

City Council met for a work session open to the public at 4:00 p.m., October 22, 2012, in City Council Chambers for a Landscape Update Report and recommended changes.

CITY COUNCIL PROCEEDINGS

City Council Chambers, Municipal Building, 123 South Lincoln Street, Aberdeen, South Dakota, October 22, 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, Todd Campbell, Jeff Mitchell, Mark Remily, Clint Rux, Jennifer Slight-Hansen, and Laure Swanson. Council Member David Bunsness was absent. City staff present were Lynn Lander, Adam Altman, Robin Bobzien, Brett Bill, Karl Alberts, Don Lanpher, and Mike Wilson.

Mayor Levsen led the Pledge of Allegiance.

MINUTES

Mitchell moved, Swanson seconded to approve the minutes of October 15, 2012, as circulated. All present voting aye, motion carried.

OPEN FORUM – Lynn Lander presented the Platinum Level Safety Achievement Award to the City of Aberdeen that was received during the Municipal League Conference on October 3, 2012.

CONSENT CALENDAR

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

SET HEARING DATE – of November 5, 2012 at 5:30 p.m. for an application for a Special One-Day Retail On-Off Sale Malt Beverage License on November 10, 2012 for the Yelduz Shriners dba Benefit for Cleo Schneider, 802 South Main Street.

SET HEARING DATE – of November 13, 2012 at 5:30 p.m. for a petition to vacate public-right-of-way located in Dakota Estates First Subdivision in the SW ¼ of Section 6, T123N, R63W of the 5th P.M., Aberdeen, Brown County, South Dakota.

PLATS – 1) Joel Jensen Addition to the City of Aberdeen in the SW ¼ of Section 12, T123N, R64W of the 5th P.M., Aberdeen, Brown County, South Dakota; 2) Rook Addition of Mel-Ros Estates to the City of Aberdeen in the SE ¼ of Section 19, T123N, R63W of the 5th P.M., Brown County, South Dakota; 3) Dakota Estates Second Subdivision in the SW ¼ of Section 6, T123N, R63W of the 5th P.M., Aberdeen, Brown County, South Dakota; 4) Hagerty & Lloyd's Seventh Subdivision in the SE ¼ of Section 13, T123N, R64W of the 5th P.M., Aberdeen, Brown County, South Dakota; 5) Evans Second Subdivision to Aberdeen in the SE ¼ of Section 7, T123N, R63W of the 5th P.M., Aberdeen, Brown County, South Dakota; 6) Gerald and Sally Hofer First Addition to Aberdeen in the SW ¼ of Section 18, T123N, R63W of the 5th P.M., Aberdeen, Brown County, South Dakota; 7) Meadows on Dakota Third Subdivision in the SW ¼ of Section 6, T123N, R63W of the 5th P.M., Aberdeen, Brown County, South Dakota; 8) Brittany Bauer Addition to the City of Aberdeen in the SW ¼ of Section 17, T123N, R63W of the 5th P.M., Aberdeen, Brown County, South Dakota; 9) Volk First Corner Subdivision in Aberdeen in the NE ¼ of Section 13, T123N, R64W of the 5th P.M., Aberdeen, Brown County, South Dakota; 10) Plat of Lefebvre Addition in Prairiewood Village in the NE ¼ of Section 33, T124N, R63W of the 5th P.M., Brown County, South Dakota; 11) Plat of New Garden of Calvary Addition and Mausoleum Outlot to Sunset Memorial Gardens in the SE ¼ of Section 15, T123N, R63W of the 5th P.M., Brown County with stipulation that petition to rezone to (M-AG) Mini-Agricultural District is approved in conjunction with plat to comply with the existing use and lot size requirements, apply for a lot frontage variance, and special exception to permit a cemetery in (M-AG) Zoning District; 12) Plat of G. Wilson Outlot 1 in the NE ¼ of Section 2, T122N, R64W of the 5th P.M., Brown County, South Dakota with stipulation that petition to rezone to (M-AG) Mini-Agricultural District

is submitted to comply with the existing use and lot size requirements; 13) Plat of DFP Outlot 1 in the NW ¼ of Section 23, T123N, R63W of the 5th P.M., Brown County, South Dakota with stipulation that petition to rezone to (C-2) Highway Commercial District is approved in conjunction with plat to comply with the existing use and lot size requirements.

LICENSE – Residential Building Contractor – Jay Zogg dba Zogg Construction.

LOTTERY NOTICE – Aberdeen Public Schools Foundation

PUBLICATION OF NOTICE – of FAA approval of Finding Of No Significant Impact/Record Of Decision for the Aberdeen Regional Airport.

All present voting aye, motion carried.

NEW BUSINESS

ORDINANCE NO. 12-10-01

Ordinance No. 12-10-01 amending Ordinance No. 1164 to rezone certain described property from Section 704 (R-2)/Section 711 (R-4) and Section 704 (R-2) to Section 704 (R-2)/Section 711 (R-4) Lot 6, Block 2, Lakeview First Replat in the NE ¼ of Section 10, T123N, R64W of the 5th P.M., Aberdeen, Brown County, South Dakota was presented. Mitchell moved, Campbell seconded to approve first reading of Ordinance No. 12-10-01. Upon roll call, all present voting aye, motion carried.

ORDINANCE NO. 12-10-05

Ordinance No. 12-10-05 providing for the issuance of Revenue Bonds for the Water Treatment Plant Intake Project, approving the form of the loan agreement, pledging Project Revenues, and providing for the rate surcharge was presented. Remily moved, Rux seconded to approve first reading of Ordinance No. 12-10-05. Upon roll call, all present voting aye, motion carried.

TAX INCREMENTAL FINANCING DISTRICT NO. 17

Mitchell moved, Rux seconded to approve Resolution No. 12-10-04R creating Tax Incremental Financing District No. 17. Mitchell moved, Rux seconded the motion to continue for one week the discussion to create Tax Incremental Financing District No. 17 for Roosevelt and Washington Projects. All present voting aye, motion carried.

STATE FINANCIAL AGREEMENT FOR AIRPORT

Mitchell moved, Slight-Hansen seconded to approve and authorize the City Manager to sign the State Financial Assistance Agreement for AIP #3-46-0001-32-2012, Environmental Assessment for Runway Shift and Decouple, Access Road from Terminal Road to new Apron, GIS, Engineering for AG Taxiway, modify Terminal Building for increased secure area and baggage claim. All present voting aye, motion carried.

BILLS

Rux moved, Swanson seconded to approve the following audited bills for services, supplies, repairs and maintenance: Guardian 100.28; United Parcel Service 121.22; Northwestern Energy 7,001.60; J & K Mowing Service 391.66; Aberdeen Business Improvement District 3,125.24; Schmidt Construction Inc 3,914.64; First State Bank of Warner 186.52; Carol Sieler 26.85; Jeff Thurman 39.00; Aberdeen School Dist 28.61; Loretta Grote 34.93; Dustin Peiker 100.58; Jennifer Thares 38.26; Chad Little 26.74; Ken Dohn 24.51; Chris Mindt 35.46; Aberdeen Housing 23.68; Midwest Alarm Co 558.00; American News 1,982.50; Aberdeen Chamber of Commerce 23,959.50; Praxair Distributor Inc 9.90; ASPIRE Inc 1,876.60; Artz Equipment Co 77.73; Brown County Sheriff 100.00; MARCO Inc 878.49; RDO Equipment Co 1,750.42; Brown County Landfill 17,831.58; KONE Inc 1,189.83; Dakota Doors Inc 119.90; NDSU Soil Testing Laboratory 11.95; Cradys Radiator Shop 1,153.06; Hawkins Inc 7,532.00; Dakota Electronics 1,436.34; Dakota Pump & Control 422.33; Lang's TV & Appliance 444.99; Nathan Opdahl 12.00; Vosika Fencing 66.00; Dennis Gavin 4,741.54; Redwood Toxicology Lab 30.00; One Source 15.00; Eddie's Northside 45.00; Kim Imhoff 12.00; Cole Papers Inc 2,896.24;

Farm Power Mfg Inc 189.32; OfficeMax Inc 275.98; Flexible Pipe Tool Co 1,878.00; Jensen Rock & Sand Inc 53.00; Carquest Auto 707.78; Clare Hink 52.32; Brian Hink 52.32; Vicki Scepaniak 49.75; Nikolas Zimney 39.75; HACH Co 3,329.58; Hedahls 576.53, CASH-WA Distributing 110.20; H F Jacobs & Son 4,082.92; Kesslers Inc 194.20; WK Landscapes 269.00; Automatic Building Controls 894.00; Larson's Blacksmith Shop 30.00; Aberdeen Taxi Service 318.25; Lawson Products Inc 49.54; Steven Lust Automotive 223.26; United Laboratories 317.86; MAC's Inc 77.05; Michael Todd & Co Inc 1,485.00; Sewer Duck 100.00; Sanford Health Occupational Medicine Clinic 270.00; Engineered Sales Co 3,125.75; Fire & Police Selection, Inc 6,000.00; Witmer Public Safety Group 24.48; CCH 408.10; B & B Contracting 637.00; Farnums Genuine Parts 719.81; NSU Workstudy 170.00; A & B Business Solutions 90.86; W S Darley & Co 42.50; Pantorium 3.49; Dakota Supply Group 3,287.25; Graymont Capital Inc 51,704.80; Midstates Printing 8,355.43; Cross Country Courier 107.48; Ringgenberg Electric Inc 2,537.47; Avera St Luke's Hospital 141.10; SHARE Corp 6,553.57; Sheehan Mack Sales & Equipment Inc 363.39; Sherwin-Williams Co 1,062.91; HD Supply Waterworks 608.48; Crawford Trucks & Equipment 2,412.75; Sodak Sport & Bait 64.95; SD Dept of Transportation 1,418.61; SD Municipal League 100.00; Stan Houston Equipment 38.90; Trent Anderson 156.00; Pro-Build 693.00; Western Area Power Adm 9,443.35; Western Printing 243.00; Don Lanpher 297.00; Wright & Sudlow 39,199.60; Diesel Machinery Inc 225.00; Fastenal Co 384.08; David Koch 168.00; Aberdeen Awards 52.50; Rob Senger 165.00; Mattern Electric 605.26; North Wind Machine 242.80; Digital Ally 50.00; NEWARK 164.11; Brooks Kleffman 168.00; Swanston Equipment Corp 199.32; Dependable Sanitation 710.50; Dakota Ink & Toner 397.65; Alert All Corp 499.00; Jay Tobin 62.00; Tanner Jondahl 74.00; Janitor's Closet 126.00; Taylor Laundry 16.00; Continental Carbonic Products Inc 4,781.36; DEX Media East 1,721.68; Sleuth Systems 1,350.00; Cartney Bearing Co 15.54; SD Dept Health Lab 455.00; Bierschbach Equipment 2,621.01; Todd Salfrank 165.00; Titan Access Acct 1,125.75; Foerster Testing 275.00; Dennis Kornder 147.72; Executive Management 276.98; Pierson Ford-Lincoln-Mercury 224.80; Amanda Buck 399.20; West Payment Center 377.44; Subway of Aberdeen 190.00; North Central Farmers Elevator 1,493.09; Traffic Control Corp 28,565.90; John's Tree Service 900.00; AT & T 488.13; Jarmans's Water Sys 120.00; Neil Bittner 225.72; Northern Valley Communications 33.72; MTI Distributing 151.81; Kirk's Auto 100.00; Lien Transportation Co 23,142.95; Aberdeen Police Dept 19.54; McMaster-Carr Supply Co 1,421.09; Carlsen Funeral Home 225.00; Dr Steve Redmond 500.00; Randy Meister 21.00; Northwestern Energy 1,388.89; AQUALOGIX 384.00; Fire Safety First 201.20; SD One Call 749.70; DETCO 1,065.25; Lynn Lander 175.18; Lutheran Social Services 60.00; Federal Express Corp 11.47; Travis Thom 3,050.00; Laura Millett 721.74; Cardinal Tracking Inc 794.53; SD Secretary of State 120.00; Flint Hills Resources LP 38,187.69; Maloney & Maloney 2,125.00; Hub Area Technical School 2,275.00; Century Business Products 43.75; Karl Alberts 21.00; Kory Pickrel 63.00; Sanford Health 667.00; Menards Aberdeen 1,696.29; Marshall-Bond Pumps Inc 146.75; Bound Tree Medical LLC 326.19; Thompson Publishing 399.00; Water & Environmental Engineering 40.00; Reuers Auto Service 15.50; Convention Visitors Bureau 63,934.37; Dakota Fluid Power Inc 697.03; ACME Tools 178.99; Mike Levsen 118.40; The Carpet Cleaners 2,080.25; Asphalt Zipper 638.00; Double D Body Shop 300.00; Ferguson Waterworks 5,193.07; Adam Altman 232.36; Aberdeen Shuttle 551.00; Gardner Locksmith 45.00; Neve's Uniforms & Equipment 601.94; Pomp's Tire Service 1,574.53; Dakota Oil 3,590.30; Pristine Water Solutions 2,974.40; Brett Bill 26.00; Best Western Ramkota 273.00; National Instruments Corp 777.67; Randy Majeske 69.00; MVTL Laboratories Inc 1,070.00; IPMA 150.00; Howes Oil Co 57,142.60; Christopher Gross 103.00; JR Huebner 33.00; Carmike Cinemas

Inc 1,510.00; 3D Specialties Inc 586.60; Palmer Distributing 641.68; Aberdeen Chrysler Center 605.68; Aberdeen Asphalt Inc 17,117.83; Nielsen's 1,209.34; Thatcher Company of Montana 33,407.47; Temple Display LTD 18,476.05; Newman Traffic Signs 4,843.00; Intoximeters Inc 540.95; Alan Ruhlman 122.10; Butler Machinery Co 607.34; GRAINGER 349.77; Sanitation Products Inc 925.52; Darcy Schock 168.00; Geffdog Designs 1,396.68; Jefferson Partners LP 976.32; Ameripride Services Inc 591.59; Janel Ellingson 92.00; Treeline Tree Service Inc 7,250.00; International Code Council 125.00; G & R Controls Inc 2,750.00; Environmental Toxicity Control 275.00; Tri-State Water 42.00; Bonn Express LLC 100.00; Law Enforcement Training 75.00; Runnings Supply Inc 1,089.41; Interstate Battery Sys 1,637.35; Skyview Const Co 274.34; Brian Bauer 35.00; Tricare West 218.05; Slackers Bar 25.00; Lindsay O'Hara 500.00. Upon roll call, all present voting aye with Mitchell abstaining, motion carried.

PAYROLL

Agnitsch moved, Swanson seconded to approve payroll for the period from October 7, 2012 through October 20, 2012 and City share of social security, old age and survivor's insurance, retirement, health and life insurance: Wells Fargo 98,739.03; SD Retirement System 59,992.68, Governing Body 3,192.28; City Manager 6,240.31; City Attorney 3,574.40; Finance 12,967.46; HR 6,810.40; Building 233.94; Computer 3,503.20; Planning/Zoning 9,963.20; Engineering 10,054.40; Police 93,878.77; Fire 88,293.61; JR Huebner 2,025.35/bw, David Starner 13.79/hr; Fire Prevention 3,075.52; Housing/Building 4,956.80; Street 23,068.27; Traffic 3,936.16; Solid Waste 17,283.74; Transportation 13,638.90; Joshua Nikolas 9.75/hr; Library 21,200.58, Danielle Taylor 8.00/hr; Parks, Recreation, & Forestry 72,821.83, Corey Bobzien 8.25/hr, Shelby Braun 9.50/hr, Jenna Carlon 8.25/hr, Allyson DesCamps 8.00/hr, Jerrad Flack 8.00/hr, Lindsey Fluharty 10.75/hr, Margaret Gould 8.25/hr, Kevin Gross 9.00/hr, Kimberly Klostergaard 8.75/hr, Dawn Lemer 9.00/hr, Rochele Moser 9.00/hr, Blair Scoular 8.75/hr, Amanda Truebenbach 9.50/hr; Airport 10,623.71; Pipe 19,824.95; Water Treatment 17,405.88; Meter 3,971.87; Wastewater 17,426.71; Pump 4,630.40. Upon roll call, all present voting aye, motion carried.

STORM SEWER/SANITARY SEWER TESTING

City Engineer Robin Bobzien reported on the Storm Sewer/Sanitary Sewer Testing for Kline Street South. No action was taken.

There being no further business, Swanson moved, Rux 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.

JOINT CITY/COUNTY PROCEEDINGS

Brown County Commission Chambers, 25 Market Street, Aberdeen, South Dakota, October 23, 2012, 8:45 a.m., Joint City/County Meeting. Mayor Mike Levsen presiding. Present at roll call were Council Members Todd Campbell, Jeff Mitchell, Mark Remily, and Clint Rux. City Council Members Tom Agnitsch, David Bunsness, Jennifer Slight-Hansen, and Laure Swanson were absent. County Commissioners present were Tom Fischbach, Mike Wiese, Nancy Hansen, and Duane Sutton. County Commissioner Burt Elliot was absent. City Staff present were Brett Bill and Karl Alberts.

ORDINANCE NO. 12-10-02

Ordinance No. 12-10-02 amending Ordinance No. 1164 to rezone certain described property from Section 701 (A-1) to Section 707 (C-2) the West 200' of the East 1,400' of the North 670.16' in the NW ¼ of Section 23, T123N, R63W, Brown County (Proposed DFP Outlot 1) was presented. Campbell moved, Mitchell seconded to approve first reading of Ordinance No. 12-10-02. Upon roll call, all present voting aye, motion carried.

Fischbach moved, Wiese seconded to approve first reading of Ordinance No. 12-10

-02-410 as presented. All present voting aye, motion carried.

ORDINANCE NO. 12-10-03

Ordinance No. 12-10-03 amending Ordinance No. 1164 to rezone certain described property from Section 701 (A-1) to Section 714 (M-AG) Lots 24 and 25 of Evelos Outlot in the NE ¼ of Section 2, T122N, R64W of the 5th P.M., Brown County, South Dakota was presented. Rux moved, Remily seconded to approve first reading of Ordinance No. 12-10-03. Upon roll call, all present voting aye, motion carried.

Wiese moved, Hansen seconded to approve first reading of Ordinance No. 12-10-03-411 as presented. All present voting aye, motion carried.

There be no further business before the Joint Council, Campbell moved, Rux 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.