

CITY COUNCIL PROCEEDINGS

City Council Chambers, Municipal Building, 123 South Lincoln, Aberdeen, South Dakota, March 23, 2009, 5:30 p.m., Joint City/County 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.

County Commissioners present were Fischbach, Wiese and Sutton. Hansen and Elliot were absent.

ORDINANCE NO. 09-03-02-374

An Ordinance amending Ordinance No. 1164 to rezone certain described property from Section 701 (A-1) and Section 714 (M-AG) to Section 714 (M-AG) – Lot 1, Breezy Acres Subdivision in the SE ¼ of Section 8, T123N, R64W of the 5th P.M., Brown County, South Dakota was presented. Mitchell moved, Aman seconded to approve first reading of Ordinance No. 09-03-02. Upon roll call, all voting aye, motion carried.

Commissioner Sutton moved, Commissioner Wiese seconded to approve first reading of Ordinance No. 09-03-02-374. All present voting aye, motion carried.

There being no further business before the Joint Commission, Commissioner Sutton moved, Commissioner Wiese seconded that the meeting be adjourned. All present voting aye, motion carried.

Prepared by Cathy Feickert
For the Finance Office

Finance Officer

CITY COUNCIL PROCEEDINGS

City Council Chambers, Municipal Building, 123 South Lincoln, Aberdeen, South Dakota, March 23, 2009, 5:30 p.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, Kraft seconded to approve the minutes of March 16, 2009, as circulated. All voting aye, motion carried.

CONSENT CALENDAR

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

NOMINATING PETITIONS – Clint Rux – Mayor and David Bunsness – Mayor – receive and place on file.

SET HEARING DATE – April 6, 2009 at 5:30 p.m. for application for transfers of Retail On-Off Sale Malt Beverage License with video lottery from G & T Gaming Inc. dba G & T Gaming, 102 ½ 6th Avenue SW to Midwestern-Flack, LLC dba Midwestern-Flack Casino, 1715 6th Avenue SE – Suite A.

LICENSES – Residential Building Contractors – Bridge City Seamless, Clayton Randall, Robert A Weishaar; Journeyman Electrician – Jason Frost.

PLAT – Breezy Acres Subdivision in the SE ¼ of Section 8, T123N, R64W of the 5th P.M., Br. Co. SD with stipulation that proposed Lot 1 is rezoned Mini-Agricultural District.

SUPPLEMENT AGREEMENT #2 – Airport Lease #64 with General Service Adm/TSA.

LOTTERY NOTICES – Aberdeen Family Y Camp Dream Makers and Wyndham Hotel Group for March of Dimes – receive and place on file.

Bunsness, Kraft and Rux abstaining, all others voting aye, motion carried.

NEW BUSINESS

ORDINANCE NO. 09-03-01

Ordinance No. 09-03-01 - An Ordinance amending Ordinance No. 1164 to rezone certain described property from Section 708 (C-3) and Section 711 (R-4) to Section 705 (R-3) Lot 4 and the E ½ of Lot 5, Block 35, Second Addition in the NW ¼ of Section 24, T123N, R64W of the 5th P.M., Aberdeen, Brown County, South Dakota was presented. Hodgin moved, Bunsness seconded to approve first reading of Ordinance No. 09-03-01. Upon roll call, all voting aye, motion carried.

ORDINANCE NO. 09-03-03

Ordinance No. 09-03-03 – An Ordinance amending Ordinance No. 1164 to rezone certain described property from Section 708 (C-3) to Section 705 (R-3) – Lot 1, Klabo Addition to Aberdeen, Brown County, South Dakota, in the NW ¼ of Section 24, T123N, R64W of the 5th P.M., was presented. Rux moved, Bunsness seconded to approve first reading of Ordinance No. 09-03-03. Upon roll call, all voting aye, motion carried.

RECOMMENDATION ON BIDS

Bids for South Dakota Street Water & Sewer Improvements were opened and publicly read. A complete list is on file in the Finance Office. Mitchell moved, Kraft seconded to approve the low bid submitted by B & B Contracting in the amount of \$181,386.20. All voting aye, motion carried.

RECOMMENDATION ON CONSULTANT

Mitchell moved, Agnitsch seconded to accept the recommendation of the interview committee and award the contract to Helms and Associates to be the consultant for the design of the NW Storm Water Retention Area and approve and authorize the Mayor to sign. All voting aye, motion carried.

RECOMMENDATION ON BIDS

On March 18, 2009 bids were opened for asphaltic concrete and surface repair mix for the 2009 construction season. Bids were as follows: BITUMINOUS REPAIR MIX @ PLANT SITE: Serocki Excavating – 100 ton @ 97.00/ton = 9,700.00; Lien Transportation – 100 ton @ 150.00/ton = 15,000.00; Aberdeen Asphalt – 100 ton @ 110.00/ton = 11,500.00; CLASS D TYPE 1 – Serocki Excavating – 3000 ton @ 57.50/ton = 172,500.00; Lien Transportation – 3000 ton @ 57.99/ton = 173,970.00; Aberdeen Asphalt – 3000 ton @ 56.90/ton = 170,700.00; CLASS D TYPE II – Serocki Excavating – 3000 ton @ 57.50/ton = 172,500.00; Lien Transportation – 3000 ton @ 57.99/ton = 173,970.00; Aberdeen Asphalt – 3000 ton @ 56.90/ton = 170,700.00.

PAVER RENTAL CHARGES – Serocki Excavating – operated by city – 195.00/hr, mobilization – 200.00 ea.; Lien Transportation – operated by city – 175.00/hr,

mobilization – 275.00 ea.; Aberdeen Asphalt – operated by city – 200.00/hr., mobilization 200.00 ea. A detailed tabulation is on file at the Finance Office.

The bid from Serocki Excavating for Items 1 and 2 is recommended for award as low bid. The bid from Lien Transportation for Items 3 and 4 is recommended for award as low bid when increasing the prices of Aberdeen Asphalt and Serocki Excavating by 0.40 per ton mile one way between the plant site and the City shop. Liens plant is one mile from the City shop while Aberdeen Asphalt is 12 miles away and Serocki Excavating is 9.39 miles away. The Street department reserves the right to purchase mix from the other supplier in the event that Lien Transportation is not able to supply mix and to rent the paver as needed. Hodgkin moved, Aman seconded to approve the bid as recommended by the Assistant Public Works Director. All voting aye, motion carried.

CONTRACTS AND BONDS

Aman moved, Bunsness seconded to approve and authorize the Mayor to sign the following contracts and bonds: fire hydrants – HD Supply Waterworks; pea gravel – Jensen Rock & Sand; Aberdeen Fire & Rescue Facility #1 – Huff Construction Inc. All voting aye, motion carried.

PAY REQUESTS

Mitchell moved, Rux seconded to approve payment on the following pay requests: tandem truck chassis – Wallwork Truck Center - \$69,249.00; and box & hoist – Northern Truck Equipment - \$21,793.00. Upon roll call, all voting aye, motion carried.

PAY ESTIMATE

Agnitsch moved, Rux seconded to approve and authorize the Mayor to sign Pay Estimate #6 – WWTF, Phase 2B Improvements – PKG Contracting Inc. in the amount of \$73,033.10. Upon roll call, all voting aye, motion carried.

BILLS

Rux moved, Hodgkin seconded to approve the following audited claims for services, supplies, repairs and maintenance: United Parcel Service 54.43; Northwestern Energy 12,397.00; Dakotacare Admin Services 30,709.02; Dahme Construction 64,644.38; Verizon Wireless 46.99; Alltel 1,521.85; Aberdeen

Business Improvement District 2,326.00; Morgan Brockel 32.45; Martin Broderson 7.10; Wagner Holding LLC 10.91; Mobile Dwellers Ranch Cor 11.20; Norwood Partnership LLP 23.79. Upon roll call, all voting aye, motion carried.

DISCUSSION ON HIRING FIRM

Discussion was held regarding hiring a firm to facilitate a Strategic Visioning and Planning Session for the City of Aberdeen. No action was taken.

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

Prepared by Cathy Feickert
For the Finance Office

Finance Officer