

Dakota City City Council Meeting Minutes

The Dakota City City Council met in regular session on February 7, 2008, in the Dakota City City Council Chambers. Notice of the meeting was given in advance by posting the notice at three separate locations in Dakota City. Notice of the meeting was also given to the Mayor and Council. Mayor Cantrell called the meeting to order at 5:30 P.M., with the following members present: Cahill, Carson, Larson, and Schovanec. Following the pledge of allegiance, the Mayor advised of the available information regarding the Open Meetings Act. No comments were made at the time for the public input.

Moved by Larson, seconded by Carson, that the consent agenda for February 7, 2008, be approved. Said agenda included minutes of the meetings of January 3rd and 10th, reports from law enforcement, animal control and code enforcement, as well as approval for payment of bills listed as follows. Roll call vote: Ayes- Carson, Larson, Schovanec, and Cahill. Nays – None. Motion Passed.

MONTHLY BILLS TO BE PAID

GENERAL FUND A&M Laundry 32.50, Absolute Screen Art 26.00, Ace Signs 100.00, Boyd Law Office 469.60, Central Catering 851.25, City of Dakota City 91.00, City of SSC 468.00, Crystal Oil 246.54, Dakota County Star 168.95, Dakota County Treasurer 5,871.40, Dakota Food & Fuel 653.08, Fibercomm 166.42, Flower Cart 37.45, Frank Abramo 450.00, Fremont Tire 297.90, Guarantee Oil 48.70, Hy-Vee 209.08, Iowa Office Solutions 19.99, Iowa-Nebraska State Bank 2,886.88, Joe's Department Store 19.91, Lincoln National 426.72, Marx Truck Trailer 140.36, Mastercard 20.18, MidAmerican Energy 1,168.94, Midwest Alarm 63.60, NE Dept of Revenue 531.61, NPPD 1,473.96, NE Salt & Grain 3,361.42, O'Reilly Auto 57.17, Pitney Bowes 409.03, Robert Peters 115.91, Keith Robley 250.00, Service Master 235.00, Sioux Sales Co 112.85, Siouxland Humane Society 296.00, Sprint 91.14, Staples 45.89, Star Printing 135.00, United Healthcare 687.07, Wal Mart 109.37, Williams & Co. 500.00.

COMBINED UTILITY FUND Beelman Logistics 2,148.83, Central Transportation 2,002.68, Dakota County State Bank 2,360.51, Dakota Food & Fuel 137.75, Dultmeier 187.82, Fibercomm 63.37, Gill Hauling 5,799.72, Great Plains One-Call 6.89, Hawkins Water Treatment 317.00, Joe's Dept. Store 119.11, Linweld 377.50, Malloy Electric 44.82, Mississippi Lime 2,620.52, NE Dept. of Revenue 333.42, NE Public Health Lab 24.00, NPPD 4,855.98, O'Reilly Auto 60.52, Share Corp 77.42, Sprint 30.41, The Mail House 492.59, United Healthcare 2,011.87, USA Blue Book 383.60, Wal Mart 93.12, Williams & Co 500.00.

LIBRARY FUND A & M Laundry 27.00, Barnes & Noble 39.06, Better Homes & Garden 22.00, Computer S.O.S 112.50, Follet Software 699.00, Family Fun 9.95, Fibercomm 31.17, Field & Stream 10.00, Golden Horse LTD 11.20, Hy-Vee 16.25, Iowa- NE State Bank 305.18, Mastercard 15.08, MicroMarketing 23.80, Mid American 301.60, NE Dept of Revenue 26.90, NPPD 36.55, Nintendo Power 19.95, Popular Mechanics 15.97, Wal Mart 19.96, Barb Willoughby 30.05, Woman's Day 12.99

Moved by Larson, seconded by Schovanec, that the proposed Contract with Gill Hauling for waste disposal be approved. Roll call vote: Ayes - Larson, Schovanec, Cahill, and Carson. Nays – None. Motion passed.

Moved by Schovanec, seconded by Carson, that the contract amendment with the city administrator be approved. Roll call vote: Ayes - Schovanec, Cahill, Carson, and Larson. Nays - None. Motion passed.

Moved by Carson, seconded by Cahill, that the supplemental agreement with NDOR, extending the deadline for a signed construction contract for the depot be approved. Roll call vote: Ayes – Cahill Carson, Larson, and Schovanec. Nays-None. Motion passed.

Mayor Cantrell presented the Jack Harrall Heroic Efforts award to Deputy Tony Bos.

At 5:38 Mayor Cantrell opened a hearing on the request of Sean and Debra Sanford to rezone the property at 111 South 15th from commercial to residential. Following comments, the Mayor closed the hearing at 5:45 P.M. The Mayor introduced and read

Ordinance #860, ‘AN ORDINANCE OF THE CITY OF DAKOTA CITY, NEBRASKA, TO AMEND THE COMPREHENSIVE ZONING ORDINANCE; TO REZONE THE FOLLOWING DESCRIBED REAL ESTATE, TO-WIT; SOUTH 55’ OF LOT 1 AND SOUTH 60’ OF LOT 2, BLOCK 173, CITY OF DAKOTA CITY; COMMONLY KNOWN AS 111 S. 15TH; FROM THE PRESENT ZONING CLASSIFICATION OF COMMERCIAL DISTRICT TO RESIDENTIAL DISTRICT ;AMENDING THE CITY ‘USE AND HEIGHT DISTRICT MAP; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWIITH; AND PROVIDING A TIME WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT.’”

Moved by Larson, seconded by Schovanec, that the rule requiring three separate hearings be suspended. Roll call vote; Ayes - Carson, Larson, Schovanec, and Cahill. Nays -None. Motion passed.

Moved by Schovanec, seconded by Cahill, that Ordinance 860 be adopted. Roll call vote: Ayes – Larson, Schovanec, Cahill , and Carson.

The Mayor then introduced Resolution 2008-1, INTRODUCTION OF RESOLUTION APPROVING PROFESSINAL RETAIL OPERATIONS AGREEMENT WITH NEBRASKA PUBLIC POWER. Moved by Carson, seconded by Larson, that Resolution 2008-1 be approved. Roll call vote; Ayes - Schovanec, Cahill, Carson, and Larson. Nays –None. Motion passed and the resolution was adopted.

Cheryl Goettsche, Manager of Cable One, shared with the Council their commitment to quality customer services and services offered to residents of Dakota City. The Mayor and Council asked that a proposed ordinance or resolution entering into another franchise agreement with Cable One, be prepared for consideration at the March council meeting.

Mayor Cantrell asked and Mr. Peters shared general information regarding the proposed inter-local agreement with South Sioux City for borders and economic development.

At 6:28 P.M. Mayor Cantrell opened the public hearing on the request of Jon and Gary Olson to rezone portions of their property from agricultural to heavy industry. Absent comments, the public hearing was closed at 6:30P.M. Mayor Cantrell the introduced Ordinance 858, “AN ORDINANE OF THE CITY OF DAKOTA CITY, NEBRASKA TO AMEND THE COMPREHENSIVE ZONING ORDINANCE; TO REZONE THE FOLLOWING DESCRIBED REAL ESTATE; TO-WIT; NORTH 13.75 CHAINS OF NW 1/4 SE ¼, 5-2-9 APPROXIMATELYT 27.5 ACRES AND SE ½ SE 1/4 , 5-28-9 APPROXIMATELY 80 ACRES; FROM THE PRESENT ZONING CLASSIFICATION OF AGRICULTURAL DISTRICT TO HEAVY INDUSTRIAL DISTRICT; AMENDING THE CITY “USE AND HERIGHT DISTRICT MAP;” REPEALING ALL ORDINANCES OR PART S OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING A TIME WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT.”

Moved by Carson, seconded by Larson, the rule requiring three separate hearings be suspended. Roll call vote; Ayes - Schovancec, Carson, Cahill, and Larson. Nays - None. Motion passed.

Moved by Larson, seconded by Cahill, that Ordinance 858 be adopted. Roll call vote: Ayes – Carson, Cahill, Larson, and Schovanec. Motion passed and the Ordinance was declared adopted.

At 6:35 P.M. ,Mayor Cantrell opened the hearing on the petition of Gene Robertson to rezone portions of his property from agricultural to heavy industry. Following comments and questions, the Mayor closed the hearing at 6:50 P.M. Mayor Cantrell then introduced Ordinance 859, “AN ORDINANCE OF THE CITY OF DAKOTA CITY, NEBRASKA TO AMEND THE COMPREHENSIVE ZONING ORDINANCE; TO REZONE THE FOLLOWING DESCRIBED REAL ESTATE, TO-WIT; SOUTH 52.22 ACRES EXCEPT HIGHWAY 77 RIGHT OF WAY, IN W ½ SE ¼, 5-28-9 AND NW ¼ NE ¼ EXCEPT HIGHWAY 77 RIGHT OF WAY, 8-29-9, 36.2, ACRES; FROM THE PRESENT ZONING CLASSIFICATION OF AGRICULTURAL DISTRICT TO HEAVY INDUSTRIAL DISTRICT; AMENDING THE CITY “USED AND HEIGHT DISTRICT MAP;” REPEALING ALL ORDINANCES OR PART OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDEING A TIME WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT.

Moved by Carson, seconded by Schovanec, that the rule requiring three separate hearings be waived. Roll call vote: Ayes – Schovanec, Carson, Cahill, and Larson. Nays – None.

Moved by Cahill, seconded by Larson, that Ordinance 859 be adopted. Roll call vote: Ayes - Larson, Schovanec, Cahill, and Carson. Nays - None. Motion passed and the Ordinance was declared adopted.

There being no further business, the meeting was adjourned.