

## CITY COUNCIL PROCEEDINGS

City Council Chambers, Municipal Building, 123 South Lincoln, Aberdeen, South Dakota, August 2, 2010, 5:30 p.m., regular meeting, Mayor Mike Levsen presiding. Present at roll call were Council Members Tom Agnitsch, David Bunsness, Todd Campbell, Jim Kraft, Jeff Mitchell, Clint Rux, Jennifer Slight-Hansen and Laure Swanson. Staff members present were Lynn Lander, Adam Altman, Robin Bobzien, Brett Bill and Karl Alberts and Don Lanpher.

Mayor Levsen led the Pledge of Allegiance.

## MINUTES

Agnitsch moved, Kraft seconded to approve the minutes of July 26 and 27, 2010 as circulated. All voting aye, motion carried.

OPEN FORUM – no one was present.

**OLD BUSINESS**

## ORDINANCE NO. 10-07-02

Mitchell moved, Swanson seconded to approve second reading and final adoption of Ordinance No. 10-07-02. Upon roll call, all voting aye, motion carried.

## CONTINUED REQUEST FROM HANGAR 9, INC.

The continued request from Hangar 9, Inc. for city funding of utility relocation at the Aberdeen Regional Airport has been withdrawn and no action was taken.

**CONSENT CALENDAR**

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

2009 AUDITED FINANCIAL STATEMENTS – receive and place on file.

SET HEARING DATE – of August 16, 2010 at 5:30 p.m. for application for Special One-Day Retail On-Off Sale Malt Beverage License on August 28, 2010 for Aberdeen Downtown Association dba Sizzlin Summer Nights Car & Bike Show, Webb's Parking Lot at corner of 3<sup>rd</sup> Avenue and South Lincoln Street.

SET HEARING DATE – August 23, 2010 at 5:30 p.m. for Petition to Rezone from Section 706 (C-1)/Section 711 (R-4) and Section 705 (R-3) to Section 706 (C-1)/Section 711 (R-4) – McDonald Second Consolidation Addition to the City of Aberdeen located in the NE ¼ of Section 24, T123N, R64W of the 5<sup>th</sup> P.M., Aberdeen, Brown County, South Dakota.

LICENSE – Sidewalk Contractor – Gale Gunderson.

LOTTERY NOTICE – SD School for the Blind & Visually Impaired – Arts Committee –

receive and place on file.

All voting aye, motion carried.

**NEW BUSINESS**

RESOLUTION NO. 10-08-01 R

Rux moved, Kraft seconded to approve the following resolution:

WHEREAS, the City of Aberdeen has experienced severe damage from strong winds, flooding, hail, heavy snow, heavy rain, and tornadoes on many occasions in the past century, resulting in property loss, loss of life, economic hardship, and threats to public health and safety;

WHEREAS, a Hazard Mitigation Plan has been developed after more than one year of research and work by the City of Aberdeen, Brown County Emergency Management, Northeast Council of Governments, Northern Electric Cooperative and the Pre-Disaster Mitigation Committee;

WHEREAS, the Plan recommends hazard mitigation actions that will protect the people and property affected by the natural hazards that face the City;

WHEREAS, a public meeting was held to review the Plan as required by law;

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the City of Aberdeen that:

1. The Brown County Hazard Mitigation Plan is hereby adopted as an official plan of the City of Aberdeen;
2. The respective City Official identified in the strategy of the Plan is hereby directed to implement the recommended action assigned to them;
3. The City of Aberdeen will provide annual progress reports on the status of implementation of the plan to the Mayor and City Council. This report shall be submitted to the City Council by November 1<sup>st</sup> of each year.

All voting aye, motion carried.

RESOLUTION NO. 10-08-02 R

Bunsness moved, Swanson seconded to approve the following resolution declaring property as surplus and preparing the sale thereof:

BE IT RESOLVED by the Aberdeen City Council, that the following described real property is declared surplus property and may be disposed of according to law, said property to be described as follows:

All of the City of Aberdeen's right, title, and interest in:

Lot 2, City Council First Subdivision, Block Six (6), Original Plat of Aberdeen, Aberdeen, Brown County, South Dakota.

The property being declared surplus is shown on the map attached hereto.

BE IT FURTHER RESOLVED by the Aberdeen City Council that the Finance Officer shall dispose of the said surplus property in accordance with the laws of the State of South Dakota.

All voting aye, motion carried.

#### HEARING – ONE DAY LICENSE

Mitchell moved, Campbell seconded to continue for one week to allow for inspection by the Health Department, the hearing on application for special one-day retail on-off sale malt beverage license on August 12, 2010 for Aberdeen Area Chamber of Commerce dba Sanford Clinic, 3015 – 3<sup>rd</sup> Avenue SE. All voting aye, motion carried.

#### COMMUNITY EVENT PERMIT

A community event permit application for Village Bowl for extension of time from 10:00 p.m. to 12:00 p.m. for “National Brecke A Record Day” event held on August 7, 2010, was presented. Mitchell moved, Rux seconded to approve time extension provided that a security plan is in place. All voting aye, motion carried.

#### SUSPENSION OF HOME DAY CARE LICENSE – TARA USSELMAN

Request withdrawn by City Attorney, no action taken.

#### STREET PATCHING SUPPLEMENT

A request for authorization of additional work for contracted street patching and request for supplement was presented. Mitchell moved, Rux seconded to approve the addition of 2,300 tons of asphalt patching and related items for the street patching contract with Aberdeen Asphalt and supplement in the amount of \$325,000.00. All voting aye, motion carried.

#### ABERDEEN LIFT STATION GENERATORS

A request for approval of pay estimate in the amount of \$6,480.00 to E & I Specialists for work completed on sanitary lift stations at Riverside Lift and Northwest Lift, change order #1 an increase in the amount of \$21,160.00 and additional 46 days needed for modifications to generator at Brown’s Park Booster Station Life was presented. Rux moved, Agnitsch seconded to approve above request and authorize the City Manager to sign documents. Upon roll call, all voting aye, motion carried.

#### PAY ESTIMATES

PAY Est. #5 – 8<sup>th</sup> Avenue Intersection Improvements – Ringgenberg Electric in the amount of \$64,016.22 was withdrawn by the Engineering Department and no action was taken.

Rux moved, Kraft seconded to approve the following pay estimates for payments and authorize the City Manager to sign: Pay Est. #4 – Northwest Holding Pond – B & B Contracting - \$159,813.60; Pay Est. #2 – Concrete Street Rehabilitation – Wright & Sudlow - \$15,378.21; Pay Est. #4 (Final) – Accessible Quadrant Improvements – Wright & Sudlow - \$11,688.88. Upon roll call, all voting aye, motion carried.

#### BILLS

Bunsness moved, Agnitsch seconded to approve the following audited claims for services, supplies, repairs and maintenance: Swanson Electric 18,593.00; Dakota Supply Group 91,718.72; Fleet Services 306.83; United Parcel Service 106.27. Upon roll call, all voting aye, motion carried.

#### PAYROLL

Bunsness moved, Mitchell seconded to approve payroll for the period July 18 through 31, 2010 and city share of social security, old age & survivors insurance, retirement, and health/life insurance: Governing Body 4,698.68; City Manager 4,707.51; Attorney 3,401.60; Finance 13,603.70; HR 5,948.90; Building 293.56; Computer 3,392.30; Planning/Zoning 11,025.60; Engineer 10,792.28; Police 90,115.13; Fire 78,093.54; Fire Prevention 2,408.00; Housing/Building 4,717.60; Street 24,763.62; Traffic 5,661.77; Solid Waste 22,100.14; Transportation 11,434.59; Library 23,012.55, Rachel Seaton 8.00/hr; Parks, Recreation & Forestry 176,650.13, Paula Beckler 10.00/hr, Tyler Hanson 9.75/hr, Kayla Kost 9.50/hr; Airport 12,184.10; Pipe 22,834.77; Water Treatment 17,239.85; Meter 4,739.32; Wastewater 18,386.88; Pump 5,592.06; Wells Fargo 125,215.91; SD Retirement System 56,841.97. Upon roll call, all voting aye, motion carried.

#### 2011 BUDGET PRESENTATION

City Manager Lynn Lander presented the proposed budget for 2011. No action was taken.

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

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Finance Officer

### CITY COUNCIL PROCEEDINGS

Brown County Commission Chambers, 25 Market Street, Aberdeen, South Dakota, August 3, 2010, 8:45 a.m., Joint City/County meeting, Mayor Mike Levsen presiding. Present at roll call were Tom Agnitsch, David Bunsness, Todd Campbell and Jeff Mitchell. Jim Kraft, Clint Rux, Jennifer Slaughter-Hansen and Laure Swanson were absent. Staff members present were Brett Bill, Karl Alberts and Lynn Lander.

County Commissioners present were Tom Fischbach, Nancy Hansen, Duane Sutton and Burt Elliot. Mike Wiese was absent.

#### ORDINANCE NO. 10-07-01-387

Mitchell moved, Bunsness seconded to approve second reading and final adoption of Ordinance No. 10-07-01. Upon roll call, all present voting aye, motion carried.

Commissioner Sutton moved, Commissioner Elliot seconded to approve second reading and final adoption of Ordinance No. 10-07-01-387. All present voting aye, motion carried.

#### SET JOINT HEARING DATE

Bunsness moved, Mitchell seconded to set a joint hearing date of August 24, 2010 at 8:45 a.m. for petition to rezone from Section 701 (A-1) to Section 714 (M-AG) property described as Johnson's Outlots 1, 2 and 3 in the NE ¼ of Section 34, T123N, R64W of the 5<sup>th</sup> P.M., Brown County, South Dakota. All present voting aye, motion carried.

Commissioner Hansen moved, Commissioner Elliot seconded to set a joint hearing date of August 24, 2010 at 8:45 a.m. on the above petition to rezone. All present voting aye, motion carried.

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

Prepared by Cathy Feickert  
For the Finance Officer

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Finance Officer