

## CITY COUNCIL PROCEEDINGS

City Council Chambers, Municipal Building, 123 South Lincoln Street, Aberdeen, South Dakota, January 14, 2013, 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 present were Lynn Lander, Robin Bobzien, Brett Bill, Don Lanpher, and Karl Alberts. Mayor Levsen led the Pledge of Allegiance.

## MINUTES

Mitchell moved, Swanson seconded to approve the minutes of January 7, 2013, as circulated. All voting aye, motion carried.

OPEN FORUM – No one was present.

OLD BUSINESS

## ORDINANCE NO. 13-01-04

Bunsness moved, Campbell seconded to approve second reading and final adoption of Ordinance No. 13-01-04 amending Chapter 46 of the Aberdeen Municipal Code by amending Articles III and IV regarding construction of sidewalks and driveway aprons. Upon roll call, all voting aye, motion carried.

CONSENT CALENDAR

Mitchell moved, Slight-Hansen seconded to approve the following items on the consent calendar:

SET HEARING DATE – of January 28, 2013 at 5:30 p.m. for the applications for new Retail On-Off Sale Wine Licenses for OCHO Inc. dba Casino Korner, 707 North 2<sup>nd</sup> Street and Munchies Inc. dba Munchies, 2301 6<sup>th</sup> Avenue, SE.

WORKERS COMPENSATION COVERAGE – for Volunteer Police Reserve Officers.

LOTTERY NOTICES – Lincoln Elementary PTA and Yelduz Ladies Auxiliary – receive and place on file.

RECOGNITION TO CITY EMPLOYEES – for years of service for 2012: 30 years – Sue Boynton, Shirley Arment, Mary Campton; 25 years - Gene Morsching, Brian Badten, James Brick; Alan Ruhlman; 20 years – David McNeil; 15 years – Rob Senger, Rob Johnsen, Brad Ziegler, Trent Anderson, Terry Holder, Timothy Murray, Karl Alberts; 10 years – Dennis Kornder, Mario Gourde, Sheri Whiteside, Michael Eliason, Tanner Jondahl, Matthew Leidholdt, James Mielke; 5 years – Keith Sharisky, Jay Wetenkamp, Brett Goodwin, Dwayne Schueller, David Koch, Dale Thone, William Horner, Kevin Huber, Michael Bunke, Barbara Reifenrath, Randy Majeske, Jamie Langerock, Mark Grote, Michael Lester, John Quinn.

All voting aye, motion carried.

NEW BUSINESS

## ORDINANCE NO. 13-01-05

An Ordinance relating to Tax Incremental District No. 17; authorizing the issuance and sale of Tax Incremental Revenue Bonds, Series 2013 pursuant to South Dakota Codified Laws, Chapter 11-9 to pay the project costs thereof; providing for the security for said bonds and providing for execution of other documents was presented. Bunsness moved, Rux seconded to approve first reading of Ordinance No. 13-01-05. Upon roll call, all voting aye, motion carried.

## RESOLUTION NO. 13-01-02R

Agnitsch moved, Campbell seconded to approve Resolution No. 13-01-02R as follows:

RESOLUTION TO CONFIRM MAYOR LEVSEN'S APPOINTMENT OF ELEVEN  
BUSINESS IMPROVEMENT DISTRICT II BOARD MEMBERS

WHEREAS, the City of Aberdeen has enacted Ordinance No. 08-08-03 creating Business Improvement District No. 2, and

WHEREAS, South Dakota Codified Law (SDCL) 9-55-5 provides that the Mayor shall, with the approval of the governing body, appoint a Business Improvement District Board consisting of property owners, residents, business operators or users of space within the business area to be improved, and

WHEREAS, SDCL 9-55-6 provides that the Board shall consist of no less than five members to serve such terms as the governing body, by resolution, determines, and

WHEREAS, the duties of the appointed Business Improvement District II Board members are to make recommendations to the governing body for the establishment of a plan for improvements to the Business Improvement District area, and

WHEREAS, Mike Russell of the Ramada Hotel shall be appointed by the Mayor to serve as a BID II Board Member, and

WHEREAS, Chris Podoll of the White House Inn shall be appointed by the Mayor to serve as a BID II Board Member, and

WHEREAS, Bruce Kieffer of the Ramkota shall be appointed by the Mayor to serve as a BID II Board Member, and

WHEREAS, Michelle Jones of the Hampton Inn shall be appointed by the Mayor to serve as a BID II Board Member, and

WHEREAS, Jason Welk of the Super 8 shall be appointed by the Mayor to serve as a BID II Board Member, and

WHEREAS, Kari Lozenski of the AmericInn shall be appointed by the Mayor to serve as BID II Board Member, and

WHEREAS, Nate Kessler of the Lamont Companies shall be appointed by the Mayor to serve as a BID II Board Member, and

WHEREAS, Randy Grismer of the Comfort Inn shall be appointed by the Mayor to serve as a BID II Board Member, and

WHEREAS, Bryana Darling of the TownePlace Suites by Marriott shall be appointed by the Mayor to serve as a BID II Board Member, and

WHEREAS, Brenda Habeck of Super 8 shall be appointed by the Mayor to serve as a BID II Board Member, and

WHEREAS, Kelsey Reis of Super 8 shall be appointed by the Mayor to serve as a BID II Board Member, and

IT IS HEREBY RESOLVED that all Business Improvement District II Board Members shall be appointed by the Mayor with the approval of the governing body at the January 14, 2013 City Council Meeting. Each Business Improvement District II Board Member shall serve until his or her successor is appointed. If the Business Improvement District II Board Member's position becomes vacant, then his or her successor shall be appointed by the Mayor and approved by the governing body as soon as practicable at a regularly scheduled City Council meeting. The successor shall fill the remainder of the predecessor's term.

All voting aye, motion carried.

RESOLUTION NO. 13-01-03R

Bunsness moved, Rux seconded to approve Resolution No. 13-01-03R as follows:

RESOLUTION DECLARING SURPLUS PROPERTY

BE IT RESOLVED by the Aberdeen City Council, that the following described property is declared surplus property and may be disposed of according to law in accordance with SDCL §23A-37-13, said property to be described as follows:

| <u>Description</u> | <u>Tag #</u> | <u>Incident #</u> | <u>Serial Number</u> |
|--------------------|--------------|-------------------|----------------------|
| Browning .30-06    | 12-2595      | 12-1680           | 073322RN117          |

|                               |         |         |           |
|-------------------------------|---------|---------|-----------|
| SAR-Shinbsha Air .22 Rifle    | 12-2596 |         | 223       |
| Bryco Arms Model Jennings 9mm | 12-2597 |         | 1415549   |
| Browning 12 gauge             | 12-2598 |         | 10188     |
| Mossberg 500A 12 gauge        | 11-4139 | 11-2568 | L782178   |
| Hiawatha .410                 | 11-4140 |         |           |
| Ruger 9mm                     | 09-2129 | 09-1200 | 313-26930 |
| Ruger Vaquero .357            | 09-2130 |         | 56-36764  |
| 9mm Magazine                  | 09-2132 |         |           |
| Mossberg Model 88 Shotgun     | 12-1083 | 12-691  | 56-36764  |
| Interarms .38 Special         | 10-2889 | 10-1364 | W291456   |

BE IT FURTHER RESOLVED by the Aberdeen City Council that the Chief of Police may trade-in this surplus property to any licensed firearms dealer, as allowed by law.

All voting aye, motion carried.

#### REQUEST FOR PROMOTION FUNDS

Rux moved, Swanson seconded to approve a supplement allocation of \$5,000.00 from the Promotion Funds for 2013 payable to the Northern State University Foundation to help offset the cost for the Marching Wolves to attend the Inaugural Parade on January 21, 2013. Motion carries by voice vote.

#### PAYMENT REQUEST FOR MILL AND OVERLAY IMPROVEMENTS

Mitchell moved, Bunsness seconded to approve and authorize the City Manager to sign Pay Estimate #2 in the amount of \$5,013.84 to Lien Transportation for work on the Mill and Overlay Improvements Project ST-2012-1. Upon roll call, all voting aye, motion carried.

#### BILLS

Bunsness moved, Rux seconded to approve the following audited bills for services, supplies, repairs and maintenance: American News 4,019.84; Aberdeen Chamber of Commerce 30.00; Karl's TV & Appliance 487.76; Praxair Distributing Inc 2,351.00; Helms & Associates 2,075.80; MARCO Inc 705.67; RDO Equipment Co 1,845.97; Brown County Landfill 16,286.90; Jordon Moench 135.00; Adam Grant 39.00; Baxter Healthcare Corp 6,552.00; Dakota Doors Inc 82.65; Clark Engineering Corp 1,517.78; Overhead Door 128.95; NDSU Soil Testing Laboratory 83.65; R & K Computers 1,369.00; Hawkins Inc 5,530.30; Dakota Electronics 6,478.75; Vosika Fencing 2,518.43; Wenger Corp 7,353.00; Matt Vogel 1,025.90; Don's Builders Hardware 493.50; Lynn L Hanson 500.00; Eddie's Northside 1,026.00; Quality Welding Inc 66.00; Engel Music Store 591.00; Entenmann-Rovin Co 67.36; Evergreen Supply 161.93; Cole Papers Inc 2,284.79; Farm Power Mfg Inc 729.39; GCR Tire Centers 113.00; OfficeMax Inc 470.58; Jensen Rock & Sand Inc 7,740.60; Carquest Auto 787.34; Graham Tire Co 4,042.52; Grote Body Shop 1,443.55; Hach Co 2,088.39; Direct Automation LLC 2,269.37; HEDAHLS Inc 488.22; CASH-WA Distributing 588.06; House of Glass 5,407.77; Environmental Express 651.98; Nelson Sales & Service, LLC 19.00; SD Redbook Fund 238.50; Kesslers Inc 27.96; CDW Government Inc 196.89; Aberdeen Taxi Service 314.75; Steven Lust Automotive 16.12; MAC's Inc 93.77; North Star Energy LLC 9.80; RDO Equipment 1,700.00; Sewer Duck 50.00; B & B Contracting 5,422.50; Aberdeen School & Office Supplies 44.98; Farnums Genuine Parts 116.86; Richard Allan Ward III 119.00; Aaron Kjenstad 75.00; Jesse Cantalope 45.00; Northern Electric 4,813.55; NSU Workstudy 1,328.76; Play It Again Sports 2,858.00; A & B Business Solutions 143.27; Cargill Inc 18,110.94; RECON Robotics 4,945.00; Cabela's Mktg & Brand Mgt, Inc 714.76; Gopher Stage Lighting 8,185.96; Best Buy Business Adv Acct 8,980.46; Ultimate Safety Concepts, Inc 11,350.00; Hazmat Medical Associates, Ltd 2,609.95; VMWARE Inc 9,210.10; Dakota Supply Group

1,213.12; Graymont Capital Inc 10,532.20; Syrena Maranell 165.70; Midstates Printing 6,489.29; Cross Country Courier 107.07; Ringgenberg Electric Inc 512.76; Safety Service Inc 747.96; Avera St Luke's Hospital 160.00; Schwan Welding & Boiler 25.00; Usselman Lanscape/Irrigation 1,390.00; SHARE Corp 1,204.00; Sheehan Mack Sales & Equipment Inc 627.37; Crawford Trucks & Equipment 1,236.55; Stan Houston Equipment 47.80; Trent Anderson 12.00; Bandit Industries Inc 163.30; Pro-Build 10,811.76; Diesel Machinery Inc 1,182.04; MAC's Electric 1,524.00; GALE 526.33; Fastenal Company 452.93; Mitch Johnson 64.00; Mattern Electric 112.76; Taylor Music 89.00; Environmental Products Co 605.71; NEWARK 94.26; Daren Lorenz 122.50; Northern Truck Equipment 556.87; Dependable Sanitation 692.25; Alert All Corp 359.00; HARR Motors 1,777.50; Tim Rogers 5.55; Sioux Falls Kenworth Inc 1,551.36; Taylor Laundry 32.00; Karst Car Care 1,060.50; Continental Carbonic Products Inc 2,407.20; USA Blue Book 193.54; Cartney Bearing Co 90.72; Stop Tech, Ltd 980.00; SD Dept Health Lab 470.00; Pauer Sound & Music Inc 5,276.00; Titan Access Acct 5,668.72; Foerster Testing 600.00; Executive Management 253.48; Radio Shack Corp 12.99; Pierson Ford-Lincoln-Mercury 340.86; Krohmer Plumbing Inc 606.32; Metro Fire 1,526.20; North Central Farmers Elevator 19,355.35; SD Dept of Revenue 8,509.54; Northwestern Energy 73,988.77; AOSNC, LLC 5,478.12; The Sewing Shoppe 606.50; Top Quality Sharpening Service 21.00; Luke Nelson 12.00; Northern Valley Communications 32.42; MTI Distributing 278.89; Lien Transportation 18,840.63; Aberdeen Police Dept 10.00; McMaster-Care Supply Co 390.16; CHEMCO Systems 154.95; Northwestern Energy 2,062.97; Otis Elevator Co 1,888.68; Towing Plus 2,194.50; Fire Safety First 140.75; Archaeological Research Ctr 60.00; O'Reilly Auto Parts 8.97; Galeton Gloves 707.78; Hub Area Technical School 2,450.00; Century Business Products 43.75; Midcontinent Business Solutions 7.00; Sabrina Olson 13.32; Menards Aberdeen 1,486.84; Fred Ludwig Trucking 5,100.54; Bound Tree Medical LLC 1,793.95; Water & Environmental Engineering 40.00; Allegiant Emergency Services 3,755.63; Adam Buckhouse 191.50; Int'l Wizard Of Oz Club 25.00; Sayre Associates Inc 682.50; Dakota Fluid Power Inc 386.86; McQuillen Creative Group Inc 1,156.14; Borns Group 1,275.81; AT & T Mobility 421.50; Double D Body Shop 864.40; Stryker Sales Corp 12,287.00; Kevin Bourdon 799.60; Ferguson Waterworks 318.44; Steve Westby 87.50; NSU Finance & Admin 300.00; Aberdeen Shuttle 463.50; Pomp's Tire Service 627.80; Ice Builders Inc 416.10; Camby's Pass Inc 111.20; E-Z Sharp Inc 42.92; Custom Sheet Metal Inc 1,741.16; Dakota Oil 798.96; Dakota Transit Association 150.00; North Central Rental/Leasing 25,389.00; MVTL Laboratories Inc 1,170.00; Howes Oil Co 25,294.11; J R Huebner 1,000.00; Aberdeen Plumbing & Heating Inc 798.29; Cunningham Electric 13,050.00; Aberdeen Chrysler Center 3,770.16; Thatcher Company of Montana 8,311.97; Midcontinent Communications 60.00; Newman Traffic Signs 465.00; Butler Machinery Co 3,485.80; Grainger 640.61; Sanitation Products Inc 3,634.63; Geffdog Designs 13,149.00; Jefferson Partners LP 2,487.33; ECO Advertising 50.00; Ameripride Services Inc 772.29; Crescent Electric Supply 347.15; Midwest Pump & Tank 61.91; Knight Towing 3,660.50; Community Trans Assn America 175.00; G & R Controls Inc 2,221.86; Tri-State Water 42.00; HERC-U-LIFT Inc 1,207.11; Bonn Express LLC 100.00; Swanson Electric 64.63; Runnings Supply Inc 1,115.42; Interstate Battery System 310.85; Consolidation Ready Mix Inc 86.25; Frontier Precision 1,740.00; Jennifer Fritz 34.00; Helms & Associates 2,637.40; Dakotacare 70,060.43; United Parcel Service 45.96; Dependable Sanitation 18,438.45; First National Bank Corp Trust 334,439.16; Joseph A Berbos 91,091.96; Centurylink 3,895.77; Century 21 26.18; Marnett Bros 29.24; Wilbert Schultz 39.08; Francine Hartley 38.25; Lakewood Mall 455.58; Justin Kollman 47.82; Kusler Apartments 39.93; Vernon Worrel 55.05; Nathan Bertsch 32.40; Jeff Brown 77.60; Chris Hemen

33.15; Presentation College 311.26; Carol McKiver 44.37; Coldwell Banker 21.73. Upon roll call, all voting aye with Mitchell abstaining, motion carried.

#### PAYROLL

Rux moved, Bunsness seconded to approve the payroll for period from December 30, 2012 through January 12, 2013 and City's share of social security, old age & survivor's insurance, retirement, health & life insurance: Wells Fargo 108,327.54; SD Retirement System 61,474.67; Governing Body 3,192.28; City Manager 6,424.31; City Attorney 3,681.60; Finance 13,332.99; HR 7,016.00; Building 236.79; Computer 3,608.80; Planning/Zoning 11,892.00; Engineering 10,356.80; Police 98,033.94, Tom Barstad 20.58/hr, Mike Law 21.62/hr, Chris Gross 22.71/hr; Fire 85,978.32; Fire Prevention 4,011.20; Housing/Building 5,105.60; Street 23,649.94; Traffic 4,226.33; Solid Waste 18,633.56; Transportation 13,157.73, Curis Bierman 10.10/hr, Larry Erdman 10.90/hr, Richard Gooding 11.10/hr, Mike Lipp 10.90/hr, Roxanne Moss 10.50/hr, Joshua Nikolas 9.85/hr, Larrie Petrich 10.90/hr, Galen Swanson 10.70/hr, Donald Thomas 10.10/hr; Library 21,268.15, Stevie Bredeson 8.20/hr, Matthew Dawn 8.20/hr, Shannon McGarry 8.40/hr, Jean Schmidt 8.40/hr, Rachel Seaton 8.40/hr, Kayla Steobner 8.20/hr, Matthew Stoebner 9.20/hr, Danielle Taylor 8.20/hr; Parks, Rec, & Forestry 71,612.12, Ashton Bjur 8.25, Abby Hoven 9.50/hr, Amanda Fair 9.50/hr, Benjamin Jastram 8.00/hr, Jeanna Jerde 9.25/hr, Alexandra Mattern 8.25/hr, Jennifer Mesmer 8.00/hr, Morgan Morrissey 8.00/hr, Whitney Morsching 9.00/hr, Ivori Moser 8.00/hr, Kaitlin O'Neill 8.25/hr, Andie Portra 8.00/hr, Alyssa Steward 8.25/hr, Molly Taylor 11.50/hr, Tina Vaughn 9.00/hr; Airport 13,062.81; Pipe 20,269.89; Water Treatment 15,246.22; Meter 3,916.00; Wastewater 18,011.30; Pump 4,930.28. Upon roll call, all voting aye, motion carried.

There being no further business, Bunsness moved, Swanson 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.