

## CITY COUNCIL PROCEEDINGS

City Council Chambers, Municipal Building, 123 South Lincoln Street, Aberdeen, South Dakota, May 16, 2011, 5:30 p.m., regular meeting of the Board of Council Members, Mayor Levsen presiding. Present at roll call were Council Members Tom Agnitsch, David Bunsness, Todd Campbell, Jim Kraft, Jeff Mitchell, Clint Rux, Jennifer Slaughter-Hansen, and Laure Swanson. City staff members present were Lynn Lander, Robin Bobzien, Brett Bill, and Jerry Kost.

Mayor Levsen led the Pledge of Allegiance.

## MINUTES

Mitchell moved, Rux seconded to approve the minutes of May 9, 2011, as circulated. All voting aye, motion carried.

## OPEN FORUM

Amy Blackstone from Aberdeen Area Chamber of Commerce and Kellie Ecker from Avera St. Luke's Hospital discussed their cooperation between the Partners in Community Pride Committee's "AberGreen" and Avera St. Luke's Foundation's "Community Sharps Program".

Jody Zueger, Aberdeen Housing Authority Director, spoke on a 32 unit subsidized housing complex to be built in the fall of 2011.

OLD BUSINESS

## ORDINANCE NO. 11-05-05

Swanson moved, Rux seconded to approve second reading and final adoption of Ordinance No. 11-05-05 authorizing the issuance and sale of refunding bonds for Tax Increment Financing (TIF) District #2. Upon roll call, all voting aye, motion carried.

## CONTINUED – 2011 BUDGET FOR PARKING DISTRICT

A request to approve the 2011 Budget for the Parking District was presented by Margot Gillette. Cindy Walsh expressed concerns about having leased parking near her business. Bunsness moved, Kraft seconded to approve the 2011 Budget for the Parking District. All voting aye, motion carried.

CONSENT CALENDAR

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

SET HEARING DATE – for May 31, 2011 at 9:00 a.m. for the following applications for alcoholic beverage licenses: New Package Off-Sale Malt Beverage & SD Farm Wine License – Casey's Retail Company dba Casey's General Store #2176, 224 S. Dakota St.; New Retail On-Off Sale Wine License – Ken's Supermarket Inc. dba Ken's Bottle Shop, 2105 6<sup>th</sup> Ave., SE; Special One-Day Retail On-Off Sale Malt Beverage License for June 17, 2011 – Aberdeen Area Chamber of Commerce dba J Reinke Entertainment Music Event, Fossum Events Area, 8<sup>th</sup> Ave., NE & Co Hwy 19; Renewal of Retail On-Off Sale Malt Beverage Licenses - D & G Investments Inc. dba Grande Casino, 913 6<sup>th</sup> Ave., SE w/Video Lottery, D & G Investments Inc. dba Royale Casino, 202 6<sup>th</sup> Ave., SE w/Video Lottery, GPM Inc. dba Deuces Wild Casino, 915 6<sup>th</sup> Ave., SE w/Video Lottery, GPM Inc. dba 4 Aces Casino, 901 6<sup>th</sup> Ave., SE-Suite C w/Video Lottery, P & M Enterprises dba R & A Bar, 5 S. Main St., Double Up Inc. dba Dakota Prairie Casino, 524 S. 1<sup>st</sup> St. w/Video Lottery, Guadalajara III Inc. dba Guadalajara Mexican Restaurant, 3015 6<sup>th</sup> Ave., SE #3, Midwestern-Flack LLC dba Jokers Wild Casino, 416 S. Dakota St.-Suite #3 w/Video Lottery, Midwestern-Flack LLC dba Dakota Players Club, 1715 6<sup>th</sup> Ave., SE #A w/Video Lottery; Renewal of Package Off-Sale Malt Beverage Licenses – Miller & Holmes Inc. dba M & H Gas Food Store, 202 6<sup>th</sup> Ave., SW, Ron Guthmiller dba Louie's Service, 2323 8<sup>th</sup> Ave., NE.

SET BID DATE – for May 31, 2011 at 2:00 p.m. for 16<sup>th</sup> and North State Street Lift Station Pump Renovations for Public Works Department – Utility Division.

LICENSE – Sidewalk Contractor – Burgard Construction LLC.

LOTTERY NOTICE – Friends Drop In Club – receive and place on file.

All voting aye, motion carried.

#### NEW BUSINESS

##### ORDINANCE NO. 11-05-06

An Ordinance relating to Sales Tax Revenue Refunding Bonds, Series 2011A for the ARCC Renovation Bonds; authorizing the issuance and making provisions for their payment was presented. Bunsness moved, Rux seconded to approve first reading of Ordinance No. 11-05-06. Upon roll call, all voting aye, motion carried.

##### RESOLUTION NO. 11-05-01 R

Bunsness moved, Swanson seconded to approve Resolution No. 11-05-01 R to vacate public right-of-way described as the entire 60' wide McDowell Circle Right-Of-Way and 52' radius cul-de-sac located within proposed Lot 1 of Meadow Wood Addition in the SW ¼ of Section 17, T123N, R63W of the 5<sup>th</sup> P.M., Aberdeen, Brown County, South Dakota. All voting aye with Mitchell abstaining, motion carried.

##### RESOLUTION NO. 11-05-02 R

Bunsness moved, Mitchell seconded to approve Resolution No. 11-05-02 R to annex certain property described as Lot 2, Wagner Holdings Second Addition in the NW ¼ of Section 17, T123N, R63W into the city limits of the City of Aberdeen, South Dakota. All voting aye, motion carried.

#### HEARING

This being the time and place set for a hearing on an application for a new Retail On-Off Sale Malt Beverage License for Cory Johnson dba State Street Pub and Laundromat, 120 North State Street, Bunsness moved, Rux seconded to continue for one week the hearing for Retail On-Off Sale Malt Beverage License – State Street Pub and Laundromat. All voting aye, motion carried.

#### REQUEST TO WAIVE FEES

A request from the Aberdeen Catholic School System for a waiver of building permit fees associated with Phase I of the Roncalli High School Renovation and Building Project was presented. Rux moved, Mitchell seconded to approve the request to waive City building permits fees associated with Roncalli High School Renovation and Building Project. All voting aye with Mayor Levsen abstaining, motion carried.

#### BILLS

Bunsness moved, Kraft seconded to approve the following audited claims for services, supplies, repairs and maintenance: United Parcel Service 138.83; FSH Communications 60.00; Qwest 4,481.24; American News 1,715.67; Aberdeen Development Corp 50,000.00; Praxair Distribution Inc 82.11; ASPIRE Inc 4,904.70; Rhodes Anderson Agency 30.00; Animal Health Clinic 44.52; Artz Equipment Co 8.77; Best Business Products 509.71; Brick Propane Inc 122.22; RDO Equipment Co 265.25; Brown County Landfill 16,604.88; KONE Inc 1,131.96; Chris & Dons Tarp & Canvas Repr 115.84; Clark Engineering Corp 3,229.65; Overhead Door Brown Co-Aberdeen 984.69; Cradys Radiator Shop 716.00; Hawkins Inc 1,693.00; Dakota Electronics 2,347.89; Lang's TV & Appliance 70.00; Don;s Builders Hardware 51.00; Quality Welding Inc 24.65; Evergreen Supply 373.83; Cole Papers Inc 1,070.06; Farm Power Mfg Inc 278.40; Carquest Auto 742.65; Graham Tire Co 500.98; Grote Roofing Co Inc 208.16; HACH Co 2,572.18; Hedahls Inc 697.15; CWD-Aberdeen 68.50; House of Glass 328.95; Joel Weig 13.82; Nelson Sales & Service, LLC 8.12; Johnson Controls 277.16; Kesslers Inc 248.71; Kleins-Aberdeen 32.81;

CDW Government Inc 2,718.54; Aberdeen Taxi Service 391.75; Lawson Products Inc 236.07; Steven Lust Automotive 4,678.91; MAC's Inc 73.13; Labsource Inc 63.22; Michael Todd & Co Inc 4,779.79; Sewer Duck 69.00; B & B Contracting 5,247.00; Boy Scout Troop 51 150.00; Farnams Genuine Parts 198.35; Northern Electric 2,962.05; Office Equipment 9.71; Mardian Scrap Recycling Inc 151.36; Dakota Supply Group 695.05; Graymont Capital Inc 13,021.76; Midstates Printing 750.00; Rockmount/NASSAU 267.26; Roto Rooter Sewer Service 70.00; Avera St Luke's Hospital 638.58; SHARE Corp 1,102.10; Sheehan Mack Sales & Equipment Inc 1,533.78; Sherwin-Williams Co 40.39; Crawford Truck Sales 8,046.79; River Cities Public Transit 112.00; SD Dept Revenue & Regulation 32.00; Corey Reszler 11.00; Government Finance Officer Assn 150.00; SD Police Chief's Association 591.15; Stan Houston Equipment 763.20; Academy Trophy co 300.00; Pro-Build 54.99; Shelly Westra Heier 264.13; Western Printing 1,107.95; Don Lanpher 47.00; Wright & Sudlow 5,064.05; Aberdeen Area Arts Council 1,951.33; Fastenal Company 229.94; The UPS Store 8.46; Aberdeen Awards 34.00; Curt Hoeltzner 149.00; National Assoc of Town Watch 25.00; Homes Are Possible Inc 500.00; NEWARK 62.67; Dustin Griese 84.98; Dependable Sanitation 18,356.21; Dakota Ink & Toner 74.99; Eric Duven 75.00; Tanner Jondahl 11.00; S&W Healthcare Corp 371.72; Taylor Laundry 16.00; First National Bank 23,168.75; NE Council of Government 15,000.00; Continental Carbonic Products Inc 2,236.75; Huron Culvert & Tank Co 310.01; SD Human Resource Association 50.00; SHAH Software Inc 907.00; SD Department Health Lab 1,129.00; Gary Nelson 4,967.91; Pauer Sound & Music Inc 299.99; Titan Access Account 720.62; Mark Hoven 42.00; Automationdirect.com Inc 581.00; Executive Management 420.17; Schonstedt Instrument Co 301.98; Kings Inn Hotel 46.50; Dakota Outdoors 200.00; Mark Berg/Parts Unlimited 228.00; Pierson Ford-Lincoln-Mercury 79.90; US Bank 43,007.93; West Payment Center 359.46; Metro Fire 69.92; Heartland Heating & Cooling 51.47; Rob Baumgartner 23.00; AT & T 3.67; Northwestern Energy 9,057.58; ARFF Specialists, LLC 4,780.00; Cummins Central Power LLC 1,399.72; AOSNC, LLC 13,998.60; Dakotaland Autoglass Inc 71.96; Streicher's Inc 1,327.00; Luke Nelson 12.49; Neil Bittner 113.97; Northern Valley Communications 1,780.65; Grant Schnabel 18.00; Dakota Fence Co 11,400.00; Medcenter One OCC Health Clinic 240.00; Dr Steve Redmond 500.00; Abra Auto Body & Glass 1,057.47; Northwestern Energy 1,432.05; Delta Controls Corporation 582.05; Fire Safety First 989.44; South Dakota One Call 42.24; Lutheran Social Services 180.00; Ken's Superfair Foods 60.05; SD Secretary of State 155.00; Aberdeen Lock & Key 60.00; Pizza Ranch 113.00; SHI International Corp 20,217.20; Hub Area Technical School 550.00; Kory Pickrel 11.00; Sanford Health 1,544.00; Brad Janecke 12.00; Menards Aberdeen 1,580.44; Northview Video 35.00; SDSMT 1,350.00; Bound Tree Medical LLC 1,819.23; Thompson Publishing 808.00; Water & Environmental Engineering 38.00; L & T, LLC 1,883.84; Convention Visitors Bureau 33,117.34; David Grote 66.00; A Child Is Missing 250.00; Sioux Falls Regional Airport 25.00; Ryan Husby 50.00; Dakota Fluid Power Inc 1,528.90; R&D Batteries Inc 88.11; PBBS Equipment Corp 500.00; Scott Ganje 66.00; Aberdeen Area Quilt Guild 1,640.28; INFRATECH 72.21; NCL of Wisconsin 51.91; Aberdeen Shuttle 512.50; NEVE's Uniforms & Equipment 748.99; Pomp's Tire Service 3,223.80; Stern Oil Co Inc 80.98; SD Public Assurance Alliance 136.00; Premier Specialty Vehicles 77.50; Dakota Oil 1,349.47; Brad Holm 61.00; Pristine Water Solutions 400.00; The Crossroads Hotel/Event Ctr 279.00; DSS Image Apparel 1,659.40; Sid Gonsor 80.00; Plaques & Engraving 33.00; North Central Rental/Leasing 14,317.90; MVTL Laboratories Inc 1,379.00; Ryan Smith 35.00; Dennis "Mike" Olson 23.00; Aberdeen Chrysler Center 2,072.59; John Henry Foster MN Inc 202.76; Nielsen's 500.95; MIDCO Communications 370.00; Newman Traffic Signs 1,256.50; Butler Machinery Co 2,613.22; GRAINGER 1,954.53; Sanitation Products Inc

2,127.29; Geffdog Designs 2,123.82; Jefferson Partners LP 2,750.25; Ameripride Services Inc 496.64; Crescent Electric Supply 561.40; Mario Gourde 21.00; Northern Wireless Communications 4.00; Design Solutions & Integration inc 9,209.19; A-1 Sanitation 156.73; G & R Controls Inc 4,057.41; Tri-State Water 40.25; Bonn Express LLC 100.00; Specialty Mfg Co 181.48; Runnings Supply Inc 1,267.14; Interstate Battery System SD 1,380.90; Gary's Engine & Repair Inc 54.48; Frontier Precision 32,847.10; Woodall's 2,412.00; Eide Bailly LLP 37,000.00; Flex-O-Lite Inc 4,920.00; Shelby Tice 75.00; Kendrick Heilman 36.66. Upon roll call, all voting aye, motion carried.

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

Prepared by Mary Campton for the Finance Office. /s/ Jerry L. Kost, Deputy Finance Officer.