Stockwell Engineers, INC in the amount of \$7,800. All members present voted aye.

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

AFLAC	775.78	MAY2019 PREM
AM UNDRGRND SUPP	180.77	FORD CURB BX
ARAMARK	95.00	LIB-CONF-MEAL-WELTE
BNFT ADMNSTRTN	102.00	JUNE2019 HRA FEE
BRSCBCH EQUIP & SUPPLY	13641.00	FLOOD PUMPS
BIG FRIG	960.00	PRMTNL ITEMS (60)
CALHOUN	216.33	WTR TWR-RPLCD LGHT BULB
CANON	624.12	FEB+MAR2019 LEASE
CRTFD TSTNG SVCS	1145.00	S DERBY-RCNSTRCTN PROJ
CHERRY, TED	249.24	MLG REIMB-CONF IN WSHNGTN
CITY OF SIOUX CITY	36257.76	APR2019 SWR CHGS USAGE 16786
CRARY, HUFF, INKSTER, SHEEHAN	4267.00	RIVER VALLEY FEES
DAKOTA DUNES/NSC TIMES	976.94	APR2019 PUBLISHING FEES
DR. TODD YOUNG	110.00	SUMMER RDNG EVENT
THMPSN INNVTN	366.00	CH-TROUBLESHOOT ALARM
ELCTRCL ENGRNG & EQUIP	93.60	FLYNN LIFT STATION SUPP
ELITE STAFFING, LLC	3390.00	MNGMT TRNG (9)
FSTNL CMPNY	39.55	PARTS (425)
GILL HAULING	12063.58	APR2019 RSDNTL WST
GLASS PALACE	50.00	VOLUNTEER GIFT CARD-SMITH
GORSETT, PEGGY	43.00	EXP REIMB TRNG IN PIERRE
GREAT PLAINS ZOO	239.00	LIB SUMMER RDNG EVENT
H2O 4 U	286.00	PD-BOTTLED WTR, LIB WTR COOLER
HAWKINS, INC	60.00	CYLINDER (11)
JACK'S UNFRMS & EQP	104.95	CLTHNG ALLOWNC
EAKES OFFICE SLTNS	1050.46	SHOP-GLASS CLNR (12), SUPP
KEVIN ODELL	2265.25	S DERBY PROJ
LOCAL NO. 749	231.00	JUNE2019 DUES
LONG LINES	775.51	MAY2019 PHN & INT CHGS
MACH 3 ENTRPRS	350.00	LIB SUMMER RDNG PROG SHOW
MERCY BUSINESS HEALTH SVCS	53.33	MAY2019 EAP
MIDAMERICAN ENERGY	13473.83	APR2019 UTILITY CHGS
NOAH RIEMER PRDTNS	425.00	SUMMER RDNG EVENT
NORTHERN STATE UNVRSTY	100.00	HOUSING-LIB TRNG INSTITUTE
OFFICE SYSTEMS CO	205.67	COPY & LEASE EXP
PETAL PUSHER	277.00	FLWRS (12)
QUALIFIED PRESORT SVC, LLC	728.52	APR2019 PSTG UTLY BILLS
REV. GARY FUGMAN	50.00	SUMMER RDNG PROG
RBRTSN IMPLMNT CO	522.00	MWR-BLADE (6), TIRE (2)
SCHAEFFER'S	756.66	SYNTHETIC OIL (8)
SCHIMBERG COMPANY	118.34	PARTS (32)
SD MUNICIPAL LEAGUE	50.00	DEBIT/CREDIT TRNG-PIERRE-HAMM
SD ONE CALL	60.48	APR2019 LOCATES (54)
SECOG	3750.00	GRANT 05-79-05890
SIOUX CITY JRNL	855.00	ADVRTSNG
SXLND HMNE SCTY	100.00	APR2019 SVCS
STEVE HARRIS CNSTRCTN	725727.78	05-79-05890 FLYNN PROJ
THE ROPE WARRIOR INC	350.00	SUMMER RDNG EVENT
UNION CO. REG OF DEEDS	32.00	VANDELAY PROP
WATCHGUARD VIDEO	465.00	BODY CAMERA-CHARGERS (5)
WELTE, LIANE	203.18	MLG REIMB-TRNG IN SIOUX FALLS
WOODBURY CTY EMERG SVCS	444.64	JUNE2019 STARCOMM
ZORTS PWRSRC	20.00	BUS LIC REFUND-PAID TWICE

Ted Cherry stated next Wednesday May 29th at noon Habit will be dedicating 920 and 922 Wild Flower. Cherry said he would encourage the council to come.

Mayor Fredericksen said they got the man holes fixed on River Valley. Carpenter thanked the Mayor for personally getting this done.

Slater asked if the City was responsible for the ditch along North Shore Dr between the road and the school. He said the dandelions were really bad. Mayor Fredericksen said the City does not spray for dandelions.

Parks thanked Kim Luken again for her donation for the flowers for Memorial Park.

Motion to adjourn by Parks second by Benson at 8:48. All members present voted aye.

Approved

Randy Fredericksen, Mayor

Attested

Mike Hamm, 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: Mike Hamm, Finance Officer
Date: 05/23/2019
Re: Alcohol License Applications

Background: The following businesses are requesting renewal of their Alcohol Licenses. Applications have been reviewed using the Department of Revenue’s requirements and fees have been paid.

1. Caseys Retail Company (Casey’s General Store) – 1 License
2. Four Horsemen LLC (Triple Crown Casino) – 2 Licenses
3. J&U INC (Jim’s I-29) – 1 License

Financial Consideration: Increase to revenue for licensing fees and sales tax payments.

Recommendation: Recommend the approval of the applications.

/mjh

Date Received _____
Date Issued _____

2019-2020

License No. RB-25599

Uniform Alcoholic Beverage License Application

A. Owner Name and Mailing Address

CASEYS RETAIL COMPANY
PO BOX 3001
ANKENY, IA 50021-3001

B. Business Name and Address

Lic # RB-25599
CASEYS GENERAL STORE #1157
100 S DERBY LANE
NORTH SIOUX CITY, SD 57049-3015

Owner's Telephone#: (515) 965-6517

Business Telephone #: 605-232-8994

C. Indicate the class of license being applied for (submit separate application for each class of license).

- Retail (on-sale) Liquor
- Retail (on-sale) Liquor - Restaurant
- Convention Center (on-sale) Liquor
- Package (off-sale) Liquor
- Retail (on-off sale) Wine and Cider
- Retail (on-off sale) Malt Beverage & SD Farm Wine
- Package Delivery
- Hunting Preserve
- Other _____

Place of business is located in a municipality? Yes [] No

County: UNION

Do you own or lease [] this property? (Check one)

Are real property taxes paid to date? Yes [] No

D. Legal description of licensed premise:

A PART OF LOT "S" OF THE NW 1/4 OF THE SE1/4 OF SECTION 15; AND ALSO TOGETHER WITH PART OF SAID NW 1/4 OF THE SE1/4 OF SECTION 15' ALL LOCATED IN TOWNSHIP 89 NORHT, RANGE 48 WEST OF THE 5TH P.M., UNION COUNTY, SOUTH DAKOTA, MORE PARTICULAR DESCRIBED AS FOLLOWS.

Is this License in active use? Yes [] No

Have you ever been convicted of a felony? [] Yes No

Do you or any officers, directors, partners, or stockholders hold any other alcohol retail, manufacturing, or wholesaler licenses?
 Yes [] No **If Yes, please list on the back page.**

E. State Sales Tax Number: 1037-7125-STC

F. New license? _____ Transfer? (\$150) _____ Re-issuance?

G. CERTIFICATE: The undersigned applicant certifies under the penalties of perjury that all statements herein are true and correct; that the said applicant complies with all of the statutory requirements for the class of license being applied for and in addition agrees to permit agents of the Department of Revenue access to the licensed premises and records as provided in SDCL 35-2-2.1, and agrees this application shall constitute a contract between applicant and the State of South Dakota entitling the same or any peace officers to inspect the premises, books and records at any time for the purpose of enforcing the provisions of Title 35 SDCL, as amended.

Date 04/24/2019 Print Name JULIA L. JACKOWSKI, SECRETARY Signature *Julia L Jackowski*

H. APPROVAL OF LOCAL GOVERNING BODY - Notice of hearing was published _____ . Public hearing on the application was held _____, not less than SEVEN (7) days after official publication. The governing body by majority vote recommends the approval and granting of this license and certifies that requirements as to location and suitability of premises and applicant have been reviewed and conform to the requirements of local and South Dakota law.

Renewal - no public hearing held
Amount of fee collected with application \$ _____
Amount of fee retained \$ _____
Forwarded with application \$ _____

For Local Government Use

Transferred (State Use)

(Seal) _____
Mayor or Chairman

From _____
Sales tax approval _____ Date _____

If disapproved, endorse reason thereon and return to applicant STATE LIQUOR AUTHORITY: APPROVAL _____ REVIEW _____

**Company supplement information
(For corporate/partnership/LP/LLC applicants)**

Name of corporation/partnership/LP/LLC CASEY'S RETAIL COMPANY
Address of office and principal place of business of corporation/partnership/LP/LLC ONE SE CONVENIENCE BLVD, ANKENY, IA 50021

Are all managing officers of this corporation/partnership/LP/LLC of good moral character having never been convicted of a felony? Yes [] No

Name, title of office, occupation and address of each of the officers/owners of the corporation, partnership, LP, or LLC:

Name	Office	Address	Occupation
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PLEASE SEE THE ATTACHED OFFICER'S LIST

Name of any officers, directors, partners or stockholders of applicant having a financial interest or capital stock in any other alcoholic beverage license:

Name	Type of License, License Number, Financial Interest Held, and Address of Business Location.
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N/A

Where and with whom are all company records kept, such as charter, by-laws, minutes, accounts, notes payable, and notes and accounts receivable, etc?

CASEY'S GENERAL STORES, INC., ONE SE CONVENIENCE BLVD, ANKENY, IA 50021

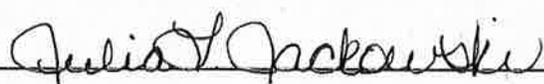
With signature the applicant agrees to the following:

That the applicant company will comply with all provisions of ARSD chapter No. 64:75:02 of the Department of Revenue, relating to the transfer of stock and prior approval of the transfer of such stock by the Secretary of Revenue and violation of any of the provisions of said regulation or failure to comply therewith, whether by the undersigned corporation, partnership/LP/LLC or by any stockholder thereof, or by anyone interested in said company, shall constitute cause for revocation or suspension of any license issued pursuant to and in reliance on this application, or for refusal to renew such license upon expiration thereof.

We the undersigned officers and directors of the applicant company acknowledge that the within supplement application form is true and correct in every respect and that there exists no financial arrangement concerning this or any other alcoholic beverage license than that expressly set forth above. If company stock is to be transferred we ask for approval of such voluntary stock transfer.

Signature of Authorized Officer/Director/Partner

Date


JULIA L. JACKOWSKI, SECRETARY FOR CASEY'S RETAIL COMPANY

04/24/2019

Date Received _____
Date Issued _____

2019-2020

License No. RB-2867

Uniform Alcoholic Beverage License Application

A. Owner Name and Mailing Address

FOUR HORSEMEN LLC
~~PO BOX 680~~ PO BOX 88250
~~NORTH SIOUX CITY, SD 57049~~ Sioux Falls, SD 57109

Owner's Telephone#: (605) 334-8905

B. Business Name and Address

Lic # RB-2867
TRIPLE CROWN CASINO #1
108 MILITARY RD STE 2867
NORTH SIOUX CITY, SD 57049-3169

Business Telephone #: (605) 232-4038

C. Indicate the class of license being applied for (submit separate application for each class of license).

- Retail (on-sale) Liquor
- Retail (on-sale) Liquor - Restaurant
- Convention Center (on-sale) Liquor
- Package (off-sale) Liquor
- Retail (on-off sale) Wine and Cider
- Retail (on-off sale) Malt Beverage & SD Farm Wine
- Package Delivery
- Hunting Preserve
- Other _____

Place of business is located in a municipality? Yes [] No

County: Union

Do you own [] or lease this property? (Check one)

Are real property taxes paid to date? Yes [] No

D. Legal description of licensed premise:

Southeast half of outlet 3 and all of outlet 4 except lot E12 in government lot 2 of 14-8948

Is this License in active use? Yes [] No

Do you or any officers, directors, partners, or stockholders hold any other alcohol retail, manufacturing, or wholesaler licenses?
 Yes [] No **If Yes, please list on the back page.**

Have you ever been convicted of a felony? [] Yes No

E. State Sales Tax Number: 1011-5620-STC

F. New license? _____ Transfer? (\$150) _____ Re-issuance?

G. CERTIFICATE: The undersigned applicant certifies under the penalties of perjury that all statements herein are true and correct; that the said applicant complies with all of the statutory requirements for the class of license being applied for and in addition agrees to permit agents of the Department of Revenue access to the licensed premises and records as provided in SDCL 35-2-2.1, and agrees this application shall constitute a contract between applicant and the State of South Dakota entitling the same or any peace officers to inspect the premises, books and records at any time for the purpose of enforcing the provisions of Title 35 SDCL, as amended.

Date 5/20/2019 Print Name Kirby Muilenburg Signature _____

H. APPROVAL OF LOCAL GOVERNING BODY - Notice of hearing was published _____ . Public hearing on the application was held _____, not less than SEVEN (7) days after official publication. The governing body by majority vote recommends the approval and granting of this license and certifies that requirements as to location and suitability of premises and applicant have been reviewed and conform to the requirements of local and South Dakota law.

Renewal - no public hearing held
Amount of fee collected with application \$ _____
Amount of fee retained \$ _____
Forwarded with application \$ _____

For Local Government Use

Transferred (State Use)

(Seal) _____
Mayor or Chairman

From _____
Sales tax approval _____ Date _____

If disapproved, endorse reason thereon and return to applicant
6.03.2019

STATE LIQUOR AUTHORITY: APPROVAL _____ REVIEW _____

Please complete reverse side

Date Received _____
Date Issued _____

2019-2020

License No. RB-3585

Uniform Alcoholic Beverage License Application

A. Owner Name and Mailing Address

FOUR HORSEMEN LLC
~~PO BOX 680~~ PO BOX 88250
~~NORTH SIOUX CITY, SD 57049~~ Sioux Falls, SD 57109

Owner's Telephone# : (605) 334-8905

B. Business Name and Address

Lic # RB-3585
TRIPLE CROWN CASINO #2
110 MILITARY RD STE B
NORTH SIOUX CITY, SD 57049-3169

Business Telephone #: (605) 232-4038

C. Indicate the class of license being applied for (submit separate application for each class of license).

- Retail (on-sale) Liquor
- Retail (on-sale) Liquor - Restaurant
- Convention Center (on-sale) Liquor
- Package (off-sale) Liquor
- Retail (on-off sale) Wine and Cider
- Retail (on-off sale) Malt Beverage & SD Farm Wine
- Package Delivery
- Hunting Preserve
- Other _____

Is this License in active use? Yes [] No

Do you or any officers, directors, partners, or stockholders hold any other alcohol retail, manufacturing, or wholesaler licenses?
 Yes [] No **If Yes, please list on the back page.**

Place of business is located in a municipality? Yes [] No

County: Union

Do you own [] or lease this property? (Check one)

Are real property taxes paid to date? Yes [] No

D. Legal description of licensed premise:

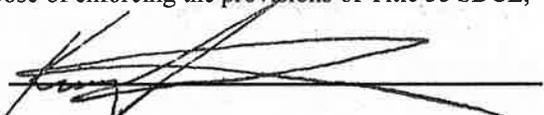
Southeast half of outlet 3 and all of outlet 4 except lot E12 in government lot 2 of 14-8948

Have you ever been convicted of a felony? [] Yes No

E. State Sales Tax Number: 1030-9267-STC

F. New license? _____ Transfer? (\$150) _____ Re-issuance?

G. CERTIFICATE: The undersigned applicant certifies under the penalties of perjury that all statements herein are true and correct; that the said applicant complies with all of the statutory requirements for the class of license being applied for and in addition agrees to permit agents of the Department of Revenue access to the licensed premises and records as provided in SDCL 35-2-2.1, and agrees this application shall constitute a contract between applicant and the State of South Dakota entitling the same or any peace officers to inspect the premises, books and records at any time for the purpose of enforcing the provisions of Title 35 SDCL, as amended.

Date 5/20/2019 Print Name Kirby Muilenburg Signature 

H. APPROVAL OF LOCAL GOVERNING BODY - Notice of hearing was published _____ . Public hearing on the application was held _____, not less than SEVEN (7) days after official publication. The governing body by majority vote recommends the approval and granting of this license and certifies that requirements as to location and suitability of premises and applicant have been reviewed and conform to the requirements of local and South Dakota law.

Renewal - no public hearing held
Amount of fee collected with application \$ _____
Amount of fee retained \$ _____
Forwarded with application \$ _____

For Local Government Use

Transferred (State Use)

(Seal) _____
Mayor or Chairman

From _____
Sales tax approval _____ Date _____

If disapproved, endorse reason thereon and return to applicant **STATE LIQUOR AUTHORITY: APPROVAL** _____ **REVIEW** _____
6.03.2019 12

Please complete reverse side

**Company supplement information
(For corporate/partnership/LP/LLC applicants)**

Name of corporation/partnership/LP/LLC Four Horsemen, LLC

Address of office and principal place of business of corporation/partnership/LP/LLC 330 N. Main Ave Suite 201

Are all managing officers of this corporation/partnership/LP/LLC of good moral character having never been convicted of a felony? Yes No

Name, title of office, occupation and address of each of the officers/owners of the corporation, partnership, LP, or LLC:

Name	Office	Address	Occupation
Kirby Mailenburg	President	2800 S. Jonathan Lane SF SD 57103	Operator
Rick McKinney	V. President	4101 S. Klein Ave SF SD 57106	Operator
Dave Gaspar	Secretary	1304 N. Vail Sioux Falls SD 57110	Operator
Tim Stupka	Treasurer	49201 Avenida Anselmo Ave, La Quinta CA 92253	

Name of any officers, directors, partners or stockholders of applicant having a financial interest or capital stock in any other alcoholic beverage license:

Name Type of License, License Number, Financial Interest Held, and Address of Business Location.

see attached sheet

Where and with whom are all company records kept, such as charter, by-laws, minutes, accounts, notes payable, and notes and accounts receivable, etc?

AMG 330 N. Main Avenue Suite 201 Sioux Falls SD 57104

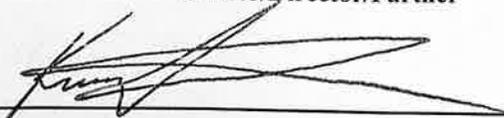
With signature the applicant agrees to the following:

That the applicant company will comply with all provisions of ARSD chapter No. 64:75:02 of the Department of Revenue, relating to the transfer of stock and prior approval of the transfer of such stock by the Secretary of Revenue and violation of any of the provisions of said regulation or failure to comply therewith, whether by the undersigned corporation, partnership/LP/LLC or by any stockholder thereof, or by anyone interested in said company, shall constitute cause for revocation or suspension of any license issued pursuant to and in reliance on this application, or for refusal to renew such license upon expiration thereof.

We the undersigned officers and directors of the applicant company acknowledge that the within supplement application form is true and correct in every respect and that there exists no financial arrangement concerning this or any other alcoholic beverage license than that expressly set forth above. If company stock is to be transferred we ask for approval of such voluntary stock transfer.

Signature of Authorized Officer/Director/Partner

Date



5/20/2019

Date Received _____
Date Issued _____

2019-2020

License No. RB-2237

Uniform Alcoholic Beverage License Application

A. Owner Name and Mailing Address

J & U INC
PO BOX 319
NORTH SIOUX CITY, SD 57049-0319

B. Business Name and Address

Lic # RB-2237
JIMS I29
104 SODRAC DR
NORTH SIOUX CITY, SD 57049-3153

Owner's Telephone# : (712) 898-9052

Business Telephone #: (605) 232-9885

C. Indicate the class of license being applied for (submit separate application for each class of license).

- Retail (on-sale) Liquor
- Retail (on-sale) Liquor - Restaurant
- Convention Center (on-sale) Liquor
- Package (off-sale) Liquor
- Retail (on-off sale) Wine and Cider
- Retail (on-off sale) Malt Beverage & SD Farm Wine
- Package Delivery
- Hunting Preserve
- Other _____

Place of business is located in a municipality? Yes [] No

County: Union

Do you own or lease [] this property? (Check one)

Are real property taxes paid to date? Yes [] No

D. Legal description of licensed premise:

Lot D Gov't Lot 2
SW 1/4 of the NW 1/4 section 15
Township 89 Range 48

Is this License in active use? Yes [] No

Have you ever been convicted of a felony? [] Yes No

Do you or any officers, directors, partners, or stockholders hold any other alcohol retail, manufacturing, or wholesaler licenses?
[] Yes No **If Yes, please list on the back page.**

E. State Sales Tax Number: 1015-4243-ST

F. New license? _____ Transfer? (\$150) _____ Re-issuance?

G. CERTIFICATE: The undersigned applicant certifies under the penalties of perjury that all statements herein are true and correct; that the said applicant complies with all of the statutory requirements for the class of license being applied for and in addition agrees to permit agents of the Department of Revenue access to the licensed premises and records as provided in SDCL 35-2-2.1, and agrees this application shall constitute a contract between applicant and the State of South Dakota entitling the same or any peace officers to inspect the premises, books and records at any time for the purpose of enforcing the provisions of Title 35 SDCL, as amended.

Date 5-23 Print Name JAMES Signature James [Signature]

H. APPROVAL OF LOCAL GOVERNING BODY - Notice of hearing was published _____ . Public hearing on the application was held _____, not less than SEVEN (7) days after official publication by the governing body by majority vote recommends the approval and granting of this license and certifies that requirements of location and suitability of premises and applicant have been reviewed and conform to the requirements of local and South Dakota law.

Renewal - no public hearing held
Amount of fee collected with application \$ _____
Amount of fee retained \$ _____
Forwarded with application \$ _____

For Local Government Use

Transferred (State Use)

(Seal) _____
Mayor or Chairman

From _____
Sales tax approval _____ Date _____

If disapproved, endorse reason thereon and return to applicant STATE LIQUOR AUTHORITY: APPROVAL _____ REVIEW 14

Please complete reverse side

Company supplement information
(For corporate/partnership/LP/LLC applicants)

Name of corporation/partnership/LP/LLC JFU Inc

Address of office and principal place of business of corporation/partnership/LP/LLC 104 Sodrac Dr N.S. City SD

Are all managing officers of this corporation/partnership/LP/LLC of good moral character having never been convicted of a felony? [] Yes [X] No

Name, title of office, occupation and address of each of the officers/owners of the corporation, partnership, LP, or LLC:

Name	Office	Address	Occupation
<u>James Potratz</u>	<u></u>	<u>104 Sodrac Dr N.S. City SD 57049</u>	<u>owner</u>

Name of any officers, directors, partners or stockholders of applicant having a financial interest or capital stock in any other alcoholic beverage license:

Name	Type of License, License Number, Financial Interest Held, and Address of Business Location.
<u>N/A</u>	<u></u>

Where and with whom are all company records kept, such as charter, by-laws, minutes, accounts, notes payable, and notes and accounts receivable, etc?

James Potratz 104 Sodrac Dr N.S. City SD 57049

With signature the applicant agrees to the following:

That the applicant company will comply with all provisions of ARSD chapter No. 64:75:02 of the Department of Revenue, relating to the transfer of stock and prior approval of the transfer of such stock by the Secretary of Revenue and violation of any of the provisions of said regulation or failure to comply therewith, whether by the undersigned corporation, partnership/LP/LLC or by any stockholder thereof, or by anyone interested in said company, shall constitute cause for revocation or suspension of any license issued pursuant to and in reliance on this application, or for refusal to renew such license upon expiration thereof.

We the undersigned officers and directors of the applicant company acknowledge that the within supplement application form is true and correct in every respect and that there exists no financial arrangement concerning this or any other alcoholic beverage license than that expressly set forth above. If company stock is to be transferred we ask for approval of such voluntary stock transfer.

Signature of Authorized Officer/Director/Partner

Date



Peshu Handy Exp. 11-27-23

To: North Sioux City – City Council
From: Ted Cherry, City Administrator
Date: 6/03/2019
Re: Resolution 2019-02

Background: The Library Director and Library Board have asked for permission to open a checking account for the purposes of using non-budgeted grant and donation funds. These funds would be used for specific projects. Funds have been given to the library in the past and there have been questions on how to spend them correctly. Because of the way the current budgeting system works there is no way to account for the expenditure of funds when the City Council does their budgeting.

A new checking account would be opened as well as a new internal fund. The fund would receive no budgeted amounts in the budget process, but with the process it would allow the funds to be expended on the specific projects without Council approval.

The Auditors had questions about the account becoming something that isn't regulated by the City or by the auditing process. To alleviate the concerns of the auditors two signatories would be needed from the Library Director, Mayor, and Finance Officer. Also, any statements of the funds would be sent directly to the City for proper auditing and bank reconciliation. Proper receipts would also be required. The process would allow for the City, and City Council, to have access to the account. Oversight would be with the Library Board as well as the City.

Financial Consideration: None

Recommendation: The resolution was approved by the Library Board on 5/30/2019. Administration would recommend approval of Resolution 2019-02.

RESOLUTION 2019-02

A RESOLUTION ALLOWING THE CITY OF NORTH SIOUX CITY LIBRARY TO OPEN A CHECKING ACCOUNT

RESOLUTION OF THE CITY COUNCIL OF NORTH SIOUX CITY, SOUTH DAKOTA ("CITY") AUTHORIZING THE FINANCE OFFICER TO OPEN A CHECKING ACCOUNT FOR THE CITY LIBRARY TO BE USED FOR DONATIONS AND NON-BUDGETED GRANTS ONLY. SAID ACCOUNT SHALL BE USED ONLY FOR DONATED FUNDS AND NON-BUDGETED GRANT FUNDING WHEN AVAILABLE. TWO SIGNITURES SHALL BE REQUIRED FOR ALL DISBURSEMENTS FROM SAID ACCOUNT. RECEIPTS AND STATEMENTS SHALL BE PROVIDED TO THE FINANCE OFFICER ON A MONTHLY BASIS FOR REVIEW.

FURTHER RESOLVED THAT the Head Librarian be and is hereby authorized for and on behalf of the North Sioux City Library to be a signer on said account.

FURTHER RESOLVED THAT the City Finance Officer be and is hereby authorized for and on behalf of the North Sioux City Library to be a signer on said account.

FURTHER RESOLVED THAT the City Mayor be and is hereby authorized for and on behalf of the North Sioux City Library to be a signer on said account.

The above Resolution was moved by Library Board Member _____ and seconded by Library Board Member _____ and was approved by a vote of _____ to _____ at a Library Board Meeting duly called and held on _____.

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 June, 2019.

Beth Strawn
Library Board President

Randy Fredericksen
Mayor

ATTEST:

Mike Hamm
Finance Office



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: 6/3/2019
Re: Ordinance 2019-01 – Animal Code Update

Background: Due to recent events an update to section 6 of the Code of Ordinances needed to be done. The code update gives specifics on the handling of domestic vs. non-domestic animals. The code update would allow for the Police Department to continue to work with the Siouxland Humane Society as well as provide a natural alternative for the release of non-domestic animals.

Financial Consideration: Cost of Publication

Recommendation: Administration would recommend the approval of the 1st Reading of Ordinance 2019-01.

PROPOSED ORDINANCE 2019-01

AN ORDINANCE AMENDING THE CITY OF NORTH SIOUX CITY CODE OF ORDINANCES TITLE 6 ANIMALS, SECTION 6.12.020 ANIMAL CONTROL AND REGULATIONS TO ADD THE WORD "DOMESTIC", A DEFINITIONAL REFERENCE TO 6.12.150 MAXIMUM NUMBER OF DOMESTIC PETS ON PREMISES, AND ADDING LANGUAGE ON PROPER DISPOSAL OF NON-DOMESTIC ANIMALS

BE IT ORDAINED, by the Governing Body of the City of North Sioux City, South Dakota and it is hereby ordained by authority of the same that Title 6, Chapter 12.020 be amended as set forth below

6.12.020 Impoundment and ticketing.

A. A domestic animal, as defined by Section 6.12.150, found at large shall be seized and impounded with the Siouxland Humane Society in Sioux City, Iowa; or, at the discretion of the animal control officer or his or her designee, the owner may be served a citation and/or complaint to appear before the magistrate court to answer charges made thereunder.

B. When a non-domestic animal found at large is trapped the animal control officer, or his or her designee, shall find a suitable location for the animal outside of the City Limits with the express permission of a property owner outside of the City Limits. In the event a suitable location is not able to be found for the non-domestic animal the animal control officer, or his or her designee, shall dispose of the non-domestic animal as allowed for by South Dakota Codified Law.

CB. If the owner of an impounded domestic animal can be identified, the owner shall be notified by the animal control officer or his or her designee within two days that, upon payment of impounding fees, plus cost of food and care, the animal will be returned.

DE. An impounded, unlicensed animal or an animal with no identification may be redeemed to the owner thereof upon:

1. Proof of ownership;
2. Payment of the board-and-keep fee, impoundment fee, and any other related costs incurred by the city; and
3. Presentation of the city license for the current year, if required by law, or by purchasing such license which shall not be issued until proof of a current rabies vaccination is presented. (Prior code § 4.0812) (Amended June, 2014)

Dated at North Sioux City, South Dakota this ____ day of _____, 2019

THE GOVERNING BODY OF THE CITY
OF NORTH SIOUX CITY, SOUTH DAKOTA

By: _____
Randy Fredericksen, Mayor

ATTEST;

By: _____

Mike Hamm, Finance Officer

First Reading:

Second Reading:

Publish:

Effective Date:

PROPOSED ORDINANCE 2019-01

AN ORDINANCE AMENDING THE CITY OF NORTH SIOUX CITY CODE OF ORDINANCES TITLE 6 ANIMALS, SECTION 6.12.020 ANIMAL CONTROL AND REGULATIONS TO ADD THE WORD "DOMESTIC", A DEFINITIONAL REFERENCE TO 6.12.150 MAXIMUM NUMBER OF DOMESTIC PETS ON PREMISES, AND ADDING LANGUAGE ON PROPER DISPOSAL OF NON-DOMESTIC ANIMALS

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D. An impounded, unlicensed animal or an animal with no identification may be redeemed to the owner thereof upon:

1. Proof of ownership;
2. Payment of the board-and-keep fee, impoundment fee, and any other related costs incurred by the city; and
3. Presentation of the city license for the current year, if required by law, or by purchasing such license which shall not be issued until proof of a current rabies vaccination is presented. (Prior code § 4.0812) (Amended June, 2014)

Dated at North Sioux City, South Dakota this ____ day of _____, 2019

THE GOVERNING BODY OF THE CITY
OF NORTH SIOUX CITY, SOUTH DAKOTA

By: _____
Randy Fredericksen, Mayor

ATTEST;

By: _____

Mike Hamm, Finance Officer

First Reading:

Second Reading:

Publish:

Effective Date:

UNAPPROVED MINUTES
North Sioux City Planning Commission
May 8, 2019

The regular meeting of the North Sioux City Planning Commission was called to order by Bayne Linden at 4:02 p.m.

Commission members present were: Hollbrook, Lindent, Mitchell, and Olson. Streeter was absent. Also in attendance were Building Inspector Gary Roan and City Administer Ted Cherry.

Motion by Mitchell, second by Olson to approve the agenda as presented. All members present voted aye.

Motion by Holbrook, second by Mitchell to approve the April 24, 2019 minutes as presented. All members present voted aye.

New Business:

1400 River Drive Building Permit. Roan explained the building and that it had a fire wall. The site plan was presented and .2cfs retention ponding was required and met by the permit. Motion by Mitchell, second by Olson to approve the permit as presented. All members present voted aye.

Other business: none presented

Update of building permits: none

Motion by Mitchell, second by Olson to adjourn at 4:09 p.m. All members present voted aye.

Dated this May 8, 2019

Ted Cherry

City Administrator

UNAPPROVED MINUTES
North Sioux City Planning Commission
May 22, 2019

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, Linden, Mitchell, Olson and Streeter. Also, in attendance were Building Inspector Gary Roan, and Finance Assistant Jennifer Roupe.

Motion by Olson, second by Holbrook to approve the agenda as presented. All members present voted aye.

New Business:

Variance Hearing – Rear Yard Setback – 3-season addition to existing deck - 200 S Churchill Circle – Charles and Susan Twyford.

Streeter opened the hearing at 4:01 pm.

Roan stated the existing patio is 2 foot into the setbacks. Susan Twyford claimed that it has been approved by the adjoining neighbors. Olson asked if the room could be changed to 10 x 14 instead of 12 x 14. Roan said that they would not need to have a variance if they changed the size.

Motion by Mitchell second by Linden to close the hearing at 4:15 pm. All members present voted aye.

Motion by Mitchell second by Olson to deny the variance request. All members present voted aye.

Conditional Use Applications – Mobile Home Parks

Discussion was held and recommended that a the Conditional Use Permit would be approved for 3 months starting June 1, 2019 to have the Mobile home park provide the correct number of spaces, occupied and unoccupied resident count and provide the required site plan of the courts.

McCook Mobile Estates: Motion by Mitchell, second by Linden to approve the conditional use permit as presented for 3 months. All members present voted aye.

Cottonwood Estate: Motion by Holbrook, second by Mitchell to approve the conditional use permit as presented for 3 months. All members present voted aye.

McCook Lake Village: Motion by Olson, second by Linden to approve the conditional use permit as presented for 3 months. All members present voted aye.

Build permits issued: 2 homes, 912 Harvest Bend and 201 Delmar Cir – 2 twin homes , 1397-1395 Belmont Park Ave and 1399-1401 Belmont Park Ave – parking lot with detention pond, 508 S Flynn St – antenna, 105 Lloyd Ave – 3 remodels, 605 N Derby Ln, 114 Main St and 101 Merrill Ave – fence, 203 S Canterbury Cir – Garage, 900 Harvest Bend –garage remodel, 3 Bancroft Cir

Other business:

Motion by Mitchell, second by Linden to adjourn at 4:42 p.m. All members present voted aye.

Dated this May 22, 2019

Jennifer Roupe

Finance Assistant

SOUTH DAKOTA MUNICIPAL LEAGUE

2019 Elected Officials Workshop

Wednesday, July 17, 2019

Ramkota Hotel and Conference Center • Pierre, SD

Agenda

- 9:00 a.m. **Registration** – *outside Amphitheater II*
- 9:30 a.m. **Welcome and Introduction to the League** – *Amphitheater II*
Yvonne Taylor, Executive Director, South Dakota Municipal League
- 9:35 a.m. **SDPAA – Protecting Public Entities Since 1987** – *Amphitheater II*
Lynn Bren, Director of Member Services, SD Public Assurance Alliance
- 10:00 a.m. **Meet the SDML Work Comp Fund** – *Amphitheater II*
Brad Wilson, CIC, AIC, SDWCS, Administrator, SDML Work Comp Fund
- 10:30 a.m. **Municipal Officials and Employees** – *Amphitheater II*
Laurie Gronlund, Human Resource Director, City of Pierre
- 11:00 a.m. **Liquor Licensing and Laws** – *Amphitheater II*
Jason Evans, Deputy Director, Business Tax Division, SD Department of Revenue
- 11:45 a.m. **Lunch** (provided) – *Galleries DEF&G*
- 12:30 p.m. **Financial and Compliance Matters** - *Amphitheater II*
Rod Fortin, Director of Local Government Assistance,
South Dakota Department of Legislative Audit
- 2:00 p.m. **Open Meetings and Executive Sessions - Do's and Don'ts** – *Amphitheater II*
Steven Blair, Assistant Attorney General, Office of the Attorney General
- 3:00 p.m. **Conflict of Interest for Municipal Officials** – *Amphitheater II*
Steven Blair, Assistant Attorney General, Office of the Attorney General
- 3:30 p.m. **Adjourn**

SOUTH DAKOTA MUNICIPAL LEAGUE

2019 Elected Officials Workshop

Wednesday, July 17, 2019

Ramkota Hotel and Conference Center • Pierre, SD

The purpose of this workshop is to provide a basic crash course on local government.

\$50.00 per person.

Includes workshop material, the SDML Handbook for Municipal Officials (\$60 value) and lunch.

Please be sure to register by the July 5th deadline.

~ THIS WORKSHOP IS OPEN TO ALL ELECTED OFFICIALS ~

REGISTRATION FORM

Municipality: _____

Please indicate Form of Government:

Aldermanic

Aldermanic with City Manager

Trustee

Commission

Commission with City Manager

Home Rule

Please Print Name and Title as you would like it to appear on the nametag:

Name

Title

Email

_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Number Attending _____ @ \$50.00 = \$ _____

Please return this form and payment by **July 5, 2019*** to:

**No refunds will be given after July 5, 2019*

SD Municipal League

208 Island Drive

Ft. Pierre, SD 57532

SDML OFFICE USE ONLY: DATE: _____ CHECK #: _____ AMOUNT: _____