

CITY COUNCIL PROCEEDINGS

Brown County Commission Chambers, 25 Market Street, Aberdeen, South Dakota, June 7, 2018, at 4:00 p.m., Special City Council Meeting, to canvass results from the Municipal Election with the Brown County Auditor's Office. Mayor Mike Levsen presiding. Present at roll call were City Councilors Mark Remily, Rob Ronayne, Clint Rux, and Jennifer Slight-Hansen. City Councilors David Bunsness, Alan Johnson, Dave Lunzman, and Dennis "Mike" Olson were absent.

CANVASS ELECTION RESULTS

County Auditor Maxine Fischer presented the election results from the Municipal Election for the Offices of City Council Member – NE District and City Council Member – SW District held with the Primary and School Election on June 5, 2018. Rux moved, Slight Hansen seconded to approve the canvassing of the election results and Resolution No. 18-06-02R as follows:

WHEREAS, on January 8, 2018, the City Council of the City of Aberdeen set the time and date of the annual Municipal Election to be held in the City on June 5, 2018 with the Primary and School Board Elections for the purpose of electing City Council Members for the NE District and SW District, and

WHEREAS, at the annual Municipal Election held in three voting centers in the City of Aberdeen, South Dakota on Tuesday, June 5, 2018, there were cast the following votes for Office of City Council Member NE District, five-year term, to wit: Rob Ronayne received 702 votes and Char Cornelius received 458 votes, there being a total of 1,160 legal votes cast; for Office of City Council Member SW District, five-year term, to wit: Alan Johnson received 394 votes and Dan Richardt received 294 votes, there being a total of 688 legal votes cast; and

WHEREAS, the returns of said election have been delivered and canvassed by the City Council, and

WHEREAS, Rob Ronayne and Alan Johnson received a plurality of the legal votes cast for City Council Members,

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ABERDEEN, that Rob Ronayne is hereby elected City Council Member NE District and Alan Johnson is hereby elected City Council Member SW District and the City Finance Officer is hereby directed to issue the proper Certificates of Election.

All present voting aye, motion carried.

There being no further business, Rux moved, Remily 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.

CITY COUNCIL PROCEEDINGS

City Council Chambers, 123 South Lincoln Street, Municipal Building, Aberdeen, South Dakota, June 11, 2018, 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, Dave Lunzman, Dennis "Mike" Olson, Rob Ronayne, and Clint Rux. City Councilors Mark Remily and Jennifer Slight-Hansen were absent. City Staff present were Lynn Lander, Ron Wager, Robin Bobzien, Brett Bill, Jordan McQuillen, Dave McNeil, and Cody Roggatz.

Mayor Levsen led the Pledge of Allegiance.

MINUTES

Bunsness moved, Olson seconded to approve the minutes of June 4, 2018, as circulated.

All present voting aye, motion carried.

OPEN FORUM – Shelley Westra-Heier was present to announce the Aberdeen Downtown Association's Summer Concert Series beginning Thursday, June 14th, at 6:00 p.m.

CONSENT CALENDAR

Ronayne moved, Lunzman seconded to approve the following items on the consent calendar:

LICENSES – Ambulance Driver –Blaine Cooper; Taxi Cab Driver – Traci Denis

REQUEST FOR PERMISSION – to block off the alley west of the First United Methodist Church on South Lincoln Street and 6th Avenue on June 17th for worship service and lunch.

REQUEST FOR PERMISSION to serve and permit the consumption of alcoholic beverages at the Wylie Park Pavilion for a Schnaidt Wedding on September 1st.

LOTTERY NOTICE – Roemmick for SD – receive and place on file.

All present voting aye, motion carried.

NEW BUSINESSORDINANCE NO. 18-06-06

City Attorney Ron Wager presented Cable Franchise Ordinance No. 18-06-06 granting and renewing the cable franchise with Midcontinent Communications. He explained the agreement on a new cable franchise ordinance granting Midco and also Northern Valley Communications, LLC a nonexclusive cable system franchise upon the terms and conditions set forth in the ordinance and went through a summary comparing terms of the existing franchise with the negotiated renewal franchise. Ronayne moved, Rux seconded to approve first reading of Cable Franchise Ordinance No. 18-06-06 with Midcontinent Communications. Upon roll call, Bunsness voting nay, Johnson, Lunzman, Olson, Ronayne, Rux, and Mayor Levsen voting aye, motion carried.

ORDINANCE NO. 18-06-07

City Attorney Ron Wager presented Cable Franchise Ordinance No. 18-06-07 granting and renewing the cable franchise with Northern Valley Communications, LLC. Rux moved, Johnson seconded to approve first reading of Cable Franchise Ordinance No. 18-06-07 with Northern Valley Communications, LLC. Upon roll call, Rux, Ronayne, Olson, Lunzman, Johnson, and Mayor Levsen voting aye, Bunsness voting nay, motion carried.

RESOLUTION NO. 18-06-03R

City Attorney Ron Wager presented Resolution No. 18-06-03R extending the cable television franchise of Northern Valley Communications to October 1, 2018. Olson moved, Rux seconded to approve Resolution No. 18-06-03R as follows:

WHEREAS, the City of Aberdeen, South Dakota (“City”) granted a Cable Television Franchise Agreement (“Franchise”) to Northern Valley Communications, LLC (“NVC”), to own and operate a cable television system in the City; and

WHEREAS, the initial term of the Franchise expires on or about April 2, 2018; and

WHEREAS, the City Council by Resolution No. 18-02-01R, and accepted by NVC, extended the Franchise to July 1, 2018; and

WHEREAS, both the City and NVC desire to extend the term of the Franchise to finalize renewal of the Franchise.

NOW, THEREFORE, the City Council of Aberdeen, South Dakota, hereby resolves as follows:

1. The Franchise is hereby amended by extending the term of the Franchise from July 1, 2018, through the date on which NVC’s Franchise is either renewed or until and including October 1, 2018, whichever shall first occur.

2. Except as specifically modified hereby, the Franchise shall remain in full force and effect.

3. The City and NVC hereby agree that neither waives any rights either may have under the Franchise or applicable law.

4. This Resolution shall become effective upon the occurrence of both of the following

conditions: (1) The Resolution being passed and adopted by the City Council of the City of Aberdeen, South Dakota, and (2) NVC's acceptance of this Resolution.

All present voting aye, motion carried.

RESOLUTION NO. 18-06-01R

City Planning/Zoning Director Brett Bill presented Resolution No. 18-06-01R to vacate public right-of-way described as the entire 16' wide public alley right-of-way in Block 35, Roches East Side Addition to Aberdeen, commencing at the south side of 3rd Avenue, SE right-of-way and continuing south 300' to point of termination (2900 – 3rd Avenue, SE) for the Mary Dell Inman Estate. Johnson approved, Bunsness seconded to approve Resolution No. 18-06-01R as presented. All present voting aye, motion carried.

ACCEPT GIFT FOR RIDE LINE

City Attorney Ron Wager requested acceptance of a money gift of \$3,868.05 minus a proportionate share of unpaid trust administration costs from Schwab Family Living Trust to be allocated to Ride Line and to authorize the City Manager to acknowledge distribution of the monies to the City of Aberdeen. Rux moved, Ronayne seconded to approve the acceptance of a gift of \$3,868.05 from the Schwab Family Living Trust to be allocated to Ride Line. All present voting aye, motion carried.

HEARING ON TRANSFER OF MALT BEVERAGE LICENSE

This being the time and place set for a hearing on the transfer of a Retail On-Off Sale Malt Beverage License with Video Lottery from Bonn Express, LLC to Bonn Express, Inc. at 801 North Hwy #281, Mayor Levsen opened the hearing, no public comments were received, the hearing was closed. Ronayne moved, Olson seconded to approve the transfer of Retail On-Off Sale Malt Beverage License with Video Lottery from Bonn Express, LLC to Bonn Express, Inc. at Lucky Spot Casino, 801 North Hwy #281. All present voting aye, motion carried.

HEARING ON SPECIAL LIQUOR LICENSE

This being the time and place set for a hearing on an application for a Special Six-Day Retail On-Sale Liquor License on June 12 – June 17, 2018 for ACT 2, Inc. dba Aberdeen Community Theatre at 417 South Main Street, Mayor Levsen opened the hearing, no public comments were received, the hearing was closed. Ronayne moved, Lunzman seconded to approve a Special Six-Day Retail On-Sale Liquor License on June 12th – June 17th for ACT 2, Inc. at 417 South Main Street. All present voting aye, motion carried.

COMMUNITY EVENT PERMIT FOR THE PUB'S FUNDRAISER

Johnson moved, Rux seconded to approve a Community Event Permit for the Pub's Fundraiser for the Humane Society on June 16th at 105 North Lincoln Street with a time extension for the music until 12:00 midnight. All present voting aye, motion carried.

RFQ FOR ENGINEERING SERVICES AND AVIATION PLANNING FOR AIRPORT

Transportation Director Cody Roggatz explained the RFQ Notice for the Airport Master Plan and Airport Layout Plan Project in which two submittals were received: Helms & Associates in partnership with Mead & Hunt and KLJ in partnership with Clark Engineering. He requested that Helms & Associates in partnership with Mead & Hunt be selected to perform the Airport Master Plan and Airport Layout Plan Project with a project budgeted amount of about \$400,000. Olson moved, Bunsness seconded to approve Helms & Associates in partnership with Mead & Hunt to perform the Airport Project. All present voting aye, motion carried.

PAYMENT FOR AGREEMENT FOR PASSENGER LOADING BRIDGE

Transportation Director Cody Roggatz presented a payment request in the amount of \$1,297.00 to Helms & Associates for professional agreement to acquire a Passenger Loading Bridge for the Airport. Ronayne moved, Rux seconded to approve and authorize the City Manager to sign the payment request in the amount of \$1,297.00 to Helms & Associates. Upon roll call, all present voting aye, motion carried.

PAYMENT FOR AIRPORT WILDLIFE HAZARD ASSESSMT/MITIGATION

Transportation Director Cody Roggatz presented payment request #5 in the amount of \$4,852.41 to Helms & Associates for work on the Airport AIP #3-46-0001-37-2017 Wild Life Hazard Assessment and Mitigation Project. Johnson moved, Bunsness seconded to approve and authorize the City Manager to sign payment Request #5 in the amount of \$4,852.41 to Helms & Associates. Upon roll call, all present voting aye, motion carried.

BILLS

Rux moved, Bunsness seconded to approve the following audited bills for services, supplies, repairs, and maintenance: Northwestern Energy 70,492.02; Great Western Bank 84,805.09; KLAS Group 33,418.84; Dacotah Bank 47,955.72; CorTrust 23,977.88; Banz, Gosch & Cremer Trust 26,105.86; Prairie's Edge Development, LLC 38,304.56; Dependable Sanitation, Inc. 22,907.61; Butler Machinery 47,838.00; CWF Masonry & Construction 73,712.37; Jon Murdy 1,454.01; J & K Mowing Service 112.50; AFFINIS 317.48; United Parcel Service 93.84; MARCO, Inc. 134.41; AT & T 168.78; Matheson Tri-Gas Inc. 32.08; Crawford Trucks & Equipment 50,190.00; Western Area Power Admin. 8,616.00; FP Mailing Solutions 135.00; Midwest Alarm Company 546.96; Dakota Custom Turf 533.47; American News 4,710.62; Mettler Sichmeller Engineering 6,450.00; Aberdeen Chamber of Commerce 50.00; Praxair Distribution Inc. 190.37; American Assn Airport Execs 1,100.00; Helms & Associates 4,197.20; MARCO Technologies LLC 221.18; Bonnie Bitz 4,020.00; Tessman Company 4,930.44; RDO Equipment Co. 3,481.41; Dakota Doors Inc. 519.00; Leidholt Electric LLC 287.03; Hawkins Inc. 986.92; Dakota Electronics 96.20; Vosika Fencing 9,579.96; Don's Builders Hardware 424.00; Heartland Paper Company 165.24; Engel Music Store 39.85; Cole Papers Inc. 242.42; Farm Power Mfg Inc. 150.00; GCR Tires & Service 79.32; Jensen Rock & Sand Inc. 420.00; Graham Tire Co. 120.00; Farm & Home Publishers Ltd. 269.50; Grote Roofing Co. Inc. 120.41; TDS Media Direct Inc. 490.00; Education Outdoors 673.42; Auto Value Part Stores 540.85; CASH-WA Distributing 97.79; House of Glass, Inc. 364.63; H F Jacobs & Son 8,108.64; Kesslers Inc. 421.18; Automatic Building Controls 328.00; M-B Companies Inc. 6,511.55; MAC's Inc. 87.80; Propet Distriubtors Inc. 501.35; Ferguson Enterprises, Inc. 3,491.98; Sewer Duck Inc. 210.00; Farnums Genuine Parts 72.94; NSU Workstudy 45.00; Sean Spencer 414.40; Pantorium 73.20; Mardian Scrap Recycling Inc. 10.35; Dakota Supply Group 3,010.95; Midstates Group 1,292.01; Safety Service Inc. 7,600.00; Avera St. Luke's Hospital 3,836.00; Light & Siren 653.00; Schwan Electric Inc. 2,739.29; Schwan Welding & Boiler 347.99; Fay's Refrigeration Service 1,000.14; Sherwin-Williams Co. 377.00; Gary's Auto Body & Accessories 662.50; Crawford Trucks & Equipment 242.31; SD Div of Motor Vehicles 10.00; SD Dept. of Transportation 1,860.61; Pro-Build 268.67; Weismantel Rent All 500.00; Western Printing 1,113.20; Hannah Lagerquist 62.16; Ben Meadows Co. 780.40; Baker & Taylor Inc. 5,108.02; DEMCO Inc. 873.83; GALE/Cengage Learning 161.57; Fastenal Company 1,032.69; PRAXAIR, Inc. 3,036.30; Totally Tubular Mfg 150.46; Blair Scoular 30.00; Greenleaf Technologies Inc. 272.30; Airside Solutions, Inc. 3,962.40; Crystal Harper 102.78; Electric Co. of SD 2,801.03; Prestige Flag 1,112.74; Aberdeen Taxi, LLC 179.50; Cody Roggatz 171.36; Gypsy Cowbelle 175.00; Mach 3 Enterprises 300.00; Pockets Full of Fun 525.00; Aberdeen Area USBC 200.00; Ladner Electric 1,442.89; Carpet Master 165.00; G. L. Berg Entertainment 400.00; Goodmark Nurseries 6,276.00; Dependable Sanitation, Inc. 989.75; Center Point Large Print 265.44; Bryan Rock Products 512.41; Production Monkeys.com 3,162.24; Zamperla, Inc. 783.82; AAP of Aberdeen SD 286.37; Pinnacle AG 550.00; Leisure Lifestyle Products, LLC 5,548.50; Mark Harvey Levine 345.00; Titan Machinery 108.50; Resort Home Furniture 1,424.00; South Branch Nurseries, Inc. 480.00; WISP Services LLC 1,900.00; Sioux Valley Environmental Inc. 3,784.00; PEPSI-COLA 1,283.10; NSI Lab Solutions 307.00; INTEGRA Chemical Co. 5,625.00; COCA-COLA

Refreshments 212.00; Pauer Sound & Music Inc. 4,128.00; Titan Access Acct./Productivity Plus Acct. 374.47; Hub City Radio 800.00; Executive Management 60.84; Service Signs Inc. 3,862.35; Best Cob LLC 1,050.00; Pierson Ford-Lincoln-Mercury 193.73; Environmental System Research Institute 1,450.00; West Payment Center 590.02; Parkview Nursery Inc. 206.79; Dakota Broadcasting LLC 150.00; Dakotaland Autoglass Inc. 26.59; Livestock Specialist Inc. 156.68; MTI Distributing 3,891.44; M & K Tree Transplanting LLC 65.00; The Lifeguard Store Inc. 1,694.50; Glacial Lakes & Prairies Tourism Assoc. 250.00; Bismarck Tribune 388.00; Dakota Concrete Raising 331.50; Fire Safety First 298.00; Aberdeen Aqua Addicts 1,000.00; Action Pest Control 315.00; Federal Express Corp. 19.19; Ken's Superfair Foods 965.55; Border States Electric Supply 265.20; West River Beverage Inc. 490.00; Sabrina Padfield 172.00; Menards 3,839.40; Fallout Creative Community 100.00; SD Pilots Association 20.00; Dakota Fluid Power Inc. 580.26; McQuillen Creative Group Inc. 1,043.75; Grand Forks Herald 118.75; Borns Group 947.26; Bill Spellman Painting 1,223.86; OCLC, Inc. 887.45; Rod Kurtz 60.00; NCL of Wisconsin 684.34; Recreation Supply Co. 1,112.23; Shirley Arment 42.18; NSU Finance & Administration 10.00; Jett Enterprises 161.81; Matheson Tri-Gas Inc. 14.65; Aberdeen Shuttle 144.00; Specialty Store Services 109.31; Van Diest Supply Co. 8,317.04; Dakota News 6,092.71; Camby's Pass Inc. 1,715.65; Carlson & Stewart Refrigeration Inc. 4,841.34; Forest Rux 79.44; Dakota Oil 135.21; Whitewater West Industries 204.36; Joshua J. Frachiseur 2,875.00; NU Source Financial, LLC 57.50; Harves Sport Shop 1,426.43; Plunkett's Pest Control 140.60; Aberdeen Plumbing & Heating, Inc. 988.19; Pro Ag Supply Inc. 105.03; Best Carpet Cleaning 2,440.00; Midwest Tape 355.21; Environmental Resource Associates 174.75; Titan Machinery 1,069.67; Butler Machinery Co. 3,297.48; L & O Acres Transport 912.30; GRAINGER 465.87; Geffdog Designs 985.90; Burdette Electric, Inc. 360.00; Ameripride Services Inc. 941.43; Crescent Electric Supply 421.39; Midwest Pump & Tank 55.52; Sakura Eggena 14.01; G & R Controls Inc. 16,348.00; Domino's Pizza 225.67; Chance Rides Manufacturing Inc. 3,278.86; Convergint Technologies LLC 745.89; Moss & Barnett 2,433.50; CWF Masonry & Construction Inc. 32,560.97; Hansmeier & Son Inc. 1,275.00; Daniel Orr 45.00; Karen Lane 13.86; Jackie Witlock 100.00; Bibliothica, LLC 151.07; Jake's Heating & Cooling 358.91; Calgon Carbon Corp. 26,000.00; Kandi K Smith 262.50; Gayle Parmeter 46.20; Apple Books 159.18; Jonathon Murdy 2,500.00; AGTEGRA Cooperative 6,706.48; Shannon Chemical Corp. 3,531.77; Runnings Supply Inc. 7,588.30; Eide Bailly LLP 500.00; Kaylee Kieson 31.54; Isabel Mills 14.71; Danae Pfitzer 28.02; William Eggena 12.62; Donovan Kiesow 20.32; Gideon Nikolas 15.41; Elizabeth Preszler 42.06; Angie Walth 33.68; Sophia Blanchard 24.52; Laukia Gundewar 14.71; Aaron Idt 14.02; Ananya Kolar 11.20; Josiah Kollman 3.50; Hannah Moore 35.74; Allie Novstrup 25.93; Sydney Raap 3.50; Aglaia Ramey 7.01; Becca Sather 28.05; Grace Seyer 22.41; Aurora Washenberger 21.02; Carly Wirth 24.53; Phyllis Gab 13.86; Barb Imberi 20.00; Judy Mardian 13.20; Mike Woods 33.00; Lorraine Fowler 91.59. Upon roll call, all present voting aye, motion carried.

PAYROLL

Olson moved, Bunsness seconded to approve the payroll for the period from May 27, 2018 through June 9, 2018 and city share of social security, old age & survivor's insurance, retirement, health and life insurance: Wells Fargo 149,608.14; SD Retirement 74,911.71; Governing Body 3,192.28; City Hall Michael Mielke 20.67 hr, City Manager 8,113.11; City Attorney 6,261.63; Finance 14,135.51; HR 10,179.60, Jill Mohr 3,221.33 biweekly; Building 1,006.24; Computer 4,686.55; Planning/Zoning 14,544.15; Engineering 14,742.90; Police 123,476.26, William Braswell 22.26 hr, Landon Seaman 22.26 hr, Brady Woehl 22.26 hr, Fire 109,498.00, Jordon Dahme 14.41 hr; Housing/Building 6,486.55; Street 30,956.80; Traffic 6,140.98; Solid Waste 23,435.20; Transportation/Ride Line 14,760.30, Library 26,448.53; Parks, Rec & Forestry 191,552.32, Tiana Aberle 9.50 hr, Amy Albrecht 10.00 hr or 490 week,

Jamison Bjur 9.00 hr or 62-68 team, Ashley Brockhaus 10.00 hr or 250 week, Erin Dudley 9.00 or 24-38 class, Lincoln End of Horn 9.75 hr, Olivia Goetz 9.00 hr or 18-32 team, Donovan Guhin 9.00 hr or 13-24-game or 42-36 team, Jeanna Jerde 12.00 hr, Elizabeth Litzen 9.00 hr 18-32 class, Steve Markley 10.00 hr or 530 week, Hayden Morrissey 10.25 hr or 16.75 class, Morgan Morrissey 10.25 hr or 16.75 class, Lisa Osman 10.00 hr or 420 week, Bailey Pietz 11.50 hr, Andrew Rohrbach 9.00 hr or 13-24 game, John David Rohrbach 310 week, Ronald Sieler 9.00 hr or 13-24 game, Daylin Simon 9.00 hr or 44 team, Jaynie Spier 10.25 hr, Sawyer Stroschein 9.00 hr or 42 team, Stephanie Sumption 10.25 hr, Brady Thielges 10.00 hr, Isaiah Vilhauer 9.00 hr or 22-36 class, Elizabeth Wagner 9.50 hr, Michael Wiesmann 10.00 hr, Kim Zimmerman 10.00 hr or 530 week, Airport 17,716.87, Jacob Rader 12.00 hr; Pipe 27,982.35; Water Treatment 19,024.68; Meter 2,918.40; Water Reclamation 21,489.79; Pump 9,134.51, Old Federal Crths Bldg 2,050.15. Upon roll call, all present voting aye, motion carried.

CITY MANAGER'S REPORT

Lynn Lander presented the City Manager's Report mentioning that promotion fund allocations have been submitted to be compiled and presented to the City Council at their next meeting, Police Chief McNeil will be presenting an annual report at an upcoming meeting, and City Engineer Robin Bobzien gave a levy update.

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

Prepared by Mary Campton for the Finance Office. /s/ Jordan McQuillen, Deputy Finance Officer.