

## CITY COUNCIL PROCEEDINGS

City Council Chambers, 123 South Lincoln Street, Municipal Building, Aberdeen, South Dakota, March 13, 2017, at 5:30 p.m., regular meeting of the Board of City Council Members, Mayor Mike Levsen presiding. Present at roll call were City Councilors David Bunsness, Alan Johnson, Dennis "Mike" Olson, Mark Remily, Rob Ronayne, Clint Rux, and Jennifer Slight-Hansen. City Councilor Todd Campbell was absent. City Staff present were Lynn Lander, Ron Wager, Robin Bobzien, Brett Bill, Karl Alberts, Dave McNeil, Cody Roggatz, and Janel Ellingson.

Mayor Levsen led the Pledge of Allegiance.

## MINUTES

Bunsness moved, Rux seconded to approve the council meeting minutes of March 6, 2017, as circulated. All present voting aye, motion carried.

OPEN FORUM – No one was present.

CONSENT CALENDAR

Ronayne moved, Slight-Hansen seconded to approve the following items on the consent calendar:

NOMINATING PETITION – for Clint Rux for City Council Alderman for the SE District, 5-year term – receive and place on file.

SET BID DATE – of April 17, 2017 at 2:00 p.m. at City Hall, 123 South Lincoln Street for Invitations to Bid on the New Library Interior Furnishings.

SET BID DATE – of March 28, 2017 at 2:00 p.m. at City Hall, 123 South Lincoln Street for Advertisement for Bids on the Concrete Street Rehabilitation Project CONC-2017-3.

All present voting aye with Rux abstaining, motion carried.

NEW BUSINESS

## RESOLUTION NO. 17-03-01R

Bunsness moved, Johnson seconded to approve Resolution No. 17-03-01R as follows:

A Resolution to confirm Mayor Levsen's appointment of a Business Improvement District II Board Member.

WHEREAS, the City of Aberdeen has enacted Ordinance No. 08-08-03 creating Business Improvement District No. 2, and

WHEREAS, South Dakota Codified Law (SDCL) 9-55-5 provides that the Mayor shall, with the approval of the governing body, appoint a Business Improvement District Board consisting of property owners, residents, business operators or users of space within the business area to be improved, and

WHEREAS, SDCL 9-55-6 provides that the Board shall consist of no less than five members to serve such terms as the governing body, by resolution, determines, and

WHEREAS, the Business Improvement District No. 2 is created for the purpose of funding a portion or all of the future proposed public activities, facilities, events, and improvements along with the costs of acquisition, construction, maintenance, operation, and funding of such improvements, facilities, events or activities for: the enhancement, expansion, marketing and promotion of visitor facilities, events, attractions and activities benefiting the city and its hotels and motels located within the district through the City Convention and Visitors Bureau, and

WHEREAS, Mr. Shane Glover of Super 8 Hotels shall be appointed by the Mayor to serve as a BID II Board Member, and

IT IS HEREBY RESOLVED that all Business Improvement District II Board members shall be appointed by the Mayor with the approval of the governing body at the March 13, 2017 City Council Meeting. Each Business Improvement District II Board Member shall serve

until his or her successor is appointed. If the Business Improvement District II Board Member's position becomes vacant, then his or her successor shall be appointed by the Mayor and approved by the governing body as soon as practicable at a regularly scheduled City Council Meeting. The successor shall fill the remainder of the predecessor's term.

All present voting aye, motion carried.

RESOLUTION NO. 17-03-02R

Ronayne moved, Remily seconded to approve Resolution No. 17-03-02R as follows:

**RESOLUTION DECLARING REAL ESTATE SURPLUS LIBRARY PROPERTY**

WHEREAS, the City of Aberdeen, for and on behalf of the Library Board of Trustees, acquired in 1959 the real property described below for the purpose of constructing a municipal public library facility (hereafter "library"):

LOTS SEVEN (7) TO TWELVE (12) INCLUSIVE IN BLOCK SIXTEEN (16), THOMAS ADDITION TO THE CITY OF ABERDEEN, AND LOTS TWELVE (12), THIRTEEN (13) AND FOURTEEN (14), PIERCE'S SUBDIVISION OF BLOCK ONE HUNDRED AND FOUR (104), HAGERTY & LLOYD'S ADDITION TO ABERDEEN; and

WHEREAS, a library building known as Alexander Mitchell Library was constructed thereon and opened for the service, use, and benefit of the public by August 1, 1963; and

WHEREAS, the City of Aberdeen, for and on behalf of the Library Board of Trustees, acquired additional real property from 1960 to 1985 for the purpose of facility expansion and for providing vehicle parking for the library, such real property being legally described as:

LOTS FIFTEEN (15) TO TWENTY-ONE (21), PIERCE'S SUBDIVISION OF BLOCK ONE HUNDRED AND FOUR (104), HAGERTY & LLOYD'S ADDITION TO ABERDEEN, and

LOTS FIVE (5) AND SIX (6), PIERCE'S SUBDIVISION OF BLOCK ONE HUNDRED AND FOUR (104), HAGERTY & LLOYD'S ADDITION TO ABERDEEN; and

WHEREAS, none of the above real property was in or part of a public park at the time or subsequent to its acquisition, nor was such real property designated by the governing body of the City of Aberdeen as park land pursuant to SDCL Ch. 9-38; and

WHEREAS, the above real property was acquired by the City of Aberdeen on behalf of the Library Board of Trustees for the provision and maintenance of quarters for the library as established pursuant to SDCL Ch. 14-2; and

WHEREAS, a new facility is under construction at a site selected by the Library Board of Trustees for the service, use, and benefit of the residents of the City of Aberdeen and the new library is scheduled to be completed and open to the public on or about September 1, 2017; and

WHEREAS, the Library Board of Trustees at its regular meeting on March 7, 2017, determined that, after the library is relocated to the new facility, the above real property and all buildings and structures thereon are no longer necessary, useful, or suitable for the purpose for which such property was acquired; and

WHEREAS, the Library Board of Trustees by resolution adopted March 6, 2017, requested that the City Council declare the above real property to be surplus property to be disposed of according to law, with the proceeds of such sale designated to the Library Fund.

NOW, THEREFORE, BE IT RESOLVED by the Aberdeen City Council, that the following real property, as shown on the attached map, is declared to be surplus property, said surplus property described as follows:

All of the City of Aberdeen's right, title, and interest in:

LOTS SEVEN (7) TO TWELVE (12) INCLUSIVE IN BLOCK SIXTEEN (16), THOMAS ADDITION TO THE CITY OF ABERDEEN;  
 LOTS TWELVE (12) TO TWENTY-ONE (21), PIERCE'S SUBDIVISION OF BLOCK ONE HUNDRED AND FOUR (104), HAGERTY & LLOYD'S ADDITION TO ABERDEEN; and  
 LOTS FIVE (5) AND SIX (6), PIERCE'S SUBDIVISION OF BLOCK ONE HUNDRED AND FOUR (104), HAGERTY & LLOYD'S ADDITION TO ABERDEEN.

BE IT FURTHER RESOLVED by the Aberdeen City Council that the Finance Officer shall dispose of the said surplus library property by sale in accordance with the laws of the State of South Dakota, and designate the proceeds of such sale to the Library Capital Project Fund.

All present voting aye, motion carried.

#### REQUEST TO INCUR EXPENSES FOR SALE OF SURPLUS LIBRARY

Ronayne moved, Bunsness seconded to postpone for two weeks any action on a request to incur expenses of \$11,000 necessary to sell the surplus library real property. All present voting aye, motion carried.

#### BUDGETED TRANSFERS

Rux moved, Olson seconded to authorize the City Finance Office to perform the 2017 Budgeted Transfers between funds as needed and provided for in Ordinance No. 16-09-01 – 2017 Annual Appropriation Ordinance. All present voting aye, motion carried.

#### BIDS FOR ASPHALTIC REPAIR MIX

Bids were received and publicly read on March 7, 2017 for 2017 Asphaltic Repair Mix for the Public Works Department. A detailed list of the bids is on file at the City Finance Office. Bunsness moved, Johnson seconded to award the Asphaltic Repair Mix Bids-Items 3 and 4 to Lien Transportation in the amount of \$490,050 and authorize the City Manager and City Finance Officer to sign all necessary documents after approval by the City Attorney. All present voting aye, motion carried.

#### BIDS FOR ACCESSIBLE SIDEWALK QUADRANT IMPROVEMENTS

Bids were received and publicly read on March 7, 2017 for 2017 Accessible Sidewalk Quadrant Improvements. A detailed list of the bids is on file at the City Finance Office. Johnson moved, Bunsness seconded to award the Accessible Sidewalk Quadrant Bid to DeGroot Concrete in the amount of \$122,039.20 and authorize the City Manager and City Finance Officer to sign all necessary documents after approval by the City Attorney. All present voting aye, motion carried.

#### BIDS FOR AGGREGATES

Bids were received and publicly read on March 7, 2017 for 2017 Seal Coat Aggregates for the Public Works Department. A detailed list of the bids is on file at the City Finance Office. Olson moved, Johnson seconded to award the Aggregates Bid Option A to Jensen Rock & Sand in the amount of \$53,800 and authorize the City Manager and City Finance Officer to sign all necessary documents after approval by the City Attorney. All present voting aye, motion carried.

#### BID FOR ROAD OIL

A Bid was received and publicly read on March 7, 2017 for 2017 Road Oil for the Public Works Department. A detailed list of the bid is on file at the City Finance Office. Rux moved, Slaight-Hansen seconded to award the Road Oil Bid to Flint Hills Resources Pine Bend, LLC in the amount of \$221,557.50 and authorize the City Manager and City Finance Officer to sign all necessary documents after approval by the City Attorney. All present voting aye, motion carried.

**BIDS FOR WATERMANS, FRAMES/GRATES, HYDRANTS AND PIPE**

Bids were received and publicly read on March 7, 2017 for 2017 Watermains, Frames/Grates, Hydrants and Sewer Pipe for the Public Works Department-Utility Division. A detailed list of the bids is on file at the City Finance Office. Slaughter-Hansen moved, Johnson seconded to award the Bids for Schedule A - Pipe, Valves & Fittings to HD Supply Waterworks in the amount of \$86,530.43, Schedule B – Fire Hydrants to HD Supply Waterworks in the amount of \$36,474.25, Schedule C – Manholes and Inlets to HD Supply Waterworks in the amount of \$11,665.50, and Schedule D – Sewer Couplings & Pipe to Milbank Winwater in the amount of \$5,592.74 as recommended by the Public Works Department and authorize the City Manager and City Finance Officer to sign all necessary documents after approval by the City Attorney. All present voting aye, motion carried.

**PAYMENT REQUESTS FOR WTP SOLIDS CONTACT STRUT REPLACEMENT**

Bunsness moved, Rux seconded to approve a payment request in the amount of \$47,959.27 to Herman Housemoving Inc. and payment request in the amount of \$24,910.00 to Schwan Welding & Boiler Repair for work completed on the Water Treatment Plant Solids Contact Unit #1 Strut Replacement Project. Upon roll call, all present voting aye, motion carried.

**PAYMENT REQUEST FOR MERTON ST HOLDING POND**

Bunsness moved, Rux seconded to approve and authorize the City Manager to sign payment request #1 in the amount of \$51,489.55 to B & B Contracting for work on the Merton Street Holding Pond Project (SS-2017-2). Upon roll call, all present voting aye, motion carried.

**PAYMENT REQUEST FOR LIBRARY CONSTRUCTION**

Rux moved, Olson seconded to approve payment request #12 in the amount of \$375,165.06 to Quest Construction, LLC for work on the new Library Construction Project. Upon roll call, all present voting aye, motion carried.

**CHANGE ORDER FOR AIRPORT RUNWAY PROJECT**

Johnson moved, Bunsness seconded to approve and authorize the City Manager to sign Change Order #2B in the amount of \$11,395.50 for Jacobson Electric pending receipt of approved change order from Federal Aviation Administration and contract time extension to March 31, 2017 to complete the additional work on Airport Project #3-46-0001-36-2016 Runway 17/35 Decoupling, Bid Schedule B. All present voting aye, motion carried.

**PAYMENT REQUEST FOR AIRPORT RUNWAY PROJECT**

Johnson moved, Remily seconded to approve and authorize the City Manager to sign Payment Request #19 in the amount of \$6,654.11 to Helms & Associates for work on the Airport Project #3-46-0001-36-2016 Runway 17/35 Decoupling Construction Phase. Upon roll call, all present voting aye, motion carried.

**BILLS**

Ronayne moved, Bunsness seconded to approve the following audited bills for services, supplies, repairs, and maintenance: Northwestern Energy 91,882.15; SD Dept. of Revenue 22,433.19; SD Public Assurance Alliance 324,399.21; Northern Electric 4,211.61; Wegner Auto Co. Inc. 82,322.00; Direct Automation LLC 59,311.33; Clark Engineering Corp. 1,825.12; US Bank 55,889.59; Dependable Sanitation 15,216.00; Wellmark Blue Cross/Blue Shield 40,000.00; Dakotacare Administrative 50,791.26; MARCO Inc 245.15; Stryker Sales Corp 4,465.76; Helms & Associates 130.00; SD Building Officials 300.00; CenturyLink 3,771.67; Borns Group 4,105.03; Northern Valley Communications 305.98; Macks Auto, Inc 932.32; Business Growth Systems, LLC 1,800.00; AT & T 54.02; American News 1,080.66; Aberdeen Chamber of Commerce 42.00; Praxair Distribution Inc 122.96; Helms & Associates 14,069.05; MARCO Technologies LLC 258.49; Bonnie Bitz 2,960.00;

RDO Equipment Co 152.48; Dakota Doors Inc 5,521.13; Chris & Dan's Tarp & Canvas Repair 860.00; City Treasurer 7,150.00; Dakota Electronics 691.00; Don's Builders Hardware 36.00; Dennis Gavin 2,500.00; HEPPEP's 47.29; Quality Welding Inc 38.63; Engel Music Store 1,000.00; Cole Papers Inc 3,254.04; Farm Power Mfg Inc 268.74; University of Minnesota 800.00; GCR Tires & Service 140.50; Carquest Auto 2,347.48; Graham Tire Co 222.44; Hedahls Inc 537.74; Thersia Cox 27.30; House of Glass, Inc 2,339.12; Nelson Sales & Service, LLC 158.00; Kelsey Welding 20.00; Kesslers Inc 177.58; Automatic Building Controls 4,187.00; Steven Lust Automotive 268.34; MAC's Inc 85.75; Mattern Diesel Service 379.16; Sewer Duck Inc 85.00; Grote Sheet Metal Inc 648.00; Minnesota Knife 320.00; Clubhouse Hotel & Suites 161.00; Farnams Genuine Parts 439.52; NSU Workstudy 103.50; A & B Business Solutions 487.23; Pantorium 50.70; Dakota Supply Group 772.43; PostMaster 225.00; Midstates Group 607.97; Safety Service Inc 2,950.00; Avera St Luke's Hospital 4,711.00; Custom Glass & Repair 350.27; Sheehan Mack Sales & Equipment Inc 20.00; Sherwin-Williams Co 107.94; Crawford Trucks & Equipment 102.24; Bandit Industries, Inc 148.40; Town & Country Lumber Inc 811.14; Pro-Build 1,046.27; Weismantel Rent All 115.00; United Rotary Brush Corp 864.10; Hannah Lagerquist 41.16; Diesel Machinery Inc 1,420.08; Baker & Taylor Inc 2,270.83; DEMCO Inc 103.79; GALE/CENGAGE Learning 379.08; Hayley Swenson 195.00; Fastenal Company 775.16; Quality Books Inc 3,093.96; Shane Franks 120.00; John David Rohrbach 48.00; Totally Tubular Mfg 216.16; Blair Scoular 96.00; Lauren McCafferty 60.00; Prestige Flag 969.82; Yamaha Golf & Utility 49.28; Gumdrop Books, Inc 630.96; Elite Collision Center, Inc 2,484.00; Cody Roggatz 43.00; Scott Kusler 121.00; Ray Payer 135.00; Tom Wanttie 47.25; Tim Reed 500.00; Davin Johnson 48.00; Dependable Sanitation Inc 962.00; Center Point Large Print 286.41; Western States Fire Protection Co 1,675.00; Amy Scepaniak 90.00; Roger Privratsky 247.00; Pressure Washer Central 142.54; Taylor Laundry 13.00; Fordham Signs 2,653.50; Mark Grote 36.00; PEPSI-COLA 59.00; Theatre House Inc 668.41; Cartney Bearing Co 17.67; Pauer Sound & Music Inc 65.00; Titan Access Acct 1,072.10; Mark Hoven 222.00; Hub City Radio 500.00; Executive Management 52.62; Pierson Ford-Lincoln-Mercury 31.83; ULine 151.17; North Central Farmers Elevator 4,554.36; Barton Heating & A/C Inc 488.22; Rick's Heating/Air Conditioning 150.82; MID-AM Research Chemical 221.00; The Forum 220.00; Dakota Broadcasting LLC 610.00; Dakotaland Autoglass Inc 181.89; Donnie's Piano Tuning & Repr 95.00; MTI Distributing 2,452.31; SD Airport Managers Assn 25.00; Glacial Lakes & Prairies Tourism Assoc 300.00; Michelle Bacon 240.00; Fire Safety First 1,184.90; Prairie Tool Company 900.00; Ruth Wegehaupt 60.00; Quill Corp 240.99; Lynn Lander 149.40; Chuck Forrest 9.00; Federal Express Corp 86.12; Ken's Superfair Foods 1,736.02; O'Reilly Auto Parts 19.98; Century Business Products 50.00; Northwestern Corp 138.54; Menards 2,626.04; Shannon Broderson 162.00; Aberdeen Hockey Assn 450.00; Dakota Fluid Power Inc 275.79; McQuillen Creative Group Inc 1,193.75; Borns Group 134.80; FP Mailing Solutions 135.00; Mike Levsen 134.40; OCLC, Inc 857.44; Sheryl Erickson 900.00; Ferguson Waterworks 1,637.28; Charles Kornmann 217.59; CO-OP Architecture 45,000.00; Matheson Tri-Gas Inc 418.11; POMP's Tire Service, Inc 76.50; Camby's Pass Inc 778.27; Breann Jackson 195.00; Dakota Oil 164.16; Harves Sport Shop 127.93; Tim Blue 9.00; Learning Opportunities, Inc 1,874.98; R & R Specialties Inc 117.00; Steve Markley 66.00; Plunkett's Pest Control 336.18; Aberdeen Plumbing & Heating Inc 3,554.66; Patricia Brosz 431.25; John Kersten 4,251.06; Randy Murphy 450.00; Aberdeen Chrysler Center 5,709.46; Nielsen's 163.51; Midwest Tape 160.91; Gavin Voss 48.00; Soil Technologies Inc 4,500.00; Austin Eggl 146.00; Curt Fredrickson 222.00; Tyler Bierman 9.00; GRAINGER 636.57; Jefferson Partners LP 650.70; Ameripride Services Inc 1,495.12; Crescent Electric Supply 10.50; Midwest Pump & Tank 16.75; Long Rider Books

600.05; G & R Controls Inc 758.05; Tri-State Water, Inc 32.50; Melissa Kollman 150.00; Robyn Ewalt 630.00; Deere Credit, Inc 16,315.20; ERANGE Inc 240.00; Footprints Media 100.00; Moss & Barnett 864.00; Lyla Agius Designs 234.34; Carla Jo Krege 192.00; Sara Scepaniak 204.00; Janet Nelson 63.82; Matthew Rohrbach 48.00; Daniel Orr 48.00; Luke Bunke 48.00; Ronald Sieler 40.00; Hillyard Sioux Falls 1,069.86; Tyler Oliver 80.00; Bradley J Cihak 48.00; Fergus Power Pump, Inc 531.60; Steve Gryb 900.00; Megan Kusler 216.00; Aldous J Ulvog 165.00; Aberdeen Machine Tool, Inc 1,110.00; Runnings Supply Inc 3,817.03; Interstate Battery Arlington 163.90; Eide Bailly LLP 850.00; Carolyn Gallup 45.58.  
Upon roll call, all present voting aye, motion carried.

CITY MANAGER'S REPORT

Lynn Lander presented the City Manager's Report.

There being no further business, Bunsness moved, Johnson seconded that the meeting be adjourned. All present voting aye, motion carried.

Prepared by Mary Campton for the Finance Office. /s/ Karl Alberts, Finance Officer.