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**AGENDA, CITY COUNCIL MEETING, MONDAY, SEPTEMBER 27, 2010, 5:30 P.M.  
COUNCIL CHAMBERS, MUNICIPAL BUILDING, 123 SOUTH LINCOLN STREET, 3<sup>rd</sup> FLOOR**

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1. ROLL CALL
2. PLEDGE OF ALLEGIANCE
3. MINUTES, CITY COUNCIL MEETING OF SEPTEMBER 20, 2010

OPEN FORUM 5:30 TO 5:40 P.M. – 1. SEE FORMAT GUIDELINES AT END OF AGENDA

4. **CONSENT CALENDAR**

A. LICENSE – RESIDENTIAL BUILDING CONTRACTOR – STEVE BAIN

B. PETITIONS TO VACATE PUBLIC RIGHT-OF-WAY – SET HEARING DATE OF OCTOBER 18, 2010  
AT 5:30 P.M. FOR THE FOLLOWING:

1. THAT PORTION OF 16' WIDE PUBLIC ALLEY RIGHT-OF-WAY STARTING AT THE SOUTH EDGE OF 11<sup>TH</sup> AVENUE, SE RIGHT-OF-WAY AND EXTENDING SOUTH 168.9' IN BLOCK 38, THOMAS ADDITION TO ABERDEEN IN THE NW ¼ OF SECTION 24, T123N, R64W OF THE 5<sup>TH</sup> P.M.
2. THAT PORTION OF 18<sup>TH</sup> STREET SOUTH BETWEEN LOTS A AND B OF OUTLOT 1, HOFFMAN'S REARRANGEMENT OF OUTLOT 2, HIGHLAND PARK ADDITION IN THE NW ¼ OF SECTION 23, T123N, R64W OF THE 5<sup>TH</sup> P.M.

C. PLATS:

1. HIEB ADDITION IN THE SE ¼ OF SECTION 27, T123N, R64W OF THE 5<sup>TH</sup> P.M., BROWN COUNTY, SOUTH DAKOTA
2. KARL LEE ADDITION TO CITY OF ABERDEEN, BROWN COUNTY, SOUTH DAKOTA, LOCATED IN THE SE ¼ OF SECTION 19, T123N, R63W OF THE 5<sup>TH</sup> P.M., ABERDEEN, BROWN COUNTY, SOUTH DAKOTA
3. SPITZER-MILLER FIRST ADDITION TO THE CITY OF ABERDEEN IN THE NW ¼ OF SECTION 24, T123N, R64W OF THE 5<sup>TH</sup> P.M., ABERDEEN, BROWN COUNTY, SOUTH DAKOTA
4. ABERDEEN PUBLIC SCHOOLS FIRST ADDITION TO ABERDEEN IN THE NE ¼ OF SECTION 23, T123N, R64W OF THE 5<sup>TH</sup> P.M., BROWN COUNTY, SOUTH DAKOTA W/ STIPULATION THAT PROPOSED LOT 1 IS REZONED TO (R-3) HIGH DENSITY RESIDENTIAL DISTRICT.
5. JODY AND STACY LINDSEY SUBDIVISION IN THE NE ¼ OF SECTION 35, T123N, R64W OF THE 5<sup>TH</sup> P.M., BROWN COUNTY, SOUTH DAKOTA W/STIPULATION THAT PROPOSED LOT 3 IS REZONED TO (M-AG) MINI-AGRICULTURAL DISTRICT.

D. DEPARTMENTS REPORTS – RECEIVE AND PLACE ON FILE:

1. ABERDEEN REGIONAL AIRPORT BOARD MINUTES
2. BROWN COUNTY/ABERDEEN CITY PLANNING COMMISSION MINUTES
3. ABERDEEN CITY PLANNING COMMISSION MINUTES
4. BOARD OF ZONING ADJUSTMENT MINUTES

POSSIBLE APPROVAL OF CONSENT CALENDAR

5. **NEW BUSINESS**

A. ORDINANCE NO. 10-09-01 – AN ORDINANCE AMENDING ORDINANCE NO. 1164 TO REZONE CERTAIN DESCRIBED PROPERTY FROM SECTION 708 (c-3) TO SECTION 705 (R-3)

LOTS 13-14, BLOCK 27, BENNETT & THOMAS ADDITION IN THE NW ¼ OF SECTION 13,  
T123N, R64W OF THE 5<sup>TH</sup> P.M., ABERDEEN, BROWN COUNTY, SOUTH DAKOTA

POSSIBLE FIRST READING

B. HEARING ON PETITION TO REZONE PROPOSED LOT 1, PLAT OF ABERDEEN PUBLIC SCHOOLS FIRST ADDITION FROM SECTION 705 (R-3) AND SECTION 710 (I-2) TO SECTION 705 (R-3)

REFER THIS PETITION TO REZONE BACK TO THE ABERDEEN CITY PLANNING COMMISSION  
FOR DISCUSSION AND RECOMMENDATIONS

C. ORDINANCE NO. 10-09-06 – SNOW REMOVAL ORDINANCE IMPLEMENTING CHANGES NECESSARY FOR THE CITY'S NEW SNOW REMOVAL PLAN

POSSIBLE FIRST READING

**D. HEARING ON APPLICATIONS FOR SPECIAL ONE-DAY RETAIL ON-OFF SALE MALT BEVERAGE AND RETAIL ON-OFF SALE WINE LICENSES:**  
OCTOBER 2, 2010 – YELDUZ SHRINE GREETERS DBA WINE AND STEIN EVENT, 802 S. MAIN ST.  
NOVEMBER 20, 2010 – YELDUZ SHRINE PROVOST – TURKEY SHOOT, 802 S. MAIN ST.  
POSSIBLE APPROVAL CONTINGENT UPON INSPECTION BY FIRE DEPARTMENT

**E. ABERDEEN HOUSING AUTHORITY IS REQUESTING AN ADDITIONAL \$31,000 IN SUPPORTING APPROPRIATIONS FOR 2010 AND \$100,000 FOR 2011**  
POSSIBLE APPROVAL TO DIRECT THE CITY FINANCE OFFICER TO INCLUDE A 2010 BUDGET AMENDMENT OF \$31,000 IN THE NEXT BUDGET ORDINANCE AMENDMENT BEFORE THE END OF THE YEAR, IN ADDITION, ALSO INCLUDE A 2011 BUDGET AMENDMENT OF \$100,000 IN THE FIRST BUDGET AMENDMENT ORDINANCE FOR 2011

**F. NW HOLDING POND IMPROVEMENTS:**

1. CHANGE ORDER #1 – CHANGING LIFT STATION INTAKE PIPE – B & B CONTRACTING, AN INCREASE IN THE AMOUNT OF \$13,920.00
  2. PAY EST. # 6 – WORK ON PROJECT – B & B CONTRACTING \$219,975.60
- POSSIBLE APPROVAL OF CHANGE ORDER #1 IN THE AMOUNT OF \$13,920 TO NW HOLDING POND PROJECT, PAYMENT TO B & B CONTRACTING IN THE AMOUNT OF \$219,975.60 AND AUTHORIZE THE CITY MANAGER TO SIGN DOCUMENTS

**G. PAYMENT REQUESTS:**

1. PAY EST. #1 – HANGAR 9, INC. ACCESS RD IMPROVEMTS – LIEN TRANSPORTATION \$58,406.63
  2. PAY EST. #3 – MAIN STREET RESTORATION – JDH CONSTRUCTION \$419,313.07
- POSSIBLE APPROVAL OF PAYMENTS TO LIEN TRANSPORTATION IN THE AMOUNT OF \$58,406.63 AND JDH CONSTRUCTION IN THE AMOUNT OF \$419,313.07

**H. BILLS:**

NORTHWESTERN ENERGY - UTILITIES	\$15,565.72
DAKOTACARE ADMINISTRATIVE SERVICE – CARE AND INS. CLAIMS	\$55,099.05
SUNLIFE – OCTOBER LIFE INSURANCE	\$512.00
CVB – AUGUST 2010 OCCUPANCY TAX	\$33,408.20
CARDINAL TRACKING INC. – TICETRAK HARDWARE & CRADLE WARRANTY	\$1,365.00
SD PLANNERS ASSOCIATION – 2010 CONFERENCE REGISTRATION	\$240.00
UNITED PARCEL SERVICE – PARCEL PICKUP CHARGES	\$45.15

**I. PAYROLL FOR PERIOD FROM SEPTEMBER 12, 2010 THRU SEPTEMBER 25, 2010 AND CITY SHARE OF SOCIAL SECURITY, OLD AGE & SURVIVOR'S INSURANCE, RETIREMENT AND HEALTH/LIFE INS.**

1. OPEN FORUM PROVIDES AN OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE CITY COUNCIL WITH QUESTIONS, CONCERNS OR COMMENTS ON ITEMS, WHICH ARE NOT ON THE AGENDA. CITIZENS ARE ASKED TO SIGN UP TO SPEAK PRIOR TO THE OPEN FORUM PORTION OF THE MEETING. OPEN FORUM WILL BE LIMITED TO 10 MINUTES (IF NO ONE IS IN ATTENDANCE FOR THE OPEN FORUM, THE REGULAR MEETING MAY BEGIN) UNLESS A MAJORITY OF THE CITY COUNCIL AGREES TO EXTEND THE TIME PERIOD. THE OPEN FORUM MAY NOT BE USED TO MAKE PERSONAL ATTACKS, TO AIR PERSONALITY GRIEVANCES, TO MAKE POLITICAL ENDORSEMENTS, OR FOR POLITICAL CAMPAIGN PURPOSES. OPEN FORUM WILL NOT BE USED AS A TIME FOR PROBLEM SOLVING OR REACTING TO THE COMMENTS MADE, BUT, RATHER FOR HEARING THE CITIZEN FOR INFORMATIONAL PURPOSES. THE CITY COUNCIL MAY RESPOND WITH REQUEST FOR CITY MANAGEMENT TO FOLLOW UP AND REPORT BACK ON ANY ISSUE RAISED DURING THE PUBLIC ADDRESS TIME. A PRESENTATION MAY NOT EXCEED TWO MINUTES IN DURATION.

2. ADA COMPLIANCE: THE CITY OF ABERDEEN FULLY SUBSCRIBES TO THE PROVISIONS OF THE AMERICAN'S WITH DISABILITIES ACT. IF YOU DESIRE TO ATTEND THIS PUBLIC MEETING AND ARE IN NEED OF SPECIAL ACCOMMODATIONS, PLEASE NOTIFY THE CITY FINANCE OFFICE AT LEAST 8 HOURS PRIOR TO THE MEETING SO APPROPRIATE AUXILIARY AIDS AND SERVICES CAN BE MADE AVAILABLE. THE CITY COUNCIL MEETS WEEKLY ON MONDAYS AT 5:30 P.M. EXCEPT WHEN A HOLIDAY FALLS ON MONDAY, IN WHICH CASE THE MEETING IS HELD AT 9:00 A.M. ON TUESDAY MORNING.

3. A COPY OF THE SUBJECT MATTER ON THE CITY COUNCIL MEETING AGENDA IS AVAILABLE FOR PUBLIC DISTRIBUTION AT THE CITY FINANCE OFFICE.

