

CITY COUNCIL PROCEEDINGS

City Council Chambers, Municipal Building, 123 South Lincoln, Aberdeen, South Dakota, November 22, 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, Clint Rux, Jennifer Slight-Hansen. Jeff Mitchell and Laure Swanson were absent. Staff members present were Lynn Lander, Adam Altman, Robin Bobzien, Brett Bill, Neil Bitter and Karl Alberts.

Mayor Levsen led the Pledge of Allegiance.

MINUTES

Bunsness moved, Slight-Hansen seconded to approve the minutes of November 15, 2010 as circulated. All present voting aye, motion carried.

OPEN FORUM – no one was present.

OLD BUSINESS**ORDINANCE NO. 10-10-03**

Bunsness moved, Agnitsch seconded to approve second reading and final adoption of Ordinance No. 10-10-03. Upon roll call, all present voting aye, motion carried.

ORDINANCE NO. 10-11-02

Bunsness moved, Rux seconded to approve second reading and final adoption of Ordinance No. 10-11-02. Upon roll call, all present voting aye, motion carried.

CONSENT CALENDAR

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

SET HEARING DATE – December 6, 2010 at 5:30 p.m. for the following applications for renewal of alcoholic beverage licenses: RETAIL ON-SALE LIQUOR LICENSES – HayJon Inc dba Daddy's Bar & Grill, 719 North Main Street w/video lottery; HayJon Inc dba Rohly's Bar, 1524 6th Avenue SW w/video lottery; JT Restaurants LLC dba Max & Erma's, 715 North 10th Street w/video lottery; PACKAGE OFF-SALE LIQUOR LICENSES – HayJon Inc dba Rohly's Bar, 1524 6th Avenue SW; Ken's Supermarkets Inc dba Ken's Fairway Foods, 2105 6th Avenue SE; Sooper Stop Inc dba Sooper Stop, 19 North Dakota Street; West Hill Inc dba Sooper Stop West, 802 6th Avenue SW; RETAIL ON-OFF SALE WINE LICENSES – HayJon Inc dba Daddy's Bar & Grill, 719 North Main Street; Karla K Stangl dba Palm Garden, 602 South 3rd Street; Guadalajara III Inc dba Guadalajara Mexican Restaurant, 3015 6th Avenue SE #3.

PLATS – 1) Plat of McIntire's First Subdivision in the NE ¼ NE ¼ of Section 22, T123N, R64W of the 5th P.M., Brown County, SD; 2) Plat of Mike Walsh Addition to the City of Aberdeen in the NW ¼ of Section 24, T123N, R64W of the 5th P.M., Aberdeen, Brown County, SD; 3) Plat of Fisher Consolidation Subdivision in the NE ¼ of Section 4, T123N, R64W of the 5th P.M., Brown County, SD.

LOTTERY NOTICES – House of Hope and Aberdeen Catholic School System – receive and place on file. All present voting aye, motion carried.

NEW BUSINESS**ORDINANCE NO. 10-11-03**

Ordinance establishing the number of regular full-time positions and their position titles, and fix the bonds of city officials and employees was presented. Bunsness moved, Rux seconded to approve first reading on Ordinance No. 10-11-03. Upon roll call, all present voting aye, motion carried.

ORDINANCE NO. 10-11-04

Ordinance to provide for the fixing of wages of city officials and employees for the year 2011 was presented. Bunsness moved, Campbell seconded to approve first reading of

Ordinance No. 10-11-04. Upon roll call, all present voting aye, motion carried.

RESOLUTION NO. 10-11-03 R

Bunsness moved, Kraft seconded to approve the following resolution:

RESOLUTION CONSENTING TO REMOVE THE GOAL OF EVALUATING THE
EXPANSION OF MUNICIPAL UTILITIES FROM THE
CITY STRATEGIC PLAN

WHEREAS, the purpose of a strategic plan is to establish goals (1-3 yrs.), objectives, and strategies that address issues related to performance, productivity, required statutory services, and community and personal well-being; and

WHEREAS, the goals and objectives of a strategic plan are determined through consensus agreement among the governing body; and

WHEREAS, by utilizing a strategic plan process the governing body and administrative staff can develop a greater degree of cooperation and collaboration, clearly understand priorities and create groundwork for improvements; and

WHEREAS, changes and outside forces do impact certain agreed to goals and objectives, thus creating need to modify priority action plans; and

WHEREAS, a goal of the 2010-2012 Strategic Plan was to evaluate the expansion of municipal utilities; and

WHEREAS, Northwestern Energy, the current supplier of gas and electricity for the City of Aberdeen has shown a strong commitment to expand services to address growth into the future; and

WHEREAS, Northwestern Energy has provided exceptional services to the community and to meet the publics ever increasing demands for stable and low-cost utilities.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Aberdeen that the goal of “evaluate the expansion of municipal utilities” shall be removed from the City of Aberdeen Strategic Plan for 2010-2012.

All present voting aye, motion carried.

HEARING – ALCOHOLIC BEVERAGE LICENSES

This being the time and place set for a hearing, no one was present to testify, recommendations for approval were received, Rux moved, Kraft seconded to approve the following applications for renewal of alcoholic beverage licenses: Kay Dee Enterprises Inc dba Maverick’s Steak & Cocktails, 1702 6th Avenue SE; Aberdeen Ventures LLC dba AmericInn of Aberdeen, 301 Centennial Street w/video lottery; Dakota Lodging Ltd dba Ramada Inn, 2727 6th Avenue SE w/video lottery; Rolling Hills Golf Club LLC dba Rolling Hills Golf Club, 546 Palmer Circle w/video lottery; Fraternal Order of Eagles dba James River Valley FOE, 316 South 2nd Street w/video lottery; Aberdeen Mavericks LLC DBA Maverick’s, 720 Lamont Street w/video lottery; PACKAGE OFF-SALE LIQUOR LICENSES – Kay Dee Enterprises Inc dba Maverick’s Steak & Cocktails, 1702 6th Avenue SE; Miller & Holmes Inc dba M & H Gas, 202 6th Avenue SW; Dakota Lodging Ltd dba

Ramada Inn, 2727 6th Avenue SE; Aberdeen Mavericks LLC dba Maverick's, 720 Lamont Street; WMMW Inc dba Lagers Inn, 20 3rd Avenue SW; RETAIL ON-OFF SALE WINE LICENSES – Kay Dee Enterprises Inc dba Maverick's Steak & Cocktails, 1702 6th Avenue SE; Wal-Mart Stores, Inc dba Wal-Mart Supercenter #1520, 3820 7th Avenue SE; Dakota Lodging Ltd dba Ramada Inn, 2727 6th Avenue SE. All present voting aye, motion carried.

ASPHALT REPAIR SERVICES PROJECT ST-2010-5

Bunsness moved, Rux seconded to approve the following and authorize the City Manager to sign - Change Order #1 – work done in field vs. original bid – Aberdeen Asphalt Inc. – an increase in the amount of \$315,069.15; and Pay Est. #5 (Final) – retainage held for project – Aberdeen Asphalt Inc. in the amount of \$44,671.91. Upon roll call, all present voting aye, motion carried.

KLINE STREET RECONSTRUCTION PROJECT SS-2010-4

Rux moved, Bunsness seconded to approve the following and authorize the City Manager to sign – Change Order #1 – work in field vs. original bid – B & B Contracting – an increase in the amount of \$25,570.60; and Pay Est. #1 (Final) – work completed – B & B Contracting in the amount of \$175,705.60. Upon roll call, all present voting aye, motion carried.

BILLS

Bunsness moved, Kraft seconded to approve the following audited claims for services, supplies, repairs and maintenance: United Parcel Service 52.33; Aberdeen Business Improvement District 17,154.59; Northwestern Energy 9,601.60; Guardian 161.94; Dakotacare Administrative Services 25,408.34; Sanford Health 60.00. Upon roll call, all present voting aye, motion carried.

PAYROLL

Rux moved, Bunsness seconded to approve payroll for period November 7 through 20, 2010 and city share of social security, old age & survivor's insurance, retirement and health/life insurance: Governing Body 4,698.68; City Manager 4,707.51; Attorney 3,401.60; Finance 12,751.57; HR 6,524.00; Building 186.81; Computer 3,334.40; Planning/Zoning 11,025.60; Engineer 9,580.52; Police 94,975.41; Fire 81,800.82; Fire Prevention 2,408.00; Housing/Building 4,717.60; Street 22,547.15; Traffic 3,875.16; Solid Waste 17,334.23; Transportation 12,309.75; Library 20,728.28; Parks, Recreation & Forestry 70,644.32, Ryan Ellingson 10.50/hr, Robb Erickson 10.00/hr, Brenden Gust 8.00/hr, Amanda Hogg 8.00/hr, Scott Iano 10.25/hr, Spencer Laufmann 10.00/hr, Taylor Ogdahl 8.00/hr, Brock Pashen 10.25/hr, James Paul 10.25/hr, Katelyn Pietz 9.50/hr, Taylor Richart 8.00/hr, Brian Spanton 10.00/hr, Trisha Strohfus 8.00/hr, Cody Wesch 10.00/hr; Airport 7,708.45, Ben Bawek 14.35/hr; Pipe 18,360.28; Water Treatment 16,856.49; Meter 4,930.56; Wastewater 16,537.87; Pump 4,443.04; Wells Fargo 98,907.10; SD Retirement System 57,705.03. Upon roll call, all present voting aye, motion carried.

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

Prepared by Cathy Feickert for the Finance Office /s/ Karl Alberts, Finance Officer.