

CITY COUNCIL PROCEEDINGS

City Council Chambers, Municipal Building, 123 South Lincoln, Aberdeen, South Dakota, June 1, 2010, 8:45 a.m., Joint City/County meeting, Mayor Mike Levsen presiding. Present at roll call were Council Members David Bunsness, Todd Campbell, Lloyd Hodgin, Jim Kraft, and Clint Rux. Tom Agnitsch, Jeff Mitchell and Jennifer Slight-Hansen were absent. Staff members present were Lynn Lander, Robin Bobzien, Brett Bill, Karl Alberts, Don Lanpher and Ryan Soye.

County Commissioners present were Fischbach, Hansen, Elliot, Wiese and Sutton.

ORDINANCE NO. 10-05-03-385

Rux moved, Hodgin seconded to approve second reading and final adoption of Ordinance No. 10-05-03. Upon roll call, all present voting aye, motion carried.

Commissioner Sutton moved, Commissioner Wiese seconded to approve second reading and final adoption of Ordinance No. 10-05-03-385. All voting aye, motion carried.

SET JOINT HEARING

Bunsness moved, Campbell seconded to set a joint hearing date of June 21, 2010 at 5:30 p.m. for Amendment to Ordinances regarding Alternative Energy Systems. All present voting aye, motion carried.

Commissioner Elliot moved, Commissioner Wiese seconded to set a joint hearing date of June 21, 2010 at 5:30 p.m. for Amendment to Ordinances regarding Alternative Energy Systems. All voting aye, motion carried.

There being no further business before the Joint Council, Commissioner Hansen moved, Commissioner Sutton seconded that the meeting be adjourned. All voting aye, motion carried.

Prepared by Cathy Feickert
For the Finance Office

Finance Officer

CITY COUNCIL PROCEEDINGS

City Council Chambers, Municipal Building, 123 South Lincoln, Aberdeen, South Dakota, June 1, 2010, 9:00 a.m., regular meeting, Mayor Levsen presiding. Present at roll call were Council Members David Bunsness, Todd Campbell, Lloyd Hodgin, Jim Kraft and Clint Rux. Tom Agnitsch, Jeff Mitchell and Jennifer Slight-Hansen were absent. Staff members present were Lynn Lander, Adam Altman, Robin Bobzien, Brett Bill, Karl Alberts, Don Lanpher and Ryan Soye.

Mayor Levsen led the Pledge of Allegiance.

MINUTES

Kraft moved, Rux seconded to approve the minutes of May 24, 2010 as circulated. All present voting aye, motion carried.

OPEN FORUM – no one was present.

PROCLAMATION

Mayor Levsen read and proclaimed June 4 and 5, 2010 as “The American Cancer Society’s Relay for Life Brown County Days”.

OLD BUSINESS

Campbell moved, Bunsness seconded to approve second reading and final adoption of the following ordinances: Ordinance No. 10-05-01; Ordinance No. 10-05-02; Ordinance No. 19-05-04; Ordinance No. 10-05-05; Ordinance No. 10-05-06. Upon roll call, all present voting aye, motion carried.

CONSENT CALENDAR

Rux moved, Campbell seconded to approve the following items on the consent calendar:
SET HEARING DATE – June 14, 2010 at 5:30 p.m. for the following applications for alcoholic beverage licenses: RENEWAL OF RETAIL ON-OFF SALE MALT BEVERAGE LICENSES – Guadalajara III Inc dba Guadalajara Mexican Restaurant, 3015 6th Avenue SE #3; Bonn Express LLC dba Lucky Spot Casino, 801 N. Hwy 281 (w/video lottery); Skyline Recreation dba Village Bowl, 8th Avenue & N. Hwy 281 (w/video lottery); GPM Enterprise Inc dba 4 Aces Casino, 901 6th Avenue SE Suite C (w/video lottery); Buffet China Inc dba Buffet China Restaurant, 1721 6th Avenue SE; Midwestern-Flack LLC dba Midwestern-Flack Casino, 1715 6th Avenue SE #A (w/video lottery); Ken’s Supermarket Inc dba Ken’s Bottle Shop, 2105 6th Avenue SE (w/video lottery); Len Scherr & Emma Scherr dba Sammy’s Restaurant & Omelete Shop, 212 South Main Street; RENEWAL OF PACKAGE OFF-SALE MALT BEVERAGES – Mercedes De Loero Pinon dba La Monarca Mexican Store, 3015 6th Avenue SE #9; Wal-Mart Stores Inc dba Wal-Mart Supercenter #1520, 3820 7th Avenue SE; TRANSFER OF RETAIL ON-OFF SALE MALT BEVERAGE LICENSE AND PACKAGE OFF-SALE LIQUOR LICENSE – from Ronald Erickson dba Airport Café & Lounge, 4707 E Hwy 12 to Erickson & Meier Inc dba Airport Travel Center, 4707 E Hwy 12.

SET HEARING DATE – June 21, 2010 at 5:30 p.m. Petitions to Rezone for the following: 1) rezone from Section 707 (C-2) to Section 712 (R-5) property described as Lot 1, Block 1, Park Village Addition in the NW ¼ of Section 23, T123N, R64W, Aberdeen, Brown County, South Dakota (1801 9th Avenue SW); 2) rezone from Section 706 (C-1) and Section 711 (R-4) to Section 705 (R-3) and Section 711 (R-4) property described as Mobile Oil Corporation Outlot 2 in Block 35, Thomas Addition in the NW ¼ of Section 24, T123N, R64W (1121 South Lincoln Street); 3) rezone from Section 710 (I-2) to Section 708 (C-3) and Section 711 (R-4) property described as Lot 1 and E. 24.5' of Lot 2, Block 77, Hagerty and Lloyd Addition in the SE ¼ of Section 13, T123N, R64W of the 5th P.M. (224 1st Avenue SE); 4) rezone from Section 707 (C-2) and Section 707 (C-2)/Section 716 (HC) to Section 707 (C-2)/Section 716 (HC) property described as proposed Lots 1 and 2, Mutual of Omaha Fifth Addition to Aberdeen in the SW ¼ of Section 17, T123N, R63W of the 5th P.M. (2905 and 3015 3rd Avenue SE).

PETITION TO VACATE – That portion of Right-of-Way adjacent to the South Boundary Line of Lot 3 and Lot 4 of B.B. Ward's First Subdivision of Lots 1, 2, and 3, Block 6, Original Plat of Aberdeen, Brown County (18 2nd Avenue SE and 214 South Lincoln Street) – refer to City Attorney, City Engineer, and Planning/Zoning Director for review and recommendations.

All present voting aye, motion carried.

NEW BUSINESS

ORDINANCE NO. 10-06-04

Ordinance amending Chapter 24 of the Aberdeen Municipal Code concerning traffic regulations updates was presented. Bunsness moved, Hodgkin seconded to approve first reading of Ordinance No. 10-06-04. Upon roll call, all present voting aye, motion carried.

ORDINANCE NO. 10-06-07

Ordinance amending Section 16-63 of the Aberdeen Municipal Code concerning notice of nuisance violations was presented. Bunsness moved, Hodgkin seconded to approve first reading of Ordinance No. 10-06-07. Upon roll call, all present aye, motion carried.

HEARING – ALCOHOLIC BEVERAGE LICENSES

This being the time and place set for a hearing on applications for renewal of alcoholic beverage licenses, no one was present to testify, recommendations for approval were received, Rux moved, Hodgkin seconded to approve the following applications: RENEWAL OF RETAIL ON-OFF SALE MALT BEVERAGE LICENSES – CCK Inc dba CK's East, 1202 8th Avenue NE

(w/video lottery); CC & K Inc dba CK's C-Store, 711 N. 2nd Street (w/video lottery); CCK Inc dba Casino Korner, 707 North 2nd Street (w/video lottery); P & M Enterprizes Inc dba R &A Bar, 5 South Main Street; HayJon Inc dba Rohlys Bar, 1524 6th Avenue SW; Donna & Lyle Hopfinger dba Golden Aces Casino, 614 6th Avenue SW (w/video lottery); Aberdeen QMG LLC dba Qdoba Mexican Grill, 3828 6th Avenue SE #H; JCW Investments LLC dba Aberdeen East Super 8 Motel, 2401 6th Avenue SE (w/video lottery); Karla K Stangl dba Palm Garden, 602 South 3rd Street; LaFayette Casino Corp dba LaFayette Casino, 3015 6th Avenue SE #1 (w/video lottery); RENEWAL OF PACKAGE OFF-SALE MALT BEVERAGE LICENSE – Ron Guthmiller dba Louie's Service, 2323 8th Avenue NE. All present voting aye, motion carried.

RECOMMENDATION ON BIDS

Bids for roof improvements at the Library (Project Bldg-2010-1) were opened and read. A detailed list is on file at the Finance Office. Rux moved, Kraft seconded to award the bid to Twin City Roofing in the amount of \$30,800.00 and authorize the City Manager and Finance Officer to sign all necessary documents after approval by the City Attorney. All present voting aye, motion carried.

Bids for Northwest Lift Station Pump Renovations were opened and read. A detailed list is on file at the Finance Office. Hodgins moved, Bunsness seconded to award the bid – Option #2 to Dakota Pump and Control in the amount of \$75,306.26 and declare surplus property three old pumps, and authorize the City Manager and Finance Officer to sign all necessary documents after approval by the City Attorney. All present voting aye, motion carried.

BILLS

Rux moved, Hodgins seconded to approve the following audited claims for services, supplies, repairs and maintenance: House of Glass 204.13; Sunlife 494.00; Brown County Treasurer 450.00; CVB 21,632.52. Upon roll call, all present voting aye, motion carried.

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

Prepared by Cathy Feickert
For the Finance Office

Finance Officer