

## CITY COUNCIL PROCEEDINGS

City Council Chambers, Municipal Building, 123 South Lincoln, Aberdeen, South Dakota, March 2, 2009, 5:30 p.m., regular meeting, Mayor Mike Levsen presiding. Present at roll call were Council Members Tom Agnitsch, David Bunsness, Todd Campbell, Lloyd Hodgins, Jim Kraft, Jeff Mitchell and Clint Rux. Nancy Aman was absent.

Mayor Levsen led the Pledge of Allegiance.

### MINUTES

Mitchell moved, Bunsness seconded to approve the minutes of February 23, 2009 as circulated. All present voting aye, motion carried.

### PROCLAMATION

Mayor Levsen proclaimed the month of March 2009 as "Developmental Disabilities Awareness Month".

### **OLD BUSINESS**

#### ORDINANCE NO. 09-02-01

Bunsness moved, Hodgins seconded to approve second reading and final adoption of Ordinance No. 09-02-01. Upon roll call, all present voting aye, motion carried.

#### ORDINANCE NO. 09-02-02

Mitchell moved, Bunsness seconded to approve second reading and final adoption of Ordinance No. 09-02-02. Upon roll call, all present voting aye, motion carried.

#### ORDINANCE NO. 09-02-04

Hodgins moved, Kraft seconded to approve second reading and final adoption of Ordinance No. 09-02-04. Upon roll call, all present voting aye, motion carried.

### **CONSENT CALENDAR**

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

SET BID DATE – March 18, 2009 at 2:00 p.m. for advertisement for bids for 1) Asphaltic Concrete & Surfacing Repair Mix for Public Works Department; 2) South Dakota Street Water & Sanitary Sewer Improvements (Project WS-2009-1).

SET HEARING DATE – March 23, 2009 at 5:30 p.m. for petitions to rezone 1) Rezone from Section 708 (C-3) and Section 711 (R-4) to Section 705 (R-3) property described as Lot 4 and the E ½ of Lot 5, Block 35, Second Addition in the NW ¼ of Section 24, T123N,

R64W of the 5<sup>th</sup> P.M., Aberdeen, Brown County, SD; 2) Rezone from Section 708 (C-3) to Section 705 (R-3) property described as Lot 1, Klabo Addition to Aberdeen, Brown County, SD in the NW ¼ of Section 24, T123N, R64W of the 5<sup>th</sup> P.M.

PETITION TO REZONE – Three Mile Jurisdiction – set Joint Hearing Date of March 23, 2009 at 5:30 p.m. – Rezone from Section 701 (A-1) and Section 714 (M-AG) to Section 714 (M-AG) property described as Lot 1, Breezy Acres Subdivision in the SE ¼ of Section 8, T123N, R64W of the 5<sup>th</sup> P.M., Brown County, SD.

LICENSES – Residential Building Contractor – Joseph Fischer dba JF Construction; Taxi Cab Driver – Cristy Bengston.

LOTTERY NOTICE – Loyal Order of Moose, Lodge 590 – receive and place on file.

All present voting aye, motion carried.

### **NEW BUSINESS**

#### **REQUEST FOR WAIVER**

Rux moved, Hodgkin seconded to approve a request for Waiver of System Development and Tap Fees for Homes Are Possible Inc. for 1307 and 1311 8<sup>th</sup> Avenue SW. All present voting aye with Mitchell abstaining, motion carried.

#### **REQUEST TO PURCHASE**

A request for authorization to purchase a Chevrolet Colorado Pickup for Planning and Zoning Department off State Bid Contract from Beck Motors, Pierre, SD in the amount of \$18,123.00. All present voting aye, motion carried.

#### **CONTRACT**

Bunsness moved, Mitchell seconded to approve and authorize the Mayor to sign contract for Activated Carbon – Norit Americas Inc. All present voting aye, motion carried.

#### **REQUESTS TO SERVE & CONSUME**

Requests to serve and permit consumption of Alcoholic Beverages at Wylie Park Pavilion for Faith Petrik for a wedding reception on May 30, 2009 and Mark Garvin for a wedding rehearsal dinner on June 18, 2009 were presented. Hodgkin moved, Kraft seconded to approve the requests. All present voting aye with Rux abstaining, motion carried.

#### **PAY ESTIMATE**

Mitchell moved, Hodgin seconded to approve Pay Est. #9 – Public Safety Building – Kyburz Carlson Construction in the amount of \$85,602.00 was presented. Upon roll call, all present voting aye, motion carried.

#### BILLS

Campbell moved, Agnitsch seconded to approve the following audited claims for services, supplies, repairs and maintenance: United Parcel Service 39.30; Verizon Wireless 46.99; JDH Construction 87,548.13; Anderson Agency 120,416.00. Upon roll call, all present voting aye, motion carried.

#### PAYROLL

Rux moved, Hodgin seconded to approve payroll for the period from February 15 through 28, 2009 and city share of social security, old age and survivor's insurance, retirement: Governing Body 6,185.94; Attorney 3,285.60; Finance 13,618.40; HR 6,712.80; Building 224.63; Computer 3,258.40; Planning/Zoning 10,756.00; Engineer 9,244.00; Police 86,340.40, Matthew Olson 19.10/hr; Fire 78,124.76, Brad Janecke 1,454.54/bw, Kyle Moser 1,454.54/bw; Fire Prevention 2,325.60; Housing/Building 4,756.64; Street 27,954.97; Traffic 4,464.03; Solid Waste 17,196.63; Transportation 11,595.46; Library 17,998.35, Thersia Cox 17.31/hr, Charlene O'Malley 17.31/hr; Parks, Recreation & Forestry 65,908.66, Deborah Goddard Duffy 10.50/hr, Megan Poe 10.50/hr, Benjamin Villa 8.00/hr; Airport 11,524.51; Pipe 20,723.48; Water Treatment 15,617.31; Meter 5,542.84; Wastewater 16,283.64; Pump 5,966.47; Wells Fargo 103,025.59; SD Retirement System 56,536.65. Upon roll call, all present voting aye, motion carried.

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

Prepared by Cathy Feickert  
For the Finance Office

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Finance Officer