

CITY COUNCIL PROCEEDINGS

City Council Chambers, Municipal Building, 123 South Lincoln, Aberdeen, South Dakota, August 3, 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, Clint Rux and Jennifer Slight-Hansen. Mayor Levsen led the Pledge of Allegiance.

MINUTES

Mitchell moved, Bunsness seconded to approve the minutes of July 27, 2009 as circulated. All voting aye, motion carried.

OPEN FORUM – no one appeared.

OLD BUSINESS

ORDINANCE NO. 09-07-01

Rux moved, Agnitsch seconded to approve second reading and final adoption on Ordinance No. 09-07-01. Upon roll call, all voting aye, motion carried.

ORDINANCE NO. 09-07-02

Bunsness moved, Campbell seconded to approve second reading as amended and final adoption of Ordinance No. 09-07-02. Upon roll call, all voting aye, motion carried.

CONSENT CALENDAR

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

LICENSES – Home Day Care – Shawnmarie Burt, Jennifer Little, Tanya Reszler, Joy Robey, Stacy Vikander; Residential Building Contractor – Justin Dell, Eugene Henderson, Marvin Lout Construction.

SET JOINT HEARING DATE – August 25, 2009, 8:45 a.m., Petition to Rezone (Three Mile Jurisdiction) – rezone from Section 701 (A-1) to Section 714 (M-AG) property described as Lot 13, Block 1, Richmond Heights Subdivision in the E ½ of Section 32, T124N, R64W, Brown County, SD.

PETITIONS TO REZONE – set hearing date of August 24, 2009 at 5:30 p.m. – 1) rezone from Section 708 (C-3) and Section 711 (R-4) to Section 705 (R-3) property described as Lot 1 of Diver's First Rearrangement of Lots 5 and 6, Block 58,

Second Addition in the SW ¼ of Section 13, T123N, R64W, Aberdeen, Brown County, SD; 2) rezone from Section 710 (I-2) to Section 705 (R-3) property described as Lots 1 and 2, Block 53, Hagerty and Lloyd's Addition in the NE ¼ of Section 13, T123N, R64W, Brown County, SD.

REQUEST – Permission to serve and permit the consumption of alcoholic beverages at the Wylie Park Pavilion on September 17, 2009 for a Hospitality Builder's Inc. Company picnic.

REQUEST – Permission to serve and permit the consumption of alcoholic beverages at the Wylie Park Pavilion on September 22, 2009 for Cashwa Food Service customer appreciation party for food show.

REQUEST FOR STREET USE – corner of 12th Avenue and North Penn, 14th Avenue and North Penn for street dance on August 8, 2009.

All voting aye, motion carried.

NEW BUSINESS

HEARING – APPLICATION TO TRANSFER

This being the time and place set for a hearing on applications to transfer Retail On-Sale Liquor, Package Off-Sale Liquor and Retail On-Off Sale Malt Beverage Licenses with video lottery from Larry Franklin dba Pirates Cove, 337 N. Roosevelt Street to Pirates Cove, Inc. dba Pirates Cove, 337 N. Roosevelt Street, no one was present to testify, recommendations for approval were received, Mitchell moved, Campbell seconded to approve application to transfer. All voting aye, motion carried.

ABERDEEN POLICE DEPARTMENT

Rux moved, Mitchell seconded to approve a request to declare a 1989 Chevrolet Camero, Vin #1G1FP21E7KL179966, as surplus property to be used as a trade-in for a 2007 Chrysler PT Cruiser for DARE; and approve a two-year lease of a 2007 Chrysler PT Cruiser from Aberdeen Chrysler Center. All voting aye, motion carried.

SNOW DUMP LEASE

Bunsness moved, Agnitsch seconded to approve Snow Dump Lease Agreement and approve payments to Don Gisi for \$500.00 and Joanne Bollwerk for \$500.00. All voting aye, motion carried.

RECOMMENDATION ON BIDS

Sealed bids for surplus snow blower were opened and publicly read July 29, 2009: Greg Preszler, Roscoe, SD - \$8,966.00; HF Jacobs & Son Construction, Aberdeen, SD - \$5,700.00. Bunsness moved, Kraft seconded to award the bid to Greg Preszler. All voting aye, motion carried.

CHANGE ORDER

Bunsness moved, Mitchell seconded to approve and authorize the City Manager to sign Change Order #1 – supply and install two additional end panels, controls, and ramp for mobile system for Public Safety Building – Haldeman-Homme, Inc. – an increase in the amount of \$1,600.00. All voting aye, motion carried.

Bunsness moved, Campbell seconded to approve and authorize the City Manager to sign Change Order #9 – exhaust fan for blood dry cabinet and mix valve for eye wash system for Public Safety Building – Kyburz Carlson Construction – an increase in the amount of \$6,698.00. All voting aye, motion carried.

PAY REQUESTS

Bunsness moved, Rux seconded to approve payments and authorize the City Manager to sign the following pay requests: Est. #2 – WWTP Improvements, Phase 2B – Lien Transportation - \$12,375.00; Est. #11 – WWTP Improvements, Phase 2B – PKG Construction - \$219,625.87; Est. #4 – Fire Facility #1 – Huff Construction - \$115,666.00; Est. #16 – Public Safety Bldg. – Kyburz Carlson Construction - \$265,759.00. Upon roll call, all voting aye, motion carried.

BILLS

Mitchell moved, Bunsness seconded to approve the following audited claims for services, supplies, repairs and maintenance: United Parcel Service 21.95; CVB 30,909.20; Brick Markers USA 440.00; SD School of Mining & Technology 450.00; Aero-Metric, Inc. 12,940.00; Foerester Testing 290.00; City Treasurer 365.70; Robert Miller 15.90; Ralph Stiles 34.98; Barb Harr 19.08; Rose Marie Musel 42.93;

John Swanhorst 19.08; Marcia Miller 38.16. Upon roll call, all voting aye, motion carried.

PAYROLL

Agnitsch moved, Kraft seconded to approve payroll for period July 19 through August 1, 2009 and city share of social security, old age and survivor's insurance, retirement: Governing Body 4,647.48; City Manager 4,707.51; City Attorney 3,285.60; Finance 13,611.64; HR 6,712.80; Building 162.03; Computer 3,258.40; Planning/Zoning 10,756.00; Engineer 10,574.29; Police 79,621.29; Fire 80,625.54, Kevin Huber 1,528.18/bw, Darcy Schock 1,528.18/bw, Joel Weig 1,861.93/bw; Fire Prevention 2,325.60; Housing/Building 4,592.80; Street 23,734.99; Traffic 5,102.74; Solid Waste 19,219.46; Transportation 11,144.95; Library 22,607.84; Parks, Recreation & Forestry 162,590.34, Emily Aman 7.25/hr, Alli Arampatzis 7.25/hr, Logan Anderson 9.00/hr, Jessica Bitz 8.50/hr, Richard Faflak 9.00/hr, David Flint 9.00/hr, Jordan McQuillen 9.50/hr, Jordan Swanson 7.25/hr; Airport 11,658.10; Pipe 23,133.71; Water Treatment 15,900.98; Meter 4,629.60; Wastewater 16,539.31; Pump 5,283.32; Wells Fargo 115,317.70; SD Retirement 55,510.84. Upon roll call, all voting aye, motion carried.

COUNTY HIGHWAY #19 REPORT

City Manager Lynn Lander gave an updated report on roadway improvement design for County #19. No action was taken.

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

Prepared by Cathy Feickert
For the Finance Office

Deputy Finance Officer