

## CITY COUNCIL PROCEEDINGS

City Council Chambers, Municipal Building, 123 South Lincoln, Aberdeen, South Dakota, February 17, 2009, 9:00 a.m., regular meeting, Mayor Mike Levsen presiding. Present at roll call were Council Members Tom Agnitsch, Nancy Aman, David Bunsness, Todd Campbell, Lloyd Hodgins, Jim Kraft, Jeff Mitchell and Clint Rux.

Mayor Levsen led the Pledge of Allegiance.

## MINUTES

Mitchell moved, Agnitsch seconded to approve the minutes of February 9, 2009 as circulated. All voting aye, motion carried.

## **NEW BUSINESS**

### RESOLUTION NO. 09-02-01 R

Aman moved, Hodgins seconded to approve the following Resolution:

#### RESOLUTION TO VACATE PUBLIC RIGHT-OF-WAY

BE IT RESOLVED by the Aberdeen City Council, Brown County, Aberdeen, South Dakota that the Petition to Vacate the Public Right-of-Way filed by Mike Williams for Northwestern Energy and Ray Hollan, is hereby granted and the public right-of-way is hereby vacated for the following described areas:

That portion of 16' alley right-of-way directly adjacent to Lots 1, 2, and 3, Block 55, Bennett and Thomas Addition to North Aberdeen and the East 150' of Lot 5A, Block 55, Bennett and Thomas Addition to North Aberdeen and the South 8' of alley right-of-way adjacent to the West 72.97' of Lot 5A, Block 55, Bennett and Thomas Addition; the North 8' of public alley right-of-way directly South of Lot 4, Block 55, Bennett and Thomas Addition to North Aberdeen;

BE IT FURTHER RESOLVED by the Aberdeen City Council, Brown County, Aberdeen, South Dakota, that a certified copy of this Resolution shall be filed for record and duly recorded in the Office of the Register of Deeds in Brown County.

All voting aye, motion carried.

## HEARING ON APPLICATION

This being the time and place set for a hearing on application for Special One-Day Retail On-Off Sale Malt Beverage License on February 21, 2009 for SD Total Combat LLC dba SD Total Combat Cage Fighting Show, Aberdeen Civic Arena, 203 South Washington Street, no one was present to testify, Hodgins moved,

Rux seconded to approve and authorize the Mayor to sign application. Upon roll call, Agnitsch, Hodgins, Kraft, Rux and Mayor Levensen voting aye, Aman, Bunsness, Campbell and Mitchell voting nay, 5 ayes, 4 nays, motion carried.

#### SUNSHINE PARK TOWN HOMES DEVELOP/ABERDEEN HOUSING AUTHORITY

Bunsness moved, Rux seconded to approve and authorize the Mayor to sign approval letter for Sunshine Park Town Homes Development; to approve a request from Aberdeen Housing Authority for a waiver of building permit fees; to approve a request from Housing Authority for waiver of utility connection fees and to approve a request from Housing Authority for rebate of payment in lieu of taxes or equivalent cash grant. All ayes with Mitchell abstaining. Motion carried.

#### VEHICLE GRANT AGREEMENT

Mitchell moved, Kraft seconded to approve and authorize the Mayor to sign Vehicle Grant Agreement between SD Department of Transportation and City of Aberdeen/Aberdeen Ride Line. All voting aye, motion carried.

#### RECOMMENDATION ON BIDS

Bids for Fire & Rescue Facility #1 were opened and publicly read. A detailed bid tabulation is on file in the Finance Office. Campbell moved, Agnitsch seconded to accept low bid from Huff Construction of Aberdeen in the amount of \$538,100.00. All voting aye, motion carried.

Bids for Aerial Bucket Truck for the Traffic Control Division of Public Works was opened and publicly read. A detailed bid tabulation is on file in the Finance Office. Mitchell moved, Bunsness seconded to award the bid as recommended by the Assistant Public Works Director as follows: ABM Equipment with Option 1 with the air brake in the amount of \$121,807.00. All voting aye, motion carried.

#### PAY ESTIMATE

Aman moved, Rux seconded to approve and authorize the Mayor to sign Pay Estimate #23 – engineering for WWTPF Improvements – Banner Associates in the amount of \$7,490.48. Upon roll call, all voting aye, motion carried.

#### BILLS

Rux moved, Bunsness seconded to approve the following audited claims for services, supplies, repairs or maintenance: Northern Electric 2,415.11; United Parcel Service 40.85; American News 1,408.13; Aberdeen Dev Corp 14,166.67; Praxair Distribution 119.26; Adjustment Training Center 2,972.93; SD Fire Chiefs Assn 50.00; Helms & Associates 2,141.30; Best Business Products 232.22; RDO Equipment 707.41; Brown County Landfill 14,394.60; Kone Inc 450.00; City Treasurer 291.60; Dakota Electronics 2,810.55; Lang's TV & Appliance 734.98; Evergreen Supply 363.56; Cole Papers 689.69; Farm Power Mfg 81.13; Carquest Auto Parts 898.21; Graham Tire Co 24.95; Hach Co 900.54; Tim Medenwald 17.00; Tim Medenwald 252.00; Hedahl's Inc 226.67; CWD Aberdeen 294.90; Lyle Signs 162.16; House of Glass 303.02; Joel Weig 40.00; HF Jacobs & Son 1,440.00; Janitor Supply 35.00; Johnson Controls 485.06; Keeleys Inc 56.00; Ken's Alignment Auto 134.16; Kesslers Inc 403.53; K-Mart Shopping Center 299.50; Beck Motors Inc 17,420.00; Aberdeen Taxi Service 459.25; Lawson Products 368.41; Labsource Inc 220.34; McFarland Supply Co 5.98; Municipal Code Corp 3,200.00; Looseleaf Law Publications 78.95; CA Turner Co 175.34; Farnams Genuine Parts 678.46; Northern Electric 178.25; Qwest Seattle 3,632.53; Office Equipment 15.80; Pantorium 42.10; Parcel Erickson Texaco 1,697.69; Dakota Supply Group 539.82; Graymont Capital 15,478.77; Midstates Printing 1,615.49; Rockmount/Nassau 926.61; Safety Service 98.55; Avera St Luke's Hospital 736.04; Schwan Electric 1,565.00; Share Corp 1,273.80; Sherwin-Williams Co 17.14; Crawford Truck Sales 283.59; SD Dept of Revenue & Regulation 59.00; SD Police Chiefs' Assoc 179.52; Keith Sharisky 35.96; Sound Decisions 59.99; Town & Country Lumber 5.45; Public Safety Center 189.57; Larry Walth 320.00; Dept of Energy 4,921.57; Woodman Refrigeration 285.76; Scott Jensen 252.00; Diesel Machinery 22.49; Rob Johnsen 72.00; Fastenal Company 93.32; The UPS Store 39.50; Aberdeen Awards 16.50; Midland Press 20.00; American Planning Assn 395.00; Gumdrop Books 135.00; Ramada Inn Aberdeen 1,774.96; Brooks Kleffman 40.00; Brooks Kleffman 252.00; Dependable Sanitation 17,788.56; New Trends 843.10; Janitor's Closet 119.99; Taylor Laundry 16.00; Karst Car Care 942.00; Energy Lab Inc 835.00; SD Dept Health Lab 948.00; Bierschbach Equipment 149.47; Sperian Protection America

575.00; Big Scoop Snow Removal 200.00; Titan Access 460.16; Executive Management 29.85; Barry Dunlavy 21.00; Mark Berg/Parts Unlimited 575.00; Metro Fire 680.78; Stacy Vrchota 12.00; Traffic Control Corp 182.00; Mid-Am Research Chemical 271.74; Energy Alliance LLC 11,225.20; Northwestern Energy 9,191.38; The Sewing Shoppe 97.00; Mariah Mougey 252.00; Streicher's 820.48; Neil Bittner 546.20; Northern Valley Comm 1,699.93; JT Electric Motor Service 22.50; Lien Transportation 14,552.50; McMaster-Carr Supply 166.18; Medcenter One OCC Health Clinic 150.00; Lonnie Anderson 2,115.00; Dr Steve Redmond 500.00; Randy Meister 52.00; Randy Meister 40.00; Northwestern Energy 251.08; Towing Plus 2,462.50; SD Wheat Growers 305.06; James E Norman 205.72; Dana J Mohr 1,627.75; RK Aerials LLC 130.04; John Hepperle 90.00; Laura Akkerman 100.00; David W Johnston 2,657.46; John Quinn 12.00; IA NE SD Prima Chapter 40.00; Floormasters LLC 9,829.50; Florida Micro LLC 284.25; Aberdeen Lock & Key 411.60; Karl Alberts 141.40; Sanford Clinic Aberdeen 466.00; Foreman Sales & Service 27.21; Menards Aberdeen 2,007.30; Fred Ludwig Trucking 6,064.04; Bound Tree Medical LLC 598.45; Aberdeen Hockey Assn 10,000.00; Water & Environmental Engineering 38.00; Michael Roemmich 52.00; Michael Roemmich 252.00; Convention Visitors Bureau 21,077.84; Dakota Fluid Power 440.36; Professional Mailing Aberdeen 1,674.91; Mike Levsen 291.45; FSH Communications 60.00; Big Sky Racks Inc 1,124.80; Stryker Sales Corp 21,597.96; NCL of Wisconsin 311.95; Kevin Bourdon 1,868.80; Tyler Technologies 3,599.78; Scott Weitbrecht 252.00; FBI – Leeda 50.00; FBINAA 75.00; US Plastic Corp 52.38; Racom Corp 485.10; SD Animal Control Assn 100.00; Aberdeen Shuttle 505.75; Gardner Locksmith 148.48; Pomp's Tire Service 1,760.06; SD Safety Council 350.00; Wallwork Truck Center 62.51; RB Upholstery 77.50; Galls Inc 58.95; Super 8 Motel Pierre 54.99; Dakota Transit Assoc 200.00; Ag Plus Farm & Ranch Supply 43.90; Pristine Water Solutions 600.00; DLT Solutions Inc 4,256.18; Best Western Ramkota Pierre 154.99; MVTL Lab Inc 934.00; Stuart Nelson 30.00; Howe's Oil 29,398.40; Plunkett's Pest Control 303.00; Lynn Hovel 252.00; Wayne Krysowaty 252.00; JR Huebner 52.00; JR Huebner 52.00; JR Huebner 40.00; John Kersten 127.50; Tapco 313.38; Aberdeen Chrysler Center 28,774.36; Thatcher

Company of Montana 6,682.80; Midco Communications 275.00; Butler Machinery 11,528.11; L & O Acres Transport 9,765.43; Grainger 914.29; Ameripride Services 388.45; Crescent Electric Supply 360.44; Mario Gourde 9.00; Lab Safety Supply 114.42; Midwest Pump & Tank 232.02; Knight Towing 1,605.00; Batteries and Butter 100.19; Tri-State Water 101.00; Bonn Express LLC 100.00; Wyss Associates 73,490.18; Runnings Supply 769.08; Interstate Battery System SD 195.90; Uniform Center 258.47; Blackstone Developers LLC 1,000.00; Roger Berreth 50.00; Dusty Mattson 137.12; George Walter 20.85; Jerry Mork 7.56; Jerome Wahl 12.76; Brad Grieben 10.49; Lawrence Engelhart 40.26; Thomas Morgan 28.70. Upon roll call, all voting aye, motion carried.

#### PAYROLL

Bunsness moved, Kraft seconded to approve payroll for the period from February 1 through 14, 2009 and city share of social security, old age and survivor's insurance, retirement: Governing Body 6,185.94; Attorney 3,285.60; Finance 13,510.24, Courtney Schlenker 13.52/hr; HR 6,712.80; Building 169.40; Computer 3,258.40; Planning/Zoning 10,756.00; Engineer 9,354.72; Police 79,572.23; Fire 75,615.16, Jason Engel 1,528.18/bw, Brooks Kleffman 1,528.18/bw, Darcy Schock 1,772.22/bw, Dave Volek 1,454.54/bw; Fire Prevention 2,325.60; Housing/Building 4,592.80; Street 21,836.83; Traffic 4,107.07; Solid Waste 16,092.00; Transportation 12,334.08; Library 17,778.63; Parks, Recreation & Forestry 67,327.11, Thomas Parrott 7.50/hr; Airport 11,144.70; Pipe 19,101.13; Water Treatment 15,390.15; Meter 5,427.20; Wastewater 15,764.45; Pump 5,420.74; Wells Fargo 96,876.60; SD Retirement System 53,502.13. Upon roll call, all voting aye, motion carried.

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

Prepared by Cathy Feickert  
For the Finance Office

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Finance Officer