

MINUTES**ABERDEEN CITY COUNCIL WORK SESSION**

City Council held a work session on August 23, 2021 at 4:30 p.m. in City Council Chambers, 123 South Lincoln Street, Municipal Building, to discuss a draft of zoning regulations regarding medical cannabis. Present at roll call were City Council Members Mark Remily, Dave Lunzman, Josh Rife, Alan Johnson, Justin Reinbold, Clint Rux, and Mayor Travis Schaunaman. City Council Members Rob Ronayne and Tiffany Langer were absent. Staff present were Joe Gaa, Ron Wager, Robin Bobzien, Brett Bill, Karl Alberts, Dave McNeil, Joel Weig, Jordan McQuillen, and Jeremiah Maxfield. The Council reviewed a proposed ordinance indicating where a cannabis dispensary, cultivating facility, manufacturing facility, and testing facility could be allowed and requirements for state licensing and local permits. Motion by Reinbold, second by Johnson to adjourn the meeting, all present voting aye, motion carried.

ABERDEEN CITY COUNCIL MEETING

City Council Chambers, 123 South Lincoln Street, Municipal Building, Aberdeen, South Dakota, August 23, 2021 at 5:30 p.m., regular meeting of the City Council.

CALL TO ORDER**MEETING ROLL CALL**

Present at roll call were City Council Members Rob Ronayne, Mark Remily, Dave Lunzman, Josh Rife, Alan Johnson, Justin Reinbold, Tiffany Langer, Clint Rux, and Mayor Travis Schaunaman.

City Staff present were Joe Gaa, Ron Wager, Robin Bobzien, Brett Bill, Karl Alberts, and Dave McNeil.

PLEDGE OF ALLEGIANCE

Mayor Schaunaman led the Pledge of Allegiance.

APPROVAL OF AGENDA

Motion by Rux, second by Reinbold to add an agenda item for an Advertising/Sign Hanging License for Kris Hernandez of Install This Sign & Awning Company to the consent calendar and approve the agenda as amended. Voice vote to approve, all voting aye, motion carried.

MINUTES

Motion by Lunzman, second by Rux to approve the minutes of the August 9 and August 16, 2021 City Council Meetings, as circulated. Voice vote to approve, all voting aye, motion carried.

OPEN FORUM

No one appeared in open forum to address the Council.

CONSENT CALENDAR

Motion by Remily, second by Lunzman to approve the following items on the consent

calendar:

SET HEARING DATE – of September 20, 2021 at 5:30 p.m. for a petition to vacate public right-of-way described as the 60 feet wide Villa Drive public right-of-way extending West 369.20 feet adjacent to Lots 8 – 15 and Lots 22 – 33, Block 2, Dakota Estates Second Subdivision (1022 – 27th Avenue, NE) for the Purple Cow Properties, LLC

LICENSES – Home Day Care – Nemesy Feliciano; Residential Building Contractor – Chris Lefforge; Advertising/Sign Hanging – Kris Hernandez of Install This Sign & Awning Company

PLATS – 1) Hub City Roofing Addition to the City of Aberdeen in the SW¹/₄ of Section 13, T123N, R64W of the 5th P.M., Brown County, South Dakota (118 and 120 First Avenue, NE; 118 and 122 Railroad Avenue, NE); 2) Wylie Meadows Second Addition to Aberdeen in the NW¹/₄ of Section 11, T123N, R64W of the 5th P.M., Brown County, South Dakota (South of Wylie Lake between 19th Street North and Hwy. 281); 3) Dakota Estates Third Subdivision to Aberdeen in the SW¹/₄ of Section 6, T123N, R63W of the 5th P.M., Brown County, South Dakota (South of 917 and 1019 – 27th Avenue, NE); 4) Citizens Building Addition to the City of Aberdeen in the SW¹/₄ of Section 13, T123N, R64W of the 5th P.M., Brown County, South Dakota (202 South Main Street); 5) Avera St. Luke’s Addition to the City of Aberdeen in the SE¹/₄ of Section 12, T123N, R64W of the 5th P.M., Brown County, South Dakota (1002 North Jay Street)

REQUEST – for a Community Event Permit for Northern State University’s “Wolves Tri” Event on August 29, 2021

REQUESTS - for Community Event Permits for the Aberdeen Downtown Association’s Collegepalooza on August 27, 2021 and Sizzlin Summer Nights on August 28, 2021 and for a Special One-Day Malt Beverage/Wine License on August 28, 2021 for The Aberdeen Store, LLC dba The Market On The Plaza in conjunction with Aberdeen Downtown Association’s Sizzlin Summer Nights

REQUESTS - for a Community Event Permit for KellanKares Foundation/Tiffany Langer, LLC’s KellanKares Karnival on September 9, 2021 and for a Special One-Day Malt Beverage/Wine License on September 9, 2021 for MML Karisma LLC in conjunction with the same event

REQUEST FOR PERMISSION to serve and permit consumption of alcohol at the Wylie Park Pavilion on September 4, 2021 for a Mitchell Wedding

REQUEST FOR STREET USE – 22nd Avenue, NE between North State Street and North Dakota Street for a “Block Party” on September 5, 2021

LOTTERY NOTICES – Moose Lodge 590; Good Shepherd Lutheran Church’s “Shepherd’s Bazaar” – receive and place on file

REPORTS AND MINUTES FROM CITY BOARDS – Aberdeen Airport Board Meeting Minutes; Aberdeen City Planning Commission Meeting Minutes; Board of Zoning

Adjustment Meeting Minutes; K.O. Lee Aberdeen Public Library Board of Trustees Meeting Minutes; Park & Recreation Board Meeting Minutes – receive and place on file

Voice vote to approve, all voting aye with Langer abstaining on Item #5F - Community Event Permit for KellanKares Foundation/Tiffany Langer, LLC and Special Malt Beverage/Wine License on September 9, 2021 for MML Karisma, LLC, motion carried.

OLD BUSINESS

ORDINANCE NO. 21-08-02

Motion by Remily, second by Rife to approve second reading and final adoption of Ordinance No. 21-08-02 amending Chapter 12 - Building and Building Regulations of the City Code to add the Chapter 29 of the adopted International Building Code. Roll call vote to approve, all voting aye, motion carried.

NEW BUSINESS

HEARING ON PETITION TO REZONE PROPERTY

Mayor Schaunaman opened a hearing on a petition from Hub City Roofing to rezone property described as proposed Lot 1, Hub City Roofing Addition to the City of Aberdeen in the SW¼ of Section 13, T123N, R64W of the 5th P.M., Brown County, South Dakota (118 and 120 First Avenue, NE; 118 and 122 Railroad Avenue, NE) from (C-3) Central Business District and (I-2) Unrestricted Industrial District to (C-3) Central Business District. City Planning/Zoning Director Brett Bill explained that the reason for the rezoning is to eliminate a split zoning created by a replat of the property. No one was present to testify in opposition to the rezoning request so Mayor Schaunaman closed the hearing. Motion by Johnson, second by Reinbold to approve first reading of Ordinance No. 21-08-01 to rezone the property as requested. Roll call vote to approve, all voting aye, motion carried.

DISCUSSION REGARDING CITY COUNCIL REDISTRICTING

City Attorney Ron Wager discussed the city council redistricting procedure following the decennial census. Wager stated that a Redistricting Commission must be organized to prepare a plan for dividing the City of Aberdeen into districts for the election of council members. The U.S. Census Bureau will release redistricting data from the recent decennial census to States in August and September of 2021. The South Dakota Legislature must take the data and redraw the legislative districts by December 1, 2021. The Redistricting Commission will then take the counts from the redrawn districts and put together a new redistricting plan and map for council districts. Wager recommended that the Council appoint four members of the community to the City's Redistricting Commission at the September 7th Council Meeting and direct those members to choose a fifth member as chairperson to work with the City Attorney to comply with duties required of the Redistricting Commission. Wager said that later the Council will have to adopt a resolution pursuant to City Charter Sec. 6.03(c)(7) to shorten the time periods provided for Redistricting Commission action. No action was taken by the Council.

BIDS FOR OLD HWY 281 ASPHALT OVERLAY IMPROVEMENTS

City Engineer Robin Bobzien explained the bids received for the Old Hwy 281 Asphalt Overlay Improvements and recommended awarding the bid to Lien Transportation, Inc. in the amount of \$554,745.00. Motion by Remily, second by Rux to award the bid to Lien Transportation in the amount of \$554,745.00 and authorize the City Manager and Finance Officer to sign all the necessary documents after approval by the City Attorney. Roll call vote to approve, all voting aye, motion carried.

BIDS FOR STREET MAINTENANCE CONCRETE REPAIRS II

City Engineer Robin Bobzien explained the bids received for the Street Maintenance Concrete Repairs II Project and recommended awarding the bid to CWF Masonry, Inc. in the amount of \$220,541.08. Motion by Johnson, second by Remily to award the bid to CWF Masonry, Inc. in the amount of \$220,541.08 and authorize the City Manager and Finance Officer to sign all the necessary documents after approval by the City Attorney. Roll call vote to approve, all voting aye, motion carried.

PRESENTATION OF QUARTERLY REPORT FOR ABERDEEN AREA CHAMBER OF COMMERCE

A report on the quarterly activities of the Aberdeen Area Chamber of Commerce was presented by Lisa Anderson, Chamber of Commerce Marketing Director.

REVIEW AND APPROVAL OF CLAIMS AND PAYROLL

Motion by Lunzman, second by Remily to approve payment of the bills listed for August 23, 2021 and payroll for the period from August 15, 2021 through August 28, 2021.

Bills having been audited by the Finance Officer and fully itemized and authorize the Mayor or City Manager to sign, and the Finance Officer to countersign, all warrants for payment of the following approved bills: MARCO Technologies LLC 44.62; Aberdeen News 874.16; Cole Papers Inc. 59.68; CDW Government Inc. 2,075.02; Sanford Health Occupational 11,626.00; Farnams Genuine Parts 167.66; CenturyLink 4,337.54; Pantorium 26.00; Midstates Group 175.00; Avera St. Luke Hospital 1,269.69; Sherwin-Williams Co. 247.16; Aberdeen Awards 6.00; Network Services Company 797.37; Dependable Sanitation Inc. 178.00; Corey Krege 12.00; Lilita Zvejneks Hardes 150.00; PEPSI-COLA 2,538.57; M & T Fire & Safety Inc. 84.70; SHAH Software Inc. 24,534.00; Hub City Radio 1,190.00; Executive Management 54.35; Pierson Ford-Lincoln-Mercury 146.50; Northern Valley Communications 378.92; Federal Express Corp. 26.43; Ken's Superfair Foods 80.68; Menards Inc. 232.20; McQuillen Creative Group Inc. 390.00; Borns Group 4,797.74; Double D Body Shop 2,882.00; Tyler Technologies 41,764.00; Matheson Tri-Gas Inc. 257.55; Rackspace Hosting 6,190.86; Hase Plumbing & Heating 543.51; Huff Construction Inc. 447,406.09; Enforcement Technology Group 1,773.77; Midcontinent Communications 1,638.00; Cooper Animal Clinic PC 79.00; Guardian Life Ins. Co. 108.44; Legacy Design Group, LLC 848.00; Tri-State Water, Inc. 54.75; United Parcel Service 58.37; Runnings

Supply Inc. 49.23; MES Companies 179.52; Custom Installation Solutions 1,392.00; Verizon Wireless 33.36.

Payroll for the period from August 15, 2021 through August 28, 2021 and city share of social security, old age & survivor's insurance, retirement, health and life insurance: EFTPS 140,132.61; SD Retirement 81,708.80; Governing Body 3,192.28; City Manager 7,971.26; City Attorney 7,216.71; Finance 15,263.93; HR 8,145.60, Building 1,797.77; Computer 4,851.95; Planning/Zoning 15,752.96; Engineering 14,215.01; Police 140,436.18, Brady Berg 30.69 hr, Ethan Traster 27.12 hr; Fire 120,166.57, Taiten Leesch 17.55 hr; Building 6,886.55; Street 31,969.74, Traffic 6,036.58; Solid Waste 24,349.12; Transportation/Ride Line 23,411.96; Library 28,054.59, Angela Williams 16.97 hr; Parks, Rec & Forestry 127,139.43, Terrina Barnes 18.25 hr, Raelee Bettmann 11.25 hr, Greta Beyers 10.00 hr, Emily Davis 12.00 hr, Ashton Dennert 18.50 hr, Elsa Dennert 10.25 hr, Jonah Dignan 10.25 hr, Kennedy Dinger 18.50 hr, Gwyn Fischbach 18.50 hr, Samantha Fletcher 17.75 hr, Victoria Georgoff 18.50 hr, Derran Gulden 10.00 hr, Alyssa Heupel 10.00 hr, India Klipfel 18.50, Lauren Mitchener 11.25 hr, Andrea Nell 18.00 hr, Fionualla Rigg 17.75 hr, Robin O'Neill 18.50 hr, Julia Orr 11.00 hr, Kristine Orr 18.00 hr, Anna Roettjer 11.00 hr, Jordan Rohrbach 18.50 hr, Desiree Sears 11.75 hr, Aaron Smith 12.25 hr, Jessica Sommers 17.75 hr, Elizabeth Wanous 10.00 hr, Brigitte Weisenburger 18.50 hr, Madeline Zimmerman 10.25 hr; Airport 15,650.48; Pipe 24,183.37; Water Treatment 19,321.00; Meter 1,737.59; Water Reclamation 23,512.96; Pump 8,114.86. Roll call vote to approve, all voting aye, with Rux abstaining on a payroll payment for Mitchell Rux, motion carried.

CITY MANAGER'S REPORT

City Manager Joe Gaa mentioned that a council work session is set for August 30, 2021 at 5:30 p.m., in City Council Chambers, for further discussion of medical cannabis zoning regulations and reported that temporary traffic lights have been placed at the intersection of South Lawson Street and Melgaard Road.

ADJOURNMENT

There being no further business, motion by Johnson, second by Reinbold to adjourn the meeting. Voice vote to adjourn, all voting aye, motion carried. The meeting adjourned at 6:04 p.m.

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