

## CITY COUNCIL PROCEEDINGS

City Council Chambers, 123 South Lincoln Street, Municipal Building, Aberdeen, South Dakota, January 19, 2016, 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 Todd Campbell, Alan Johnson, Mark Remily, Rob Ronayne, Clint Rux, Jennifer Slight-Hansen, and Laure Swanson. City Council Member David Bunsness was absent. City Staff present were Lynn Lander, Ron Wager, Robin Bobzien, Brett Bill, and Karl Alberts.

Mayor Levsen led the Pledge of Allegiance.

## MINUTES

Rux moved, Slight-Hansen seconded to approve the minutes of January 11, 2016, as circulated. All present voting aye, motion carried.

OPEN FORUM – No one was present.

OLD BUSINESS

Ordinance No. 16-01-03 revising Chapter 50 of the City Code regarding refunds of certain Sales and Use Taxes was presented for second reading and final adoption. Ronayne moved, Campbell seconded the motion to amend Section 50-91 of the Ordinance taking out the word “intangible” as recommended by the City Attorney. All present voting aye, motion carried. Campbell moved, Rux seconded to approve second reading as amended and final adoption of Ordinance No. 16-01-03. Upon roll call, all present voting aye, motion carried.

CONSENT CALENDAR

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

SET HEARING DATE – of February 1, 2016 at 5:30 p.m. for an application for a new Retail On-Off Sale Malt Beverage License for Karisma LLC dba Karisma Boutique at 305 South Main Street.

LICENSES – Taxi Cab Drivers – Theodore Tampary and Tom Watson, Jr.

LOTTERY NOTICES – for ACT 2, Inc. dba Aberdeen Community Theatre and for Lincoln Elementary PTA – receive and place on file.

All present voting aye, motion carried.

NEW BUSINESS

## RESOLUTION NO. 16-01-02R

Johnson moved, Swanson seconded to approve Resolution No. 16-01-02R for annexation of certain property into the city limits of the City of Aberdeen, South Dakota described as Outlot A, DLV Hunt Outlot A in the NE ¼ of Section 11, T123N, R64W of the 5<sup>th</sup> P.M., Brown County, South Dakota also known as 2315 North 5<sup>th</sup> Street and adjacent 33’ of 5<sup>th</sup> Street North Right-Of-Way. All present voting aye, motion carried.

## RESOLUTION NO. 16-01-03R

Rux moved, Johnson seconded to approve Resolution No. 16-01-03R for annexation of certain property into the city limits of the City of Aberdeen, South Dakota described as Lot 2, Hub City Livestock Third Subdivision in the East ½ of Section 26, T123N, R64W of the 5<sup>th</sup> P.M., Brown County, South Dakota also known as 1125 West Melgaard Road. All present voting aye, motion carried.

## RESOLUTION NO. 16-01-04R

Remily moved, Swanson seconded to approve the following Resolution No. 16-01-04R confirming Mayor Levsen’s appointment of Donna Wahlfeldt to the Business Improvement District II Board:

WHEREAS, the City of Aberdeen has enacted Ordinance No. 08-08-03 creating Business Improvement District No. 2, and

WHEREAS, South Dakota Codified Law (SDCL) 9-55-5 provides that the Mayor shall, with

the approval of the governing body, appoint a Business Improvement District Board consisting of property owners, residents, business operators or users of space within the business area to be improved, and

WHEREAS, SDCL 9-55-6 provides that the Board shall consist of no less than five members to serve such terms as the governing body, by resolution, determines, and

WHEREAS, the Business Improvement District No. 2 is created for the purpose of funding a portion or all of the future proposed public activities, facilities, events, and improvements along with the costs of acquisition, construction, maintenance, operation, and funding of such improvements, facilities, events or activities for: the enhancement, expansion, marketing and promotion of visitor facilities, events, attractions and activities benefiting the city and its hotels and motels located within the district through the City Convention and Visitors Bureau, and

WHEREAS, Donna Wahlfeldt shall be appointed by the Mayor to serve as a BID II Board Member representing Super 8 North, and

IT IS HEREBY RESOLVED that all Business Improvement District II Board Members shall be appointed by the Mayor with the approval of the governing body at the January 19, 2016 City Council Meeting. Each Business Improvement District II Board Member shall serve until his or her successor is appointed. If the Business Improvement District II Board Member's position becomes vacant, then his or her successor shall be appointed by the Mayor and approved by the governing body as soon as practicable at a regularly scheduled City Council Meeting. The successor shall fill the remainder of the predecessor's term. All present voting aye, motion carried.

#### HEARINGS ON APPLICATIONS FOR ALCOHOLIC BEVERAGE LICENSES

This being the time and place set for a hearing on an application for transfer of Retail On-Sale Liquor License from HAYJON Inc. to Stacy Gossman dba Scotty's Drive-Inn Bar & Grill at 719 North Main Street, recommendation received was to approve license contingent upon a final inspection by the Health Department, Campbell moved, Ronanye seconded to approve the transfer of Retail On-Sale Liquor License from HAYJON Inc. to Stacy Gossman at 719 North Main Street contingent upon final inspection for the issuance of a certificate of occupancy by the Health Department. All present voting aye, motion carried.

This being the time and place set for a hearing on an application for transfer of an Inactive Retail On-Sale Liquor License for Sunrise Loan Inc. from 422 South Main Street to 2220 – 6<sup>th</sup> Avenue, SE, Suite #3, recommendations received were to approve the transfer of the license, Swanson moved, Remily seconded to approve the transfer of the Inactive Retail On-Sale Liquor License for Sunrise Loan Inc. from 422 South Main Street to 2220 – 6<sup>th</sup> Avenue, SE, Suite #3. All present voting aye, motion carried.

This being the time and place set for a hearing on an application for a Special One-Day Retail Sale Wine License and Retail Sale Malt Beverage License on January 21, 2016 for Aberdeen Area Chamber of Commerce dba Avera Cancer Institute, 310 South Penn Street, recommendation received was to approve license contingent upon a final inspection by the Fire Department, Remily moved, Swanson seconded to approve the Special One-Day Retail Sale Wine License and Retail Sale Malt Beverage License on January 21, 2016 for Aberdeen Area Chamber of Commerce at the Avera Cancer Institute at 310 South Penn Street contingent upon a final inspection by the Fire Department. All present voting aye, motion carried.

#### BIDS FOR RAMKOTA SANITARY LIFT STATION RENOVATIONS

Bids were received and publicly opened for the Ramkota Sanitary Lift Station Renovations Project. A detailed list of the bids is on file at the Finance Office. Remily moved, Johnson seconded to award the Ramkota Sanitary Lift Station Bid to Quality Flow

Systems, Inc. in the amount of \$24,950.00 and authorize the City Manager and City Finance Officer to sign the necessary documents after approval by the City Attorney. All present voting aye, motion carried.

#### BILLS

Johnson moved, Slaight-Hansen seconded to approve the following audited bills for services, supplies, repairs, and maintenance: SD Dept of Labor 527.00; Premier Specialty Vehicles 134,345.00; DOI USGS 16,500.00; Principal Insurance 7,087.26; Joseph A. Berbos 102,466.06; United Parcel Service 169.83; CenturyLink 3,772.60; Con-Way Freight 489.63; Ziegler Cat 6,500.00; Aberdeen School Dist 709.64; Linda Miller 54.40; Jerke Irrigation 65.77; Robert Witt 58.80; Andrew Meyers 18.99; American News 4,634.56; Ryan Derouchey 29.76; Praxair Distribution Inc 2,940.92; ASPIRE Inc 2,034.18; Douglas Johnson 75.00; Helms & Associates 12,072.55; MARCO Inc 859.43; Tom Barstad 26.00; RDO Equipment Co 12,572.63; Brown County Landfill 19,789.26; Brown County Treasurer 940.30; A M Leonard Inc 153.58; KONE Inc 5,110.00; Dakota Doors Inc 527.75; IMLA 625.00; Clark Engineering Corp 4,793.04; NDSU Soil Testing Lab 59.75; Dahme Construction 4,602.40; Hawkins Inc 3,940.55; Dakota Electronics 4,237.00; Nathan Opdahl 27.75; Vosika Fencing 647.92; Matt Vogel 1,162.50; Don's Builders Hardware 570.19; Dennis Gavin 2,500.00; Lynn L Hanson 1,250.00; Eddie's Northside 952.50; C J Huber 100.00; Quality Welding Inc 1,174.00; Engel Music Store 26.60; Cole Papers Inc 1,853.08; Farm Power Mfg Inc 312.98; GCR Tires & Service 122.50; Officemax Inc 75.20; Jensen Rock & Sand Inc 13,885.00; Global Imports Inc 75.70; Carquest Auto 1,249.88; Clare Hink 18.56; Brian Hink 55.68; Graham Tire Co 944.89; Vicki Sepaniak 75.00; Direct Automation LLC 705.00; Hedahl's Inc 666.42; House of Glass, Inc 2,464.65; SD Redbook Fund 60.00; Kesslers Inc 187.20; CDW Government Inc 3,506.00; Aberdeen Taxi Service 376.50; Lawson Products Inc 303.99; Steven Lust Auto 318.50; MAC's Inc 361.76; Sanford Health Occupational Medicine Clinic 613.00; B & B Contracting 14,548.66; Farnums Genuine Parts 6.29; Richard Allan Ward III 42.00; Northern Electric 4,170.69; Sean Spencer 55.65; Brett Goodwin 37.13; A & B Business Solutions 507.66; Pantorium 42.38; Dakota Supply Group 8,619.74; Graymont Capital Inc 20,723.40; Midstates Group 10,391.42; Mark Miller 45.00; Rockmount Research & Alloys, Inc 583.57; Safety Service Inc 10,775.00; Avera St Luke's Hospital 365.84; Light & Siren 1,305.00; Schwan Welding & Boiler 1,015.70; SHARE Corp 258.00; Sheehan Mack Sales & Equipment 266.92; Fay's Refrigeration Service 7,803.00; Sherwin-Williams Co 232.05; Ditch Witch Of SD 9,006.31; Crawford Trucks & Equipment 469.59; SD Dept of Transportation 39,134.50; Arika Dingmann 11.00; Town & Country Lumber Inc 15.14; Pro-Build 219.81; Western Area Power Adm 5,867.77; Western Printing 350.00; Woodman Refrigeration Co 111.73; Wright & Sudlow 17,450.40; Diesel Machinery Inc 41.05; Aberdeen Area Arts Council 2,219.20; Baker & Taylor Inc 2,762.86; Fastenal Co 746.02; CUES 622.16; Quality Books Inc 38.63; Cody Bruns 48.00; Shane Franks 48.00; John David Rohrbach 32.00; Aberdeen Awards 5.50; Blair Scoular 48.00; UV Doctor Systems, LLC 1,590.00; Stacey Nelson 38.13; BRITE 15,200.00; Trent Ehler 55.69; North Wind Machine 680.00; Cody Roggatz 50.00; Taylor Music 936.00; ASCAP 336.00; Metering & Technology Solutions 4,836.08; Olson's Pest Technicians 900.00; ETC Institute 7,000.00; Northern Truck Equipment Corp. 433.44; SD Animal Industry Board 100.00; Dependable Sanitation Inc 402.00; Gary Fishler & Assoc 2,800.00; Bryan Rock Products 553.17; Jay Tobin 140.50; PDR Distribution, LLC 59.95; Payment Resolution Services 106.35; VAREC Biogas 2,598.75; Kaitlin O'Neill 23.12; Regions Hospital 605.00; Rocky Tuscherer 25.00; Justin Steiger 19.06; ONENECK IT Solution 45,340.58; Taylor Laundry 49.00; Titan Machinery 290.01; Cartney Bearing Co 155.01; SD Dept Health Lab 1,226.00; Bierschbach Equipment 189.29; Physio-Control Inc 753.10; Pauer Sound & Music Inc

494.00; Titan Access Acct 530.39; Hub City Radio 400.00; Dennis Kornder 50.00; Executive Management 261.46; Danko Emergency Equipment Co 665.63; West Payment Center 436.95; North Central Farmers Elevator 8,855.30; Barton Heating & A/C 374.09; SD Dept of Revenue 25,000.00; Deb Cornelius 19.06; Mariah Mougey 285.00; Robin Bobzien 75.00; Luke Nelson 57.19; NVC 430.00; Kirk's Auto 1,340.85; Lien Transportation 47,155.00; Poet Ethanol Products 4,314.79; McMaster-CARR Supply Co 686.88; Carlsen Funeral Home 300.00; FAST Corp 5,458.25; Northwestern Energy 1,204.20; Towing Plus 2,550.00; Fire Safety First 182.10; SD One Call 253.12; Quill Corp 47.92; Ken's Superfair Foods 390.57; Laura Millett 58.83; Century Business Products 100.00; Sabrina Olson 18.48; The Boston Fern 543.60; Menards 1,908.35; Fred Ludwig Trucking 4,947.50; Shannon Broderson 72.00; Bound Tree Medical LLC 6,131.79; Pheasant Country Express 14,753.99; C & L Plumbing & Heating 82.66; Truck Utilities Inc 1,862.53; AQUA Pure Inc 7,560.50; Dakota Fluid Power Inc 2,314.44; McQuillen Creative Group Inc 713.31; Zeller Construction Inc 30,794.00; TURFWERKS 78.73; Harve's Pro Prints 308.09; Borns Group 5,798.38; FP Mailing Solutions 218.32; Mike Levsen 134.40; Impact Janitorial 1,753.58; AT & T Cell 53.72; Rod Kurtz 66.00; NCL of Wisconsin 1,094.53; Kevin Bourdon 2,528.86; Swede's Body Shop 1,304.00; Ferguson Waterworks 1,864.34; Mike Eliason 15.00; Dr Thomas Flamboe 664.00; NSU Finance & Admin 40.00; Zach Hanson 15.00; CO-OP Architecture 61.31; Matheson Tri-Gas Inc 634.22; Earthbend, LLC 3,935.00; OPTUM Insight 105.41; Chris Reder 100.00; TNC Industries Inc 326.00; John Kirnan 57.19; POMP's Tire Service, Inc 8,691.68; Joshua Poppen 75.00; Jeff Neal 22.00; Locators & Supplies Inc 435.00; E-Z Sharp Inc 307.50; GALLS Inc 369.84; JK Sales & Towing 1,530.00; Dakota Oil 484.40; Zones 195.29; NALCO Co 251.12; Dan McCoy 32.00; Dakota Brush 307.00; Advance Auto Parts 16.22; North Central Rental/Leasing 10,936.50; Howes Oil Co., Inc 21,352.93; Steve Markley 132.00; Kerry Wenbourne 44.00; Aberdeen Plumbing & Heating 3,538.41; 3D Specialties Inc 1,679.83; Aberdeen Chrysler Center 6,463.86; Thatcher Company of Montana 15,558.72; Kyle Stoddard 19.06; Jennifer Stoddard 57.19; Gavin Voss 32.00; Groton Ford, LLC 220.49; Curt Fredrickson 132.00; Butler Machinery Co 13,175.24; L & O Acres Transport 887.60; Border City Tool & Mfg 264.25; GRAINGER 81.39; Sanitation Products Inc 720.26; Geffdog Designs 2,106.64; WEB Water Bottling Co 72.50; Ameripride Services Inc 1,638.38; Janel Ellingson 25.00; Crescent Electric Supply 1,602.10; Mario Gourde 45.33; Brant Winter 75.00; Depot Music Productions 6,962.05; LexisNexis Risk Data Mgmt 50.00; Knight Towing 4,622.50; Progressive Business Publications 299.00; G & R Controls Inc 901.72; Tri-State Water, Inc 13.00; Swanson Electric 275.51; Aberdeen Senior Center 1,733.16; Specialty Mfg Co 150.14; Runnings Supply Inc 2,616.07; Interstate Battery 676.70; Kevin VanMeter 49.38; Schwaab, Inc 34.65; Uniform Center 3,215.78; Frontier Precision Inc 80.00 Vanessa Todorova 80.00; Depot Revival 800.00. Upon roll call, all present voting aye, motion carried.

There being no further business, Ronayne 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.