

CITY COUNCIL PROCEEDINGS

Brown County Commission Chambers, 25 Market Street, Aberdeen, South Dakota, June 4, 2015, 4:00 p.m., Special City Council Meeting to canvass City Election Results with the Brown County Auditor's Office. Mayor Mike Levsen presiding. Present at roll call were City Council Members David Bunsness, Alan Johnson, Rob Ronayne, and Jennifer Slight-Hansen. City Council Members Todd Campbell, Mike Remily, Clint Rux, and Laure Swanson were absent. City Staff present was Jordan McQuillen.

CANVASS ELECTION RESULTS

County Deputy Auditor Kathy Sauer was present to canvass the election results with the City Council.

RESOLUTION NO. 15-06-01R

Bunsness moved, Slight-Hansen seconded to approve the following Resolution No. 15-06-01R:

WHEREAS, on January 5, 2015, the City Council of the City of Aberdeen set the time and date of the Annual Municipal Election to be held in the City on June 2, 2015 for the purpose of electing a City Council Alderman for the SE District and a City Council Alderman for the SW District, and

WHEREAS, the incumbent, David Bunsness, petitioned for the Office of City Council Alderman for the SW District and was unopposed therefore continuing in the Office of City Council Alderman and the City Finance Officer issued the proper Certificate of Election, and

WHEREAS, at the Annual Municipal Election held in three voting centers in the City of Aberdeen, South Dakota on Tuesday, June 2, 2015, there were cast the following votes for Office of City Council Alderman for SE District, five-year term, to wit: Cory Heidelberger received 35 votes and Laure Swanson received 127 votes, there being a total of 162 legal votes cast for City Council Alderman, SE District, and

WHEREAS, the returns of said election have been delivered and canvassed by the City Council, and

WHEREAS, Laure Swanson received a plurality of the legal votes cast.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ABERDEEN, that Laure Swanson is hereby elected City Council Alderman, SE District for a term of five years and the City Finance Officer is hereby directed to issue the proper Certificate of Election.

All present voting aye, motion carried.

There being no other business before the Council, Ronayne moved, Bunsness 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 8, 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, Alan Johnson, Mark Remily, Rob Ronayne, Clint Rux, and Jennifer Slight-Hansen. City Council Members Todd Campbell and Laure Swanson were absent. City staff present were Lynn Lander, Ron Wager, Robin Bobzien, Brett Bill, Karl Alberts, and Cody Roggatz.

Mayor Levsen led the Pledge of Allegiance.

MINUTES

Remily moved, Rux seconded to approve the minutes of June 1, 2015, as circulated. All present voting aye, motion carried.

OPEN FORUM - No one was present.

CONSENT CALENDAR

Ronayne moved, Remily seconded to approve the following items on the consent calendar:

2015-2016 RENEWAL OF MALT BEVERAGE LICENSES – for the following businesses:
 RETAIL ON-OFF SALE MALT BEVERAGES – GPM Enterprise, LLC dba 4 Aces Casino w/Video Lottery, 901 6th Avenue, SE, Suite C; JCW Investments LLC dba Aberdeen East Super 8 Motel w/Video Lottery, 2401 6th Avenue, SE; Aberdeen Hardball Assn dba Aberdeen Hardball Assn, 1225 Brown County #19; Aberdeen Pit Stop Inc. dba Aberdeen Pit Stop w/Video Lottery, 2323 8th Avenue, NE; Erickson & Meier, Inc. dba Airport Travel Center, 4707 E. Hwy #12; Aberdeen Ventures LLC dba AmericInn, 301 Centennial Street; ASC Inc. dba ASC Inc. w/Video Lottery, 23 6th Avenue, SW (Inactive); BPO Elks Lodge dba BPO Elks Lodge, 705 Circle Drive; OCHO Inc. dba Casino Korner w/Video Lottery, 707 N. 2nd Street; TREINTA Inc. dba C-Express w/Video Lottery, 2303 6th Ave., SE; NUEVE Inc. dba C-Express 8th Ave. w/Video Lottery, 1202 8th Ave., NE; OCHO Inc. dba C-Express N Second w/Video Lottery, 711 N. 2nd Street; Midwestern-Flack LLC dba Dakota Players Club w/Video Lottery, 1715 6th Ave., SE Suite A; DOUBLE-UP Inc. dba Dakota Prairie Casino w/Video Lottery, 524 S. 1st Street; GPM Enterprises Inc. dba Deuces Wild Casino w/Video Lottery, 915 6th Ave., SE; Fraternal Order of Eagles dba Eagles Club, 316 S. 2nd Street; Randall Weber dba Eddie's Northside Sinclair, 208 N. 2nd Street; Front Stop Inc. dba Erika's, 420 S. Main Street; E-Z Stop Food Marts Inc. dba E-Z Stop Food Marts Inc. w/Video Lottery, 421 S. Roosevelt Street; RONCO FOOD Inc. dba Flatlanders, 2020 8th Ave., NE Suites #1-4; Loeb's Investments dba Gas-N-Goodies w/Video Lottery, 1106 S. 5th Street; Jesse Nelson dba Golden Aces Casino w/Video Lottery, 614 6th Ave., SW; D & G Investments Inc. dba Grande Casino w/Video Lottery, 913 6th Ave., SE; Guadalajara III Inc. dba Guadalajara Mexican Restaurant, 3015 6th Ave., SE #3; Heartland Casino LLC dba Heartland Café & Casino w/Video Lottery, 1923 6th Ave., SE; Heartland Casino LLC dba Heartland Players Club w/Video Lottery, 1923 6th Ave., SE #102; Heartland Casino LLC dba Heartland Players Club 2 w/Video Lottery, 1923 6th Ave., SE #100; Midwestern-Flack LLC dba Jokers Wild Casino w/Video Lottery, 1715 6th Ave., SE Suite B; Ken's Supermarket Inc. dba Ken's Bottle Shop w/Video Lottery, 2105 6th Ave., SE; Kusler's C Store LLC dba Kusler's C Store w/Video Lottery, 602 S. Main Street; Dennis Nelson dba Lee Park Pro Shop, 1300 N. Hwy #281; BONN Express LLC dba Lucky Spot Casino w/Video Lottery, 801 N. Hwy #281; Hungry's Restaurant Inc. dba Marlins Family Restaurant, 604 S. Hwy #281; Saguirre Inc. dba Mazatlan Mexican Restaurant, 1 S. First Street; DOM Inc. dba Moccasin Creek Casino w/Video Lottery, 1711 4th Ave., SE; Ace Boschee dba Moccasin Creek Concessions, 1202 10th Ave., SE; MUNCHIES Inc. dba Munchies w/Video Lottery, 2301 6th Ave., SE; Karla Stangl dba Palm Garden, 602 S. 3rd Street; NPC International Inc. dba Pizza Hut, 3311 6th Ave., SE; P & M Enterprises Inc. dba R & A Bar, 5 S. Main Street; Arment Investments dba Rainforest Casino w/Video Lottery, 416 S. Dakota Street #3; Dakota Lodging dba Ramada Inn, 2727 6th Ave., SE; Regency Midwest Ventures dba Ramkota Inn, 1400 8th Ave., NW; HAYJON Inc. dba Rohly's Bar, 1524 6th Ave., SW; Rolling Hills Golf Club LLC dba Rolling Hills Golf Club, 546 Palmer Circle; D & G Investments dba Royale Casino w/Video Lottery, 202 6th Ave., SE; Two Cs Inc. dba Schwan's Recreation, 714 1st Ave., NE; Slackers Bar LLC dba Slackers, 320 S. Main Street; Sooper Stop Inc. dba Sooper Stop w/Video Lottery, 19 N. Dakota Street; West Hill Inc. dba Sooper Stop West w/Video Lottery, 802 6th Ave., SW; South C Store Inc. dba South C Store w/Video Lottery, 1020 S. Main Street; I-90 Fuel Services dba Starlite Truckstop w/Video Lottery, 602 S. Hwy #281; Skyline Recreation dba Village Bowl w/Video Lottery, 1314 8th

Ave., NW; R & F Enterprises LLC dba White House Inn w/Video Lottery, 500 6th Ave., SW; DOUBLE UP Inc. dba Wild Card Casino w/Video Lottery, 206 S. Dakota Street; OCHENTA Inc. dba The Wolf Stop w/Video Lottery, 524 6th Ave., SE; ON-OFF SALE MALT BEVERAGES/ON-OFF SALE SD FARM WINES – Bargain Mart Inc. dba Bargain Mart, 115 N. Main Street; OFF-SALE MALT BEVERAGES/OFF-SALE SD FARM WINES – Casey’s Retail Company dba Casey’s General Store, 224 S. Dakota Street; PACKAGE OFF-SALE MALT BEVERAGES – Kessler’s Inc. dba Kessler’s Liquor, 621 6th Ave., SE; Kessler’s Fuel LLC dba Kessler’s Holiday, 702 6th Ave., SE; M & H Gas, dba M & H Gas, 202 6th Ave., SW; Target Stores dba Target, 3316 7th Ave., SE; Wal-Mart SuperCenter dba Wal-Mart, 3820 7th Ave., SE.

SET HEARING DATE – of June 22, 2015 at 5:30 p.m. for the following applications for alcoholic beverage licenses: TRANSFER OF RETAIL ON-OFF SALE MALT BEVERAGE LICENSE W/VIDEO LOTTERY – From Lafayette Casino Corp. dba Lafayette Casino, 3015 6th Ave., SE #1 to Lafayette Casino Corp. (Johnson) dba Lafayette Casino, 3015 6th Ave., SE #1; NEW PACKAGE OFF-SALE MALT BEVERAGE LICENSE – Shopko Stores Operating Co., LLC dba Shopko #49, 500 N. Hwy #281; NEW RETAIL ON-OFF SALE MALT BEVERAGE LICENSE – China Ginger Inc. dba Imperial Buffet, 311 S. Main Street; SPECIAL ONE-DAY RETAIL ON-SALE LIQUOR LICENSE ON JULY 10, 2015 – Yelduz Shriners dba Swisher Wedding Reception, 802 S. Main Street; SPECIAL ONE-DAY RETAIL WINE LICENSES ON JULY 30, 2015 AND SEPTEMBER 24, 2015 – Aberdeen Downtown Association dba Downtown Wine Walk, Main Street from 6th Ave., SE to Railroad Ave.

LICENSES – Transient Merchant – Fabian Seafood Company; Home Day Care – Jolene Bonn.

REQUEST FOR STREET USE – Block Party for First Presbyterian Church on 4th Ave., SE and S. Kline Street.

LOTTERY NOTICE – Rocky Mountain Elk Foundation-Dakota Plains Chapter – receive and place on file.

All present voting aye, motion carried.

NEW BUSINESS

RESOLUTION NO. 15-06-03R FOR TIF NO. 12

Bunsness moved, Johnson seconded to approve the following Resolution No. 15-06-03R dissolving Tax Increment Financing District No. 12 and approving payment of remaining cash balances to taxing entities as specified by SDCL 11-9-45:

RESOLUTION TO DISSOLVE TAX INCREMENT FINANCING DISTRICT #12 AND ALLOCATE REMAINING FUNDS

WHEREAS, the City Council of the City of Aberdeen, South Dakota, on July 8, 2008, created by resolution Tax Increment Financing District Number 12 of the City of Aberdeen with boundaries designated as follows:

The South Fifty Feet (50’) of Lot 14, Block 8 of Mehlhoff’s 3rd Addition to North Plains Subdivision; and Outlot A, Mehlhoff’s 10th Addition to North Plains Subdivision; and Lot 1, Block 3 of Mehlhoff’s 11th Addition to North Plains Subdivision; and Lot 8, Block 1 of Mehlhoff’s 11th Addition to North Plains Subdivision; and Lots 9, 10, and 11, Block 1 of Mehlhoff’s 11th Addition to North Plains Subdivision; and Lot 1, North Plains 4th Addition; and Lots 1, 2, 3, 4, 5, 6, and 7, Block 2 of Mehlhoff’s 12th Addition to North Plains Subdivision; and Lot 1, Block 9, North Plains 2nd Addition; and Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, and 13, Block 1 of Mehlhoff’s 12th Addition to North Plains Subdivision; and Lots 1, 2, and 3, Mehlhoff’s 14th Addition; all in the City of Aberdeen, Brown County, South Dakota

WHEREAS, the creation of said Tax Increment District did significantly enhance the value of substantially all real property within the District and immediately adjacent thereto; and

WHEREAS, all project costs have been paid;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ABERDEEN, SOUTH DAKOTA AS FOLLOWS: That Tax Incremental Financing District Number 12 be dissolved in accordance with South Dakota Codified Law (SDCL) 11-9-46 and any moneys remaining be allocated as specified by SDCL 11-9-45.

All present voting aye, motion carried.

FIVE-YEAR ENVIRONMENTAL REVIEW FOR ABERDEEN HOUSING

Bryan Samson and Ted Dickey presented the Five-Year Environmental Review for their Housing and Urban Development Capital Fund Program. Ronayne moved, Slaughter-Hansen seconded to authorize the City Manager to sign the Aberdeen Housing Authority's Five-Year Environmental Review for their Housing and Urban Development Capital Fund Program. All present voting aye, motion carried.

HEARING ON SPECIAL MALT BEVERAGE LICENSE

This being the time and place set for a hearing on an application for a Special One-Day Retail Malt Beverage License on June 27, 2015 for Sacred Heart Catholic Church, Dillon Kessler and Patrick King were present to described the event, Ronayne moved, Remily seconded to approve the Special One-Day Retail Malt Beverage License on June 27, 2015 with a Community Event Permit from 4:00 p.m. until 11:00 p.m. for Sacred Heart Catholic Church for their Sacred Heart Block Party at 409 – 3rd Ave., SE. All present voting aye, motion carried.

HEARING ON SPECIAL MALT BEVERAGE/WINE LICENSES

This being the time and place set for a hearing on applications for Special One-Day Alcoholic Beverage Licenses on June 11, July 16, August 1, and August 6, 2015 for Aberdeen Downtown Association's Summer Concert Series and Wing Fest Events, recommendations for approval were received, Remily moved, Rux seconded to approve Special One-Day Retail Malt Beverage Licenses on June 11, July 16, August 1, and August 6, 2015 and Special One-Day Wine License on June 11, 2015 with Community Event Permits for Aberdeen Downtown Association's Events at the 300 Block of South Main Street. All present voting aye, motion carried.

REAPPOINTMENT TO LIBRARY BOARD

Ronayne moved, Johnson seconded to confirm Mayor Levsen's reappointment of Sandra Andera to the Alexander Mitchell Public Library Board of Trustees for another three-year term ending on June 30, 2018. All present voting aye, motion carried.

AIRPORT LEASE AGREEMENT AND PAYMENT REQUESTS

Bunsness moved, Johnson seconded to terminate Airport Lease #72 with Jon Swenson dba Performance Aerial and authorize the City Manager to sign Airport Lease #78 with Eric Rongen dba Performance Aerial. All present voting aye, motion carried.

Bunsness moved, Ronayne seconded to approve and authorize the City Manager to sign Payment Request #1 in the amount of \$36,259.52 and Payment Request #8 in the amount of \$15,535.10 to Helms & Associates for work performed on Airport Runway Decoupling Project AIP #3-46-0001-35-2015 and Airport Wetland Mitigation and Stormwater Project AIP #3-46-0001-34-2014. Upon roll call, all present voting aye, motion carried.

Rux moved, Ronayne seconded to approve and authorize the City Manager to sign Payment Request #8 in the amount of \$410,124.90 to B & B Contracting for work performed on Airport Wetland Mitigation and Stormwater Project AIP #3-46-0001-34-2014. Upon roll

call, all present voting aye, motion carried.

BILLS

Bunsness moved, Slaughter-Hansen seconded to approve the following audited bills for services, supplies, repairs and maintenance: Northwestern Energy 75,968.72; Greg Petersen 738.00; Brown County Landfill 44.40; MetLife 620.92; NVC 799.35; MARCO 27.37; AT & T 2,693.11; J & K Mowing Service 129.40; US Postal Service 2,173.88; SD Federal Property Agency 13,964.00; Sanitation Products Inc. 183,196.00; US Bank 32,465.07; Dependable Sanitation 15,164.00; Midcontinent Communications 418.40; KLAS Group 22,371.09; United Parcel Service 47.98; Midwest Alarm Company 546.96; American News 3,002.05; Aberdeen Chamber of Commerce 376.00; Praxair Distribution Inc. 342.24; American Assn Airport Execs 825.00; Artz Equipment Co 429.66; Beadle Floral & Nursery 6,129.00; Helms & Associates 15,548.15; MARCO Inc. 200.08; Bonnie Bitz 3,080.00; Tessman Company 8,352.75; RDO Equipment Co 41.13; PR Diamond Products Inc. 380.00; Dakota Doors Inc. 89.85; Chris & Dan's Tarp & Canvas Repr 2,919.31; City Treasurer 3,214.01; R & K Computers 1,500.00; Interior Design Concepts Inc. 128.05; Dakota Electronics 7.00; Lang's TV & Appliance 349.98; Vosika Fencing 7,466.00; Don's Builders Hardware 31.00; Dennis Gavin 2,500.00; Cole Papers Inc. 2,059.01; Farm Power Mfg Inc. 223.44; Central Business Supply Inc. 77.95; GCR Tires & Service 32.29; Jensen Rock & Sand Inc. 95.50; Carquest Auto 546.49; Graham Tire Co. 58.15; TDS Media Direct Inc. 470.00; Hedahls Inc. 236.35; Cash-Wa Distributing 2,449.11; House of Glass, Inc. 2,001.66; Nelson Sales & Service, LLC 139.29; H F Jacobs & Son 813.58; Kesslers Inc. 348.34; Automatic Building Controls 298.00; MAC's Inc. 3.00; E-ONE Inc. 30.50; B & B Contracting 428.57; NSU Workstudy 54.70; Pantorium 79.53; Meyers Tractor Salvage 250.00; Kromer Co. 234.66; Dakota Supply Group 3,429.31; Syrena Maranell 24.42; Lorie Johnson 260.00; Midstates Group 4,807.11; Schwan Electric Inc. 335.00; Fay's Refrigeration Service 134.44; Sherwin-Williams Co. 466.28; Ditch Witch of SD Inc. 68.54; Stan Houston Equipment, Inc. 130.00; J & K Mowing Service 90.10; Academy Trophy Co. 152.00; Pro-Build 10.52; Weismantel Rent All 640.00; Western Printing 223.80; Wright & Sudlow 1,040.00; Hannah Lagerquist 49.21; Baker & Taylor Inc. 3,334.22; DEMCO Inc. 190.65; GALE 312.68; Fastenal Company 283.87; Quality Books Inc. 46.58; Brenda Lanphere 37.10; ADAPCO Inc. 14,784.00; Miracle Recreation Equipment Co. 125.28; Sitlers Supplies Inc. 522.69; Joshua Frachiseur 2,000.00; Hansmeier & Son Inc. 5,450.00; Christina Hanagan 1,180.00; Lori Harmel 204.00; Taylor Music 652.00; Dacotah Bank 47,955.72; Cortrust 23,977.88; Aberdeen Interiors 203.50; Dependable Sanitation, Inc. 255.00; Fordham Signs 1,086.00; PEPSI-COLA 2,700.15; Cartney Bearing Co. 7.78; Pauer Sound & Music Inc. 1,031.58; Titan Access Acct/Productivity Plus Acct. 265.07; Hub City Radio 1,500.00; Beacon Athletics 1,984.00; Toysmith 4,815.45; ULine 42.41; North Central Farmers Elevator 7,824.31; Parkview Nursery Inc. 7,078.90; Fort Sisseton State Park 1,132.00; Dakota Broadcasting LLC 572.00; Vermont Systems Inc. 322.60; Robin Bobzien 10.48; Livestock Specialist Inc. 214.36; Northern Valley Communications 2,279.42; MTI Distributing 3,080.87; Sioux Falls Shopping News 250.00; FAST Corp. 10,133.50; Bismarck Tribune 187.00; Westland Giftware 1,415.82; Fire Safety First 304.35; Mailboxmony 600.00; Federal Express Corp. 35.84; Ken's Superfair Foods 2,399.84; Hub Area Technical School 2,275.00; Double L Ice 113.90; Midcontinent Business Solutions 100.00; West River Beverage Inc. 874.00; Sabrina Padfield 162.92; Melissa & Doug, LLC 1,957.63; The Boston Fern 425.50; Menards Aberdeen 3,033.01; Overdrive Inc. 1,034.42; Electronic Data Solutions 3,704.45; Sioux Falls Regional Airport 25.00; Dakota Fluid Power Inc. 497.25; McQuillen Creative Group Inc. 1,451.25; Midwest Mini Melts 3,653.00; Zeller Construction Inc. 60,215.00; Grand Forks Herald 112.50; Great Western Bank 51,789.68; Wylie Thunder Road 136.00; Renaissance

Artist 400.00; Borns Group 870.96; Francotyp-Postalia Inc. 334.91; Spectrum Promotional Products 7,087.24; OCLC, Inc. 793.05; Confluence 2,500.00; Tyler Technologies 1,474.11; Ferguson Waterworks 3,522.14; RACO Stained Glass 1,363.00; Recreation Supply Co 672.08; The Kenerson Group 1,000.00; CO-OP Architecture 38,998.40; Matheson Tri-Gas Inc. 50.80; Van Diest Supply Co. 2,232.00; Dakota News 4,264.29; Camby's Pass Inc. 1,531.42; Dakota Oil 365.02; The Finals 1,622.00; DSS Image Apparel 1,126.80; Plunkett's Pest Control 211.18; Aberdeen Plumbing & Heating Inc. 1,275.22; Pro Ag Supply Inc. 98.76; John Kersten 270.31; Palmer Distributing 24.50; Aberdeen Area Radiator 428.50; Contractor Tool & Equipment Repair 312.00; Premier Facility Maintenance Services 455.00; Grainger 116.72; Geffdog Designs 1,262.07; Grieben Construction LLC 6,658.96; Ron Wager 160.95; Kyle D Klipfel 102.50; Shayna Lier 128.25; Jessica Petersen 177.50; AG Spray Equipment 148.10; Glanzer Home Repair 871.04; Pioneer Drama Service 464.00; Theatrical Rights Worldwide 927.00; Cassady Custom Tile 1,877.76; Agriguardian 240.00; Ameripride Services Inc. 1,238.23; Crescent Electric Supply 38.49; J Gross Equipment 100.32; Associated Supply Co. Inc. 917.24; Tri-State Water, Inc. 47.50; Domino's Pizza 30.16; Swanson Electric 224.49; Aberdeen Senior Center 1,608.83; Runnings Supply Inc. 3,828.69; Interstate Battery Arlington 403.80; Glenn Spangler 32.00; Mary Raile 15.00; Anna Moore 11.25; Ronald Baker 622.95. Upon roll call, all present voting aye, motion carried.

There being no further business, Bunsness moved, Johnson 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.