

**CITY OF SOUTH SIOUX CITY
COUNCIL AGENDA
October 22, 2012 @ 5:00 p.m.
City Hall Council Chambers
1615 1st Avenue, South Sioux City, Nebraska**

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**CALL TO ORDER
PLEDGE OF ALLEGIANCE
ROLL CALL – Excuse**

A current copy of the Open Meetings Act is posted on the north wall in the rear of the Council Chambers and is available for review by all citizens in attendance.

The City of South Sioux City reserves the right to adjust the order of items on this agenda if necessary and may elect to take action on any of the items listed.

1. CONSENT AGENDA

- a. **MINUTES of COUNCIL MEETING** – October 8, 2012.
http://www.southsiouxcity.org/egov/docs/1350335767_209869.pdf
- b. **STANDING COMMITTEES REPORTS**
 - i. **Public Works Minutes** – October 15, 2012.
http://www.southsiouxcity.org/egov/docs/1350481271_869873.pdf
 - ii. **Finance Minutes** – October 17, 2012.
http://www.southsiouxcity.org/egov/docs/1350670966_436645.pdf
- c. **Design Commission Minutes** – October 18, 2012. [Hyperlink](#)
- d. **Treasurer’s Report Ending Sept. 30, 2012.** Comes with a favorable recommendation from the Finance Committee to accept this report as presented to them at the 10/17/12 Finance meeting.
- e. **PRESENTATION OF CLAIMS #2012-20.** This is a detailed list of bills for the various suppliers to the City for goods and services. [Hyperlink](#)

2. PRESENTATION OF PETITIONS AND OTHER COMMUNICATION

- a. **Award of the ChargePoint Station** – Anne McCollister will be here to announce this exciting news.
- b. **Iowa Department of Transportation Presentation** - RE: I-29 Construction. We will get an update on the I-29 work in Sioux City and the impacts on South Sioux City.
- c. **PUBLIC HEARING in the Matter of Mark Albenesius’ Conditional Use Permit Request** - For a 61 space RV Park located on the south side of Crystal Lake on F Avenue and east of Likuwanta Drive, in Section 39, Township 29, Range 8 East, containing 28.8 acres more or less. [Hyperlink](#)
- d. **South Sioux City Received the Certificate of Achievement for Excellence in Financial Reporting for the fiscal Year Ended Sept. 30, 2011 from the Government Finance Officers Association.** This is the highest form of recognition in governmental accounting and financial

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reporting, and its attainment represents a significant accomplishment by the Finance Committee, Mayor and City Council, and the City Treasurer.

- e. **Engineers' Report.** [Hyperlink](#)

3. INTRODUCTION OF RESOLUTIONS AND ORDINANCES

- a. **ORDINANCE Re: Lighting and Efficiency Standards.** [Hyperlink](#)
- b. **RESOLUTION – Award of Bid for Sewer Jet Truck.** [Hyperlink](#) Comes with a favorable recommendation from the Finance Committee to accept alternate bid #2 from Elliot for the 2012 demo truck in the amount of \$225,690.00. This price includes the trade-in in the amount of \$90,000.
- c. **RESOLUTION - Interlocal Agreement Municipal Electric Customers.** [Hyperlink](#) Comes with a favorable recommendation from the Finance Committee.
- d. **RESOLUTION – Pymt. SIMPCO; \$ \$5,000.00.** Administration for New Neighborhoods project. Grant #10-THFP-5072. [Hyperlink](#)
- e. **RESOLUTION – Pymt. Olsson Associates; \$14,309.04.** CDBG #11-PW-015 for W. 15th St. Paving Improvement Project. [Hyperlink](#)
- f. **RESOLUTION – Pymt. Olsson Associates; \$8,294.70.** 22nd St. Paving Improvement Project. [Hyperlink](#)
- g. **RESOLUTION – Pymt. Olsson Associates; \$296.51.** Railroad Quiet Zone. [Hyperlink](#)
- h. **RESOLUTION – Pymt. Olsson Associates; \$590.50.** Flood Damaged Infrastructure. [Hyperlink](#)
- i. **RESOLUTION – Pymt. Olsson Associates; \$640.00.** 17th St. Paving Project. [Hyperlink](#)
- j. **RESOLUTION – Pymt. Midwest Right of Way Services, Inc. \$315.00.** Downtown Revitalization Project. CDBG Project 09-DTR-102. [Hyperlink](#)
- k. **RESOLUTION – Pymt. Gonzalez Companies, LLC; \$77,995.00.** Outfall project pre-engineering for WWTP project. [Hyperlink](#)
- l. **RESOLUTION 2012-217A – Amending the payment amount in 2012-217 to Center for Rural Affairs from \$2,000 to \$15,225.04.** For Farmers Market administration. Incomplete invoice was sent. [Hyperlink](#)

4. SECOND READING ORDINANCE

- a. **Ordinance 2019-19 – Relating to ATV/UTV type vehicles.** [Hyperlink](#)
ORDINANCE NO. 2012-19
AN ORDINANCE RELATING TO ALL-TERRAIN VEHICLES AND UTILITY TYPE VEHICLES; TO ALLOW THE OPERATION OF ALL-TERRAIN VEHICLES AND UTILITY TYPE VEHICLES WITHIN THE

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CORPORATE LIMITS UNDER CERTAIN CIRCUMSTANCES; TO IMPOSE RESTRICTIONS ON THE USE OF ALL-TERRAIN OR UTILITY TYPE VEHICLES; TO ESTABLISH PENALTIES FOR VIOLATION; TO REPEAL CONFLICTING ORDINANCES AND SECTIONS; TO PROVIDE AN EFFECTIVE DATE.

5. MISCELLANEOUS AND OLD BUSINESS

- a. **Briar Cliff Easement Agreement.** Comes with a favorable recommendation from the Finance Committee.
- b. **Peer Review Contract with JEO –** Reviewing WWTP Plans & Specs. Comes with a favorable recommendation from the Finance Committee.
- c. **JEO Master Engineering Contract.** Comes with a favorable recommendation from the Public Works Committee.
- d. **Accept Tree Trimming Quote from Leetch Tree Service in the amount of \$15,000.** Comes with a favorable recommendation from the Public Works Committee.
- e. **Approve 3-Year Lease Agreement with Billion Auto for Meter Reader Electric Car.** [Hyperlink](#) Comes with a favorable recommendation from the Finance Committee.
- f. **Approve of Engineering Services with Olsson and Associates -** For design of constructing E. 31st St. between B & C Streets.
- g. **Relocation of W. 30th Entrance to Golf Course.** Public Works Committee voted to support the concept and to forward on to council.
- h. **Animal Control Agreement.** Public Works Committee approved this 4-year contract. [Hyperlink](#)
- i. **Special Designated License from Veau Hemmarath/Sai Chai Laos Association.** Dance to be held at South Sioux Senior Center, 1501 W. 29th St. on 12/1/12 from 4 p.m. to 12 a.m.
- j. **School Liaison Agreement.**
- k. **Shennen S. Saltzman/Callahan's Liquor, 100 W. 6th St.; Request to add an 18 x 40 addition for Cigar Lounge.** [Hyperlink](#)
- l. **O'Dell Street Closure to Traffic Request.** Comes with a favorable recommendation from the Public Works Committee.
- m. **Committee Re-appointments -** Randy Lanning, Community Development Agency; Pat Wojcik, Housing Authority; Terry Muff, Civil Service Committee.
- n. **Authorization for Klasey Ballfield Sprinklers.** Finance Committee is recommending to approve this in next year's budget.
- o. **Authorization to Bid Soccer Field Fencing.** Comes with a favorable recommendation from the Finance Committee.

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- p. **Soccer Agreements.** Comes with a favorable recommendation from the Finance Committee.
- q. **Rugby Agreement.** Comes with a favorable recommendation from the Finance Committee.
- r. **JEO Task Order #3 Amendment for Services.** CDBG Environmental Review for WWTP; \$3,600.00. [Hyperlink](#)
- s. **Accept GameTime Grant Playground Equipment, Authorize Mayor to Sign.** [Hyperlink](#)
- t. **Recovery Update.**
- u. **Wastewater Treat Plant Update.**
- v. **Personnel Matter.**

6. COMMENTS BY CITY ADMINISTRATOR AND COUNCIL MEMBERS CONCERNING CITY DEPARTMENT, ORDINANCES AND STATUTES

a. PUBLIC COMMENT PERIOD

- I. Every citizen speaking at the meeting shall begin his or her remarks by stating his or her name and postal address.
- II. All citizens' remarks shall be directed to the Mayor/Chairperson, who shall determine by whom any appropriate response shall be made.
- III. Individuals wishing to address the Mayor/Council are asked to limit their comments to five minutes.

b. Upcoming Events

- I. Public Works Meetings – Nov. 5 & 19, 2012 @ 5:00 P.M.; Council Chambers.
- II. Council Meetings – Nov. 12 & 26, 2012 @ 5:00 P.M.; Council Chambers.
- III. Finance Meetings – Oct. 24, 31, 2012 @ 12:00; Council Chambers.
- IV. CDA Meetings – Nov. 8, 2012 @ 11:00 A.M.; Council Chambers.
- V. National League of Cities Conference – Nov. 27 – Dec. 1; Boston, Ma.

**Next Regular Council Meeting Monday November 12, 2012 @ 5:00 p.m.
City Hall Council Chambers**

7. ADJOURNMENT

Quote of the week

Worry is a misuse of imagination.

[Dan Zadra](#)

In 2020, South Sioux City is a vibrant community that provides a tremendous quality of life for all citizens defined by outstanding educational and employment opportunities. With our strong commitment to environmental stewardship, we are a recreational, cultural, economic, and technological hub of the Midwest.

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Design Commission Minutes

**CITY OF SOUTH SIOUX CITY, NEBRASKA
DESIGN COMMISSION MINUTES
10/18/12**

A meeting of the Design Commission of the City of South Sioux City, Nebraska was held at the City Hall Council Chambers on October 18, 2012.

CALL TO ORDER

Staff member Joe Conley called the meeting to order at 8:32 o'clock A.M.

ROLL CALL	Present	Absent (excused)	Absent
Rod Koch	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Larry Meier	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Andy Phillips	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Deb Schroeder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Carol Schuldt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Randy Meyer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Staff in attendance: Joe Conley and Chris Hovey

Notice of the meeting was given in advance by advertising in the Dakota County Star as certified in the attached affidavit of printer. Notice of the meeting and agenda were simultaneously given to the Chairman and members of the Commission. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

OPEN MEETINGS ACT

Staff member Joe Conley stated that a current copy of the Open Meetings Act is posted on the north wall in the rear of the Council Chambers and is available for review by all citizens in attendance.

APPROVE MINUTES

Phillips moved, seconded by Schroeder, to approve the minutes of the April 15, 2012 Design Commission meeting. Motion carried. All voting aye.

- ◆ *Sign minute book*
- ◆

AGENDA ITEM: Callahan's, 100 West 6th Street, Addition for New Cigar Lounge.

Shennan Saltzman of Callahan's was present to answer any questions.

Phillips moved, seconded by Schroeder, to forward a favorable recommendation on the addition as presented. Motion carried. All voting aye.

ADJOURNMENT

Meier moved, seconded by Schuldt, to adjourn. Motion carried, all voting aye. There being no further business to come before the Commission, the meeting was adjourned at 8:39 o'clock a.m.

Design Commission Minutes

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Claims

CLAIMS ORDER NO 2012-20		10/22/2012-20
AIRGAS NORTH CENTRAL	ACETYLENE/OXYGEN	\$64.00
ALLY	CAR LEASE-11 CHEV MALIBU	\$250.00
ALLY	CAR LEASE -10 CHEV IMPALA	\$779.24
ANALYTICAL & CONSULTING SERVICES	B ST WATER PLNT BACKWASH	\$810.00
ARAMARK SERVICES	UNIFORMS/MATS/TOWELS	\$365.00
ARBOR DAY FOUNDATION	GENE & MCLARTY MEMBERSHIP	\$30.00
BARNES & NOBLE INC	BOOKS/DVD	\$204.07
BERNAN	BOOKS	\$168.00
BOB BROTHERS RECYCLING	SEPT RECYCLING	\$20.00
BOOK WHOLESALERS,INC	BOOKS	\$4,895.44
BOUND TREE MEDICAL,LLC	MEDICAL SUPPLIES	\$515.88
CENTURY BUSINESS LEASING	KYOCERA/3035	\$70.00
CERTIFIED TESTING SERVICE	TESTING	\$1,266.00
DAN COMSTOCK	CLEAN AVIARY	\$200.00
CONTINENTAL RESEARCH CORP	BACTO DOSE	\$16,084.21
CORNHUSKER INTERNATIONAL TRUCKS	ST 14 REPAIRS	\$347.49
CROP PRODUCTION SERVICES	SOIL SAMPLE	\$74.20
D A DAVIS CO INC	6TH & DAK INTAKE REPAIR	\$6,264.90
DAKOTA COUNTY STAR	ADS/NOTICE OF MEETING	\$1,271.89
DAKOTA ONE LEASING COMPANY	KYOCERA	\$242.00
DAKOTA PC WAREHOUSE	SATA HDD/COMPUTER	\$519.99
DEPT OF ENERGY	ELEC PURCHASED	\$62,073.31
EMS BILLING SERVICES,INC	SEPT BILLING SERVICES	\$2,068.49
KNIGHT & DAVE,INC	W 28TH VACANT LOT ZAMORA	\$35.00
THE FEED SHED	GRASS SEED	\$2,920.00
FIVE STAR AWARDS	OCT PRIDE AWARDS	\$56.16
GENERAL TRAFFIC CONTROLS	SIGNAL EQUIPMENT	\$2,612.08
GRANICUS,INC	MONTHLY MANAGED	\$198.00
GREAT PLAINS ONE CALL SER	SEPT LOCATES	\$152.55
GRESSCO LTD	KWIK CASES	\$766.70
HANNA;KEELAN ASSOC PC	BLIGHT/SUBSTANDARD	\$6,000.00
HAWKINS INC	CHLORINE/ACID	\$2,066.99
HEMMINGS MOTOR NEWS	BOOKS	\$24.95
HOME DEPOT CREDIT SERVICES	STUDS/MAILBOXES/POST	\$331.50
HUNDERMARK PRESSURE INC	PIPE COUPLER/NIPPLE	\$11.22
IOWA ONE CALL	LOCATES	\$18.00
JACKS UNIFORM & EQUIPMENT	POLICE UNIFORMS	\$242.50

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JANITOR DEPOT INC	SOAP/TISSUE/CLEANER/LINERS	\$249.48
JEBRO INC	OIL FOR ASPHALT MACHINE	\$932.51
JOES DEPT STORE	SUPPLIES	\$199.67
KEVIN O DELL ELECTRIC	REPAIR/INSTALL SIGNAL	\$501.00
KNOEPFLER CHEVROLET	SEWER 2 REPAIR	\$266.34
LEVINE CLEANERS	TABLECLOTHS	\$57.60
LONG LINES	OCT LANDLINES	\$3,014.86
MAIL HOUSE,INC	BILLS/MAILINGS	\$2,665.02
MATHESON TRI-GAS,INC	MEDICAL OXYGEN	\$83.93
MERCY BUSINESS HEALTH	SEPT EAP	\$158.34
MIDAMERICAN ENERGY	2500 A ST	\$11.47
MILLS & MILLER,INC	DEICING SALT	\$7,165.26
MIRACLE RECREATION EQUIPMENT	EXIT SECTION TUBE	\$720.83
MPS	BOOKS	\$254.93
MUNICIPAL SUPPLY INC	CURB STOP VALVE	\$226.34
MURPHY TRACTOR & EQUIP	#42 COMPRESSOR/BELT	\$430.66
NE LIBRARY COMISSION	CAT EXPRESS/MANGO LANG	\$3,971.00
NE MUNIC CLERKS ASSOCIATES	MCLUNG/LEE DUES	\$70.00
NE PUBLIC HEALTH ENVIRONMEN	2012-1850 TESTING-WATER TESTING	\$6,514.00
NE PUBLIC POWER DISTRICT	GATEWAYDR/ATOKAD DR	\$4.66
NE PUBLIC POWER DISTRICT	SEPT ELEC PURCHASED	\$988,657.81
NE RURAL WATER ASSOCIATION	7 BACKFLOW CLASS	\$525.00
NETSYS+,INC	BARRACUDA/REMOTE SERVICES	\$2,107.48
NEWMAN SIGNS	SIGNS FOR PARK-FIBER DIG SIGNS	\$726.27
OFFICE DEPOT	CLIPS/PADS/NOTES	\$108.30
OLSSON ASSOCIATES	ENGINEERING SERVICES	\$2,157.75
PACIFIC CITY GRAPHICS	#9 CRM ENVELOPES-NEWSLETTERS	\$3,346.79
AJ PHILLIPS PUBLISHING	SHIP TO HACH	\$43.00
RAYS LANDSCAPING	OCT KLASEY MOWING	\$470.00
RICK D SWANSON CONSTRUCTION	SIDING SPRINKLER SHED	\$4,033.00
SAPP BROS PETROLEUM	UNLEAD/DIESEL	\$10,509.07
SIOUX CITY BLUE PRINT	ROTTUNDA WAY PHASE 3	\$4.85
SIOUX CITY TRANSIT	SUBSIDY	\$5,529.92
CITY OF SIOUX CITY	WATER/SEWER	\$111,687.82
CITY OF SIOUX CITY HAZMAT	HAZMAT	\$5,091.08
SIOUXLAND CONCRETE	CONCRETE	\$960.00
SMITHS PROFESSIONAL CLEANING	NOV CLEANING	\$1,250.80
SOO LAND BOBCAT	TOOLCAT/GRAPPLE FOR CLEAN UP	\$25,765.00
ST LUKES REG MED CENTER	MYOTT/PADILLA	\$289.77
ST LUKES CENTER FOR OCC	DRUG TESTING	\$124.00
STAN HOUSTAN EQUIP CO	ROUND/HEX FLAT CHISEL	\$17.11
STEFFEN	REPAIRS TO ST 21	\$3,272.77

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	TASTE OF HOME BOOKS	BOOKS	\$31.98
	TITAN MACHINERY	LEVER/COIL/BATTERY	\$167.87
	TODD MASTERS ROCK CRUSHING	FALL CLEAN UP/HAULED DIRT/TREES	\$20,244.50
	TRAVEL & RECREATION	ADVERTISING	\$245.00
	TRI-STATE COMMUNICATIONS	LARSEN 3/4 MOUNT	\$28.00
	UNITED INDUSTRIES INC	AQUATREK STAIR	\$4,738.00
	UTILITY EQUIPMENT	DUAL WALL SOLID PIPE	\$3,484.80
	VERIZON WIRELESS	CELL PHONE	\$57.51
	WEATHER SHIELD INSULATORS	CABINETS/COUNTERTOPS	\$2,410.07
	WEST PAYMENT CENTER	SUBSCRIPTION CHARGE	\$803.50
	WESTERN CARTOGRAPHERS	10 COPIES	\$36.00
	WESTERN DISPOSAL INC	GARBAGE PICKUP	\$271.56
	XETA TECHNOLOGIES	REMOTE REG SERVICES	\$595.00
+	ZIEGLER INC	GENERATOR TESTING	\$3,805.00
	BILL KAI PAINTING	SEALING THE CITY HALL	\$6,592.93
	SIOUXLAND PARAMEDICS	SEPT 2012 PARAMEDICS SERVICES	\$1,300.00
		TOTAL	\$1,353,006.97
	CHECKS SINCE OCT 8TH MEETING		
45672	CHRISTINA BAUER	DEPOSIT REFUND	\$63.23
45673	TRISTAN DENKER	DEPOSIT REFUND	\$35.44
45674	EDUARDO RODRIGUEZ	DEPOSIT REFUND	\$104.35
45675	AMBER ROQUETE	DEPOSIT REFUND	\$49.31
45676	SERGIO GARCIA	DEPOSIT REFUND	\$156.33
45677	PAUL STENZEL	DEPOSIT REFUND	\$67.28
45678	TRISTAN MCLAUGHLIN	DEPOSIT REFUND	\$41.46
45679	AMBER BEYER	DEPOSIT REFUND	\$13.68
45680	ALEANA M JOHNSON	DEPOSIT REFUND	\$37.74
45681	RYAN DUNKEL	DEPOSIT REFUND	\$66.86
45682	SHANNON MCCAULEY	DEPOSIT REFUND	\$56.69
45683	Q3 CONTRACTING INC	DEPOSIT REFUND	\$579.65
45684	TOMAS MENDEZ-JIMENEZ	DEPOSIT REFUND	\$69.69
45685	JENNIFER HULS	DEPOSIT REFUND	\$83.34
45686	KELLY GRAVES	DEPOSIT REFUND	\$50.82
45687-			
45691	LEC CLAIMS		*****
45692-			
45760	COUNCIL CLAIMS		*****
45761	WILLIAM MCLARTY	REINB. NLC CONFERENCE IN BOSTON	\$463.55
45762	PUPPCHEN	SEPT. COLLECTION FEES	\$185.96
45763	NE CHAPTER IAEI	60TH ANNUAL CONF FOR INSPECTORS	\$130.00
45764	NORM WAITT SR YMCA	2012 PLEDGE PAYMENT	\$50,000.00
45765	PERKINS OFFICE SOLUTIONS	DELIVERY CHARGE	\$40.00

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45766-			
45771	APPROVED RESOLUTIONS		*****
45772	AMBER HUPE-MONNEY	VICT ASST SEMI MO PAY	\$1,490.33
*****	THREE RIVERS	MEDICAL-DENTAL-VISION INS	\$37,374.91
*****	LEC PAYROLL	10/19 PAYROLL	\$13,209.26
*****	MAIN CITY	10/19 PAYROLL	\$132,088.27
*****	THREE RIVERS	CLAIMS PAID 10/17/2012	\$85.00
45773	LEAGUE OF NE MUNIC	CO MANAGEMENT DUES FOR LANCE	\$442.37
45774	NE DEPT OF REVENUE	NE LOTTERY TAX-JUL-SEPT 2012	\$3,402.00
45775	NE DEPT OF REVENUE	NE LODGING TAX SEPT.2012	\$854.25
45776	SENIOR HELPMATE PROGRAM	TRANSPORTATION FOR ROBERT	\$14.00
45777	CHAD WATKINS	DEPOSIT REFUND	\$200.00
		TOTALS	\$241,455.77

Purch Card Transactions		
PURCHASES 8/1/12-9/02/12		
KANSAS BUILDING SCIENC	annual membership-kent	\$300.00
R. L. MARTIN & ASSOCIATE	DISPUTED CHARGE	\$130.00
R. L. MARTIN & ASSOCIATE	DISPUTED CHARGE	\$130.00
USPS 30834007729108925	-postage to ship dog for rabies testing-CHUCK	\$44.55
HY VEE 1620	water for City Hall-JOE	\$34.90
SIOUX SALES CO	Hattermann - boots, glove pouch	\$111.45
JOE'S DEPARTMENT STORE	Trailer hitch for Incident trailer-GREG	\$81.12
DMI* DELL K-12/GOVT	New computer for Officer McFee-GREG	\$971.12
SQ *TRATTORIA FLIPPIN SWE	Koinzan - Kearney - CJIS Conf - Meal	\$25.84
JIMMY JOHNS - 550	Koinzan - Kearney - CJIS Conf - Meal	\$6.99
MCDONALD'S M6065 OF NE	Koinzan - Kearney - CJIS Conf - Meal	\$6.93
CUBBY S NELIGH07057243	Koinzan - Kearney - CJIS Conf - Meal	\$8.61
	Koinzan - Kearney - CJIS Conf - fuel for City travel car	\$48.99
TROTTER'S WHOA & GO	Koinzan - Kearney - CJIS Conf - Lodging	\$77.00
RAMADA INN KEARNEY	keys for incident trailer-GREG	\$20.20
HAULMARK INDUSTRIES	monitor for Officer McFee-GREG	\$127.20
DMI* DELL K-12/GOVT	new cars #2 & #5 - emergency throw ropes-GREG	\$68.88
AMAZON MKTPLACE PMTS	new cars #2 & #5 - emergency medical kits-GREG	\$71.90
AMAZON MKTPLACE PMTS	connector cable for equipment-GREG	\$15.51
SIOUX CITY WINTRONIC C	HAMMOCKS FOR CABINS-GENE	\$131.93
CABELA'S PROMOTIONS INC	CHARGER FOR CARDINAL DAYS-GENE	\$30.51
LOUD TECHNOLOGIES INC	BOWLS/WATER-RON	\$20.16
WM SUPERCENTER#1332	WATER-RON	\$58.08
WM SUPERCENTER#1332		

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USPS 30834007729108925	POSTAGE SAMPLES-CHESTER	\$5.30
USPS 30834007729108925	WATER SAMPLES POSTAGE-CHESTER	\$5.30
USPS 30834007729108925	POSTAGE SAMPLES-CHESTER	\$5.30
USPS 30834007729108925	POSTAGE SAMPLES-CHESTER	\$18.75
WM SUPERCENTER#1332	National Night Out - chips-MCFEE	\$49.40
WM SUPERCENTER#1332	PEROXIDE/SCRUBS/ALEX	\$55.66
JOE'S DEPARTMENT STORE	graffiti coupon #29-JIM	\$89.90
CHARLIE'S RESTAURANT	PARKS AND REC SPORTS MTG JIM	\$10.64
WM SUPERCENTER#1332	graffiti coupon #31-JIM	\$69.96
JOE'S DEPARTMENT STORE	graffiti coupon #30JIM	\$16.59
HY VEE 1620	City Hall Coffee-SUE	\$99.80
USPS 30834007729108925	certified letter-SUE	\$5.30
WM SUPERCENTER#1332	Employee appreciation party-SUE	\$86.14
WM SUPERCENTER#1332	Employee appreciation-gift cards-SUE	\$350.00
SHRMNEBRASK	NE SHRM Conference-Murray	\$209.00
NATIONAL LEAGUE OF CITIES	LANCES REGISTRATION	\$460.00
EB *2012 NEDA FALL CON	2012 NRDA CONF-DAN MCNAMARA	\$154.96
PIZZA HUT SO SIOUX	MEAL-MCNAMARA	\$29.29
BEV'S ON THE RIVER	DINNER-MCNAMARA	\$27.90
ELDONS	MEAL-MCNAMARA	\$25.29
EL RANCHITO RESTAURANT &	MEAL-MCNAMARA	\$40.28
STAPLES 00119222	MEAL-MCNAMARA	\$84.50
SERGEANT BLUFF PIZZA RANC	MEAL-MCNAMARA	\$27.29
ELDONS	MEAL-MCNAMARA	\$83.34
KAHILLS	MEAL-MCNAMARA	\$12.70
WM SUPERCENTER#1332	Campground supplies-BROWN	\$51.61
HY VEE 1620	FLOWERS-WALSH	\$40.66
WM SUPERCENTER#1332	SUPPLIES-SOLBERG	\$56.85
USPS 30834007729108925	Postage-MIXDORF	\$7.85
WM SUPERCENTER#1332	Childrens programs-MIXDORF	\$22.92
WM SUPERCENTER#1332	Childrens programming MIXDORF	\$3.60
USPS 30834007729108925	Postage-MIXDORF	\$8.25
WM SUPERCENTER#1332	Library materials-MIXDORF	\$83.07
USPS 30834007729108925	Postage-MIXDORF	\$7.85
USPS 30834007729108925	Postage-MIXDORF	\$27.10
JOE'S DEPARTMENT STORE	Building maintenance-MIXDORF	\$4.55
WM SUPERCENTER#1332	Building maintenance MIXDORF	\$19.09
BOMGAARS 15	Building maintenance-MIXDORF	\$1.77
BARNES & NOBLE #2179	Library materials-MIXDORF	\$111.24
PBD ALA-GRAPH EDITIONS	Office supplies-MIXDORF	\$128.20
USPS 30834007729108925	Postage-MIXDORF	\$9.05
WM SUPERCENTER#1332	Office supplies-MIXDORF	\$7.04

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USPS 30834007729108925	Postage-MIXDORF	\$5.04
WM SUPERCENTER#1332	Office supplies-MIXDORF	\$16.91
USPS 30834007729108925	Postage-MIXDORF	\$7.85
WM SUPERCENTER#1332	Building maintenance-MIXDORF	\$16.87
HY VEE 1620	Building maintenance-MIXDORF	\$6.38
WM SUPERCENTER#1332	Library materials-MIXDORF	\$42.71
PH-STAWAYNE#0064107691	Lunch x 2; Norfolk Multi Mtg-DEANNA	\$8.50
VALENTINO S OF NORFOLK	Lunch x 2; Norfolk Multi Mtg-DEANNA	\$19.77
PUMP & PANTRY #25	Gasoline-DEANNA	\$55.51
CULVERS OF NORFOLK	MEAL-BAILEY	\$6.76
SHELL OIL 57444148001	FUEL-BAILEY	\$65.50
HOLIDAY INNS SELECT	LODGING-BAILEY	\$631.28
TEXAS ROADHOUSE 2176	MEAL-BAILEY	\$29.14
RUNZA OGALLALA	MEAL-BAILEY	\$11.83
HERTZ RENT-A-CAR	RENTAL-BAILEY	\$327.08
CASEYS GEN STORE 1747	FUEL-BAILEY	\$61.78
SAMSClub 6432 GAS	FUEL-BAILEY	\$50.24
USPS 30834007729108925	POSTAGE-BAILEY	\$11.35
ZOCKLEIN & ASSOCIATES	BAILEY	\$349.00
JOE'S DEPARTMENT STORE	DUCK TAPE/FURN AIR FILTER-DEREK	\$37.84
WM SUPERCENTER#1332	CANDY FOR PARADE-RONNIE	\$31.68
WM SUPERCENTER#1332	TOTES-RONNIE	\$42.74
WM SUPERCENTER#1332	TARPS-RONNIE	\$84.32
MENARDS 3065	Pigtail, grounding-LARSON	\$9.62
ROGERS ELECTRIC	Bulbs-LARSON	\$102.29
APL*APPLE ITUNES STORE	CATCHER SOFTWARE APP-FEENSTRA	\$1.06
TOWNHOUSE CAFE	SEWER LUNCH-BOB	\$19.83
WM SUPERCENTER#1332	WATER-BOB	\$58.08
WM SUPERCENTER#1332	SUPPLIES-TYLER	\$14.95
USPS 30834007729108925	POSTAGE-TYLER	\$36.30
SOHO KITCHEN AND BAR	MEAL-TYLER	\$26.38
WWW.NEWEGG.COM	MEDIA CONVERTER-TYLER	\$789.66
CDW GOVERNMENT	FIBER CONVERTER-TYLER	\$297.87
STAPLES 00119222	SUPPLIES-TYLER	\$137.44
CDW GOVERNMENT	CONVERTER-TYLER	\$414.37
NSFSI	CONFERENCE-DENNY	\$962.47
NSFSI	CONF-DENNY	(\$481.24)
WM SUPERCENTER#1332	SUPPLIES-DENNY	\$16.41
WM SUPERCENTER#1332	SUPPLIES-DENNY	\$31.88
TRACTOR-SUPPLY-CO #0319	GALLON TANK-DENNY	\$154.06
MENARDS 3065	SUPPLIES-DENNY	\$30.58
USPS 30834007729108925	POSTAGE-DENNY	\$10.30

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THE FEED SHED, INC	SUPPLIES-DENNY	\$16.05
WM SUPERCENTER#1332	Cleveland - black t-shirts	\$15.69
JACK'S UNIFORMS & EQUI	STD ROT MODULE ST 10-WOTEN	\$64.01
GUARANTEE OIL CO., INC.	PRO FILTERS FOR STOCK-WOTEN	\$20.28
OREILLY AUTO 00003947	STARTER ST 13-WOTEN	\$128.24
OREILLY AUTO 00003947	BATTERY-WOTEN	\$71.99
OREILLY AUTO 00003947	DISC PADS/LAMPS-WOTEN	\$97.28
OREILLY AUTO 00003947	BATTERY FOR UTIL 1-WOTEN	\$77.39
OREILLY AUTO 00003947	DISC PADS POLICE 14-WOTEN	\$86.46
GUARANTEE OIL CO., INC.	BALDWIN FILTER-WOTEN	\$26.84
OREILLY AUTO 00003947	DISC PAD SET PD 1-WOTEN	\$74.71
OREILLY AUTO 00003947	SOCKET SETS/CLAMPS-WOTEN	\$32.96
CHARLIE ZOOK MOTORS	AIR FILTERS-WOTEN	\$68.28
GUARANTEE OIL CO., INC.	FILTERS/SOLVENT STOCK-WOTEN	\$154.50
OREILLY AUTO 00003947	FUEL CAP WATER 7-WOTEN	\$6.87
GUARANTEE OIL CO., INC.	ANTIFREEZE FOR STOCK-WOTEN	\$451.32
OREILLY AUTO 00003947	SEWER 2 RADIATOR-WOTEN	\$202.17
OREILLY AUTO 00003947	STOP LEAK-WOTEN	\$0.00
EB *2012 NEDA FALL CON	FALL CONF-LANCE	\$106.49
CHARLIE'S RESTAURANT	MEAL-LANCE	\$11.24
CASEYS GEN STORE 2722	FUEL-LANCE	\$69.62
MCDONALD'S F25659	MEAL-LANCE	\$6.36
CASEYS GEN STORE 2733	FUEL-LANCE	\$65.13
CASEYS GEN STORE 2722	FUEL-LANCE	\$72.95
TOWNHOUSE CAFE	MEAL-LANCE	\$24.88
KAHILLS	MEAL-LANCE	\$113.56
CASEYS GEN STORE 2722	FUEL-LANCE	\$30.38
CASEYS GEN STORE 2722	FUEL-LANCE	\$70.85
STAPLES 00119222	Prt toner - dir-FOUST	\$84.99
USPS 30834007729108925	August packets-FOUST	\$6.50
USPS 30834007729108925	HTE tape return-FOUST	\$8.75
SAMSCLUB 6432 GAS	Gasoline-FOUST	\$73.91
NE NEBRASKA TELEPHONE	SPLIT - 2 911 circuits-FOUST	\$111.57
NE NEBRASKA PUBLIC POWER	Tower power-FOUST	\$146.00
SKC COMMUNICATION PRODUCT	headsets & 1 cord-FOUST	\$446.70
RADIOSHACK COR00160317	Batteries-FOUST	\$25.42
RUNZA BROKEN BOW	Dinner x 2; NAEM Broken Bow-FOUST	\$11.66
WM SUPERCENTER#1332	Soaps & Roundup-FOUST	\$65.32
RELIABLE	Calendars & comp air-FOUST	\$106.42
PAYPAL *NEBRASKACHA	APCO/NENA registration-FOUST	\$119.00
CENTURYLINK*TN303	SPLIT - 3086 LINE-FOUST	\$44.20
WILMES	SUPPLY-GREG	\$0.58

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HOLIDAY INNS SELECT	BEVERAGE-BAILEY	\$1.08
JOES DEPARTMENT STORE	PLUMBING MATERIALS-LARSON	\$2.68
		\$13,108.83

End Claims

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Engineers' Report

JEO Project Status Report

To: City of South Sioux City: Lance Hedquist and Bob Livermore

Date: October 18, 2012

Report Prepared By: Ethan E. Joy, PE



JEO #	Project	Funding Source #	Current Status	Expectations	Necessary City Action	Schedule
R090399	SSC Fire Station					
R090694	Dakota Ave Replacement (Regency to 29 th Street)	U.R.B. 5305 (10) C.N. 32081	Internal review QA/QC of 70% plans of the project.	Will have meeting with City staff to discuss finalizing water main sizes/locations.		See memo provided by Julie Ogden on PW agenda
R100126	Dakota Ave Reconstruction (I-129 to 39 th Street)	HSIP – 5055(11)	See Above			
R100995	River Lift Station Influent Structure Replacement	CWSRF No. C317835	Excavation of site complete, placement of base forms and steel proceeding			
R101179	Riverview Drive Extension		Proceeding on Design after City Staff Review	Project to be designed to extend Riverview to Foundry Rd		70 % design to be Complete Oct 31 st
R110874 Flood Repair & Rehab	Corps of Engineers Sand Disposal Permit		Corps of Engineers approved permit request to dispose of sand in the River and the Lagoon.	Preparation of bidding documents to occur over the next several weeks.		
	Scenic Park Pedestrian Bridge Replacement		Public Works and Staff approval to move forward on the bridge replacement	Preparation of bidding documents to occur over the next week.		
	Scenic Park Lagoon		Concept rendering complete. Council approved concept with water feature	Lagoon grading/filling project will reflect revised water feature concept.		
	Scenic Park Fishing Access & Trail Repair		Seeding complete.	Project close out in two weeks.		
	17 th Street Storm Sewer Valve		Valve ordered by Contractor			
R110262	Bureau of Reclamation Regional Water Study Grant	FOA: R11SF80307	1 st round of public meetings held Sept. 18-19, will make report revisions and have second round of meetings in Dec.	Revising report to reflect public comments		Completion Date December 1, 2012

Thank you.

Note: Items in Red are new from previous report.

End Engineers' Report



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Conditional Use Public Hearing

PUBLIC HEARING NOTICE
SOUTH SIOUX CITY, CITY COUNCIL
CONDITIONAL USE PERMIT REQUEST
FOR 61 SPACE RV PARK

Notice is hereby given that a public hearing will be held by the Mayor and City Council of the City of South Sioux City, on **October 22, 2012** at 5:00 p.m. in the South Sioux City Council Chambers, 1615 1st Avenue which meeting will be open to the public in the matter a conditional use permit request for a 61 space RV Park located on the south side of Crystal Lake on F Avenue and east of Likuwanta Drive, in Section 39, Township 29, Range 8 East, containing 28.8 acres more or less legally defined as PT GL6 BEG AT SE COR OF SAID GL6, TH W APPROX 1020', TH NW379.92' TO SE PROJECTION OF LIK-U-WANTA AVE, NE933.06', SE381.87', SE194.16' SE674.41, TH SOUTH TO P.O.B. 36-29-8 27.174 ACRES M/L. PT GL5 BEG AT SE COR OF GL5, TH N30°, TH N ON A LINE 30' W OF & PARALLEL WITH E LINE OF GL5 FOR 944.52', NW1057.51' TO PT ON N LINE OF GL5, TH E TO E LINE OF GL5, TH S TO P.O.B. 36-29-8 1.65 ACRES M/L

**City of
South Sioux City
Inspection Services Department**



September 25, 2012

REF: Mark Albenesius Conditional Use Permit for RV Park

Dear Property Owner:

Mark Albenesius has submitted a request for a conditional use permit to develop a 61 space RV Park on 28 acres more or less. The site for the proposed RV Park is located east of the dead-end of Likuwana Drive. The RV Park would not be connected to or accessible from Likuwana Drive as access to this park would be from F Avenue as shown on the attached site plan.

Public hearings to discuss this request will be held on October 11th, October 15th and October 22nd. All meetings are open to the public and will be held at the South Sioux City City Hall in the council chambers and will begin at 5:00PM.

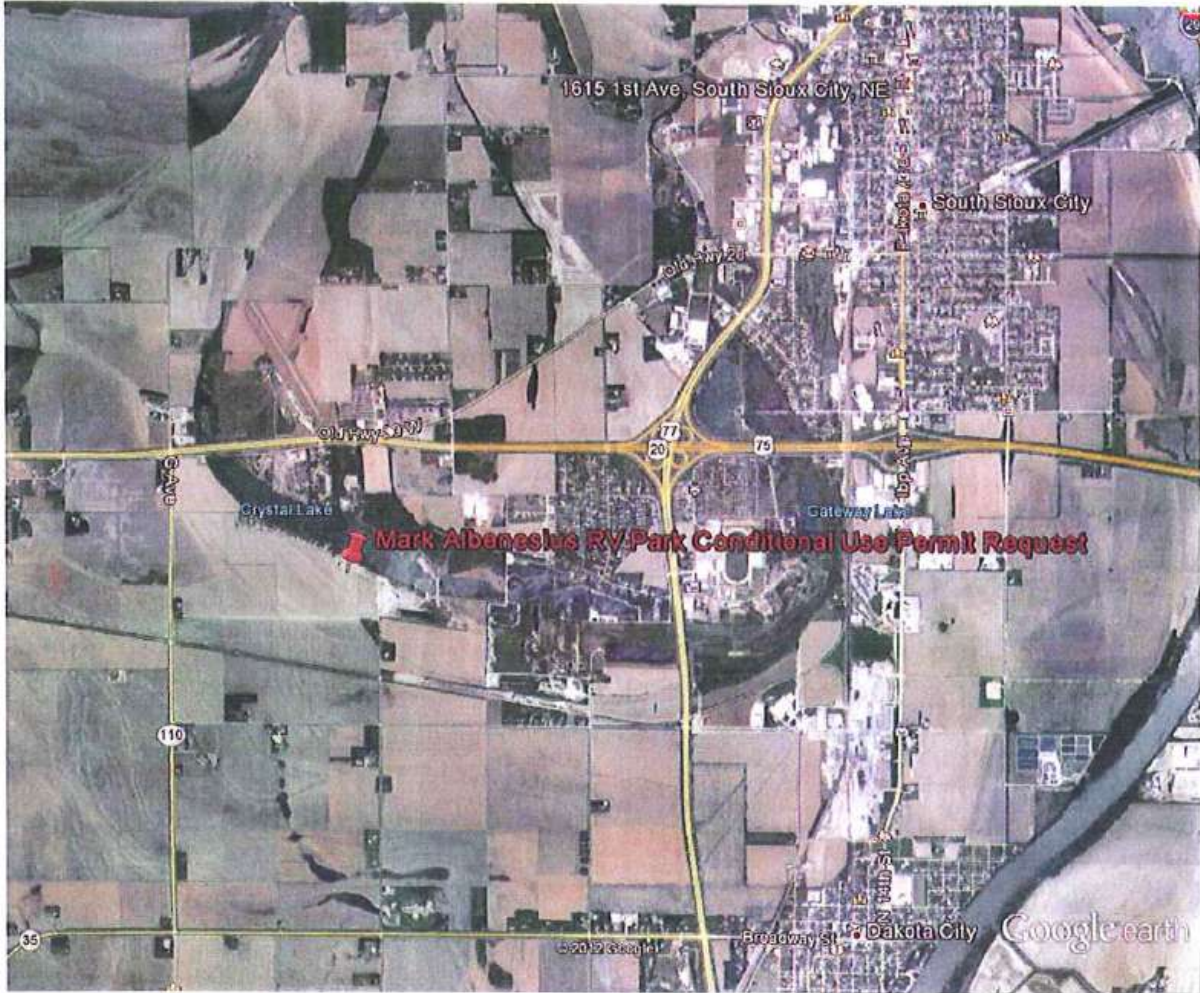
If you have any questions regarding this notice of public hearings, please do not hesitate to call the Inspection Services Department at 494-7518.

Sincerely,

Kent Zimmerman
Senior Code Official

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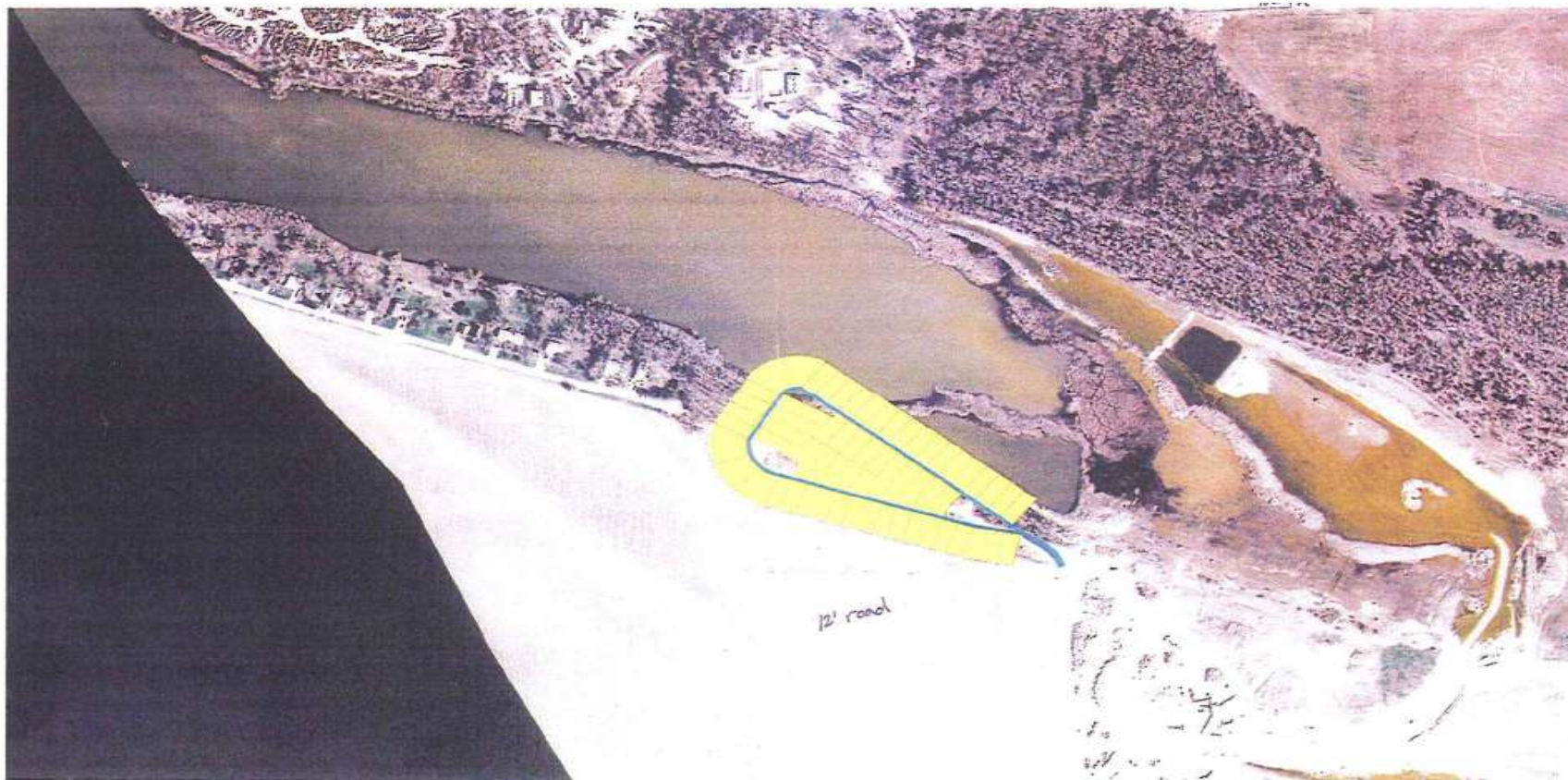
Google earth



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End Conditional Use Public Hearing

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City of South Sioux City, Inspection Service Department, 1615 1st Avenue, South Sioux City, NE 68776
Phone: 402-484-7518 Fax: 402-484-6215, Email: permits@southsiouxcity.org

CONDITIONAL USE PERMIT APPLICATION

Fee: \$100.00

Brief description:

We would like to utilize the ground for an RV Park.

Applicant

Name: MARK ALBENESIUS, INC. Phone: 402-494-2815
Address: 608 152ND STREET Mobile: 712-203-0888
City, State Zip: SOUTH SIOUX CITY, NE 68776 Fax: 402-494-2873

Owner (if other than applicant)

Name: _____ Phone: _____
Address: _____ Mobile: _____
City, State Zip: _____ Fax: _____

Location

Address: _____ Property ID #: 220178216
City, State, Zip: South Sioux City, NE 68776 Zoning: AGRICULTURAL

Legal Description: Lot(s): _____ Block: _____ Subdivision: _____

Unplatted Legal Description: _____

PT GL5 BEG AT SE COR OF GL5, TH N30',

TH N ON A LINE 30' W OF & PARALLEL WITH E LINE OF GL5 FOR 944.52',

NW1057.51' TO PT ON N LINE OF GL5, TH E TO E LINE OF GL5,

TH S TO P.O.B. 36-29-8 1.65 ACRES M/L

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Ordinance

ORDINANCE 2012-_____

AN ORDINANCE OF THE CITY OF SOUTH SIOUX CITY, DAKOTA COUNTY, NEBRASKA AMENDING SECTION 18-576 OF THE SOUTH SIOUX CITY MUNICIPAL CODE AS IT RELATES TO THE MINIMUM LIGHTING AND THERMAL EFFICIENCY STANDARDS FOR BUILDINGS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; AND PROVIDING A TIME WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF SOUTH SIOUX CITY, NEBRASKA:

SECTION 1: That Section 18-576 of the South Sioux City Municipal Code be amended to read as follows:

Sec. 18-576. Need.

- (a) *This article shall be known as the Minimum Lighting and Thermal Efficiency Standards for Buildings.*
- (b) *The city finds that there is a present and continuing need to provide for the development and implementation of minimum lighting and thermal efficiency standards for buildings to ensure coordination with federal policy under the International Energy Conservation Code 2009 Edition for all buildings, to promote the conservation of our dwindling energy resources, and to provide for the public health, safety and welfare.*

SECTION 2: That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3: That this ordinance shall be in full force and effect from and after its passage, approval, publication or posting as provided by law.

End Ordinance

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Award of Bid Sewer Jet Truck

Bid Tabulation
Date 10/15/12 Time 11:00a.m. Delivery
Sewer Jett Truck Bid Bond Trade In Amount total Bid Date

Company
Elliot



2013	International	322,869.
	Freightliner	316,368.
	Trade in	90,000
180-200 Days	Total	With trade I 232,869 F 226,368

Alternate #1		
I	327,869	F 321,368
Trade	90,000	90,000
180-200 days	<u>237,869</u>	<u>231,368</u>

Alternate #2	
2012 Demo	I 315,690
	Trade 90,000
7-10 days	<u>225,690</u>

End Award of Bid Sewer Jet Truck

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Resolution Interlocal Agreement Municipal Electric Customers

MUNICIPAL ELECTRIC INTERESTS GROUP (MEIG)

PURPOSE

MEIG is hereby established to provide municipalities a forum for the discussion of common interests, and advocacy of those interests, relating to rate setting and policy decisions made at NPPD. MEIG is based on the following principles:

1. We believe that NPPD provides honest, professional, and competent service to all their customers and this organization is intended to allow municipals to act more effectively within the existing structure of NPPD. This organization is not created with any adversarial position or attitude towards NPPD.
2. NPPD customers have different interests based on their load profiles.
3. The interests of rural power districts are, at times, in conflict with the interests of municipals.
4. Rural power districts have very engaged and effective representation by the Nebraska G&T, which we believe primarily acts as a lobbying entity on behalf of the rural power district interests.
5. Municipals have no equivalent representation or lobbying entity to effectively advocate for municipal interests.
6. Municipals are typically represented by officials who spend a small proportion of their time directly engaged in their electric utilities and are seriously disadvantaged in forums with rural power district managers and G&T representatives who work full-time in the electric industry.
7. When each municipality individually considers their interests regarding rate setting, policy making, or contract renewals, we miss the opportunity for collaborative efforts and coordinated strategy. We can better advocate for our interests as an organized group.
8. Municipals have been divided by being labeled as “wholesale” and “retail”, which has reduced our effectiveness in advocating for municipal interests in general. We will strive to re-define ourselves on our own terms.

PARTIES

This Agreement is entered into by, _____ [name of Utility], that by the signatures on duplicate original copies of this Agreement has consented to the terms of this Agreement. Any utility that has signed this Agreement and submitted a copy to the League of Nebraska Municipalities located at 1335 ‘L’ Street, Lincoln, NE, is a party to this Agreement. Eligible participants shall be limited to any City or Village in the State of Nebraska or other entity approved by an affirmative vote of 75% of the existing parties to this agreement

GOVERNANCE AND VOTING

The MEIG shall be governed by a Board including one representative from each signatory party to this agreement. Each representative shall be designated in writing by the Mayor or Board Chairman. The representative from each municipality shall be entitled to one vote on matters before the Board.

The Board may designate officers as they see fit, including positions such as Chair, Vice-Chair, Secretary/Treasurer and the like. The Board may designate these officers, along with others, to serve on an Executive Committee for the purpose of conducting certain business between meetings and to serve as representatives and spokespeople for the organization.

BOARD DUTIES

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The Board shall have the authority to govern the general operations of the MEIG.

FUNDING AND PROPERTY OWNERSHIP

The MEIG shall not require the payment of dues or fees for membership in the organization. The MEIG may request voluntary fixed amount or per capita contributions for the purpose of hiring consultants or performing essential work on behalf of the organization. Payment of these contributions shall not be conditional for continued membership in the organization. The MEIG shall not own property.

TERM AND DURATION

This Agreement shall become effective as to each party on the date such party executes the Agreement and shall continue in force and remain binding until said party terminates the agreement. Termination of participation in this Agreement by a party shall not affect the continued operation of this Agreement between and among the remaining parties. This agreement shall remain effective until January 31, 2026.

TERMINATION

Any Party may withdraw at any time by resolution of the Governing Body submitted to the League of Nebraska Municipalities.

NOW, THEREFORE, in consideration of the covenants and obligations contained herein, the Participating Utility listed here duly executes this Municipal Electric Interests Group Agreement this _____ day of _____, 2012.

Name of Utility

Mayor/Chairperson

Authorized Representative

End Resolution Interlocal Agreement Municipal Electric Customers

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Resolution Pymt. SIMPCO New Neighborhoods

Invoice

**SIOUXLAND INTERSTATE METRO
PLANNING COUNCIL (SIMPCO)
PO BOX 1077
SIOUX CITY IA 51102-1077
PHONE 712.279.6286
FAX 712.279.6920**

B I L L T O	CITY OF SOUTH SIOUX CITY ATTN CITY ADMINISTRATOR 1615 FIRST AVENUE SOUTH SIOUX CITY, NE 68776
---	--

S H I P T O	CITY OF SOUTH SIOUX CITY ATTN CITY ADMINISTRATOR 1615 FIRST AVENUE SOUTH SIOUX CITY, NE 68776
---	--

Invoice Number	Invoice Date	Due Date
18233	10/01/2012	10/31/2012
Customer Number	Description	
58	New Neighborhoods Initiative	

Item	Description	Quantity	Units	Unit Price	Amount
CD CONTRACT	CONTRACT SERVICES				\$5,000.00
	<i>Reference: General Administration</i>				

TOTAL DUE **\$5,000.00**

*Grant #
10-TFHP -5072
Admin*

*Ok to
pay
TB 10/9/12*

End Resolution Pymt. SIMPCO New Neighborhoods

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Resolution Pymt. Olssons 15th St. Project

Invoice



1111 Lincoln Mall
PO Box 84608
Lincoln, NE 68501-4608
Tel 402.474.6311, Fax 402.474.5063

October 15, 2012
Invoice No: 180195

Robert Livermore, Public Works Director
City of South Sioux City NE
1615 First Ave
South Sioux City, NE 68776-2245

OA Project No. 012-0121 So Sioux City West 15th Street Improvements
2011 CDBG Contract No. 11-PW-015

Professional services rendered from September 9, 2012 through October 6, 2012 for work completed in accordance with Agreement signed January 24, 2012.

Phase 600 Construction Services

Professional Personnel

	Hours	Rate	Amount	
Group Leader				
Hanson, Rodney	11.00	153.00	1,683.00	
Associate Engineer				
Walker, Jeremy	30.50	95.00	2,897.50	
Assistant Engineer				
Kuhl, Christopher	78.75	83.00	6,536.25	
Senior Surveyor				
Rothanzl, Terrence	5.00	96.00	480.00	
Associate Surveyor				
Peterson, Drew	6.25	65.00	406.25	
Student Technician - Level 1				
Mayo, Corey	7.00	38.00	266.00	
Administrative Coordinator				
Adams, Rachel	1.00	67.00	67.00	
Totals	139.50		12,336.00	
Total Labor				12,336.00

Consultants

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Project	012-0121	Invoice	180195
Certified Testing Services Inc			
9/29/2012	Certified Testing Services Inc	SC28147	1,911.80
Total Consultants			1,911.80
Reimbursable Expenses			
Telephone			5.61
Total Reimbursables			5.61
Internal Unit Billing			
Field Vehicle	36.0 Miles @ 0.75		27.00
Field Vehicle	13.0 Miles @ 0.75		9.75
Postage			.88
Survey Supplies			18.00
Total Internal Units			55.63
Total this Phase			\$14,309.04
AMOUNT DUE THIS INVOICE			\$14,309.04

Outstanding Invoices

Number	Date	Balance
178751	9/14/2012	17,005.97
Total		17,005.97

APPROVE
Robert Spivey

Billings to Date

	Current	Prior	Total
Fee	0.00	74,835.00	74,835.00
Labor	12,336.00	25,946.00	38,282.00
Consultant	1,911.80	1,904.10	3,815.90
Expense	5.61	39.33	44.94
Internal Unit	55.63	56.50	112.13
Totals	14,309.04	102,780.93	117,089.97

E-mail invoices to: blivermore@southsiouxcity.org; mmcclung@southsiouxcity.org;

End Resolution Pymt. Olssons 15th St. Project

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Resolution Pymt. Olssons 22nd St. Paving Project

Invoice



**1111 Lincoln Mall
PO Box 84608
Lincoln, NE 68501-4608
Tel 402.474.6311, Fax 402.474.5063**

October 15, 2012
Invoice No: 180193

Robert Livermore, Public Works Director
City of South Sioux City NE
1615 First Ave
South Sioux City, NE 68776-2245

OA Project No. 011-1135 So Sioux City 22nd Street Paving Improvements

Professional services rendered from September 9, 2012 through October 6, 2012 for work completed in accordance with Agreement dated August 10, 1998, last amended November 1, 2009, and Memo of Understanding dated June 16, 2011 and amended July 14, 2011.

Phase	600	Construction			
Professional Personnel			Hours	Rate	Amount
Group Leader					
Hanson, Rodney			14.75	112.00	1,652.00
Associate Engineer					
Walker, Jeremy			26.50	112.00	2,968.00
Assistant Engineer					
Kuhl, Christopher			27.00	80.00	2,160.00
Senior Surveyor					
Rothanzl, Terrence			2.00	112.00	224.00
Associate Surveyor					
Peterson, Drew			4.00	59.00	236.00
Student Technician - Level 1					
Mayo, Corey			5.50	59.00	324.50
Administrative Coordinator					
Adams, Rachel			1.25	59.00	73.75
			Totals		7,638.25
			Total Labor		7,638.25
Consultants					
Certified Testing Services Inc					
9/29/2012	Certified Testing Services Inc	SC28145			610.50

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Project	011-1135	Invoice	180193
Total Consultants		610.50	610.50
Reimbursable Expenses			
Telephone		5.45	
Total Reimbursables		5.45	5.45
Internal Unit Billing			
Field Vehicle	50.0 Miles @ 0.75	37.50	
Field Vehicle	4.0 Miles @ 0.75	3.00	
Total Internal Units		40.50	40.50
Total this Phase			\$8,294.70
AMOUNT DUE THIS INVOICE			\$8,294.70

Outstanding Invoices

Number	Date	Balance
178750	9/14/2012	19,497.75
Total		19,497.75

APPROVED
Robert Linneman

Billings to Date

	Current	Prior	Total
Fee	0.00	32,550.00	32,550.00
Labor	7,638.25	60,826.75	68,465.00
Consultant	610.50	7,128.00	7,738.50
Expense	5.45	119.84	125.29
Internal Unit	40.50	424.79	465.29
Totals	8,294.70	101,049.38	109,344.08

E-mail invoices to: blivernmore@southsiouxcity.org; mmcllung@southsiouxcity.org;

End Resolution Pymt. Olssons 22nd St. Paving Project

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Resolution Pymt. Olssons RR Quiet Zone

Invoice



1111 Lincoln Mall
PO Box 84608
Lincoln, NE 68501-4608
Tel 402.474.6311, Fax 402.474.5063

October 15, 2012
Invoice No: 180191

Robert Livermore, Public Works Director
City of South Sioux City NE
1615 First Ave
South Sioux City, NE 68776-2245

OA Project No. 009-1007 So Sioux City Railroad Quiet Zone

SSC Code: N/A

Professional services rendered from September 9, 2012 through October 6, 2012 for work completed in accordance with our Agreement dated August 10, 1998, last amended November 20, 2007 and Memo of Understanding signed April 28, 2009.

Phase 600 Construction Observation

Professional Personnel

	Hours	Rate	Amount	
Senior Project Engineer				
Kehrt, Chad	2.50	112.00	280.00	
Administrative Coordinator				
Adams, Rachel	.25	59.00	14.75	
Totals	2.75		294.75	
Total Labor				294.75

Internal Unit Billing

Postage			1.76	
Total Internal Units			1.76	1.76

Total this Phase \$296.51

AMOUNT DUE THIS INVOICE \$296.51

Outstanding Invoices

Number	Date	Balance
178736	9/14/2012	1,135.63
Total		1,135.63

APPROVED
Robert Livermore

Project	009-1007	Invoice	180191
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Billings to Date

	Current	Prior	Total
Fee	0.00	5,525.00	5,525.00
Labor	294.75	33,264.25	33,559.00
Consultant	0.00	3,952.30	3,952.30
Expense	0.00	259.55	259.55
Internal Unit	1.76	133.73	135.49
Totals	296.51	43,134.83	43,431.34

E-mail invoices to: blivermore@southsiouxcity.org; mmcclung@southsiouxcity.org;

End Resolution Pymt. Olssons RR Quiet Zone

**CITY OF SOUTH SIOUX CITY
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Resolution Pymt. Olssons Flood Damaged Infrastructure

Invoice



1111 Lincoln Mall
PO Box 84608
Lincoln, NE 68501-4608
Tel 402.474.6311, Fax 402.474.5063

October 15, 2012
Invoice No: 180194

Robert Livermore, Public Works Director
City of South Sioux City NE
1615 First Ave
South Sioux City, NE 68776-2245

OA Project No. 011-1903 So Sioux City Flood Damage Infrastructure

Professional services rendered from September 9, 2012 through October 6, 2012 for work completed in accordance with Letter Agreement dated August 18, 2011.

Phase	602	West 3rd St. Storm Sewer Repair		
Professional Personnel				
			Hours	Rate
				Amount
	Senior Project Engineer		4.25	135.00
	Totals		4.25	573.75
	Total Labor			573.75
				Total this Phase
				\$573.75

Phase	604	Boat Ramp Repair		
Professional Personnel				
			Hours	Rate
				Amount
	Administrative Coordinator		.25	67.00
	Totals		.25	16.75
	Total Labor			16.75
				Total this Phase
				\$16.75

AMOUNT DUE THIS INVOICE \$590.50

Outstanding Invoices			
Number	Date	Balance	
178738	9/14/2012	6,282.15	
Total		6,282.15	

APPROVED

Robert Livermore

Project	011-1903	Invoice	180194
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Billings to Date			
	Current	Prior	Total
Labor	590.50	127,225.00	127,815.50
Consultant	0.00	581.90	581.90
Expense	0.00	640.34	640.34
Internal Unit	0.00	503.67	503.67
Totals	590.50	128,950.91	129,541.41

E-mail invoices to: blivermore@southsiouxcity.org; mmclung@southsiouxcity.org;

End Resolution Pymt. Olssons Flood Damaged Infrastructure

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Resolution Pymt. Olssons 17th St.

Invoice



1111 Lincoln Mall
PO Box 84608
Lincoln, NE 68501-4608
Tel 402.474.6311, Fax 402.474.5063

October 15, 2012
Invoice No: 180190

Robert Livermore, Public Works Director
City of South Sioux City NE
1615 First Ave
South Sioux City, NE 68776-2245

OA Project No. 008-1392 So Sioux City 17th Street Paving

Professional services rendered from August 5, 2012 through October 6, 2012 work completed in accordance with Master Agreement dated August 10, 1998, Last amended dated November 20, 2007 and Memo of Understanding signed July 28, 2008.

Phase	400	Design				
Fee						
Billing Phase	Fee	Percent Complete	Billed To Date	Previous Fee Billing	Current Fee Billing	
Preliminary Design	9,354.00	100.00	9,354.00	9,354.00	0.00	
Final Design	21,826.00	90.00	19,643.40	19,643.40	0.00	
Total Fee	31,180.00		28,997.40	28,997.40	0.00	
		Subtotal			0.00	
			Total this Phase		0.00	

Phase	410	NDOR Design				
Professional Personnel						
			Hours	Rate	Amount	
Senior Project Engineer						
Kehrt, Chad			5.75	112.00	644.00	
Totals			5.75		644.00	
Total Labor						644.00
						Total this Phase \$644.00
						AMOUNT DUE THIS INVOICE \$644.00

APPROVED
Robert Livermore

Billings to Date	Current	Prior	Total
Fee	0.00	28,997.40	28,997.40
Labor	644.00	32,131.75	32,775.75
Consultant	0.00	2,915.00	2,915.00
Expense	0.00	37.95	37.95
Internal Unit	0.00	122.35	122.35
Totals	644.00	64,204.45	64,848.45

E-mail invoices to: blivermore@southsiouxcity.org; mmcclung@southsiouxcity.org;

End Resolution Pymt. Olssons 17th St.

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Resolution Pymt. Midwest Right of Way

MIDWEST
Right of Way Services, Inc.

www.midwestrow.com

October 1, 2012

Mr. Lance Hedquist, City Administrator
City of South Sioux City
1615 1st Avenue
South Sioux City, Nebraska 68776

Invoice No.: 3253
Midwest Right of Way Services #297

**Right of Way Services in connection with
CDBG Project
Grant Project #09-DTR-102**

For the period of September 1, 2012 through September 30, 2012

Total Contract						\$ 37,375.00
Total Billed through August 31, 2012						\$ 22,220.00
Project Manager	-	hours at	\$85	per hour	\$	-
Right of Way Agent	4.50	hours at	\$70	per hour	\$	315.00

Total Amount Due for this Invoice **\$ 315.00**

Total Remaining on Contract (after this invoice) \$ 14,840.00

Total Amount for Past Due Invoices \$ -

Total Amount Currently Due **\$ 315.00**

For questions regarding this invoice, please call Jack Borgmeyer at 955-2900.

\$ 315.00

*Ok to
Pay
JB 10/15/12*

13425 "A" Street • Omaha, Nebraska 68144 • Phone 402-955-2900 • 866-955-2901 • Fax 402-955-2903

End Resolution Pymt. Midwest Right of Way

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Resolution Gonzalez



www.gonzalezcos.com

Ph

Gonzalez Companies, LLC
Construction Management – Engineering
1750 Brentwood Boulevard
Suite 700
St. Louis, Missouri 63144
314-961-1888 Fax: 314-961-1814

City of South Sioux City
125 East 26th Street
South Sioux City, NE 68776
Lance Hedquist

Invoice number 2844
Date 10/02/2012
Project 10-227 South Sioux City Industrial
WWTP

for services through September 30, 2012

Gonzalez Companies' work on this invoice includes the previous engineering work for the outfall on the lift station and force main to support the completion of the Industrial Wastewater Treatment Plant design. The invoice also includes the topographic survey and the environmental study for the outfall route. Gonzalez has completed the design of the lift station wet well and pumps, determination of the outfall route, correspondence with Tyson on the route, and initial design of the outfall structure to the Missouri River.

Invoice Summary

Description	Contract Amount	Current Billed	Percent Complete	Total Billed
CO 4/Outfall Pre-Engineering	106,820.00	77,995.00	73.02	77,995.00
Total	106,820.00	77,995.00	73.02	77,995.00

Invoice total 77,995.00

our payment terms are NET 30 days

please remit payment to us via the following address

GONZALEZ COMPANIES, LLC
ATTN: ACCOUNTING
1750 S BRENTWOOD BLVD., STE. 700
ST. LOUIS, MO 63144

End Resolution Gonzalez

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Resolution Pymt. Center for Rural Affairs

Center for Rural Affairs

**City of South Sioux City
South Sioux City Farmers Market Development**

From 10/01/2011-09/30/2012

Invoice

CFRA Ref NO: SCFC02

Budget	Acutal Budget		Actual Expense as	Balance
Line Items	Description	Budget	of Sep 30,12	Remaining
CFRA Fraas	(314 hrs @ \$22.80/hr)	14,300	7,159.20	7,140.80
CFRA Starkweather	(36.25 hrs @ \$24/hr)	5,000	870.00	4,130.00
CFRA Media	(25 hrs @ \$19/hr)	1,600	475.00	1,125.00
CFRA Staff Benefits	Payroll taxes, health, dental, worker's comp, paid leave, and 403B for all CFRA staff is 30.95% of salaries listed above	4,748	2,632.05	2,115.95
CFRA Local Travel	See Attached list of all detail	5,000	2,089.92	2,910.08
CFRA shuttle van		2,000	-	2,000.00
Supplies	See Attached list of all detail	500	498.87	1.13
CFRA Communications		2,000		2,000.00
Indirect Cost	Finance department time and cost for the SSC farmers market	4,445	1,500.00	2,945.00
Total	Total	39,593	15,225.04	24,367.96

*Ok to pay
TB 10/19/12*

End Resolution Pymt. Center for Rural Affairs

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ATV/UTV Ordinance

ORDINANCE NO. 2012-19

AN ORDINANCE RELATING TO ALL-TERRAIN VEHICLES AND UTILITY TYPE VEHICLES; TO ALLOW THE OPERATION OF ALL-TERRAIN VEHICLES AND UTILITY TYPE VEHICLES WITHIN THE CORPORATE LIMITS UNDER CERTAIN CIRCUMSTANCES; TO IMPOSE RESTRICTIONS ON THE USE OF ALL-TERRAIN OR UTILITY TYPE VEHICLES; TO ESTABLISH PENALTIES FOR VIOLATION; TO REPEAL CONFLICTING ORDINANCES AND SECTIONS; TO PROVIDE AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND OF THE CITY OF SOUTH SIOUX CITY, NEBRASKA:

SECTION 1: A new Article VI is added to the Municipal Code of South Sioux City, Nebraska as follows:

ARTICLE VI.
(ALL-TERRAIN VEHICLES AND UTILITY TYPE VEHICLES)

Section 110-406. Definitions.

For purposes of this section:

(1) All-terrain vehicle means any motorized off-highway vehicle which (a) is fifty inches or less in width, (b) has a dry weight of nine hundred pounds or less, (c) travels on four or more low-pressure tires, (d) is designed for operator use only with no passengers or is specifically designed by the original manufacturer for the operator and one passenger, (e) has a seat or saddle designed to be straddled by the operator, and (f) has handlebars or any other steering assembly for steering control.

(Neb. Rev. Stat. 60-6,355)

(2) Utility type vehicle means any motorized off-highway vehicle which (a) is not less than forty-eight (48) inches nor more than seventy-four (74) inches in width; (b) is not more than one hundred thirty-five (135) inches, including the bumper in length; (c) has a dry weight of not less nine hundred pounds (900 lbs.) nor more than two thousand pounds (2,000 lbs.); (d) travels on four (4) or more

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low pressure tires; and (e) is equipped with a steering wheel and bench or bucket type seating designed for at least two (2) people to sit side by side. Golf carts, riding lawn mowers, and motorized wheel chairs are not utility type vehicles as defined in this ordinance.

(3) Street or highway means the entire width between the boundary limits of any street, road, avenue, boulevard, or way which is publicly maintained when any part thereof is open to the use of the public for purposes of vehicular travel. (Neb. Rev. Stat. 60-624)

Section 110-407. Operation.

(1) An all-terrain vehicle or utility type vehicle may be operated on streets and highways within the corporate limits of the City only if the operator and the vehicle comply with the provisions of this section.

(2) An all-terrain vehicle or utility type vehicle may be operated only between the hours of sunrise and sunset and shall not be operated at a speed in excess of twenty (20) miles per hour. When operating an all-terrain vehicle or utility type vehicle as authorized in subsection (2) of this section, the headlight and taillight of the vehicle shall be on and the vehicle shall be equipped with a bicycle safety flag which extends not less than five feet above ground attached to the rear of such vehicle. The bicycle safety flag shall be triangular in shape with an area of not less than thirty square inches and shall be day-glow in color.

(3) It shall be unlawful for any person to operate, or be in actual physical control of any all-terrain or utility type vehicle upon the traveled portion of any public roadway within the corporate limits of the City except as specifically authorized and permitted under the terms of this ordinance

(4) Any person operating an all-terrain or utility type vehicle as authorized in subsection (2) of this section shall have:

- (a) A valid Class O operator's license or a farm permit as provided in Neb. Rev. Stat. 60-4,126; and be eighteen (18) years of age or older.
- (b) Have a permit issued by the City Clerk permitting operation within the corporate limits of the City.
- (c) Liability insurance coverage for the all-terrain vehicle while operating the all-terrain vehicle on a street or highway. The person operating the all-terrain vehicle shall provide proof of such insurance coverage to any peace officer requesting such proof

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within five days of such a request; and,

- (d) Wear a helmet approved for operation of a motorcycle.
- (5) All-terrain and utility type vehicles may be operated without complying with subsections (1) and (4) of this section on streets and highways in parades which have been authorized by the State of Nebraska or any department, board, commission, or political subdivision of the state.
- (6) An all-terrain or utility type vehicle shall not be operated on any controlled-access highway with more than two marked traffic lanes, and the crossing of any controlled-access highway with more than two marked traffic lanes shall not be permitted. Subsections (1) through (5) and (7) of this section authorize and apply to operation of an all-terrain or utility type vehicle only on a street or highway other than a controlled-access highway with more than two marked traffic lanes.
- (7) Subject to subsection (6) of this section, the crossing of a street or highway shall be permitted by an all-terrain or utility type vehicle without complying with subsections (1) and (6) of this section only if:
 - (a) The crossing is made at an angle of approximately ninety degrees to the direction of the street or highway and at a place where no obstruction prevents a quick and safe crossing;
 - (b) The vehicle is brought to a complete stop before crossing the shoulder or roadway of the street or highway;
 - (c) The operator yields the right-of-way to all oncoming traffic that constitutes an immediate potential hazard;
 - (d) In crossing a divided highway, the crossing is made only at an intersection of such highway with another highway; and,
 - (e) Both the headlight and taillight of the vehicle are on when the crossing is made.

(Neb. Rev. Stat. 60-6,356)

Section 110-408. Permit.

- (1) In order to obtain a permit to operate an all-terrain or utility type vehicle within the corporate limits of the City, an applicant must make an annual application therefor at the office of the City Clerk and provide the following information:

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- (a) Name and address of the applicant;
- (b) Proof of insurance for the all-terrain or utility type vehicle(s) to be operated within the City by the applicant;
- (c) Valid Class O operator's license issued by the State of Nebraska; and,
- (d) Year, make, model, color, engine size, and vehicle identification number (VIN) of the utility type vehicle(s) to be operated within the City by the applicant.

(2) In addition, the all-terrain or utility type vehicle must pass inspection by a person designated by the City to insure that the vehicle meets the following requirements:

- (a) At least one working headlight and taillight;
- (b) A working brake light;
- (c) At least one rearview mirror;
- (d) Seatbelt on utility type vehicle;
- (e) A bicycle safety flag in compliance with Section 110-407(2) of this ordinance;
- (f) A brake system maintained in good operating condition;
- (g) A muffler system in good working condition properly attached to the all-terrain or utility type vehicle which reduces the noise of operation of the motor to the minimum necessary for operation. The muffler shall not be audible for a distance of more than five hundred (500) feet. No person shall use a muffler cutout, by-pass, straight pipe, or similar device on a utility type vehicle; and,
- (h) A United States Forest Service qualified spark arrester.

(3) Upon compliance with sections (1) & (2) herein, and payment of an application fee of \$25.00, which fee may be amended from time to time by resolution of the City Council, the City Clerk shall issue the applicant a permit to operate the designated vehicle(s) within the corporate limits of the City and 2 permit stickers to attach to the vehicle.

(4) Permits to operate the vehicle shall be valid from the date of issuance until

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midnight on the 31st day of December of the year for which the permit is issued.

(5) The permit sticker shall be prominently displayed on the front and rear fender or similar component of the operator's all-terrain or utility type vehicle.

Section 110-409. Traffic Regulations.

The operator of an all-terrain or utility type vehicle within the corporate limits of the City shall comply with, and is subject to, all traffic regulations of the City and the State of Nebraska, including but not limited to, those laws, ordinances, or regulations pertaining to the operation or being in actual physical control of a motor vehicle while under the influence of alcoholic liquor or of any drug. When making turns within the roadways and at intersections, the operator shall use the appropriate hand-signals as designated by the State of Nebraska Rules of the Road.

Section 110-410. Revocation of Permit.

Violations of these provisions shall be punishable as set forth in Section 1-9 of the South Sioux City Code. In addition, any person receiving three (3) or more citations within a twelve (12) month period shall, upon conviction of the third or subsequent offense, have his or her permit to operate an all-terrain or utility type vehicle within the City limits revoked for a period of one (1) year from the date of conviction. Upon completion of the revocation period, said person must reapply for a permit in order to operate an all-terrain or utility type vehicle within the City limits.

Section 110-411. Violation.

Any person who violates this article shall be punished as provided in Section 1-9 of this Code.

SECTION 2: Any other ordinance or Section passed and approved prior to passage, approval and publication of this ordinance which are in conflict with these provisions are repealed. Specifically, the existing Article VI of Chapter 110 of the South Sioux City Municipal Code are repealed.

SECTION 3: The effective date of this ordinance shall be _____, 2012.

End ATV/UTV Ordinance

Electric Car Lease Info

Billion Auto of Sioux City

10,181 for 36 months

Woodhouse

10,256.99 for 36 months

Recommend going with local and lowest price

End Electric Car Lease Info

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Animal control

ANIMAL CONTROL AGREEMENT

THIS AGREEMENT made this 1st day of December, 2012, between THE CITY OF SOUTH SIOUX CITY, NEBRASKA, a municipal corporation organized under the laws of the State of Nebraska, hereinafter referred to as "City" and Kerry Bligh hereinafter referred to as the "Contractor".

RECITALS

The City and the Contractor desire to enter into an agreement for the management and operation of the City's Animal Control Program and lease of real property by Contractor as set forth herein.

In consideration of the mutual promises set forth herein, it is agreed by and between the City and the Contractor as follows:

SECTION I – CONTRACTOR'S DUTIES AND RESPONSIBILITIES

The work to be performed by the Contractor includes services including, but not limited to wages, benefits, salaries, equipment and contractor services, if any, except as otherwise provided under terms of this agreement, required to manage and operate the Animal Control Program for the City, in the manner and in accordance with specifications of the agreed budget including but not limited to the following:

1. Administration of City Animal Control Program and of all City and State laws and regulations governing animals including but not limited to the handling of citizen complaints, patrol duties and impoundment of animals and maintenance of liaison with governmental agencies concerning same;
2. The Contractor will provide the supervision of activities, training and personal and training of the Animal Control Unit;
3. The Contractor will serve as the primary licensing agent for the collection of fees required under municipal ordinance and will provide data entry in the City Computer System for all complaints, animal impoundments, micro-chipping and vicious dog tracking;
4. Issuance of summonses and warrants for all violations of Animal Control ordinances, including preparation of cases for trial and testimony in Court;
5. Provide shelter services, including care, feeding, and exercise, of animals, strayed or abandoned or otherwise deposited to their care at the facility, provide basic first aid services, for sick and injured animals;
6. Utilization and maintenance, cleaning and painting of equipment and facilities at the City Animal Control building;
7. Provide destruction of animals that are unclaimed or diseased animals and their disposal in accordance with statutory authority and currently acceptable humane standards;
8. Supervision and performance of all animal control quarantine services, to prepare animal for shipment to the University of Kansas for rabies examination as a designated agent of the City;
9. Public relations activities related to Animal Control including public information, meeting with governmental, business, professional, civil and neighborhood groups to discuss, interpret and determine progress and objectives of Animal Control Program;
10. Submission of weekly, monthly and annual reports to the Chief of Police regarding the status of the Animal Control Program, upon forms approved by the City.

SECTION II – CITY RESPONSIBILITIES

1. The City will provide access to the same level of information currently available to Animal Control for business;
2. The City will allow the Contractor the reasonable use of the copy machine at the Police Department;

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3. The City will provide a vehicle for use of the Contractor, and fuel, maintenance and insurance. The vehicle will be used only for the Animal Control Program and will require authorization from the police department for use outside of the city limits;
4. The City will provide the following expenses for the Animal Control Program (Landfill fees, Unitization Chemicals, Tranquilizer Chemicals, Cleaning Chemicals, Paint, and Veterinary Care for injured animals, Cell & Office Phone, and Animal Food). All donation to the Animal Control Program become property of the City of South Sioux City;
5. The City will provide facilities located at 215 East 26th Street, South Sioux City, Dakota County, Nebraska for the detention and disposition of animals apprehended by or under the control of the South Sioux City Animal Control Program.

SECTION III – DURATION

The contract shall be a forty-eight (48) months duration starting on December 1, 2012, through November 30, 2016, unless sooner terminated under mutual agreement of the parties or as hereinafter provided. Termination by mutual agreement of the parties shall be upon written agreement executed sixty (60) days prior to the date of termination. The contract may be extended by mutual agreement of the parties by written agreement executed at least one hundred twenty (120) days prior to expiration of the term.

SECTION IV – PAYMENT

The City will pay to the Contractor payment made in monthly increments of:

December 1, 2012, monthly payment \$3825.00
December 1, 2013, monthly payment \$3901.50
December 1, 2014, monthly payment \$3979.53
December 1, 2015, monthly payment \$4059.12

SECTION V – RELATIONSHIP OF PARTIES

The parties to this agreement intend that the relation between them created by this agreement is that of independent contractor. No agent, employee or servant of Contractor shall be deemed an employee, agent or servant of the City. The City is interested only in the results obtained under this agreement; the manner and means of conducting the work are under the sole control of the Contractor except as otherwise provided in this agreement. None of the benefits provided by the City to its employees including, but not limited to compensation insurance and unemployment insurance are available from the City to the Contractor, or the employees, agents or servants of the Contractor. Contractor will be solely and entirely responsible for its actions and for the acts of its agents, employees, servants and subcontractors during the performance of this agreement.

SECTION VI – EMPLOYMENT OF WORKERS BY CONTRACTOR

(a) The Contractor shall furnish, at its sole expense, qualified and responsible employees to carry out this agreement. Contractor shall provide the equivalent of 1.5 full-time employees engaged in such work. The Contractor will not employ any contracted services to fulfill its obligation for qualified and responsible employees. Contractor shall not employ any unfit person or anyone not skilled in the work assigned to him/her. Contractor shall be reviewed and approved by the Chief of Police prior to commencement of their employment.

(b) The Contractor and all employees of the Contractor shall be subject to random drug and alcohol testing. In addition, the City may require the Contractor and employee of the Contractor to undergo drug and alcohol testing if there is reasonable suspicion that the employee is under the influence of drugs or alcohol while performing services under this contract. The testing shall be in accordance with the policy of the City on the use of drugs and alcohol as set forth in Ordinance 90-10 adopted on April 3, 1990. The City shall pay the cost of all drug testing pursuant to this section.

SECTION VII – CITY’S RIGHT TO SUPERVISE AND INSPECT CONTRACTOR

In performance of the work contemplated under this agreement, the Contractor is an independent contractor with the authority to control and direct the performance of the details of the work, the City being interested only in the results obtained. However, the work contemplated herein is subject to the City’s right of inspection to secure the satisfactory completion thereof. The Contractor shall furnish the City with every reasonable facility to ascertain whether service is being performed in compliance with the contract document.

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SECTION VIII – HOURS OF OPERATION

The contractor agrees that it will at a minimum maintain an Animal Control operation with 60 hours of operation per week. In addition, the Contractor agrees that it will perform all emergency services required within the scope of its responsibilities under the terms and conditions of the contract on an emergency basis irrespective of normal hours of operation, including, but not limited to personal injuries caused by any animal or an injured or dangerous animal. The Contractor is required to keep records of these hours and to modify these hours at the directions of the Chief of Police. The Chief of Police will provide a monthly schedule of the required hours of operation.

EMERGENCY CALL OUT SHALL MEAN:

1. Animals struck by motor vehicles or injured animals that are alive.
2. Animals that have been captured in a “catch cage” or a private citizen and are in need of being impounded after regular patrol hours.
3. Animals that have bitten a person and are in need of being quarantined as deemed necessary by the officers in charge.
4. Wildlife found within the living quarters of an occupied domicile.
5. Complaints by citizens that the shift commander deems an emergency.

SECTION IX – ANIMAL CONTROL FACILITIES

FACILITIES: The City will provide facilities located at 215 East 26th Street in South Sioux City, Dakota County, Nebraska for the Contractor and equipment adequate for the housing, shelter, care for all dogs, cats and other domestic or wild animals, unlawfully at large.

POSSESSION: Contractor shall be entitled to possession on the first day of the term of agreement, and shall yield possession to the City at the closure of agreement, except as otherwise provided in this agreement.

USE OF PREMISES: Contractor covenants and agrees during the term of this agreement to use and to occupy the premises only for the performance of the terms and conditions of this agreement and related lawful business of the Contractor. It is recognized that South Sioux City has facilities for detention and boarding of animals apprehended by or under control of the Animal Control program within its jurisdiction. Any municipality or company located outside the jurisdiction of the City of South Sioux City, desiring to use those facilities would need to enter into an agreement with the City of South Sioux City, Nebraska.

CARE AND MAINTENANCE OF PREMISES: Contractor takes said premises in the present condition.

CITY DUTY OF CARE AND MAINTENANCE: City will keep the roof, structural part of floor, walls and parts of the building in good repair.

CONTRACTOR'S DUTY OF CARE AND MAINTENANCE: Contractor will furnish its own interior and exterior decoration. Contractor will not permit or allow said premises to be damaged or depreciated in value by any act of negligence of the contractor, its agents, or employees. The City will make necessary repairs to the sewer, the plumbing, the water pipes and electrical wiring and contractor agrees to keep faucets closed to prevent waste of water, gas, or waste pipes. The Contractor will maintain such floor covering in good condition. Contractor is responsible for maintaining the parking area, driveways, and sidewalks on an abutting the leased premises, including removal of snow there from.

The Contractor will not allow trash of any kind to accumulate on said premises. The Contractor will clean all kennels each day and shall sanitize them each week.

UTILITIES AND SERVICES: City, during the term of the contract, shall pay all charges for water, sewer and electricity.

SURRENDER OF PREMISES AT END OF TERM: Contractor agrees that upon the termination of this agreement, it will surrender, yield up and deliver the demised premises in good and clean condition, except the effects of ordinary wear and tear and depreciation arising from lapse of time or damage without fault or liability of Contractor.

ASSIGNMENT AND SUBLETTING: Any assignment of this agreement or subletting of the premises or any part thereof, without the City's written permission, shall be cause for the City to immediately terminate this agreement.

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REAL ESTATE TAXES: All taxes levied or assessed by lawful authority against real property owned by the City of South Sioux City, shall be timely paid by the City.

PERSONAL PROPERTY TAXES: Contractor agrees to timely pay all taxes, assessments, or other public charges levied or assessed by lawful authority against its personal property on the premises, during the term of contract.

INDEMNITY: Except as to any negligence of the City, arising out of roof and structural parts of the building, Contractor will defend, indemnify and safe harmless the City from and against any and all costs, damage, and property, happening or done, in, upon, or about the leased premises, or due directly or indirectly to the tenancy, use or occupancy thereof or any part thereof, by the Contractor or any person claiming through or under the Contractor.

TERMINATION OF LEASE AND DEFAULTS OF CONTRACTOR TERMINATION UPON EXPIRATION OR UPON DEFAULT: This lease shall terminate upon expiration of the terms of this agreement or upon default of this lease under Section XVI of this agreement.

SECTION X - PAYMENTS AND FEES

Contractor shall charge the following Impoundment fees and fines for use of City facilities to be distributed as set forth herein.

IMPOUNDMENTS: Contractor shall charge and collect from the animal owner and retain the following fees and fines as part of this contract.

1. All fees and income for boarding and return of animal shall be paid to the Contractor.
2. The boarding fee shall be \$5.00 per day.
3. The fee for returning to the owner of animals captured that are running at large shall be as follows:

First offense-----	\$30.00
Second offense-----	\$60.00
Third offense-----	\$90.00

SECTION XI – DISPOSAL OF DEAD ANIMALS

The Contractor will be responsible for all euthanasia of animals and transportation of all dead animals for burial.

The fee for the burial of dead animal requested by a veterinarian or resident of South Sioux City shall be \$25.00. All other parties shall be charged a fee of \$50.00 for the burial of dead animals. The Contractor shall retain all such fees received from veterinarians or residents of South Sioux City.

SECTION XII – INSURANCE REQUIREMENTS

The City will provide a liability insurance policy supplied by the City to the Contractor relating to comprehensive liability insurance in the amounts of not less than \$1,000,000.00 for any one person injured and \$1,000,000.00 for any one accident, with limits of \$50,000.00 property damage, protecting the City and the Contractor as an additional insured.

All insurance is to be reviewed by the City's present insurance carrier and City Attorney.

The City will provide vehicular liability insurance for the vehicles supplied by the City to the Contractor relating to operation of the animal control program in the amount of \$1,000,000.00 for any one person injured and \$1,000,000.00 for any one accident in accordance with the terms and conditions applicable to vehicles within the automotive fleet of general governmental vehicles of the City of South Sioux City, Nebraska.

The City will insure the premises known as the Animal Control Shelter in the amount of \$300,000.00 against hazards and casualties.

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Contractor will not do or omit the going of any act that would vitiate any insurance or increase the insurance rates in force upon the real estate improvements on the premises or upon any personal property of the Contractor upon which the City by law has or shall have a lien.

The City will provide insurance and furnish to the Contractor coverage of workers' compensation, employer's liability, with statutory limits as are required by Nebraska law for all employees. The Contractor shall not, without the prior written consent of the City, use the services of an independent contractor.

SECTION XIII – FIDELITY BONDING

The City will provide insurance and furnish to the Contractor, fidelity bonding covering its employees and agents collecting or handling City fees or revenues.

SECTION XIV – ACCOUNTING PROCEDURES

The Contractor shall maintain records in such manner as to indicate the amount of gross receipts received by the Contractor each month from all sources relating to the City's Animal Control Program. The Contractor shall make available to the City for inspection and audit upon reasonable notice all accounting records maintained by Animal Control Company.

SECTION XV – NONDISCRIMINATION

The Contractor agrees and warrants that in performance of his contract it will comply with all applicable laws relating to discrimination.

SECTION XVI – TERMINATION

This agreement may be terminated at any time on account of default or upon option of either party upon sixty (60) days written notice to the other party.

Default under the terms of the agreement is defined as (1) a violation by either party of the terms and conditions of this agreement including the provisions of the lease agreement encompassed in Section II of this agreement; (2) failure of the Contractor to carry out the service in a mutually acceptable manner; and (3) the filing of a petition of bankruptcy, the insolvency of the Contractor or the making of an assignment for the benefit of its creditor. A default of any provision of this Animal Control Operations and Lease Agreement will act as a default of the lease set forth in Section IX of this agreement.

Written notice of the default specifying the default and stating that the agreement will be terminated ten (10) days after the giving of such notice unless such default is cured, will be given by the Chief of Police on behalf of the City. Contractor may request that the City Administrator review the declaration of default with reasonable notice of not less than ten (10) days of the review being afforded to the Contractor

If the Contractor is declared in default by the City, the City shall have the right to take over all or any portion of the work by securing service from another source. Written notice shall be given to the Contractor by the City that the contract has been declared in default and upon receiving such notice, the Contractor shall relinquish such services as specified in the notice.

SECTION XVII – COMPLIANCE WITH LAW AND ORDINANCES

The Contractor shall comply with all applicable rules and regulations, laws, statutes and ordinances of the United States, the State of Nebraska and the City of South Sioux City.

SECTION XVIII – TAXES AND LICENSES

The Contractor agrees to maintain and promptly pay all necessary permits, taxes and license fees of whatever nature applicable to its operation. Contractor will also give all notices necessary and incidental to the due and lawful prosecution of the operations.

SECTION XIX – ASSIGNMENT

The Contractor shall not assign nor sublet any of the work required to be performed by and under this agreement without agreement with the City. Under the terms of this agreement, a transfer of 40% or more of the outstanding stock shall be considered an assignment.

SECTION XX – ENTIRE AGREEMENT

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This instrument contains the entire agreement between the parties relating to the rights granted herein and the obligations assumed herein. Any oral representations, modifications, or amendment concerning this instrument shall be of no force or effect excepting a subsequent modification or amendment in writing, signed by both parties.

SECTION XXI – PARTIAL INVALIDITY

If any provision of this agreement is held by a court of competent jurisdiction to be invalid or unenforceable, the remainder of the provisions shall remain in full force and effect and shall in no way be affected, impaired or invalidated.

SECTION XXII – NOTICES

All notices shall be in writing and delivered in person or transmitted by certified mail, return receipt, postage prepaid. Notices required to be given to the City shall be addressed as follows:

Office of the City Clerk
City Hall
1615 First Avenue
South Sioux City, Nebraska 68776

Notices required to be given to the Contractor shall be addressed as follows:

Kerry Bligh
125 East 26th Street
South Sioux City, Nebraska 68776

SECTION XXIII – FORUM

The law governing the formation, construction and interpretation of this agreement shall be the law of State of Nebraska.

The parties to this agreement hereby agree that as to the determination and rendering of judgment in any controversy arising hereunder, jurisdiction shall vest exclusively in the District Court of the State of Nebraska in and for Dakota County; and the parties hereby waive any right they may have to petition for removal of any litigation from the State District Court to the Federal Court, except that the parties may litigate issues limited to federal questions in the Federal Court for the District of Nebraska.

IN WITNESS THEREOF, the parties hereto have executed this agreement as of the date and year first above written.

BY: _____
Kerry Bligh – Contractor

ATTEST:

CITY OF SOUTH SIOUX CITY, NEBRASKA

BY: _____
Mayor

ATTEST:

CITY CLERK

Animal Control

**CITY OF SOUTH SIOUX CITY
COUNCIL AGENDA
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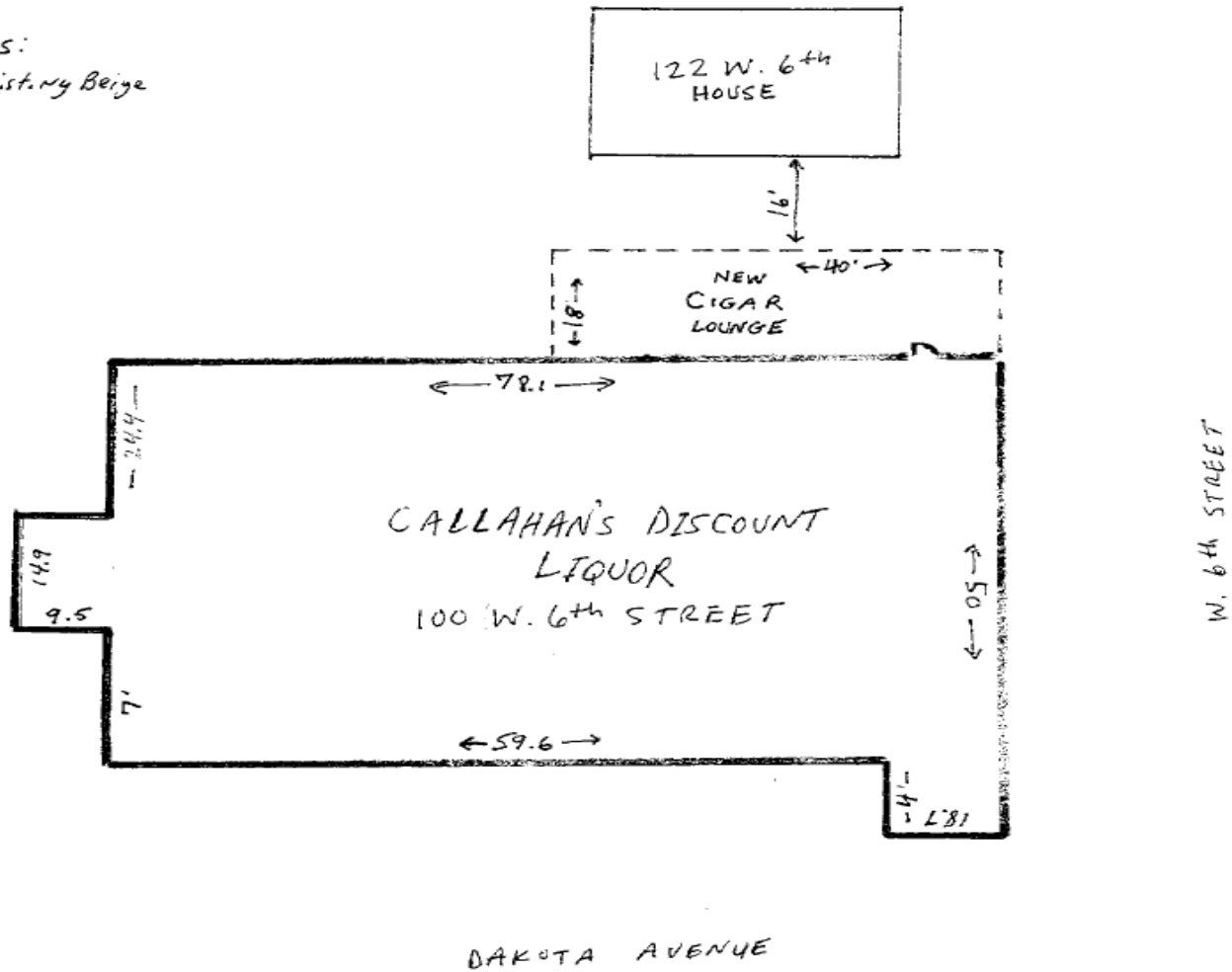
CITY OF SOUTH SIOUX CITY
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Shennen Saltzman Cigar Lounge

ADDITION FINISHES:

- Siding to match existing beige permanent siding



**CITY OF SOUTH SIOUX CITY
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End Shennen Saltzman Cigar Lounge

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JEO Amendment for Services CDBG

**AMENDMENT TO TASK ORDER 2012-3
CDBG – ENVIRONMENTAL REVIEW RECORD (ERR)
FOR WWTF PRETREATMENT FACILITIES
SOUTH SIOUX CITY, NEBRASKA
JEO PROJECT NO. 090626.14**

October 22, 2012

REFERENCE: Task Order 2012-3, with an effective date of August 13, 2012, in accordance with paragraph 1.01 of the Master Agreement Between Owner and Engineer for Professional Services dated November 1, 2009 ("Agreement"), Owner and Engineer agree as follows:

AMENDMENT: Provide engineering planning services related to preparing the CDBG – Environmental Review Record (ERR) to supplement the materials as prepared under Task Order 2012-3, with an effective date of August 13, 2012. Services under this amendment include preparation of the Environmental Record Review as specified in Exhibit B.

SCHEDULE OF FEES:

Add additional lump sum fee for these services in the amount of \$ 3,600.00.

OWNER: City of South Sioux City, Nebraska
Lance Hedquist

ENGINEER: Ethan Joy, P.E.
JEO Consulting Group, Inc.



End JEO Amendment for Services CDBG

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Quote for Playground Equip.

1 178749 GameTime - Owner's Kit \$47.00 \$47.00
1 85315 GameTime - PSPlus Child's Play \$69,181.00 \$69,181.00
1 85144 GameTime - PSPlus Hawk's Nest \$30,472.00 \$30,472.00

*Materials only quotation.

*Pricing is per 2012 GT Matching Grant Program and a check for the total must be received at the time of order.

*Pricing expires 10-31-12

SubTotal:

Grant:

Freight:

Total Amount:

\$99,700.00

(\$49,826.50)

\$7,393.95

\$57,267.45

Pricing: Prices are firm for 30 days unless otherwise noted. Above costs assume one shipment and one installation unless otherwise noted. Taxes

will be shown as a separate line item if included.

Shipment: Standard orders shipped 4 weeks after receipt of order and acceptance of your purchase order, color selections, approved submittals,(if

required)unless otherwise noted. Custom equipment and shades may require a longer lead time. It is the responsibility of the owner to offload

and inventory equipment, unless other arrangements have been made. Missing or damaged equipment must be reported within 60 days of

acceptance of delivery. Equipment may be sent in multiple shipments based on point of origin.

Payment Terms: Payment in full, Net 30 days subject to approval by Credit Manager. A signed P.O. made out to Gametime C/O Cunningham

Associates, Inc. or this signed quotation is required for all orders unless otherwise noted. A 1.5% per month finance charge will be imposed on

all past due accounts. Equipment shall be invoiced separately from other services and shall be payable in advance of those services and project

completion. Checks should be made payable to Game Time unless otherwise directed.

Returns: Returns are available on shipments delivered within the last 60 days and only if the product is in merchantable condition, has never

been installed, and has never been stored in an area of little or no protection. A 25% restocking fee will be applied to all goods.

Customer will be

charged freight for both the outbound and inbound shipment. Any credit will be based on the condition of the item upon its return. Uprights

cannot be returned.

Acceptance of this proposal indicates your agreement to the terms and condition stated herein.

GameTime c/o Cunningham Recreation

PO Box 240981

Charlotte, NC 28224

800.438.2780

704.525.7356 FAX

QUOTE

#80072

10/16/2012

Scenic Park Campground

**CITY OF SOUTH SIOUX CITY
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SOUTH SIOUX CITY,CITY OF
Attn: Gene Maffitt
1615 FIRST AVENUE
SOUTH SIOUX CITY, NE 68776
Phone: 402-494-7540
gmaffitt@southsiouxcity.org
Ship To Zip: 68776
Page 1 of 2

Acceptance of quotation:

Accepted By (printed): _____ Date: _____
Title: _____ P.O. No: _____
Telephone: _____ Fax: _____

Purchase Amount: **\$57,267.45**

SALES TAX EXEMPTION CERTIFICATE #: _____
(PLEASE PROVIDE A COPY OF CERTIFICATE)

Salesman Signature Customer Signature

ORDER INFORMATION:

Bill to: _____ Ship to: _____
Contact: _____ Contact: _____
Address: _____ Address: _____
Address: _____ Address: _____
City, State, Zip: _____ City, State, Zip: _____
Tel: _____ Fax: _____ Tel: _____ Fax: _____

GameTime c/o Cunningham Recreation

**PO Box 240981
Charlotte, NC 28224
800.438.2780
704.525.7356 FAX**

QUOTE

#80072

10/16/2012

Scenic Park Campground

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End Quote for Playground Equip.