

## CITY COUNCIL PROCEEDINGS

City Council Chambers, Aberdeen Recreation and Cultural Center, 225 Third Avenue, SE, Alumni Room #101, Aberdeen, South Dakota, June 26, 2014, 5:30 p.m., Special Meeting of the Board of City Council Members, Mayor Mike Levsen presiding. Present at roll call were City Council Members David Bunsness, Todd Campbell, Alan Johnson, Mark Remily, Rob Ronayne, and Laure Swanson. City Council Members Clint Rux and Jennifer Slight-Hansen were absent. City staff present were Lynn Lander, Adam Altman, and Karl Alberts.

Mayor Levsen led the Pledge of Allegiance.

## AMENDMENT TO LEASE

A continued discussion was held on the amendment to the Municipal Convention Center Lease requested by BWA I, LLC, possible buyers of the Ramkota Hotel at 1400 8<sup>th</sup> Avenue, NW. Ronayne moved, Bunsness seconded the motion to reject the proposed lease amendment. All present voting aye, motion carried.

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

Prepared by Mary Campton for the Finance Office. /s/ Karl Alberts, Finance Officer.

## JOINT CITY/COUNTY PROCEEDINGS

City Council Chambers, Aberdeen Recreation and Cultural Center, 225 Third Avenue, SE, Alumni Room #101, Aberdeen, South Dakota, June 30, 2014, 5:30 p.m., Joint City/County Meeting. Mayor Mike Levsen presiding. Present at roll call were City Council Members David Bunsness, Alan Johnson, Mark Remily, Rob Ronayne, Clint Rux, and Jennifer Slight-Hansen. City Council Member Laure Swanson was absent. City staff present were Lynn Lander, Robin Bobzien, Brett Bill, and Karl Alberts. Brown County Commissioners present were Tom Fischbach, Mike Wiese, Duane Sutton, and Rachel Kippley. Brown County Commissioner Nancy Hansen was absent.

## ORDINANCE NO. 14-06-01

Bunsness moved, Ronayne seconded to approve second reading and final adoption of Ordinance No. 14-06-01 amending Ordinance No. 1164 to rezone from (A-1) District and (M-AG) District to (M-AG) District property described as Brake Outlot 1 in the SE ¼ of Section 35, T123N, R64W. Upon roll call, all present voting aye, motion carried.

Kippley moved, Fischbach seconded to approve second reading and final adoption of Ordinance No. 14-06-01-434. All present voting aye, motion carried.

## ORDINANCE NO. 14-06-04

Rux moved, Slight-Hansen seconded to approve second reading and final adoption of Ordinance No. 14-06-04 amending Ordinance No. 1164 to rezone from (A-1) District to (M-AG) District property described as Lots 1 – 4, B & J First Subdivision in the NE ¼ of Section 15, T123N, R64W. Upon roll call, all present voting aye, motion carried.

Wiese moved, Fischbach seconded to approve second reading and final adoption of Ordinance No. 14-06-04-436. All present voting aye, motion carried.

There being no further business, Wiese moved, Fischbach seconded that the meeting be adjourned. All present voting aye, motion carried.

Prepared by Mary Campton for the Finance Office. /s/ Karl Alberts, Finance Officer.

## CITY COUNCIL PROCEEDINGS

City Council Chambers, Aberdeen Recreation and Cultural Center, 225 Third Avenue, SE, Alumni Room #101, Aberdeen, South Dakota, June 30, 2014, 5:30 p.m., Regular Meeting of the Board of City Council Members, Mayor Mike Levsen presiding. Present at roll call were City Council Members David Bunsness, Todd Campbell, Alan Johnson, Mark Remily, Rob Ronayne, Clint Rux, and Jennifer Slight-Hansen. City Council

Member Laure Swanson was absent. City staff present were Lynn Lander, Robin Bobzien, Brett Bill, and Karl Alberts.

Mayor Levsen led the Pledge of Allegiance.

#### MINUTES

Ronayne moved, Johnson seconded to approve the minutes of June 23, 2014, as circulated. All present voting aye, motion carried.

#### OPEN FORUM

Commander Mel Volk of the American Legion presented to Tanner Jondahl of the Aberdeen Police Department the Outstanding Law Enforcement Officer Award of the State of South Dakota.

#### OLD BUSINESS

##### ORDINANCE NO. 14-06-02

Campbell moved, Ronayne seconded to approve second reading and final adoption of Ordinance No. 14-06-02 amending Ordinance No. 1164 to rezone from (R-2) District to (C-2) District property described as Lot 2, Palmer's First Addition in the SE ¼ of Section 7, T123N, R63W. Upon roll call, all present voting aye, motion carried.

#### CONSENT CALENDAR

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

**REQUEST FOR ARCHITECTURAL SERVICES PROPOSALS** – to design a new library for the City of Aberdeen to be located on Lots 1 – 5, Hagerty and Lloyd's Second Subdivision.

**SET BID DATE** – of July 15, 2014 at 2:00 p.m. for the advertisement for bids on North Roosevelt Street Traffic Signal Poles and Mast Arms Project (TRAFFIC-2014-1) and July 29, 2014 at 2:00 p.m. for the advertisement for bids on Aberdeen Wastewater Treatment Facility Biofilter Pump Station Piping Improvements.

**LICENSES** – Master Plumber – Richard E. Rouleau and Transient Merchant – Perry A. LaClaire

**SET HEARING DATE** – of July 14, 2014 at 5:30 p.m. for an application for a Special One-Day Retail On-Off Sale Wine License on July 24, 2014 for Aberdeen Downtown Association dba Downtown Wine Walk on South Main Street.

**PETITION TO VACATE PUBLIC RIGHT-OF-WAY** – for the East 33' of the North 69.23' of South First Street lying adjacent to and immediately West of Aberdeen Steel Buildings Outlot A, Block 43, Thomas Addition – Refer to City Attorney, City Engineer, and Planning/Zoning Director for review and recommendations.

**SET HEARING DATE** – of July 21, 2014 at 5:30 p.m. for the following petitions to rezone: Rezone from (C-3) District/(R-4) District to (R-3) District property described as the North 50' of Lot 6, Block 60, and the South 8' of vacated alley adjacent thereto, Second Addition of Aberdeen, South Dakota in the SW ¼ of Section 13, T123N, R64W; Rezone from (I-2) District and (C-1) District/(R-4) District to (R-3) District property described as Proposed Lot 1A in Block 43 of Thomas Addition in the NW ¼ of Section 24, T123N, R64W.

**REQUEST FOR STREET USE** – for a Block Party on July 12, 2014 on 22<sup>nd</sup> Avenue, NE between North Dakota Street and North State Street.

All present voting aye, motion carried.

#### NEW BUSINESS

##### RESOLUTION NO. 14-06-03R

Johnson moved, Slight-Hansen seconded to approve Resolution No. 14-06-03R annexing into the city limits of the City of Aberdeen property described as Lots 29A, 30A, 33A of Hall-Nichols Replat of a portion of Lot 4, Culbert's Subdivision and West 66.66' of

Lots A and B, Gilchrist Consolidation Subdivision in the NW ¼ of Section 25, T123N, R64W. All present voting aye, motion carried.

**RESOLUTION NO. 14-06-04R**

Bunsness moved, Campbell seconded to approve the following: Resolution No. 14-06-04R authorizing the filing of an application for a grant under Section 5311 of the Surface Transportation Assistance Act.

WHEREAS, the U.S. Department of Transportation is authorized to make grants to states through the Federal Transit Administration (FTA) to support capital and operating assistance projects for nonurbanized public transportation systems Section 5311 of the Surface Transportation Assistance Act, and

WHEREAS, the South Dakota Department of Transportation, Division of Fiscal and Public Assistance, Office of Air Rail and Transit has been designated by the Governor to administer Section 5311; and

WHEREAS, the contract for financial assistance will impose certain obligations upon the applicant, including provision by it of the local share of project costs;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF ABERDEEN**

That Cody Roggatz is authorized to execute and file an application on behalf of the City of Aberdeen with the South Dakota Department of Transportation to aid in the financing of capital and/or operating assistance projects pursuant to Section 5311 of the Surface Transportation Assistance Act.

That Cody Roggatz is authorized to furnish such additional information as SDDOT may require in connection with the application or the project.

All present voting aye, motion carried.

**HEARING – ALCOHOLIC BEVERAGE LICENSES**

Bunsness moved, Rux seconded to table a hearing for the transfers of Retail On-Sale Liquor License, Retail On-Off Sale Wine License, and Retail On-Off Sale Malt Beverage License with Video Lottery from Regency Midwest Ventures LP dba Ramkota Hotel, 1400 8<sup>th</sup> Avenue, NW to BWA I LLC dba Best Western Aberdeen Hotel, 1400 8<sup>th</sup> Avenue, NW. All present voting aye, motion carried.

This being the time and place set for a hearing on applications for New Package Off-Sale Liquor Licenses, recommendations for approval were received, Ronayne moved, Campbell seconded to approve the New Package Off-Sale Liquor Licenses for Aberdeen Pit Stop Inc. dba Aberdeen Pit Stop, 2323 8<sup>th</sup> Avenue, NE and for South C Store, Inc. dba South C Store, 1020 South Main Street. All present voting aye, motion carried.

**UTILITY EASEMENT**

Bunsness moved, Johnson seconded to accept a permanent utility easement from Quantum Properties, LLC for a storm sewer running under vacated Harrison Street East of the former KO Lee Plant. All present voting aye, motion carried.

**CHANGE ORDER/PAYMENT REQUEST - KLINE STREET SEWER PROJECT**

Bunsness moved, Rux seconded to approve and authorize the City Manager to sign Change Order #5 in the amount of \$15,125.28 and Pay Estimate #8 in the amount of \$113,062.20 for Dahme Construction for work completed on the Kline Street Storm Sewer Improvement Project (SS-2013-1). Upon roll call, all present voting aye, motion carried.

**BILLS**

Bunsness moved, Johnson seconded to approve the following audited bills for services, supplies, repairs and maintenance: Dependable Sanitation 52.00; AT & T 417.30; United Parcel Service 42.03; Dakotacare 75,311.90; MetLife 476.48; Terrance Ketterling 62.38; Claims Associates 250.00; Sanford 1,305.00; Rich Mulholland 376.70; CVB 21,612.92; Business Improvement District 5,711.29; Gellhaus & Gellhaus Client 147,811.43;

Great Western Bank 84,243.20; Cory Johnson 150.00; SD SHRM 259.00; Ferguson Waterworks 5,168.97; Dakota Tree Co 9,674.29; J & K Mowing Service 815.00; Dahme Construction 1,000.00; American News 3,569.00; Aberdeen Chamber of Commerce 2,203.00; Praxair Distribution Inc 897.68; American Assn Airport Execs 1,100.00; Beadle Floral & Nursery 6,848.72; Helms & Associates 6,704.05; MARCO Inc 17.46; Bonnie Bitz 3,530.00; Tessman Co 275.82; RDO Equipment Co 665.81; Chris & Dan's Tarp & Canvas Repr 14.10; Leidholt Electric LLC 643.24; Tube Pro Inc 905.00; Interior Design Concepts Inc 474.29; Dahme Construction 2,500.00; Dakota Electronics 214.35; Vosika Fencing 181.00; Don's Builders Hardware 619.00; Dennis Gavin 2,500.00; John Crane Inc 1,410.00; Cole Papers Inc 1,831.78; Jensen Rock & Sand Inc 24.00; Carquest Auto 645.03; Graham Tire Co 1,728.40; Hedahls Inc 392.25; HKG Architects, Inc 825.00; Cash-Wa Distribution 6,061.66; Krames Staywell LLC 125.86; House of Glass 1,651.09; Solien & Larson Engineering 300.00; Nelson Sales & Service LLC 55.37; Keeleys Inc 11.60; Kesslers Inc 383.83; Kleins 231.43; K-Mart Shopping Center 21.53; New Dimensions 3,087.62; MAC's Inc 78.95; Cara Romeo 6.08; VanMeter Facility Maintenance LLC 455.00; McFarland Supply Co Inc 12.93; RDO Equipment 18.37; Designs Devilliers 900.00; B & B Contracting 16,696.95; A & B Business Solutions 568.07; Pantorium 63.82; Dakota Supply Group 3,936.24; Lorie Johnson 260.00; Midstates Printing 133.10; CI Sport Inc 15,386.69; Ringgenberg Electric Inc 107.14; Avera St Luke's Hospital 210.00; Schwan Welding & Boiler 542.00; Sheehan Mack Sales & Equipment Inc 2,830.98; Mobridge Tribune 229.00; Sherwin-Williams Co 1,963.20; Crawford Trucks & Equipment 172.00; SD Div of Motor Vehicles 24.00; Stan Houston Equipment 298.95; J & K Mowing Service 265.00; Town & Country Lumber Inc 232.71; Academy Trophy Co 464.00; Pro-Build 13.79; Western Printing 308.40; Aberdeen Area Arts Council 8,100.00; MAC's Electric 100.06; Baker & Taylor Inc 2,095.34; DEMCO Inc 257.36; GALE 24.00; Gaylord Brothers Inc 111.87; Duane Donat 50.00; Fastenal Co 112.89; Quality Books Inc 14.08; Westcoast Sales/Marketing Inc 1,376.18; McDonalds 207.10; Information Today Inc 385.53; Dickey County Leader 1,266.71; Christina Hanagan 16.95; Taylor Music 43.00; Megan Wollman 240.00; Samuel French, Inc 225.00; Ramada Inn 700.00; Maria Mraz 49.50; Little Caesars 200.00; Dani Roeker 73.87; D & E Lawn Service 320.00; Redfield Press 121.00; Dependable Sanitation 411.00; Hauff Mid-America Sports 1,641.05; Western States Fire Protection Co 390.00; Fordham Signs 1,673.26; PEPSI-COLA 2,075.21; Village Bowl 540.00; Pauer Sound & Music Inc 3,885.06; Titan Access Acct 12.25; Hub City Radio 1,320.00; Executive Management 26.41; EBSCO Subscription Service 22.00; Climate Control 183.57; Toysmith 1,162.80; West Payment Center 277.08; North Central Farmers Elevator 16,951.30; Parkview Nursery Inc 24,492.58; Active Data Systems Inc 1,000.00; MID-AM Research Chemical 5,747.76; Dakota Broadcasting LLC 684.00; Dance Teacher 24.95; Livestock Specialist Inc 166.55; MTI Distributing 3,535.48; Lien Transportation Co 2,595.00; Dakota Fence Co 606.00; Shopko Stores Operating Co, LLC 207.30; WW Goetsch Associates 565.61; Bismarck Tribune 145.00; ACE Refrigeration 206.55; Quill Corp 348.85; Federal Express Corp 27.41; Kens' Superfair Foods 4,111.53; O'Reilly Auto Parts 34.87; Century Business Products 145.41; Karl Alberts 149.10; Double L Ice 505.00; Hub City Inc 250.00; West River Beverage Inc 1,034.00; The Boston Fern 570.25; Menards Aberdeen 1,717.79; All Traffic Solutions 560.00; The Brookings Register 179.00; Dakota Fluid Power Inc 592.92; McQuillen Creative Group Inc 188.31; Midwest Mini Melts 2,952.00; Borns Group 3,924.91; Francotyp-Postalia Inc 41.28; Spectrum Promotional Products 3,405.19; OCLC, Inc 875.35; The Carpet Cleaners 2,080.25; Valley City Times Record 210.00; Confluence 2,607.24; Ferguson Waterworks 1,153.53; Recreation Supply Co 1,153.59; Shirley Arment 577.71; Mark Bartusis 23.32; KLD Labs, Inc 778.23; Pomp's Tire Service 224.00; City of

Bismarck 65.00; Van Diest Supply Co 390.00; Dakota News 3,637.18; Dakota Tree Co LLC 870.00; Stockwell Engineers Inc 6,888.00; SD Hotel & Lodging Assoc 180.00; Dakota Oil 505.43; Aberdeen Pro Clean 2,284.00; Jordan McQuillen 140.10; John W Hock Co 517.21; The Finals 1,353.60; Harves Sport Shop 5,616.83; Dramatic Publishing 420.00; Intl Institute of Municipal Clerks 270.00; Plunkett's Pest Control 341.18; Aberdeen Plumbing & Heating Inc 698.45; 3D Specialties Inc 177.36; Pro Ag Supply Inc 74.07; Arthur Buntin 50.00; Midwest Tape 83.45; Grainger 77.82; SD Library Network 26,602.00; Geffdog Designs 475.92; Ameripride Services Inc 817.41; Midwest Pump & Tank 63.36; J Gross Equipment 17,981.80; Associated Supply Co Inc 5,792.80; Hillyard Sioux Falls 214.90; Aberdeen Senior Center 1,552.31; Runnings Supply Inc 3,779.72; Consolidated Ready Mix Inc 335.75; Lakewood Mall 400.00; Kemps LLC 934.44; Randy Weber 500.00; Shane Glover 3,102.46; Jerald Traversie 17.28; Connie Cutler 36.04; Amber Schafer 45.30; Kristi Kriech 45.30; Milton Hoffman 360.00. Upon roll call, all present voting aye, motion carried.

#### PAYROLL

Johnson moved, Ronayne seconded to approve the payroll for period from June 15, 2014 through June 28, 2014 and City's share of social security, old age & survivor's insurance, retirement, health & life insurance: Wells Fargo 139,428.53; SD Retirement System 62,450.26; Governing Body 3,192.28; City Manager 6,650.71; City Attorney 3,887.20; Finance 13,564.18; HR 7,408.00; Building 336.40; Computer 3,809.60; Planning/Zoning 12,479.20; Engineering 10,911.16; Police 99,805.54, Anne Weig 14.86/hr; Fire 84,535.94, Joshua Butler 14.63/hr; Fire Prevention 3,493.20; Housing/Building 5,390.40; Street 26,729.70; Traffic 5,277.19; Solid Waste 23,513.15; Transportation 13,400.15; Library 22,842.10; Parks, Rec & Forestry 191,386.30, Elizabeth Compton 9.50/hr, Brandon Davis 9.00/hr, Roberta Rernleitner 8.00/hr or 17-31/class; Airport 13,370.51; Pipe 22,523.33; Water Treatment 17,301.62; Meter 4,137.44; Wastewater 17,980.86; Pump 6,506.73. Upon roll call, all present voting aye, motion carried.

#### CITY MANAGER'S REPORT

Lynn Lander presented the City Manager's Report.

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

Prepared by Mary Campton for the Finance Office. /s/ Karl Alberts, Finance Officer.