NOTICE OF MEETING OF THE CITY COUNCIL
OF THE CITY OF SIOUX CITY, IOWA
City Council agendas are also available on the Internet at www.sioux-city.org.

You are hereby notified a meeting of the City Council of the City of Sioux City, Iowa, will be held July 1, 2013, 4:00 p.m., local time, in the City Council Chambers, 5th Floor, City Hall, 405 6th Street, Sioux City, Iowa, for the purpose of taking official action on the agenda items shown hereinafter and for such other business that may properly come before the Council.

This is a formal meeting during which the Council may take official action on various items of business. If you wish to speak on an item, please follow the seven participation guidelines adopted by the Council for speakers:

1. Anyone may address the Council on any agenda item.
2. Speakers should approach the microphone one at a time and be recognized by the Mayor.
3. Speakers should give their name, spell their name, give their address, and then their statement.
4. Everyone should have an opportunity to speak. Therefore, please limit your remarks to three minutes on any one item.
5. At the beginning of the discussion on any item, the mayor may request statements in favor of an action be heard first followed by statements in opposition to the action.
6. Any concerns or questions you may have which do not relate directly to a scheduled item on the agenda will also be heard under 'Citizen Concerns'.
7. For the benefit of all in attendance, please turn off all cellular phones and other communication devices while in the City Council Chambers.

1. Call of the roll ~ Silent prayer and Pledge of Allegiance to the Flag ~ Proclamations

2. Interviews for City Council appointed Boards, Commissions and Committees:
   A. Human Rights Commission - Sebastian Schroeder
   B. Planning and Zoning Commission - Joseph Krage

3. Receipt of Minutes:
   A. City Council - June 21 and 24 (Closed and Regular), 2013
   B. Art Center Board of Trustees - June 20, 2013
   C. Parking and Skywalk System Board of Trustees - June 19, 2013

4. Presentation - Reverend George C. Haddock Historic Marker

5. Presentation - Revision to Chapter 4.78 “Odor Control” of the Sioux City Municipal Code

6. CITIZEN CONCERNS

7. COUNCIL CONCERNS

8. ADJOURNMENT

City Council agendas are also available at www.sioux-city.org.

The City of Sioux City does not discriminate on the basis of disability in admission to, access to, or operations of its programs, services, or activities. Individuals who need auxiliary aids for effective communication in programs and services of the City of Sioux City are invited to make their needs and preferences known to the ADA Compliance Officer, City Hall, 405 6th Street, Room 204, (712) 279-6259. This notice is provided as required by Title II of the Americans with Disabilities Act of 1990.
CITY OF SIOUX CITY
REQUEST FOR CITY COUNCIL ACTION

MEETING DATE: July 1, 2013 ACTION ITEM # 2

FROM: Lisa L. McCardle, City Clerk

SUBJECT: Interviews for City Council appointed Boards, Commissions and Committees:
Human Rights Commission - Sebastian Schroeder
Planning and Zoning Commission - Joseph Krage

Reviewed By: x Department Director
Finance Department x City Attorney x City Manager

RECOMMENDATION:
Staff respectfully requests that Council interview the above applicants for the applicable
Board, Commission or Committee.

DISCUSSION:
Sebastian Schroeder is applying for a position on the Human Rights Commission; there
will be 4 positions vacant on the Commission as of June 30th, 2013. Mr. Schroeder has not
previously served on any City Council appointed Boards, Commissions or Committees.

Below is a portion of the Vacancy Report pertinent to the Human Rights Commission:

| Human Rights Commission must be Gender Balanced. | 4 Vacancies that will occur in June 2013 can be either: 3 women/1 man or 2 women/2 men |
| NAME | TERM (3 Year) | |
| Larenzo Chavis | Moved (email on March 8) | 06/30/13 |
| James F. Anderson | Upcoming Expiration | 06/30/13 |
| Monique Scarlett | Upcoming Expiration | 06/30/13 |
| Susan Barta | Upcoming Expiration | 06/30/13 |

| 11 Members | NAME | TERM | APPOINTMENT | EXPIRES |
| Larenzo Chavis | 2nd | 07/12/10 | 06/30/13 |
| James F. Anderson | Partial | 10/25/10 | 06/30/13 |
| Monique Scarlett | 2nd | 01/22/07 | 06/30/13 |
| Susan Barta | 1st | 07/12/10 | 06/30/13 |
| Christy Conrad | 1st | 06/27/11 | 06/30/14 |
| Jim Rixner | 1st | 06/27/11 | 06/30/14 |
| Shirley McLeod | 1st | 06/27/11 | 06/30/14 |
| Eric Blumberg | 1st | 06/27/11 | 06/30/14 |
| Nancy Furness | 1st | 08/06/12 | 06/30/15 |
| Wesley Whitead | 1st | 08/06/12 | 06/30/15 |
| Guy Greene | 2nd | 08/06/12 | 06/30/15 |

| 13 Applications/ Date Received | NAME | Interview date/ Notes | EXPIRES |
| 04/12/12 | Sherry Flansburg | 06/25/12, Wishes to be considered, no interview | 10/12/13 |
Joseph Krage is applying for a position on the Planning and Zoning Commission; there will be 1 position vacant on the Commission as of June 30th, 2013. Mr. Krage has previously served the following terms:

Enterprise Zone Commission:
- 1st Term - 05/23/05 - 12/31/07
- 2nd Term - 01/01/08 - 12/31/12

Planning and Zoning Commission/Board of Adjustment:
- Partial - 05/17/04 - 06/30/08
- 1st Term - 07/14/08 - 06/30/13

Cone Park Committee:
- 1st Term - 01/12/09 - 12/31/11
- 2nd Term - 01/01/12 - 12/31/14

Below is a portion of the Vacancy Report pertinent to the Planning and Zoning Commission:

<table>
<thead>
<tr>
<th>Planning and Zoning/BOA must be Gender Balanced</th>
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<tbody>
<tr>
<td>1 Vacancies</td>
<td>NAME</td>
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<td>Joe Krage</td>
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<tr>
<td>7 Members</td>
<td>NAME</td>
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<td></td>
<td>Joe Krage</td>
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<td>Jean Calligan</td>
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<td>Kevin Godwin</td>
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<td>Suzan Stewart</td>
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<td></td>
<td>Cindy O’Neill</td>
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<td></td>
<td>Ryan Ross</td>
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<td></td>
<td>Jason Geary</td>
</tr>
<tr>
<td>1 Applications/Date Received</td>
<td>NAME</td>
</tr>
<tr>
<td>06/26/2013</td>
<td>Joe Krage</td>
</tr>
</tbody>
</table>

FINANCIAL IMPACT:
None.
RELATIONSHIP TO STRATEGIC PLAN:
Interviewing and appointing citizens to various Boards, Commissions, and Committees shows our effort to incorporate citizen input in Municipal Government. Relates to **Progressive Leadership Vision** - We will use formal and informal methods to engage the Council, our employees, and our customers to promote enhanced organizational engagement and commitment to our shared vision; also relates to **Strategy** - Develop strong partnerships with our residents, visitor’s and business community.

ALTERNATIVES:
Staff respectfully requests Council interview all Board, Commission and Committee applicants; Council may then choose to appoint or not to appoint each interviewee per their individual preference.
City Clerk’s staff will collect preferences from Council after all applicants for each Board, Commission and Committee have interviewed and the expiration dates of the terms to be filled have passed.

ATTACHMENTS:
Applications
APPLICATION FOR APPOINTMENT TO A CITY COUNCIL
APPOINTED BOARD, COMMISSION OR COMMITTEE

Date 06/02/2013

BOARD, COMMISSION or COMMITTEE: HUMAN RIGHTS COMMISSION

GENDER BALANCE - Effective January 1, 2012, Section 69.16A of the Iowa Code requires gender balance on those City Boards and Commissions required or governed by state law unless the City has made a good faith effort for a period of three months to appoint a qualified person. This affects and includes Civil Service Commission, Human Rights Commission, Library Board of Trustees, and Planning and Zoning Commission.

GENERAL INFORMATION

Name Sebastian Schroeder Phone Residence 712-333-2249
Home Address 3231 Garretson Avenue Sioux City/IA 51106
Street
City/State Zip
E-Mail Address schroeder.sebastian@hotmail.com
Employer Pizza Hut Phone Business 712-222-1111
Business Address 3113 Gordon Drive Sioux City/IA 51106
Street
City/State Zip Code

PLEASE ANSWER ALL OF THE FOLLOWING QUESTIONS:

Are you a Sioux City resident? Yes ☐ No ☐ How many years have you been a resident? 22
Are you a registered voter? Yes ☐ No ☐
Have you reviewed the Ordinance or Resolution establishing the Board, Commission or Committee you are applying for? Yes ☐ No ☐ (If no, please contact the City Clerk’s Office at 712.279.6313 to obtain a copy.)

SERVING ON A BOARD - Are you currently serving on any other City Council appointed Board, Commission or Committee? Yes ☐ No ☐ If yes list here:
It is the general policy of the City to allow a person to serve on only one City Council appointed Board, Commission or Committee at any given time. If you answered yes, please explain why Council should make an exception to the general policy and allow you to serve on multiple Boards, Commissions or Committees:

Have you previously served on any other City Council appointed Board, Commission or Committee? Yes ☐ No ☐ If yes list here:

COMMUNITY INVOLVEMENT - Please describe your past and present community involvement including voluntary, social, city, church, school, business, and/or professional associations you have been involved in and are applicable to this application. (Include dates of involvement and any offices or leadership positions held.)

I am volunteering for Art Splash 2013. I often volunteer my services at the Seventh-Day Adventist Church. I help with preparing/bringing food, setting up dining arrangements and clean-up after events. I've just begun doing the Cancer Run this year. I was working with two other partners in Sioux City to open an all-ages music venue; however the plan is now pending relating to communication errors. The individual who offered to provide the venue has been unreachable now for several weeks.
STATE, COUNTY, or MUNICIPAL BOARDS or COMMISSIONS - List any you are presently serving on:
N/A

SPECIAL QUALIFICATIONS - Please list any special qualifications for serving on a City Council appointed Board, Commission or Committee including skills, training, licenses and certificates that are applicable:
I am goal and detail oriented. I study, both personally and academically, laws governing human and civil rights. I am currently a paralegal student also working towards obtaining a Human Resources Technician certification. I have worked in a life insurance physical exam office as an office manager and would have no problem in an office setting, using office equipment, or performing office related duties such as: documentation, filing and organizing, transcription, etc. I learn quickly and would have no problem learning how to perform my duties. I would love the education.

INTEREST - State why you would like to volunteer to serve and what contributions you believe you can make:
I would love to volunteer on this board because I think discriminatory behavior is unacceptable. I believe that all people should be appropriately sheltered and fed. I also find it highly unethical when employers take advantage of their employees. I would like to advocate for those who are discriminated against, whether at work, at school, in the community and so on. I am passionate about my stand on the violation of human and civil rights and I believe I would be a valuable member to the team as I care about the injustices done to others.

CONFLICT OF INTEREST - Chapters 362.5, 362.6, 403.16 and 403A.22 of the Code of Iowa describe potential conflicts of interest for City officials. A Disclosure of Interest Statement as well as the aforementioned Iowa Code has been attached to this application for your review. If you have any questions regarding this issue please contact the City Attorney’s Office at 712-279-6318. Are you aware of any conflict of interest or potential conflict of interest that may prevent you from carrying out your responsibilities on this Board, Commission or Committee in the best interest of the City of Sioux City? If so, please describe:
N/A

PERSONAL REFERENCES - Please list 2 references, the City Council may contact your references:

Name: Ryan Vilhelm       Name: Chelsea Long
Address: 3113 Gordon Drive       Address: 1131 Meadowview Court #4
Sioux City/IA-51106      Sioux City/IA-51106
Phone: 712-222-1111      Phone: 1-310-514-7805

I understand the role and responsibilities of membership on this City Council appointed Board, Commission or Committee and I am willing to serve. In applying for appointment I understand the City Council may make inquiries in the community pertinent to my appointment. I also understand that as a member of any Board, Commission or Committee I may be dismissed from the Board, Commission or Committee and or disqualified by the City Council as a candidate for the Board, Commission or Committee membership for making untrue or discriminatory statements about others, including members of protected classes.

If appointed, I am willing to attend the designated Board, Commission or Committee training:  Yes ☑ No ☐

Signature

Date 06/02/2013

Applications are kept on file and active for 18 months from the date you file. A separate application must be completed for each Board, Commission or Committee on which you would consider serving. File applications with the City Clerk’s Office, 1st floor, City Hall, 405 6th Street, Sioux City, Iowa, 51101; or mail to City Clerk’s Office, P.O. Box 447, Sioux City, Iowa, 51102-0447; or email CityBoardsandCommissions@sioux-city.org. Thank you!
City of Sioux City
HUMAN RIGHTS COMMISSION
(Quasi-Judicial)

MISSION STATEMENT
To ensure a fair and equitable community for all. In compliance with Iowa Law the Human Rights Commission mission is to eliminate discrimination in housing, employment, public accommodations, education and credit. To eliminate discrimination based on age, race, creed, color, sex, national origin, religion, mental or physical disability, familial status, marital status, sexual orientation and gender identity. Sponsor programs promoting goodwill among the various racial, religious and ethnic groups in Siouxland.

MEMBER ROLE
The role of Human Rights Commission is to: 1) effectively enforce local, state and federal laws; 2) serve as an information source about civil rights laws and regulations; and 3) actively assist in the prevention and elimination of the effects of discriminatory acts and/or discriminatory practices in the community. Our goal is to secure for everyone in our city freedom from discrimination due to their race, color, national origin, sex, age, mental or physical disability, religion, creed, sexual orientation, gender identity, marital status (credit only), or presence of children in their home. The role of commissioners is to 1) advocate for the prevention and elimination of discrimination against members of any protected classes; 2) review and determine the merits of allegations of discrimination; 3) hold public hearings on individual allegations of discrimination; and 4) educate the community about the existence and effects of discrimination.

Nominee’s Questionnaire

1. Do you understand qualifications for appointment to the Human Rights Commission require compliance with the laws protecting the above named classes and that an unwillingness or inability to comply disqualifies your application? Yes ☐ No ☐

2. Describe how you see yourself complying the Human Rights Law.
I would have no trouble complying with the law. I find that this would be a great learning experience for a field of study. I see some cases require mediation. I believe I would do well in this area. Likewise, I feel confident in following procedures and laws governing investigations of discrimination and other human rights violations. I will also continue to look for human rights violations in our area and prepare accurate and detailed documentation of any violations I observe.

3. Do you understand qualifications call for a general knowledge of human and civil rights laws and regulations? Yes ☐ No ☐ Please explain your knowledge in these areas.
I am currently a paralegal student. I have a great interest in law. More specifically, human and civil rights. I personally study human and civil rights in my free-time, as well as in college. I have knowledge of EOE laws, the Charter of the United Nations, business and employer law, criminal law, and the United States Constitution.

4. What attracted you to apply for the Human Rights Commission?
I saw that there were numerous vacancies open; this is a spot that needs to be filled. I am passionate about helping others overcome adversities. It does me great displeasure to hear of injustices being done towards others and this is a great opportunity for me to try and help out. It doesn’t seem as though there are enough board members to allow this board to achieve its maximum potential and I could be one more member to help it achieve its highest efficiency. I am greatly interested in politics and I feel that this would be a great place to start.

5. All agency records including closed sessions (in compliance with the law) relating to clients are confidential, will you observe and maintain this policy of confidentiality? Yes ☐ No ☐

6. Are there any further questions or comments that you wish to express at this time?
N/A

___________________________
Signature

___________________________
Date

06/02/2013
PLANNING AND ZONING / BOARD OF ADJUSTMENT

GENERAL INFORMATION

Name: Joseph P. Krage Phone Residence: __________________________
Home Address: 4313 Lincoln Way Sioux City, IA 51104
E-Mail Address: JoeKrage.com
Employer: United Real Estate Source Phone Business: 226-6000
Business Address: 302 Jones Suite 100 Sioux City, IA 51106

PLEASE ANSWER ALL OF THE FOLLOWING QUESTIONS:

Are you a Sioux City resident? Yes ☐ No ☐ How many years have you been a resident? ______
Are you a registered voter? Yes ☐ No ☐
Have you reviewed the Ordinance or Resolution establishing the Board, Commission or Committee you are applying for? Yes ☐ No ☐ (If no, please contact the City Clerk’s Office at 712.279.6313 to obtain a copy.)

SERVING ON A BOARD - Are you currently serving on any other City Council appointed Board, Commission or Committee? Yes ☐ No ☐ If yes list here: ________________________
It is the general policy of the City to allow a person to serve on only one City Council appointed Board, Commission or Committee at any given time. If you answered yes, please explain why Council should make an exception to the general policy and allow you to serve on multiple Boards, Commissions or Committees:

Have you previously served on any other City Council appointed Board, Commission or Committee? Yes ☐ No ☐ If yes list here: ________________________

COMMUNITY INVOLVEMENT - Please describe your past and present community involvement including voluntary, social, city, church, school, business, and/or professional associations you have been involved in and are applicable to this application. (Include dates of involvement and any offices or leadership positions held.)
STATE, COUNTY, or MUNICIPAL BOARDS or COMMISSIONS - List any you are presently serving on:

- Planning & Zoning

SPECIAL QUALIFICATIONS - Please list any special qualifications for serving on a City Council appointed Board, Commission or Committee including skills, training, licenses and certificates that are applicable:

- Past experience on the board

INTEREST - State why you would like to volunteer to serve and what contributions you believe you can make:

I decide to reapply because I am on the committee to hire & rewrite the zoning ordinance.

CONFLICT OF INTEREST - Chapters 362.5, 362.6, 403.16 and 403A.22 of the Code of Iowa describe potential conflicts of interest for City officials. A Disclosure of Interest Statement as well as the aforementioned Iowa Code has been attached to this application for your review. If you have any questions regarding this issue please contact the City Attorney's Office at 712-279-6318. Are you aware of any conflict of interest or potential conflict of interest that may prevent you from carrying out your responsibilities on this Board, Commission or Committee in the best interest of the City of Sioux City? If so, please describe:

PERSONAL REFERENCES - Please list 2 references, the City Council may contact your references:

<table>
<thead>
<tr>
<th>Name</th>
<th>Address</th>
<th>Phone</th>
</tr>
</thead>
<tbody>
<tr>
<td>Dave Bernstein</td>
<td>Court St</td>
<td>254-8462</td>
</tr>
<tr>
<td>Dave Ferris</td>
<td>Grand Ave.</td>
<td>223-2065</td>
</tr>
</tbody>
</table>

I understand the role and responsibilities of membership on this City Council appointed Board, Commission or Committee and I am willing to serve. In applying for appointment I understand the City Council may make inquiries in the community pertinent to my appointment. I also understand that as a member of any Board, Commission or Committee I may be dismissed from the Board, Commission or Committee and or disqualified by the City Council as a candidate for the Board, Commission or Committee membership for making untrue or discriminatory statements about others, including members of protected classes.

If appointed, I am willing to attend the designated Board, Commission or Committee training. Yes ☐ No ☐

Signature

Date 6-26-13

Applications are kept on file and active for 18 months from the date you file. A separate application must be completed for each Board, Commission or Committee on which you would consider serving. File applications with the City Clerk's Office, 1st floor, City Hall, 405 6th Street, Sioux City, Iowa, 51101; or mail to City Clerk's Office, P.O. Box 447, Sioux City, Iowa, 51102-0447; or email CityBoardsandCommissions@sioux-city.org. Thank you!
Applicants to the Planning and Zoning Board also serve on the Board of Adjustment, meetings are held directly following the Planning and Zoning meetings if there are items to discuss.

PLANNING & ZONING COMMISSION
(Advisory Board)

MISSION STATEMENT
Then Planning and Zoning Commission’s mission is to ensure orderly land use development consistent with the Sioux City Comprehensive Plan.

MEMBER ROLE
The Planning and Zoning Commission conducts public meetings and hearings for the purpose of reviewing and developing recommendations to the City Council pertaining to the land use development of the City. The Commission develops a comprehensive general plan for the community which, after adoption by the City Council, is a guide for the orderly development of the City by both public and private sectors. Members review all applications for zoning and subdivision ordinance text amendments, zoning changes, planned development proposals, propose vacations and dedications of public lands, and reviews plats or replats of subdivisions. The Members also review all proposed urban renewal plans and other items that are directed to them by the City Council.

BOARD OF ADJUSTMENT
(Quasi-Judicial)

MISSION STATEMENT
The Board of Adjustment’s mission is to review petitions from citizens seeking exceptions to the City’s Zoning and Sign Ordinance.

MEMBER ROLE
The Board of Adjustment hears and decides appeals to any order, requirement, decision, or determination made by an administrative officer in the enforcement of the City’s zoning ordinance. The Board of Adjustment also hears and reviews variances from the terms of the zoning ordinance; decides applications for conditional and temporary use permits; and hears appeals to the sign ordinance.

Please go to next page for Nominee’s Questionnaire.
Nominee’s Questionnaire

1. Describe any experience you have had with the Planning & Zoning Commission or the Board of Adjustment?

   Past member

2. Have you reviewed the City of Sioux City’s Comprehensive Plan and the City’s Zoning Ordinance? Yes ☐ No ☐ If no please call 279-6313 to request a copy.

3. Planning and Zoning Commission is advisory in nature and the Board of Adjustment is quasi-judicial; what do you feel your role will be if appointed?

   Past experience as board member of PZ/BOA

4. As a member of the commission you would be required to support existing City policies and regulations relating to planning, zoning and subdivisions. Would you be able to make decisions that would negatively impact citizens, decisions that do not allow them to do what they are requesting because of ordinance restrictions? (Please provide detail)

   Past experience as member of PZ/BOA

5. Are you able to commit time to the board meetings held the 2nd and 4th Tuesday of the month at 4:00 p.m.? (Please provide detail)

   Flexible schedule as Real Estate Salesperson

Signature: [Signature]  Date: 6-26-13
A Joint Meeting of the City Council and Events Facilities Advisory Board was held at 12:07 p.m. The following members were present on call of the roll: Capron, Fitch and Padgett. Absent: Radig and Scott. \(\textbf{Radig entered at 12:10 p.m.}\)

Staff members present included: Nicole Jensen-Harris, City Attorney; Lisa McCardle, City Clerk; Erika Newton, Acting Events Facilities Department (EFD) Executive Director; Leon Koppel, EFD Finance Division Manager; David Harris, Convention and Sports Sales Representative; Johnalee Jackes, Convention Center; Lindsey Jensen, EFD Box Office Manager; Todd Lien, EFD Event Coordinator; Glenn Walinski, EFD Facility Manager; and Melissa Lanzourakis, Assistant Box Office Manager/Group Sales Representative.

Members of the Events Facilities Advisory Board present included: Zena Berenstein, Irving Jensen Jr., Kevin Kjeldseth, Mike Krysl, John Meyers, Bruce Miller, Robert Sabel and Tim Seaman. Absent: Amy Figueroa, Eric Hoak and Dave Madsen.

Others present: Mark Wisniewski and Kelly Collins, Centerplate (formerly Distinctive Gourmet) staff; and Lynn Zerschling, Sioux City Journal.

Newton provided the Events Facilities Advisory Board Update and Operations Overview presenting information on sold out events including: Eric Church, Luke Bryan and Carrie Underwood concerts; “The Price is Right” held at the Orpheum Theatre; and 4 performances of the Shrine Circus.

Newton stated there were over 250,000 people through the Tyson Events Center doors this fiscal year. Upcoming Tyson events including: WWE RAW, Big Time Rush, Convoy of Hope, Wells Enterprises, Miranda Lambert, and Rascal Flatts concert.

Newton reported the NAIA Women’s Division II Basketball Championship is contracted through March 2017 and NAIA Women’s Volleyball Championship is contracted through December 2015; the Musketeers and the Sioux City Bandits will both be back for the 2013-2014 Season.

Upcoming events at the Orpheum include: Ghost Brothers of Darkland County, Hunter Hayes, Disney Live, Rockestra and the Sioux City Symphony.

Newton provided information on the Convention Center stating there were 442 event days in 1 year; Newton also reported Distinctive Gourmet has officially changed their name to Centerplate giving the catering operation more resources.

The IBP Ice Center finished a successful “Learn to Skate” program and added a “Learn to Play Hockey” program; the annual Curling Tournament at the Ice Center expanded this year; and Open Skate numbers were up.

Plans to improve opportunities include: a focus on an environment of continuous improvement; work on strategic planning to compete with new regional arenas; develop partnerships with new venues; and deficit reduction planning and execution. Newton stated she feels the keys to success are fiscal balance, guest environment, relationships and sponsorships.
Radig exited the meeting at 12:49 p.m.

Padgett and Fitch thanked Centerplate and City staff for their efforts; Council thanked the Events Facilities Advisory Board for the time dedicated and the commitment to make the facilities successful.

ADJOURNMENT

There being no further business, the meeting was adjourned at 1:00 p.m., on motion by Fitch, seconded by Padgett; all voting aye.

ATTEST: ____________________________         _____________________________
Lisa L. McCardle, City Clerk             Robert E. Scott, Mayor

City Council minutes are available on the Internet at www.sioux-city.org.

u:\CityAgenda\Minutes and Agendas\Council Minutes\2013\062113\jointEFABm
A Closed Session of the City Council was held at 3:40 p.m. The following Council Members were present on call of the roll: Capron, Fitch, Padgett, Radig and Scott. Absent: None.

Other staff members present included: Paul Eckert, City Manager; Nicole Jensen-Harris, City Attorney; and Lisa McCardle, City Clerk.

**Motion by Scott, seconded by Radig, that Council enter closed session to discuss strategy with Counsel in matters where litigation is imminent and its disclosure would be likely to prejudice or disadvantage the position of the City in that litigation; all voting aye.**

**Motion by Capron, seconded by Radig, that Council return to open session at 3:54 p.m.; all voting aye.**

**ADJOURNMENT**

There being no further business, the meeting was adjourned at 3:54 p.m. p.m., on motion by Radig, seconded by Capron; all voting aye.

**ATTEST:**

______________________________  ______________________________
Lisa L. McCardle, City Clerk  Robert E. Scott, Mayor

City Council minutes are available on the Internet at [www.sioux-city.org.](http://www.sioux-city.org)
1. The Regular Meeting of the City Council was held at 4:00 p.m. The following Council Members were present on call of the roll: Capron, Fitch, Padgett, Radig and Scott. Absent: None.

Other staff members present included: Paul Eckert, City Manager; Nicole Jensen-Harris, City Attorney; and Lisa McCardle, City Clerk.

2. The Council interviewed the following applicants for positions on their respective City Council appointed Boards, Commissions and Committees: Susan Barta, Human Rights Commission; and Andrew Glisar, Parks and Recreation Advisory Board.

CONSENT AGENDA

Motion by Scott, seconded by Padgett, to adopt the Consent Agenda; all voting aye. Items 3 through 11C are approved unanimously unless specifically noted after the item.

3. Reading of the minutes of June 17, 2013.

Reading of the minutes of June 17, 2013, was waived and as part of the consent agenda the minutes were approved as presented.

4. ENTERPRISE ZONE - Resolution approving the Enterprise Zone Application of Williges Investments, LLC and authorizing its submission to the Iowa Economic Development Authority in connection with the construction of six condominiums in the Williges Building at 613 Pierce Street.

Jeff Hanson, Community Development Operations Manager, provided information on the item.

5. ACTIONS RELATING TO GRANTS

A. JAG - Resolution authorizing the Police Department to accept the 2012 Byrne Justice Assistance Grant (JAG) Program award and authorizing the Mayor and City Clerk to sign an Interlocal Agreement between the City of Sioux City and Woodbury County, Iowa. (GMS Application Number 2012-42456-IA-DJ)

B. VISION IOWA - Resolution approving and accepting a grant agreement in the amount of $314,862 from the Vision Iowa Community Attraction and Tourism Program to assist in the rehabilitation of five back buildings associated with Phase V improvements, construction of a permanent restroom facility and an alternate transportation system of walking trails, parking lot and a miniature railroad all in connection with the Milwaukee Railroad Shops Historic District Rehabilitation Project. (Agreement No. 13-CAT-011)

C. VISION IOWA - Motion approving an agreement between the City of Sioux City and the Siouxland Historic Railroad Association for administration of the Vision Iowa Community Attraction and Tourism Program Grant to assist in the rehabilitation of five back buildings associated with Phase V improvements, construction of a permanent restroom facility and an alternate transportation system of walking trails, parking lot and a miniature railroad all in connection with the Milwaukee Railroad Shops Historic District Rehabilitation Project and authorizing the Mayor and City Clerk to execute said agreement for and on behalf of the City. (Agreement No. 13-CAT-011)
D. **LEAD HAZARD** - Resolution authorizing the City Manager or the City Manager's Designee to execute Releases of Promissory Notes and Mortgages under the Lead Hazard Control Grant Program.  

6. **ACTIONS RELATING TO STREET CLOSURES**

A. **SATURDAY IN THE PARK** - Resolution temporarily closing 24th Street from Douglas Street to McDonald Street; Grandview Boulevard from 24th Street to Stone Park Boulevard and McDonald Street and Summit Street from 24th Street to the City's Greenhouse at 2701 Summit Street beginning at 12:00 p.m., July 5, 2013 and ending at 5:00 p.m., July 7, 2013 for the Saturday In The Park Festival.  

B. **THE BIG PARADE** - Resolution temporarily closing Pearl Street from Gordon Drive to 3rd Street, 3rd Street from Pearl Street to Douglas Street, Douglas Street from 3rd Street to 4th Street and 4th Street from Water Street to Iowa Street beginning at 2:00 p.m. and ending at 8:00 p.m., July 5, 2013, for The Big Parade and temporarily closing the 4th Street Viaduct from Floyd Boulevard to Hoeven Drive beginning at 7:30 p.m., July 5, 2013 and ending at 12:00 a.m., July 6, 2013, for the fireworks display sponsored by the Sioux City Events Facility Department.  

C. **ROCKIN' THE YARDS** - Resolution temporarily closing Dace Avenue from South Morgan Street to Cunningham Drive and Cunningham Drive from Dace Avenue to Grand Avenue beginning at 9:00 a.m. and ending at 8:00 p.m. July 6, 2013 for “Rhonda’s Rockin’ the Yards” Car and Bike Show Fundraiser.  

D. **MUD SUX** - Resolution temporarily closing 4th Street and the north side sidewalk from Court Street to Iowa Street beginning at 12:00 p.m., July 13, 2013 and ending at 3:00 a.m., July 14, 2013 in connection with the Mud SUX After Party Fundraiser.  

Capron abstained on the item.

7. **ACTIONS RELATING TO AGREEMENTS AND CONTRACTS**

A. **IOWA NETWORK SERVICES** - Resolution granting a permit to Iowa Network Services of West Des Moines, Iowa, to own, operate and maintain underground cable beginning at the northwest corner of Dace Avenue and South Floyd Boulevard; thence undercross Highway 20 to the north side and follow Highway 20 right-of-way west to South Court Street; thence north on South Court Street to 5th Street; thence west on 5th Street to alley between Nebraska Street and Pierce Street with the final destination being the Orpheum Building at 528 Pierce Street.  

Jade Dundas, Public Works Director, provided information on the item.

B. **CONCRETE SPECIALTY** - Resolution awarding and approving a contract to Concrete Specialty, Inc. of South Sioux City, Nebraska, in the amount of $284,827.90 for the Jennings Street Reconstruction (5th Street - 6th Street) Project.  

8. **ACTIONS AUTHORIZING THE ISSUANCE OF CHECKS**

A. **TORT CLAIMS** - Resolution approving partial settlement of tort claims and authorizing payment. (Chartier; Doohen; and Vermilyea)
B. WORKER’S COMP - Resolution approving settlement of a worker’s compensation claim and authorizing payment thereof. (Paul Stoneburg) 2013-0492

9. ACTIONS RELATING TO PROPERTY

A. 37TH STREET - Resolution proposing to sell certain real property. (That part of vacated 37th Street abutting 3645 Grandview Boulevard) (Petitioner: Ben Conkey) (Purchase price: $566.25 plus costs) 2013-0493

B. WEST 19TH - Resolution proposing to sell certain real property. (The vacated part of platted West 19th Street, the vacated east/west alley abutting 2601 West 19th Street and lot 18, West Lawn Addition) (Petitioner: H & S Properties of Siouxland LLC) (Purchase price: $2,887 plus costs) 2013-0494

C. SOUTH HELEN - Resolution proposing to sell certain real property. (That part of vacated South Helen Street abutting 2415 South Alice Street) (Petitioner: Richard Newton) (Purchase price: $690.75 plus costs) 2013-0495

D. EASEMENT - Resolution amending Resolution No. 2001-0926 relating to the granting of an electric underground easement to MidAmerican Energy Company in connection with the Explorer’s Business and Technology Park 2nd Filing to include an underground gas easement. 2013-0496

10. APPLICATIONS FOR BEER AND LIQUOR LICENSES

A. CLASS “C” BEER PERMIT
   1. Walgreens, 100 Pierce Street (Renewal)
   2. E Eagles Store, 1415 Jackson Street (Renewal)

B. CLASS “C” LIQUOR LICENSE
   1. Marty’s Tap, 1306 Court Street (Renewal)
   2. Buffalo Alice, 1020-1022 4th Street (Renewal)
   3. Rhonda’s Speak Easy, 212 Cunningham Drive (06/29/13 Temporary Outdoor)
   4. Rhonda’s Speak Easy, 212 Cunningham Drive (07/06/13-07/07/13 Temporary Outdoor)
   5. Throttle Bar, 3128 Highway 75 North (Permanent Outdoor Service)
   6. Sioux City Convention Center, 801 4th Street (07/05/13-07/06/13 Temporary Outdoor)
   7. Tyson Events Center/Long Lines Family Center, 401 Gordon Drive (06/28/13 Temporary Transfer)
   8. The Syd, 201 4th Street (07/05/13-07/07/13 Temporary Outdoor)

Capron abstained on Rhonda’s Speak Easy, 212 Cunningham Drive, liquor license applications.

C. CLASS “E” LIQUOR LICENSE
   1. Walgreens, 100 Pierce Street (Renewal)

D. CLASS “B” WINE PERMIT
   1. Walgreens, 100 Pierce Street (Renewal)
11. RECEIPT OF MINUTES

A. Airport Board of Trustees - May 21, 2013
B. Human Rights Commission - June 6, 2013
C. Planning and Zoning Commission - May 28, 2013

(End of Consent Agenda)

HEARINGS

12. Hearing and Resolution approving plans, specifications, and form of contract for construction of the 2013 Downtown Asphalt Resurfacing (Pierce Street, Nebraska Street and 6th Street) Project. 2013-0497

Jade Dundas, Public Works Director, provided information on the item.

No protests were received. The hearing was closed and the resolution adopted on motion by Scott, seconded by Radig; all voting aye.

13. Hearing and Resolution approving plans, specifications, and form of contract for construction of the Parking Lot C - 5th Street and Virginia Street Project. 2013-0498

Jade Dundas, Public Works Director, provided information on the item.

No protests were received. The hearing was closed and the resolution adopted on motion by Fitch, seconded by Padgett; Capron, Fitch, Padgett and Radig voting aye; Scott voting nay.


Amy Keairns, Neighborhood Services Project Coordinator, provided information on the item.

No protests were received. The hearing was closed and the resolution adopted on motion by Padgett, seconded by Capron; Capron, Padgett and Radig voting aye; Fitch and Scott voting nay.

15. Hearing and Resolution assenting to the request of Greg Sherman to annex certain land to the City of Sioux City, Iowa. (Property located in the 7100 block of Christy Road) (Petitioner: Greg Sherman) 2013-0500

No protests were received. The hearing was closed and the resolution adopted on motion by Scott, seconded by Fitch; all voting aye.

DISCUSSION

16. Resolution rejecting all bids received for the Long Lines Air Handler Replacement Project; ordering the return of all bid bonds and checks; and directing staff to rebid the project. 2013-0501
Angel Wallace, Parks and Recreation Manager; and Stan LaFave, Facilities Maintenance Supervisor; provided information on the item.

Motion by Padgett, seconded by Capron, to adopt the proposed resolution; all voting aye.

17. Resolution authorizing and approving submission of an Iowa Economic Development Authority (IEDA) Application for the Targeted Jobs Withholding Tax Credit Program for Dennis Supply Company. (300 West 7th Street) 2013-0502

Marty Dougherty, Economic Development Director; and Chris Myers, Economic Development Specialist; provided information on the item.

Motion by Padgett, seconded by Fitch, to adopt the proposed resolution; all voting aye.

18. Resolution inviting proposals for the sale of land in the Combined Floyd River Urban Renewal Area, announcing the intent to accept the proposal of Semper Development, fixing the date for receipt of proposals, and for public hearing and providing for notice thereof. (An approximate 1.5 acre portion of property located at 3120 Floyd Boulevard) 2013-0503

Marty Dougherty, Economic Development Director, provided information on the item.

Motion by Scott, seconded by Capron, to adopt the proposed resolution; all voting aye.

19. CITIZEN CONCERNS

None.

20. COUNCIL CONCERNS

Padgett stated he will be attending the League’s Legislative Policy Committee Meeting Wednesday, June 26th and requested information pertaining to on-going issues. Padgett stated Scott would be attending the July 10th Metro Coalition Meeting and requested details from Eckert; Padgett also requested details on the E911 Meeting that will be held Wednesday.

Scott asked Dundas to contact someone from Burlington Northern Rail Yard about why they have effectively closed 31st St; Eckert stated he would make arrangements for a call tomorrow.

21. ADJOURNMENT

There being no further business, the meeting was adjourned at 4:53 p.m., on motion by Scott, seconded by Capron; all voting aye.

ATTEST: ____________________________         _____________________________

Lisa L. McCardle, City Clerk             Robert E. Scott, Mayor

City Council minutes are available on the Internet at www.sioux-city.org.

u:\CityAgenda\Minutes and Agendas\Council Minutes\2013\062413m
A meeting of the Art Center Board of Trustees was held at 12:00 p.m., Sioux City Art Center, Gleeson Conference Room, 225 Nebraska Street, Sioux City, IA 51101.

<table>
<thead>
<tr>
<th>BOARD PRESENT</th>
<th>STAFF PRESENT</th>
<th>OTHERS</th>
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<tbody>
<tr>
<td>Jeff Baldus</td>
<td>Gregory Jones</td>
<td>Al Harris-Fernandez, director</td>
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<tr>
<td>Becky Meyer</td>
<td>Doug Palmer</td>
<td>Kjersten Welch, recording sec’y</td>
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<tr>
<td>Terri McGaffin</td>
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<tr>
<td>Dwight Packard</td>
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<td>Jim Yanney</td>
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1. CALL OF THE ROLL
Meeting was called to order by Chair Jeff Baldus at 12:06 p.m.

2. Reading of Minutes of May 17, 2013. Terri McGaffin made a motion to approve the minutes as written, seconded by Dwight Packard; all voting aye.

3. Financial Reports – Art Center director Al Harris-Fernandez reported that 100 percent of the fiscal year has lapsed and 96 percent of the budget has been spent. Budget lines with remaining funds will be moved to the building and maintenance budget line in order to cover painting of the John Henry sculpture at the corner of Third and Pierce streets. The board reviewed the expenditures over $250 report. Dwight Packard made a motion to approve the financial reports, seconded by Becky Meyer; all voting aye.

Mr. Harris-Fernandez also reported that he has applied for a Gilchrist Foundation Endowment Grant on behalf of the Art Center Association of Sioux City’s Learning Center endowment. The Iowa Arts Council has created a new Major Projects grant program for its Cultural Leadership Partners. The IAC also awarded the Association a CLP end-of-year disbursement for fiscal year 2013.

4. Building And Properties Report – A concrete pad for the Michael Dunbar outdoor sculpture will be poured soon. Lighting and landscaping work will follow once the sculpture has been installed. The company that did the demolition work on the former Art Studio building will be back to reseed the area. Mr. Harris-Fernandez is working with the Public Works department to have concrete pads poured for sculptures to be installed along Pierce Street.

5. Personnel And Policies Report – Studio program coordinator Jenny Bye has submitted her resignation. She is moving from the area. Lara Somers has been hired as education coordinator.

6. Attendance Report – As of the end of May, attendance is at 32,384 and is projected to end the fiscal year at 35,000. This would put attendance at its pre-recession average. A new billboard advertising the Michael Dunbar sculpture Blockbuster exhibition should help encourage visitation.

7. Discussion of Agenda Items for Next Meeting – The board would like an update on the Art Center’s ArtSplash.
8. Other Business – Discussion followed on the term of board officers set by the calendar year.

ArtSplash fundraising is progressing and plans are on track for the Labor Day weekend festival. There will be a new venue at Riverside Park.

Mr. Harris-Fernandez presented the new pledge books for the Learning Center capital campaign. Calls will be made soon on prospective donors.

Logistical problems are diminishing the possibility of bringing the University of Iowa’s large Jackson Pollock painting to the Art Center. Other opportunities may still exist to work with the university on exhibiting other works from its collection.

Mr. Harris-Fernandez is working on securing a Blockbuster III exhibition, *Our America: Latino Presence in American Art* for 2015.

Sculpt Siouxland’s outdoor sculpture exhibition has become more visible since the invitational division and increased honorarium has attracted larger work from more accomplished artists. Sculpt Siouxland has purchased the Rob Craig sculpture *daredevil*, now located on the front sidewalk of the Art Center, for its permanent collection.

7. **ADJOURNMENT**

There being no further business, the meeting was adjourned at 12:43 p.m., on motion by Dwight Packard, seconded by Terri McGaffin; all voting aye.

Respectfully submitted:
Kjersten Welch, Recording Secretary
The Parking and Skywalk System Board of Trustees met at 9:00 a.m. on Wednesday, June 19, 2013, in the 3rd Floor Conference Room, Ho-Chunk Centre, 600 4th Street, Sioux City, Iowa.

<table>
<thead>
<tr>
<th>MEMBERS PRESENT:</th>
<th>MEMBERS ABSENT:</th>
<th>OTHERS PRESENT:</th>
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<tbody>
<tr>
<td>Steve Boden, Chair</td>
<td>Mark Reinders</td>
<td>Sarah Swearingen, City Clerk’s Office</td>
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<tr>
<td>Beau Braunger</td>
<td>Jeanne Zyzda</td>
<td>Ann Mach, ABM Parking Services</td>
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<tr>
<td>Ragen Cote</td>
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<td>Dave Braunger, 1st Class Security</td>
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<td>Frank Forneris, Vice Chair</td>
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<td>Monette Harbeck</td>
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**CALL TO ORDER**

Boden called the meeting to order at 9:00 a.m.

**MINUTES**

Motion by Boden, seconded by Cote, to approve the minutes of May 15, 2013; all voting aye.

**REPORTS & COMMUNICATIONS**

**Skywalk Operations** — Harbeck handed out traffic counts. Harbeck stated the planters and bushes have been scrubbed.

Forneris entered the meeting at 9:02 a.m.

Harbeck spoke about installing an HVAC system in the in bridge from the Sioux City Hotel to Stifel Nicolaus Building. That bridge’s heating and air conditioning has been provided by the hotel in the past but the hotel chiller is down and will not be replaced soon. West Plains Engineering looked at the HVAC system, replacing the ceiling and adding LED lights. A report will be brought to the next meeting. Harbeck reported Guarantee Roofing was the apparent low bid on the skywalk roof replacement and the contract will be brought to the City Council in July for approval; and the wall repair specs are close to being completed.

The Board discussed recent graffiti. Forneris stated he will look at the cameras at Mercy to see if anyone can be identified.

**Parking Operations** — Harbeck stated bids have been received to refurbish the elevators in Discovery, with Kone as the apparent low bidder. Harbeck stated the Kone completion date is not in line with the requested date, so Legal will need to advise.

Harbeck has been contacted by Kathy Miller and Joe Rarrat about Rock N Rods. They are requesting the use of Heritage Ramp for the Show & Shine Event with bleachers and vendors in the outdoor parking area and the use of additional city power sources. Harbeck stated the Show & Shine Event cannot be held in the ramp due to parking commitments to theatre patrons and
Stifel Nicolaus condo parkers, but is waiting to hear from Legal about the location of the bleachers and vendors.

**Advertising Sign Requests** – Harbeck stated Chick-Fil-A posters will remain posted until the end of August. Boden stated the Chick-Fil-A ribbon cutting tomorrow, June 20th at 10:30 a.m.

**Downtown Informational Report** – Cote mentioned new maps have been printed; she has been contacted about the possibility of a mini golf fundraiser for the Mary Treglia Community House next winter; the ISU Design West partnership intern will be working on bus stops and looking at designs for street level entry to the skywalk; and has started a request for proposal for two way traffic on 5th Street, 6th Street and Douglas Street.

**ABM Parking Services Report** – The report was sent by e-mail to the Board. Mach stated the work on the drains has been completed.

**Skywalk Security Update - 1st Class Security** – Dave Braunger addressed the recent graffiti stating the Police Department is involved and hopes to identify the suspects. Braunger stated guards have received complaints of hot areas in the skywalk; there has been issues with urine in the elevators; and has addressed the issue of guards walking together during shifts.

Forneris let the Board know about additional vandalism at Mercy.

**PETITIONS, APPLICATIONS, HEARINGS** - None.

**UNFINISHED BUSINESS**

**Chick-Fil-A Poster** - This was discussed in the “Advertising Sign Requests” section.

**Site C Status** - Harbeck reported bid opening date is June 25, 2013 at 1:00 p.m. and mentioned that landscaping will be native grasses with a fence at the top.

**NEW BUSINESS**

**Approval of costs and distribution to properties for May 2013** - Motion by Forneris, seconded by Braunger, to approve the costs and distribution to properties for May 2013; all voting aye.

Cote reminded the Board that the parking survey will begin mid-July.

Braunger asked about Jeannie Zyzda’s position. Harbeck also asked if Beau Braunger still represented the position “whose property or leasehold is traversed by or directly connected to the skywalk system”. Braunger replied that “no he didn’t”. Both Zyzda and Braunger may continue to serve on the Board until replacements are found.

**ADJOURNMENT**

Being no further discussion, it was motioned by Forneris, seconded by Braunger, to adjourn the meeting at 9:30 a.m.; all voting aye.
CITY OF SIOUX CITY
REQUEST FOR CITY COUNCIL ACTION

MEETING DATE: July 1, 2013

FROM: Jeff Hanson, Community Development Operations Manager (JMW)

SUBJECT: Presentation - Reverend George C. Haddock Historic Marker

RECOMMENDATION:
Staff respectfully requests Council hold a Study Session regarding the George C. Haddock historic marker currently located at the corner of 4th Street and Water Street.

DISCUSSION:
With the construction of the new casino, the Reverend George C. Haddock memorial must be relocated. An informal committee was formed to discuss various options and make a recommendation. Attendees included the following:

- Reverend Roger Madden – Current Minister of First United Methodist Church
- Jim Jung – Historic Preservation Chairperson
- Steve Hansen – Sioux City Public Museum Director
- Jill M. Wanderscheid – Sioux City Neighborhood Services Supervisor / Staff Liaison to the Historic Preservation Commission
- Eric Hanson – JEO Consulting Group (Casino’s Engineering Consultant)

One meeting was held on May 20, 2013. At that meeting, the preferred alternative included creating a replica of the tablet located in First United Methodist Church and mounting it on the south side of the casino building, as close to the site of Reverend Haddock’s murder as possible. In addition, it was proposed that the current street marker be removed and mounted on the building as well, below the tablet replica. This preference was communicated to Hard Rock Casino staff.

FINANCIAL IMPACT:
None.

RELATIONSHIP TO STRATEGIC PLAN:
Expand Development Opportunities and Grow Sioux City
21. Continue efforts to leverage strengths and assets and to develop critical mass in Downtown Sioux City – Historic 4th Street area, central core area, and Historic Pearl District.

ALTERNATIVES:
None recommended.

ATTACHMENTS:
None.
CITY OF SIOUX CITY
REQUEST FOR CITY COUNCIL ACTION

MEETING DATE: _____________________ Action Item # __________
July 1, 2013

FROM: Jade Dundas, Public Works Director
      Desiree McCaslen, Pretreatment Manager

SUBJECT: Presentation – Revision to Chapter 4.78 “Odor Control” of the Sioux City
         Municipal Code

Reviewed By: x Department Director
             Finance Department x City Attorney x City Manager

RECOMMENDATION:
Staff respectfully requests Council hold a Study Session presentation regarding changes to
the Odor Control Ordinance.

DISCUSSION:
In an effort to work with identified odor generators and improve the atmospheric quality of the
Siouxland area, staff is requesting there be modifications made to the Municipal Code Chap-
ter 4.78.

FINANCIAL IMPACT:
There is no financial impact associated with this presentation.

RELATIONSHIP TO STRATEGIC PLAN:
Municipal Responsibility – Quality of Life; Health and Safety
Strategic Focus Area – Grow Sioux City Pride

ALTERNATIVES:
N/A

ATTACHMENTS:
None