

CITY COUNCIL PROCEEDINGS

City Council Chambers, Municipal Building, 123 South Lincoln Street, Aberdeen, South Dakota, April 22, 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 Slaughter-Hansen, and Laure Swanson. City staff present were Lynn Lander, Adam Altman, Robin Bobzien, Brett Bill, Karl Alberts, Don Lanpher, Al Ruhlman, Mike Olson, Shirley Arment, and Doug Johnson.

Mayor Levsen led the Pledge of Allegiance.

MINUTES

Mitchell moved, Agnitsch seconded to approve the minutes of April 15, 2013, as circulated. All voting aye, motion carried.

OPEN FORUM – No one was present.

OLD BUSINESS

ORDINANCE NO. 13-04-04

Swanson moved, Rux seconded to approve second reading and final adoption of Ordinance No. 13-04-04 amending Section 22-118 of the Aberdeen Municipal Code concerning the erosion and sediment control program. Upon roll call, all voting aye, motion carried.

CONSENT CALENDAR

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

PLATS – 1) Aberdeen Development Corporation 2013-1 Subdivision to Aberdeen in the NE ¼ of Section 16, T123N, R63W of the 5th P.M., Brown County, South Dakota; 2) Hunstad's Third Subdivision, Aberdeen, South Dakota, in the SW ¼ of Section 20, T123N, R63W of the 5th P.M.; 3) Thomas Pitz 1st Subdivision in the SW ¼ of Section 12, T123N, R64W of the 5th P.M.

LICENSES – Home Day Care – Kayla Mansfield; Transient Merchant – Daniel Fabian dba Fabian Seafood; Residential Building Contractor – Eric Brenner dba Alliance Contracting LLC.

REQUEST TO SERVE AND PERMIT – the consumption of alcoholic beverages at Melgaard Park (Shelter A) for a Keller Family Reunion on June 8, 2013.

LOTTERY NOTICES – NE South Dakota Chapter – American Red Cross; Aberdeen Area Community Foundation – receive and place on file.

All voting aye, motion carried.

NEW BUSINESS

ORDINANCE NO. 13-04-01

Ordinance No. 13-04-01 amending Ordinance No. 1164 to rezone certain described property from (R-2) Medium Density Residential District and (R-2/R-4) Medium Density Residential District/Special Density Residential District to (M) Municipal, State, and County Use District Lot 15 of Block 1, Meadows on Dakota 2nd Subdivision, Lots 1 and 2 of Dakota Estates Subdivision, Block 4 in the SW ¼ of Section 6, T123N, R63W of the 5th P.M., Aberdeen, Brown County, South Dakota was presented. Rux moved, Agnitsch seconded to approve first reading of Ordinance No. 13-04-01. Upon roll call, all voting aye, motion carried.

ORDINANCE NO. 13-04-02

Ordinance No. 13-04-02 amending Ordinance No. 1164 to rezone certain described property from (R-2) Medium Density Residential District to (M) Municipal, State, and County Use District Levee Addition in the SW ¼ of Section 6, T123N, R63W of the 5th P.M., Aberdeen, Brown County, South Dakota was presented. Campbell moved, Swanson

seconded to approve first reading of Ordinance No. 13-04-02. Upon roll call, all voting aye, motion carried.

ORDINANCE NO. 13-04-05

Ordinance No. 13-04-05 setting certain fees and charges for services provided by the City of Aberdeen for recycling was presented. Rux moved, Swanson seconded to approve first reading of Ordinance No. 13-04-05. Upon roll call, all voting aye, motion carried.

RESOLUTION NO. 13-04-01R

Mitchell moved, Bunsness seconded to approve Resolution No. 13-04-01R for the trail development along Roosevelt Street North between Milwaukee Avenue, NE and 8th Avenue, NE:

WHEREAS, the City of Aberdeen proposes to construct walking/biking paths in Aberdeen; and

WHEREAS, the City of Aberdeen now requests financial assistance to complete the proposed project; and

WHEREAS, the project is eligible for the Transportation Enhancement Program funds under the Federal Highway Administration.

NOW THEREFORE, BE IT RESOLVED that the proposed project will meet all local planning, zoning and City Ordinance requirements; and

NOW, THEREFORE BE IT RESOLVED that the City of Aberdeen supports the project and the submittal of a Transportation Enhancement Program application; and

THEREFORE, BE IT ALSO RESOLVED that, if funded, the City of Aberdeen will pay for the required local match for the project.

THEREFORE, BE IT ALSO RESOLVED that the City of Aberdeen agrees to maintain the project if funded throughout its useful life and that the City understands that a project maintenance agreement will be required by the South Dakota Department of Transportation and the Federal Highway Administration; and

THEREFORE, BE IT ALSO RESOLVED that the City of Aberdeen authorizes the Mayor to execute the Transportation Enhancement Program application.

COMMUNITY EVENT PERMIT

Campbell moved, Mitchell seconded to approve the Community Event Permit for SD Wheat Growers 90th Birthday Event on June 28, 2013 and the request for street closure on 10th Avenue, SE by the Wheat Growers Entrance to their parking lot from 1:00 p.m. to 8:00 p.m. for the event. All voting aye, motion carried.

COMMUNITY EVENT PERMITS/SPECIAL MALT BEVERAGE LICENSES

Campbell moved, Rux seconded to continue for one week the requests for Community Event Permits for Jason Hepola's "Music On Main" Events and Special Two-Day Retail Malt Beverage Licenses for Slackers Bar LLC on May 17 – May 18, July 19 – July 20, and September 13 – September 14 in the 100 Block of South Main Street. All voting aye, motion carried.

HEARING – MALT BEVERAGE LICENSE

This being the time and place set for a hearing on an application for an alcoholic beverage license, recommendations for approval were received, Mitchell moved, Remily seconded to approve the Special One-Day Malt Beverage License on June 13, 2013 for the Aberdeen Chamber of Commerce dba Harr Motors, 4255 6th Avenue, SE. All voting aye, motion carried.

CONTRACT FOR CITY HALL RENOVATIONS

Rux moved, Campbell seconded to approve of a standard form of agreement between the City of Aberdeen and HKG Architects for architect services including schematic design, design development, construction documents, bidding and construction

administration in the amount of \$215,000.00 less a \$10,625.00 credit for previous facility study for a final fee of \$204,375.00. All voting aye, motion carried.

REQUEST TO PURCHASE LIQUID DEICER

Campbell moved, Bunsness seconded to approve the purchase of 4,400 gallons of E36 Liquid Runway Deicer from Cryotech in the amount of \$22,088.00 for the Aberdeen Regional Airport. All voting aye, motion carried.

BILLS

Bunsness moved, Slight-Hansen seconded to approve the following audited bills for services, supplies, repairs and maintenance: Dakotacare 34,213.14; United Parcel Service 50.87; Verizon Wireless 79.46; Creative Services of New England 468.95; G & R Controls 2,750.00; Kirk's Auto 252.99; Otis Elevator Company 455.40; Taser International 372.36; Rory Haar 26.22; Washington Holding, LLC 15.64; Terry Carlson 26.01; Rosemary Jira 40.53; Steven Aesoph 40.80; Bill Meidinger 37.05; Robert Kukrall 81.18; Patricia Volk 136.86; Richard Bacon 38.16; Quest Construction 28.10; Jefferson Partners LP 1,897.99; Sanford Health Occupational Medicine 60.00. Upon roll call, all voting aye, motion carried.

PAYROLL

Rux moved, Agnitsch seconded to approve the payroll for period from April 7, 2013 through April 20, 2013 and City's share of social security, old age & survivor's insurance, retirement, health & life insurance: Wells Fargo 107,153.32, SD Retirement System 60,123.28; Governing Body 3,192.28; City Manager 6,424.31; City Attorney 3,681.60; Finance 13,365.93; HR 7,016.00; Building 375.59; Computer 3,608.80; Planning/Zoning 11,892.00; Engineering 10,356.80; Police 90,703.00; Fire 82,253.86; Fire Prevention 4,011.20; Housing/Building 5,105.60; Street 28,222.44; Traffic 4,561.71; Solid Waste 17,415.70, Dustin Kamphuis 13.72/hr; Transportation 13,750.14; Library 21,820.83; Parks, Rec, & Forestry 71,255.20, Barbara Nelson 14.00/hr, Jordan Swanson 9.25/hr; Airport 13,174.54; Pipe 19,847.18; Water Treatment 15,482.24; Meter 3,916.00; Wastewater 17,458.86; Pump 5,031.37. Upon roll call, all voting aye, motion carried.

CITY MANAGER'S REPORT

Lynn Lander presented the City Manager's Report to the City Council.

EXECUTIVE SESSION

Bunsness moved, Swanson seconded to move into executive session to discuss a contract. All voting aye, motion carried. Bunsness moved, Slight-Hansen seconded to move out of executive session. All voting aye, motion carried.

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

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