

The City Council met in a work session open to the public at 4:00 p.m., July 16, 2012, in the City Council Chambers for Promotion Fund Presentations.

CITY COUNCIL PROCEEDINGS

City Council Chambers, Municipal Building, 123 South Lincoln Street, Aberdeen, South Dakota, July 16, 2012 , 5:30 p.m., regular meeting of the Board of Council Members, Mayor Mike Levsen presiding. Present at roll call were Council members Tom Agnitsch, David Bunsness, Todd Campbell, Jeff Mitchell, Mark Remily, Clint Rux, Jennifer Slight-Hansen, and Laure Swanson. City staff members present were Lynn Lander, Adam Altman, Robin Bobzien, Brett Bill, Karl Alberts, Don Lanpher, and Doug Johnson.

Mayor Levsen led the Pledge of Allegiance.

MINUTES

Mitchell moved, Rux seconded to approve the minutes of July 9, 2012, as circulated. All voting aye, motion carried.

OPEN FORUM – Jason Hepola was present to discuss alcohol permits.

OLD BUSINESS

ORDINANCE NO. 12-07-03

Campbell moved, Mitchell seconded the motion to amend the possible second reading of Ordinance No. 12-07-03 dealing with bad checks received by the City by adding to Sec. 2-420 (a) A violation of this section is a class 2 misdemeanor, adding to (b) and (c) all reasonable costs and expenses of collections striking out a service charge and handling fee of \$25.00. All voting aye to amend Ordinance No. 12-07-03. Upon roll call, Rux moved, Swanson second to approve second reading as amended and final adoption of Ordinance No. 12-07-03, motion carried.

CONSENT CALENDAR

Campbell moved, Agnitsch seconded to approve the following items on the consent calendar:

SET BID DATE – of July 31, 2012 at 2:00 p.m. for advertisement for bids – Concrete Street Rehabilitation Project CONC-2012-3

LICENSES – Sidewalk Contractor – TroBlo Enterprises; Taxi Cab Driver – Ashley Carrico; Residential Building Contractor – Alpha Restoration.

REQUESTS FOR STREET USE – Block Party on July 21, 2012 on Werth Court – John and Jodie May; Block Party on July 28, 2012 on South First Street and 15th Ave., SW – Jim and Dawn Prater.

LOTTERY NOTICES – Sidekicks; Aberdeen Lions Club – receive and place on file.

EXCAVATION BOND – Engbarth Directional Drilling – receive and place on file.

RENEWAL OF AIRPORT LEASES – Lease #62, Hangar #29 with Christopher Lamont; Lease #27, Hangar #10 with Quest Aviation; Lease #30, Hangar #1 with Quest Aviation.

All voting aye, motion carried.

NEW BUSINESS

RESOLUTION NO. 12-07-01R

Mitchell moved, Bunsness seconded to approve the Resolution No. 12-07-01R to vacate Public Right-Of-Way described as the North ½ of remaining 11th Avenue, SW Public Right-Of-Way adjacent to the South property line of Lot 7A, First Replat of Lots 5 – 8, Block 13, Garden Park Addition. All voting aye, motion carried.

RESOLUTION NO. 12-07-02R

Campbell moved, Agnitsch seconded to approve the following Resolution No. 12-07-02R:

WHEREAS, the United State of America and the State of South Dakota have

authorized the making of grants from the Land and Water Conservation Fund (LWCF) to public bodies to aid in financing the acquisition and/or construction of specific public outdoor recreation projects;

NOW, THEREFORE BE IT RESOLVED:

1. That Doug Johnson is hereby authorized to execute and file an application on behalf of the City of Aberdeen, South Dakota with the National Park Service, U.S. Department of the Interior, through the State of South Dakota, Department of Game, Fish and Parks, Division of Parks and Recreation, for an LWCF Grant to aid in financing Central Park playground improvements for the City of Aberdeen, South Dakota and its Environs.
2. That Doug Johnson, Director is hereby authorized and directed to furnish such information as the above mentioned federal and/or state agencies may reasonably request in connection with the application which is hereby authorized to be filed.
3. That the City of Aberdeen shall provide 50% of the total cost of the project; and will assume all responsibility in the operation and maintenance of the project upon completion of construction, for the reasonable life expectancy of the facility.
4. That the City of Aberdeen shall dedicate for park and recreation purposes in perpetuity, or for the length of the lease if land is leased, the real property identified in the authorized application.

All voting aye, motion carried.

RESOLUTION NO. 12-07-03R

Bunsness moved, Swanson seconded to approve the following Resolution No. 12-07-03R:

WHEREAS, the U.S. Department of Transportation is authorized to make grants to states through the Federal Transit Administration (FTA) to support capital and operating assistance projects for nonurbanized public transportation systems Section 5311 of the Surface Transportation Assistance Act, and

WHEREAS, the South Dakota Department of Transportation, Division of Fiscal and Public Assistance, Office of Air Rail and Transit has been designated by the Governor to administer Section 5311; and

WHEREAS, the contract for financial assistance will impose certain obligations upon the applicant, including provision by it of the local share of project costs;

NOW, THEREFORE, be it resolved by the City of Aberdeen:

That Michael A. Wilson is authorized to execute and file an application on behalf of the City of Aberdeen with the South Dakota Department of Transportation to aid in the financing of capital/and or operating assistance projects pursuant to Section 5311 of the Surface Transportation Assistance Act.

That Michael A. Wilson is authorized to furnish such additional information as SDDOT may require in connection with the application or the project.

All voting aye, motion carried.

COMMUNITY EVENT PERMIT – SD TOTAL COMBAT 19

Rux moved, Remily seconded to approve a Community Event Permit for Jason Ehresmann of SD Total Combat 19 for a Military Charity Event to be held on July 21, 2012 at 311 – 337 North Roosevelt Street from 12:00 noon to 10:00 p.m. All voting aye, motion carried.

HEARING – SPECIAL ONE-DAY LIQUOR LICENSE

This being the time and place set for a hearing on an application for a Special One-Day Liquor License, recommendations for approval were received, Rux moved, Swanson seconded to approve a Special One-Day Retail On-Sale Liquor License on July 21, 2012 for Kay Dee Enterprises dba SD Total Combat 19 Military Event, 311 – 337 North

Roosevelt Street. All voting aye, motion carried.

LEASE OF ANTENNAE SPACE – AT & T

Bunsness moved, Mitchell seconded to continue for one week the proposed lease of antennae space on the water tower owned by the City of Aberdeen located at the intersection of Washington Street and 12th Avenue near NSU by AT & T Wireless. All voting aye, motion carried.

CHANGE ORDER/PAYMENT - BIRCH DRIVE STORM SEWER IMPROVEMENTS

Campbell moved, Swanson seconded to approve and authorize the City Manager to sign Change Order #1 in the amount of \$3,224.00 and payment estimate #2 in the amount of \$132,918.97 to B & B Contracting for work on Birch Drive Storm Sewer Improvements Project. Upon roll call, all voting aye, motion carried.

PAYMENT REQUEST – KLINE STREET STORM SEWER IMPROVEMENTS

Mitchell moved, Remily, seconded to approve and authorize the City Manager to sign payment estimate #3 in the amount of \$181,708.88 to B & B Contracting for work on the Kline Street Storm Sewer Improvements Project. Upon roll call, all voting aye, motion carried.

BILLS

Bunsness moved, Agnitsch seconded to approve the following audited bills for services, supplies, repairs and maintenance: Cardinal Tracking Inc. 2,588.40; J & K Mowing Service 408.10; SD Department of Transportation 95,711.09; WK Landscapes 2,459.00; Dakotacare Administrative Services 45,898.79; Northern Electric 4,582.62; MHO Property % Robert Sieh 500.00; United Parcel Service 27.95; Randy Grote 26.89; Terry Doerr 39.13; Joshua Frye 14.40; Jackie Shamblin 22.52; David Gilbertson 39.02; Jereomy Simon 26.68; Corey Vosika 36.03; American News 1,639.03; Aberdeen Chamber of Commerce 23,474.50; Aberdeen Development Corp 200.00; Praxair Distribution Inc 230.19; ASPIRE Inc 1,876.60; Lisa Osman 160.00; Animal Health Clinic 50.00; Helms & Associates 14,279.45; MARCO Inc 550.92; Brick Propance Inc 84.80; RDO Equipment Co 2,240.75; Brown County Landfill 16,919.54; Adam Herther 12.00; NDSU Soil Testing Laboratory 43.00; R & K Computers 15,442.00; Cradys Radiator Shop 451.61; Dahme Construction 168.00; Hawkins Inc 14,096.90; Dakota Electronics 536.45; Lang's TV & Appliance 829.98; Dennis Gavin 7,743.51; Redwood Toxicology Laboratory 30.00; One Source 15.00; Evergreen Supply 434.19; Cole Papers Inc 195.32; Farm Power Mfg Inc 202.75; OfficeMax Inc 167.31; Jensen Rock & Sand Inc 214.20; Global Imports Inc 604.97; Carquest Auto 519.89; The Groove Club 712.50; Clare Hink 52.32; Brian Hink 52.32; Graham Tire Co 591.29; Vicki Scepaniak 73.89; Nikolas Zimney 39.75; Hach Co 884.47; Direct Automation 1,160.00; Hedahls Inc 570.61; New York Stage Originals 3,475.00; MARCO Inc 369.19; Lyle Signs Inc 2,459.30; House of Glass 424.80; Inman & McDowell Inc 1,074.00; Greg & Steve Productions Inc 4,855.50; Ann Kathleen Kusler 150.00; NTOA 150.00; Amy Wietgreffe 30.00; Amanda Wentz 20.00; James N Reed 60.00; Callie Marlette 20.00; Brian K Lacroix 30.00; Amanda Korak 90.00; Keeleys Inc 316.40; Journey Home 75.00; Eric Schuldt 50.00; Ken's Alignment Auto Service 140.40; Amazing Budabi Brothers 1,500.00; Kessler's Inc 173.67; Marsha Wilson Chall 2,910.00; League of Minnesota Cities 75.00; Aberdeen Taxi Service 208.00; Lawson Products Inc 218.68; McDonald Supply Co 141.77; MAC's Inc 14.20; Michael Todd & Co Inc 2,593.38; RDO Equipment 2,000.00; Farnums Genuine Parts 420.51; Centurylink 3,994.59; Norit Americas Inc 26,437.80; Brett Goodwin 12.00; A & B Business Solutions 353.78; Dakota Supply Group 1,099.40; Graymont Capital Inc 45,129.00; Midstates Printing 232.56; Cross Country Courier 51.25; Ringgenberg Electric Inc 204.08; Safety Service Inc 64.95; SHARE Corp 322.00; Sheehan Mack Sales & Equipment Inc 1,407.29; Ditch Witch of SD Inc 204.88; HD Supply Waterworks 31,980.30; Crawford Trucks &

Equipment 660.60; River Cities Public Transit 192.00; Sound Decisions 299.85; Arika Dingmann 90.00; Pro-Build 98.20; Melledy Rostad 220.00; Western Printing 285.90; Don Lanpher 26.00; Woodman Refrigeration Co 1,406.00; Wright & Sudlow 116,043.70; Julie Jones 160.00; Rob Johnsen 9.00; Ryan Webb 12.00; Fastenal Co 57.71; David Koch 12.00; Dan Pirlet 10.36; Aberdeen Awards 438.00; Banner Associates Inc 2,270.93; Universal Acoustic & Emission Technologies, Inc 3,262.04; North Wind Machine 218.00; Charlene Blondo 126.00; Dependable Sanitation 18,969.68; Dakota Ink & Toner 377.34; Sarah Suko 160.00; Tanner Jondahl 9.00; Juston Kones 84.00; Karen Wagner 160.00; Aberdeen Community Theatre 9,500.00; Taylor Laundry 16.00; James Torbert 160.00; Kris Konickson 160.00; Continental Carbonic Products Inc 4,663.36; M & T Fire & Safety Inc 26,172.95; SD Dept Health Lab 687.00; Bierschbach Equipment 152.76; Physio-Control Inc 210.79; Titan Access Account 2,372.88; Jim Panerio 96.00; Travis Struss 25.00; Pierson Ford-Lincoln-Mercury 93.37; Weigel Construction 350.00; West Payment Center 221.04; North Central Farmers Elevator 5,901.38; Jenny L Gross 150.00; SD Dept of Revenue 27,502.07; David A Johnson 140.00; Taylor D Johnson 110.00; Virginia Lewis 140.00; Dakota Broadcasting LLC 200.00; Northwestern Energy 1,604.00; Specter Instruments 395.00; AOSNC, LLC 1,370.47; Mariah Mougey 12.00; Jarman's Water Sys 120.00; Luke Nelson 9.00; Heather Nelson 130.00; Northern Valley Communications 117.62; Michale Marmorstein 120.00; Lien Transportation 128,207.34; Aberdeen Police Dept 12.89; Avera Heart Hospital of SD 1,205.00; McMaster-CARR Supply Co 114.40; FAST Corp 11,935.00; Medcenter One OCC Health Clinic 240.00; Dr Steve Redmond 500.00; Chemco Sys 1,318.57; Northwestern Energy 2,241.22; Aqualogix 78.00; Barb Reifenrath 9.00; Kimberly Carda 160.00; Brock Fischer 20.00; Tori Heier 84.00; Fire Safety First 96.31; Fleet Services 742.90; Joye Ward 120.00; Timothy Wileman 110.00; Quill Corp 65.10; Lutheran Social Services 180.00; Ken's Superfair Foods 5.79; IA NE SD Prima Chapter 60.00; Kustom Signals Inc 2,934.00; Boyd Perkins 30.00; Sertoma Club 16,500.00; Hub Area Technical School 2,275.00; Century Business Products 43.75; Kory Pickrel 73.00; Vance MC Inerney 9.00; Menards Aberdeen 7,051.48; Rachel Peterson 120.00; Dennis McDermott 96.00; Julie Borr 96.00; Bound Tree Medical LLC 17,411.24; Daryl VanDover 81.00; Water & Environmental Engineering 40.00; Aaron Chittum 90.00; Vidacare Corp 504.21; Convention Visitors Bureau 35,934.90; Dakota Fluid Power Inc 1,197.87; Christopher Jacobson 110.00; Luke Bergjord 88.00; Karla Nelson 50.00; Borns Group 2,549.44; Sara Weischedel 140.00; The Carpet Cleaners 4,160.50; John Patzlaff 60.00; Dalton Petersen 110.00; Jeremy Schutter 100.00; Bailey Geist 110.00; Big Sky Racks Inc 847.91; Interstate All Battery Center 75.95; Double D Body Shop 500.00; NCL of Wisconsin 424.46; Mike Eliason 12.00; Aberdeen Shuttle 582.50; Pomp's Tire Service 4,743.80; Wallwork Truck Center 91.30; Van Diest Supply Co 727.63; Locators & Supplies Inc 177.97; Custom Sheet Metal Inc 283.67; Dakota Oil 1,194.79; New Pig Corp 191.18; Push, Pedal, Pull 1,283.33; Lisa Link 64.00; Phyllis Heier 160.00; Stephanie Raap 160.00; Bob Downie 160.00; Pristine Water Solutions 3,373.40; Esther Thistle 160.00; Paul Dutt 160.00; Kelly Wieser 174.00; The Crossroads Hotel/Event Center 144.00; International Institute of Municipal Clerks 250.00; Howes Oil Co 40,945.43; 3D Specialties Inc 277.35; Palmer Distributing 53.44; ED M Feld Equipment Co 183.00; TAPCO 2,399.21; Aberdeen Chrysler Center 2,888.34; Brittany Bauer 75.00; Aberdeen Asphalt Inc 21,808.26; Nielsen's 52.88; Sue Gates 160.00; Thatcher Company of Montana 50,356.99; Newman Traffic Signs 1,017.00; Butler Machinery Co 10,313.60; Grainger 1,500.98; Sanitation Products Inc 1,513.95; Geffdog Designs 1,892.00; Ameripride Services In 729.71; Crescent Electric Supply 0.55; Midwest Pump & Tank 7,559.53; Jasper Engineering & Equipment 2,160.72; Environmental Toxicity Control 425.00; Tri-State Water 49.00; Bonn Express LLC 100.00; Runnings Supply Inc 2,470.15; Interstate

Battery Sys 109.95; Eide Bailly LLP 5,000.00; Aldeen Voegelé 4.15; Jon Dahlheimer 241.00; Jerrod Olson 118.00; City of Sioux Falls, SD 412.44; City of Mitchell, SD 344.04; Mark Brueggeman 118.00; City of Yankton 407.68; Rocky Eaton 75.00; Carly Rose 40.00; Frisbee Plumbing 25.00. Upon roll call, all voting aye, motion carried.

PAYROLL

Bunsness moved, Swanson seconded to approve payroll from July 1, 2012 through July 14, 2012 and city share of social security, old age & survivor's insurance, retirement & health/life insurance: Wells Fargo 124,754.62; SD Retirement System 59,069.71; Governing Body 3,192.28; City Manager 6,232.19; City Attorney 3,574.40; Finance 16,659.25; HR 6,810.40; Building 229.97; Computer 3,503.20; Planning/Zoning 11,545.60; Engineering 11,445.20; Police 93,215.42, Curt Kline 21.30/hr; Fire 89,799.72, Luke Nelson 15.22/hr, Rob Senger 17.65/hr; Fire Prevention 2,529.60; Housing/Building 4,956.80; Street 25,280.70; Traffic 5,286.20; Solid Waste 21,744.03; Transportation 12,163.34; Library 21,526.40; Parks, Recreation, & Forestry 174,633.23, Noah Aderhold 9.10/hr, Amanda Finley 8.50/hr, Lindsey Hay 9.00/hr, Jay Imrie 8.50/hr, Evan Nolte 8.00/hr, 13-21/game, Pete Ramey 9.50/hr, Lindsey Stucke 10.75/hr, Sheilan Walz 8.50/hr; Airport 10,303.03, William Tindol 10.00/hr.; Pipe 24,329.82; Water Treatment 18,163.13, Walter Bauer 10.00/hr or 16.00/hr; Meter 3,802.40; Wastewater 17,433.44; Pump 5,340.00. Upon roll call, all voting aye, motion carried.

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

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