

CITY COUNCIL PROCEEDINGS

City Council Chambers, Municipal Building, 123 South Lincoln Street, Aberdeen, South Dakota, October 11, 2011, 9:00 a.m., regular meeting of the Board of Council Members, Mayor Levsen presiding. Present at roll call were Council Members Tom Agnitsch, Todd Campbell, Jim Kraft, Jeff Mitchell, Clint Rux, and Laure Swanson. Council Members David Bunsness and Jennifer Slight-Hansen were absent. City staff members present were Lynn Lander, Adam Altman, Robin Bobzien, Brett Bill, Karl Alberts, and Mike Wilson.

Mayor Levsen led the Pledge of Allegiance.

MINUTES

Mitchell moved, Swanson seconded to approve the minutes of October 3, 2011, as circulated. All present voting aye, motion carried.

OPEN FORUM

Senator Al Novstrup was on a telephone conference to discuss the state re-districting proposal.

CONSENT CALENDAR

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

SET HEARING DATE – of October 31, 2011 at 5:30 p.m. for the following petitions to rezone: 1) Rezone from Section 707 (C-2)/Section 705 (R-3) to Section 705 (R-3) property described as Lots 702 and 703, Morning Heights Addition in the SE ¼ of Section 18, T123N, R63W of the 5th P.M., Aberdeen, Brown County, South Dakota; 2) Rezone from Section 707 (C-2) to Section 705 (R-3) property described as Lot 10, Quinby's Rearrangement of Lots 10-12, Garden Addition.

SET HEARING DATE – of November 1, 2011 at 8:45 a.m. for the petition to rezone (three mile jurisdiction) from Lot 1, Rohr First Subdivision in the S ½ of Section 36, T124N, R64W of the 5th P.M., Brown County, South Dakota.

SET HEARING DATE – of October 24, 2011 at 5:30 p.m. for applications to transfer Retail On-Sale Liquor and Off-Sale Package Liquor Licenses from Randy Tewksbury dba Silver Dollar Bar, 119 S. Main Street to Jondahl, Inc. dba Silver Dollar Bar, 119 S. Main Street.

LICENSE – Taxi Cab Driver – Kerry Reinke

LOTTERY NOTICE – James Valley Model Railroad Association – receive and place on file.

All present voting aye, motion carried.

NEW BUSINESS

ORDINANCE NO. 11-10-04

An Ordinance regulating snow removal, designating snow emergency routes, and related provisions was presented. Rux moved, Campbell seconded to approve first reading of Ordinance No. 11-10-04. Upon roll call, all present voting aye, motion carried.

RESOLUTION NO. 11-10-01 R

Mitchell moved, Swanson seconded to approve the following resolution:

RESOLUTION NO. 11-10-01 R

A RESOLUTION TO ESTABLISH CONSOLIDATED BOARD OF EQUALIZATION PURSUANT TO SDCL 10-11-66 THROUGH SDCL 10-11-77

BE IT RESOLVED that a consolidated Board of Equalization as authorized by SDCL 10-11-66 shall be established pursuant to the Resolution of the Governing Boards of Brown County, City of Aberdeen, and the Aberdeen School District 6-1. The consolidated Board of Equalization as created by this Resolution shall be authorized to exercise all powers contained in SDCL 10-11.

BE IT FURTHER RESOLVED that three members from the Brown County

Commission, one member of the Aberdeen City Council and one member of the Aberdeen School District 6-1 School Board shall constitute a consolidated Board of Equalization as provided by SDCL 10-11-66.

BE IT FURTHER RESOLVED that the Aberdeen City Council, Brown County Commission and the Aberdeen School District 6-1 shall be responsible for the per diem, salary, and mileage costs of the respective members that serve on the consolidated Board of Equalization. Brown County Commission shall be responsible for the ordinary and customary expenses associated with the equalization of property including appeals to the State Board of Equalization. The financial responsibilities contained in this resolution shall remain unless either the Aberdeen City Council, Brown County Commission, or the Aberdeen School District 6-1 shall request that they be modified prior to December 1st of each year.

THIS RESOLUTION shall be binding upon the Aberdeen City Council, Aberdeen, South Dakota and upon each governing body adopting this Resolution according to law.

All present voting aye, motion carried.

RESOLUTION NO. 11-10-02 R

Rux moved, Swanson seconded to approve the following resolution:

RESOLUTION NO. 11-10-02 R

RESOLUTION FOR ANNEXATION OF CERTAIN PROPERTY TO
THE CITY LIMITS OF THE CITY OF ABERDEEN

BE IT RESOLVED by the Aberdeen City Council, Aberdeen, Brown County, South Dakota, that the Voluntary Petition to annex the following described property filed by Ka P. Squire, Jr., is hereby granted and the following property is hereby added to the municipal boundaries of the City of Aberdeen, South Dakota and shall be within the city limits of said city. Said property described as follows:

The W ½ of the NE ¼ of Section 30, T123N, R63W except for the portion deeded for Hiway purposes, Brown County, South Dakota

BE IT FURTHER RESOLVED by the Aberdeen City Council, Brown County, Aberdeen, South Dakota, that the Mayor of the City of Aberdeen, shall cause an accurate map of such territory together with a copy of this Resolution duly certified to be recorded in the Office of the Register of Deeds, Brown County.

All present voting aye with Mitchell abstaining, motion carried.

ABERDEEN REGIONAL AIRPORT

Mitchell moved, Rux seconded to approve to use \$50,000.00 of the Airport Fuel Tax for General Aviation Road Improvement at the Airport. All present voting aye, motion carried.

Campbell moved, Agnitsch seconded to approve Change Order #3, a decrease in the amount of \$13,951.50 to Hangar 9 Access Road Improvement Project for Lien Transportation. All present voting aye, motion carried.

Rux moved, Campbell seconded to approve and authorize the City Manager to sign the following payment requests: 1) Application permit fee – Brown County Highway in the amount of \$50.00; 2) Engineering Services on AIP #3-46-0001-31-2011 Ag Sprayer Taxiway – Helms & Associates in the amount of \$4,705.11; 3) Pay Estimate #6 (Final) – Hangar 9 Access Road – Lien Transportation in the amount of \$14,989.64. Upon roll call, all present voting aye, motion carried.

MILL AND OVERLAY IMPROVEMENTS

Campbell moved, Swanson seconded to approve and authorize the City Manager to sign Change Order #1 in the amount of \$33,486.73 and Pay Estimate #1 in the amount of \$159,118.28 to Lien Transportation for work completed on the Mill and Overlay

Improvements. Upon roll call, all present voting aye, motion carried.

BILLS

Mitchell moved, Rux seconded to approve the following audited bills for services, supplies, repairs and maintenance: Dakotacare Administrative Services 30,340.13; SD Planners Assoc 240.00; US Bank 22,925.13; Dependable Sanitation, Inc 18,303.99; Larson Enterprise 100.00; United Parcel Service 37.76; Soil Technologies 20,341.75; Schwan Welding & Boiler 58,428.67; Steven Gors 9.82; Randall Hughes 57.03; Robert Mattern 23.33; Priscilla Linn 27.59; Olga Greiser 135.48; SJH Realty Corp 27.39; American News 1,518.54; Aberdeen Development Corp 14,166.71; Praxair Distribution Inc 686.78; MARCO Inc 17.19; Bonnie Bitz 3,670.00; Scott Geffre 47.00; Korina Frysliie 77.00; Tessman Co 496.10; Gayle Bortnem 980.00; RDO Equipment Co 617.68; KONE Inc 177.39; Hawkins Inc 24,098.52; Dakota Electronics 384.00; Don's Builders Hardware 310.00; Evergreen Supply 32.75; Exhaust Pros 171.85; Cole Papers Inc 852.42; Farm Power Mfg Inc 111.10; Carquest Auto 312.21; Graham Tire Co 1,228.62; Hedahls Inc 198.87; CWD-Aberdeen 174.70; House of Glass 1,218.45; Nelson Sales & Service, LLC 10.93; Kesslers Inc 111.41; K-Mart Shopping Center 47.22; MAC's Inc 73.98; Farnums Genuine Parts 102.07; A & B Business Solutions 107.79; Pantorium 47.35; Meyers Tractor Salvage 250.00; Dakota Supply Group 1,088.03; Lorie Johnson 250.00; Midstates Printing 7,466.97; Vantek Communications Inc 42.00; Schwan Welding & Boiler 75.00; Sheehan Mack Sales & Equipment Inc 283.35; Fay's Refrigeration Service 9,072.83; Sherwin-Williams Co 303.92; Crawford Trucks & Equipment 310.62; Gene Eisenbeisz 112.00; Sound Decisions 118.00; J & K Mowing Service 100.00; Town & Country Lumber Inc 20.26; Pro-Build 1,955.48; Weismantel Rent All 385.00; Western Area Power Adm 10,287.28; Wright & Sudlow 950.00; Hannah Lagerquist 32.19; Gayle Neuhardt 630.00; Baker & Taylor Inc 1,235.50; DEMCO Inc 45.02; Gaylord Brothers Inc 9.51; Illinois Theatrical Co 720.14; Fastenal Company 296.11; Westcoast Sales/Marketing Inc 1,498.08; SD Campground Owner Assn 400.00; Dependable Sanitation 340.00; Western States Fire Protection Co 170.00; Amy Scepaniak 65.00; Taylor Laundry 81.00; Fordham Signs 85.00; First National Bank 583,336.38; Continental Carbonic Products Inc 4,654.05; Pepsi-Cola 218.28; Cartney Bearing Co 314.32; Coca-Cola Refreshments 131.30; SD Department Health Lab 63.00; Titan Access Account 363.63; Hub City Radio 140.00; Executive Management 24.96; North Central Farmers Elevator 13,589.62; Parkview Nursery Inc 129.99; Nancy Eckert 253.24; SD Department of Revenue 16,177.19; Rick's Heating/Air Conditioning 221.31; Mid-Am Research Chemical 114.12; Dakota Broadcasting LLC 224.00; Northwestern Energy 73,375.07; Vermont Systems Inc 285.00; Northern Valley Communications 319.63; MTI Distributing 479.74; Firewood & Company 760.00; Glacial Lakes Tourism 414.00; Golf Course Supt Assoc SD 80.00; Bismarck Tribune 135.00; Hardins Photography 125.00; Upper Plains Contracting 106.66; Fire Safety First 37.50; Action Pest Control 125.00; CEASD 82.00; Lynn Lander 50.00; Luann Hintz 12.00; Julie O'Donnell 12.00; Ken's SuperFair Foods 611.08; Laura Millett 371.86; Century Business Products 40.00; Double L Ice 246.00; Menards Aberdeen 948.38; Shannon Broderson 65.00; Matthew Bender 54.24; Brittany Belden 60.00; Reuers Auto Service 232.50; Flex One 200.00; Ray Studnicka 100.00; Golden West Industrial Supply 143.95; Convention Visitors Bureau 28,575.89; McQuillen Creative Group Inc 533.06; Sperry Stump Removal 1,445.00; Professional Mailing Aberdeen 1,500.00; Britlyn Sturlaugson 88.00; Ferguson Waterworks 476.26; RACO Stained Glass 356.50; NSU Finance & Admin 25.00; Jarod Mather 150.00; Helena Chemical Company 1,750.00; Gardner Locksmith 95.00; Van Diest Supply Co 324.00; Camby's Pass Inc 1,607.55; Dakota Oil 223.41; American Red Cross 458.00; R & R Specialities Inc 617.53; Plunkett's Pest Control 167.00; Aberdeen Plumbing & Heating Inc 1,252.25; Pro Ag Supply

Inc 210.87; Randy Murphy 85.00; Tom Suedmeier 187.00; Rose Mullner 170.00; Midwest Tape 135.35; Midco Communications 122.09; Brown County Weed & Pest Board 112.92; Grainger 151.62; Geffdog Designs 745.99; Ameripride Services Inc 680.59; Crescent Electric Supply 1,336.73; Midwest Pump & Tank 137.62; Weissmans Designs For Dance 221.90; Design Solution & Integration Inc 1,180.86; Associated Supply Co Inc 7,928.00; A-1 Sanitation 2,711.82; G & R Controls Inc 473.73; Swanson Electric 3,118.60; Insurance Plus 970.68; Aberdeen Senior Center 780.00; Runnings Supply 1,674.58; Interstate Battery System SD 103.95; Matt Latterell 50.00; Myra Hodson 42.38; Amber Crouch 41.11; Specialty Risk Services 558.00. Upon roll call, all present voting aye, motion carried.

PAYROLL

Agnitsch moved, Rux seconded to approve payroll for the period from September 25, 2011 through October 8, 2011 and city share of social security, old age & survivor's insurance, retirement and health/life insurance: Wells Fargo 99,307.72, SD Retirement System 58,451.02, Governing Body 3,192.28; City Manager 6,092.31; City Attorney 3,469.60; Finance 13,033.39; HR 6,655.20; Building 225.48; Computer 3,400.80; Planning/Zoning 11,246.40; Engineering 10,320.22; Police 88,875.64, Vickie Hoerner 50.63/bw; Drew Ottenbacher 17.83/hr; Fire 86,255.10; Fire Prevention 2,456.00; Housing/Building 4,812.00; Street 22,521.42; Traffic 4,345.55; Solid Waste 17,288.72; Transportation 13,314.69; Library 20,791.88; Parks, Recreation & Forestry 80,941.82; Tyler Brown 9.00/hr, Anne Jensen 9.00/hr or 11.25/hr, Kelsey Mundt 7.75/hr, Mairghread Rigg 9.00/hr; Ryan Smith 15.38/hr, Brian Spanton 10.00/hr, Danielle Taylor 9.00/hr; Airport 11,485.14; Pipe 19,884.54; Water Treatment 15,655.47, Meter 3,691.20; Wastewater 17,982.46; Brent Kolding 15.38/hr; Pump 5,331.64. Upon roll call, all present voting aye, motion carried.

There being no further business, Mitchell moved, Rux 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