

CITY COUNCIL PROCEEDINGS

City Council Chambers, Municipal Building, 123 South Lincoln Street, Aberdeen, South Dakota, June 17, 2013, 5:30 p.m., regular meeting of the Board of City 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 Adam Altman, Robin Bobzien, Brett Bill, Karl Alberts, Don Lanpher, and Kevin VanMeter. Mayor Levsen led the Pledge of Allegiance.

MINUTES

Mitchell moved, Remily seconded to approve the minutes of June 10, 2013, as circulated. All voting aye, motion carried.

OPEN FORUM – Representatives from Boys & Girls Club requested City funding in the amount of \$1.5 million.

OLD BUSINESS

ORDINANCE NO. 13-06-08

Bunsness moved, Rux seconded to continue for one week the possible first reading of Ordinance No. 13-06-08 amending parts of Chapter 24 of the Aberdeen Municipal Code dealing with fire prevention and protection. All voting aye, motion carried.

CONSENT CALENDAR

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

LICENSES – Residential Building Contractor – Basement Water Controlled dba K. Schneidemann; Transient Merchant – Perry LaClaire.

All voting aye, motion carried.

NEW BUSINESS

RESOLUTION NO. 13-06-01R

Mitchell moved, Campbell seconded to approve Resolution No. 13-06-01R to vacate public right-of-way on that portion of 9th Street South public right-of-way commencing at the South Side of 17th Avenue, SW and continuing South to the North Side of 17th Avenue, SW public right-of-way in the SE ¼ of Section 23, T123N, R64W of the 5th P.M., Aberdeen, Brown County, South Dakota. All voting aye, motion carried.

RESOLUTION NO. 13-06-02R

Swanson moved, Agnitsch seconded to approve Resolution No. 13-06-02R to vacate public right-of-way in the North 14' of the 30' wide public right-of-way commencing at North Lloyd Street and continuing East through Block 55, Hagerty & Lloyd's Addition to North Penn Street in the NE ¼ of Section 13, T123N, R64W of the 5th P.M., Aberdeen, Brown County, South Dakota. All voting aye, motion carried.

RESOLUTION NO. 13-06-04R

Bunsness moved, Mitchell seconded to approve Resolution No. 13-06-04R as follows:

WHEREAS the City of Aberdeen, hereinafter referred to as "City", enacted RESOLUTION 99-12-01R dated December 13, 1999 granting certain Community Development Block Grant (CDBG) funds to the Aberdeen Development Corporation (ADC) for use as a revolving loan fund called the Community Development Block Grant Revolving Loan Fund (CDBG-RLF); and

WHEREAS the City enacted RESOLUTION 00-01-01R dated January 10, 2000 granting certain City funds to the ADC for use as a revolving loan fund, which fund was entitled the Aberdeen Revolving Loan Fund (ARLF); and

WHEREAS the purpose of the CDBG-RLF and the ARLF was to enhance opportunities for economic development, full-time job creation, enhancement of Aberdeen for the business community, and to bring businesses to Aberdeen; and

WHEREAS the rules governing the original grants differ from each other, resulting in increased costs of administration and confusion about how to administer the loan program; and

WHEREAS the rules governing both funds are unclear about for what purposes the monies contained in the funds may be used.

NOW, THEREFORE BE IT HEREBY RESOLVED that Aberdeen City Council Resolutions Nos. 99-12-01R and 00-01-01R be and hereby are revoked in their entirety.

BE IT FURTHER RESOLVED that the following rules shall govern the administration of the CDBG-RLF and ARLF funds by the ADC:

1. All monies granted to the ADC for the CDBG-RLF and the ARLF shall be used as a revolving loan fund, with the principal from each loan to be returned to the revolving loan fund.
2. All loans made from the revolving loan fund shall be used for economic development.
3. The CDBG-RLF and ARLF funds may be combined into a single fund and the monies therein may be commingled.
4. The Aberdeen Development Corporation shall use good business judgment in administering the revolving loans funds. This may include, but is not limited to:
 - a. making loans to businesses for the purposes of economic development;
 - b. making loans to the ADC to finance economic development projects;
 - c. making loans to the ADC to restructure existing debt, so long as the existing debt was incurred for economic development purposes.
5. The terms of any loan made from the revolving loan fund(s) may include a "job-credit" provision, whereby a portion of the debt may be forgiven upon the borrower achieving designated job creation goals.
6. Interest earned on any loan made from the revolving loan fund(s) need not be returned to the revolving loan fund(s), and may be considered unrestricted funds of the ADC.
7. The ADC may, but need not, replenish the revolving loan fund(s) upon the default of any borrower; provided, however, that the ADC may not forgive the principal of any loan made to the ADC from the revolving loan fund.
8. The ADC may not borrow from the revolving loan fund(s) to cover operating expenses.
9. The ADC shall provide the City a copy of its annual audited financial statements of the Aberdeen Development Corporation within 45 days after such date as they are received by the Aberdeen Development Corporation.
10. All assets contained in the revolving loan fund shall revert to the City in the event the ADC discontinues operating as a non-profit entity.
11. Any future monies granted by the City to the ADC and designated for inclusion in a revolving loan fund shall be subject to these rules, unless the terms of such grant specifically dictate otherwise.

Motion carries by voice vote.

COMMUNITY EVENT PERMITS

Mitchell moved, Bunsness seconded to approve Community Event Permits for Aberdeen Downtown Association's "Crazy Days Downtown" Event on July 20, 2013 at 9:00 a.m. to 5:30 p.m. and "Sizzlin Summer Nights Car & Motorcycle Show" on August 24, 2013 at 7:00 a.m. to 12:00 midnight with street closures on South Main Street from 6th Avenue, SE to Railroad Avenue for both events. All voting aye, motion carried.

PAYMENT REQUEST AND BUDGET SUPPLEMENT

Bunsness moved, Rux seconded to approve a payment request in the amount of \$159,239.00 to Premier Specialty Vehicles for the purchase of a 2013 Ford Type I Ambulance for Aberdeen Fire & Rescue Department and a budget supplement request in the amount of \$19,250.00 to cover the cost of the ambulance. Upon roll call, all voting aye, motion carried.

BIDS FOR CONCRETE STREET REHABILITATION

Bids were opened and publicly read for Concrete Street Rehabilitation (Project CONC-2013-3). A detailed list of the bids is on file at the Finance Office. Bunsness moved, Remily seconded to award the bid for the Concrete Street Rehabilitation to Wright & Sudlow, Inc. in the amount of \$241,527.50 and authorize the City Manager and Finance Officer to sign the necessary documents after approval by the City Attorney. All voting aye, motion carried.

BILLS

Bunsness moved, Swanson seconded to approve the following audited bills for services, supplies, repairs and maintenance: Election Systems & Software 964.59; CenturyLink 3,984.36; Dakotacare 97,112.43; Dex Media East, Inc. 168.70; Fireblast 451 Inc. 746.45; MARCO, Inc. 255.49; Northern Electric 4,512.40; Borns Group 1,321.00; House of Glass 128.11; Dependable Sanitation 52.00; Jefferson Partners LP 1,788.37; Michelle Glaser 690.54; Midwest Alarm Co 270.96; American News 3,382.10; Aberdeen Chamber of Commerce 30.00; Praxair Distributing Inc 132.20; ASPIRE Inc. 1,876.60; Salvation Army 15.90; Taser International 28,827.39; MARCO Inc. 511.87; RDO Equipment Co 74.01; Brown County Landfill 20,897.98; H C Clark Implement 3,650.00; NDSU Soil Testing Laboratory 23.90; R & K Computers 119.94; Cradys Radiator Shop 45.00; Hawkins Inc 1,723.34; Hawkins Inc 1,723.34; Dakota Electronics 1,436.95; Master Burn 51.85; Lang's TV & Appliance 264.95; Nathan Opdahl 132.20; Spillman Technolgoies Inc 40,000.00; Dennis Gavin 16,611.43; One Source 40.00; Cole Papers Inc 249.87; Farm Power Mfg Inc 55.78; GCR Tire Centers 19.00; Officemax Inc 257.56; Carquest Auto 753.61; Graham Tire Co 1,198.55; HACH Co 456.27; Direct Automation LLC 640.00; Hedahls Inc 90.76; Heiman Inc 104.35; Matt Prehn 100.00; House of Glass 111.41; Nelson Sales & Service, LLC 14.79; Midcontinent Testing Lab 687.60; Keeleys Inc 319.76; Eric Schuldt 487.00; Kesslers Inc 13.68; Aberdeen Taxi Service 229.50; Laws on Products Inc 242.12; Steven Lust Automotive 348.66; Milbank Winwater 4,098.09; MAC's Inc 161.22; North Star Energy LLC 115.92; Michael Todd & Co Inc 4,607.02; Sanford Health Occupational Medicine Clinic 480.00; Aberdeen Fence Co 4,839.93; Designs Devilliers 900.00; B & B Contracting 801.75; Farnums Genuine Parts 17.47; Cabot Norit Americas Inc 28,296.00; A & B Business Solutions 132.05; Cargill Inc 8,882.06; Pantorium 13.46; Parcel Erickson Texaco 45.00; Dakota Supply Group 1,332.81; Midstates Printing 2,058.30; Best Western Ramkota Sioux Falls 231.00; Safety Service Inc 41.99; Avera St Luke's Hospital 937.19; Schwan Welding & Boiler 15,413.88; SHARE Corp 1,123.25; HD Supply Waterworks 4,732.43; Crawford Trucks & Equipment 1,874.08; SD Div of Motor Vehicles 14.00; Sound Decisions 100.00; Hefty Seed Co 131.30; Traf-O-Teria Inc 1,085.14; Academy Trophy Co 68.00; Western Area Power Adm 9,985.77; Don Lanpher 195.00; Wright & Sudlow 7,975.00; Diesel Machinery Inc 56.93;

SD Dept Environment/Natural Resources 10,050.00; Fastenal Co 147.60; Aberdeen Awards 180.00; Tony Arampatzis 150.00; Dependable Sanitation 15,247.50; Dakota Ink & Toner 250.39; Tanner Jondahl 12.00; Western States Fire Protection Co 380.00; Sioux Falls Kenworth Inc 69.28; Taylor Laundry 16.00; First National Bank 21,018.75; Sioux Valley Environmental Inc 165.01; M & T Fire & Safety Inc 157.43; USA Blue Book 144.22; Cartney Bearing Co 11.52; SD Dept Health Lab 327.00; Titan Access Acct 5,639.90; Executive Management 350.46; US Postal Service 130.00; Danko Emergency Equipment Co 657.68; Dakota Outdoors 136.65; Pierson Ford-Lincoln-Mercury 197.28; Metro Fire 135.00; Subway of Aberdeen 70.00; Stacy Vrochota 75.00; North Central Farmers Elevator 28,488.74; Jamie Langerock 12.00. SD Dept of Revenue 18,592.61; Goodway Technologies Corp 70.63; Susan Bostian 200.00; Lily's Floral Designs & Gifts 184.76; The Sewing Shoppe 39.50; Vermont Systems Inc 2,253.75; Neil Bittner 27.88; HDR Engineering Inc 4,250.00; Northern Valley Communications 347.23; MTI Distributing 24.08; Lien Transportation Co 21,693.14; Aberdeen Police Dept 7.11; Poet Ethanol Products 2,292.20; McMaster-Carr Supply Co 42.09; Dr. Steve Redmond 500.00; Northwestern Energy 2,024.26; Art Russo 50.00; Fire Safety First 126.86; Lynn Lander 34.97; Brown County Highway Dept 3,960.23; Lutheran Social Services 540.00; Federal Express Corp 11.47; Laura Millett 36.88; John Quinn 9.00; IA NE SD Prima Chapter 60.00; Galetton Gloves 457.82; SD Secretary of State 30.00; Sanford Health 40.00; Dale Thone 147.52; Joshua Ochsner 17.00; Allmax Software 995.00; Menards Aberdeen 1,833.81; Bound Tree Medical LLC 920.54; Daryl VanDover 104.00; Login/IACP Net 800.00; Water & Environmental Engineering 80.00; Plant & Flanged Equipment Co 1,043.03; Financial Forms & Supplies 52.30; Aqua Pure Inc 10,627.70; Convention Visitors Bureau 25,014.76; Dakota Fluid Power Inc 632.28; McQuillen Creative Group Inc 108.48; Brenda Stapp 50.00; Borns Group 1,533.57; Modern Marketing 121.00; The Carpet Cleaners 2,080.25; Engineering America Inc 8,757.89; Pete Lien & Sons, Inc 17,159.58; Sheryl Erickson 50.00; Tyler Technologies 636.70; Ferguson Waterworks 340.72; BHS Marketing, LLC 14,737.65; NSU Finance & Admin 600.00; Matheson Tri-Gas Inc 219.81; MHO Properties 500.00; SRF Consulting Group, Inc 5,487.56; Chris Reder 10.00; Forestry Suppliers, Inc 158.51; Aberdeen Shuttle 340.75; Chris Reeder 100.00; Rackspace Hosting 2,703.00; Neve's Uniforms & Equipment 101.20; Pomp's Tire Service 2,251.10; Wallwork Truck Center 75.45; Galls Inc 338.95; Premier Specialty Vehicles 58.00; Dakota Oil 63.60; Vessco Inc 11,499.64; DSS Image Apparel 690.20; Advance Auto Parts 10.99; Janet Norby 195.00; MVTL Lab Inc 114.00; Lynn Hovel 17.00; 3D Specialties Inc 903.55; Aberdeen Chrysler Center 5,615.13; Thatcher Co of Montana 6,832.00; Paul Fauth 50.00; Intoximeters Inc 540.95; Butler Machinery Co 1,044.34; Grainger 264.39; Geffdog Designs 1,642.76; Ameripride Services Inc 652.07; Matt Leidholt 9.00; Mario Gourde 12.00; Harlow's Bus Sales 197.85; Brown County Auditor 1,123.72; G & R Controls Inc 520.71; Environmental Toxicity Control 275.00; Tri-State Water 64.00; Bonn Express LLC 100.00; James Valley Coop Tele Co 180.00; Runnings Supply Inc 2,885.50; Interstate Battery Arlington 21.50; Gary's Engine & Repair Inc 72.09; Bob Wilson 50.00; Tom Burgard 500.00; Ardys Gosch 185.00; Marlis Nack 190.00; Yolanda Jahraus 200.00; Geri Sillman 190.00; Sally Hofer 190.00; Lyla Nikolas 190.00; Donna Lout 200.00; Evangeline Miller 190.00; Joyce Gage 195.00; Levi Drube 348.50; Diane Zahalka 195.00; Dolly Evans 195.00; Florence Kraus 190.00; Linda Miles 190.00; Jean Rahja 180.00; Rebecca Jeschke 195.00; Darleen Haselhorst 195.00; Loretta Neuhardt 190.00; Lynn Sinnes 53.00; LeeAnn Mullner 25.44. Upon roll call, all voting aye, motion carried.

PAYROLL

Mitchell moved, Agnitsch seconded to approve the payroll for period from June 2, 2013 through June 15, 2013 and City's share of social security, old age & survivor's

insurance, retirement, health & life insurance: Wells Fargo 131,210.85; SD Retirement System 59,076.08; Governing Body 3,192.28; City Manager 6,424.31; City Attorney 3,681.60; Finance 13,463.61; HR 7,016.00; Building 375.59; Computer 3,608.80; Planning/Zoning 11,892.00; Engineering 12,332.54, Daniel Waldman 18.45/hr; Police 88,689.64, Jeff Neal 19.59/hr; Fire 84,431.16, Scott Weitbrecht 16.15/hr; Fire Prevention 3,167.84; Housing/Building 5,105.60; Street 24,109.19; Traffic 5,205.59; Solid Waste 22,559.95; Transportation 12,262.70; Library 22,221.46; Parks, Rec, & Forestry 171,166.84, Michelle Adams 12.25/hr, Marissa Aldinger 9.25/hr or 11.25/hr or 20.00/lesson, Jesse Babcock 8.00/hr or 13-24/game or 42-52/team/week, Natalie Barclay 8.00/hr, Bryce Beyers 8.50/hr, Emily Bohle 8.00/hr or 46/team/week, Stewart Bohle 10.00/hr or 390/week, Heather Bonn 12.00/hr or 16.00/lesson, Alexis Clark 8.50/hr, Jennifer Deutsch 13.00/hr or 14.25/hr or 20.00/lesson, Robin Doerr 8.00/hr or 40/team/week, Denise Dulik 9.35/hr, Stephen Erlandson 8.00/hr or 13-24/game, Landon Fischbach 8.00/hr or 13-24/game, Mattison Flakus 8.50/hr, Lindsey Fluharty 11.00/hr, Gary Gall 15.00/hr, Jacynda Gellhaus 8.00/hr, Caitlin Geyer 9.10/hr, Maria Gotay 9.10/hr, Cody Gunther 9.60/hr, Daniel Holmstrom 8.00 or 13-24/game, Jennifer Janish 8.50/hr, Amber Kallas 8.00/hr, Theresa Knapp 11.25/hr or 20.00/lesson, Christopher Kolb 8.00/hr or 50/team/week, Hannah Langbehn 8.25/hr, Jerome Letcher 500/week, Mikayla Malsam 8.00/hr or 42/team/week, Caitlin Moran 8.00/hr/or 42/team/week, Kelsey Mundt 8.25/hr, Trissa Nelson 8.00/hr or 42/team/week, Jacob Nikolas 9.10/hr, Brooke Norris 8.00/hr or 42-50/team/week, Lisa Osman 10.00/hr or 420/week, Aimee Padgett 8.25/hr, Denise Punt 11.25/hr or 15.00/lesson, Erin Punt 8.50/hr, John M Rohrbach 8.00/hr or 48/team/week or 13-24/game, Tara Rook 8.00/hr or 42-50/team/week, Carly Rozell 8.00/hr or 40/team/week, Taylor Schweitzer 8.50/hr, Daniel Severson 9.60/hr, Brandon Sieck 9.35/hr, Laura Smith 9.50/hr, Robert Smith 9.10/hr, Bridget Solsaa 8.00/hr, Elizabeth Stoks 12.25/hr, Lindsey Stucke 10.75/hr or 20.00/lesson, Jordan Swanson 10.00/hr or 15.00/lesson, Hillary Sward 9.10/hr, David Vilhauer 10.00/hr or 325/half, Beau Voegeli 8.00/hr or 13-24/game or 42-52/team/week, Joshua Waltman 8.75/hr, Bryan Weber 8.00/hr or 13-24/game, Kaitlyn Weisenburger 8.25/hr, Elizabeth Wensmann 9.35/hr, Garrett Young 8.00/hr or 40/team/week, Caden Yurkovich 9.10/hr, Airport 12,867.63; Pipe 24,574.63, Matthew Spencer 14.42/hr; Water Treatment 17,870.39; Meter 4,093.36; Wastewater 18,105.72; Pump 5,469.94. Upon roll call, all voting aye, motion carried.

SUSPENSION OF DAY CARE LICENSE

Bunsness moved, Mitchell seconded to approve the temporary suspension of Home Day Care License No. 7013 for Tammora Johnson. Motion carries by voice vote with Rux abstaining.

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.