

CITY COUNCIL PROCEEDINGS

City Council Chambers, Municipal Building, 123 South Lincoln Street, Aberdeen, South Dakota, March 11, 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, Adam Altman, Robin Bobzien, Brett Bill, and Karl Alberts. Mayor Levsen led the Pledge of Allegiance.

MINUTES

Mitchell moved, Slight-Hansen seconded to approve the minutes of March 4, 2013, as circulated. All voting aye, motion carried.

OPEN FORUM – Thomas and Michelle Bates were present to discuss the adoption process they are undertaking. Troy McQuillen was present to discuss the new magazine he is publishing titled “Aberdeen”. Boy Scouts Troop 51 was present to observe the meeting.

PROCLAMATION

Mayor Levsen read and proclaimed March 2013 as Youth Art Month.

OLD BUSINESS

ORDINANCE NO. 13-03-02

Campbell moved, Rux seconded to approve second reading and final adoption of Ordinance No. 13-03-02 amending Chapter 52 of the Aberdeen Municipal Code by adding a new section dealing with enforcement of truck regulations. Upon roll call, all voting aye, motion carried.

CONSENT CALENDAR

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

NOMINATING PETITION – for City Council Member NE District for James Kraft – receive and place on file.

REQUEST FOR PERMISSION – to serve and permit the consumption of alcoholic beverages at Wylie Park Lake on March 17, 2013 for the Aberdeen Chamber of Commerce Leadership Snow Golf Tournament.

LICENSES – Taxi Cab Driver – Douglas Miller, Journeyman Plumber – Michael Job, Home Day Care – Kelly Wolf and Amy Mattke.

SET BID DATE – of April 2, 2013 at 2:00 p.m. for advertisements for bids on Kline Street Storm Sewer Improvements and Renovations at the Aberdeen Recreation and Cultural Center.

SET HEARING DATE – of March 25, 2013 at 5:30 p.m. for the transfers of Retail On-Off Sale Wine License and Retail On-Off Sale Malt Beverage License from A. Lamar Marshall and Jonathon L. Hepola dba Slackers, 115 ½ South Main Street to Slackers Bar LLC dba Slackers, 115 ½ South Main Street.

All voting aye, motion carried.

NEW BUSINESS

ORDINANCE NO. 13-03-04

Ordinance No. 13-03-04 authorizing the issuance and sale of Sales Tax Revenue Bonds for the Kline Street Project was presented. Bunsness moved, Campbell seconded to approve first reading of Ordinance No. 13-03-04. Upon roll call, all voting aye, motion carried.

ORDINANCE NO. 13-03-05

Ordinance No. 13-03-05 authorizing the issuance of Revenue Bonds for the Water Treatment Plant Intake Project was presented. Bunsness moved, Swanson seconded to approve first reading of Ordinance No. 13-03-05. Upon roll call, all voting aye, motion

carried.

RESOLUTION NO. 13-03-03R

Rux moved, Remily seconded to approve the following Resolution No. 13-03-03R:

WHEREAS, the City Council of the City of Aberdeen, South Dakota, did on March 4, 2013, pass a Resolution which among other things created Tax Incremental District No. 18 of the City of Aberdeen, South Dakota; and,

WHEREAS, Arbor Springs Apartment, LLC, the developer of the project covered under Project Plan for the City of Aberdeen Tax Incremental District No. 18, has requested that the Brown County Assessor, City of Aberdeen, Brown County Commission, and all others similarly or effectively involved do not apply the discretionary formula for reduced taxation of new structures and additions or other facilities within the contemplation and covered and provided at SDCL 10-6-35.2 inasmuch as the tax incremental financing project plan would be impacted and probably not capable of going forward if such discretionary formula were applied to the projects contemplated by the developer; and,

WHEREAS, the City Council of the City of Aberdeen, South Dakota, being fully informed and advised in the premises as to non-application of the discretionary formula for reduced taxation of news structures and additions, modifications, alterations or others as contemplated by SDCL 10-6-35.2 on the premises within the District known and described as:

Lots 1, 2, 3, 4, and 5, Arbor Springs Second Addition to the City of Aberdeen, South Dakota

and specifically such property is within the proposed Tax Incremental District No. 18 of the City of Aberdeen, as are set forth and identified in the Project Plan on file in the office of the City Finance Officer of the City of Aberdeen, South Dakota, and also on file in the office of the Planning and Zoning Department of the City of Aberdeen, South Dakota, both located at 123 South Lincoln Street, Aberdeen, South Dakota 57401-4215.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Aberdeen, South Dakota, that SDCL 10-6-35.2 – Discretionary formula for reduced taxation of new, modified, and property additions be not applied and requests the waiver as to the following described real property, to-wit:

Lots 1, 2, 3, 4, and 5, Arbor Springs Second Addition to the City of Aberdeen, South Dakota,

and that said property to be included in said Tax Incremental District No. 18 as set forth and identified in the Project Plan on file in the office of the City Finance Officer of the City of Aberdeen, South Dakota, located at 123 S. Lincoln Street, Aberdeen, South Dakota 57401-4215 and in the office of Planning and Zoning of the City of Aberdeen, South Dakota, located at 123 South Lincoln Street, Aberdeen, South Dakota 57401-4215.

All voting aye, motion carried.

RECYCLING FEES

Bunsness moved, Rux seconded to direct administrative staff to draft an ordinance setting recycling fees at \$2.10 per customer effective June 1, 2013. All voting aye, motion carried.

BRIDGE INSPECTIONS

Bunsness moved, Agnitsch seconded to approve the following Bridge Reinspection Program Resolution for use with SD Department of Transportation Retainer Contracts:

WHEREAS, Title 23, Section 151, United States Code and Title 23, Part 650, Subpart C, Code of Federal Regulations, requires initial inspection of all bridges and reinspection at intervals not to exceed two years with the exception of reinforced concrete box culverts that meet specific criteria. These culverts are reinspected at intervals not to exceed four years.

THEREFORE, the City of Aberdeen is desirous of participating in the Bridge Inspection Program using Bridge Replacement funds.

The City requests SDDOT to hire Clark Engineering of Aberdeen as Consulting Engineer for the inspection work. SDDOT will secure Federal approvals, make payments to the Consulting Engineer for inspection services rendered, and bill the City for 20% of the cost. The City will be responsible for the required 20% matching funds.

All voting aye, motion carried.

SD HWY 12 PROJECT

Swanson moved, Rux seconded to authorize the City Manager to sign the necessary paperwork for the State of South Dakota Hwy 12 Project #NH 0012 (156) 291. All voting aye, motion carried.

PAYMENT REQUESTS FOR AIRPORT PROJECTS

Campbell moved, Mitchell seconded to approve and authorize the City Manager to sign the following payment requests: Pay Estimate #4 – AIP #3-46-0001-32-2012 Airport Approach Survey for Helms & Associates in the amount of \$3,489.32; Pay Estimate #7 – AIP #3-46-0001-32-2012 Airport Terminal Renovations – Helms & Associates in the amount of \$1,259.85; Pay Estimate #3 – AIP #3-46-0001-33-2013 Airport Wetland Removal and Storm Water Improvements – Helms & Associates in the amount of \$12,936.40; Pay Estimate #6 – AIP #3-46-0001-32-2012 Airport Terminal Renovations – JDH Construction in the amount of \$57,769.20. Upon roll call, all voting aye, motion carried.

BILLS

Bunsness moved, Slight-Hansen seconded to approve the following audited bills for services, supplies, repairs and maintenance: Northwestern Energy 66,840.74; SD Dept of Revenue and Regulation 15,974.90; NVC 395.33; Dependable Sanitation 18,468.33; AT & T 2,479.15; David Land 150.00; Clark Engineering 4,350.50; Dakotacare 95,680.08; American News 273.17; Aberdeen Chamber of Commerce 42.00; MARCO Inc 147.16; Bonnie Bitz 2,860.00; RDO Equipment 1,956.59; Jordon Moench 105.00; Molly Taylor 300.00; Leidholt Electric LLC 585.18; City Treasurer 6,150.00; Cradys Radiator Shop 136.00; People Books 41.90; Don's Builders Hardware 279.50; Dennis Gavin 2,500.00; Heartland Paper Company 2,016.58; Engel Music Store 70.00; Cole Papers Inc 355.78; Four Seasons Fabric 1,136.50; Farm Power Mfg Inc 150.18; University of Minnesota 525.00; Jensen Rock & Sand Inc 1,098.20; Carquest Auto 254.23; Graham Tire Co 48.94; Hedahls Inc 627.83; House of Glass 2,669.36; Keeleys Inc 6,333.06; Kesslers Inc 51.85; MAC's Inc 916.47; North State Energy LLC 17.00; VanMeter Facility Maintenance LLC 455.00; McFarland Supply Co Inc 424.48; RDO Equipment 27,320.00; Gerald Robert Bourelle 88.00; Kaitlyn Sturlaugson 99.00; Craig Underwood 154.00; Alexandria Webster 132.00; Farnums Genuine Parts 94.73; Richard Allan Ward III 150.00; Aaron Kjenstad 210.00; Jesse Cantalope 90.00; NSU Workstudy 515.88; Dacotah Weisenburger 153.18; A & B Business Solutions 247.70; Wameworks 348.00; Overhead Door Co 258.67; Pantorium 30.40; Dakota Supply Group 451.47; Amanda Truebenbach 77.00; Scott R McIntire 132.00; Christian Lloyd Christianson 45.00; Benjamin Jastrum 52.50; Midstates Printing 56.90; Ringgenberg Electric Inc 211.74; Schwan Electric Inc 333.86; Pro-Build 221.12; Airborne Custom Spraying Inc 5,600.00; Woodman Refrigeration Co 1,164.98; Hannah Lagerquist 23.31; Diesel Machinery Inc 428.46; Gayle Neuhardt 650.00; Aberdeen Area Arts Council 2,197.99; MAC's Electric 2,396.87; Baker & Taylor, Inc 1,529.05; Fastenal Co 264.68; Quality Books Inc 4,243.60; Mitch Johnson 132.00; Gumdrop Books 1,277.23; Scott Kusler 40.00; Upstart 1,255.85; Ray Payer 168.75; Daren Lorenz 105.00; Northern Truck Equipment 28.78; Dependable Sanitation 692.50; Western States Fire Projection Co 1,179.33; Amy Scepaniak 126.00; Taylor Laundry 153.50; Time

Books 46.90; Fordham Signs 1,490.00; Theatre House Inc 913.10; Cartney Bearing Co 513.79; Jessica Rooney 112.50; Titan Access Acct 343.30; Hub City Radio 440.00; Executive Management 27.07; Unclaimed Freight Furniture 740.92; West Payment Center 396.32; North Central Farmers Elevator 21,090.38; Slumberland Furniture 799.96; MID-AM Research Chemical 964.55; Dakota Broadcasting LLC 304.00; MTI Distributing 862.22; Michele Bacon 702.00; Fire Safety First 514.65; Ruth Wegehaupt 60.00; Preserve South Dakota 50.00; Tritech Software Systems 2,996.37; Lynn Lander 116.18; Federal Express Corp 98.51; Ken's Superfair Foods 1,141.79; Kiwanis Club 100.00; Century Business Products 50.00; Karl Alberts 118.00; Sanford Health 305.00; Michael Wilson 9.00; Menards Aberdeen 1,804.25; Shannon Broderson 42.00; SD Pilots Association 20.00; SD Innkeepers Association 180.00; Ray Studnicka 202.00; Marcia Sveen 78.75; Dakota Fluid Power Inc 834.99; Turfwerks 197.38; Redlinger Bros Plb & Htg 1,193.30; Borns Group 3,521.72; Mike Levsen 118.40; OCLC, Inc 683.19; SD Airborists Assn 90.00; Steve Westby 117.00; 4DK Electric 224.27; Charles Kornmann 184.00; Mike Billet 21.00; Randy's Auto Body & Repair 100.00; Van Diest Supply Co 9,700.00; Combined Bldg Specialties 700.00; MINITEX-CPP 125.00; Camby's Pass Inc 3,377.92; Dakota Oil 212.25; Matt Parrott & Sons Co 878.05; Grey House Publishing Inc 406.05; DSS Image Apparel 195.00; Budget Furniture 229.00; Learning Opportunities 1,060.33; Steve Markley 115.00; Plunket's Pest Control 167.00; Aberdeen Plumbing & Heating Inc 1,746.22; Patricia Brosz 585.00; Cunningham Electric 12,870.00; Randy Murphy 578.00; ND Recreation & Park Assoc 960.00; SD Airports Conference 60.00; Geffdog Designs 657.88; Michele Price 56.25; Ameripride Services Inc 455.45; Crescent Electric Supply 381.12; Weissmans Designs for Dance 2,848.99; Ollis Book Corp 409.13; G & R Controls Inc 2,745.01; Chance Rides Manufacturing Inc 7,214.66; Hillyard Sioux Falls 2,636.21; Aberdeen Senior Center 412.00; Runnings Supply Inc 2,387.22; Dept of Veterans Affairs 279.34; Joe Arbach 300.00; Pat Martin 150.00; Antler Flats 1,250.00; Alvin Ristau 107.39. Upon roll call, all voting aye, motion carried.

PAYROLL

Rux moved, Agnitsch seconded to approve the payroll for period from February 24, 2013 through March 9, 2013 and City's share of social security, old age & survivor's insurance, retirement, health & life insurance: Wells Fargo 104,980.04; SD Retirement System 59,117.58; Governing Body 3,192.28; City Manager 6,407.59; City Attorney 3,681.60; Finance 13,326.40; HR 7,016.00; Building 114.31; Computer 3,608.80; Planning/Zoning 11,892.00; Engineering 10,356.80; Police 91,141.63, Matthew Olson 21.62/hr; Fire 83,195.34; Fire Prevention 4,011.20; Housing/Building 5,105.60; Street 24,059.34; Traffic 4,155.23; Solid Waste 16,653.60; Transportation 13,731.83; Library 21,758.22; Parks, Rec & Forestry 71,665.05; Airport 12,427.17; Pipe 18,616.89; Water Treatment 15,259.55 Rodney Werkmeister 10.25/hr; Meter 4,049.02; Wastewater 17,779.64; Pump 4,769.60. Upon roll call, all voting aye, motion carried.

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

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