

JOINT CITY/COUNTY PROCEEDINGS

City Council Chambers, 123 South Lincoln Street, Municipal Building, Aberdeen, South Dakota, June 1, 2015, 5:30 p.m., Joint City/County Meeting. Mayor Mike Levsen presiding. Present at roll call were City Council Members David Bunsness, Todd Campbell, Alan Johnson, Mark Remily, Rob Ronayne, Clint Rux, Jennifer Slight-Hansen, and Laure Swanson. Brown County Commissioners present were Doug Fjeldheim, Nancy Hansen, and Duane Sutton. Brown County Commissioners Tom Fischbach and Rachel Kippley were absent. City Staff present were Lynn Lander, Ron Wager, Robin Bobzien, Brett Bill, and Jordan McQuillen.

ORDINANCE NO. 15-05-01

Rux moved, Johnson seconded to approve second reading and final adoption of Ordinance No. 15-05-01 to rezone from (A-1) District to (M-AG) District property described as the South 257' of Outlot 8, Evelo's Outlots in the SE ¼ of Section 35, T123N, R64W of the 5th P.M., Brown County, South Dakota also known as 4126 – 387th Avenue, South. Upon roll call, all voting aye, motion carried.

Fjeldheim moved, Hansen seconded to approve second reading and final adoption of Ordinance No. 15-05-01-444. All present voting aye, motion carried.

SET HEARING DATE FOR PETITION TO REZONE

Ronayne moved, Slight-Hansen seconded to approve setting a Joint Hearing Date on June 22, 2015 at 5:30 p.m. for a petition to rezone from (A-1) District to (M-AG) District property described as Lots 3, 4, 5, 6, Auditor's Subdivision in the SE ¼ of Section 27, T123N, R64W of the 5th P.M., Brown County, South Dakota also known as 1946 – 135th Street SW and 2012 – 135th Street SW. All voting aye, motion carried.

Fjeldheim moved, Hansen seconded to approve setting a Joint Hearing Date on June 22, 2015 at 5:30 p.m. for a petition to rezone from (A-1) District to (M-AG) District property described as Lots 3, 4, 5, 6, Auditor's Subdivision. All present voting aye, motion carried.

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

Prepared by Mary Campton for the Finance Office. /s/ Jordan McQuillen, Deputy Finance Officer.

CITY COUNCIL PROCEEDINGS

City Council Chambers, 123 South Lincoln Street, Municipal Building, Aberdeen, South Dakota, June 1, 2015, 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, Jennifer Slight-Hansen, and Laure Swanson. City Staff present were Lynn Lander, Ron Wager, Robin Bobzien, Brett Bill, and Jordan McQuillen.

Mayor Levsen led the Pledge of Allegiance.

MINUTES

Bunsness moved, Swanson seconded to approve the minutes of May 26, 2015, as circulated. All voting aye, motion carried.

PROCLAMATION

Mayor Levsen read and proclaimed June 7 – 13, 2015 as "Job's Daughters Week".

OPEN FORUM – No one was present.

OLD BUSINESS

ORDINANCE NO. 15-05-03

Campbell moved, Remily seconded to approve second reading and final adoption of Ordinance No. 15-05-03 to amend the Aberdeen City Code §46-131 to permit the display of merchandise within the Aberdeen Downtown Commercial Historic District. Upon roll call,

Rux, Slaughter-Hansen, Campbell, Remily and Mayor Levsen voting aye, Swanson, Bunsness, Johnson, and Ronayne voting nay, motion carried.

CONTINUED - TAX INCREMENT FINANCE DISTRICT NO. 24

A revised Project Plan for proposed Tax Increment Finance District No. 24 for JN Development at 2914 North Dakota Street was presented. Campbell moved, Remily seconded to approve the following Resolution No. 15-05-02R for the creation of Tax Incremental District No. 24:

WHEREAS, a public hearing was held before the Planning Commission of the City of Aberdeen, South Dakota, on May 19, 2015 at 7:00 p.m. in the Courthouse basement in the Brown County Courthouse at 25 Market Street, Aberdeen, South Dakota, pursuant to notice of such hearing for the purpose of considering the creation of Tax Incremental District No. 24 and its proposed boundaries; and

WHEREAS, the Planning Commission, at its regular meeting on May 19, 2015, held in the Courthouse basement in the Brown County Courthouse at 25 Market Street, Aberdeen, South Dakota, did pass a resolution establishing the boundaries of such Tax Incremental District and did submit a recommendation to the City Council of the City of Aberdeen, South Dakota, recommending the creation of the said Tax Incremental District No. 24; and

WHEREAS, the Planning Commission, at its regular meeting on May 19, 2015, did pass a Resolution adopting the Project Plan for the proposed Tax Incremental District No. 24 and did recommend to the City Council that it approve and adopt the project plan; and

WHEREAS, such action by the Planning Commission was done in accordance with SDCL Ch. 11-9 and such action by the Planning Commission was done at a regular meeting of the said Planning Commission after notice properly given and after due hearing and being appropriately and properly advised;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Aberdeen, South Dakota, that the boundaries of the proposed Tax Incremental District No. 24 be and the same are hereby designated as:

Lots 1 – 11, Block 8; Lots 4 – 7, Block 7; and Lots 9 – 16, Block 6 of Meadows on Dakota Fifth Subdivision in the Southwest Quarter (SW ¼) of Section 6, Township 123 North, Range 63 West of the 5th P.M., Brown County, South Dakota, and any replat thereof, and all public right-of-ways within said real estate to be dedicated to the City of Aberdeen;

and that specific lots to be included in said Tax Incremental District No. 24 are as set forth and identified in the Revised Project Plan for Tax Incremental District No. 24 on file in the office of the Finance Officer of the City of Aberdeen, South Dakota, located at 123 South Lincoln Street, Aberdeen, South Dakota, and in the office of the Planning and Zoning of the City of Aberdeen, South Dakota, located at 123 South Lincoln Street, Aberdeen, South Dakota 57401; and

BE IT FURTHER RESOLVED that such Tax Incremental District No. 24 contains property not less than 25% by area of which is unique; nature and design of the property limits restricts the useful purpose; defective or inadequate street layout; lack of attention and general unrepaired and unattended lack of usage in relationship to size, adequacy, accessibility, and usefulness in that such area significantly and substantially impairs or arrests the solid growth of that area of the City of Aberdeen, South Dakota and constitutes an economic liability in its general present condition and use and that further, the improvement of the area is likely to enhance significantly the value of substantially all other real property within the area and immediately adjacent thereto, and if such Tax Incremental District is created that there is a likelihood that there will be residential homes in the proposed Tax Incremental District No. 24 enhancing the area and improving the tax base of the City of

Aberdeen; and

BE IT FURTHER RESOLVED that the tax incremental district is hereby created with an effective date of June 1, 2015;

BE IT FURTHER RESOLVED that the tax incremental district shall be named and designated as Tax Incremental District No. 24 of the City of Aberdeen, South Dakota ; and

BE IT FURTHER RESOLVED that the Project Plan approved by the Planning Commission at its regular meeting held on May 19, 2015, be and the same is hereby REVISED as follows:

1. For purpose of financing Tax Incremental District No. 24, petitioner agrees to obtain private financing to fund the expenses set forth in the tax incremental district, which shall be repaid out of the increased taxes from the district with interest at eight percent (8%) per annum until paid.
2. Estimated total project costs shall be reduced to \$625,890.00.
3. The estimated final repayment shall occur in year 2028.
4. The revisions set forth above hereafter shall be incorporated into and known as the Revised Project Plan for Incremental District No. 24.

BE IT FURTHER RESOLVED that the Revised Project Plan for Tax Incremental District No. 24 is hereby approved and adopted; and

BE IT FURTHER RESOLVED that the Revised Project Plan for Tax Incremental District No. 24 is feasible and in conformity with the master plan of the City of Aberdeen, South Dakota, a municipal corporation of the State of South Dakota; and

BE IT FURTHER RESOLVED that the City of Aberdeen has prepared a Development Agreement setting forth terms, conditions, and responsibilities of the developer of the Revised Project Plan to be executed by the City of Aberdeen and the developer upon the City of Aberdeen's creation of Tax Incremental District No. 24; and

BE IT FURTHER RESOLVED that the aggregate assessed valuation of the taxable property in the district plus the tax incremental base of the all other existing districts does not exceed 10% of the total assessed value of taxable property in the City of Aberdeen, South Dakota.

All voting aye, motion carried.

CONSENT CALENDAR

Campbell moved, Slaight-Hansen seconded to approve the following items on the consent calendar:

REQUEST FOR STREET USE – by Aberdeen Area Arts Council for closure of 17th Avenue, SE between State Street and Marshall Road for Arts in the Park on June 21, 2015.

LICENSE – Residential Building Contractor – Jody Wendte

SET HEARING DATE – of June 8, 2015 at 5:30 p.m. for an application for Special One-Day Retail Wine License for Aberdeen Downtown Association and Aberdeen Chamber of Commerce at the 300 Block of South Main Street for Downtown Summer Concert Series and Business After Hours Event.

All voting aye, motion carried.

NEW BUSINESS

HEARING ON ALCOHOL LICENSE

This being the time and place set for a hearing on a Special One-Day Retail On-Sale Liquor License for Sudan LLC, recommendations for approval were received, Remily moved, Ronayne seconded to approve a Special One-Day Retail On-Sale Liquor License on June 27, 2015 for Sudan LLC dba Jeschke-Zens Wedding Reception, Yelduz Shrine Center, 802 South Main Street. All voting aye, motion carried.

RESOLUTION NO. 15-06-02R

Remily moved, Rux seconded to approve the following Resolution No. 15-06-02R declaring a damaged 2006 Chevrolet Uplander surplus property to be transferred to Adjustment Training Center dba ASPIRE Inc. for their disposal of the vehicle:

BE IT RESOLVED by the Aberdeen City Council, that the following described property is declared surplus property and shall be disposed of according to law in accordance with SDCL §23A-37-13 or FTA Guidelines, said property to be described as follows:

Description: 2006 Chevy Uplander, VIN #1GBDV13L76D211135

BE IT FURTHER RESOLVED by the Aberdeen City Council that the Transportation Director may transfer this surplus property as allowed by law.

All voting aye, motion carried.

CHANGE ORDER/PAYMENT FOR FEDERAL COURTHOUSE RENOVATIONS

Bunsness moved, Johnson seconded to approve Change Order #3 in the amount of \$1,130.31 and Payment Request #4 in the amount of \$51,399.57 for Huff Construction for work performed on the US Federal Courthouse Renovations Project. Upon roll call, all voting aye, motion carried.

BILLS

Johnson moved, Bunsness seconded to approve the following audited bills for services, supplies, repairs and maintenance: Morrison Construction 34,223.97; HD Supply Waterworks 142,321.25; Commodity Credit Corp. 956.00; Clark Title Company 757.08; Dependable Sanitation 54.00; Jefferson Partners LP 1,234.48; AT & T Mobility 426.90. Upon roll call, all voting aye, motion carried.

PAYROLL

Rux moved, Remily seconded to approve the payroll for the period from May 17, 2015 through May 30, 2015 and city share of social security, old age and survivor's insurance, retirement, health and life insurance. Wells Fargo 133,852.00; SD Retirement System 65,910.36; Governing Body 3,192.28; City Manager 7,009.11; City Attorney 5,851.30; Finance 17,974.32; HR 7,667.20; Building 391.73; Computer 4,045.43; Planning/Zoning 10,999.20; Engineering 11,666.40, Kevin Norton 15.00/hr; Police 112,630.62, Fire 87,063.64, Lisa Fischer 18.70/hr, Blair Smith 18.00/hr, Kaden Peterson 16.00/fire hydrant, Dylan Trauffer 15.52/hr, Colton Vrchota 16.00/fire hydrant; Fire Prevention 4,076.00; Housing/Building 5,578.40; Street 26,917.13, Matthew Schlosser 11.00/hr; Traffic 4,787.40, Justin Rosebrock 11.00/hr; Solid Waste 21,285.34, Tyler Gross 11.00/hr, Chase Hornseth 11.00/hr, Cameron Jarvis 14.63/hr, Chase Roesch 11.00/hr; Transportation 15,919.10, Keith Pulfrey 11.00/hr; Library 23,302.58, Parks, Rec & Forestry 132,013.93, Shelby Anderson 8.50/hr, Chelsey Bad Moccasin 8.75/hr Jamison Bjur 8.50/hr or 56-62/team/week, Mikaela Blumhardt 9.25/hr, David Bohlander 9.75/hr, Elise Cardella 8.75/hr, Jacob Carrels 8.50/hr or 13-24/game, Cody Carter 8.50/hr 50-56/team/week or 13-24/game, Brett Casey 8.50/hr, Elizabeth Compton 9.75/hr, Molly Coyle 9.75/hr, Kalen Day 8.50/hr or 44/team/week, Erin Dudley 8.50/hr or 19-33/class, Sarah Dutt 8.50/hr or 18-32-class, Mikala Fischer 8.50/hr, Trevor Flemmer 8.50/hr or 54-60/team/week, Jordan Frank 9.50/hr, Stephanie Fritz 9.75/hr, Daniel Gallagher 8.50/hr or 54-60/team/week or 13-24/game, Karli Gardner 8.75/hr, Mariah Goetz 8.75/hr, Haley Gonsor 8.50/hr or 18-32/class, Spencer Grosz 8.50/hr, Collin Haar 8.50/hr or 42/team/week, David Hagen 9.50/hr, Kaylee Hall 9.00/hr, Erica Hanson 8.50/hr or 18-32/class, Kristen Hanson 8.50/hr or 18-32/class, Brenden Hoellein 8.50/hr or 52-58/team/week or 13-24/game, Daniel Holmstrom 8.50/hr or 54-60/team/week or 13-24-game, Hayley Hornick 8.50/hr or 44-50/team/week, Kayla Hopfinger 8.50/hr or 44/team/week, Sean Hopfinger 8.50/hr or 52-58/team/week or 13-24/team/week, Derek Hunstad 8.50/hr or 50-56/team/week or 13-24/game, Jeanette Huss 8.50/hr or 42/team/week, Thomas Krueger 8.50/hr or 50-56/team/week or 13-24/game, Isabel

Litzen 8.50/hr, Spencer Lux 10.00/hr, Emily Magera 8.50/hr or 19-33/class, MacKinzie Magner 8.50/hr or 42-48/team/week, Nicole Mangan 9.00/hr, Sara Mangan 13.25/hr, Steven Markley 10.00/hr or 530/week, Kris McCafferty 10.00/hr or 530/week, Lauren McCafferty 8.75/hr, Jennifer Mesmer 9.50/hr or 16.00/class, Troy Metzinger 10.00/hr or 300/week, Brian Monson 8.50/hr or 20-34/class, Hayden Morrisey 8.50/hr, Ivory Moser 9.75/hr, Cassandra Mraz 9.75/hr, Darin Peterka 9.00/hr, Jennifer Rappe 8.50/hr, Roberta Rernleitner 8.50/hr or 19-33/class, Shelby Retzer 8.75/hr, Bailey Roehrich 9.25/hr, Riley Rogers 11.00/hr, John David Rohrbach 8.50/hr or 52-58/team/week or 13-24/game, Tara Rook \$8.50/hr or 46-52/team/week, Conner Rumpca 9.75/hr, Tanner Schabot-Shultis 8.50/hr or 44-52/team/week, Brandon Schneider 8.50/hr or 54-60/team/game/week, Rylie Schumacher 9.75/hr, Isabella Seaton 10.00/hr, Britney Senger 8.75/hr, Ronald Sieler 8.50/hr or 13-24/game, Wyatt Simonson 9.00/hr, Clayton Stippich 9.25/hr, Kayla Stoebner 10.50/hr, Lauren Swanson 9.25/hr, Courtney Ullrich 9.25/hr, Megan Ulmer 8.50/hr or 8.75/hr, Isaiah Vilhauer 8.50/hr or 18-32/class, Cody Voegeli 8.50/hr or 54-60/team/week, Eric Weber 8.50/hr or 13-24/game, Andrew Welk 9.00/hr, Abby Woytassek 9.75/hr, Rebecca Woytassek 8.75/hr, Caden Yurkovich 10.25/hr, Kim Zimmerman 10.00/hr or 500/week, Airport 14,189.91; Pipe 25,447.02, Matthew Achen 11.00/hr; Water Treatment 17,442.16; Meter 3,193.61; Wastewater 18,587.99; Pump 5,339.26. Upon roll call, all voting aye, motion carried.

CITY MANAGER'S REPORT

Lynn Lander presented the City Manager's Report and talked about promoting and marketing the City. City Engineer and Public Works Director Robin Bobzien explained the chip seal schedule.

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

Prepared by Mary Campton for the Finance Office. /s/ Jordan McQuillen, Deputy Finance Officer.